Secures Building Material Against Will of Owner to Sell.

WRIT OF REPLEVIN TO BREAK COMBINE

Sunderland Bros. Company Declines to Sell Goods Asked for and Law is Invoked to Make Test Case.

John O. Yeiser, backed with a writ of replevin issued by Justice Charles Potter King succeeded in getting material with lutely refused to deliver goods for any Saturday. work to be done in Omaha until after the Omaha Builders' exchange.

Sundarland Brothers company and the Conaha Coal. Coke and Lime company are engaged in the business of selling lime and coment in the city of Omaha; that said Sundarland Brothers company and the Company have entered into a conspiracy, combination and agreement with all other dealers in lime and country, to fix the prices and conditions under which lime and cement will be soil and to prevent any competition in the saie.

Other horses than all shows combined. They cialm the largest and richest popular priced shows traveling, and the press notices from neighboring cities substantiate it. The price of admission is within reach of every body. You can take the whole family at little expense. Watch for the parade and surface will be soil the funny old clowns. Popcorn and red to buy broken stone and then have the street department distribute it as needed. From A to Q street there are 40,000 square varies of nevernet. This was build in the saie of the funny competition in the saie. agreement with all other dealors in lime and cament in the city of Omaha said county, to fix the prices and conditions under which lime and cement will be sold and to prevent any competition in the saie of such commodities and to discriminate against labor unions and enforce as an unreasonable consideration for supplying such public necessity the co-operation of people requiring such necessities to break a strike and are carrying out said conspiracy; that lime and cement is a public necessity upon which society is dependent to construct and repair their dwelling houses and places of business and to afford protection from the cold and freezing weather of winter; that said Sunderland Brothers company and Omaha Coal. Coke and Lime company and the other dealers in lime and cement in Omaha have an ample stock of lime and cement to supply the public demand and still assume to serve the public and engage in said business but do not intend to abandon the same and leave the field open to others to engage in such business to supply said demand; that on the third day of June. 1933 affant went to the place of business of Sunderland Brothers company and the Omaha Coal. Coke and Lime company and demanded one sack of Louisville cement as a purchase and leaver the said open and the price of said coment and plaster was being sold for by said parties at the time of said uniawful conspiracy, but the delivery of same was refused without excuse, and that thereby upon the tender of said price to the said owner of such a public necessity which the said owner assumed to supply, submitting himself to public control by reason of such monopoly, a special interest and ownership was created in affiant of one sack of hardwall plaster and one sack of Louisville cement of said sunderland Brothers company and the Omaha. Coal. Coke and Lime company, located near Douglas and Dodge and Eighth streets, and affiant further alleges a special interest in said cement and plaster of said sunderland Brothers company and the Omaha Coal. Coke and Lime com

Armed with the writ the constable, accompanied by a number of persons, went to the warehouse of the Sunderland company and demanded the goods. The custodian of the place requested time in which pany and called them up by telephone. While he was talking the constable levied upon one sack of hard wall plaster, which he turned over to the plaintiff in the case was served in the balcony by the women upon the making of a bond in the sum of of the Relief corps. \$50, which was signed by L. V. Guye.

Both the custodian of the yards and a member of the firm protested against the action, but the goods were gone before Joe either of them returned to the place where the plaster was stored. The replevin case has been set for hearing before Justice Potter at Dundee, June 8, at which time the right to the material will be determined.

Speaking of his action Mr. Yeiser said: I have been in just such a case before. If we can prove our right to these goods we will have gone a long way toward solving the trust question, and I believe that we will have no more trouble in getting building material in Omaha."

YEISER IS AFTER SUNDERLAND

Lawyer Will Attempt to Have Business Man Committed for Contempt.

As the result of the futile bombardment of questions by Attorney J. O. Yeiser, attempting to prove from the testimony of relief. Forty policemen, clubs in hand, the city were in a combine not to sell to the other end on the arm of Officer organized labor concerns or individuals, a Barnes stopped and lost color rapidly. He number of motions will be filed before was up against it he could see and was Judges Dickinson, Baxter and Day in dis. to be mobbed or lynched. His good Ken- sixth and N streets, at 2 o'clock to march trict court this morning for the commitment to the county jail of Mr. Sunderland, member of the press and executive com. at the nearest of the mob. Patrolman mittees of the Business Men's association, on the ground of contempt.

