Merger Lawyers Declare Government is Straining Auti-Trust Law.

SAY RAILROADS MAY OWN OTHERS' STOCK

New Interpretation As'ted by Attorney for Scour tles Company.

FEDERAL COUNSEL COMBATS ARGUMENTS

Alleges Holding Concern Abolishes All Free Competition.

TALK ENDS TODAY AND JUDGES GET CASE

Decision in First Round May Be Expeeted Soon, Now Attorneys Draw Near Close of Lenthy Speeches for Two Sides.

ST. LOUIS, March 20 .- Arguments in defense of the Northern Securities company placed in the hands of the four judges to-

C. W. Bunn of St. Paul, counsel for the Northern Pacific, opened today's session shock to the civilized world. for the Northern Securities company. The MERCHANTS ARE DISCOURAGED last hour of the session was occupied by the government. He was still taiking when court adjourned.

Mr. Bunn endeavored to show that prior to this case there had never been a suggestion that a consolidation of rallway inerests was a violation of the anti-trust

Mr. Bunn said in part:

Act Is Not Specific.

In this suit the United States seeks to enjoin the Northern Securities company from owning and voting stocks of two rail-way companies engaged partly in Interstate

commerce.

It is asserted that the owning by one corporation of a majority of the stock of time railway companies is prohibited by a set passed by congress July 2, 18%. The cet does not say that it is unawful for one railway to buy, lease or control a comercing railway. Nor is one person or corporation forbiduen to own stock in two competing railways. If these things are proupoited, it is only because they necessarily restrain commerce between the several states.

the broad generality and indefiniteness of the language of the law calls for great care in its interpretation and application to particular cases.

For its validity the act rests alone on article i, section 8, of the constitution of the United States, which gives power to congress to "regulate commerce with forcign nations and among the states, and with the Indian tribes." Being passed in execution of this power, the statute cannot be interpreted more broadly than the grant of power itself.

Rights of the States.

All the ordinary legislative powers of government, the general right to legislate conserving contracts and property rights, and or the weltare, good order and morals of the people, is reserved by the constitution of the states. Congress must exercise its power to regulate commerce with reference to the powers of the states. It can no more infringe an their reserved power than they on its granted power.

That congress has not the constitutional sower, under the guise of regulating compared to the guise of regulating compared to the guise of regulating compared to the granted power.

That congress has not the constitutional sower, under the guise of regulating compared to the states of 1823 and 1824 Giving Boundary to Be Exhibited Before Alaska Commission.

MONTREAL, March 20.—Search in the case of the measure bave been sketched.

Thomas W. Russell (liberal unionist) in an interview at Ennishillen, Ireland, today declared the government was about to insured the government was about to insu

on with the intent to monopolize or re-train interstate commerce. No more can congress restrict the right of partnership or corporations organized by virtue of state iaws to buy within the states either real or personal property, including stocks and

No Violation of the Law.

Again, if a contract, arrangement or com-mation does restrain interstate trade, it immaterial whether it has the sanction of state law or not. A state law must yield of a power vested in congress. In the case t bar, or in any similar case, the trans-ction must be treated as if fully authorized y state law.

iction must be treated as if fully authorized by state law.

For a holding company to own the stock of competing interstate carriers is plainly no more prohibited by the act than for one interstate carrier to purchase, lease or otherwise control the property of a parallel or competing carrier.

All these conclusions are greatly strengthened by the fact that everything which falls within the prohibition of the act is made a crime; the very thing denounced as illegal is made criminal. It is little short of absurd to suppose that congress intended to make it a crime for a man to buy stock in two competing interstate railintended to make it a crime for a man to buy stock in two competing interstate rall-way companies; or, having stock in one, to go into partnership with one which has stock in another; to to promote the forma-tion of a corporation to acquire stock in both; or as director or officer of a corpo-ration already formed to engage in acquir-ling such stock, or to promote the consoling such stock, or to promote the consoli-dation of two competing interstate carriers, or the lease or purchase by one of another. Certainly it is not too much to require that if congress had intended to make these

things crimes it should have said so, Acts Not a Conspiracy.

Mr. Bunn, closing the argument for the de- to start in June.

In his argument on behalf of the Northern Securities company Mr. Griggs contended In support of this contention he made the following points:

1. The creation of railway corporations, the form of their corporate organization, the character and qualities of their corporate stocks, the rotutes which their railways shall take, whether they may connect with other roads running in the same general direction, whether they may or may not consolidate with parallel lines or operate parallel lines through different portions of a state. All these matters are, and always have been, subjects of state jurisdiction.

