PIONEER LINE OF UTAH

AND WINTER JUNE 1st. 1882 TIME CARD-IN EFFECT

PASSENGER TRAINS leave Salt Lake City daily for Ogden, and Intermediate Stations, at 7 a. m. ad 3.40 p. m.; arrive in Ogden at 8.40 a. m. and 5.20 p. m. PASSENGER TRAINS leave Orden daily at 10.10 a. m. and 6.15 p.m.; a m. and 7.55 p. m. SPECIAL PASSENGER TRAIN

Leaves Salt Lake daily for Juab, and Intermediate Stations, at 7 a. m.; connects with B. C. R. R. W., & J. R. R., S. L. & Western Railway, Utah and Pleasant Valley R. R., and Sangets Valley Railway; arrives Juab at 12.05 p. m. Leaves Juab at 1.20 p. m.; Nephi, 2.00; Provo, 4.00; Lehi Junction, 5.00; Bandy, 5.45; Junction, 5.50; Germania, 6.02; Francklyn, 6.05; arrives in Salt Lake at 6.30 p. m.

REGULAR PASSENGER TRAIN leaves Salt Lake at at 2 p. m. for Frisco, Milford and Inter-mediate Stations; connects with Stage at Milford for Southern Utah, Nevada and Arizona. Leaves Frisco at 4.00 p. m.; Milford, 6.10 p. m.; Juab; 4.80 a. m.; Nephi, 5.08; Provo, 7.25; Pleasant Grove, 7.55; American Fork, 8.07; Lehi, 8.19; Draper, 9.00; Sandy, 9.15; Junetion, 8.19; Lovendahl's, 9.27; Germania, 9.32; Franchiya, 9.35; arrives in Sait Lake at 10 a. m.

FREIGHT TRAINS run as usual FOR FULL PARTICULARS SEE TIME CARDS. TO

FRANCIS COPE Gen'l Fr't & Fass Ag't. JAMES SHARP,

JOHN SHARP

CHEAP and GOOD.

BRUSHES.

Pittsburg, Pa.

I VERY BRUSH MANUFACTURED BY I Stewar is warranted to work well, and give entire satisfaction until worn out. For sale at Z. C. M. L. Godbe Prits & Co., G. F. Culmer & Co., Day & Co., Moore, Allen & Co., H. Alf, S. P. Teasdel, Geo. M. Scott & Co., Cunnington & Co., A. D. Young, Clark, lidredge & Co., Sears & Liddle. STEWART, BROS. Co.,

HAUTHAWAY'S

BLACKING & POLISHING Boots & Shoes.



HAUTHAWAY'S MERLES GLOSS which are highly injurious to the Public are caution ed to ask for

Hauthaway's Pear-less Gloss and to use no othe C. L. BOSTON, 1869 HITHIN & SINS,

VIENNA, 1878. PHILA., 1876. PROPRIETOR

Avoid buitations under various names. For Sale by Z. C. M. I. and Solomon



FAIRBANKS'

SCALES, THE-

STANDARD OF THE WORLD ALWAYS RELIABLE.

HE STRONGEST MILL MADE. SAFEST to buy because warranted the best (same as Scales,) contain all improvements. War-PRICES LOWEST, QUALITY CONSIDERED.

ACCRETS FOR THE HANCOCK INSPIRATOR, The Best Boiler Feeder Known. Send for Catalogue, Describing

Article Wanted. FAIRBANKS & Co... 302 & 304 Washington Ave., ST. LOUIS, MO.



KENDALL'S SPAVIN CURE. The most Successful Rem-edy ever discovered, as it is certain READ PROOF BELOW from Rev. P. N. GRANGER

St. Alban's, Vt., Jan. 20th, 1880.

