Turkey: "Let's Call It a Draw"

SINGLE COPY TWO CENTS.

THE WEATHER

PATENT LAWS DO NOT SHIELD VIOLATORS OF ANTI-TRUST LAW

Decision in Case of the Bath Tub Combine.

AGREEMENT LICENSE

Restrictions in Contracts Not Covered by Patent Rights.

LIMITATIONS TO THE MONOPOLY Privileges Under Patents Cannot Be

Used to Restrain Trade. GOVERNMENT WINS ALL POINTS

Contention that Defendant Corporations Are Not Engaged in Interstate Commerce is Held Without Merit.

WASHINGTON, Nov. 12.-The supreme court of the United States today delivered a death blow at violations of the Sherman anti-trust law under the cloak of the protection of the patent laws, by annulling as invalid "license agreements" which held manufacturers of sanitary enameled iron ware together in the combination known as the "bath tub trust." Justice McKenna delivered the unanimous opinion of the court. He said that rights conferred by patents were exten sive, but did not give a universal license against the positive prohibitions of the

over a year ago against the bath tub and namelled ware manufacturers. The fight against the enameled ware manufacturers was begun by the govern- ployed in the office. ment in the United States district court of Maryland, it being charged that the fifty defendants named had entered into combination to restrain interstate Sixteen of the defendants were corpora-

Sherman law. The decision fully sus-

tained the government in its fight begun

Methods of Combination. One of the individual defendants was Edwin L. Wayman, with whom the cor-

porate defendants and their officials were charged with having entered into illegal agreement, in effect licenses, for the use of a patented enameling tool. Wayman was to refund part of the license fee if the manufacturers had not violated any conditions of the agreements, among these conditions being one that they would not sell to any jobber who does not sogn a contract not to buy from any one another that they would not sell at a lower price or on more attractive terms than those named in a schedule of prices attached to the agreement,

New Epoch for Trust Prosecutions. The lower court held that the agreements destroyed competition and fixed to prove that Mrs. Szabo's death while prices in violation of the Sherman law and furthermore that the patent on the July 16 last, was due not to drowning, tool makes the agreements lawful. The but to strangulation, and that Gibson lower court prohibited the defendants hurled her from the rowboat into the from attempting further to restrain trade by means of the agreements pronounced

Justice McKenna in announcing the decision of the supreme court called atten- ination that Mrs. Szabo died of strangution to the effectiveness of the combination made possible among enamelware The defense holds that Mrs. Szabo died manufacturers through Waynan's plan to grant licenses on his improvement for

The decision marked an epoch in antitrust decisions because it sustained the government's contention that a violation of the Sherman anti-trust law could not concealed behind the patent laws of the country. The decision of the lower court was upheld throughout as to the main defendants and the Colwell Lead company, which claimed it was not enyaged in interstate commerce.

Restraint of Trade Clear. "The agreement clearly transcended what was necessary to protect the use of the patent, or the monopoly which the aw conferred on it," said Justice Mc-Kenna. "They accomplished a restraint (Continued on Page Two.)

The Weather

For Nebraska-Fair. For Iowa-Fair, Temperature at Omaha Yesterday.



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Reports from Stations at T P. M.

Station and State Temp. High-Rainof Weather. 7 p. m. est. full.
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Oavenport, clear ...50 68 .00
Denver, clear ...50 62 .00 Des Moines, clear ... Dodge City, clear ... Lander, clear ... North Platte, clear ... rueblo, cloudy tapid City, part cloudy alt Lake City, pt. cloudy anta Fe, Clear

