

THE NORFOLK WEEKLY NEWS-JOURNAL.

NORFOLK, NEBRASKA, FRIDAY, MAY 19, 1911.

NOW AFTER LUMBER MEN

FEDERAL GOVERNMENT FILES A
NEW ANTI-TRUST SUIT.

SENSATIONAL CHARGES MADE

THE ULTIMATE CONSUMER SAID
TO BE HELPLESS.

AGAINST RETAIL CONSPIRACY

Attorney General Wickersham Alleges
"Undue" and "Unreasonable" Re-
straint of Trade by Ten Organiza-
tions and About 150 Individuals.

New York, May 19.—Sweeping
charges of a gigantic conspiracy to
maintain high prices, to blacklist con-
cerns not regarded as "proper" trade,
and to violate generally the Sherman
anti-trust law, are made in a govern-
ment suit filed by Attorney General
Wickersham in the United States
court here today against the so-called
lumber trust.

Ten trade organizations and more
than 150 individuals are named as de-
fendants in this suit, which may be
the first of several planned by the
department of justice against com-
missions of retailers in staple commodi-
ties and the necessities of life to pre-
vent the ultimate consumer from buy-
ing anywhere except from local re-
tailers.

At Mercy of Retailers.
The government's suit is replete
with sensational allegations and it is
asserted that builders and consumers
of lumber the country over are at the
mercy of the retailers' organizations
in different sections of the United
States.

The suit filed today is against the
Eastern States Retail Lumber Deal-
ers association, which is the central
body of nine local organizations cov-
ering five states, the District of Colum-
bia and the cities of Baltimore and
Philadelphia.

Conforms to New Ruling.
This is the government's first anti-
trust suit conforming to the supreme
court's Standard Oil decision in that
it alleges "undue" and "unreasonable"
restraint of trade of the consumer of
the manufacturer.

It is the evident purpose of the plea
to confine the charge largely to that
feature, small stress being placed on
the restraint of trade among the con-
spirators themselves.

Attorney General Wickersham and
his special assistant, Clark McKeer-
cher, have devoted more than a year
gathering the evidence on which to-
day's suit is based. The evidence in-
cludes copies of the alleged agree-
ments, blacklists and reports of the
various organizations branding whole-
sale and retailers who have dared to
violate the rules of the association as
"poachers," "mavericks," "scalpers,"
and "illegitimate dealers" to whom
"short shift" must be applied.

The defendants named in the suit
and who are alleged to have conspired
among themselves and with the assist-
ance of National Wholesale Lumber
Dealers association have prevented
wholesalers from selling directly or
indirectly to consumers are:

The Defendant Companies.
The Eastern States Retail Lumber
Dealers association, a New York cor-
poration with offices at No. 18 Broad-
way.

The New York Lumber Trade as-
sociation of New York City.

The Building Material Men's as-
sociation of Westchester county, N. Y.

The Lumber Dealers association of
Connecticut.

The Massachusetts Retail Lumber
Dealers association.

The Lumber Dealers association of
Rhode Island.

The Retail Lumbermen's association
of Baltimore.

The officers and directors, trustees
and members of the above are named
as individual defendants as well as
the officers and directors and members
of the following three voluntary or-
ganizations:

The New Jersey Lumbermen's Pro-
tective association.

The Retail Lumbermen's association
of Philadelphia.

The Lumber Exchange of the Dis-
trict of Columbia.

The government asks for a perma-
nent injunction restraining the defend-
ants from continuing the conspiracy
charged.

A Plan of Blacklisting.

The government charges in brief
that by an elaborate system of black-
listing, not only individual consumers,
but some of the largest industrial cor-
porations have been prevented from
dealing directly with wholesalers. By
alleged unlawful agreements and acts
it is charged that all competition for
the trade of the contractor, the build-
er, the manufacturer of finished lum-
ber products and the individual con-
sumer has been thrown entirely into
the hands of the retailers, in the east-
ern states, the Retail Lumber Dealers
association and its constituent organi-
zation.

The government's bill alleges that in
some localities the wholesaler selling
to a consumer has either been heavily
fined or expelled from the organiza-
tion.

Cost of Living Involved.

Officials of the department of jus-

CONDITION OF THE WEATHER

Temperature for Twenty-four Hours.
Forecast for Nebraska.

