LAST LEGAL DAY FOR LEGISLATURE

Eighth Session Nears End of Work, But Clock Must be Stopped.

VOTE DOWN GOVERNOR'S VETO

Eminent Domain for Smelters is Provided in Substitute Measure Passed By the House Yesterday.

The last legal day upon which a session of the Eighth legislature may be held has arrived; today is the sixtleth day. Viewed from the standpoint of the legislative session, Thursday, March II. will be a protracted day, extending, it is estimated, according to the Julian calendar reckening, far into the night of Saturday, Feb. 13, and perhaps even longer; but to prevent the passage of time legislatively, at 11:15 this morning some mysterious influence caused the hands of the house clock to stand still and being that the members of the legislature now have their eyes on their deaks and the work facing them, they will never look up to notice the fact that the timeplece has stopped until every bill before both houses has been finally acted upon and the busi-

Included in this business is a vast amount of work. The appropriation bill alone is good for two or three days' hard labor ordinarily, though the committees are said to be pretty well advanced in the consideration of the budget; the Des Moines plan of government, a bill to provide for which passed the senate yesterday, may be reached before adjournment by the house, and then again it may not. A conference of the Sait Lake members of the house was held on the measure last evening and while, it is understood nine of the 10 members of the delegation favored the bill, there was some difference of opinion regarding the police and fire commission bill, house bill No. 147, introduced by Mr. Ashton, Feb. 2, and until this measure is disposed of or some agreement reached in regard to the matter, the Des Moines bill will not be considered by the lower branch. In feat it suppose Included in this business is a vast ed in regard to the matter, the Des Moines bill will not be considered by the lower branch. In fact, it appears that in the rush of legislation at the end of the session the bill may not come up for consideration in the house at all, though the measure has many friends who think its provisions should become law. It takes the foot of the calendar.

RAILROAD COMMISSION.

To the House of Representatives:

To the House of Representatives:

I return herewith without approval.

H. B. No. 85, substitute for H.

B. No. 41, by committee on mining and smeiting, entitled, "An art amending section 2,588, Compiled Law of Utah. 1307, in relation to the excercise of the right of eminent domain, by adding thereto a new subdivision to be known as subdivision free (3).

What may be a public use is a matter of legislative discretion, and such determination on the part of the logislature will be respected and followed by the courts, "unless the act is clearly and palpably unconstitutional, or the accessity for the taking is plainty without reasonable foundation." Highland Boy Mining Co., vs. Strickley, 28 Utah, page 215.

I do not believe that in the case of this measure the courts would hold that the necessity is so great as to permit of the devestation of such yast areas of our anne for the purpose of-saiding in the construction, development and operation of milis and smelters for the reduction of over

In my opinion the enactment of such a measure would be extremely dangerous, and I therefore return the bilt without my approval.

BAKER URGES PASSAGE

After the reading of the vato, the measure again came before the house on the question of sustaining the governor's voto. Mr. Baker erged the passage of the bill, notwithstanding the disapproval of the governor, declaring the position of the chief executive was an intenable one. The matter at lesse was pursty a legal one. Mr. Baker contended, and declarimed that there would be any devastation of crops and property by smallers in the exercise of the rights granted in the bill.

the bill.

Mr. Holman also urged the passage of the measure over the vote, stating that in many sections where sact-culture and mining interests conflicted, mining should have priority.

Representative McRae strongly op-

Biate of Ohlo, City of Teleda, Lucus County, as.

Frank J. Chenny makes outh that he is a senior partner of the fluin of F J. Chenny & Co., doing business in the City of Toledo, County and State aforesold and that said film will pay the sum of ONE HUNDREH DOLLARS for wach and every case of Catarril has cannot be cured by the use of Hall's Catarril Pure used by the use of Hall's Catarril Pure.

Swort to before me and subscribed in my presence, this fit day of Dozember, A. D. 1888.

A. W. GLEASON.

(Seal).

Mall's Catarrh Cure is class; internally, and acts directly on the blood and muctous surfaces of the system. Send for testimonials free.

