DESERET EVENING NEWS.

Friday, - - October 14, 1898

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PROPOSED CONSTITUTIONAL AMENDMENTS.

On the 8th of next month, the people of Utah will vote for two State and full lists of county officers in their respective counties; not only for these, but for or against five proposed constitutional amendments. These have not received sufficient attention so far, and it is time that those who are not familiar with them should become so in order that they may be able to vote intelligently thereon. They have been published weekly or posted up in conspicuous places in every county, but everybody is not accustomed to read the papers in which the proposed amendments have appeared, nor to have passed the places where the posting has been done. Certain it is that there is a lack of familiarity with the provisions which the suggested changes to our charter contain, and in view of the importance of the subject and the nearness of the election, the press generally should come to the rescue.

The first amendment is "Senate joint resolution No. 5," which proposes to amend section ten of article seven so that it shall read as follows:

"Section 10. The Governor shall nominate, and, by and with the consent of the Senate, appoint all State and district officers whose offices are established by this Constitution, or which may be created by law, and whose appointment or election is not otherwise provided for."

This is simply a reiteration of the Constitution as far as it goes. The amendment provides that if, during a recess of the Senate, a vacancy shall occur in any State or district office, the Governor shall nominate some fit person to hold the office ad interim, but he shall nominate no one who was previously rejected by the Senate for the same place, this provision being the gravamen of the amendment, the design being of course to prevent the executive from taking advantage of the recess of the Senate to make an appointment upon which that body had not the seal of its condemnation.

The next amendment is to section six, article ten, and provides as follows:

"Sec. 6. In cities of the first and second class the public school system shall be controlled by the board of education of such cities, separate and apart from the counties in which such cities are located."

The only change in this from the present reading is the omission of the words "maintained and" before the word "controlled." The object is plain: it means that there shall be a sort of tax-office without representation outside of the cities of Salt Lake and Ogden in their respective counties—that is, the country districts may be required to contribute to the support of the city schools, but the latter shall be controlled by the board of education of those cities respectively.

The next proposition is as to article eleven which it is proposed to add a new section as follows:

"Section 22. Every bill and joint resolution signed by the presiding officer of each house of the Legislature, as provided in section twenty-four of this article, and signed by the Governor as passed by both houses as aforesaid, shall be recorded in section eight, article seven of this Constitution, and deposited in the office of the secretary of state shall, in all courts, be taken and treated as conclusive evidence of its due enactment and authenticity."

Number four proposes an amendment to section nine, article eight, which when amended will read as follows:

"The Supreme and district courts shall have such appellate jurisdiction as may be provided by law; provided, that from all final judgments of the district courts, there shall be a right of appeal to the Supreme court."

The Constitution at present defines the jurisdictional powers of the courts in a tolerably heavy section. The amendment would leave all that, with the single exception of preserving the right of appeal from the final judgments of the district courts, in the hands of the lawmakers. This amendment was the cause of considerable discussion in committee and in open session of the last Legislative Assembly, and arose out of the claimed necessity for some means of invoking the revisory power of the Supreme court, practically in each case where judges or parties are dissatisfied with interlocutory orders or proceedings, prior to final judgment. The amendment is decidedly sweeping, as we look at it, and looks down a tolerable vista which it would seem should be carefully considered, however much it might need improvement in detail.

The fifth of the seven proposed amendments is to section 3, article 13, as which it shall read as follows:

"The Legislature shall provide by law a uniform and equal rate of assessment and taxation on all property in the State, according to its value in money, and that no person or general or municipal corporation shall be taxed for a sum larger than for taxation of all property; and that every person and corporation shall pay a tax in proportion to the value of his, her, or its property; provided, that a deduction of debts from credits may be authorized and that no tax shall be assessed on household furniture when the value of the same is ten hundred dollars or less; provided, further, that the property of the United States, of the State, counties, towns, school districts, municipal corporations and public libraries, lots with the buildings thereon used exclusively for other religious worship or charitable purposes, and burial places of burial not held or used for private or corporate benefit, shall be exempt from taxation. Ditches, canals and flumes, owned and used by individuals or corporations for irrigating lands owned by such individuals or corporations, or the individual members of such ditch, canal or flume, taken at least as long as they shall be owned and used exclusively for such purpose."

The principal if not the only question thrown in this is the exemption of $500 worth of household furniture from taxation, a proposition which if carried will certainly worry all women and the majority of the smaller householders from that feeling of citizenship. Although, as whether this would be wisdom or not would be for each voter to determine for himself.

