

SALT LAKE HERALD

SALT LAKE CITY, UTAH. BY THE HERALD PUBLISHING CO.

THE HERALD'S Labor Edition APRIL 25, '36.

Forecast for today: Probably rain, slightly cooler.

BRIEF AND BREEZY

Diphtheria has disappeared from Heber City. The tragedies at Pelican Point have shocked the entire territory.

Yesterday's clearings were \$21,523, as compared with \$10,228 for the same day of last year.

There are messages at the Western Union telegraph office for Mrs. V. F. Phillips and J. F. Dunn.

County Collector Spencer has appointed Harry Lyle his chief deputy. Mr. Lyle was deputy under Fred Leonard.

At 6 a. m. yesterday the thermometer registered 40, at noon 56, and at 8 p. m. 71, maximum temperature 74, minimum 44.

The county court has written the Rio Grande Western relative to a change of county road crossing at Jordan Narrows.

Accident insurance agents were canvassing the joint building yesterday in an effort to secure business as a result of Attorney Whittemore's assertions regarding eye-beams.

George J. Budd and Miss Edith Young, of Salt Lake city, were married yesterday by Judge McNally. Both young people are well known in this city, and the bride is exceptionally pretty.

Four order No. 151, signed A. S. Geddes, March 10, on Equitable Co-op, of Mrs. B. West, North 2nd street, Salt Lake, among other things necessary to sustain a writ of habeas corpus, tobacco, milk, and bread.

Parties who own burial lots in the city cemetery complain that the grass and weeds are growing so thickly that they are unable to see the graves.

When Attorney Whittemore was asked to allow Mr. Hayken to testify as to the furniture contract, Attorney Whittemore declined on the ground that it would delay the State road investigation.

The Second Ward Civil Government class and the Philanthropic societies of that ward, will debate the question: "Resolved, That the United States ought to have a standing army or navy."

Marriage licenses were yesterday issued to: Borchum A. Wellington, aged 24, and Clara May Kemp, aged 20, of Pleasant View; and Trena Christensen, aged 23, of Murray; George J. Budd, aged 25, and Edith Young, aged 20, of Salt Lake city.

Mayor Baskin and Judge McNally held a consultation yesterday regarding a new fountain to be placed on the east side of the joint building.

It is asserted that the reason the matter was referred back to the committee on improvements at the meeting on Tuesday last, was because the council realizes that it is being asked to do a job which is beyond its power.

Chairman Cohn was seen yesterday regarding the matter. "Will this ordinance be repealed?" said a reporter to Mr. Cohn.

"I have nothing to say whatever in regard to the matter," was the reply. "Knowing that Cohn is usually very frank and candid, the reporter again made an attempt to get a reply. 'I positively refuse to be quoted,' said Cohn.

"But you know what your intentions are?" "I have answered your question," said Mr. Cohn, and then he stalked off.

Other members of the council were asked to sign the ordinance. "I don't know what the committee will do," said O'Meara, "but the ordinance will undoubtedly be repealed."

No small objection which young folks had to the old-time spring medicines was their naughtiness. In our Ayer's Sarsaparilla, the most powerful and popular of blood purifiers, is as pleasant to the palate as a cordial.

TO ENJOIN JOHN HENRY

Suit to Enjoin President Smith from Signing the Constitution.

NOT A QUALIFIED MEMBER.

ALLEGED THAT HE WAS ILLEGALLY SEATED IN THE CONVENTION.

The Enabling Act Does Not Confer on the Convention the Power to Judge of the Qualification of Its Own Members. Legally Qualified Members Must Hold a Certificate of Election, So Say Petitioners.

It appears that the members of the constitutional convention, who were seated by the convention without receiving certificates of election from the Utah commission will yet have to fight for their seats and what is still more of moment to the general public, the legality of the whole device of the convention will be put in jeopardy.

Attorney P. J. Daly, associated with other legal luminaries, is at present engaged in drawing up a petition for presentation to the Third district court for an order enjoining John Henry Smith, the president of the convention, from signing the constitution when it shall have been completed, on the grounds that he is not legally a member of that body, never having received a certificate of election and in fact never having been duly elected a member.

It is contended that the enabling act provides that certificates of election shall be issued to such candidates as shall be found to be duly elected, and that such certificates shall be the evidence of membership and shall entitle such persons to seats in the convention, unlike a legislative body, is not the judge of the qualification of its members because the enabling act does not confer such power on it and the convention cannot assume powers in excess of those conferred on it.