B. J. KENDALL & CO., Gender-In a pour letter I will say that my expens the 'Kendall's' Stavin Cure' has been assessed by the season my home became very last season my home became very last season my home became became better, but when I put his road ha grow weeks, when I dheoves true became the terroid in process. d he grow mease, when I discovere upbone with furning. I procured kendall's Spavin Cure and with les outed him so that he is not her can the bunch be found. fully yours, P. N. GRANGER. LA'S EPAVIN CURE is sure in its of in its action as it does not bister posetrating and powerful to reac passersed pain or to remove any bon passersed pain or to remove any bon passersed pain or to remove any bon

POLISHED OR BLUED. Will hold a Shee on Longer than any other. Fqual in Quality and Durability to ally made. from the Best Nor-Finished all ready

UNION HORSE MAIL COMPANY CHICAGO. For Sale by Z. C. M. L. and M. RUMSEY & Co.,

neturers and Jobbers of AND FIRE ENGINES Lead Pipe and Sheet Lead, Gas Pipes, Plumbers and Steam Fitters Brass Goods, Belting, Hose and Packing.

AGRICULTURAL IMPLEMENTS. Wire, Barbed Wire, Fenc-Fence ing, Etc., Etc. 310 MORTH SECOND ST., ST. LOUIS, MO.



CORD

FOR SALB AT -BY-

Z. C. M. I

No you want the best AXE in the world? Ash for E. .. Simmons REEP HUTTER.

Do you want the best SHEEP.
SHEAR minder Ask for BEEN.
KUITER DOUBLE ARCH SPRING and take no other. The best solld ! teel SHOVELS and SPADES are made by SIMMONS HARDWARE CO., ST. LOUIS. Don't fail to call for Stockton LUCEBNE" or WEED SCYIME.

is to far SUPERIOR to saything on All AXES, HATCHETS and other EDGE TOOLS, POCKET KNIVES SCISSORS and SHEARS, bearing the Trade Mark of HEEN EUTIES. are aUPERIOR to any other.

The above Boods can be Purchase fthe wholesale Hardware Dealers u Sals Lake and Orden.

Adams & Westlake WIRE GAUZE



The only Stove made with Wire Gauze Inside the Reservelr, on the principle of the Sir Humphry Davy Safety Lamp It will Bake, Broil as per-

feetly as any Coal Stove or Range. MANUFACTURED BY

The Adams & Westlake M'for Co CHICAGO.

Health is Wealth!

1-50 H

Great Garman REWED RHEUWATISM NEUBALGIA. SCIATICA UMBAGO, BACKACHE COUT SORENESS CHEST ORE THROAT, SWELLINGS SPRAINS, FROSTED FEET EARS. BURN SCALDS, DENERAL

All other Pain-

ACHES No Preparation on earth equals Sr. Jacoes Off as sarr, sure, starts and cutar External Remody, trail entails but the comperatively tribing outlay of o Carrs, and every one suffering with pain can have heap and positive proof of its claims. DIRECTIONS IN ELEVEN LARGUAGES. SOLD BY ALL DRUBGISTS AND DEALERS IN MEDICIN A. VOGELER & CO.

U. S. DEPOSITORY. BALT LAKE CITY. .

PAID UP CAPITAL \$200,000. . \$125,000. BURPLUS WM. H. HOOPER, President.

J. A ELIMIEDGE, Vice-Peel.

WM. J. N. NOR. HARP, NICHOLAS GROVSBECK,

REGEIVES DEPUSITS PAYABLE ON DEMANS. York, San Francisco, Chicago, St. Louis, Gunha, London, and principal Continental Cities.

Makes Collections, romitting process (LIMPTED.)

22 GREAT WINCHESTER ST., LONDON Salt Lake City, Utah.

Authorized Capital, £160,000, Par \$778,610 Subscribed Capital, £49,600, Par \$241,878, Shareholders Liable for Amount Uncalled

BUY AND SELL STEELING EXCHANGE Buy and Sell Brafts on the Cities of the United States.

