ESTABLISHED JUNE 19, 1871.

ENT

OMAHA, THURSDAY MORNING, APRIL 20, 1905-TWELVE PAGES.

SINGLE COPY THREE CENTS.

ASK HYDE TO

Agents of Equitable Request 2 Vice President to Resign.

HE SAYS THEIR ACTION IS IMP

Special Committee Will Wait c n at His Home This Merning E

AGENTS DISCLAIM DESIRE FOR CONTROL

Resolutions Say They Only Wish to End Present Squabble.

WILL URGE SPECIAL LEGISLATION

Omaha Man on Committee to Go to Albany to Work in Interest of the Mutualization Plan.

NEW YORK, April 19 .- After a protracted session behind closed doors the 300 or more general agents of the Equitable Life Assurance society, adopted a resolution today calling on Vice President J. H. Hyde to resign from his position with the organization and appointed a committee of five from their number to call on Mr. Hyde and present the demands.

When the meeting of the agents was adtourned topight the committee had not called on Mr. Hyde nor had it'reported COUNT CASSINI IS TO REMAIN to the meeting. All the members have been bound to secrecy by a vote of the body and while no definite information as to bassador is to Leave Washington. this committee's whereabouts would be given out, it was the general opinion that that Baron De Rosen, formerly Russian had it that the resolution had been mailed sini, Russian ambussador to the United to Mr. Hyde with comments, but this was States, is not confirmed at the Foreign ofnot officially confirmed.

this morning and it was 3 o'clock before are highly valued and that no change is a recess was taken for luncheon. During at present contemplated. A number all the time loud talking and occasional months ago a change was believed to be interruption of speakers indicated that impending. At the time it was underthere was a warm debate over some ques- stood Count Cassini desired a European tion under consideration. Later it was post and there was much talk of his translearned the discussion concerned the Hyde fer to Madrid and of Baron De Rosen lution the secretaries of the agents would whole question has been in abeyance and not give out until notified by the committee It is regarded as entirely unlikely that the Mr. Hyde.

Mr. Hyde Will Not Resign. When the recess was taken Mr. Hyde was informed that the committee of agents would reach his office at 4 o'clock. He awaited its arrival in company with his personal counsel, Samuel Untermeyer, Winslow S. Pierce and W. C. Gulliver. At 5:30 o'clock the committee had not appeared and Mr. sayde with his counsel left the office in the Equitable.

Mr. Hyde said: I have not seen the committee and not seen the resolutions, but I consider them impertinent, extraordinary, insulting and most preposterous. I have no intention of

It was almost 4:30 when the agents again went into session, and the latter part of the days' meeting was, from all indications, more peaceful than earlier in the day. It was said that in the earlier had voted to request Mr. Hyde's resignation, and in support of Mr. Alexander. The number voting for the resolution is said to be 193. None of the agents, nor either of the secretaries, would affirm or deny this statement, but there were several

wordy squabbles over accusations. Late tonight announcement was made that the agents' committee appointed to wait on Mr. Hyde and present the resolutions and ask his resignation is to meet him tomorrow at his home at 9 a. m.

Disclaimer by Agents. One of the interesting developments of

following resolution: Whereas, It has been persistently sug-ested in the public prints that the agents gested in the public prints that the agents are for mutualization because they seek to acquire full or partial control of the society by acquiring proxies; therefore, be it Resolved, The we, the general agents of the society we, convention assembled, do hereby declare that we do not ask hor will we seek for ourselves for any particular than the control of the society.

will we seek for ourselves for any part of the control of the Equitable, but so demand that through the policyhoiders this shall be so vested as best to conserve their interests, without the confidence of whom we cannot exist in this business.

The committee of five appointed to wait on Mr. Hyde include Charles Wake, New York: Frank Levy, New Orleans C. J. Edwards, Brooklyn; Joseph Bowes, Baltimore, and W. J. Roddy, South Carolina.

Omnha is Represented. At this later session, and while awaiting the appearance of this committee, a permanent organization was formed and a committee was elected to go to Albany Friday Governor Higgins to urge the mutualiza-

tion of the Equitable. Among those on the committee are George A. Rathbun, Denver; Frank B. Wilcox, Bolse City; Eimer Dwiggins, Des Moines; D. F. Cobb. Kansas City; J. S. Kendrick, St. Louis; Wyman Eilis, Helena, Mont.; H. D. Neely, Omaha; W. J. Kenting, Sloux Falls, S. D., and C. F. Kut-

newsky, Salt Lake City Permanent Organization Formed, It was after the appointment of the committee that it was decided that it would be advisable to form a permanent organization and the following committee on permanent organization of the National Association of Managers was named: C. J. Edwards, chairman; E. A. Woods, Pittsburg; A. M. Shields, San Francisco; J. S. Kendrick, St. Louis; R. L. Hart, Philadelphia; F. L. Levy, New Orleans; F. H. Hazelton, Portland, Me.; R. L. Fereman,