The suit will be started on behalf of a number of the voters of this county and others who may wish to join in it and it is the intention to file it when the president gets through and before the president signs the constitution.

Of in the still night, Ere slumber's chain hath bound me, Sharp pains dart through my head, I feel so sick, I sure shall die, All hope of cure seems broken, Balm of Gilead, 'tis my prayer, A sure, unfailing token.

Yes, a token of recovery in every case, as effective, and almost as magical, as the famous Pillsbury's Pinkettes. Dr. Pillsbury's Pinkettes are a positive cure for all derangements of the liver, stomach and bowels.

Will Not Stand. Electric Light Ordinance to Be Repealed.

From inside authority it is gathered that the special licensing tax ordinance will be repealed at the next session of the city council.

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DELEGATES' PAY DAY. Two Weeks' Pay, Amounting to \$2,416 to Be Disbursed.

Secretary Richards will pay the constitutional delegates and officers their per diem today, from the 1st to the 15th inst. The amount for this fifteen days will be \$1,633. This will make the total per diem paid to date (including the mileage), \$2,416.25. That leaves \$6,747.75 out of \$9,164 appropriation for the convention.

The printing and stationery bills will cut this down to about \$4,000, out of which the members and officers will have to be paid from the 15th inst. on. If the journal and the reports of the debates, at a cost of \$30 per day, are printed, they will have to be paid for out of that same sum, too.

Query: What are they going to do about it?

Drink hearty, when you get the St. Louis A. K. C. Bohemian bottled beer, brewed by the American Brewing Company, for it is pure malt and hops. SHELDON BROS., Sole Dealers.

POLICE COURT. Cases Disposed of Yesterday by Justice Smith.

Chapman, the sure think man, was arraigned in police court yesterday on the charge of vagrancy. He pleaded not guilty and demanded a jury trial. The jury was empaneled and the case continued until today.

Tom Kink, an old offender, was ordered out of town yesterday. He pleaded guilty to being drunk and disturbing the peace, sentence being withheld until today on condition that when released on his own recognizance he would get out.

N. J. Peffen pleaded not guilty to an assault on one Lindsay and was discharged on the showing made. The charge was not as stated in yesterday's issue, the information being incorrect. Jerome Gibson, charged with petit larceny was also discharged.

C. Wright, for violation of the bicycle ordinance, forfeited \$2.

YESTERDAY'S ARRESTS. J. Cannon, alias Kelly, who is wanted in Grand Junction for fleeing from his boarding house without settling and beating an employer out of \$50, was arrested yesterday on the charge of forgery committed in this city last fall. Cannon will be arraigned today.

One Williams, alias John Doe, a wholesale butcher of Murray, was arrested for doing business without license.

Rheumatism is primarily caused by acidity of the blood. Hood's Sarsaparilla purifies the blood, and thus cures the disease.

Seeds! Seeds! Seeds! Largest assortment in the west of reliable seeds at Bailey & Sons, 43 East Second South.

Great Paint Sale. We wish to notify the public that our losses sustained, and we are again open for business at the old stand and will sell paints at greatly reduced prices for a few days. Sears Glass and Paint company, 33 West First South street.

WILL RESUME TODAY. Mayor Baskin on the Safety of the Building. Eklund's Bill for Distributing Tax Notices—Cost of Auditing Accounts Piling Up.

There was a short meeting of the county court yesterday at which the only business transacted was action on the petition of S. A. Eklund, who desires to remove certain property that has been sold for taxes. The petition was granted upon the petitioner complying with the usual regulations.

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Plaintiff Nonsuited in Case of Dittman vs. O'Meara.

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Rev. Linder's damage suit against the city was taken up in the afternoon. The plaintiff, who was the pastor of the Swedish Evangelical church in this city, brought suit for \$2,000 damages, alleged to have been sustained as a result of a defect in the sidewalk, which fence was so insufficiently constructed as not to be able to withstand ordinary gusts of wind. On the morning of the 22nd, a heavy wind of 100 m.p.h. was blown down by the wind and the plaintiff was passing, fell upon him, fracturing his leg and causing very serious injury to his eye and other parts of his body.

His honor sustained a motion for a nonsuit on the ground that the conveyance of the goods to Dittman was illegal and that he had no title to them.

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