Advances made on consignments of o buillon received for Salo. Interest Allowed on Certificates of

COLLECTIONS MADE AT LOW RATES. nts kept on the most favorable term PRINCIPAL CORRESPONDENTS: Martin & Co.

E. AUSTIN,

THE

the Wagon line; and now af-ter carefully preparing to meet them, we offer the Rushford Wagon to the trade. It is made of thoroughly Seasoned Timber, of the best quality, strongly ironed, and we know it will stand. We fully appreciate the severe climate and roads of this market, and have made a Wagon with special reference to them. A fall assortment can be found with our General Agent, J. W. LOWELL at Salt Lake City and Ofden. Hoping to merit the patronage and confidence of the trade of this country.

EVENING NEWS.

ttal fact, that a fa

claring these vacancies. The result reached is the same.

The vacancies spoken of in the amendment is not intended to ap-

supposed holdings and rights of offi-

statutes of Utah, but to vacancies occurring by reason of certain Congressional acts. If the amendment

If the failure to hold an election in August under the Edmunds law,

or the Hoar amendments created

vacancies in office, which should have been filled in August, then, the question with which this article opens must of course be answered in the pfilrmative. On the other

gard to officers holding over until

had read as follows:

or vacancies in office, under the

THE MAIN QUESTION. THE EDMUNDS BILL AND THE HOAR

the failure of the election, a vacancy occurred; or, whether it is by the very terms of the amendment, dey election of the people under the Such grave and far-reaching con-sequences may attend the answer to ply to, or operate upon, what might or might not be a vacancy under the statutory laws of Utah. The reference in the amendment is not to to given to this question, that it seems to us that it behooves all good itizens of Utah in the consideration thereof to lay aside all temporary or personal considerations as contra-distinguished from the ultimate and general good, all passion and proju-dice, all differences of political opinion which do not necessarily onter into the question.

"As under an act to amend Section 5,550 of the Revised Statutes," etc., etc., "no election can be held to fill the offices which should have been filled on the first Monday in August, 1893, under that faw, and as by reason of such failure, vacancies must occur in the offices, which should have been but were not filled under that law; now, therefore, the Governor of the Territory of Utah is hereby authorized," etc., etc.; the wording would have been somewhat different, but the meaning the same. Whichever way the question may be arswared, our conclusion should rest upon a just and fair constrec-tion of the law, and should have some better foundation than our wishes on the one side or the other. There need be no serious differmee as to rules of construction. These have been clearly and fairly stated in the slaughter house cases in 17th Wallace 73, where Mr. Justica Miller, in speaking of the construction of the amendment to the constitution, uses the fillow

"But what we do say, and what we wish to be understood is, that in any fair and just construction of any section or phrase of these amendments, it is necessary to look to the purpose which we have said was the pervading spirit of them all, the evil which they were designed to remedy, and the process of continued additions to the Constitution until that purpose was supposed to be accomplished, as far as constitutional law can accomplished, as far as constitutional law can accomplished.

hand, if those who take an opposite view are right, and no such vacan-cles did or could occur; if notwith-standing the Congressional enact-ments the Territorial statutes in re-Passing over that person of the Edmunds bill which defines certain crimes and provides for the punishment thereof, and for legistratizing of certain children, what was the "purpose" and "pervading spirit" of the residue of the law? First, prohibiting polygamists from being eligible for election or appointment to, or holding any office or place of public trust, honor or emulument in or under any such Territory or place, or under the United States: and to prohibit any person holding office under or by reavon of the votes of polygamists. Second to oust all the registration and election officers in this Territory of Utah, and supply their place with an impartial commission, who should thereafter, and until other provision should the made by a legislative assembly to be elected in a certain manner, perform each and every duty relating to the registration of voters, the conduct of elections, the receiving or rejection.

However it may be in regard to the laws of the several States of the United States or the legistration are rejections. the laws of the several States of the Union, as far as the Territories are registration of voters, the conduct of elections, the receiving or rejection of votes, the canvassing and returnof votes, the canvassing and returning of the same, and the issuing of
certificates or other evidence of election, under existing laws of the
United States and said Territory.