Atlanta; A. C. Haynes, New York. A committee was named to bring President Alexander and Second Vice President Tarbell before the convention to thank his personal gratification at the generous them for the hospitality received at their When the committee appeared with Mr. Alexander and Mr. Tarbell they and sold to him by an unidentified person.

were applauded. Mr. Alexander said he could not express his great pleasure and love for the agents who had so manifestly upheld his ator Nelson W. Aldrich of Rhode Island. action and had expressed their confidence

Mr. Tarbell spoke of his twenty-five years connection with the society and of observed today with undiminished zeal his twelve years pleasant relations with the agents and managers of the Equita-

Knowles' Statement Denied. cond Vice President Tarbell foday de-

ed a statement made by Henry H. tion from remarks of the deceased statesknowles, formerly superintendent of agencies for the Equitable in which Mr. Knowles said Mr. Tarbell was at the bottom of the Equitable trouble and that he had entered into a compact to oust Vice President Hyde and succeed President Alexander when the head of the society

When asked what he had to say with reference to Mr. Knowles' statement, Mr. arbell said: "I never entered into any apact such as he speaks of. never was any question about Mr. Alexander resigning the presidency.

(Continued on Second Page.)

Missionary in China is Robbed and Left for Dend by

SHANGHAL April 19 .- A Dowlette misary named Kennedy recently rented or mission work a native building in the village of Taungli, about four days' journey from Shanghai. At midnight on April 12, 100 Chinese, armed with swords and wearing blouses marked "The People's Volunteers." attacked the house, wounding everal Chinese, striking Kennedy on the head and leaving him apparently dead and ooting all his goods. A messenger, who eft the scene early the next morning, reported that Kennedy was still breathing. and later advices gave hopes of his re-

Natives.

Accordingly United States Consul Davidnt any further outrage

partment today from Vice Consul General Davidson at Shanghal dated today:

Mr. Cloud is a clerk at the Shanghai consulate-general. There have been vague foreign feeling similar to that which led to the Boxer uprising of 1906, but no official advices have come to the State department in that quarter the Chinese government will be immediately called upon to take steps to protect the missionaries.

ST. PETERSBURG, April 19.-The report would report tomorrow. Current talk minister at Toklo, will succeed Count Casfice here. On the contrary it is said that The agents went into session at 11 o'clock Count Cassini's services at Washington transfer at any event until after peace is concluded as important negotiations might be conducted through Washington in which the count could render great assistance. Count Cassini's position at Washington is in no wise involved in the question of his ultimate transfer, the United States having at one time taken pains to officially notify the Russian government that the stories then industriously circulated of friction

TALK ABOUT MACEDONIAN AFFAIR British Plans to Be Finally Considered by Powers this Month.

United States.

VIENNA, April 19.-The Associated today that the negotiations between the powers regarding Great Britain's plans for the financial reform of Macedonia will probably be terminated at the end of April. Some doubt is entertained here about Germany's attitude on the subject.

The Neue Freie Presse publishes an interview with Herr von Mueller, the Austrian agent in Macedonia, charged with carrying out the Austro-Russian reform program, who passed through Salonica recently on his way to Athens, in which he leclares, among other things, that since March 1 the financial reforms in Mace donia, established by Turkey through the late session was the adoption of the Hilmi Pasha, have been working very well, all the officers and others receiving their salary promptly through the Ottoman bank. He expresses the opinion that the system will have the most successful

results. The Foreign office here does not deny statements to the effect that Herr von

Mueller will not return to Macedonia. LIFE SHORTER IN UNITED STATES

German Doctor Compares Longevity of Germans and Americans. WIESBADEN, April 19 .- "Americans are shorter-lived than Germans," was the conclusion reached by Dr. B. Laquer in his States, submitted today to the International Congress of Medicine, now in session here.

"Although more temperate in the us to petition the insurance commission and of alcohol than the Germans, and working an average of 10 per cent shorter hours, the Americans are," said Dr. Laquer, "exhausted earlier in life."

The doctor gave these figures for each thousand of the population: The number of persons from 50 to 60 years of age are, in Germany, 179; in America, 179; persons over 60, in Germany, 78; America, 65 Dr. Laquer did not undertake to explain the facts. He simply gave them as the result of inquiries which he made during a visit to the United States in 1904.

ITALIAN KING RECEIVES MORGAN Buler Thanks American Capitalist for Returning Stolen Cope.