2. The acts of the defendants being prima facie lawful, the burden of proof is upon the government to show that they were, as the attorney general charges, not bona fide, but a more formal device intended to defeat the orovisions of the Sherman act.

2. Any restraint of trade or commerce which may result from the acts done by the detendants is indirect and incidental only and not covered by the act of July 2, 1800.

4. If the Sherman act can be so construed as to forbid the sale of stock in two competing railroad corporations to one purponaser, then that act is an attempted interference on the part of congress with transactions which are wholly within the control of the states of the union, and in that respect the act is unconstitutional. The acts of the defendants being prima

But, assuming that congress may, un a But assuming that congress may under the commerce clause of the constitution and as a regulation of commerce, restrain the states in the exercise of their preroga-tives from permitting two or more cor-porations to which the states have given iffe from merging, yet such a purpose on the part of the government ought to be cearly and distinctly expressed and not be found in the judicial interpretation of and in the judicial interpretation

statute.

Acquiescence by the government for more than eleven yetrs in the actual swager and consolidation of many important parallel and competing lines of callroads and international commerce has given a practical construction to the act of July 2, 1880, to the effect that it was not intended to forbid, and does not forbid. The natural processes of unification which he brought about under modern methods

(Continued on Fifth Page.)

NEW CLAIM SET UP NO UPRISING AT PRESENT ONE SUNDAY IN NEBRASKA KEENE WILL NOT PAY TAX FOR MOORES AND HOME RULE CONDITION OF THE WEATHER PASS REVENUE

Balkan Insurgents W January In the Strike.

NEW YORK, March 26 .- Interesting side lights are thrown upon the Balkan situs- b. ion in interviews had with Dimity Liapoff here, says a dispatch from Sofia, Bulgaria, to the Tribune.

According to letters received by President Sarafoff of the revolutionary bands in Macedonia and by Dimity Liapoff, who acts as his agent here, the insurgents have decided to postpone a general movement and await developments. However, the revolutionists intend to drag Europe by the nose into Interference in the affairs in Macedonia.

M. Liapff admitted that the Turks were better discipline than formerly, and for this reason he said it would be a waste of men and ammunition to institute a general uprising, since the representatives of the would not allow the Turks to introduce reforms.

He added, significantly, that when Europe had turned her eyes elsewhere and the Turk had begun to laugh in his sleeve at his success in outwitting the powers closed today and the case will be finally and was repeating his old tactics, the revolutionary bands would resume operations and harass him in the hope of creating another crisis and producing a moral

T. D. Watson of Pittsburg in closing for Ratification of Treaty Does Not Give Satisfaction in Cuban Business Circles.

> HAVANA, March 20 -News of the action of the senate has almost had the effect of the treaty being defeated. The merchants are much discouraged and the price of sugar has dropped rapidly.

Several claimants for damages on ac count of the war with Spain are complaining at the delay in payment and anounce in the local papers their intention of demanding payment.

They say they did not accept the Paris treaty and, therefore, are empowered either to force Spain to pay the claims or cause Spain to take the matter up with the United States.

BRIGHT DAY DAWNS FOR ERIN Government Will Give Modified Home

Rule When Land Bill is Disposed Of.

LONDON, March 20 .- A bill giving Ireland an important extension of local selfgovernment will be introduced by the government. The leaders of the nationalists and irish unionists have already been con- he would like to comply with their resulted on the subject and the rough outlines of the measure have been sketched. will be done until the Irish land bill is spend two days and nights in the Hawkeys girls went to her grandparents to live.

seph Pope, under secretary of state, and one of the commissioners preparing the Canadian case for the Alaska commission. has brought to light two atlases of 1823 and 1824.

One of these gives a map of Russian america and British America in which the Lynn canal is shown clearly within British America. The maps will be exhibits in the Canadian case.

Students Pay Tribute to Kossuth.

BUDA PEST, March 26 .- The anniversary oday of the death of Louis Kossuth was marked by the usual student demonstrations and collisions with the police. A thousand students hoisted mourning flags over the tional bank of Waterloo. university and compelled the professors to suspend their lectures. Subsequently the students indulged in noisy street demonstrations in front of public buildings and stoned the police. A number of arrests followed. The deputies of the Kossuth party finally succeeded in inducing the students

Fitting Out Polar Expedition.