The converse of the same and the issuing of the same and the issuing of the same and the issuing of the same and said Territory.

The converse of the same and the issuing of the statutes of Utah authorizing certain

Under this second heading it may be properly said that Congress took knowledge, that under the said laws of Utah the election to certain offices would take place in August, 1882, and intended that the sation of said the said that the sation of said the sa ces would take place in August, 1882, and intended that the action of said Commissioners should apply to said elections in August, and that the officers so to be elected in August were to supersede the then incumbents, and to hold such offices under certificates or other evidence of election from such Commissioners, and not otherwise.

of otherwise.

What was "the evil which" the aws in regard to holding office was designed to remedy?"

Ist. To turn all polygamiets out of laws they were then enacting?

Territory, the other of Congress, are inconsistent or in conflict, the laws they were then enacting? awsin regard to holding office was ides and to remedy?"

Territory, the other of Congress, are inconsistent or in conflict, the law of Congress must stand. First, become and to debay them from voting of Congress must stand. First, become it is the latest expression of office and to debay them from voting or holding office in said Territory.

2nd. To prevent any person from teing elected to or holding office through the vote of polygamists.

3rd. To provide as speedily as might be for a fair election.

The President delayed the appointment of the Commissioners until it is a well established principle of construction in courts of justice, that if the latest expression of the

was too late for them to provide for the registration of voters, and in consequence thereof there was no election for the offices which should have been filled in August.

Under these circumstances the Hoar amendment to the Edmunds will be adopted, which will give it to be adopted, which will give it to be adopted. was too late for them to provide for that the registration of voters, and in Legi consequence thereof there was no two

Hoar amendment to the Edmunds law, was passed by Congress. What prompted Congress to pass this amendment? What was the evil which this amendment was destined to remedy? What was this "process of addition" to the Edmunds Congressional enactments, the cess of addition" to the Edmunds law designed to accomplish? The proceedings in Congress show, that this additional legislation was prompted by, and based upon the retter read before the Senate from the Judges of the Supreme Court of the Territory of Utah.

In this letter of the Judges, the evil to be remedied and the remedy for the evil are unmistakably pointed and the remedy for the evil are unmistakably pointed.

After reciting the rea-one for the failure of the electi n in August,

the Judges then speak of some of the svils to be remedled and say: "That at such election there would the limitations of State Constitutions, and in the enforcement of State laws, framed expressly to ensurer, as directed by the Territorial Statute; that those successors cannot now be chosen, for the reasons given; that this failure to elect is liable to cause general disturbance and trouble, especially in view of the well known fact that many of the present incumit ents are understood to be polygamists, and so disqualified under the law referred to, to hold office."

That at such election there would the limitations of State Constitutions, and in the enforcement of State laws, framed expressly to enlarge the elective power of the pecple, and to curb and curtail the appointing power; and might well argue that the theory and practice of our General Government towards the Territories was the reverse of this; our General Government claiming and exercising the power to fill by appointment the highest and most important offices in every Territory.

But we walve this for the present country officials, and also the present country of the present country of

Then the Judges proposed a remedy for these evils. (The italies are our own.)

But we waive this for the present, and hold that the cases cited above are inapplicable to the questions. shall take such measures as will provide for legal successors to ALL the present incumbents in offices, whose successors would have been chosen at the August election, and thereby secure the continuance of good order, and the regular and unclear and the amendment thereto it has exercised this power, set saids the Ter-"We therefore ask that Congress

good order, and the regular and undisputed support of organized government, which otherwise would be seriously jeopordized."

We will not incorporate in this article the discussion in the Einste which occurred when the amendant was proposed, but a reference.

The amendment thereto it has exercised this power, set aside the Territorial statutes in that regard, and provided for vacancies in certain offices by reason of matters beyond and independent of the Territorial statute.