ROME, April 19.-King Victor Emmanuel oday received in private audience J. Pierpont Morgan, who thanked the king warmly for the grand cordon of Saints Maurice and Lazarus, which he wore. The king was most cordial in his manner to ward Mr. Morgan and made the American financier sit next to him. He expressed net of Mr. Morgan in returning to Ascoli the cope stolen from the cathedral there The conversation, which was carried on in English lasted half an hour. Later the king received United States Sen-

LONDON, April 19.-Primrose day was Lord Beaconsfield's statue was decorated on a generous scale. An enthusiastic free trader utilized the occasion by placing by

the side of the statue a huge shield of primroses, bearing the well known quotaman: "Protection is not only dead, but is damned," picked out in forget-me-nots

Steddard is Improving. GALT, Ont., April 19.-J. S. Stoddard, the veteran actor, who was stricken with nervous prostration here some time ago. and who it was feared would die, is steadhome in New Jersey in a week or ten

British Ambassas or Takes Vacation. A warrant also was issued for the arrest ST. PETERSBURG, April 19.—The British, of George Hey, one of whose customera today for England on a month's holiday, est on a small sum.

Post to Be Ready for Accommodation of Two Companies by July 1.

TWO MORE COMPANIES IN NOVEMBER

Complete Rural Mail Delivery to Be Established in Otoe County in May-Other Postal Matters.

(From a Staff Correspondent.) WASHINGTON, April 19 .- (Special Telegram.)-Senator Millard had a most satisfactory talk with Quartermaster General Humphrey today relative to work in progson promptly dispatched Vice Consul Cloud | ress at old Fort Omaha. General Humphwith twenty native soldiers to Tsungli to rey stated that quarters for two companies of the signal corps would be com-WASHINGTON, April 19.-The following pleted by June 30, the close of the present cablegram was received at the State de- fiscal year. That next year, beginning July 1, work would be commenced on barracks for two additional companies, including officers' quarters, and he hoped that by Kennedy, a Dowie missionary, was attacked by Chinese at Tsangli village in Hangehow district. Cloud investigating.

Officers' quarters, and he hoped that by November 1 there would be four companies of the signal corps installed at Fort nies of the signal corps installed at Fort

Omaha. Senator Millard, speaking of his visit to rumors of disturbance and growth of anti- General Rumphrey, said that every assurance was given that work would be pushed as rapidly as possible.

"I teel sure also that General Greeley, to verify these. If Cloud finds that head of the signal corps, is also our friend there is any danger of a general uprising and that whenever possible he will help to make Fort Omaha what it deserves to be-States," said Senator Millard.

General Humphrey, who was scheduled to leave Washington today on a tour of aspection of the southwest garrisons with Lieutenant General Chaffee, chief of staff, was compelled to postpone his leaving until tomorrow on account of press of busi-

Complete county rural free delivery service has been ordered established in and spend two days with the president. Otoe county, Neb., effective from May 15, making nineteen routes in the county. Abher C. Trindle has been appointed postmaster at VanMeter, Dallas county, Ia.,

vice H. H. Phillips, resigned. Iowa rural routes ordered established May 15: Ayrshire, Palo Alto county, route 1; population, 420; houses, 106; Grand Juneion, Green county, route 2; population, resolution and its construction. This reso- going to Washington, but since then the 300; houses, 60. Jefferson, Green county, route 6 and 7; population, 965; houses, 193. John W. Stamm has been appointed regufive that a copy had been served on government would agree to Count Cassini's lar and Chas. W. Stamm substitute, rural carrier for route 1, at Guttenberg, Ia.

CHANCE FOR PLACE IN NAVY Opportunity Will Be Given Citizens to Qualify as Paymasters.

WASHINGTON, April 19.-Announcement was made at the Navy department today that there existed twenty-nine vacancies in the grade of assistant paymaster in the between the ambassador and Secretary navy, the only grade of the pay corps to Hay were not only untrue, but that Count which appointments are made from civil Cassini was entirely acceptable to the life. The examination for candidates for this grade has been set for June 12, and for the first time no political influence is neces sary to obtain designations for this examination. By order of the secretary the examination has been thrown open to all applicants who are able to present satisfactory letters from reputable business concerns and also letters showing that the aplicants are fit men to become officers the pay corps. Further information can be obtained by addressing the paymaster general of the navy. The examination will

> required percentage on the examination will be appointed. The examination will be held at the Navy yard, Washington, and at the Navy yard, Mare Island, California, that the applicants from the Pacific coast may also have an opportunity to take it.

be competitive and the twenty-nine best

men, provided that number make the

NINE PENSION EXAMINERS OUT Resignations Called for by Commis-

stoner Warner Are Accepted. WASHINGTON, April 19 .- Nine of the ter pension examiners constituting the Board of Review were separated from the government service today. Commissioner of Pensions Warner referred the nine resigna tions to Secretary Hitchcock with the rec ommendation that they be acceped, and

Mr. Hitchcock took the desired action without delay. The resigned examiners assert that representation were made to them purporting to come from the commissioner, that should they hand in their resignations matters would be relieved and restorations would be made at some date in the near paper on social hygiene in the United future. Commissioner Warner, however, made no such representation to the secretary. The difficulty involving the Board of Review was its approval of several pensions to applicants whose only claim was enlistment in a Pennsylvania and a New Jersey regiment of volunteers for service in the civil war, but the services of whom were never availed of by the government.

