# JURY SYSTEM **BECOMES MENAGE**

So Declare Senator Benton's Attorneys in Brief Filed in the Supreme Court.

#### **GOVERNMENT IS THREATENED**

If a Jury of Twelve Men Can Create A Vacancy In the U. S.

Washington, March 29 .-- A separate brief was filed by the attorneys of Senator J. Ralph Burton today in the supreme court on the constitutionality of the act of 1864 (revised statutes, section 1782), which the brief says is in conflict with the fundamental idea on which the whole federal government is founded. The brief covers 78 pages and is signed by B. P. Waggener, John F. Dillon, Harry Hubbard, F. W. Lehmann, W. H. Rossington, W. K. Hayes and W. P. Hackney. "The integrity and perpetuity of our form of government is menaced," de-

clares the brief, "If it shall be held that a jury of 12 men, upon purely a po-litical question such as this, can create a vacancy in the United States senate. If so, may not Congress in the same create a vacancy in the presidency

If the executive power of the government, acting through this law, can invade the senate of the United States, and by the instrumentality of a jury, remove a senator, why may not a like law be passed affecting the members of the court, and invoked, in this case, without evidence, as to one or all the members of this court, at the cictation of one of the courts inferior to this court, through like instrumental-ity, remove it from office?"

#### SENATE DISCUSSES RAILROAD RATE BILL.

Washington, March 29 .- The senate today listened to speeches on the rall-road rate bill by Mesrs, Clay, Carmack and Newlands, and then debated and passed a bill which provides for the reorganization of the medical depart-ment of the army by authorizing the appointment of officers to take the place of contract surgeons.

All the senators who spoke on the rate bill indicated a purpose to support it, but Mr. Clay expressed the hope that it would be so amended as to afford a limited court review of the orders of the interstate commerce com Mr. Hale criticised the military med-

ical bill as showing a tendency to in-crease the army, which he said was not desirable in a time of peace. During the rate bill discussion Mr. Elkins raised the question as to wheth-er the bill confers authority to pass on rates between communities, and said that Mr. Dolliver had taken the position that it did not confer this authority. Like Mr. Aldrich, he asserted that the friends of the bill do not agree in its interpretation.

Mr. Elkins declared that he was the



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of the measure than either Mr. Dolli-ver, Mr. Nelson or Mr. Tillman. Mr. Clay took the position that Con-gress had the power to fix a standard of rates giving just compensation; that both the carrier and the shipper should have authority to go into the courts o determine the question of just compensation; that the power to issue in-junctions should be hedged about with all proper restrictions, and that car-ters should be confined to their own

CHARLES IN MANAGEMENT AND ADDRESS OF THE PARTY OF THE PAR

Mr. Newlands took issue with some of the statements made by Mr. Knox on the subject of appeal to the courts. declaring that there was nothing in the bill either to prevent such an apeal or to limit the powers of the cour the matter of infunction. He felt disposed to exercise great caution in

when Mr. Newlands concluded the bill providing for the reorganization of the medical department of the army was taken up, and Mr. Hale again voiced his opposition to the measure. He repeated his argument against the present increase of the army.
"The army man and the navy man

go on the theory that the government is run for their benefit," he said, "but I do not believe that the people generally want the army augmented in time of peace."

time of peace."

Discussing the navy, he said he would pit it against any navy in the world except Great Britain's, and that it would be folly to attempt to equal the naval establishment of that power. He believed that with the vessels ow ordered completed our navy would e superior to the French navy and the second in the world. Returning to the army, Mr. Hale ex-pressed his satisfaction with the pres-

nt contract surgeon system.

The bill passed by a vote of 42 to 5.

At 4:35 p. m. the senate went into executive session and at 4:40 adjourned until Monday.