Offices of Promoters in Six Cities Raided by Federal Marshals

CINCINNATI, O., Nov. 18-in simultaneous raids in six cities today a score er more persons were arrested charged with using the mails in defrauding a Supreme Court Makes Sweeping large number of individuals and corpor ate companies out of sums which feder officers say may aggregate \$1,500,000. 2 eral marshals raided offices in Clevel Chicago, New York City, Boston, Newarth Finding of Dynamite Package Re-VOID N. J. and Rochester, N. Y., and took into custody men indicted by a grand jury here a few days ago, as well as others said to be connected with the alleged

frauds. The defendants, it is said, guaranteed to dispose of stock in various enterprises charging as a fee in advance a sum equal to one-third of the value of the stock Upon receiving this commission the government charges, the defendants made no

efforts to sell the securities. The following members of the slieged ring were indicted by the federal grand jury today: F. D. Minyard, now in Cleveland; J. Gordon Malcolm, who went to Canada before the indictments were returned. Thomas Fishwick, now in Boston; George S. Hannaford, now in Chi-

cago, and J. R. Long, now in Buffalo. The indictments charge the use of the mails to defraud. The men are said to have mulcted promoters and infant stock corporations out of thousands of dollars ecured through commissions for arranging the guaranty of the securities of those victims by stock and bond insurance companies wontrolled by the alleged swindlers. After paying the commissions demanded the alleged victims are said to have found that the interest of the ring in their proposition came to an end.

According to Mr. McPherson the men under indictment have secured from victims over the country about \$500,000, The men formerly had an office in Cin cinnati, and much of the evidence against them is said to have been furnished by a woman stenographer who had been em-

It is further alleged that the scheme was not confined to the United States, but extended into Canada and England. Postoffice inspectors have been to Lontrade in sanitary enameled iron ware and don to investigate the branch office there had attempted to monopolize that trade and declare that it works hand in hand with the officers in America.

- They will be brought to Cincinnati for trial, it is said.

Attorney Gibson is Arraigned for Murder

GOSHEN, N. Y. Nov. 18.—One hundred seventy-five feet and called the chief of LEWIS JURY IS DISCHARGED Democrats Win First ers, crowded into the little court room case. In doing so I heard the buzzing of here today for the trial of Burton W. an alarm clock. We all ran, and in another than the corporate defendants, and Gibson, the New York lawyer, charged other instant there was an explosion with murder in the first degree in causing the death of his client, Miss Rosa Menschik Szabo: The attorneys hoped to fill the jury box today, and the prosecution thought it might be ready to rest the case by Thursday.

District Attorney Rogers will endeavor boating with Gibson in Greenwood lake, water, grappled with her and choked her to death. Dr. Otto Schultze of New York. the coroner's physician who performed the autopsy, testified at Gibson's examlation by "compression from without. of drowning and that the death was accidental. Gibson had not decided this forenoon whether he would take the stand. As a motive for the alleged murder the state will seek to prove that Gibson coveted his client's \$10,000 estate, of which, under a will drawn by him for Mrs. Szabo, he was named as executor. Mr. Rogers will attempt to show that \$7,100 of this estate, partially administered by Gibson prior to his arrest, is missing. Jacob J. Singer of Gibson's counsel said today that the \$7,100 was paid to a woman known to Gibson as Mrs. Petronella Manscik, mother of Mrs. Szabo, and that Gibson had receipts to in Vienna two years ago. The woman who Gibson says impersonated her has

Man Suspected of Killing Many Boys is Under Arrest

ROCHESTER, N. Y., Nov. 18.-In leorge H. Sterns, who claims Boston as his home, the Rochester police believe they have the murderer of Joseph Josephs, the Syrian boy of Lackawanna. Stearns was arrested Saturday night on a charge of maltreating a boy. The gifts of Governor Larrabee, and through description answers every particular the a long line of school children, who had police say, that of the Lackawanna mur-

derer. Stearns insists that he has never been In Buffalo or Lackawanna. Specimens of Boston Police Make this handwriting have been obtained and sent to Buffalo for comparison with the postal cards received by the Buffalo police and Chief of Police Galson of Lackawanna will come to Rochester to-day to attempt to identify the man.