BLAIR BUSINESS MEN ORGANIZE

People Get Together to Further Interests of the Town and County.

BLAIR, Neb., April 19 .- (Special Tele gram.)-For several weeks a scheme has been under way among the business men of Blair for the organization of a Commercial club, and tonight over 200 of the representative business men of the city met at the opera house to perfect the organization. It was the most enthusiastic meeting that has been held here for man years for the purpose of furthering the interests of the business men and community surrounding Blair. Mayor L. A. Williams was elected temporary chairman and Prof. Parsons, secretary. A board of eleven directors was elected, as follows: G. Meherm Thomas Martin, William Kelly, W. H. Bel knap, Chris Crowell, Ole Thompson, James Maher, C. O. Krogh, R. Sas and Marcus Beck. One hundred and sixty plates had been sold and a banquet followed at the two hotels. Mr. J. F. Hanson, secretary of the Fremont Business club; E. J. Mc-Vann and President Wright of the Commercial club of Omaha were present and addressed the meeting on the interests and formation of commercial clubs in general

FIGHT AGAINST LOAN SHARKS Warrants Sworn Out for Arrest of Alleged Usurers at Instance of Kansas City Newspapers.

KANSAS CITY, April 19 .- As the result of a campaign started by the Kansas City Star and the Kansas City Times against persons practicing usury. Varrants for two money lenders were issued here today. E. E. Forman, of a firm that lends money on ily improving. He will be removed to his household goods, was arrested on a warrant accusing him of charging usurious interest. He was released upon furnishing bond to appear on April 35 for hearing. mbassador, Sir Charles Hardinge, started swore that Hey charged 10 per cent inter-

CHINESE ASSAULT DOWIEITE PUSH WORK AT FORT OMAHA LOEB STARTS TO THE CAMP PRESIDENTS

Private Secretary, of President Carries Papers Which Require Signature of Executive.

GLENWOOD SPRIN S, Colo., April 19. With President Roosevelt and Secretary och in camp twenty miles from the nearst telegraph office, no news of the hunt came out of the woods foday. When Mr. Loch returns here tomorrow it is expected he will bring information of the luck that has attended the president's hunt for big game. The president heeps a personal diary and consequently the correspondents marooned here await the return of the secretary with much imputience. Storms of snow, hall and rain, surged about the mountains in the direction of the East divide nearly all day and Mr. Loeb must

have had a rough, uncomfortable trip. Secretary Loeb left here early today for Newcastle, where he will get a horse and ride to the president's camp. Elmer Chapman, the courier who yesterday brought news of the success of the hunt. accompanied by Mr. Loeb, and will serve as the secretary's guide. Mr. Loeb will remain at the camp over night and return here some time tomorrow. He has taken with him a number of documents that require the signature of the president.

The Charley Penny ranch, where the hunting party is now encamped, is in the east divide. The party will move to the west divide or Saturday or Monday, as it is reported game is more plentiful there. Before the president moves away too far It is the desire of the ranchmen and mountaineers that he visit Liberty school, where one of the finest posts in the United their children are educated. This school is near the present camp and the children of the ranchers ride for miles around to attend. The mission of Joe Austin, who came to the Springs last night with Couer Chapman, was to get Mr. Loeb to use his

good offices in arranging the visit. P. B. Stewart of Colorado Springs will leave the party at the end of this week. Mr. Loeb then expects to go to the camp Captain Austin told Secretary Loeb that e patrol has been organized and it is now

over which the party is hunting. NEWCASTLE, Colo., April 19 .- Secretary Loeb left here at II a. m. for President take about five hours, will be made on tribution among the poor of Denver.

was sent to the president by former Adjutant General Sherman M. Bell, PATTERSON JURY COMPLETED Panel Which Will Try Show Girl

A note endorsing the matter "most heart-

Bachelor and a Widower. NEW YORK, April 19.- The jury which is to decide the fate of San the charge on trial for the third three on the charge of murdering Carsas fath bookin ker, management of the Atchison road took contains completed at 7.36 o clock rought when trol of the system it included various coal trol of the system it included various is to decide the fate of "Nan Putterson,

Miss Patterson is again to face a fury omposed almost entirely of married men, two of the accepted panel of twelve being single, one a bachelor, the other a widower.

Most of the jurymen are men of middle age and beyond. Many of them have large families, some grown daughters who are married.

It was announced tonight that the deendant would take the stand again during the present trial and tell her story of low Young met his death in the cab last June as he was driving to the steamship pier to join his wife on a trip to Europe. It is also said that Miss Patterson is anxious that her sister, Mrs. J. Morgan Smith. should become a witness for the defense, although it has not been determined as yet either by the prosecution or the girl's lawyers just what part the J. Morgan Smiths shall play.