#### NO MORE RAILROAD PASSES IN BUCKEYE STATE.

Columbus, O., March 29 .- The senate this afternoon by unanimous vote passed the house bill creating a state railroad commission and providing for the regulation of freight rates. The bill was amended in some important particulars, but the author will make no objection, and the concurrence of the house in the amendments is expected. The most important amendment was he insertion of an anti-pass provision. This probibits any state or any other public officer accepting free transpor-tation under penalty of forfeiture of office and a fine of from \$500 to \$1,000. The bill was also amended so as to exempt sleeping car companies from its best friend the bill has, and that his | provisions, excepting so far as the rates only reason for desiring to have the | made by such companies apply solely best friend the bill has, and that his provisions, excepting go let as the rates only reason for desiring to have the made by such companies apply solely bill amended is to make it strong. He to travel within the state. The time when the law shall go into effect was

also extended from 30 to 60 days from its passage.
The bill provides for a commission of three members, whose salaries shall be \$5.000 a year each.

#### TYREE'S CASE.

No Vote on it Taken, Quorum of Directors Not Being Present

San Francisco, March 29.—The California directors of the Continental Life Insurance and Investment company met today for the purpose of voting upon the question of retaining President Tyree in office, but owing to railroad washouts a quorum was not present and adjournment was had to Monday. It was announced that the directors did not have the power to remove the president and it developed to remove the president and it developed that the most they could do would be to recommend that Tyree be removed.

#### BURNED TO DEATH.

Shreveport, La., March 29 .- In fire of unknown origin early today which destroyed the Blazingame hotel at Atlanta, La., a guest named Black from Sherman, Tex., was burned to death. Ed Blazingame, owner of the hotel, was burned about the face and

#### SOUTH AFRICA GIVING GREAT BRITAIN TROUBLE.

London, March 30 .- The new gov ernment is finding continual trouble in its dealings with South Africa. By intervening to delay the execution of 12 natives convicted of having been concerned in the ambush and murder of Police Inspector Hunt in the recent native rising in Natal, which has been attributed to the Ethiopian movement, the imperial authorities have evoked an admittedly grave and delicate crisis which will require the most careful

Dispatches from the South African colonies show that the colonists are boiling with indignation and calling boiling with indignation and calling meetings to protest against a procedure which they regard as being calculated to endanger the safety of the whole white population. Fuel has been added to the fire apparently by the unjustified importation of Under Colonial Secy. Churchill's name into the affair, for which the Earl of Eigin, colonial secretary assumes full responsibility.

secretary, assumes full responsibility.
The Conservative papers are loud in denunciation of the government's ac-tion. In justification of the govern-ment's unusual course, it is pointed out that two natives already have been executed for the same crime, that the colony is under martial law, and that imperial troops have been invoked to assist in suppressing the rising. The Liberal papers contend that Lord Elgin had full constitutional rights to exercise a veto and assume that he will be able to give satisfactory reasons to his able to give satisfactory reasons for his

House Work Treorn **Need Not** Wear Her Out

The drudgery of house work seems never ending to tired-out, dispirited women who suffer from female complaints or irregularities. In-

flammation and ulceration cause fearful bearing-down pains which are aggravated by much standing on the feet, and lifting necessary in house work.

But let no woman despair of relief from this torture. That famous tonic reconstructor of diseased or disordered female organism,

# Lydia E.Pinkham's Vegetable Compound

has cured more than one million American Women, and it will cure you. When troubled with painful irregularities, when backaches and headaches drive out all ambition, Lydia E. Pinkham's Vegetable Compound will bring back health, strength, and happiness.

### It Gave Me New Life and Vigor

DEAR MRS. PINKHAM:—Last spring, while we were moving. I did considerable more work than my strength permitted, and, having mental trouble at the same time, my health broke down completely and I found myself unable to rest or eat. My nervous system became shattered and I was pale and emaciated and had to take to my bed. My sister advised me to try Lydia E. Pinkham's Vegetable Compound, and, although I had no faith in patent medicines, I was so miserable that I would take anything for relief. I found that it made a complete change for the better, inducing appetite and restful sleep and imparting new life and vigor to my entire system. I gained nearly fourteen pounds, my complexion looked fresh and clear, and my best friends were surprised and pleased at the change and could hardly credit the fact that Lydia E. Pinkham's Vegetable Compound had accomplished it.

HONORA LILLIAN HENRY 1118 31st Ave., South, Seattle, Wash. Director Seattle Dramatic Club.