Upon advice of the Business Men's as sociation attorney, T. J. Mahoney, Mr. gling gamely against impossible odds was Sunderland declined to answer the questions put to him yesterday by Mr. Yeiser in the hearing before Notary C. C. Valen-These hearings, which are being conducted by Attorneys Yelser and Prichard, will be continued at 2 o'clock this afternoon and the case of Mr. Sunderland will come up on Yeiser's motions in the district court this morning.

Ald for Kishineff Sufferers.

The executive committee of the organiza-tion formed last week to gather contribu-tions for the Jews involved in the massacre at Kishineff, Bessarabla, met last night at the Russian synagous. After some debate it was decided to increase the ex-ecutive committee by the addition of thir-teen names, making or member from ecutive committee by the addition of thir-teen names, making on member from each of the associations represented in the work. The names of 600 Omaha citizens of He-brew faith, were divided among the com-mittee for purposes of soliciting aid for the sufferers. The congregation of the Rus-sian synagogue reported small subscrip-tions to the amount of \$125.

> "What we like determines what we are" If we like

Gorham Silver

it determines that we are people of good taste and sound judgment. Not only is it gratifying to the sense of beauty but is of sterling silver and moderate cost.



Escapes from Floods in Kansa

and Comes to Omaha Today.

Today the children's hearts will be made glad and the older folks rejoice to know the Floto show has arrived. It was reported yesterday that the show was surrounded by the high water and would not be able to fill the three days' engagement advertised in Omaha. The show went through the Topeka flood, ran around the Kansas City high waters and at the enormous expense of chartering special trains on three separate roads in order not to disappoint the Omaha people, the first section of the Floto show train arrived last night at of Dundee, and the presence of Constable Council Bluffs and the second section is close behind. They will spread their tenta Councilmen Adkins and Weish, with two which to make repairs upon his house from at the corner of Seventeenth and Harney Sunderland Brothers company yesterday streets, opposite the Royd theater, giving afternoon after that company had abso- two performances daily today, Friday and

This year the Floto show comes with all resumption of work by members of the new acts, many high class circus acts and able for the purpose and the property own-The writ of replevin was secured upon prettiest and best trained horses in the the asphalt which is condemned. A coun affidavit filed by Ira L. Van Horne, a con- world; child actors, funny clowns. The climan suggests that broken rock be used tractor hired by Mr. Yelser to make the Ploto shows carry and own more fine to fill in the holes in the street. As the repairs required on the house, which af- Welsh, Shetland and Iceland ponies and city is without an official rock pile even fidavit sileged in its material parts that: other horses than all shows combined. They this suggestion falls to offer the most sat-

The Floto show kindly extended free admissions to all erphan homes and the poor children of Omaha. The best accommodations will be furnished them and they will be made happy by being allowed to ride the little Shetland ponies. The management of the Floto show gives this generous offer in every town it visits, not as an advertisement, but simply to give the motherless and fatherless children the same advantage as the children have who have mammas and papas to give them money to attend this instructive entertainment.

TRIBUTE TO NEW COMMANDER Reception Tendered Judge Estelle by George Crook Post and Relief Corps.

George Crock post No. 262, of the Grand Army of the Republic, and the Crook Relief corps, No. 88, tendered a reception last night in Germania hall to Judge Lee S. Estelle, newly elected department commander for the Department of Nebraska. Many of the veterans of other posts, Spanish war veterans and friends of the new commander also attended and joined in wishing Commander Estelle good will while he is in his present high position.

The veterans in their talks spoke feelingly of the days that had gone by when they, as young men, turned from their home life and their regular vocations to the of the mothers who sent their sons out into the battles of a civil war. It was a the fires in the packing plants burning. test of the patriotism of a country, they declared, and it is patriotism which is needed at all times.

This program was rendered:
Invocation—Rev. T. J. Mackay.
Song ("America")—Audience.
Address of Welcome—C. J. Greene.
Response—Jacob Fawceti.
Bass Solo—J. C. Swift.
Address—J. C. Cowin.
Song—Miss Jessie Salyards.
Song—Miss Myrtle McCandless.
Piano Solo—W. L. Baxter.
Selection—Mr. Paynter.
Song—J. C. Swift.
Irish Storfes—J. McKenns.
Song—Misses Salyards and McCandless.
Talk—C. V. Cole of Grand Island.
After the resular program the new com-

This program was rendered:

After the regular program the new commander and his staff received, while punch

SOLD HIS LIBERTY DEARLY

McMullen of Kentucky is Not Afraid of the Omaha Police

Force. Joe McMullen, a traveler from Kentucky, is usually a peaceable and law abiding citizen and submits to arrest on a charge of being drunk and alceping on a walk quietly and with a sense of the fitness of the thing. But when he is set upon by a violent mob of patrolmen his hot southern blood boils up and he prepares to sell his life as dearly as possible. Joe became a prisoner yesterday afternoon and was wakened from a refreshing slumber and assisted into the patrol wagon and taken to the city jail. The prisoner seemed resigned to his fate and by the assistance of the guiding hand of Officer Barnes, he passed into the jail hallway. But unfortunately at the moment he crossed the threshold, the clock struck 4 o'clock and the captain shouted "fall in," for the middle I. A. Sunderland that the material men of hurried for the door. Joe advancing from this afternoon. It will be under direction tucky ancestry made him game, however, to the residence. and backing up to the wall he struck out Barnes' eye receded seven-eighths of an inch into its socket and then stuck out noticeably. The desperate prisoner strugcarried away to the receiving cell, and streets. Barnes carried his eye to the surgeon's

office to have it plastered. Our Supply of Gold and Silver.

There is now more gold and sliver taken out of our mines yearly than was known to be in the entire world a century ago. Last year we were credited with one-third of the output of the whole world. Besides being so rich in these metals, we are also the possessor of the best medicine for stomach ills, namely, Hostetter's Stomach Bitters. Try it for indigestion, dyspepsia. constipation, liver troubles, nervousness or nalaria, fever and ague. It cannot help but do you good.

Adolph Morits of 2408 Cuming street was again locked up last night in the city jail because he was thought to be in such a condition mentally that it was unsafe to let him be free. He will be examined as to his sarity today. Moritz came to the police station several nights ago in a state of considerable excitement, wanting to have a woman arrested whom he suspected of having stolen a fan belonging to a friend of his. When he was told that nothing could be done until morning he said that he would take the law in his own hands and kill the offender. He was locked up and confined until yesterday morning, when he was liberated because he seemed to be rational. Testerday evening he returned to the jail in a hysterical and evidently unbalanced condition. His Mind Unbalanced.

Postal Clerks' Election.

Omaha branch of the Railway Postal Clerks' association has elected officers for the ensuing year and delegates to the division convention to be held at Cedar Rapids, is., next September. The officers are: John Keysor, president; W. J. Gillespie, vice president, and B. F. Farrell, secretary and treasurer. These delegates were elected: Carl Egge, J. T. Johnson, W. J. Mettlen, John W. Taylor, C. G. Cuiver, Alternates, John F. White, F. L. Keller, F. A. Holt, Curtis Cook, A. M. Peyton.

DIED.

WHALEN-John F., at Elkhart, Ind., June 1, 1863, son of J. A. Whalen, 2019 Sherman avenue, Omaha. erment at Fort Wayne, Ind., June 6

YEISER GETS HIS PLASTER FLOTO DOG AND PONY SHOW AFFAIRS AT SOUTH OMAHA

Repairing of Twenty-Pourth Street Perplexing Problem for the Council.

THOROUGHFARE IN BAD CONDITION

Lack of Funds and Delinquency of Property Owners on Payment for Old Asphalt Deters Necessary Work of Repair.

The repair of Twenty-fourth street, whose condition is pronounced extremely bad, is a question that is perplexing the city ouncil just now. City Engineer Beal, members of the Commercial club, investigated the street and found that the old pavement was dead and worthless in places, but how to get at remedying the defect is the question. No money is availthe famous herd of Arabian horses, the ers have scarcely completed payments for

yards of payement. This was laid in 1891

and 1893 at a cost of \$110,967. To repaye the street it will cost from \$1.50 to \$2.50 per cubic yard. The cost of repay ing will depend largely upon the condition of the base. In some places the concrete ase is entirely worn away, while in certain blocks it is still sound and can be used again. From N street south to Q street the pavement is in good condition and only about \$50 will be needed to repair this portion so that it will last for a year at least. With the bond proposition coming up the council does not feel like asking for money to repaye the street at the expense of the taxpayers at large and it is an assured fact that the abutting property owners will not sign petitions for the repaving at this time.

Hospital Again Unbitable.

hospital it did not wet the floors nor damwork to replant and expects to get along ated. all right. Just now no patients are quartered at the hospital.