When the work of selecting a jury was resumed today there were three accepted jurors in the box. They were Foreman Aldrich and Messrs. Splint and Goldstone. In opening court, Recorder Goff said he was anxious that the jury should be completed during the day, as the court had never been in session on Good Priday, and it was his purpose at the end of the day o order an adjournment until Monday He said the court would remain as late in the evening as necessary to complete

the panel. From this time forward the work of hoosing jurymen progressed rapidly. When the list of twelve was completed ninetyfour talesmen had been called and questioned. Forty-two of the sixty peremptory challenges allowed by the court had been utilized, Assistant District Attorney Rand resorting to eighteen challenges, and counel for the defendant to twenty-four. When the last juror had taken his place in the empty chair remaining in the box, Resorder Goff turned to the twelve men and delivered the customary warning not to discuss the case or to allow it to be discussed in their hearing. He then adourned the court. Miss Patterson had a ittle chat with her father and was ther led back to her cell in the Tombs. Her counsel declares the girl was pleased with the jury. Throughout the day she had evinced the keenest interest in the examination of the talesmen.

THROWS GIRL FROM VIADUCT Cocaine Fiend at Cincinnati Drops Child from Bridge to Ground Eighty-Three Feet Below.

CINCINNATI, O., April 19.-Charles Finch was arrested late today, charged with throwing Loretta Krekeler, aged, years, from the Liberty street viaduet to the ground below, a distance of eighty-three feet. The girl is in a serious condition and expected to die. Finch was identified by both the girl and her 6-year-old brother, who was a witness to the crime. When ar- said no commission could have the wisdom rested Finch was stupefied with cocaine to fix rates for the entire country. and a targe box of the drug was found in his pocket.

According to the story of the boy, the children were on their way to school this afternoon when they were suddenly stopped by a man in the middle of the viaduct. The man grabbed at the boy's hat and the girl told him not to touch it. The man then de clared. "I'll throw you over the bridge, and seizing her tossed i ar over the viaduet rail and escaped.

He was later arrested near the scene of the crime. The girl was taken to her home in a dying condition In a statement to Chief of Police Milliker Finch said that he did not know anything about throwing the girl over the vinduct

I do not remember what happened this afternoon or where I have been. A colored man gave me a drug of some kind shortly after noon and I have not been able to remember anything since then. been

Showers and

Friday Fair.

6 n. m 42

9 n. m..... 46 10 n. m..... 47

12 m..... 51

11 a. m

n. m 44

Hour.

sociates.

Victor Morawetz Tells Senate Committee that Directors Are Set of Figureheads.

KNOW NOTHING OF TRAFFIC MANAGEMENT

He Denies Report that Santa Fe Paid Standard Oil Company Rebate of Million Dollars.

WASHINGTON, April 19 .- Victor Morwetz, of the Atchinson, Topeka & Santa Fe railroad, again was before the senate emmittee on interstate commerce today. Replying to questions by Senator Doiliver. Mr. Morawetz said that the executive committee and boards of directors never know anything about the details of traffic management. They give directions to the of any since the inquiry was begun several president of the road and the president weeks ago. Mayor George B. McClellan

irects the other officers. "Where traffic managers violate the law in granting rebates and discrimminations action on the various lighting contracts to one shipper, do you not think it would that have been made during the terms they be right to compel the road to give all have been in office. The committee also inshippers the low rate?" asked Senator quired into the contracts made by the Con-Delliver. "In many cases, it would be right and in Contracting and Trenching company, in

others unjust," replied Mr. Morawetz, "It which Alderman James E. Guffney and would not be right to make stockholders John J. Murphy, a brother of Charles F. suffer because some agent had committed Murphy, leader of Tammany Hall, are as-Senator Dolliver questioned Mr. Morawetz about the agreements between com-

panies as to rates. The latter replied that awarded to the Gaffney-Murphy firm withthey were not "agreements." The managers, he said, talked things over and reached an understanding, as to what Murphy was associated with the concern. rates would be from competitive points. It was claimed the gus company did not He said these rates were fixed on a know the Murphy in the contracting com-

emunerative basis. Senator Dolliver asked why intermediate points were compelled to pay higher rates as to his action on various lighting conthan the competitive points. Mr. Moraweir tracts, and declared that after a thorough replied that the railroads were compelled to accept low rates at competitive points, He maintained that the intermediate points build its own lighting plant. impossible for outsiders to reach the area were really benefited, by such action.

Colorado Coal Rebate Case.

