EVENING NEWS.

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CHARLES W. PENROSE, EDITOR

THE PRESIDENT.

THE news from Long Branch toceived of the President. Without divine interposition it seems that there is no likelihood of his recovery. He may endure for several days, but it is evident that all who have access to the patient's room have given up hope, and are looking for the worst. We are grieved that we cannot offer any more cheering information concerning the great man who is now lingering at the pertals of another world,

ORDER.

Third District Court has been exer-eised in favor of the liquor traffic tory the vices and corruptions which and against the local authorities in abound in other communities. their efforts to control it. The old We should be sorry to misjudge or ordinance requiring a license fee of falsely accuse any one, but, as the one thousand dollars a year was deordinance requiring a license fee of one thousand dollars a year was declared void by Judge John A. Hunter, on the ground that it was too high and was by reason of its excess in the nature of a tax. Judge J. B. McKean, of the same Court, some years previous, after having ruled against the validity of an ordinance requiring a still higher fee, sustained the ordinance that Judge Hunter since repudiated. The City Council recently passed another or dinance, reducing the license fee to dinance, reducing the license fee to dinance, reducing the license fee to distance, reducing the license fee to delegate the same confusion to those who thus and solution and state thousand dollars a year was declared void by Judge John A. Hunter, on the ground that it was too high and was by reason of its excess in the nature of a tax. Judge J. B. McKean, of the same Court, some years previous, after having ruled against the validity of an ordinance requiring a still higher fee, sustained the ordinance that Judge Hunter since repudiated. The City Council recently passed another or dinance, reducing the license fee to dinance, reducing the license fee to dinance of the license fee dinance, reducing the license fee to will fail and will result in shame eight hundred dollars a year. This, and confusion to those who thus Judge Hunter on Saturday evening the license fee to will fail and will result in shame has not materially changed since. Temperature 98.2, pulse 105, respi-Judge Hunter on Saturday evening plan for evil and lend their aid to tion 20. last, declared inoperative and void, work injury, when they should lafor reasons which are set forth in bor to put down vice and establish another place in this paper.

One of the most important of these earth. Is the argument that because the Legislature which granted the City its charter had also enacted a generical law, requiring all persons selling that ruling the charter had also enacted a generical law, requiring all persons selling that ruling the charter had also enacted a generical law, requiring all persons selling that ruling the charter had also enacted a generical law, requiring all persons selling that ruling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring all persons selling the charter had also enacted a generical law, requiring a generical law al law, requiring all persons selling just ruling. liquer, to first be licensed by the County Court, the two laws must be construed together as "no exception was made in the case of cities." The that the City could also require a li- of the Museum cense fee of the dealers already This will give exhibitors in all the age of the charter being "to license,

the manufacture and sale of intoxi- October 1st. Live stock should be cating liquors shows that the law on the grounds before 10 o'clock was clearly intended to apply only Monday morning, Oct 8d.

the cities." The practice has been license fee has been demanded by the County Courts of Hquar dealers have been construed as an interference with the rights of the munici-

The stress which Judge Hunter be expected of a pettifogging pleader but will not add to his reputation as a judicial officer. The whole charter ought to be viewed in its entirety. The powers granted thereby should be construed liberally, because the object in view is the regulation of affairs for the other regu the regulation of affairs for the peace, good order and general wel-fare of the inhabitants. The City in spassing an ordinance for the licensing of the sale of liquor, exercises its police authority to regulate something which it has not power to prohibit. Section 24 of the Charter authorizes the Council to license regulate or restrain the manufactur ers or venders of ardent spirits. Rection 42, however, empowers it to "license tax and regulate merchants, and retailers, distillers, brewers, &c. Section 70 confers power to"pass, make ordain, establish and execute all such ordinances not repugnant to the Constitution of the United States or the laws of the Territory," as the Conneil"may deem necessary for the peace, good order, regulation, etc., of the city, and for the health. safety, and happiness of the inhabitants thereof."