Commons Settles

LONDON, Nov. 18 .- An amicable agreepent of the home rule quarrel in the House of Commons was brought about today when the dispute as to the government method of procedure, which led to be known as the Christmas traffic Fire Drill in New much disorder last week, was settled. The government announced this afternoon its intention of reaching the end it .00 desired by a more roundabout means, and the Untonists, having made good their demand for the observance of precedent, raised no objection.

The house then on the motion of the The house then on the motion of the premier, negotiated its original financial resolution, the amendment of which by the Frederick Banbury in committee led Sir Frederick Banbury in committee led to the trouble. Another resolution will .0) be substituted for it.

PORTIONS OF BOMBS IDENTIFIED IN TRIAL

Blackene of Infernal Ma-chi Blow Up Times

LING OF NITRO DESCRIBED

lated by Motorman,

SUIT CASE AT HOUSE OF OTIS

Explosion Occurs After Bomb is Removed from Place.

CAPLAN AND SCHMIDT ACTIVE

Alleged Accompliers of McNamari in Los Angeles Explosion Never Found by Detectives Who Conduct Search.

INDIANAPOLIS, Ind., Nov. 18 -Blackned pieces of infernal machines which igured in the explosion at Los Angeles, Cak, on October 1, 1910, when twenty-one people were killed in the wreck of the Times building, were identified at the "dynamite conspiracy" trial today. Events involving the handling of the nitrogelatin with which James B. Mc-Namara caused the explosion were first described by witnesses

William Flynn, employe of a powder ompany in San Francisco, testified on September 20, 1910, he packed in boxes 500 pounds of nitrogelatin and delivered it to the launch used by McNamara. That was ten days before the Los Angeles explosion.

Meantime the dynamiters had stored the explosive in a vacant house in San Fran-cisco and McNamara had taken a supply to Los Angeles.

Joseph W. Bringham, a motorman in Los Angeles, said after he had witnessed the wreck of the Times building he was walking past the home of Felix J. Zeehandlar, secretary of the Merchants and Manufacturers' association, when a woman called him. She pointed out a package. Later police came and the package was found to contain a bomb. Thomas F. Rico, one of the police de-tectives called, told of unwrapping the package and the finding of sixteen sticks

Homb at Otis' Home. "From there I was sent to the home of General Harrison Gray Otis, proprietor of Woman Client of the Times," said Rico. At General Otis' home we found a suitcase under a of the Times," said Rico. At General bay window. I carried the case about GOSHEN, N. Y., Nov. 18 .- One hundred seventy-five feet and called the chief of which tore up the ground for an eighth of an acre."

Other witnesses had testified McNamafu confessed to having placed all the bombs in Los Angeles to explode at 1 a. m. A clonk was shown the jury having been taken from the bomb near the Zeehandlar home. The alarm was set

I a. m., but had falled to work. Olaf A. Tveitmoe and Anton Johannser San Francisco labor leaders, were named by dynamite conspiracy witnesses today as having been in the company of J. B. (Continued on Page Two.)

Body of Ex-Gov. Larrabee is Laid to Rest at Clermont

CLERMONT, la., Nov. 18.-Funeral services for the former Governor William Larrabee were held at the home here this afternoon and were attended by state officials and special delegations from both bodies of the state legislature. Services were simple, in conformity with the request of the family, being conspicuous by the absence of floral decora-

Another feature of the service was the absence of music. It had been the desire prove it. Mrs. Petronella Menschik died of the former governor that his funeral be in keeping with the simplicity of his life, and his wishes were observed to the

> Dr. R. Watson Cooper, president of the Upper Iowa university (Methodist) and a close friend of the late governor, conducted the service and a brief address was made by W. J. Ainsworth of West inion, another former friend.

Three of the governor's sons, Charles. rederick and William, jr., were pallbearers, the others being Judges Love and Robbins and Frank Prishee.