LONDON, March 20 .- Anthony Fiala, who is to head the polar expedition to be equipped by William Zeigler of New York, leaves Landon tomorrow for Tromsoc, Nor way, to complete the fitting out of the expedition's steamer America. He will return to the United States in April and will re-Former Attorney General Griggs followed turn to Tromsoc in time for the expedition

British Medals for Americans.

that the acts of the defendant do not con- Brodrick, in a printed reply in the House stitute a contract, combination or con- of Commons to a question of Harold J. spiracy in restraint of interstate trade or Tennant, liberal, says instructions were commerce within the meaning of the Sher- given March 13 to issue war medals for presentation to the five American women nurses who served on the hospital ship the sergeant-at-arms. The resolution pro-Mace in South African and Chinese waters

Many Scals Are Captured.

VICTORIA, B. C., March 20.-Letters from the Falkland islands tell of the success of Victoria sealers there. Ola Balcom took 2,080 skins in three months; Beatrice L. Corkum 1,723, Edward Boy 1,478, Florence M. Smith 2,300, E. B. Marvin 1,100 and Piorence M. Munsie was sighted with 900.

WILL FORM NEW YALE SOCIETY

enior Men Inaugurate Non-Secret Body to Combine Free Students.

NEW HAVEN, Conn., March 20 .- A new senior class organization at Yale, to be known as the Elihu club, is being formed under the official approval of the university

It is to be non-secret and its active membership will be restricted to those students who are not members of any other senior

U. P. WILL PURIFY ITS WATER Lets Contract for Twenty-Five Plants

Between Omaha and Salt

with a Chicago company for twenty-five water purifying plants between Omaha and senger Dean after loading the four gold Sait Lake City. The order contemplates an bars on a truck walked around a corner expenditure of at least \$1,500,600. spenditure of at least \$1,500,000. of the room and sat where he could not lt is estimated that the average life of see the truck while waiting for his train

CHICAGO, March 20.-The management

Pres'dent Will Spend Entire Day at Grand Island and Take a Drive.

AND MILLARD TO BE WITH HIM

Senators Dolliver and Allison Unable to Have Sloux City Included in the Itinerary of the President.

(From a Staff Correspondent.) WASHINGTON, March 20 .- (Special Tele gram.)-Senator Dietrich had an extended conference with the president this morning relative to the coming trip of the chief excontrolling themselves and acting under ecutive through Nebraska. As a result of that conference it was arranged that the president, who will remain in Grand Island churches on that day. After luncheon a powers would say that the revolutionists ride of about twenty-five miles has been arranged for. The president will be ac- supplementary proceeding. companied by a small party. Senator Dietrich being among those who act as his

> and will run to Hastings, where he is due of the taxes. at 10:10 a. m. The public school children of Hastings will be massed in the public HOMAGE TO THE PRESIDENT square of Hastings to properly receive him. From Hastings the presidential train will Dr. Singer Says that the Jews Have go to Lincoln, thence to Fremont and Omaha, where he will rest for the night. It was arranged at the conference that Senators Millard and Dietrich will join the presidential party at Grand Island, accompanying the distinguished guest on his trip through Nebraska.

Asked if the question of the district atorneyship was discussed during his conference with the president Senator Dietrich

said that it was not even mentioned. "I do not know when any action will be taken in the matter," said Senator Dietrich. "The president has a brief of Mr. Lindsay's recommendations and testimonials and in his own time will take up the matter. Personally I do not see how he can fall to appoint Mr. Lindsay in view of the frank, outspoken manner in which the leaders of the party have put themselves on record for Harry Lindsay.

"One thing is certain, there will be no compromise candidate selected. It will either be Mr. Lindsay or Mr. Summers." Miss Marie Simmons was commissioned postmistress at Roosevelt, S. D., this morning. The postoffice has just sprung into existence and is named in honor of the

president. Senators Allison and Dolliver of Iowa saw the president this morning to make a final effort to have Mr. Roosevelt stop at Sioux City on his way through Iowa. The president told Iowa's solons that while quest, it was impossible, owing to the completion of his itinerary, which had been turned over to the railroads, in whose hands he would be on leaving Washington. While it will be a very great disappointment to Sloux City citizens not to see years ago from their father. President Roosevelt, the fact that he will somewhat.

These Iowa rural free delivery letter car riers were appointed today: Carson, Edward H. Cater, regular; Claude Cater, substitute. Cylinder, Earl Jones, regular; Frank Jones, substitute. Duncombe, John W. Nichols, regular; Etta Nichols, substihateau de Ramesay by the request of Jo- tute. Harlan, Ralph T. Dawes, regular

cial National bank of Charles City, Na- in a short time. tional Bank of Decorah, Pecple's National bank of Independence and Commercial Na-The Cedar Rapids National bank of Cedar Rapids has been approved as reserve agent

for the First National banks of DeWitt, Mason City and Oelwin, all in Iowa. Pestmasters appointed: Nebraska-Os mer A. Butler, Newcastle, Dixon county, vice Joseph Bochenbauer, removed. South Dakota-Michael O'Malley, Houston, Lyman county. Wyoming-Delavan Higley, Bosler, Albany county.