As citizens of this Territory, deep-WINONA WAGON COMPY.

WINONA WA

But we do not concede that any

different construction from the one we have indicated can fairly be put upon the amendment. The amend-ment is as follows:

remedy these evils.

Did Congress, in the Hear ame ment, provide such a remedy they clearly intended to provide? sional enactments, have made his appointments to said offices, and said appointees shall have qualified as provided by law, the further holding over by the former incumbents in said offices, will be wrongful and illegal, their acts void, and they, acting in violation of law, will become subject to criminal prosecution and punishment.

MARSHALL & POWLE is susceptible of two co tofore given should be applied; and tested by those rules, we find that the question propounded in the beginning of this article should be answered in the shirmative. MARSHALL & ROYLE.

The people vs. Whitman, 10 Cal., 38, in which case is a dissenting opinion by Mr. Justice Field; The people vs. Thom, 57 Cal., 514, in which there are also dissenting opinions; state vs. Lust, 18 Mo., 833, in which is a dissenting opinion by Judge Scott; and Commonwealth vs. Hanley, 9 Penn. State, 513.

We might well advert to the fact that these were cases arising under

tion we are now discussing, be

\$500 REWARD

CARDEN, FLOWER

8500 Heward! Oested. Large boxes, containing 80 Pills, 20 comes. For sale by all Druggista. Beware of commercials and imitations. The genuine manufactured only by JOHN C. WEST & CO., "The Pill makers, 181 & 185 W. Madison 8t., Chicago. Free trial package seat by mail proposed on receipt of a 8 cent stamp.

EMP 2. C. M. L. Brug Store, Agents.

Planing Mill HALF-A-OLOGK EAST OF DEPOT.

Lumber, Doors, Mouldings, Shingles, Frames, Pickets, Flooring, Rustic, Hardware, Sash Weights, Glass, etc.

All Bills Promptly Filled.

INILDERS, CONTRACTORS AND MARBFACTURERS Taylor, Romney & Armstrong.

Late Latimer, Taylor & Oal

RAIL WAY Aplan TION Manual Control of the Control

CHICAGO & NORTH-WESTE IS A I I WAY

Is the OLDEST BEST CONSTRUCTED

BEST EQUIPPED and hence the LEADING RALLWA WEST AND NORTHWEST I

COUNCIL BLUFFS CHICAGO, MILWAUKEE
And all points EAST, such as
Ningera Falls, New York, Philanaldhia, Bosion, Washington, Baltimore, Pittsburgh, Montreal, Toronto, Detroit, Cisveland. At Council Bluffs the Trains of the Chica North-Western and the U. P. Railways North-Western and the U. P. Hanways are from and arrive at the came Un

PULLMAN PALAGE DRAWING BOOM GABS Are run on all through trains of this road. It is the Only Road upon which are Eun the celebrated North-Western Dining Cars WEST OR MORTHWEST OF CHICAGO.

Insist upon Ticket Agents selling you Tickets via this road. Framine them, and related to buy if they do not read over the Chicago & Northwestern Railway.

If you wish the Best Traveling Accommonations you will buy your Tickets by this resite, EF AND WILL TAKE NOME

All Ticket Agents sell Tickets by this Line

THE OLD RELIABLE RRLINE

CONTINUOUS ALL RAIL ROUTE NO CHANGE OF CARS. ONE ROAD, ONE MANAGEMENT

OBOSTON

Via New York City, REACHES ALL POINTS IN 'ENNSYLVANIA & NEW JERSE

Pullman Palace Cars On all EXPRESS TRAINS. MACNIFICENT CARS

quipped with the Celebrated Westinghouse Atc Brakes and Jamey's New Patent Safety Platform Elegant Eating Houses

WITH AMPLE TIME FOR MEALS. **EXPRESS TRAINS**

Leave CittoAGO as follows

9.05 a.m. Special East Express With the popular Vestibule Steeping Car. 5.00 p.m. Edmiled Express, With Drawing Room and Hold Car.