P. J. CHENEY & CO. Toledo. O. Sold by all Dringsters to.

Sold by all Dragglets, Se. Take Hall's Family Pills for constina-



posed the passage of the measure over the governor's veto. He said that smelter smoke had done more damage to the farmers of this valley than could over be estimated, and the inhabitants of the smelter district know what the result to agriculture and crops and animals and even humans is where the funes of the smelters pour out continuously upon the herbage and the crops, and for the people to breathe. The previous question being demanded, the bill passed over the veto by a voice of 21 to 19, absent and not voting 4. The vore was as follows:

Ayes—Allen, Archibaid, Ashton, Baker, Barnett, Cannon, Dorius, Dyreng, Fuller, Funk, Hammond, Hansen, Haycock, Renrie, Hodges, Hohman, Holt, Jensen, King, McCracken, Morris, Netson, Nielson, Parmiey, Pope, Russell, Smith, Thompson, Webster, White, Mr. Speaker.

Naya-Clegg, Davis, Eardley, Eng-land, McMillan, William; McMillin, Hugh A.; McRae, Murdock, Porter, Woodford Absent and not voting were—Bower, Hayes, Randali, Thornley.

LEGISLATIVE DOCKET

RAILROAD COMMISSION.

Nothing has yet been done with the proposed railroad commission bill, which is house bill 113, by Mr. Eardley. Phis bill may or may not receive consideration at the hands of the house, according to the press of business at the close fo the session; many of the members, it is believed, not taking the intent of the measure seriously.

The recommendations of the governor in regard to the proposed erection of a capitol building, and providing for the submission to the voters of the state the question of voting an extra 1-mill tax for the purpose, passed the lower house yesterday. The bills originated in the senate, and are known as senate bills 160 to 183, by Mr. Marks. The measures now go to the governor for his approval.

The senate bill on the llouor question, S. B. 143, by Mr. Hadger, which passed the senate yesterday, reached the house late in the afternoon. It was at once referred to the shifting committee. The measure, if reported in by that committee, will go to the foot of the calendar unless made a special order.

PASSED OVER VETO.

Governor Spry sent his first veto pressure to the house vesterday, in the board of trustees of the appointment of the board of trustees of the Agricultural college and fixing their terms of office. BILLS SIGNED BY THE GOVERNOR

Governor Spry sent his first veto tural college and fixing their terms of

refused to accept the veto, and pass-ed the bill over the head of the gover-ner by the required two-thirds ma-of this act.

In disapproving the measure, Governor Spry stated his reason that the measure was unconstitutional. His measure to the house was as follows:

S. B. No. 14, by Wilson-Providing for the manner of amexing that part not one or more countles to an ad-

RILLS PASSED BY THE SENATE.

8. B. No. 144, by Wilson—Providing for the manner of amexing that part of one or more countles to an adjoining county, and of creating new counties out of existing counties, and repealing sections 487-X3, 487-X6, 487-X1, 487-X3, 487-X3, 487-X3, 487-X1, 248-X6, 487-X1, 248-X6, 248-

BILLS KILLED BY SENATE

S. B. No. 185, by Marks—An act to amond section 124-X. Compiled Laws of Frash 1907, relating to the maximum rate of Inforest on money.

S. B. No. 185, by Badger—An act repeated by Bartin Carl Allison. Accord-

our a complaint issued against him, was taken back to Orden yesterday by Deputy Shariff Carl Allison. According to a confession tonade by Preston to his wife, he knows who shot and killed Deputy Sheriff S. L. Clark of Unitan county several months ago. Preston was adding to return to Ogden and will be held as a witness pending the capture of Henry Burns, a may known as Big Tom and a Jap. According to the Ogden officials. Preston has confessed to robbing box cars, and he will probably be presecuted on this charge. as to providing the means of escape from area and providing a penalty for the visitation of this act. 8, B. No. 142, by Marks—An act in amend section 2822. Compiled Laws of Unit, 1505, relating to the statute of incidents.

BILLS PASSED BY THE HOUSE.

8. B. No. 12, by Stooley-Providing or archicological and historical ex-duration and investigation in comec-ten with the University of Utah and S. H. No. 154, by Bullon-Petsting to

No 107, by Badgor-Relating

tol B. B. No. HI, by Marks-Providing for the leave and disposal of state bonds and the appropriation of the | into the dining room were thrown open, I office tol Main street.

state capitol.
S. B. No. 182, by Marks—Providing for provided by funds for the redemption furnish a state capitol of the State of make report on mines and quarries. BILLS KILLED BY THE HOUSE. H. B. No. 225, by McRae-Relating to dairy and food commissioners, and creating the office of deputy dairy and food commissioner for the State of Utah; enacting clause stricken out.