In reply to a question by Senator Dolliver, Roosevelt's camp. The trip, which will Mr. Morawetz explained the charges regarding the granting of rebates by the horseback. It was raining hard here and Atchinson, to the Colorado Fuel and Iron snowing heavily on the mountains today. | company. He said that the alleged rebate DENVER, Colo., April 19.-Parson grew out of confusion of the cost of Thomas Uzzell of the Tabernacle in this transportation and the cost of coal. The city, today sent to President Rossevelt, in Atchinson filed with the interstate comcare of Secretary Loeb, a message asking merece commission a rate of \$4.05 from the that he be given the carcasses of the bears mine to the point of intersection with killed during the president's hunt for dis- another road which was controlled by Phelps. Dodge & Co., the coal consignees. As a matter of fact he said, the rate was \$2.90 per ton and the difference \$1.15 per ton, was paid to the Colorado Fuel and Iron company for the coal. The road collected the price of the coal and the cost of tranaportation at the point of delivery. It was alleged that the payment of \$1.15 to the Composed of Ten Married Men, a | Colorado company was a rebate when as a matter of fact he said no rebate was paid. No interest he stated suffered by the act of the company. Nobody connected with the Atchinson system had any interest | companies, the stock of which was owned the original ratiroad company new management decided that the railroad company must go out of the coal business. The Atchison then leased all the coal mines in its system. In 1901 there was a threecornered arrangement to which the Atchison, the Colorado Fuel and Iron company and Phelps, Dodge & Co., controlling the El Paso & Southern railroad, were parties. Under the terms of the agreement the Colorado Fuel and Iron company was to furnish coal at \$1.15 per ton, and the Atchison was to haul it for \$2.90 per ton, the Atchison to collect the price of the coal and pay 'he \$1.15 over to the Colorado company. The agreement was to last five years. But in 1902 injunctions were granted restraining the various companies from continuing this business. The complaint arose over a mistake about the combination of the \$4.05, which the road collected, an allegation being made that this did not include the price of coal and that rebates were being given. No other shipper could be effected, because Phelps, Dedge & Co.

> arose over a confusion of the cost of coal with the cost of transportation. Denies Rebates to Standard Oil Co. Senator Dolliver asked as to the report that the Atchison had paid to the Standard Oil company \$1,000,000 in relates in Kansas, Mr. Mornwetz said that he felt authorized to deny the statement that any reparte was given by the Atchison to the Standard Oil company.

had to have the coal which was supplied

by the Colorado company. The whole case

Senator Clapp questioned Mr. Morawetz relative to the right of congress to dele gate authority to fix rates, and also about court of review.

Mr. Morawetz said congress could delegate to a commission power to fix a maximum reasonable rate. It also was brought out that a court of appeal could determine what was a maximum reasonable rate. Replying to a question by Senator Carmack. Mr. Morawetz said that in order to prevent discrimination between ports, congess could fixe only a maximum rate. It ould not fix a minimum rate, because that would force a discrimination against ports and would be in violation of the constitution. Mr. Morawetz said that if railroads were compelled to fix their rates according to distance three-fourths of the industries of the country would be destroyed. "If ongress or a commission should prescribe rate from Chicago to New York of Il cents and from Chicago to Baltimore of 12 cents would that be a violation of the onstitution?" asked Senator Carmack. "If the shipments were to Liverpool, yes. f to the cities only, no." was the reply. He said congress could not in this case

make a minimum rate. in answer to Senator Newlands, Morawetz said that in several states there were commissions with power to fix rates, At times the Atchison road had suffered from interference and was saved from annihilation by the United States courts.

Nationalization of Railroads.

Senator Newlands asked a series of queslong to support his contention for the ationalization of railroads. The latter redied that he would prefer a federal charer for his company to a state charter. Senator Culiom, addressing Senator Newands; usked: "Are you getting ready to buy

onds? "No," replied Mr. Newlands. "I merely want the railroads to take out national

At Queenstown-Arrived: Haverford, from Philadelphia, for Liverpool and proceeded; Ivernia, from Boaton.
At Mariedles-Arrived, Italia, from New New York.
At Bover-Arrived: Graf Waldersee, from New York. charters. New York. At Londso-Salled: Hungarian, for Mon-During Senator Newlands' inquiries, Mr. Morawetz said that every bond put out by treat At Southampton-Sailed: Kron Pring Wilrailroad company in Texas had to be endorsed by the Texas commission. He At Yokobama-Arrived: China, from San said that such bonds were not saleable; At Glicultar-Arrived Francisch Victoria Loise, from New York. At Cherbourg-Sailed, Kron Prinz Wil-heim, for New York. that there was less railroad building in

(Continued on Second Page.)

NEBRASKA WEATHER FORECAST

Colder Thursday,

3 p. m

5 p. m

6 p. m..... 56

7 p. m..... 55 8 p. m..... 54

Temperature at Omaha Yesterday:

Mayor McClellan and Comptroller

Grout Say it is Only Remedy for

Extortion in Contracts.

of the legislative committee which is in

vestigating lighting conditions in New

York City was by far the most interesting

and City Comptroller Grout were called to

the witness stand and testified as to their

solidated Gas company with the New York

It developed during the testimony that

contracts amounting to \$390,000 had been

out competition. It was denied that the

contracts were so let because the name of

pany was a brother of Leader Murphy.