In Clermont business houses were closed in memory of the city's benefactor. The funeral cortege passed by the Lincoln and Henderson monuments, both assembled for the occasion

Rules for Christmas Shopping Traffic

BOSTON, Nov. 18.-Christmas shoppers n Boston must walk on the right hand side of the street in the shopping distrist, must not stop on corners to talk Home Rule Quarrel and must not walk in groups of more than two. The new regulations, apopted by the street commissioners, will be posted on signs throughout the downtown section. The police in charge of the enforcement of these regulations will

Big Church in Butte

BUTTE, Mont. Nov. 18.-The Sagred when for the first time in the city's his-Heart church, Butte's largest place of tory, it was tried in a Sunday school worship, was destroyed last night by fire Six hundred pupils of all ages in the towns. They were arraigned before the of mysterious origin. The loss was \$5,- Olivet Memorial church, on the midde federal grand jury. 600, fully insured. Father Joseph Venus east side, marched quistly and speedily was slightly burned in a spectacular at- from the edifice at the sound of a signal The net result of the squabble will be tempt to save the church vestments, gong, fire escapes and all available train with "coffee" cases. Services had been completed and the exits being utilized, and the auditorium broken open and the whisky disclosed was church locked for the night.

Promoter is Found Not Guilty on

From the New York Evening Journal.

Three Counts.

DISAGREE ON THE OTHER SEVEN Government Charges that Defendant Secured Millions of Dollars by

ST. LOUIS. Mo., Nov. 18 .- The jury in the case of E. G. Lewis, charged with eleven counts in the indictment, and that t was unable to agree as to the other

ounts. The jury was discharged. The counts in the indictments on which charged the jurors found Lewis not guilty related to the 7 per cent notes. The jury had been out eighty-nine hours and on the first ballot decided eight to four that Lewis was not guilty. Subsequent ballots acquittal.

This was Lewis' second trial on the conviction.

tions which were placed before the public by Lewis through the mails. It was alleged that he obtained millions of dollars from investors by making misleading statements in the advertisements in his publications. Lewis was the incorporator and is the mayor of University City, a

residential suburb. Lewis' defense was that the Postoffice department by issuing a fraud order prevented him from carrying his companies to a successful end. He was acquitted May 14, 1968, of a charge of misusing the mails in the organization and conduct of the People's United States bank.

Nelson Has Highest

ST. PAUL, Minn., Nov. 18.-Roosevelt

arried Minnesota by 22,430, according to omplete returns tabulated today by the ecretary of state Governor Eberhart's plurality is 41,029 The vote on the national ticket, as officially compiled, is: Roosevelt, 125,856;

Wilson, 106,426; Taft, 64,334; Debs, 27,506; Chaffin, 7,886. Governor Eberhart polled 129,688 and M. Ringdahl, democrat, 88,659. A surprise in the official calculation is

the increase of nearly 14,000 votes by the socialists on the head of the ticket over four years ago. Knute Nelson, republican candidate for re-election to the United States senate. polled the highest popular vote ever re

York Sunday School

NEW YORK, Nov. 18.-The fire drill Burned Last Night column in the public schools was extended to a new field here yesterday. was emptied in three minutes

Point in Contest President Taft Will Address Meeting in California

LOS ANGELES, Cal., Nov. 18 Walle the democrats won one point-that jurisdiction-today in their mandamus proceedings against the presidential vote visors, Justice M. T. Allen of the district ourt of appeals indicated he would throve the matter out of court unless specific instances of fraud in the canvassing of the ballots were cited. The court ruled using the mails to defraud, reported to that it had jurisdiction in election fraud trict court today that it had found that Lewis was not guilty on three of the Wednesday, instructing the democrats to visors, but postponed the case until bring in an amended petition tomorrow setting forth specific cases of the fraud

OAKLAND, Cal., Nov. 18.-Charging an error in the count, Stephen J. Sill, a democratic elector, obtained an alternative writ of mandate today against the Alamedo county supervisors demanding showed the jurors stood nine to three for a canvass of the presidential vote in two precincts. It also asked that the vote in a third precinct be thrown out. The indictment, which was returned by a mindictment, which was returned by a mindictment, which was returned by a mindictment and make the mindictment of the mindictment. in the first trial stood nine to three for three precincts will reduce the total of the progressives in this county materially.

