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NOTE BOOKS
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FINE AND PRISON

Sentence Passed Upon Oleo Dealer at Chicago.

SCORED BY JUDGE LANDIS

Federal Inquiry Ordered into Methods of Disposing of Oleomargarine Bondsman Says Congressman Moxley Indemnified Him in Case of Loss Cases of Four Other Dealers Continued Until Thursday.

Chicago, March 1.—Federal inquiry into the methods of disposing of oleomargarine was ordered by Judge K. M. Landis of the United States district court after he had sentenced one of four dealers, who had been indicted for violating the oleomargarine regulations, to six years in the federal prison at Fort Leavenworth and fined him \$15,000.

The man who was sentenced to the penitentiary was William Broadwell. The cases of the other three, Edward Broadwell, Samuel Driesbach and Daniel Hartz, were continued until Thursday.

"It has been disclosed that probably not less than \$15,000 and possibly more than \$20,000 has been lost by the United States government as a result of Broadwell's activities," said Judge Landis, in sentencing the oleomargarine dealer. "Whenever arrested he has given bonds and then gone out and violated the law again the next day. It has been a willful defiance of the law. His bond has been supplied by manufacturers of the commodity which he sold illegally, a proceeding which I regard as my duty to say is highly significant."

Thomas Dudman, a purchasing agent for an oleomargarine concern, told of his connection with the case as bondsman for the indicted man.

"When you went on the bonds of these men did you expect to be indemnified if there were any losses?" asked Judge Landis.

"Yes, sir," replied Dudman. "Who was going to indemnify you?" "My employer, William J. Moxley."

"Downtown restaurant men were not going to indemnify you?" "No, sir."

Mr. Moxley is a representative in congress from the Sixth district of Illinois.

Federal inspectors told the court that the defendants sold daily large quantities of illegally manufactured oleomargarine to restaurants. The assistant district attorney presented government reports showing that Driesbach and Broadwell bought a total of 143,182 pounds of white oleomargarine in the six months from July, 1909, to January, 1910, and in the same period purchased 3,000 pounds of colored oleomargarine. The government's contention is that the defendants colored the white oleomargarine before disposing of it, thus avoiding the tax of 10 cents a pound on the colored product.

One of the contentions of the government is that if the makers of the white oleomargarine knew the uses to which it would be put after sale and supplied coloring material to the purchaser, they might be deemed guilty of conspiracy in violation of the law.

CAPIASES FOR PACKERS

Prosecutor Garven of New Jersey Will Not Wait for Indicted Men to Appear.

New Jersey, March 1.—Capiases for the arrest of the indicted meat packers and summonses for six indicted meat corporations were ordered by Prosecutor Garven of New Jersey, who will later hand them over to Sheriff Kelly for execution.

Counsel for James E. Bathgate, Jr., one of the New Jersey directors in the meat combine, appeared in court and he was released on bail of \$2,500.

The next move of Prosecutor Garven against the indicted packers and their companies will be to apply at Trenton, the state capital, for the minutes of the accused corporations. If these are not produced, an order will be asked compelling the companies to show cause why they should not be dissolved for contempt.

The sheriff will soon report which of the corporations and their officers indicted are now in his jurisdiction. Copies of the capiases and indictments against those elsewhere will then be sent to the police of the counties where they live. If the police decline to make arrests, the governor of New Jersey will then make requisitions for extradition.

Catholics and Anti-Clericals Clash. Madrid, March 2.—Meetings of anti-clericals, who seek the reopening of the lay schools, and rival meetings of Catholics in opposition to the government were held in many parts of Spain. At Bilbao rioting followed a Catholic meeting and the police charged the crowd, several persons being wounded.

Killed by Fall Off Street Car. Omaha, March 1.—William Crossvane, a laborer employed at the Ames avenue barns of the Omaha and Council Bluffs Railway company, fell off the top of a car that was repairing and fractured his skull. He was taken to the Swedish Mission hospital and died within a few minutes after reaching that institution.

Dryan on Way Home. Buenos Ayres, March 1.—W. J. Bryan left here for the United States by way of England.

1910		MARCH					1910	
Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.	Sun.	Mon.
..	..	1	2	3	4	5	6	7
13	14	15	16	17	18	19	20	21
27	28	29	30	31

ROOT UPHOLDS INCOME TAX

Takes Issue With Governor Hughes as to Measure's Effect.