Do not let disease make headway. Write at once to Mrs. Pinkham, Lynn, Mass. Her advice is free and will contain information of great value to you. Mrs. Pinkham is daughter-in-law of Lydia E. Pinkham, and for twenty-five years under her direction and since her decease, she has been advising sick women free of charge,

Lydia E. Pinkham's Vegetable Compound Cures Where Others Fail

# RUSSIA'S FIRST PARLIAMENT.

Will be Held in the Tauride Palace. Famous for Association With Absolute Rule.

WAS BUILT BY CATHERINE II.

Bestowed by Her Upon Prince Potemkine, Her Most Enduring Favorite.

Correspondence Associated Press. St. Petersburg, March 18.-Curiously enough, Russia's first parliament will hold its sittings in the old Tauride palace, a building whose associations are all connected with imperious and absolute rule. It was constructed by the autocrat Catherine II and bestowed by her upon Prince Potemkine, who throughout her reign was her most enduring favorite.

It was Potemkine who, after many years of struggle, reduced the Tartar Khan of the Crimea to submission and brought that beautiful peninsula, now the Russian Riveria, finally under Rus-sian sway. Under the prince's escort she made a journey to the region then called the Tauride, and upon her return she bought the palace for "Hero of the Tauride," which palace during the latter part of her reign was famous for almost barbaric feasts on which Potem-kine lavished the empress' gold.

In the very hall in which the sessions of the parliament are to be held, the prince gave in honor of his sovereign the historic banquet whose prodigality and splendor rivaled the feasts of Nero and the Roman emperors. Potemkine received his royal guests in a uniform blazing with diamonds and a head dress so heavy with gems and gold that its weight had had to be supported by an aide de camp. Contemporary ac-counts of the banquet, at which 600 guests were served in dishes of gold, read like extracts from the "Tales of the Arabian Nights," one of the fea-tures being a ballet in which Grand Dukes Alexander and Costotin, with 200 of the most beautiful ladies of the court and nobility, danced before the empress

and her favorite.

Shortly afterward Potemkine died, and the palace was repurchased by Catherine from his heirs, and served as her residence much of her time during the remainder of her life.

ELECTIONS TO PARLIAMENT.

St. Petersburg, March 29.-The first actual elections to the Russian national parliament took place today, when 12 members of the council of the empire were chosen by a congress composed of representative associations of trade and industry throughout European Russia There was no speechmaking. members chosen are well-known men of affairs and of high standing in their respective communities. They are all Conservatives.

Former Minister of Commerce Timi-

riazeff, who presided over the con-gress, was unanimously elected as one of the delegation to the council of the empire, and he undoubtedly is destined to be the leader of the Liberals in the

upper chamber.

The other members elected are: M. Yassauninsky and M. Glezmer, members of the St. Petersburg council of commerce and industry: M. Avadkoff, president of the Industrial Coal and Metal congress of Kharkoff; M. Gouda-Metal congress of Kharkoff; M. Gouda-soff, representing the Baku bourse committee; M. Kahnekof, Klef bourse; M. Moukhine, director of the Volga Komma bank of Kharkoff; M. Krestov-no, president of the Moscow bourse committee; M.Roehwand of the Warsaw Bourse committee; M. Kramer of the Bigs bourse; M. Roehwand Riga bourse; M. Baouline of the Nizsh.

Riga bourse; M. Baouline of the Nizshni Novgorod bourse; M. Kosell, a manufacturer of Cathrinebourg.

The constitutional emochots have
won a sweeping victory in the municipal elections in the cities and towns
of the St. Petersburg district outside
of the capital itself. Their ticket, with
Prof. Paul M. Milukoff at its head and
including one of the Essen brothers,
who was concerned in the movement who was concerned in the movement to set up a provincial government last year following the massacre of work-men in St. Petersburg, completely bur-led the Octoberists and other conserva-

tive parties.

It is noteworthy that Prof. Milukoff. although the editor of a paper published here, could not be a candidate in the capital, as an old Plehvo decree forbidding him to reside either in St. Petersburg or Moscow on account of his authorship of articles of "evil tenden-cies" still stands against him. It is understood that the delegation took a sciema pledge to demand that the na-tional parliament call Premier Witte and Minister of the Interior Durnove to answer for the acts of repression committee since the manifesto of Oct.