Jack Johnson Wants Case to Test Mann Law Advanced

January, 6, when four other cases quest personnel of the committees of tiorning the constitutionality of the white slave law will be argued.

Since his appeal last Monday asking dicted, be set for early hearing.

for alleged violation of the Mann law, of lowa, republicans, She has been held in the Rockford county Mrs. F. Cameron-Falconnet.

Bootleggers Caught After 700-Mile Chase

and covering 700 miles, fifteen men susposse

The officers had conducted a race over the old Flathead Indian reservation which is still under federal control insofar as liquor is concerned, and several of their prisoners are hotel keepers of reservation

The deputies came up with their quarry in a mountain pass, stopping a pack Thesa were burned

RIVER AND HARBOR CONGRESS

Which Begins December 4.

LARGE ATTENDANCE EXPECTED In Committee of Congress Which Must Handle

(From a Staff Correspondent.) WASHINGTON, Nov. 18 - (Special.)-The ninth annual convention of the National Rivers and Harbors congress, ad war lead which meets in this city on December 4 to continue in session three days, gives abundant promise of being the most largely attended convention this association has had since its reorganization at the old Arlington a decade ago.

President Taft will deliver the opening address and is expected to still further emphasize his position looking to broad and statesman-like policy by the national government in the treatment of the waterways of the country, to the end that all streams susceptible of navigation may be made navigable

And after the present administration is ended progressive citizens in all the states will look to a democratic administration to carry on the work of river, harbor and canal improvement now under way on the ground that the platform of the democrats is even stronger than the platforms of other parties with respect to this very vital question.

Changes in Committees.

The result of the general election, while WASHINGTON, Nov. 18.-Through his sentiment for waterway improvement in the Danube to the Adriatic sea. She has attorney Jack Johnson, the negro pugilist, harmony with the doctrines of the Na- also abandoned its scheme of a custom today asked the United States supreme tional Rivers and Harbors congress, has union with Servia. court to advance his case for hearing in a number of instances changed the both houses having to deal with river and harbor appropriations.

The senate committee on commerce, the supreme court to release him on ball which consists of seventeen members, los the positist has secured his freedom, but two-Messrs. Bourne of Oregon, repub his attorney sets that the question of lican, and Percy of Mississippi, demthe constitutionality of the Mann white ocrat-while the house committee on Vote in Minnesota slave law, under which Johnson was in- rivers and harbors, consisting of twenty-one members, lost eight-three dem-CHICAGO, Nov. 18.-Government offi- ocrats, Mesers Ransdell of Louisiana, cials, it was, said today, may order the Ellerbe of South Carolina and Boehne of release tomorrow of Lucile Cameron, the Indiana; Lawrence of Massachusetts, white girl whose association with Jack Davidson of Wisconsin, Young of Michi-Johnson, negro pugilist, caused his arrest gan, Rodenberg of Illinois and Kennedy

The only member of the house comjail as a witness against the fighter, but mittee who will continue in congress is now that other witnesses have appeared Mr. Ransdell, who has been elected to government officials do not regard her the senate. His distinguished service not as important and she may be allowed to only in the house, but as president since go home to Minneapolis with her mother, its reorganization of the National Rivers and Harbors congress, should in the very nature of things place him upon the commerce committee of the senate.

The holdover senators on the commerce committee are Mesars. Nelson of Minnesota, Perkins of California, Smith of Michigan, Stephenson of Wisconsin, MISSOULA. Mon., Nov. 18.-After a Burton of Ohio, Burnham of New Hampchase in automobiles lasting five days shire, Crawford of South Dakota and Oliver of Pennsylvania, republicans; Marpected of having sold liquor to Indians iin of Virginia, Simmons of North Carwere brought to Missoula last night by olins, Newlands of Nevada, Bankhead of Deputy United States Marshal Miller and Alabama, Fletcher of Florida and Reed of Missouri, democrats.