CLERK REFUSES TO TELL Missouri Lower House Sends Clerk of Upper House to Jail for

Contempt. JEFFERSON CITY, Mo., March 20 .- In the house today a resolution by Davidson was adopted to imprison Senate Clerk Cole

LONDON, March 20.-War Secretary Hickox for contempt in refusing to answer questions asked by the house boodler investigating committee as to where he got two \$500 bills. When the result of the vote was announced Hickox was taken in custody by

vides that he shall be committed to the Cole county jail and remain there at the pleasure of the house. papers before Hickox can be imprisoned.

The speaker must issue commitment Hickex says he will appeal to the 3upreme court for a writ of babeas corpus. today and was asked by the speaker if he still declined to answer the committee's questions. "I do sir," replied Hickox, in a firm voice. The resolution to commit Hickox to jail

until he satisfies the committee was then presented and adopted. POLICE HAVE NO CLUE

Mysterious Disappearance of Gold Bar at Detroit is Still

Unsolved

DETROIT, March 20 .- Nothing has de veloped today to help solve the mysterious disappearance Wednesday night from the union depot of the ingot of gold, valued at \$23,500. No arrests have been made and so far as can be learned the police have no clue to the whereabouts of the

Chief of Detectives McDonnell said, significantly, this afternoon that he was satisfied that two men seen at the union depot Wednesday night, who were acting auspiciously, are the persons who stole of the Union Pacific closed a contract today the bar.

McDonnell said he has learned that Meslocomotives will be more than doubled. for Buffaio, which was late.

New York Speculator Starts Legal Battle that May Have Far-Reaching Effects.

NEW YORK, March 20 .- James R. Keens and the city of New York are engaged in an interesting legal battle which may have far-reaching effects on the question of the

payment of personal taxes. Mr. Keene is to be the first man examined under the new method of supplementary proceeding. He is to be summoned to court and examined in detail as to his property. The corporation counsel contends that Mr. Keene owes the city \$1,737 for personal taxes for 1901.

counsel that he will not pay this tax beause in that year he was a resident of Hempstead, Nassau county. As soon as the lawyers of the department for the collection of arrears on personal men in National hall at Thirteenth and during Sunday, April 26, will attend the property heard of Mr. Keene's defiance they William streets. It was distinctively a

In reply to this lawyers representing Mr. first speaker, stepped forward he was retary, Keene called at the office of Martin Saxe, greeted by a period of handclapping and who is at the head of this branch of the Mr. Roosevelt will leave Grand Island tax department, announcing that Mr. Keene early in the morning of the 27th of April would fight out in the courte the payment

Friend in Theodore

NEW YORK, March 20 .- At a banquet Brith to Dr. Friedrich Mueller, Dr. Singer, replying to the toast, "The President," said the Jew had more motive than the ordinary American's patriotism for doing hom-

Roosevelt,

age to the president. He continued:

dan street are missing from their home and a warrant has been issued for Mrs. Anna Quinn of Los Angeles, Cal., on a charge of kidnaping them. Mrs. Quinn is the mother of the two girls and was divorced several

After the divorce the older of the two girls went to her grandparents to live.

while the mother took the younger with her. Later she sent the child also to the grandparents, saying, it is alleged, she was to work through a bill that falled, prostate is believed will assuage their grief while the mother took the younger with

unable to care for her. LORENZ METHOD First Case on Record Where Death

Treatment.

Has Followed the New

Sigourney, Spirit Lake, Waterloo, Webster anticipated from the operation, but the child City and Williams, also for the Commer- was later seized with convulsions and died

MORMONS DESERT YOUNG

Refuse to Aid Menber Ousted from Church on Account of Immorality.

SALT LAKE CITY, March 20 .- "If any move is being made toward securing the release of Hooper Young from Sing Sing," said Secretary Gibbs of the first presidency of the Mormon church today, "It is from outside the church. No such move has been taken or is even contemplated by the first presidency. Even if he is a member of this church, this action would not be taken, but Hooper Young was severed from the church years ago for immorality.'

MISSOURI SEEKS NEW CAPITOL

House Adopts Senate Resolution Submitting Enabling Amendment to People.