Both general and special powers are conferred upon the Council. And if the word "or" occurs in section 24 the word "and" is found in section 42. If a dispenser of intexiants by the drink or dram is not a "retailer" what is he? If he is a retailer of ardent spirits or anything else, the City has power to "license, ter the issue of the evening bulletin the municipal authorities deem it necessary for the peace and good order of the city to regulate or restrain the traffic in liquor, which causes so much disturbance and requires the services of so many policemen, by imposing a high rate of license, what is there in the charter or in good sound logic or common sense to prevent that method of regulation or restraint? Does Judge Hunter expect the public to believe that the Clity has no right to regulate or restraint? right to regulate or restrain by means of license fees? Is not that mode of regulation or restraint adopted all over the civilized world? And in taking advantage of one word in one section of the charter and ignoring other parts of the instrument, is he not playing into the hands of an element of disorder and working against the interests, peaces

regulation and convenience of the alarm. Dr. Bliss is of the opinion that the President may die in one of the rigors should they continue to be for those who would answer on the rigors should they continue to be frequent.

Dancer.

This afternoon he takes his nourishment and stimulants as usual.

Feating Organ Factory Burned.

Charter in section 41 makes the fee discretionary with the City Council. That body is made the judge of the sum necessary. The Supreme Court a tax within the meaning of

city can demand is an amount ne- at 11 o'clock and are now sitting on cessary to cover the cost of issuing Veagh's cottage. it, ignoring the consequences of the liquor traffic, its expense to the city because of the disturbance of the all other considerations usually held in the discussion of this subject. And common people who are not twisting, will come to the conclusion avail. that the object in view is to give fa-A RULING IN FAVOR OF DIS. cility to the deflers of local regulations, to multiply dram shops and low tippling dens, with all their con-ONCE more the influence of the comitants of evil, and thus encsur

righteousness and peace in the

THE TERRITORIAL FAIR.

The Territorial Fair will be held Court presumed that all liquor deal- in the old City Market and grounds ers had obtained a license from the and the ample grounds east of the County Court, and while granting market preemises and the area south

licensed by the County Court, yet departments ample facilities for the he claimed, it had no right to regu- display of their exhibits, much superior to those of any other Fair.

All exhibits except live stock and When asked if the coughing had an late or restrain them, the langu- perior to those of any other Fair. Reference to the statute regulating Fair grounds by 6 p. m. Saturday,

pal authorities of incorporated town's tee on Fair Grounds may know and cities." The intent of the law is evident to construct. Any person falling to might be in a day or two. Dr. Bliss to any one who can read. It does make "an exception in relation to expect sheds, stalls or pens prepared off in a chill, or at any time before for their animals when they bring in accordance with the law. No them on the ground. Owners of stallions, bulls, or other animals that may be in any manner unsafe, must in the cities, because that might see that they are properly secured

and attended to. Arrangements have been made with the Utah Central and Northern for special race over their respective puts upon the word "or" and the tral will place one car at Ogden and

"Will make half rates for round trip on articles shipped from points on Utah and Northern to Ogden, to be exhibited at the Fair. Freight will be charged at regular tariff on all articles going down, all of same returned will be billed free to points of shipment."

Admission to the Fair and Museum will be: Adults, 25 cents; chil. and very feeble. dren under 12 years, 10 cents. An address by one of our promi nent citizens will be delivered at the

opening of the Fair, at noon, Monday, October 3d. Six hundred free tickets are to be distributed to the poor, without distinction, under the direction of the Presiding Bishop, Edward Hunter. Life members will please hand their names, with the evidence of

9 a.m .- The President had a rig

perature about normal and respira-tion 20. There is, however, danger of another chill toward evening.

of Nebraska, recently, in full bench, Hunt has just come from Franklyn still raging. unanin ously ruled that a license fee Cottage; he says the President is of one thousand dollars per annum was not excessive, and was not material change in his condition

The Cabinet. the plazza of Attorney General Mc-

Second Chill.