Maximum 95
Minimum 60
Average 77
Barometer 29.38

Chicago, May 19.—The bulletin is-
sued by the Chicago station of the
United States weather bureau gives the
forecast for Nebraska as follows:
Generally fair tonight and Friday;
cooler tonight and east portion Sat-
urday.

tice regard the suit as the most im-
portant in principle of any yet un-
dertaken by the government against al-
leged conspiracies said to affect the
cost of living. It is believed that
should the courts uphold the govern-
ment's contention that it is a violation
of the Sherman anti-trust law to pre-
vent the ultimate consumer from buy-
ing direct from the producer, other
suits will be started against commis-
sions of retailers alleged to be in con-
trol of the marketing of many of the
commodities of life.

NEGRO JOHNSON IS HANGED AT LINCOLN

OMAHA SLAYER OF HENRY
FRANKLAND PAYS PEN-
ALTY AT 2:14.

Lincoln, May 19.—Special to The
News: Thomas Johnson was hanged at
the penitentiary today at 2:14. Joh-
nson, an Omaha negro, murdered
Henry Frankland in Omaha October
19, 1909.

MAKING RAIDS ON N. Y. GAMBLING DENS

ELEVEN MEN KNOWN AS "JOHN
DOORKEEPER," "JOHN DEAL-
ER," ETC., TAKEN.

New York, May 19.—Eleven men un-
der arrest today and a wagonload of
card tables, dice boxes and other para-
phernalia are the fruits of a series
of raids on alleged gambling houses.
The raids were the first since Deputy
Police Commissioner Dougherty as-
sumed charge of the detective bureau
eighteen days ago. Arrests were made
of the men under such warrants with
names as "John Doorkeeper," "John
Dealer" and "John Proprietor."

POLITICAL PARTIES FORM

Already Three Political Factions in the
Field—Churches Take Hand.

Mexico City, May 19.—A bill propos-
ing general amnesty to all political
prisoners was introduced in the cham-
ber. Explaining the measure, the au-
thor of the bill, Manuel Calero said
that the revolution had triumphed in
all the country, not in a military
sense, but in a political sense as well.
He added that the president and cabi-
net have realized the revolutionists'
belligerency by entering into peace ne-
gotiations.

The galleries applauded the speaker
until silenced by the presiding officer.
All telegraph lines are down north of
Saltillo, in Coahuila province. It is
reported that a rising has occurred
at San Miguel de Allende, in Guana-
juato. The municipal palace there has
been burned and the telegraph office
robbed.

Serious troubles are reported in
Monterrey. The prospect of popular
elections already has had the effect
of bringing three political parties into
the field, democrat, national Catholic,
and the progressive. The progressive
is the name by which the Maderists
will be known.

It is believed that the greatest dan-
ger to the Maderists lies in the Catho-
lic party, which is considered to be
the crystallization of the church ele-
ment.

Not since the days of Juarez has the
church had anything to do with the
politics of Mexico. It was effectively
eliminated when Juarez promulgated
the laws of reform. The program of
this party was issued yesterday. It
was signed by four of the wealthy
men of the republic who have been
influential in its social and commer-
cial life. They advocate reforms al-
most identical with those demanded
by Madero.

In addition the leaders of this party
should have an advantage through
their ability to appeal to voters on
the basis of religion, nine-tenths of the
population being Catholic.

The independent democratic party
has issued a draft of its platform
which contains planks that are similar
to those of Madero. Its promoters are
not men of as great prominence.

They have not fought for the right
to choose the country's officers, like
Madero. Otherwise there appears to
be little difference between the inde-
pendent democratic party and the pro-
gressive. Thus the issue becomes pos-
sible between the followers of Madero
and adherents of the church.

It was officially stated that the con-
dition of President Diaz was somewhat
improved. The swelling in the face
has been reduced and only a trace of
the fever remains. His physicians be-
lieved that they have checked the in-
fection. It is reported that Senor
Limantour intends to return to Eu-
rope, following his retirement from
the cabinet under the temporary reg-
ime.

TO KILL MADERO

NEWS FROM MEXICO CITY TELLS
OF PLOT ON HIS LIFE.

MAY DELAY HIS PEACE TRIP

HAD PLANNED TO START BY SUN-
DAY TO END THE WAR.

BUT RUMOR CAUSES A CHANGE

Peace in Mexico is Now Practically
Assured as Result of Government's
Practical Surrender to the Insur-
rectos.