JEFFERSON CITY, Mo., March 20 .- The house today adopted the senate resolution submitting an amendment to the constitution for the erection of a new state capitol. The amendment provides for the restion of a fund of \$3,000,000 by a tax

VIRGINIA MOUNTAIN BLAZING Hicker was arraigned before the house Coal Mine Catches Fire and Smoke Issues from All Parts of

HILL. HUNTINGTON, W. Va., March 28 .- The Nova Scotia, one of the largest mines owned by the Gauley Mountain Coal company, is

on fire and its complete destruction is

threatened.

The entire mountain is smoking. COUNTY AND CITY COMBINE

Keeping Denver Governments

Apart. DENVER, March 20 .- Judges Marshall and Hallett of the United States circuit court refused to grant the application for an injunction to restrain the consolidation of the city and county of Denver under the

home rule law. Bertrand Residence Damaged.

Student Dies of Fever. student of Cornell university, who was til with typhoid fever, is dead.

First Ward Republicans Cheer Themselves Hearse Over the Mayor.

MAYOR GIVES ACCOUNT OF STEWARDSHIP

Frankly Announces His Candidacy and Meets the Slanderous Charges of His Opponents in Open. Manly Way.

Mayor Moores and home rule were the most accentuated features of one of the Mr. Keene has informed the corporation biggest republican meetings of the campaign last night. Under the auspices of the First Ward Republican club, Mayor Moores, Park Commissioner Cornish and a number of others spoke to more than 150 served notice that if he did not pay the Moores meeting, and the applause for him city would compel him to be examined in and his administration was unstituted at all points. When the mayor, who was the cheering that lasted five minutes. At intervals while he talked he was interrupted by loud applause and each mention of him by the succeeding speakers did not fail to

make the crowd become enthusiastic. After the principal speakers had finished President Bandhauer called upon a number of others, candidates and citizens, to speak, and the following responded: Fred Bruning, candidate for tax commissioner from the Second ward; Peter M. Back, I. S. Hascall and Charles Hanley, candidates for the council from the First; G. B. Ablan, given by four lodges of the Society B'Nai a Syrian from the Second ward; J. Fred Behm, president of the Second Ward Republican club, and W. B. Christle, presidept of the Fifth Ward Republican club. Mayor Moores spoke first. In part, he

nary American's patriotism for doing homage to the president. He continued:

It was Theodore Roosevelt who inspired the Roumanian note of Secretary Hay of August II, 1962, a political and historic actuitimate effects of which upon the amelicitration of the condition of the Jews in eastern Europe cannot be fully realized at the present time.

Dr. Mueller spoke briefly, calling America a nation of idealists, not materialists, because of their magnificent philanthropic institutions.

Dr. Mueller will mart for Chicago tomorrow to attend Lolita Armour and take the chair of ortheopedic surgery in the University of Chicago.

MOTHER KIDNAPS HER GIRLS

Divorced Woman Accused of Taking Children from Home with Their Grandparents.

MOTHER KIDNAPS HER GIRLS

BAY CITY, Mich., March 20.—Two granddaughters of M. J. O'Brien of South Sheridan street are missing from their home and a warrant has been issued for Mrs. Anna desirable city has run along and even more any improvement over the conditions when my board was in power? Cries of The city has run along and even more and the principal issue of the campaign was self squarely before you tor another term, I am your servant. It is no more than right that I abould come before you to an account of the principal issue of the campaign was self squarely before you for another term, I am your servant. It is no more than right that I have done and to put my-self squarely before you tor another term, I am your servant. It is no more than right that I have done and to put my-self squarely before you tor another term, I am your servant. It is no more than term. I am your servant. It is no more than right that I have done and to put my-self squarely before you tor another term, I am your servant. It is no more than term. I am your servant. It is no more than term. I am your servant. It is no more than to another term. I am your servant. It is no more than term. I am your servant. It is no more than term. I am your servant. It is no more than term. I am your servant. It is no more than term.

'no, no."
The city has run along and even more Opposition Works at Lincoln.

hibiting third terms for mayors and coun-ellmen in Omaha, nothing being said about city comptrollers or other city officers. Mayors who had proved satisfactory in other large cities in the country are serving their fourth and fifth terms. We had a congressman who was elected five times and served as many terms, and it was declared that the longer ne served the better able he became to serve his con-stituents.

Ben Kincey, substitute. Manning, Adolph Schnack, regular; Ernest Schnack, substitute. Wall Lake, Perry Graves, regular; William Eaton, substitute.

Dr. C. G. Palmer has been appointed a pension examining surgeon at Chadron, Neb.