BILLS KILLED IN THE SENATE.

Hone and banks. S. H. No. 170, by Sovy—An act amend-ing section 2272, chapter 42, Compiled Lakes of Pitals, 1907, relating to pro-

Are factors of the greatest success, No person can do full fustice to himself without them. In no season of the year are they more easily exhausted than in the

We need not discuss the reason for

strength and endurance, as thousands

PRESTON AS A WITNESS.

Weber Officers Believe Clark Murder

James Preston, who has been held in

May He Solved.

J. D. SPENCER SURPRISED

Salesmanship Class Gives Him a

Unique Welcome Home.

John D. Spencer has been the sub-

jest of many surprises, but some more

complete and unique than that which

greated him but sight upon his re-

turn from New York. The evening was the one devoted to the weekly sales-manship viscoses of the Y. M. C. A. which Mr. E. encer teaches, and apon the assembling of last hight's class. Mr. A. T. Davis who was to give the salesman talk announced that the line of sends he represented was pro-

medings supplementary to execution STRENGTH AND ENDURANCE.

8. B. No. 185, by Kuchler—An act re-lating to ores and the treatment there-of and trading and commerce therein, and to persons, associations and cor-porations engaged in the treatment thereof, and trading and commerce therein. S. B. No. 164, by Burton-An act pro-S. B. No. 164, by Burton—An act providing that all streams or bodies of water in the state be declared navigable and public highways for the purposes of hunting and fishing.

S. B. No. 179, by Badg.r—An act providing for a uniform price for the publication of proceedings, reports, legal notices and advertising required by law to be published, and fixing a legal rate therefor.

saure, satisfaction assured, Bothed Smeked tengue fomato saure, unlimited supply. Roast sirloin of beef, finest in the country. Potatoes in creum. La Spagetti et el Italian. Apple pie, do you wonder I am enthusiastic? Cheere. Crackers, Coffee, Sign here.

Thank you, this order will be filled at once, Good day, sir.

BARLOW IN NEW CRUSADE.

1686-X6, 1686-X7, 1686-X8, 1686-X9, 1686-X10, 1686-X11 and 1686-X12, Compiled Laws of Utah, 1997, relating to the state board of optometry.

S. H. No. 183, by Badger—An act relating to the duty of keepers of propriotors of hotels and lodging houses, as to providing the means of escape from fires, and providing a penalty for the violation of this act. on the promise of furnishing labor for them, and then sending them to various points where no work is to be had, will be stopped if Chief Barlow can accomplish this result. Of late there have been many complaints received at police headquarters from unfortunate laborers who gave their last dollar to some agency for work and then did not get employment. Chief Barlow says bres, and providing a penalty for the violation of this act.

S. B. No. 16, by Benner X. Smith—An act authorizing the court in its discretion to compel a party to a suit to submit to a physical examination by physicians and surgeons.

S. 11 No. 168, by Sevy—An act. of the situation and try to get an or-dinance passed that will remody the

AMUSEMENTS.

the box office opened at the theater this morning indicates that the clien-telle of the pioneer accusement house is aware of the fact that "Wildhire" as presented by Lillian fussell and her splendid company is a good thing. The performance goes toright, Friday and Saturday nathers and evening. and Saturday matines and evening

Orpheum—There is a sprightly headliner at the Orpheum this week in the ferm of a playlet dealing with we-man's rights and a harpecked husband, which is investigation. ray sisters, classy, this and pretty; Jewell's Manikins; and a number of other good acts that are frawing crawls at every performance.

Colonial-David Belasco's "The Rose of the Hancho," with its spendid stage settings and good noting, is proving to be one of the best things yet offered at

Grand-The Great Meliwin continone to negatily big and ence at the Grand with his sleight of hand and handouff tricks. Tonight be will, after

Elies' Annual Show-Rehesrals for

How can a person risk taking some minown coulsh remedy when Foley's loney and Toy couls them no more! I be a safe remedy, contains no hermful drugs, and curse the first obstinate coughs and colds. Why experiment with your health" Instat upon having the genuine Poley's House and Tar-F. J. Hill Drug Co. (The Never Substitutors.")

CALIFORNIA RATES.

Liquor Measure Passes Senate Without a Dissenting Voice Being Raised.

SATISFACTORY TO RUM MEN

Murray Saloon Proprietor Declares That New Measure is More Acceptable Than Present Conditions.

As forecasted in yesterday's "News," B 145, the senate liquer bill, parse

Senator Wilson remarked dryly when his name was called, "It is the best I am get, and I vote aye."

This measure is as drastic as the scoole will stand for, said Senator lohn V Smith. "I am satisfied with my attitude on this subject up to the

NO COMPENSATION.

was voted down. This amendment was offered by Senator Hulaniski the day previous and met a similar fate. Mr. Smith also proposed the con-

STATE INSPECTORS.

An amendment offered by Senat adopted by a vote of 10 to 6, two abser

A. S. REISER AGAIN.

Preceding consideration of Gre quer hill, senators Marka Stockey made abswer to chin preferred against thous by A Rober to the Daily Bulls

DRINKERS WANT PROHIBITION.

Miners in Nevnda Would be Glad to Have Liquor Kept from Them.

camp, and II is susprising to see the Daily during March and April via they would be give of something to they would be give of something to they only kit to san Francisco, Los Angeles and other points. City ticket and crass for tributy.

Mr. Linnell says that the proposed j

in Nevnda being carried to its present excess, is greatly favored by the miners of the state as far as he has been able to talk with them.

Asked how the miners felt about these reforms in such outside camps as dold threin, where Mr. Linnell has been spending the past year, he said the semilment there was in favor of a great thrings. Perhaps they would not favor an estrame measure at necessary and its semilar than the has may would ravor that the has may would ravor that the semilar there is an about the semilar three measures at necessary would not favor an estrame measure at necessary would not favor that the house state-wide prohibition, but Mr. Linnell said the mineral has been marriage to Andrew Howat Jr. takes place to the bear future.

Mrs. R. W. Young and Miss. Mary Young entertained informally Tuesday for Miss. Geneve Chark whose marriage to Andrew Howat Jr. takes place to the bear future.

Mrs. R. U. Young and Miss. Mrs. R. W. Young and Miss. Mary Young entertained informally Tuesday for Miss. Geneve Chark whose marriage to Andrew Howat Jr. takes place to the bear future.

the than to have tunes and the lave been doing.
There can be no doubt about the le," end Mr. Linnell. "I never saw men of the camps so worked upout anything as they are about se questions, and the sentiment almost unanimous in favor of

LOVERS

CAREY'S CIGAR HOLDER.

UNIVERSITY NEWS

The Athletic council was to held a meeting at t p. m. today is decide the dute on which the footbadi match with the University of Colorado will take

The Scribblers' sigh met Tuesday as the guests of D. M. Brapet. An address was given by Prof. Coray, after which refreshments were served. The meeting next week will take place at the A. F. Fraternity bouss, when talks will be given by L. E. Hamien. E. B. Houtz and Whitsen T. Nuttell.

utince dance one week from next

Preparations are progressing for what will be the longest and most valuable irip yet undertaken by students of the Utah State School of Mines The committee of the students who were appelled to look into the matter of value and filnerary have reported to the authorities of the institution who are planning the affair. If the trip is made according to the suggestions of the committee it will take in about 70 mining camps in Utah, Nevada, Arisma. Colorado and New Mexico. The company is fluenting on leaving here as near the first of May as possible, and returning about May 25, in the interval it is proposed to visit the camps at Leadville, Canyon City and Cripple Creek, in Colorado; also Somero, N. M. has well as Trinidad, Clifton, Lordsburg, Morenei, Douglas, Biobes, Canabea and some other important camps, in Utah trips will be made to Newhouse and Eureica, and the students will likely visit Goldfield in Nevada.

SOCIAL AND PERSONAL.

Mr. and Mrs. Dan Harrington enter-tained speaker and Mrs. Robinson and other members of the legislature at dinner has seaning at their home, the decorations being in pink carnations and amilias and covers taid for a do-zen including Mr. and Mrs. E. W. Itohinson and Mrs. Robinson, Dr. and Mrs. J. M. Tanner, Mr. and Mrs. Stone, Mrs. Comm. Howard, Miss. Howard, Miss. Hazel Robinson, Miss. La Ru Tan-ner, R. Robinson and M. Y. Taylor.

Only One "BROMO QUININE," that is

Mrs. Hooper Dunbay leaves today for her home in Lou Angeles.

At the meeting of the Afternoon firidge club at the post Tuesday the Missen, Williams were the hostesses and the prices were won by Mrs. L. A. McClure and Mrs. R. L. Walthall.

The High school cadets have issued

over a thousand invitations for their party Friday night.

Mrs. Emma Spencer has returned from an assistent trip including New York, Hartford, Conn. and Chicago.

The Cleafan meet sesterday afternoon with Airs, Charles Wells, and the heeters read a paper on "Prevention of Contagious Diseases," while Miss Ida Savage read one on the "Physical Care of the Child."

At the University club on Friday night, Prof. George Marchall will give a tolk on Tennyson's "Maud" and an appropriate musical program will be given by F. E. Smith and Spencer Clawson, Jr. Madame Lang entertained the members of her French class last night at a reception, the event being the regular monthly social enjoyed by members of her class, at which only French is apoken. Addresses were made last night by Harold Young and Allan Spencer, who have just returned from Europe.

The Can-Hellenic meets this afternoon with Mrs. E. G. Gustin.

Mrs. J. M. Benedict has returned front a month's stay in California.

WARD ENTERTAINMENTS

Twenty-Seventh Ward—"Scenes In and Around Nauvoo" will be the subject of tomorrow avening's stereopticon lecture by Prof. John Z. Brown of the state university, in the Twenty-seventh ward chapel. A short nusical program will precede the lecture, as follows: Illustrated song, "The Holy Chy," Mass Hedvig Johnson; French horn sulo, R. J. Jessup; piano solo, Miss Hazel Dorius; duet, Mr. and Mrs. A. E. H. Cardwell, piano solo, Miss Anna Myers. The entertainment is given under the auspices of the Y. L. and Y. M. M. I. A of the ward,

Twenty-Sixth Ward—A dramatic performance, entitled "Tomkins' Hired Man," will be given in the Twenty-sixth ward amusement hall tonisht and tomorrow night, the 11th and 12th lost. The performance will be given under the auspices of the Poplar Grove ward M. I. A., and those who will take part are Nels Nealson, B. C. Palmer, Horton Peck, Allan Sandberg, Emma Waspe, Caroline Parry, Mabelle Waspe and Alize Pruhs, the performance will begin at 8.15 and the price of admission is 25 cents for adults and 15 cents for children.

NEW INCORPORATOINS.

The Hamilton Resity company of Salt Lake filed articles of Incorporation yesterday with the county clerk. The capital stock amounts to \$50,000, divided into shares at \$10 each. A. J. Hamilton is president; I. S. Westlake, vice president; and E. W. Evans, secretary and treasurer.

The North Beck Mining company filed its articles of incorporation yesterday with the county clerk. It is capitalized for \$1,000,000, divided into shares at \$1 each. Of this amount \$0.000 shares has been set aside as treasury stock. The officers are E. J. Raidatz, president and treasurer; Ira D. Travis, vice president, and H. G. Snyder, secretary.

ACCIDENT AT HIGHLAND BOY.

Thomas Warnock Badly Injured and Will be Laid Up Some Time. March

Mr. and Mrs. Dan Harrington entertained speaker and Mrs. Robinson and other trambers of the legislature at elimes tast swening at their hume, the decorations being in pink carnations and amiliax and covers laid for a docen including Mr. and Mrs. E. W. Robinson and Mrs. Robinson, Dr. and Mrs. J. M. Taimer, Mr. and Mrs. Stone, Mrs. Orson Howard. Miss Howard. Miss Howard. Miss Howard. Miss Howard entertains at a inscheen today in honor of Mrs. E. W. Robinson of Logan and other friends. The decorations are in rossa and carnations and covers laid for 10.

At the boldes. At the bridge tea given Tuesday forc he recovers.



Join Our Sewing Machine M Club A Handsome \$50 Machine for \$25 on

easy payments of \$2.00 on joining and \$1.00 weekly until

The Triumph

is the name of the machine. Owing to the Club price at which we are selling this machine, we

are compelled to keep the maker's name out of the MID

WE DO NOT HESITATE TO TELL YOU WHO THE MAKER IS WHEN YOU CALL