9.00 p.m. Might Expres, Dail With Drawing Room Sleeping Care 5.25 p.m. sundays Excepte 6.10 p.m.

FARE ALWAYS AS LOW AS

O. W. ADAMS, The second Denver and Rio Grande Railway

NOTICE TO PASSENGERS.

 \mathbf{SILK}

N AND AFTER HONDAY, Sira JULY, 1883, Trains will Leave and Arrive a sit Lake, from temporary station, corne second South and Fifth West Streets, Daily Bing ham and Alta | 1230 " 0.15 "

General Superinten

HAYNES & SON STEAM BOILER MAKERS LARD & BILTARKS, CROLERS, RETTLES, PARS, ETC.

Shop, 14 Blocks East of Dayot. P. O. BOX, 525, SALT LAKE CITY General Repairing Done Prompt ALL WORK GUARANTEED. Refer to any Work done by us selft. Please

RMBROIDERY

CORTICELLI

FLORENCE

GENUINE+KNITTING+SILKI

BEWARE OF IMITATIONS. THEY ARE NOT FAST COLORS.

ELUBERICE TRY SILK WHITTIMO CHIL FLORENCE

CORTICELL *UNEQUALED*SPOOL*SILK

MANUFACTURED BY NONOTUCK SILK CO. ESTABLISHED 1838.

C. H. SAMPSON, Agt., St. Louis, Mo.

DAVID JAMES

DUNBR PINISDE. Steam and Gasfitter

In consequence of the increasing public interest in Sanitary messure. I have, after examination, adopted the Rules and Regulations of the New York City Board of Health as to Sewerage and Ventilation Pipes and Appointments, and hereby invite the citizens of Salt Lake City and Territory to examine my

Hellyer's Water Closet Apparatus, Hellyer's Artisan Hopper Closets, The Alexandra Sanitary Closet, The Jennings' London Closet, And Bowers' Patent Sewer Gas Trap

I AM ALSO BOLD ACTORY IN THEIR THRULTNET FOR THE Warner's Low Pressure Steam Heating Apparatus Fire on the Hearth Stoves, Grates and Mantels Backus Water Moter, New Otto Silent Cas Engine, Garry Iron Roofing.

I carry in STOCK the Largest assortment in Utah # Tinners, Plumbers, Gas and Steam Fitters' material, us I am prepared to lay Water Pipes on Short Notice, and AT THE LOWEST PRICES

Have also on hand and in Stock, Eight different sizes of RUMSEYs itcher, Lift and Force Pumps. Iron Pipe, Lead Pipe and Sheel Leel ALL WORK DORE WITH DISPATCH AND SATISFACTION GUARANTEED. WED, MEATIN WEEREDELT MALIF LAKE CITY

WAREHOUSES,

MOSQUETO DOORS AND WIRE GAUZE FIXED TO ORDER.

SSTOVES 21 IF BOUGHT OF ME FIXED AND DELIVERED FREE TIN ROOFING AND CALVANIZED BATHS FOUR AND FIVE FEET LONG, At 25 per cent. CHEAPER than was Offered Before.

O. S. WALSH, English Tin Store, Kimball Block.

NEWCOALYARD

A. L. WILLIAMS, Agent for SALT LAKE CITY, for the Celebrated

, First Door East of Wasatch Drog Store. Street, two Blocks West of U. C. R. R.

WILL SELL BY CAR LOAD, TO or smaller quantity at Yard, or delivered to any part of the City.

Full Weight, Clean Coal and Satisfaction Guaranteed. UELIVERED BY THE TON AT ST. HALF TON \$3,50 is In specialists of Three Tone, and less than Car Loads, 96,50 In Our Londs, at Mine Weight, 80,00 per Ton, delivered.

Orders Beliettes and Promptly Billed.