

PUBLIC WORKS COMMISSION

ITS USEFULNESS MAY NOT BE DESTROYED.

Attorney General May See His Way Clear to Change His Opinion.

The opinion of Attorney General Ford, wherein he holds the office of Commissioner of Public Works to have been abolished under what is known as the Langford Act of 1897, has caused greater consternation and disappointment among the people of the San Joaquin and Sacramento Valleys than any incident of recent date.

No time could have been more unpropitious than the present for such a construction of the law. No period in the history of river improvement in California promised greater and more everlasting returns than the present, and no greater calamity than that which must follow the withdrawal of the Attorney General is sustained by the Supreme Court.

There is, fortunately, a very grave doubt attending the conclusions in his opinion to Controller Colgan, and Attorney General Ford himself could befall to admit it. In a conversation in San Francisco last Friday the Attorney General is reported as having said:

"There are certainly some very close questions involved in the matter of the present status of the Department of Public Works. I am not prepared to advise the Controller to advise him to withhold the present Commissioner's salary, you must understand that as Attorney General I am bound to guard in every possible manner the responsibility of those who are the custodians of the public funds."

The Bulla amendment repealed every former Act pertaining to the office of Commissioner of Public Works, and reduced the salary of the Commissioner to \$1,800 per annum. When it reached the Assembly—notwithstanding the Senate amendment which repealed all former Acts of creation—the Assembly tacked on the words, "This Act shall be construed as a continuation of the office of Commissioner of Public Works."

"That body also amended the bill by raising the Commissioner's salary to \$2,400. The Senate refused to concur and the Assembly receded. That left in the bill the Commissioner's salary at \$1,800 and the continuation clause omitted. Notwithstanding that, the enrolled bill contained both the Assembly amendments, and in that shape was signed by the Governor."

While the Supreme Court have held that they will not go back of the enrolled bill on matters of failure to comply with strict constitutional exactness—such as a failure to read a bill three separate times on three separate days—there can be no doubt but that it would go to the Assembly journal for its record, where, through mistake or design the Enrolling Clerk might certify to the Governor a bill that was never introduced in either house.

Senate Bill 320 did not go unheeded in either house, but the record shows that both bodies took affirmative action against its passage.

With Senate Bill 320 dead and Section 2 of the Langford measure repealed, the great interests along the San Joaquin and Sacramento may yet take hope in the possibilities promised in the recent achievements of the Auditing Board, the United States Government Engineers and the corps employed by the present Commissioner. It comes particularly unfortunate at this time that there are certain contracts half completed and certain repairs absolutely necessary to the preservation of the work already done. Major Heuer of the Government Engineers and the State authorities had already outlined some work which was to be undertaken jointly by the State and Federal representatives.

At no time in the history of California has such relations existed between these two departments as now exist. The estimates have been made, the work for the summer outlined, the appropriations already made, the money ready. It will indeed be a blow to river improvement should the people not find a relief and a refuge within the Supreme Court of the State of California.

Now that Attorney General Ford has signified his willingness to bring the matter to a speedy and final termination, it is hoped that a few days will bring relief to the suspense now felt by the people residing along the great waterways of California.

By this no expression on the subject of repealing the entire Act of 1897. While there is a unanimity of opinion among the legal fraternity interviewed by a representative of the "Record-Union," which holds the Langford terminating clause to be void, there is another contention the upholding of which will avoid the impending calamity.

Subsequent to the passage of the Langford Act the Governor approved on March 17, 1897, the measure known as the "dredger bill." It provided for an Auditing Board to be appointed by the Commissioner of Public Works. Its title gives expression to that effect, and throughout the entire measure the office of Commissioner of Public Works constitutes the foundation on which the Act rests.

By this Act the report of the Commissioner is made the basis of their operations.

Section 3 provides: "The Commissioner of Public Works shall have charge and superintendence of all work authorized under this Act. The Commissioner shall determine the character and extent of the work to be done in accordance with the said report, and shall have full power to carry out and complete the same."

Now, the question arises, how can the force and effect of this Act be carried out with the Commissioner's office abolished under the Act approved February 24, 1897? These two Acts are in direct conflict, and as all Acts and parts of Acts in conflict with the last Act are repealed, it follows, say some of the lawyers, that Section 2 of the Langford bill is void and without force.