There is one thing in this connection, however, that should not be absolutely overlooked, and that is the desirability or otherwise of patching up the fundamental law so soon after its adoption. Undoubtedly the instrument is imperfect in places, and should receive attention at the proper time, but is this, after it has been in operation less than three years, the proper time? None of the defects sought to be remedied at this time is of that oppressive character for their immediate relief. The charter of a state is a solemn document of such vast consequence to the people that it should enjoy some degree of immunity above and beyond that accorded to statutory enactments. At least it should not be postponed upon every time some slight or even material defect not in their assuming to a grave and threatening danger is discovered. The most probable thing in the world, when a few lawmakers assist down to business, is that he will begin a review of Construction Industry and Law-amending, and in unskilled hands nothing is more dangerous to the body politic, especially when such work gets through the law-making processes and before the people. Undoubtedly, in the case of proposed amendments, they then have their remedy. The referendum is brought into play and then can "knock down, drag out and stomp" if it so choose them. The present would seem to be a propitious time for them to act in the manner indicated. Let the Constitution stand as it is for the rest of this century anyway.

A SUGGESTION OF SANTIAGO.

The findings of the naval board investigating the points in dispute to the naval encounter at Santiago, although declaring Schley of some of the gory public opinion generally has attributed to him, shows clearly why victories like that of Manila and Santiago were possible. The fight was a "squadron" fight. Admiral Sampson had laid his plans and given his orders to each flag; each captain knew exactly what to do in case Cervera should attempt to break through the line, and when the attempt actually was made, each one carried out his part of the program, notwithstanding the absence of the admiral. Each captain was for the time being an admiral. All were conversant with the general plan and sonic, therefore, co-operate towards a common end.

Here is shown the superiority of a system in which each individual member of the force is something more than a part of a machine. In the fleet of any other country, the absence of the admiral at the critical moment most probably would have caused a moment of confusion which might have cost a victory. Not so in the American fleet. Each ship instantaneously went to work even without waiting for orders to close in and engage the enemy.

This suggests that a country where contemplating the propriety of enlarging its military forces, should not forget that the quality of its fighters cut hold and sea is even more important than numbers. The armies of Europe would be a great deal more formidable than they are, were they composed of men with intelligence and patriotism superior to that which can be expected of recruits forced into service, often against their own will. It would undoubtedly pay any country with standing military aspirations to reduce the number of their soldiers and to spend the money thus saved on the education of the remaining men. The supposition is on which the coming peace conference of the race would do well to consider.

PANAMA OR NICARAGUA.

If the idea prevailed anywhere that the Panama canal scheme is dead, the it now seems to be a serious mistake. General Henry L. Abbot, a distinguished member of the corps of engineers of the United States army, has recently returned from the isthmus where he has studied the details of the plans now adopted for building the canal, and, in the current issue of Engineering News contains his report of the situation. He confirms the rumors that a new Panama canal company has been formed for the purpose of resuming the work from the point of the old De Lesseps company. This new company consists of leading bankers and leading financiers of France, who subscribed a working capital of $15,000,000. Some of the prominent men in the river and the technical at Cabinet cal. have been asked, and it is expected of the canal may be completed in four years at a cost of $100,000,000 in addition to the $115,000,000 already expended.

Of great interest are the engineer's views as to the relative merits of the Panama canal and the Nicaragua canal. He takes the view that in Nicaragua the general conditions are distinctly inferior. Two ports, he says, must be artificially prepared, one at least of great practical difficulty, since winds have already shoal the old harbor. Almost all the miles of railroad must be laid, nearly traversing a wilderness. Almost nothing has been done in the way of construction or of preparation for the work. Of the whole length of 169 miles, 47 follow the bed of a crooked river, where the prevailing trade winds and the current combining from the whole outflow of lake Nicaragua will make to approach the difficulties of shipping in vessels. The depth of the river is about four times that of the Panama canal, adding proportionately to the cost of passage. Nearly, at least one-third of the canal will require procedure in our canal construction, besides several miles of huge embankments in the San Francisco basin, where the foundations are extremely bad and where a rupture at any future time would entail serious disasters.

Further, that the Panama route lies in the interior of Colombia, while that by Nicaragua lies near the Costa Rican boundary, where hostilities are liable at any time to cause difficulties, as they already have done during the canal exploration by the Wilkie commission last spring. Also that it is free of danger from sudden earthquakes which might easily cause trouble at the great locks, Panama is by far the more safe, because no active volcano is found within a distance of at least 200 miles from it, while three lie in the close vicinity of the route of the Nicaragua canal, and one within only 40 miles of its western locks. Last April an earthquake destroyed substantial masonry buildings at Leon, only 30 miles distant from these lock sites.

General Abbot closes his report by pointing out that there is no definite project for the Nicaragua canal. The data upon which the company's project was based were so unsatisfactory to the Ludlow commission that they reported for obtaining new data for the formation of a new project. A new commission has been appointed and new surveys ordered. The estimate of $100,000,000 is recognized, but there seems to be no satisfactory proposition for their solution. Under these conditions, as the general concludes his report, "it is important that conditions existed be accepted in such a project, and that really there is only one canal, that of Panama, whose construction could be sufficiently undertaken at the present time. It is to be hoped before the government embarks on so important a work that the relative merits of the two routes will be examined and judged by a commission of expert engineers. For it is certain that only one canal is now needed, and that that one should be the best possible."

The Engineering News is not impressed with the force of this conclusion, for the reason that the report does not mention the points in which the Nicaragua canal is superior to its southern rival. A full discussion of the relative merits of the two routes must be left, however, until the full report of the international commission of which General Abbot is a member, is made public, as well as the detailed reports of the surveys made under the direction of the Walker commission in Nicaragua. Then the relative merits of the two enterprises will be better understood. In the meantime it must be remembered that the Panama canal project is still a live issue and one that claims the attention of the framers of our national policy.

The peculiarity of the local companies this year is a manifest determination in certain quarters of holding the members of the Mormon Church responsible for the possible results of the election, notwithstanding the fact that the people are divided on party lines here as elsewhere. Hence the persistent appeals to the "Mormon people," the "Mormon voters," the "Mormon Democrats." The so-called "Mormon voters" are not likely to abandon their respective parties. But suppose they do, would the defeated party then not be justified in ascribing the defeat to the "partiality" of the Mormons and the "Church" in Power and all that? Here is a dilemma. It seems to be a case of the master who told his valet: "If you do this I'll thrash you, and if you don't I'll thrash you anyhow, so now take your choice."

In New Zealand the legislative assembly has passed a bill providing for pensions for persons over sixty-five years of age. The pension amounts only to $50 a year, or about $1.75 a week, and no one who has an income of over $5 a week or property worth more than $1,500 will be entitled to it. Again, $5 of the pension will be deducted for every $1 income which a pensioner may receive from other sources. There are certain other qualifications, among them twenty-year residence in the colony and ten-year secondary courses which shake off the vagrant and the drunkard.

The Theater Lyrique at Brussels was packed the other day at the initial performance of a play founded on the Dreyfus tragedy. The representatives of Dreyfus, Picquart, Zola and Perenaine received tremendous applause, while those of Paty du Clam, Henry, Esterhazy, Mercier and the other assisted staff officers were roundly hissed and there was no protest made against this verdict of the public.

Next to New York and Utah, the state of California is having the warmest campaign of all. Maguire and Gage, respectively Democratic and Republican candidates for governor, are making Bryan hoot and Uncle Sam-ism are swelling the chorus into a bewildering mass of sound.

Whether our sight at Manila are to fight Filipinos into subjection, or are permitted to return to their homes, is a question which they would doubtless like to have answered themselves.

PERPLEXING PROSPERITY.

A Card to Prospective Conference Visitors.

The unprecedented rate of Preaching and Public Speaking, made the author to expect an unusual demand for the book during conference. It therefore ordered the publisher to have the supplies ready to all who the coming conference.

Judge of his surprise then to learn that of the half million (500,000) copies which were had been purchased, only 100 copies remain and others from time to time are likely to exhaust these few. Conference visitors arrive.

Of course it was not entirely disappointing to have such a growth taken place in this strange fashion, because it the author is truly grateful to his friends for the demand. This card is intended to let all the people that he has remaining manuscripts for 1,000 sermons for the coming half-year, which at the present rate is likely to go, when the conference opens and some ten or a dozen more, he may leave his address at the "Deseret News" office and the book will be mailed to him about the 15th.

—Sprightly.

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Save your money and when you are at Ogden call and see Rich & Sanders, Dick & Tom Cole, 2, 3, 4, 5 Mc. Block, offices and Directors are: William Woodruff, President; George Q. Cannon, Vice President; Heber J. Grant, Treasurer; Joseph F. Smith, Lorenzo Snow, F. M. Lyman, Heber J. Grant, Anthon H. Lund, Abraham H. Cannon, Jos. M. Tanner, George Reynolds, H. B. Clawson, L. John Nuttall.

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Prices—25c, 50c.

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Special for the Week.

100 MISSES' DRESSES, SIZES 8 AND 10, MANUFACTURERS' SAMPLES.

No two alike. If you need these sizes here is a big chance to save money. Special offer for this week at ½ less regular value.

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A vast assortment in all classes of furs at lowest prices.

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Largest Variety in the City. Prices from $1 up.

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Neckwear—Our line of Neckwear for Men and Boys complete some of the very latest creations in Puff, Tecks, Ascots, Four-in-Hand, Bows, Club Tie, etc. Prices—

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