Juarez, May 19.—It was definitely
decided at 1 o'clock today that Fran-
cisco I. Madero, jr., would not enter
Mexico City until Minister De la Barra
became provisional president. Assur-
ances were received by the insurrec-
tos today that they could name six
members of the new cabinet, Minister
De la Barra to name a sub-secretary of
foreign relations and a minister of
war.

Juarez, May 19.—Plans for the de-
parture to Mexico City within a few
days of Provisional President Fran-
cisco I. Madero, jr., received a setback
this morning when a member of the
El Paso revolutionary junta received a
telegram from the capital stating
that persistent rumors were in cir-
culation there of the existence of a plot
to attempt the life of Madero upon his
arrival.

Beyond this bare statement, the
message gave no details, but the mat-
ter was considered seriously enough
to result in a hurried consultation of
insurrecto leaders as to the advisabil-
ity of postponing the trip of Madero
until such time as the reports were
disproved or affairs in the capital were
in a more settled condition.

A definite announcement as to this
will probably be made later in the day.
Outside of this sudden unfavorable
phase, there were no developments in
the situation this morning.

Mr. Madero and his advisers are
still awaiting an answer from Mexico
City as to the immediate naming of
the four provisional governors, the re-
mainder to be nominated later, and
until a reply to this is received the
progress of peace negotiations is prac-
tically at a standstill. No doubt is
expressed, however, that the answer
will be favorable.

Officers Give Salaries to Widows.
Every officer on the staff of the pro-
visional president, it was announced
today, has donated six months salary
as a fund for the widows and children
of insurrecto soldiers killed during
the revolution.

Provisional President Francisco I.
Madero's announcement that he would
leave for Mexico City within two days
to participate in a reconstruction of
the federal government was the signal
for a general exodus of political chiefs,
go-betweens and others who feel that
the scene of peace negotiations is
about to be shifted to the capital city.

Peace agreements, official conces-
sions and the machinery of the pro-
visional government have been tempo-
rarily swept aside by the attention
that Senor Madero will quietly ar-
range with the federal government a
lasting peace and political emancipa-
tion.

Judge Carbajal, the federal envoy,
will leave here tomorrow. Already the
provisional governors who expect to
be retained in that capacity through
the official recognition or elections of
the legislators of five states—Chihua-
hua, Sonora, Zacatecas, Coahuila and
Sinaloa are preparing to leave to-
morrow for the state capitals, there
to await instructions from Mexico City
as to the time for their assumption of
gubernatorial togas.

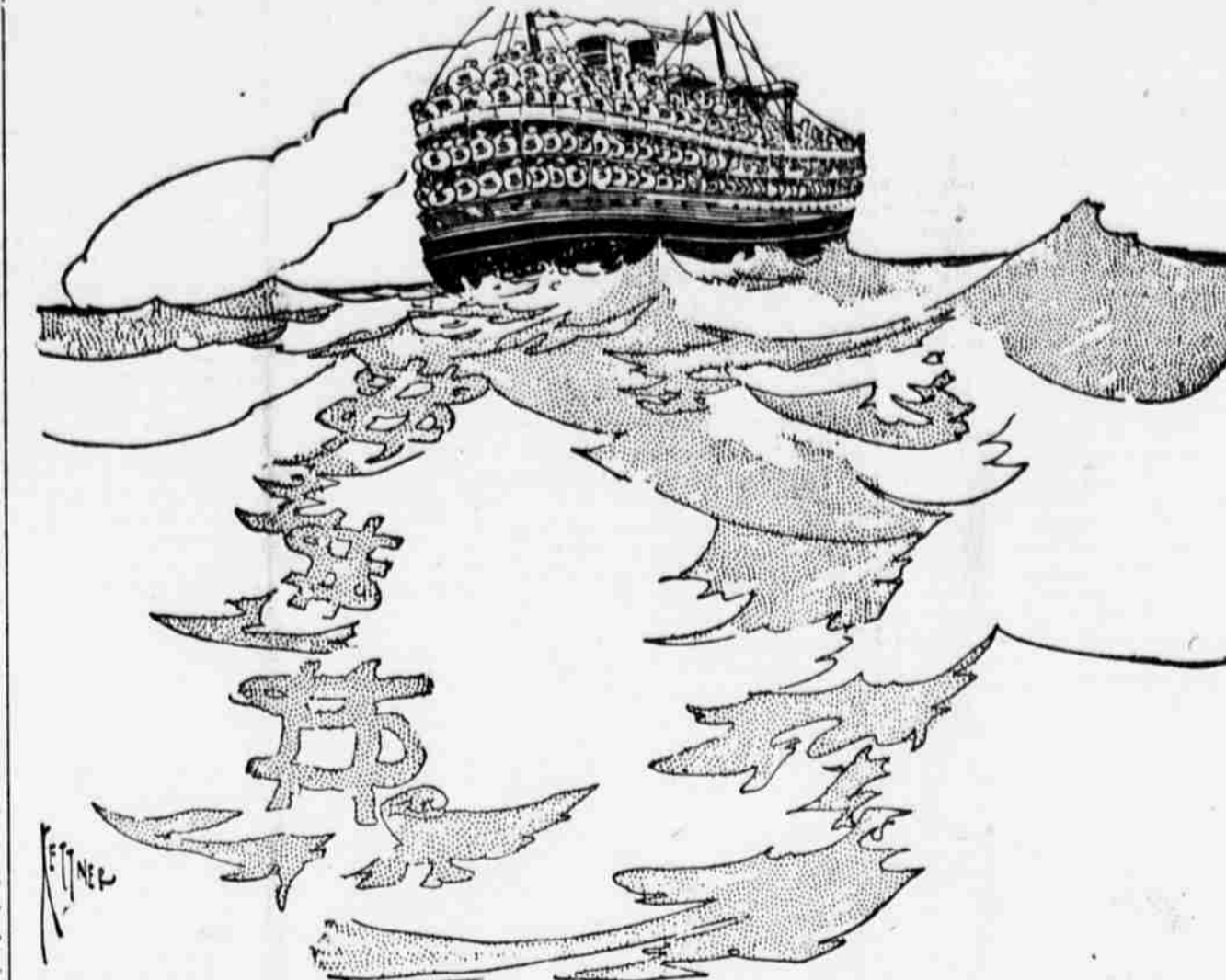
If Peace Falls.
If by any chance, the present plans
for peace in Mexico fail, within twelve
hours of that time, Mexico City itself
would be cut off from all outside com-
munication and invested by insurrec-
tory army under Figueroa. The invest-
ment of Chihuahua City also would
follow within a day or two.

So complete are the further war
plans of the Mexican revolution and
so confident are the leaders of their
success that the flat statement was
made at Madero headquarters today
that a slip in peace negotiations would
be followed quickly by the severest
blow yet dealt the federal government
and that the siege of Mexico City and
Chihuahua would be pushed relent-
lessly.

The five-day armistice proclaimed
last night explicitly provides for mobil-
ization of troops at suitable camps in
territory controlled by either side.

Mexico City, May 19.—It is semi-of-
ficially stated that the retirement of
Diaz from the presidency will take
place May 24 or 25. Vice President
Corral's resignation will be sent by
cable and will be attested by the Mex-
ican minister of Spain.

BOUND FOR THE CORONATION



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FATHER ORDERS SON TO BLOW HIS HEAD OFF

THE ELDER MAN GIVES GUN TO
BOY AND TELLS HIM TO
SHOOT.

Greenwich, Conn., May 19.—Lester
Husted, 12 years old, told the authori-
ties that at his father's request he
pulled the trigger of a shotgun which
blew the left side of the elder man's
head off.

Frederick Husted, a wealthy farmer,
was found in his home with his head
partly blown off and a shotgun lying
on a table. The boy said that his fa-
ther sent his mother away, called him
into the house and, laying the gun on
a table knelt so that his left eye was
at the muzzle of the gun. Then he
said "pull the trigger; it is not loaded;
I want to hear how it sounds."
The boy pulled the trigger, the charge
of shot blowing away the left side
of the father's face and head.

A FIRE AT BOWDLE, S. D.

Damage Estimated at \$75,000, With
\$10,000 in Insurance.

Bowdle, S. D., May 19.—Fire yester-
day destroyed seven business build-
ings and four residences in this city,
sweeping away almost every large
block in the town. The damage is es-
timated at \$75,000 with insurance of
\$10,000.

The fire started in a pool room.
Among the buildings destroyed was
the telephone exchange, cutting off
communication, which was not re-
stored until late in the afternoon. On-
ly by hard work was the hospital sav-
ed.

WANT TO TALK LONGER.

Debate on Statehood Bill Will Not
End Until Tuesday.

Washington, May 19.—The desire of
so many members to speak on the
joint statehood resolution admitting
Arizona and New Mexico caused dem-
ocratic leaders to change their plans
for ending debate and rushing the bill
to passage today and discussion will
continue until next Tuesday.

The floor leaders of the majority
had hoped to pass the bill before to-
day's adjournment but it was deemed
wise to cut off debate as long as so
many members on each side had pre-
pared arguments which they wished
to deliver.

Accordingly an agreement was at-
tained by Representative Flood to con-
tinue the debate until next Tuesday,
when the joint resolution will be called
for passage.

Organize Lynch Commercial Club.
Lynch, Neb., May 19.—A commer-
cial club was organized here Wednes-
day of forty members. The officers are:
R. M. Duffy, president; Martin
Lang, vice president; V. F. Jeddicka,
treasurer and Wm. Tonn, secretary.
The executive committee are: R. M.
Duffy, C. F. Roe and Anton Wasatko.
The purpose of the organization is to
boost for Lynch.

The city board have a force of men
building new grades and establishing
a new drainage system.

FOR NATIONAL DEFENSE BOARD

Hobson Introduces Bill to Provide for
Such a Council.

Washington, May 19.—The proposed
council of national defense, the estab-
lishment of which is provided for in
a bill introduced by Representative
Hobson of Alabama, was under discus-
sion today before the house com-
mittee on naval affairs.

The object of the national defense
is regarded favorably by military lead-
ers and officials. The council would
consist of the secretary of war as
president, the secretary of the navy,

IRON WORKER MAKES DYNAMITE CONFESSION

PITTSBURG MAN "PEACHES" BE-
CAUSE ASSOCIATION DIDN'T
PAY.

Pittsburg, May 19.—James Elliott, a
structural iron worker of this city, ap-
peared before labor leaders here last
night and made an alleged confession
in which he charges officers of the
National Erectors association and de-
tectives employed by it with the
reckless of buildings throughout the
country, constructed by non-union la-
bor.

The alleged confession was made to
William Kelly, president of the Iron
City Trades council; A. L. Collins, sec-
retary of the Structural Iron Workers
union, and H. W. Leggett, vice pres-
ident of the International Association of
Bridge and Structural Iron Work-
ers. It was sworn to before a notary.

The labor leaders then turned Eli-
ott over to the police who are hold-
ing him for further investigation.
The affidavit was not given out but
in his statement to the police Elliott
said he made the confession because
he was not paid for information he
furnished the erectors' association and
for which he was promised \$1,000.

Interstate Rates Higher.
Washington, May 19.—Railways asso-
ciation in Central Passenger associa-
tion territory, including the states of
Ohio, Illinois, Indiana and Michigan
are permitted, by an order issued by
the interstate commerce commission,
to exact higher passenger fares for
interstate than for intrastate business
where state legislatures or state com-
missions have established a two-cent-
a-mile rate.

A Dakota Forest Reserve.
Washington, May 19.—President Taft
today signed a proclamation establish-
ing the Harney national forest in
South Dakota. It embraces 583,820
acres formerly contained in the Black
Hills forest and 58,727 acres taken
from the public domain.

FALL OFF ENGINE TENDER IS FATAL

P. PETERSON OF SCRIBNER DIES
FROM INJURIES ON HIS
HEAD.

Fremont, Neb., May 19.—Five hours
after he had his skull fractured in a
fall off the tender of a Northwestern
engine, Peter Peterson of Scribner, a
coal heaver at the coal chutes there,
died at 11 o'clock yesterday at Fre-
mont hospital. He did not regain con-
sciousness after the accident.

Peterson coiled up an engine at the
chutes at Scribner about 6 o'clock in
the morning and then climbed onto the
tender to get water. When he
pushed the spout of the water tank
back into place it did not go to suit
him. He reached up to give it another
push. Just then the man at the throttle
started the engine. The motion
threw Peterson off balance and he
pitched over the side of the tender.
The fall was not a long one, but his
head struck on a big timber on the
ground beside the track.

Fellow employes summoned physi-
cians, who attended him until the ar-
rival of the morning passenger train.
He was placed on a cot and brought
to Fremont on the train, Albert Guern,
foreman of the coal chutes, accom-
panying him. Several times on the
trip he went into convulsions. At the
Fremont hospital he was attended by
the company's surgeon. An examina-
tion revealed a fracture of the base of
the skull.

Who's Who In Norfolk

JOHN PHINNEY.

John Phinney, manager of the
Farmers Grain and Live Stock com-
pany, was born on a farm in Bradford
county, Pa. At an early age he took
entire charge of the farm, because of
the absence of his father, who was
called upon to take part in the great
strife between the north and the south.
During these years, Mr. Phinney and
his younger brothers, who aided him
in the work of the farm, passed
through many hardships.

At the age of 17, Mr. Phinney went
to Michigan, where he engaged in the
lumber business. In 1878 he sold out
his lumber interests and made an ex-
tensive trip through Iowa and Wiscon-
sin, after which he returned to his
farm home in Pennsylvania, remaining
there only a short time, the call of
the west being too strong for him to
resist. He purchased land in Valley
county, Neb., on his first arrival in
the west and at the same time accept-
ed a position with H. C. Torpin, a rail-
road contractor. He remained with
the firm for seven years when he went
to Oakland and Nickerson, Neb., where
he was manager of the Torpin grain
elevators. While at Nickerson, the
wedding of John Phinney and Miss
Eva Hunter, a school teacher, took
place. To this union one son, Lawton
J. Phinney, was born.

After an employment of eleven
years with the Torpin Grain company,
Mr. Phinney purchased an interest in
the Tilden Milling company at Tilden,
Neb., where he lived for two years,
after which he disposed of his inter-

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A BATTLE IS RAGING

BLOODY FIGHT GOING ON NOW IN
A MEXICAN TOWN.

STREETS STREWN WITH DEAD

Refugees Arriving from the Center of
the Battle, Report That the Bodies
of Dead and Wounded Soldiers Are
Lying in the Streets.

Cuernavaca, Mex., May 19.—A sang-
inary battle is being fought at Cuntla,
twenty miles southeast of here, be-
tween the federal garrison under Col.
Munguia and a force of rebels com-
manded by Col. Zapata. Fugitives ar-
riving here today state that the streets
of Cuntla are strewn with dead and
wounded.

Pleads Guilty to Bribe.

Columbus, O., May 19.—Senator Ed-
gar Crawford of Carroll county, ac-
cused of soliciting a bribe of \$200
from W. H. Cook of Springfield, sec-
retary of the Ohio Butchers and Gro-
cers association, pleaded guilty when
arraigned in criminal court before
Judge Kinkead today. Crawford was
arraigned along with an alleged park
foot-pat woman-rubber and three burg-
lars. He showed no emotion when he
made his plea.

More Bank Guaranty Lawsuits.

Oklahoma City, May 19.—Following
the bringing of nineteen suits against
former state banks which have "na-
tionalized" since the recent special 1
percent assessment for the guaranty
fund, suits were brought against four-
teen more banks to recover the
amount of the assessment. It is esti-
mated the total sued for will be \$50,
000.

Arrest Rebel Commander.

San Diego, Cal., May 19.—General
Pryce, commander of the Insurgent
forces in Tijuana, was arrested with
Lieut. Milburn and a private of the
insurrecto army, as he attempted to
re-cross the line from the United
States into Mexico. Pryce had spent
the night and day in San Diego under
an assumed name.

CRAWFORD ATTACKS TREATY

South Dakota Senator Makes First
Extended Attack Upon Espionage

Washington, May 19.—Senator Craw-
ford of South Dakota brought to an
end yesterday a day's set speech in
opposition to reciprocity. It was the
first studied philippic against the pro-
posed trade agreement with Canada
which the senator denounced as tend-
ing to transform the country into a
nation of urban life by driving agricul-
turalists to the cities from the farms,
because made unprofitable by the com-
petition of cheaper products from Can-
ada. The agreement, he said, marked
a serious epoch in the country because
in his opinion it threatened its trade
policy that had made the farmer pros-
perous.

Immediately on his concluding, the
senate adjourned until Monday.

A TORNADO NEAR DELL RAPIDS, S. D.

VIOLENT WIND STORM VISITS
SOUTH DAKOTA TOWN
THREE INJURED.

Sioux Falls, S. D., May 19.—A tor-
nado visited the country in the vicinity
of Dell Rapids, sixteen miles north of
this city, last evening, injuring three
persons and destroying at least a dozen
buildings, most of them farm
houses.

The tornado started northwest of
the town of Dell Rapids and struck a
corner of the town. The names of the
injured—a woman and two children—
cannot be learned.

Most of the damage was done to
farm houses and outbuildings, and
this will be considerable. In Dell Rap-
ids nearly the entire population sought
refuge in cellars and in this manner
avoided injury.