#### HEINZE WANTS FINES PAID REFUNDED TO HIM.

Butte, Mont. March 29.—F. A. Heinze, J. T. Tresize and A. L. Frank desire to recover the fines they were required to pay into the federal court by Judge Beatty of Idaho in the Michael Davitt case, Heinze's fine was \$25,000 and the others \$1,000 each .Atty. J. M. Denny has petitioned the court to return the fines with interest. \$3,400, which brings the total sum up to \$25,400.

The money is an deposit in the First National bank of this city, it having been paid to clerk of the United States district court. Sproule. Mr. Denny takes the position that the money was paid in as a pledge and that it should be returned to the petitioners, the Heinze suits having been settled.

BERING STRAIT TUNNEL.

St. Petersburg. March 29.—Baron Loicq de Lobel, in order to meet the wishes of the national defense committee, has altered his Bering strait tunnel and Siberian rallway project to make the rall-road run due east from Kaask to the 110th degree of longtitude and thence north-easterly to Yakutsk. Unofficial intimations are given that Russia would be glad to have the concession accompanied by an American loan. The decision of the commission is till in suspense.

DENIES HER OWN STORY.

St. Louis, March 29.—Miss Nina V. Brandt, daughter of a St. Louis minister, who disappeared last Saturday and returned to St. Louis last night with her father, denies the story of being drugged and assaulted, which she told her father in Las Vegas, N. M. Her statement follows:

in Las Vegas, N. M. ther statement lows:

"It has not been proven to me by any record of my movements in St. Louis on that dreadful Saturday that the report of the occurrence is not true, but I have convinced myself through my own conclusions and experiences at a similar period to this that I was suffering from some kind of a mental aberration, which I do not understand and which I pray I shall never experience in the future."

ARIZONA WATER RIGHTS SOLD.

New York. Morch 29.—The irrigation rights and land grants in Arizona owned by the Arizona Water company were sold at auction under foreclosure today for \$50.000, the amount of the first mortgage honds, under which the proceedings were

taken.
The only bid offered was of Porter



Steele, who represented a bondholders committee composed of Charles S. Fair-child, Arthur B. Leach and William H. Eurrows.

#### BILL TO INCREASE THE HEAD TAX ON ALIENS.

Washington, March 29.—Senator Dillingham today submitted the report of the
committee on immigration on his bill
amending the limingration laws. The
changes made in the present law are
numerons. The head tax on incoming
allens is increased from \$2 to \$5 and
steamships are subject to fines of \$100 for
bringing to the United States any persons
prevented from entering by reason of afflictions or mind or body. The present
law provides for such fines only in the
cases of allens afflicted with loathsome or
contagious diseases.

The bill adds to the classes of allens
now excluded by law all imbedies, feeble-

The bill adds to the classes of aliens now excluded by law all imbedies, feeble-minded persons who are mentally or physically detective, such defect being of a nature which may affect the immigrant's ability to earn a living, children under 17 years, unless accompanied by parents, and strengthens the provisions excluding polygamists, criminals and prostitutes. The head tax is imposed on aliens' entrance except in certain cases and is abolitrance except in certain cases and is abol-ished in the case of a foreign official coming to the United States overland. coming to the United States overland. The bill further provides that such companies be required to furnish lists of all outgoing aliens before departure for the United States.

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Infallible Germ Killer and Skin Healer
Consists of Harfinn Soap, medicated, deodorteing; Skinhealth (oint.), kills all disease
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#### House Cleaning

We beg to remind the good house-wife that a bottle of our Bed Bug Killer used now will prevent the ap-pearance of these pesky little brown pests, that so disturb your summer dreams extra large bottles, 2c. Both 'phones 457. Remember the number—

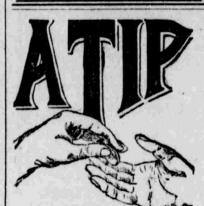
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admitted aliens among the states and territories desiring settlers, the blil establishes a division of information in the bureau of immigration. Information concerning states and territories will be collected and distributed among admitted aliens, and states and territories may maintain representatives at the various immigrant stations for the purpose of inducing aliens to settle there. COAL PROFITS SMALL.