The Merchants' National bank of Cedar Rapids, Is., has been approved as reserve agent for the First National banks of Dysart, Grundy Center, Nora Springs, Sigourney, Spirit Lake, Waterloo, Webster

Ben Kincey, substitute. Manning, Adolph Schnack, regular; Wall Lake, Waterloo, Webster PHILADELPHIA, March 20.—For the first time, no far ag surgical history goes, a pation to May. Well, that is all right. I am satisfied. I am making new friends to every day, and if they only put the election off far enough I will nave everyone in the city on my side.

Another plan that was worked through the city central committee was the adoption of the First National banks of Dysart, Grundy Center, Nora Springs, Sigourney, Spirit Lake, Waterloo, Webster

right. Disgraceful Ripper Bill.

As a last resort the new primary elec-tion bill has been passed, which mak a it incumbent upon the voter when he is challenged to disclose whether or not he voted for the candidates of the party un-der which he is registered at the last elec-tion. This will destroy the secrecy or the ballot and a great number of citizens will be deprived of the right to take part in the primaries. The bill is unconstitutional and extremely vicious and will react upon the men who are responsible for it. When the men who are responsible for it. When tested in the courts I am satisfied it will be found in contradiction to our constitu-

be found in contradiction to our constitution.

My action upon ordinances and resolutions has been without fear or lavor.
Wherever money was involved I have used
the greatest care and exercised the veto
power as wisely as I knew how, refusing
to be dictated to by railroads, corporations
or individuals. I have tried always to act
in the interests of the taxpayers. Nobody
owns me and I am free to do what I think
is right and I have done so, and will.

Railroads in Omaha are not taxed in
proportion to business property and private
property. I am in favor of equal taxation,
and believe that the railroads should be
compelled to pay in proportion to what
they have. Although efforts to get a law
that will make this taxation possible have
failed, and the railroads are resisting in
the courts an independent attempt, still I
cannot help but declare that the time is
coming when the railroads will pay their
fair share of taxes.

fair share of taxes. About Municipal Ownership.

About Municipal Ownership.

Among the charges that have been launched upon me is one that although elected upon a municipal waterworks platform I did nothing to acquire the plant. It was utterly impossible to do this with the old valuation of city property, as the issuance of bonds to buy the water plant would have made the total bond issue more than 10 per cent of the assessed valuation, as is named by the charter as the limit. Now that the total valuation has been made on full worth and fixed at about 123,000,000, increases in the bonds is possible, but the legislature has provided for the acquirement of the pant, and if the law holds water the waterworks will become city property sooner or later. come city property sooner or later.

Regarding municipal ownership, I want to say that as always I am in favor of it. think it to the advantage of the citizens to own the gas, electric light, telephone and street railway concerns and all public. or acquiring the waterworks is enough to occupy our attention. The absorption of the other bubble utilities most properly will come later.

Park Commissioner Cornish devoted most Judges Refuse to Grant Injunction He declared that he was for Mayor Moores | that he will be chosen. because the mayor favored home rule and equal taxation. In part he said: "A home rule bill for Omaha has just been killed in torney. I still support Mr. Summers, whit the legislature. The farmers and business Senator Dictrich and Mr. Lindsey wer men from all over the state seem to think with the president a few days age in th that the people of Omaha don't learn from experience what they want, and in a few ment will not be made for several months days assume to learn exactly what is but there is nothing absolutely certai needed. Therefore they kill the bill and about the time the president will act." deny us the right to make rules and laws for ourselves in purely local matters. believe that the law passed by the legisla-BERTRAND, Neb., March 20 .- (Special.) ture compelling the city to acquire the The home of A. J. Sandstrom was hadly water works by purchase under a contract damaged by fire at an early hour this morn- drawn twenty-three years ago will cost the citizens at least \$2,000,000 more than it would had the people set about to obtain the plant by the right of eminent domain. New UTICA, N. Y., March 39.-A. Purdy Lord, all of the appraisers being appointed by

(Continued on Fifth Page.)

Forecast for Nebraska-Fair and Warmer Saturday; Sunday Fair, Temperature at Omaha Yesterday:

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TRAVELERS ELECT OFFICERS

Selects Staff, with National Executives Present. The annual meeting of Omaha post No 8. Travelers' Protective association, was teld last evening at the Commercial club Senate Committee Goes on Record rooms. About forty members were present

and President J. I. Purcupile presided, with R. S. Hodgin discharging his duties as sec-The meeting was called to order at 8:20 A pleasant feature was the presence of E C. Burrows, business manager of the National association, and F. W. Crandall.