WASHINGTON, 29 .- At noon the following dispatch was received at public peace growing out of it, and the War Department from Attorney General McVeagh at Long influenced by chicanery and word- try to dispel this feeling but without

The chill still continues. Pulse is low 140 and he is growing weaker.

Everybody here in Washington has abandoned all hope and news of he President's death is expected at any time.

Vice-President Arthur.

1 p. m.-It can be stated on authority of the cabinet officers now here that Vice-President Arthur has tion from here as he was from Washington.

kept well informed of the President's

Very Low. NEW YORK, 19 .- The Evening Post: Dr. Boynton says the Presi

Must End | Fatally.

Bliss spoke very frankly. He sald

whether the final result is to be exwe know it.

we know it.

No Hope.

Boynton says there is no longer any hopes.

Terrible Suffering.

Boynton said, this morning, the President passed the most quiet night he had experienced since he was shot. The reason for it can be readily accounted in the extreme weakness of the patient. He is fearfully weak and debilitated. The Dr. then explained the occurrence of hen explained the occurrence of and severe retching occurred. The rigor was of about 20 minutes dura

tion. After it passed off, the patient became comparatively comfortable and partook of some nourishment, and his pulse fell about three beats, to 140, while the chill was on, the pulse was 143 and years feeble. Special Wire. MacVengh on behalf of the cabinet has officially notified the manager of the Western Union Telegraph Co., to hold a special wire from Elberon for the exclusive use

of the government at a moment's notice. A corps of couriers has been organized between the telegraph office at Elberon and the West End for press and private dispatches. Disputch to the Vice-President.

(Signed) MACVEAGH. Uncertainty.

New York, 19.—The Post has the following: Agnew says there is no hope.

Washington, 19.—Private dispatches from Long Branch say that Mrs. Garfield has abandoned all

Long Branch, 2 pan Dr. Boyn-ton says the President is perceptibly weaker than yesterday. There was considerable mental disturbance last

Very few and insignificant.

As to the amount of license fee that it takes to make it a tax, His Honor leaves us in the dark. The City

Danger.

Long Branch, 12 30 p.m.—Dr. Star Parlor Organ Co's and Beatty's immense organ factories burned. A reaction had taken place and the pulse is now 118, temporal and respire.

More Fire. A large timber fire is raging in Marion County, New York, 68,000 acres are burned over, and flames

> LIST OF PASSENGERS Sailing from Liverpool per S. "Wyoming," Sept. 3, 1881.

> > Swiss and German.

FOR SALT LAKE CITY. Louisa, Florentine, Maria, Agnes and Albert Pautch; Rosina Losii; Maria Kupper; Rosa Niederer; Jacob; Maria, Bertha and Gottlieb Nageli.

Jacob, Agnes, Elise and Agnes Grimm; Peter, Annie C. and Peter Jr., Kramer; Annie C. and Peter Jr., Kramer; Annie, Lydia and Martha Bergener; Johan, Elizabeth. J.: Gotllieb, J. Alford, Rosina E., Anna, J. Frederik, J. Bertha, J. Rudolf and Maria Kraharbuhi.

Ludwig, Catrina, Ludwig and Christina L. Goffner; Ludwig Os-

English, Scotch and Welsh.

FOR SALT LAKE.

Jane Bradbury; John and Ada Wm. and Mary A. Davis; Martha Gibbons; Sarah J. and Emanuel T. Davies; Thos. Roberts; Ellen Davidson; Arthur, Eliza, Florence and Arthur Meads; Geo. Harriet and Mary A. West; Geo. and Mary A. Garbet; Robert H., Ann, John, Hannah, Robert H. and Lorenzo S. Hall; Elizh. Clayton; Wm. Mittle; John Cannell; John, Sarah, George H., Ruth, Emma, Jno, Wm., and Annie E. Adams; John Preece; Wm. E. Saley; John Wm. and Sarah Hanks; Elizabeth Barnham; John Bevor; Richard Burdett; Geo. Blaine is still looked for and has cept well informed of the President's condition.

Lineotn.