New York, March 29.—David Wilcox, president of the Delaware & Hudson company, made a statement today to the effect that the increased price of coal during the last few years has added only very slightly to the profits of the anthracite coal operators.

Torturing eczema spreads its burning area every day. Doan's Ointment quickly stops its spreading, instantly relieves the itching, cures it permanently. At any drug store.

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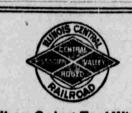
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SIMON BAMBERGER.

President and General Manager. Time Table in Effect Nov. 25, 1906. LEAVE SALT LAKE. 6, 8:30, 11 a. m.: 2, 4:30, 6:30 p. m. LEAVE LAGOON. 7, 9:30, 12m.; 5, 5:30, 7:30 p. m.



Utah's Most Popular Railroad.

DEPART DAILY. No. 7-Los Angeles Limited .... 4:45 p.m. 1-Los Angeles Express ....12:01 a.m. No. 51-Fer Stockton and Tintic. 7:45 a.m. No. 63-For Nephi and Sanpete 

ARRIVE DAILY. Valley ..... 1:30 p.m. No. 64-From Nephi No. 52-From Tintic & Stockton. 6:00 p.m.

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No. 2—From Ogden, Chicago, St.
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No. 10—From Ogden, Cache Valley, Butte, Portland, and
San Francisco.

DEPART. DEPART.

DEPART.

No. 5—For Ogden, Omaha, Chicago, Denver, Kansas City and St. Louis

No. 1—For Ogden, Portland, Butte, San Francisco and Intermediate Points.

No. 1—For Ogden, Omaha, Chicago, Denver, Kansas City, St. Louis and San Francisco.

No. 11—For Ogden, Cache Valley and Intermediate Points.

No. 11—For Ogden, Cache Valley and Intermediate Points.

No. 17—For Ogden, Omaha, Chicago and Intermediate Points.

No. 3—For Ogden, Cache Valley, Chicago and Intermediate Points.

No. 5—For Ogden, Cache Valley, Butte Helena, Portland, San Francisco and Intermediate Points.

D. B. BURLEY, G. P. A.

D. S. SPENCER, A. G. P. A.

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Note:—Train numbers shown above are Oregon Short Line train numbers and do not apply to the Southern Pacific west of Ogden or the Union Pacific east thereof.

# DENVER & RIOGRANDE

In Effect Dec. 10th, 1905. LEAVE SALT LAKE CITY: No. 10—For Heber, Provo and
Marysvale

No. 102—For Park City

8:15 a.m.
No. 6—For Denver and East. 8:50 a.m.
No. 11—For Ogden and Local
Points

No. 5—For Ogden and West. 1:45 p.m.
No. 12—For Denver and East. 3:50 p.m.
No. 12—For Denver and East. 3:50 p.m.
No. 114—For Bingham

No. 114—For Bingham

No. 114—For Bingham

No. 114—For Bingham

No. 115—For Ogden and Local
Points

No. 12—For Ogden and Local
Points

No. 2—For Denver and East. 8:50 p.m.
No. 3—For Ogden and West. 11:10 p.m.

ARRIVE SALT LAKE CITY.
No. 6—From Ogden and the
West

No. 12—Form Ogden and Local 10-For Heber, Provo and No. 2-From Ogden and West. 11:10 p.m.
ARRIVE SALT LAKE CITY.
No. 6-From Ogden and the
West
No. 12-From Ogden and Local
Points 9:30 a.m.
No. 7-From Eureka and Provo 10:00 a.m.
No. 6-From Denver and East. 10:25 a.m.
No. 1-From Ogden 2:25 p.m.
No. 1-From Ogden and the
West 2:25 p.m.
No. 2-From Ogden and the
West 5:16 p.m.
No. 101-From Park City 5:16 p.m.
No. 13-From Bingham 10:26 a.m.
No. 113-From Bingham 10:26 a.m.
No. 113-From Bingham 10:26 a.m.
No. 115-From Bingham 10:26 a.m.
No. 4-From Ogden and the
West
No. 3-From Denver and East. 11:06 p.m.
All trains except Nos. 1 to 6 inclusive
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