member of the National's board of directors, both of St. Louis. Secretary-Treasurer Hodgin submitted his annual report of receipts and expenditures of the local post for the last year. which was halled as an excellent showing. NORFOLK ASYLUM rebuilding is favored indicating that the post is in a flourishing

condition. The report was referred to the state Loard and president for approval. Then followed the election of these off-President, R. S. Bacon; vice president, George H. Lamdye; secretary-treasurer, R. S. Hodgin; board of directors, Carl I. Ochiltree, M. W. Rayley, M. C. House. J. L. Houston, Stanley Pickett and O. T. Holmes; chairman of hotel committee, R. E. McBride; chairman of railroad committee, M. W. Rayley; chairman of legislative

committee, H. K. Burkett; chairman of

press committee, C. L. Hopper; chairman of employment committee, E. S. Hoel. Post surgeon, recommended for appointment by the national board, Dr. Ed Arnold, Following the election of officers Naional Business Manager E. C. Burrows was called upon for a short address. He said "I predict a great future for the Travelers" Protective association in Nebraska. I have nothing to say in regard to other associations. They are all good. This association has accomplished much good by stopping, or least having postponed, the action of the various passenger and traffic associations in securing the enactment of the gone into effect March 1 in several of the eastern states. It has, by agitation, secured the interchangeable mileage ticket system on many of the eastern roads, and also on one of the strongest speeches that ever certain of the southern roads. The association has accomplished much good work ported it.

Kanasa, where there are no posts at all." F. W. Crandall, member of the National's board of directors, was called upon and son of Douglas were the two republicans made a short speech along the lines of who stayed with their determination to made a short speech, along the lines of that of his predecessor. The addresses of both speakers were teartily applauded. A motion prevailed extending a rising vote of thanks to the visiting national officers for their visit and addresses. Mr. O. A. Mathes, a visiting member from Q post of New Albany, Ind., was called upon and made a short address. He was followed

of Lincoln. The visiting national officers will depart for Lincoln this afternoon to meet with C post this evening. The meeting of the State Travelera' Protective association will be held in this city April 24 and 25, at the Commercial club at the club rooms at 7 o'clock the same revenue bill, their twenty-four votes were

by Mr. Waitchead of Lincoln in a short

at !ndiapapolis, June 9, 10, 11 and 12. Talks of Nebraska's Interests as Rep-

Senator J. H. Millard and his daughter returned Friday from Washington and are at home for the summer. The senator has entirely recovered from his recent slight

resented at the National

illness and appears to be in the best of health. He said: "The first thing I will have to do will be to appoint a cadet to the naval academy at Annapolis. This will be done within the next two weeks, but I have not yet decided whether the appointment will be by competitive exam'nation There are about twenty-five applicants for the place and but one can have it. This matter will receive

considerable attention. "I left Washington before the Cuban treaty was ratified, but I would have voted for it had I remained. The representatives of the beet sugar industry of the country seemed to have arrived at the conclusion that the sugar schedule on the tariff arrangement would not injure them, so there is no reason for the Nebraska people to feel that they have been placed at a disad-

vantage on this score. "The ratification of the Panama canal proposition and treaty will make a place for seven commissioners, who will have charge of the whole matter. There is a great struggle for appointment on this board, which will carry with it considerable honor and require much ability. John L. Webster of Omaha has received the unqualified endorsement of both Senator Deitrich and myself for appointment as one of the members of the board.

"We have also endorsed Charles J. Greene's candidacy for appointment to the circuit bench of the United States to the vacancy to be created by the retirement of Judge Henry C. Caldwell. Mr. Greene's chances at this time are as good as those of his speech to arguments for home rule. of any other candidate and we have hop "There is still a deadlock over the ap

pointment of a United States district at interest of the latter. I think the appoint Movements of Ocean Vessels March 20 At New York-Arrived-Cedric from Liverpool: Fretoria from Hamburg; Grosse Kurfurs: from Southampton.
At Queenslown-Arrived - Westernland from Philadelphia for Liverpool and proceeded. Sailed-Canada from Liverpool for Rostor.

At Ponta Ferraria—Passed—Lahn from Caidwell.

New York for Naples and Genon.

At Middle—Salled—Bavarian from Liverpool for St. Johns, N. B.

At St. Michaels—Passed—Neskar from Genou and Naples for New York.

Bacher.

Caidwell.

Dales.

Eggenburger.

Fallers.

Fries.

Absent a

Vote on Final Passage in the House is Seventy to Twenty-One.

MANY MEMBERS EXPLAIN THEIR VOTES

Nelson of Dougla: and Caldwell of Clay Are Against Measure.

READ FIRST TIME IN SENATE IN EVENING

Omaha Post of Protective Association House Puts in Most of the Day on Salary Appropriation Bill.