No one will contend that the Auditing Board Act incidentally created an office. The Act of '95 did that, and its provisions are in perfect accord and harmony with the measure last approved.

In answer to the possible contention that the Act last approved contemplated the final passing and dissolution of the Commissioner's functions, one has but to examine its provisions and there it is found that the Act contemplated a continuance of the Auditing Board indefinitely, for after providing that two members shall go out in a year it says: "Thereafter all shall be appointed for four years."

Section 12 of the Act last approved says: "All Acts and parts of Acts in conflict with this Act are hereby repealed."

Now, an examination of all Acts pertaining to this subject discloses the fact that none of them conflict in any manner save and excepting Section 2 of the Langford bill. This is in direct conflict, and thus conflicting, it is repealed.

There can be no question concerning the fate of Senate Bill 320. The bill signed by the Governor and reported to be Senate Bill 320, was, as a matter of fact, never passed by either house. It was known as the Cutter bill, and after amendment passed the Senate late in the session.

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... MANY BIG SALE ATTRACTIONS FOR MONDAY'S BUYERS ...

OUR STORES WILL BE CLOSED ALL DAY DECORATION DAY. MONDAY, MAY 29, AT 9:30,

High Grade Corsets. MODERN IN CUT AND POSSESSING EXCEPTIONAL WEARING AND FITTING QUALITIES. FORMERLY PRICED AT \$3, \$4 AND \$6.50. MONDAY'S SALE PRICES WILL BE \$1.98, \$2.38 AND \$3.98.

78 SEVENTY-EIGHT 78 IN ALL.

On Monday morning we shall place on sale 78 fine tailor-made suits, all stylish, well finished garments. We have divided them into three lots and for women about to travel, visit the seaside or mountain resorts, this will be an opportunity such as seldom presents itself in Sacramento. The prices we have made should close out the choice things in this sale in a very few hours. The materials are chevionts, serges, whipcords, covert, and various other fabrics of the kinds worn this season. This will be our suit clearance sale for the season.

Lot 1. Women's spring and summer suits which formerly sold at

\$12.48 \$15.00 \$17.50 \$18.50 \$19.75 \$22.50 ALL TO BE OFFERED AT \$9.95

Lot 2. Will contain suits which formerly sold at

\$7.48 \$8.75 \$9.95 \$10.00 ALL TO BE REDUCED TO \$5.75

Lot 3. One complete line of dark tan covert cloth suits, excellently tailored. We have sizes 32 to 42 inches bust, and in these sizes can give a perfect fit. Former price \$10.50. MONDAY'S PRICE, \$7.50

MONDAY, MAY 29, SALE OF Women's Trimmed Hats Reduced to \$3.95, \$5 and \$7.50.

When the store opens on Monday we shall offer a quantity of this season's stylishly trimmed hats at tempting prices. There will be 75 to 100 hats to choose from. These will include imported hats, the best productions from our own workroom, and many new creations, formerly selling from \$5.00 to \$12.50. In order to make a thorough Summer clearance before the end of the season we shall make the following low prices, namely, \$3.95, \$5 and \$7.50.

Weinstock, Lubin & Co., 400 and 412 K Street, Sacramento

MONDAY, MAY 29,

A Reception Day in the Silk Department.

60 Styles High Grade Silks at 98c

Another heavy purchase of beautiful silks in the latest colors and novelty stripes, made to sell for \$1.25 to \$2.50 yard, have just reached us from New York. We never remember a more select gathering of handsome silks than these.

We shall show fully sixty styles or more to choose from. Rich cords, duchess grounds, taffeta weaves and novelties of every description. Dark, medium and a beautiful assortment of light evening shades. This will be an opportunity to secure an unusually handsome silk at very much less than regular prices. Poor, thin silks give no satisfaction in wear. For quality and style it will pay you to visit our silk carnival on Monday.

HIGH GRADE SILKS AT 98c yd



American Flags for Decoration Day.

A new material is being used for stick flags. It drapes prettily and looks almost like silk. Mounted on staff with gilt spear head. Length 24 inches, 20c; 36 inches, 25c; 48 inches, 50c; 66 inches, 85c.