Comptroller Grout testified at some length

investigation of the whole matter he was

convinced the city's only remedy was to

Mayor McClellan told of the adminstra-

tion's efforts to secure legislation for a

municipal lighting plant, and said he hoped

plant in operation. He did not doubt that

the city had authority to own and operate

its own gas plant, but legislation had been

sought as to the best means of avoiding

SONS OF THE REVOLUTION

John Lee Carrol of Maryland Elected

President at Triennial Conven-

tion at Washington.

ANNAPOLIS, Md., April 19.-Delegates

to the triennial convention of the Sons of

the Revolution, now in session in Wash-

brigade with a silver cup as a marksman-

ship trophy. In the afternoon the follow-

ing officers were elected: President, Gen-

eral Lee Carroll of Maryland; first vice

president, General Garrett Vroome of New

York: second vice president, General Wil-

and Doctors Are Hopeful for

WEST PALM BEACH, Fig., April 19.

The change for the better in the condi-

tion of Joseph Jefferson has been so en-

couraging to the physicians and the fam-

ily as to lead to the hope of ultimate re-

afternoon he called for food and was able

milk after he had eaten half of a grape

Mr. Jefferson is able to converse with

those about him. At this hour everything

ture had ranged during the day from 70

THREE BANKERS PLEAD GUILTY

Men Who Worked Savings Institu-

Prison Sentences.

tion at Lorain, Ohio, Are Given

ELYRIA, O., April 19.-E. F. Kaneen

former cashier of the closed Citizens' Sav

ings bank of Lorain, today pleaded guilty

to embezzling the funds of the bank and

was sentenced to serve seven years in

the penitentiary. H. B. Walker and Dana

Walker, teller and bookkeeper respectively

of the bank, also pleaded guilty and were

sentenced to two years and six months in

the penitentiary. Judge Washburn in sen-

tencing the prisoners said it was the hard-

est task undertaken by him during his

lifelong friend. The judge was almost

UNION PACIFIC BID ACCEPTED

Road Gets Contract for Carrying

Soldiers from Chicago to

the Const.

CHICAGO, April 19.-Officials of the

Union and Southern Pacific railroads in

Chicago were notified today by the gov-

ernment authorities at Washington that

the bid of these lines for the movement

Pacific coast norts had been accepted.

and that all troops would be sent over

these lines from July 1, 1966, to July 1, 1966.

Movements of Ocean Vessels April 19.

At New York-Salled: Majestic, for Liverpool; Potsdam, for Rotterdam.
At Liverpool-Arrived: Vancouver, from Portland; Oceanic, from New York; Victorian, from St. John, N. B. Salled: Nordland, for Philadelphia,
At Naples-Salled: Liguria, for New York, Philad Option, Philad Opti

At Naples-Sailed: Liguria, for New ork, Prinz Oskar, for New York, At Queenstown-Arrived: Haverford,

overcome with emotion.

and \$35.25 from Chicago.

to 65 and is stationary tonight at 60,

covery.

Ultimate Recovery.

James Edward Green of Iowa.

possible delays due to litigation,

his successor in office would see such

NEW YORK, April 19.-The session today

London Hears that Russian War Vessels Hour. Deg. Hour. Deg. 5 s. m. . . . 43 1 p. m. . . . 56 Fly Emblems of Commerce.

RUSSIANS TO STAY IN KAMRANH BAY 4 p. m 58

Rumor that Rojestvensky's Fleet Will

Remain There Until May 7. FAVOR MUNICIPAL OWNERSHIP ACUTE ANXIETY IN JAPANESE CAPITAL

War Conference Attended by Elder States-

men Lasts Five Hours.

BRITISH PUBLIC BECOMES EXCITED Demand for More Specific Declaration

of Rights of Belligerents to Neutral Ports-Protest to France from Japan.

LONDON, April 19 .- A dispatch to a news agency says that information rerelved here is taken to indicate that the Russlan squadron proposes staying at Kamranh bay until May 7. Admiral Rojestvensky meantime sending out cruisers o overhaul merchantmen proceeding along the trade route to the straights of Formosa. The transports accompanying the Russian squadron are reported to be plying between Kamranh bay and Saigon nder the merchant flag of Russia.