Hanks; Edzabeth Barnhan; John Bevor; Richard Burdett; Geo. Cushing; Hannah Reeve; Geo. and Wm. Spink; Harley Pewtress; Thomas Harriet, Charles and Geo. W. Steadman; Richard Crackles; Wm. P. Lydia J. and Elizabeth Knapton; Hannah Secretary Lincoln is expected to Walk; Geo. Jno. and Arthur Lake;

All exhibits except live stock and perishable articles, should be on the Fair grounds by 6 p. m. Saturday, October 1st. Live stock should be on the grounds before 10 o'clock Must End Fatally.

When asked if the coughing had an unfavorable effect upon the wound, the doctor said, "No, he has got beyond that."

Jos. Hackwell; Mary Jones; Elvira, David, Thomas and Wm. Dix; Ann, Wm. Mary and John R. Davis; Cabeyond that."

When asked if the coughing had an unfavorable effect upon the wound, the doctor said, "No, he has got beyond that."

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was clearly intended to apply only to districts outside of incorporated cities. The system of local government in this Territory being to vest the power of regulating municipal affairs in the City Councils by special charters, and the affairs of regions outside of incorporated cities in the County Courts, one class of officials not interfering in any way with the other. So, in the law referred to by Judge Hunter, the closing section says:

Monday morning, Oct 8d.

In lieu of charging \$2.00 membership, as heretofore, the directors have adopted the measure of retainment in this Territory being to vest the power of regulating municipal affairs in the City Councils by special charters, and the affairs of regions outside of incorporated cities in the County Courts, one class of officials not interfering in any way with the affairs of regions outside of incorporated cities in the County Courts, one class of officials not interfering in any way with the affairs of regions outside of incorporated cities in the County Courts, one class of officials not interfering in any way with the resident was very low and the President was very low and showed no signs of recovery. Chills were to be expected now at any how was very low and the President was very low and showed no signs of recovery. Chills were to be expected now at any then their continuance must be expected now at any their continuance must be course of the disease.

Ballies spoke very frankly. He sald the President was very low and their continuance must any the expected now at any then their continuance must be course of the disease.

Death will Not Be Sauden.

Death, if it came, would probably come from exhaustion and would not be sudden. The temperature during and they were of course doing what they could to modify the severity of the chills and suffering of the patient. Blood poisoning is evidently present to a pronounced degree. Dr. Agnew says he cannot really give any since the final result is to be exhibit.

Bold Bold Harries and William Probably the severit John and Wm. Wilson; Wm, and Edwin Shaw; Martha, Jos. B., and Martha D. Southwell; Elizabeth, Elizabeth, Elizabeth, Emma, Annie, Priscilla and Rebecca Williamson; Thos. and Mary Fawker; Elizabeth Scothern;

Wm. Carroll; Wm. Carolina, Wilfred, Agnes and Ernest Harding; Wm. Mortimer; Christopher Ferguson; John, Mary, Sarah, Wm., Sam, Teresa, John, Jonathan, Harry, Clara and Mary Smith; Margaret

FOR SANTAQUIN. Jane and Elizabeth Edwards;

Sarah J. Hasselgrave.

FOR NEPHI. Hans P. Hansen.

FOR MILFORD. Wm. Ann, Mary E. and Jane Pearson; Jas. Valentine. FOR FRANKLIN.

James, Isabella, Jno. W., Sarah and Jas. Long.

their memberships, to the Secretary, A. M. Musser, on the Fair grounds.

BY TELEGRAPH.

PER WESTERN UNION TELEGRAPH LINE.

LATEST FROM LONG BRANCH.

Chill—official Bullstin.

Chill—official Bullstin.

ELBERON, 19. 9.15 s. m.—The Con.

RETURNING ELDERS.

James Finiayson, Thos. Maycock, W. C. Rydalch, Z. P. Terry, Wm. Jack, Thos. Jackson, Jos. Carlisle, J. M. Wiser, J. W. Gardiner, John Urie, T. D. Reese, Wm. Probert, jr., Jos. Wadley, L. M. Olson, Hans Funk. Chr. Jensen, O. N. Stohl, N. B. Adler, A. L. Skanchy, John Dahle, John Johnson,

David Urie, T. S. Pringle, Jane diwards and daughter, and Freder-STRENGTH OF COMPANY.