MAKES ONE CUT AND SEVERAL INCREASES

as Favoring Rebuilding of the Insune Asylum at Nor-

folk. REVENUE BILL is finally passed by the house and sent to senate, where it is read the first time. Vote on final passage is 70 to 21.

SALARY BILL occupies most of time in house. Several salaries are raised and only one reduced, the superintendent of Giras Industrial school at Geneva.

RAMSEY ELEVATOR BILL passes the

(From a Staff Correspondent.) LINCOLN, March 20 .- (Special Telegram.)-The revenue bill passed the house by a vote of 70 to 21 at 6 o'clock this evening. It went directly to the senate, where it was read for the first time tonight at a special session held for that purpose. The final reading of the bill in the house occupied about two hours. It was placed upon its passage immediately after it was read and, save for a score of explanations of votes, the roll call proceeded uninterruptedly. Of the seventy votes the affirmative sixty-seven were republican and three fusionists. Of the twenty-one negative votes two were republican and nineteen fusionists. Six re-

ten request, however, that his vote be recorded against the bill, which was not allowed under the rules. The roll call disclosed many surprises Several members who had been the most excess baggage rate which was to have aggressive opponents of the bill voted for it. Perry of Furnas, who championed the Caldwell amendment to the section dealing with railroad taxation and who made was delivered against the measure, sup-

publicans were absent and not voting, also

two fusionists. Loomis, the fusion leader,

was one of these. He was sick and unable

to be present at toll call. He sent a writ-

The city has run along and even more inberties have been given than before. In Indiana and in Illinois. At Peoria, the present board allowed a pool room to open a thing that never was allowed during the former board's administration, and various hospitals of the city, which are in an told that this is the most dangerous at the service of traveling men without form of gambling.

Sweezy, who proposed an amendment of his own to the railroad section and declared that "If my amendment is not adopted I will vote against the entire bill," supported it. Rouse of Hall and Fishback Sweezy, who proposed an amendment of cost. The association is growing as encost. The association is growing as en-couragingly as could be expected. It should be largely extended in Nebraska, and in Kanasa where there are no posts a, all."

fight the bill to the last Nelson and Kennedy were the only Douglas county members who veted against the bill. Even Ten Eyck, who introduced H. R. 271 and H. R. 330 and who made some splendid fights for these measures, contemplating just taxation of railroad terminals, which it is admitted the reveaue bill does not provide; gave his vote for the passage of the bill. The three fusion memtalk, the latter being a member of C post bers who voted for the bill were Memminger of Madison, Mikesell of Dixon and

Shipley of Hitchcock. Less Opposition Than Expected,

The negative vote was much smaller than was anticipated. Of course in view rooms. The convention will meet at 5 p. m. of the tremendous pow-wow maintained April 24 for the transaction of preliminary by the organs of fusionists that the mibusiness, and the banquet will be given nority would line up solidly against the evening. The national convention will be counted on and at least six republicans, As was said, a score of the members sent up written explanations of their votes. SENATOR MILLARD AT HOME Most of these were members who voter for the bill, but whose former attitude bad been against it. The gist of these explanations was that while it was recog nized the bill did not contain the best and most equitable methods of taxation, it was a step in the direction of revenue revision and therefore should, in lieu of anything better, receive their support. At least a

> Nelson Expining Vote. Nelson of Douglas submitted this explanation with his vote against the bill: "This law is a great improvement over the old law, but the improvements are all directed against the small property owners. The bill is defective in failing to permit the deduction of unsecured and non-interest bearing debts. It is also defective in requiring the assessment of some corporations upon the value of their tangible property plus their gross proceeds for one year, while the constitution requires that corporations be taxed upon the value of their

dozen such explanations as this were given.

"The bill grants no relief as to the local taxation of railroad property in cities and towns. It exempts about \$15,000,000 worth of terminal property in the city of Omaha from taxation for such local purposes.

"The so-called Thompson amendment ra quiring a statement of the net earnings of railroads in Nebraska will afford no relief, as the auditor's reports show that such statements have usually been filed by many of the roads. The bill requires the railroads to furnish such a large amount of data as to confuse the State Board of Equalization and to leave the public in doubt as to the basis of their assessment, "Believing that this revenue bill will impose additional burdens upon the average

Vote in Detail. The vote on the bill was:

taxpayer and will afford no remedy, so far

as railroad taxation is concerned, I there-

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e i	houseson (H'm's	(Greater)	Mamney.
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100		William Hilliam	Markey of Street
# 35 L	Anderson (K'n')	(Giohwiller,	Nation of Doug.

Facon, Gelwick

Absent and not voting: