DESERET EVENING NEWS WEDNESDAY OCTOBER 2 190%

INTERPRETATION

(Continued from page one.)

Soo far surpasses in bulk and in value that of the Suez cunal. BETTER WATERWAYS DESIGABLE

<text><text> From every standpoint it is desirable

A NATIONAL MOVEMENT.

<text>

PANAMA CANAL.

Distress Alter Eating. Do You Ever Feel As Though You Had Svallowed a Brick. Instead of a Meal?

Thet heavy, bloated, stuffed-up, lead-ike icenary, which you often experience free eating a meat is positive proof ant concerning is wrong with your di-reutw organs. They are becoming weak for fagged out. There is a lack of antric and other digestive juices. The cost is no longer properly digested and i forms a heavy lead on your stromach, a that hearly every meal causes you divery and distreas.

kastria and other digredity juices. The local is no longer properly digrested and it forms a nearly systy meal causes you milery and distress. If you are is this couldition, it means that you have dysperiation to some time, induce you didn't realize it. Note that nearly every meal causes you inder you didn't realize it. They will surely develop into works for the you didn't realize it. Not is the time to cheek it, for if you for it is not any they and distress. The that heat it is not all the stomach realize it. Not is the time to cheek it, for if you for the body and an injury to it is an inpury to all. A weak stomach causes the while body it suffer. The stomach is not all the stomach is become input to it is an inpury to all a weak stomach causes the while body to suffer. The hood of the heart, there and kildneys becomes input to it. The diverse accome input the nesthed of restoring your summach to its healthy, we remain the store the body of the input of its an inpury to all a store stonart. The blood of the heart, there are stored near the prove is a causet, the index which will be diverted to be an input to be a stored to be a store to the index of the bed and an input to be a stored restoring your summach to the heart is not a second restored rest. The firsts for years. Thousands have used them indigenting your another and them. They are the first indices the other work in a structure of ingentiating goiler and the prove and the cause of the first indices and on the prove of the proves are on the second and the prove is and the prove of the prove and the second of the body is also be a second to the prove of th

isfied, you can go to your meanesi drug-glid and get a 30-cent box. All druggists sell them. Write us for a free sample today, Ad-dress F. A. Stuart Co., 150 Stuart Bidg., Marshall, Mich.

a matter of just pride to every American.

WARSHIPS TO PACIFIC.

So long as our mavy is no larger than at present. It must be considerbio long as our mivy is no larger than at present, it must be consider-ed as an elementary principle that the bulk of our battle fleet must al-ways be kept together. When the Paname canal is built it can be trans-ferred without difficulty from one part of our coast to the other; but even before that canal is built it ought to be thas transferred to and fro from time to time. In a couple of months our fleet of great armored ships starts for the Pacific. Cali-fornia, Oregon, and Washington have a coast line which is our coast line fus emphatically as the coast line of New York and Maine, of Louishana and Texas. Our fleet is going to its own home waters in the Pacific, and after a stay there it will return to its own home waters in the Atlantic. The best place for a naval officer to learn own home waters in the Atlantic. The best place for a naval officer to learn his duties is at sea, by performing them, and only by actually patting through a voyage of this nature, a voyage longer than any ever before undertaken by a large fibed of any nation, we can find our just exactly what is necessary for us to know as to our naval needs and precise our officers and enlisted men in the high-est duties of their profession. Among all our citizens there is no body of equal size to whom we owe quite as much as to the officers and enlisted men of the army and navy of the United States, and I bespeak from you the fullest and heartiest support, in the name of our mation and of our flag, for the services to which these lag, for the services to which these men helong

CONTROL OF CORPORATIONS.

CONTROL OF CORPORATIONS. In conclusion 1 wish to say a word to this body, containing as it does so many business men, upon what is pre-emi-nently a business proposition, and that is the proper national supervision and control of coporations. At the meeting of the American Bar association in this last August. Judge Charles F. Amidon of North Dakota, read a paper on the nation and the Constitution so admir-able that it is deserving of very wide study; for what he said was, as all studies of law in its highest form ought to be, a contribution to constructive jurispratence as it should be under-stood not only by judges but by legis-lators, not only by those who interpret and decide the law, but by those who make it and who administer or exeand decide the law, but by those who interpret and decide the law, but by those who make it and who administer or exe-cute it. He quoted from the late Jus-tice Miller of the supreme court, to show that even in the interpretation of the Constitution by this, the highest authority of the land, the court's suc-cessive decisions must be tested by the way they work in actual application to the national life; the court adding to its thought and study the results of experience and observation until the true solution is evolved by a process both of inclusion and exclusion. Said Justice Miller: "The meaning of the Constitution is to be sought as much in the national life as in the diction-ary;" for, as has been well said, gov-ernment purely out of a law library can never be really good government. INTERPRETING CONSTITUTION, can never be really good government. INTERPRETING CONSTITUTION. Now that the questions of government are becoming so largely economic, the majority of our so-called constitutional measureally turn not upon the interpre-tation of the instrument likelf, but up-on the construction, the right appre-hereion of the 'living' conditions to which it is to be applied. The Consti-tution is now and must remain what it always has been, but it can only be in-terpreted as the interests of the whole people demand, if interpreted as a liv-ing organism, designed to meet the con-ditions of life and not of death; in other works, if interpreted as Marshall theory, the theory of the and not of death; allows to the nation, that is to the people as a whole, when once it finds a subject within the national cogni-tance. the widest and freest choice of nethods for patonal control, and sus-infus every exercise of pational power which has any reasonable relations to entitle the bug corpetations of the or the soundry-will be left helphess to control the bar desired in the end-theory means, for lastance, that the national objects. The negation of this theory means, for lastance, that the national objects is not industrial life, and the they will have the subhosity of the control the bar our iodustrial in the end be a disastrone for the matches in a fit helphess to control the hard control, and sus-ing such a decleter would in the end be a disastrone for the marshall school pro-vale, then an himmense field of national pawer, now unused, will be developed, which will be accurate for dealing with many. If not all, of the economic pro-lement to which we the and we shall be saved from the outnome threat of a senstant oscellation between schooling prob-ture as a mation dependent upon me-ting aright this argent question. INTERPRETING CONSTITUTION. justice.

Commence which crawled along our seaccast or up and down our interior waterways, practically no interstate commerce. Now, by the railroad, the mails, the telegraph, and the telephono an immerse. By the transformation it has escaped from the power of the state and come under the power of the nation. Therefore there has been a great practical change in the exercise of the national power under the acts of Congress, over, interstate commerce; of the national power inder the acts of Congress, over, interstate commerces of the national power in the exercise of the national power in the exercise of the national power in the exercise of the national power in the careful of the national power in the commerce has been, not in the Constitution, but in the business of the people to which it is to be applied. Our economic and social ruture depends in a very large part upon how the interstate commerce power of the nation is interpreted. POWER OVER COMMERCE.

I believe that the nation has the whole governmental power over inter-state commerce and the widnest dis-cretion in dealing with that subject; of course ander the express limits pre-aeribed in the Constitution for the ex-cretse of all power , such for instance as the condition that "due process of law" shull not be denied. The nation has no direct power over purely intra-state commercy even where it is con-ducted by the same appendes which conduct interstate commerce. The courts must determine what is mational and what is state commerce. The same reasoning which substained the power of and what is state commerce. The same reasoning which sustained the power of Congress to incorporate the United er to incorporate an interstate rallroad. or any other corporation conducting an interstate business. DUAL FORM OF GOVERNMENT.

There are difficulties arising from our hual form of government. If they There are difficulties arising from ou-head form of government. If they rove to be insuperable record must be ad to the power of anondment. Let us test try to meet them by an exercise of all the powers of the national govern-nent which in the Marshall spirit of used inducementation can be found in all the powers of the national govern-ment which in the Marshall spirit of broad interpretation can be found in the Constitution as it is. They are of vasi extent. The chief economic ques-tion of the day in this country is to provide a sovereign for the great cor-porations engaged in interstate busi-ness: that it, for the railroads and the interstate industrial corporations. At the momeni our prime concern is with the railroads. When railroads were first built they were purely local in character. Their boundaries were not coextensive even with the boundaries of one state. They usually covered but two or three counties. All this has now changed, At present five great systems embody nearly four-fifths of the total important railroads are no longer state roads, but instruments of interstate commerce. Probably S5 per cent of their business is interstate business. It is the nation alone which can with wisdom, justice, and effectiveness exer-cise over these interstate railroads the thorough sed complete supervision which should be exercised. One of the chief, and probably the chief, of the constitution was the need to confer constitution was the need to confer upon the nation exclusive routrol over interstate commerce. But this gran of power is worthless unless it is held to confer thoroughgoing and co control over practically the se-strumentalities of interstate merce-the interstate railroads.

BITTERNESS OF RAILROADS.

The railroads themselves have been exceedingly shortsighted in the rancor-ous bitterness which they have shown against the resumption by the nation of this long-neglected power. Great capi-talists, who pride themselves upon their this long-neglected power. Great capi-tallsts, who pride themselves upon their extreme conservatism, often believe they are acting in the interests of prop-erty when following a course so short-sighted as to be really an assault upon property. They have shown extreme unwisdom in their violent opposition to assumption of complete control over the railroads by the federal government. The American people will not tolerate the happy-go-lucky system of no con-trol over the great interstate railroads, with the insolent and manifold abuses which have so generally accompanied it. The control must exist somewhere; and unless it is by thoroughgoing and radical law placed upon the statute books of the nation, it will be exercised in ever-increasing measure by the sev-eral states. The same considerations which made the founders of the Con-stitution deem it imperative that the nation should have complete control of interstate commerce apply with peeu-iar force to the control of interstate rairfords at the present day; and the arguments of Madison of Virginia, protected statutes of the data the and the present day; and the arguments of Madison of Virginia, Interstate business. That hosility seems to use ludicrous in its has of warrant, in like manner, continuent, our descendants will regard with wopder the present opposition to giv-ing the national government adequate power to control those corporations, which it alone can fully, and yet wise-ber also that to regulate the formation of these corporations afters one of the most circct any efficient methods of regulating their activities.

FACING THE FAUTS.

I am not pleading for an exist constitutional power that constitutional endy exists shall be opp onditions which did not exists shall be applied. Constitution ask that onferred upon the national s used na hority of the federal government and hereby avert industrial chaos. M sten is not to bring shall recognize a conditi eady exists reality not contraination, but recog altion of the fact that the country ha nition of the fact that the country had to far advanced that the country had already a matter of national concern and inust be dealt with by the countral authority at Wassington. So it is with interstate industrialism and especially with the matter of interstate raincoad operation today. Contralization has already taken place in the world of commerce and industry. All I ask is that the mational government look this fact in the face, accept it as a fact and fit itself accordingly for a policy of rupervision and control over this con-tralized commerce and industry.

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PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or respective sign-ers for further information.

ets for further information. IN THE DISTRICT COURT, PRO-tage Division, in and for Sait Lake Coun-s State of Utak. In the matter of the state of John Sidoway, Deceased, No. "En-The petition of Robert H. Sindsway, deceased, praying for the bottle-pent of that account of said administra-ies of said estate to the persons entited, is over set for hearing on Saiurno, be the day of October, A. D. 1967, 14 in State the Court Roem of said Court House the Court Roem of said Court House the Court Roem of said Court is said at the Court Roem of said Court in the set of the distribution of the said the Court Roem of said Court is said at the Court Roem of said Court is said at the Court Roem of said Court is the set of the Court Roem of said Court with the seal thereof affixed this 20th day of petermer, A. D. 1967. Set J. U. ELDREDGE, H. Cherk. By M. I. Farmworth, Deputy Clerk. Adam A. Duncan, Attorney for Peter term.

NOTICE.

NOTICE. Notice is hereby given that a special function of the stockholder's of the Revenue Mining Company, is call of the Revenue Mining Company, is call of the Revenue Mining Company, is call of the said company at the State Bank of the said company at the State Bank of Utahi at No. 1 South Main St. Sait take City, Sait Lake County. Utah Wednesday, the 2nd day of October, A. D. 407, at the hour of 10 o'clock a. m. for how the purpose of considering and volting up-on the proposition of amending articles via and XII of the articles of incorpora-tion of said company, so as to make the apital stock of the said company assess able to the extent, and in the manner termitted by law. President Revenue Mining Company, Encry T. McEWAN, Secretary, Date Sept. 2, 1907.

NOTICE TO CONTRACTORS.

Scaled proposals will be received for Scaled proposals will be received for the construction and setting in place of eig-ticel cage's with cota, etc., complete-the Murray City fail, according to plan furnished by N. Edw. Lillenberg, aftoh text, 220-231 Commercial Club Building Salt Lake City, Utah. Bids for the above work will be opened by the City Coun-at Murray. October 14, 1967, at 8 o'dec p. m. Each blid must be accompanie with a certified check of 5 per cent of the amount of blid made payable to M. Bishop, City Treasurer. All blids must be addressed to W. Warenski, City Clerk, Murray, A bon for one-half the amount of contra-price will be resured to reject an or all blids.

or of the City Council of Mur-

By order of the ray, Utah. W. J. WARENSKI, City Cierk.

NOTICE OF SALE OF REAL ESTATE

The undersigned will sell at private sale, the real property hereinafter des-ribed, or any part thereof, situated in Salt Lake County, State of Utah, on or uter the 5th day of October, 1967, at lo o'clock a. m., and written bids will be re-erived at the office of Brigham Clegg, 41 Auerbach Block, Salt Lake City, Utah, Perms of sale are cash, on confirmation of sale.

Said property to be sold described a toflows, to-wit:

follows, to-wit: Commencing at a point five (5) redu-cast of the northwest corner of lot three (3), block nineteen (19), plat "B." Suit Lake City Survey, and running theme-cast seventy-two and one-half (324) feet thence south forty-three and one-fouril (324) feet; thence west seventy-two and one-half (325) feet; thence north forty-three and one-fourth (535) feet, to begin-ing, studied in Salt Lake County, Statt A Utah. Commencing at a point two rods partic

ing, situated in Salt Lake County, State f Utah. Commencing at a point two rods north f the southeast corner of lot seven (7). Lock twenty-three (23), plat "B." Salt ake City Survey, and running thence erth two and one-half (24) rods; thence orth into (6) rods; thence south two and ne-half (25) rods; thence of the south state of Utah. Commencing at the southwest corner of sist (6), block sixteen, five-acre plat tate of Utah. Commencing at the southwest corner of sist (6), block sixteen, five-acre plat and fifty-six feet; thence north one undred and fifty-six feet; south (5) 1-0) feet outh si deg. M min. cast 12.07 feet; south ideg. 25 min. éast 12.67 feet; south at min. east 92.75 feet; south 36 deg. in min. east 92.75 feet; south 36 deg. in min. east 93.75 feet; south 37 deg. 16 in, cast 173.45 feet; south 37 deg. 16 in, cast 173.45 feet; south 37 deg. 17 feet is beginning, situated in Salt Lake City and county, Utah. All of lot seven in block seven, five-acre

County, Utah. and containing 10.47

POWER OVER COMMERCE. I believe that the nation has the

<text> question as to the work being feasible, there are several elements entering into the time problem which make it unwise at present to hagard a prophecy in reference thereto.

NAVY MUST BE GREAT.

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arguments of Madison of Virginia, Pickney of South Carolina, and Hamil-ton and Jay of New Tork, in their essence apply now as they applied 120 years ago.

THEORY OF CONSTITUTION.

THEORY OF CONSTITUTION. The national convention which fram-ed the Constitution, and in which al-most all the most eminent of the first generation of American statesmen sat-embodied the theory of the instrument in a resolution, to the effect that the national government should have power in cases where the separate states were incompetent to act with full efficiency, and where the harmony of the United States would be inter-rupted by the exercise of such Indi-vidual legislation. The interstate rai-road situation is exactly a case in point. There will, of course, be local matters affecting railroads which can bet be dealt with by local authority, but as national commercial agents the big interstate railroad ought to be com-pietely subject to national authority. Only thus can we seenre their com-piete subjection to, and control by a seenie and chamble both of protectung piece subjection to, and control by, a single sovereign, representing the whole people, and capable both of protecting the public and of seeing that the rail-ronds neither inflict nor endure in-instice.

INDUSTRIAL CORPORATIONS.

INDUSTRIAL CORPORATIONS. Personally I firmly believe that there should be national legislation to con-trol all industrial corporations doing an interature business, including the control of the output of their securities, but as to these the necessity for fed-eral control is less urgent and im-mediate than is the case with the rail-roids. Many of the abuses connected with these corporations will probably tend to disappear now that the gav-orianent—the public—is gradually get-ting the upper hand as rogards pain-ting a stop to the rebates and special privilegos which some of these cor-porations have enjoyed at the hands of the common carriers. But allimate-by it will be found that the complete ramedy for these abuses lies in direct an affirmative action by the unitonal government. That there is constitu-tion these corporations I have myself and upper as the much hostility to national control of banks as there is nev to mitional control of banks as there is nev to mitional control of banks as there is nev to mitional control of banks as there is nev to mitional control of banks as there is nev to mitional control of banks as there is nev to mitional control of banks as there

Irusses

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and have something for the most complicated hernia.

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