English, Scoth and Welsh, 311 Scandinavian, 270 Swiss and German, 37 Returning Elders, 21 FOR SALE.

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2 SMALL

20 INCH CYLINDER; ONE A

24 INCH CYLINDER;

Both APRON Machines and Both Complete with

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Frederick, Ettle, Nellie, Alfred and but are just the Machines for William Charles; Henry Port; Emms and Emma Ir., Brown; Jos. E., Emily, Amelia J., Henry and Emily one or two Large Farmers, and I ly Allsworth; James Jeffs; George Will SELL THEM from

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AGENT, SALT LAKE CITY AND OGDEN.

I carry a full assortment of

AND OTHER

ALL SIZES.

TWO CAR LOADS Spring Wagons,

and Buggles

Cane Mills Evaporators

Cider Mills. Plows and Seed Drills.

Wagon Stock A LARGE SUPPLY.

STEEL BARR FERGE

Send for Price Lists. me alive to the nature of the siles

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No Such Opportunity has ever been offered

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10 These Machines are rather small for General Custom Work, a Small Community, or for

AND ON THE

Apply at once to

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Universally asknowledged to be the Best Family Medicine of the Age! DEEPUL CURATIVE POWERS! Always sak for WILLIAMSP AIGHTNING CURE and take no ther. Every Bottle warranted to

E. C. M. I. Wholeselle Agenda.

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Commer of Frest and Russ Sta., Option.

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GOODS NEW

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THOMAS W. JENNINGS.

Less than List Price 86 & 88 EAST TEMPLE

DRIED APRICOTS

WANTED AT S. P. TEASDEL'S,

LEAVE YOUR ADDRESS AND THE LELIVERY WAGON WILL CALL FOR THEM.

NOTICE. In the Probate Court in and for Salt Lake County, Territory

N THE MATTER OF THE ESTATE OF BURR FROST, DECEASED.

of Utah.

T APPEARING TO THE JUDGE OF THE Probate Court of Sa't Lake County, U. T., by the petition of Samuel Bringhur t and Edwin Fr. st, Administrators of the Fsiate of Burr Frost, doceased, praying for an Order of Sale of Real Fstate; that it is for the best interest of said Fstate to sell a portion of the Beal Estate. Interest of said Fstate to sell a portion of the Real Estate.

It is therefore ordered by said Court, that all persons interested in the Estate of the said deceased, appear before said Court on Monday the 26th day of September, A.D., 1881, at 10 a. m. at the Court Room of said Court at the County Court House in Sait Lake City, to show cause, if any, why an Order should not be granted to said Administrators to sell so much of the Real Estate of the said deceased as shall be necessary, and that a copy of this Order be published at least ten successive days in the Deseaser Evening News, a newspaper printed and published, and having general of culation in said County.

Dated September 13th, 1881.

Dated September 13th, 1861. E. SMITH, Propate Judge. TRRRITORY OF UTAH,
County of Salt Lake. | 88.

I, D. Bockholt, Cl-rk of the Probate Court and for the County of Salt Lake, in the scritory of Utah, do hereby certify that the regoing is a full, true and correct copy of sa order of said Court, in the matter of the state of Burr Frost, deceased, appointing me and place for hearing petition for Order Sale of Real Estate, as appears of record

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Sooth, and \$1,00 per Bottle the ni s POR SALE BYET tonia. WALKER BROTHERS!

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Ladies' Linen and Alpaca Ulsters. CHILDREN'S Linen

Percale

Gingham Suits SEAT COST!

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Manufacturer's Agents and Wholesale Dealers in Tobaccos, Cigars & Smoking Articles

BLASTING & SPORTING POWDERS, MINERS SUPPLIES, Etc BOOTS & SHOES!

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The in the last whom whom the same and the same WALKER BROS.