Nelson Will Retire.

Now that the democrats are practically assured of control of the senate, Mr. Nelson will be retired from the chairmanship of the commerce committee for a democrat, the membership of the committee being increased by the addition of four to make up the ten, the apportionment accorded to the majority party There are nine republican members of the (Continued on Page Two.)

BULGARIAN ATTACK ON TCHATALJA LINE IS UNSUCCESSFUL

Turkish Position is So Strong that Attempt to Carry it by Storm Fails.

BATTLE LASTS FOR TWO DAYS Assault Follows Bombardment that Began Saturday Morning.

WHOLE ARMY IS ENGAGED Bulgarians at Adrianople Relieved

by Serbs and Sent to Front. DIPLOMATIC OUTLOOK CHANGES

Success of Turks in Holding Line May Chuse Allies to Negotiate Without the Taking of Constantinople.

LONDON, Nov. 18.-The first Bulgarian attack on the Turkish line of fortification defending Constantinople at Tchatalja has failed, though the whole Bulgarian army was engaged. Every available man was moved to the front from the Bulgarian forces investing Adrianople, where they were relieved by Servian

The Bulgarians with all their artillery began their advance on the Tchatalja fortifications on Saturday and continued the bombardment of the works throughout Sanday. They, however, found the Turkish position so strong that they could make no impression on them. and for the moment, at least, the attempt has been given up.

Tremendous Task. Observers who have been to the Turkish front agree that the capture of the Tchatalja lines must prove a task of tremendous difficulty. The days the Bulgarian troops were compelled to use for the bringing up of guns, ammunition and reinforcements were utilized by the Turks to entrench themselves and place their guns in positions, giving them a distinct advantage over the attackers. The Turks who had been so shaken by their previous defeat appear to have been steadied.

and thus far has made a most determined The Hulgarian troops made their main attack to the east of Tchatalpa, alming to break through at the point where the rallway to Constantinople makes a loop, The strong forts, the marshes and the guns of the Turkish warships had evidently discouraged them from making an attempt to turn either frank of the Turk-

Should the Bulgarians be successful to their effort to break through the Turkish left center. Nazim Pasna's ottoman-armywill be pushed back to the northeast and Election Makes Number of Changes its retirement on the capital will be cut off. The Turks seem to have no hope of rolling back the Bulgarian forces, but if they succeed in holding the lines of Tchatalpa both the military and diplomatie situation will undergo a marked change, since a long defense of the front will probably compel the invaders to negotiate without taking Constantinople,

In Albania on the other side of European Turkey, the opposing armies have come to grips and as the Turkish commander his predicted, another battle is n progress today in the vicinity of Fortress Monastir.

At Scutari the Montenegrins are at last making some headway, they have suca | ceeded in driving the Turkish troops from one of their mountain positions, but the Turkish commander has not given up hope of making a lone defence.

The invested fortress of Ardianople also, according to independent correspondents, is still able to withstand a siege of several months.

The Greek army is on its way to Jun-

ina, the fortress in the southwestern portion of European Turkey and the Greek fleet continues busy in the Aegean sea-It occupied yesterday the island of Icaria. Austria Modifies Demands. Acting on the recommendation of its ally. Italy, Austria is said to have modi-

fied its demands and no longer objects it does not affect the advancement of to the construction of a railway from

On the other hand, Great Britain, Russia and France are giving counsels of mederation and conciliation to Servia. The latter still talks of taking one or more

(Continued on Page Two.)

Business Women's Wants

The want columns are of special interest to business women.

The straightforward appeal for efficient women helpers, stenographers, bookkeepers, housekeepers, maids, accountants, factory workers and many others is made from day to day through the Wants.

The business woman consults the Wants in searching for a boarding place, a room in a private family, a small apartment, securing employment and for many other essentials.

Tyler 1000