The British public is only now beginning to realize how much depends on Togo's skillful conduct of the approaching naval contest. Until Vice Admiral Rojestvensky actually arrived in the straits of Malacca there was a disposition to ridicule the efforts of the Russian squadron; but now that there is seen to be a growing likelihood of Vice Admiral Nevagatoff joining Rojestvensky before the struggle opens, interest is deepening into anxiety. According to the Tokio correspondent of a news agency, a momentous war conference lasting five hours was held there on Wednesday, attended by the elder statesmen, the premier and ministers. It is not difficult to conjecture the nature

of the council's deliberations, Tokio correspondents state that Japan has advanced a protest to France on the Russian Pacific squadron's presence in Kamranh bay, but that France has not yet replied. The Telegraph's correspondent at Tokio declares that a Japanese fleet is ready to sail for Kamranh bay,

The Telegraph's Hong Kong correspondent states that two steamers which passed close to the bay on Sunday report that no Russian vessels were then visible. No news, however, has yet reached London to show that the Russians have left Kamranh bay, and it is assumed that they are ington, visited Annapolis today, viewed

still there. the midshipmen's drill and presented the The Post, commenting on the situation, contends that it is a matter of urgent importance, especially considering Great Britain's world wide naval interests, to endeavor to secure a more definite international definition of neutrality in neutral waters by beiligerents.

son G. Harvet of Bouth Carolina; secretary general, James Mortiner Montgom-Hope for Battle in Open Sen. ery of New York; assistant secretary gen-ST. PETERSBURG, April IB .- The keen-W. Hall Harr's of Maryland; treas interest is manifested in the dispatches urer general, Rimard M. Cadwallader referring to the Russian squadron com of Pennsylvania; assistant treasurer general, Henry Cadle of Missouri; register admiralty claims to be as much in the general. Walter Gilmer Page of Mass- dark as the public regarding the plans of achusetts; historical general, Holdridge O. the admiral. The report that part of the Collins of California; Chaplain general, squadron was sighted off Hong Kong is not credited here, however, as Hong Kong is far off his route. The main question JOE JEFFERSON IS BETTER now agitating the naval officials is whether Rojestvensky will elect to proceed north-Veteran Actor Shows Improvement ward through the straits of Formosa or bear off into the Pacific through Bashi channel, south of the island of Formosa, or Bailing Tang channel, north of the

sland of Luzen.

The conviction is growing stronger that the Japanese heavy division is concentrating crose to the shores of Japan and it is also believed that Admiral Togo will decline to give battle in the open sen. This is what the admiralty officials hope Mr. Jefferson is stronger tonight. This for, as it sincerely believes Rojestvensky would have more than an even chance if to retain chicken broth and brandy and the two squadrons lined up in an open fight. They believe that Togo's tactics will be night torpedo boat attacks in attempts to scatter the Russian ships, putting some of them out of action and then picking off is in his favor. There is a cool breeze the damaged vessels in the morning, as it blowing from the ocean and the tempera- is recognized that if one of the Russian ships is injured it might be too dangerous for the whole squadron to stand by her and thus offer a big target for the Japanese torpedoes. Such a running fight. accompanied by nightly torpedo attacks, therefore is what is most dreaded.

The admiralty has no confirmation of the eported cutting of the cable connecting the Island of Formosa with the Chinese mainland at Foo Chow, but it is pointed out that even if true this would not sever communication with Formosa, as there is a direct cable from Killing, in the northern part of the island, running by way of the Luchu islands to Japan.

Amoy is Nervous.

AMOY, Straits of Formosa, April 19 .-The provincial officials held a conference today with the object of determining on the course to be adopted in case of the Russian squadron appearing here. officials are prepared to insist on the neuofficial career, Kaneen being a close and trailty of this port being respected.

The Japanese ships which have been plying between Amoy and the Island of ormosa are not making their usual trips. The Japanese have a building here filled with stores, supposed to be medical sup

The British steamer Heathbank, which has been at this port since February II, is said to have ammunition and light artillery under its supposed cargo of coal, intended for the Russian woundron.

Russian Ship Short of Coal, PORT LOUIS, Island of Mauratius, April 9.—The German stenmer Juliette, late the

British steamer Dunolly Castle, which of enlisted men of the new recruits and cleared from Diego Buarcz, Madagascar, men of the marine corps to and from the April 14, for Butavia, Java, put in here today and asked for 900 ions of coal. It was informed that it would be allowed to take 605 tons, but when 100 tons had The bid of the two roads was \$25 per man been taken on board the colonial officers from the Missouri river to San Francisco stopped it from taking any more, pending nstructions from the home government The action of the local officers was due to statements made by members of the crew to the effect that the Juliette is carrying stores to the Russian squadron in the

China sea. Torpedo Bont Destroyer Launched. TOKIO, April 19.-The torepdo boat stroyer Kiji was lauched at Kure today its displacement exceeds 200 tons. An official report from Manchurtan head-

A Japanese force advanced toward Tong-hus, nity miles east of risinching, and eccupied that place or April 15. The enomy retreated to the horth. There has been no change, in on elewhere.

Speculation as to Fleet, 5 p. m - Although not reported directly. t is believed that the Russian second

Pacific squadron continues the occupation