Albany, N. Y., March 1.—Ellihu Root's reasons for advocating the proposed income tax amendment and his views on the subject, as opposed to those of Governor Hughes, who publicly opposed the amendment, were presented to the New York legislature in the form of a letter addressed to State Senator Davenport, who presented the letter to the senate, and it was also read in the assembly. In part, the letter says:

"Much as I respect the opinion of the governor of the state, I cannot agree with the view expressed in his special message of Jan. 5. Objection made to the amendment is that it will confer upon the national government power to tax incomes derived from bonds issued by states or under the authority of states, and will place the borrowing capacity of the state and its governmental agencies at the mercy of the federal taxing power. I do not find in the amendment any such meaning or effect. I do not consider the amendment in any degree whatever will enlarge the taxing power of the national government, or have any effect, except to relieve the exercise of that taxing power from the requirement that the tax shall be apportioned among the several states."

UPDIKE ENJOINS SEIZURE

Omaha Firm Goss Into Court in Effort to Stop Taking of Bleached Flour.

Des Moines, March 1.—The Updike Milling company of Omaha filed a petition in the federal courts at Des Moines asking that United States District Attorney Marcellus L. Temple be enjoined from further interference with its business or from further seizure of flour as ordered by Secretary of Agriculture Wilson. Eight carloads belonging to the company were seized as bleached flour by Attorney Temple several months ago. The case will probably come up at the next term of the federal court in Des Moines, March 17.

SENATORS MUST APPEAR

Justice Wright Decides Court Can Order Members of Congress Before It.

Washington, March 1.—Justice Wright, in the supreme court of the District of Columbia, decided that the court acted within its authority when it issued the writ of mandamus ordering the joint committee on printing of congress to show cause why it should not consider the bid of the Valley Paper company of Holyoke, Mass. This means that the senate members of the committee will be compelled to appear in court either in person or by counsel.

TOP PRICE FOR WHEAT

All Futures Advance to New Records for the Crop.

Chicago, Feb. 28.—Wheat prices advanced sharply to a new record in the closing hours of the session today on a wave of crop damage reports and influential buying. Corn and oats, responsive to the strength of wheat, disclosed firmness, but their advance fell far short of the increase in the major grain, which made a new top price for the crop in all the futures. Provisions leaped forward again, with pork in the lead, and gained from 10c to 25c. Closing prices:

Wheat—May, \$1.15½; July, \$1.08½.
Corn—May, 66½c; July, 67½c.
Oats—May, 47½c; July, 44½c.
Pork—May, \$24.55; July, \$24.55.
Lard—May, \$13.20; July, \$13.17½.
Ribs—May, \$12.87½; July, \$12.85.

Chicago Cash Prices—No. 2 hard wheat, \$1.15¼@1.16½; No. 2 corn, 63½c; No. 3 oats, 48½c.

South Omaha Live Stock.

South Omaha, Feb. 28.—Cattle—Receipts, 4,400; dull; cornfed steers, \$4.75@7.50; cows and heifers, \$2.75@6.00; stockers and feeders, \$2.25@6.00; bulls, stags, etc., \$2.25@5.10. Hogs—Receipts, 6,700; 10@15c higher; a considerable portion of receipts sold at \$9.35@9.45, as compared with Saturday's bulk of \$9.20@9.35, and the bulk a week ago of \$8.95@9.00; tops reached \$9.55, which is not only the highest price paid this season, but is also 15c higher than the best figures ever paid for full loads in the history of the local trade. Sheep—Receipts, 4,200; 10c higher; Colorado lambs sold up as high as \$9.30, ewes changed hands at \$7.25 and wethers realized \$7.50; all of these sales are the highest thus far this season and the last two are also the highest in the history of the local market on stock of this description.

Chicago Live Stock.

Chicago, Feb. 28.—Cattle—Receipts, 22,000; steady to 10c lower; heaves, \$4.85@8.10; Texas steers, \$4.60@6.85; western steers, \$4.60@6.35; stockers and feeders, \$3.50@5.85; cows and heifers, \$2.80@6.25; calves, \$7.25@9.75. Hogs—Receipts, 35,000; 10c higher; light, \$9.40@9.75; mixed, \$9.45@9.85; heavy, \$9.50@9.90; rough, \$9.50@9.95; good to choice heavy, \$9.85@9.90; pigs, \$8.50@8.50; bulk of sales, \$9.65@9.80. Sheep—Receipts, 17,000; steady; wethers, \$4.90@7.80; westerns, \$5.25@7.85; yearlings, \$7.75@8.75; lambs, natives, \$7.75@9.25; westerns, \$7.75@9.40.

24 DEAD IN SLIDES

Idaho Mining Towns Buried Beneath Avalanches.

THIRTEEN PERSONS INJURED

Every Available Man in District Working at Rescue—Victims Buried Under Debris of Earth and Snow. Third Slide Wipes Out Camp of Carbonate Mining Company at Mullen, Ida.

Spokane, Wash., March 1.—Twenty-four are known to be dead as the result of snowslides in the mining districts of northern Idaho. The nineteen known to have perished in the snowslides at Mace and Burke, Ida., are added three more who died in a similar disaster about noon when the camp of the Carbonate Hill Mining company at Mullen, Ida., was destroyed. Two more were killed at Dorsey, Ida.

The revised list of dead and injured in the various disasters follows: Dead at Mace—P. H. Pascoe, superintendent of Standard mine; Eddie Pascoe, Inoah Pascoe, Mrs. George Fennell, Mrs. George Learn, Al Learn, Mrs. Edward Kitterell, John Pennell, Richard Moyle, R. D. Moore, John Thompson, section foreman, two unidentified women—total, 14.

Injured at Mace—Mrs. R. H. Pascoe, Mr. and Mrs. William George, Mr. and Mrs. George Gibson, Mrs. William Guest, Mrs. J. Hooper, Mrs. Abraham Winchester, three unknown Italian laborers—total, 11.

Dead at Burke—Two children of Mr. and Mrs. George Newman, David Sheppard, Dick Richot, William Painter—total, 5.

Injured at Burke—Mrs. and Mrs. George Newman.

Dead at Mullen—Gus Berglund, John Holm, Erick Holm.

Rescuers Fight Bravely.

The fight against time and cold at Mace and at Burke has been waged bravely and persistently by the little army of men who hope to find under the heaps of ruin in the ravine some who have escaped death.

The rescuers have dug frantically for many hours. Every available able-bodied man has been pressed into service, old men and young men joining the rescue forces.

Mace is situated on the creek bed and the mountains rise high on either side of the town. The main body of the avalanche, which started from the top of Custer mountain, passed beyond the town, and striking the opposite slope with terrific force, rushed up to the opposite mountain side. The canyon is filled to a depth of from forty to fifty feet.

The damage to the town was done by a branch of the main slide, which carried a construction train from the track as it plunged into the ravine. As it rolled up on the other side, it demolished the houses in its path, and stopped a short distance beyond the Pascoe home. The boarding house of the standard mine, where about 200 miners were sleeping, was missed by 120 feet.

The first slide, which almost wiped out the town of Mace, occurred at 10:45 p. m., while all except the men on the night shift in the mines were sleeping. The Burke avalanche occurred at 5:30 a. m. That more lives were not lost at Burke is due to Seaman S. Rowe, foreman of the Hecla mine. Realizing the danger that threatened the sleeping citizens of the town a mile further up the stream, he sent Bert Clement to arouse the inhabitants and urge them to seek safety. Three of those who lost their lives at Burke were members of the rescue party that had been at work at night at Mace. They were David Sheppard, Dick Richot and William Painter.

Old timers in the Couer d'Alene district have been sounding daily warnings to Mace, Burke and Black Bear that because of the record depth of snow slides were imminent.

BLIZZARD DELAYS TRAINS

Southern Pacific Schedules Annulled and Overland Limited is Late.

Orden, Utah, March 1.—A blizzard in Wyoming and a washout in Nevada are the causes of the practically abandoned traffic on the Union Pacific and Southern Pacific railroads. Trains Nos. 1, 2, 4, 6 and 10 on the Southern Pacific have been annulled. Train No. 1 on the Union Pacific is many hours behind time.

Streams in Ohio Are at High Stage.

Columbus, O., March 1.—The weather bureau issued a warning that there will be a flood stage in all the rivers in Ohio, except the Maumee. The Seneca river here is stationary, it has reached eighteen feet, or a foot over the danger line. The police rescued a family on the west side that had been cut off by the flood.

Beef Trust Inquiry at Chicago.

Chicago, March 1.—Witnesses who have already testified before the federal grand jury in packing house investigations were recalled and questioned on details which had been untouched in their first examination. This is expected to be the final week of the federal investigation.

Chicago Taxicab Company Fails.

Chicago, March 1.—The Chicago Taxicab company, capitalized at \$500,000 and owners of about 100 taxicabs, was placed in the hands of a receiver

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