U. S. Muslin Flags.

Mounted on sticks and in bright colors. All sizes at 2c to 35c per dozen.

G. A. R. Uniforms.

Regulation dark blue flannel suits, all wool. The coats come either single or double breasted styles and in round or straight cut sacks. Brass or black buttons may be used as desired. Price of suits, \$8.50. Separate trousers, \$2.50; vests, \$1.50.

G. A. R. hat cords, 25c. G. A. R. hat wreaths, 11c and 13c. G. A. R. felt hats at \$1, \$1.50 and \$2.50.

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Hair Grower and Scalp Cleaner have stood at the head of all hair preparations. More than 3,500,000 bottles have been used by the American people. Thousands of testimonials bear witness to their excellence.

Forty-three ladies with hair unequalled for beauty, luster, thickness and length, grown by the faithful use of the Seven Sutherland Sisters' preparations, are now traveling in different parts of the United States, giving practical demonstrations of what can be accomplished by properly keeping the hair and scalp in healthful condition.

The ladies attending the exhibit now at our store are blessed with heads of hair as beautiful as one could wish for. Don't miss this opportunity to see them and ask advice. It's free. Weinstock, Lubin & Co., Sacramento, Cal.

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Mrs. J. A. Polley, Shorey, Kansas, writes: "A Month ago I began using the Seven Sutherland Sisters' Hair Grower. During the time my hair has increased over an inch in length, and I shall continue the use of both Hair Grower and Scalp Cleaner, positive of being benefited."

BESELENA'S PRATTLE.

(Special Correspondence Record-Union.) PORTLAND (Ore.), May 23.—It's beginning to be a serious question in my mind whether the shirt waist girl is going to get the ghost of a chance to flourish in this way or not. So far old Jupiter Pluvius has reigned supreme in more ways than one and summer clothes have been looked at with regretful sighs, for who would have the moral courage to don a beautifully starched shirt waist and ruthlessly reach it out into the sleeves of a jacket? Perish the thought; it is iniquitous!

The shirt waist girl is a thing of beauty and a joy forever in her neat waist and immaculate collar. Ten to one the said collar is making a horrid ring about her neck and chafing her into a state of irritability, but she rises superior to such a petty annoyance and smiles upon you in a slow, calm, superior kind of way, and even if you know all about the collar, you cannot help but think in spite of yourself how cool she looks.

That is the way she appears throughout the day, but it is in the evening that the shirt waist girl is infinitely alluring. Then she casts aside her stiffness and appears in some soft, clinging diaphanous draperies, suggestive of moonlight strolls on sandy beach at the state of irritability, but she rises superior to such a petty annoyance and smiles upon you in a slow, calm, superior kind of way, and even if you know all about the collar, you cannot help but think in spite of yourself how cool she looks.

Everybody went to see the elephant last week. Even the aristocrat of Chinatown did not scorn to gaze upon this huge monstrosity of the African plains. There were bears, too, and lions and tigers and monkeys, for the circus was in town. It was a gala time for the youngsters. For weeks and weeks beforehand they had been saving their nickels in anticipation of this event. There is something indescribably fascinating to young and old alike in the sight of the big canvas tents, the blare of the music, the gaudily painted wagons and above all the roar of the animals. And the ponies! Dear little Sheldan fellows with long silken manes and tails. And the boys who drove them, how they were envied! I'll wager anything I possess that there wasn't a boy in town who wouldn't have cheerfully given up his most cherished possession to have been in one of those chariots flourishing a long be-ribboned whip over the back of one of those fiery little steeds; then there were Roman chariots, and ladies in pink tights, not to forget to mention the pink lemonade, which is as much a part of the circus as the clown and the baggy costume or the trick elephant.

There has been much complaint of late because the modern, up-to-date circus now has three rings instead of one, as formerly. I don't believe there is so much difference after all, there's only more to be seen, and who would object to getting more for their money? Inside the tent the music is playing wildly, madly, furiously, while all the time three separate and distinctively neck-breaking acts are going on at one and the same time. Then, all at once the music stops in order to give the vast

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