Coal Still Scarce. With the packers it is still a hustle for coal. Some shipments are supposed to be the "coal in sight" telegrams do not keep There is enough coal here now to last for home, 2204 California street. possibly two days. Unless shipments are received by that time the packers will be in as bad, if not worse condition, than last winter. Even now there is much borrowing and lending among the packers, in order that all of the plants may keep running Local coal dealers are still doing what they can to supply the coal needed, while the order to prevent a shut down of the in New York City. plants.

McGill Makes Report.

city clerk his report for May. It shows that during the month 342 untagged dogs were impounded. Of this number 296 were by Kuhn & Co. killed and thirty-five redeemed. McGill says that June is starting in all right, as he is averaging a dozen dogs a day now and will get more just as soon as the mud on the unpaved streets dries up.

Workmen Elect Officers. South Omaha lodge No. 66, Ancient Order of United Workmen, met Tuesday night and elected these officers: B. E. Wilcox; master workman; Herman Steinberg, foreman; G. Richardson, overseer; G. S. Kennedy, recorder; C. M. Rich, financier; C. W. Miller, receiver; W. H. Thompson, inside watch; B. Graham, outside watch; J. A. Parks, trustee for three years; H. Rothholz, chairman of trustees. These officers

will be installed on July 7. Amphion Club Recital.

This evening at the First Baptist church the Amphion club will give a private recital, commencing at 8 o'clock. A program consisting of nine numbers has been prepared and invitations sent out to music lovers. The club is under the direction of Ed P. Baker. Emerson Harnisch will play

the accompaniments. Funeral of Charles Akofer.

The funeral of Charles Akofer will be held from the family residence at 3 o'clock of South Omaha aerie No. 154, Fraternal Order of Eagles. All Eagles are requested to meet at the acrie, corner of Twenty-

Magie City Gossip.

Friends of E. E. Darling are pushing him for a place on the Board of Review. The Southeast Improvement club will meet this evening at Madison school house. A daughter has been born to Mr. and Mrs. Frank Dworak, Twenty-first and S

A. M. Sherwood has secured a permit for the erection of a dwelling at Twenty-third and B streets. The funeral of Charles Akofer will be held at the family residence at 3 o'clock

this afternoon.

The excavations for the new exchange building have suffered considerable damage on account of the rains.

Rev. D. W. Moriarty of St. Agnes' church left for Dakota county yesterday, where he will spend a day or two with friends.

The executive committee of the Young People's Christian union will meet this evening at the Young Men's Christian association parlors. sociation parlors.

New Cure for Weak Lungs. Dr. King's New Discovery for Consump-

tion cures all coughs, colds, grip and lung troubles or no pay. 50c, \$1.00. For sale by Kuhn & Co. Burglary at Couriney's Grocery.

Burglary at Courtney's Grocery.

The grocery store of Courtney & Co. at Twenty-fifth and Davenport streets was robbed Tuesday night and \$19.50 in silver taken from the drawers of the safe. Nothing else in the store was disturbed and small change and stamps of the postoffice sub-station, which is in the same room, were left untouched. The robber or robbers entered the store by means of a ladder against the back wall and a skylight, the covering of which was removed and one of the iron bars pried loose. The combination of the safe was turned only part way on and was easily opened. The inside compartments were not intended to resist burglary and were soon rifled. A rumor that there was \$1.000 in the safe which the thief overlooked was last night denied by a member of the firm.

Mrs. O'Brien Wants Her Son. Mrs. Kate O'Brien of Plattsmouth writes to The Bee asking for assistance in finding her sen. Thomas O'Brien, who started for Lincoln on April 6, 1963. His mother says he is her sole support, and that she has reason to think he does not know her pres-ent address.

Prof. Nesbitt Floodbound.

Prof. Neshit is detained in Kansas City on account of the flood, owing to which the stereopticon views which he was to give this evening at the Presbyterian church will be postponed.

Non-Partisan Ticket Wins. DENVER, June 1 .- Complete returns of

the election of twenty-one delegates to a convention to draft a new charter for the consolidated city and county of Denver show that the entire nonpartisan civic ticket was successful by pluralities of from 100 to 2,500 over the republican candidates.

CONTROL OF THE ERIE ROAD

Coal Carrier May Have Passed Into Hands of Harriman Syn-

dlente. NEW YORK, June 3.-The Evening Telegram printed the following today: egram printed the following today:
According to stories current in important financial circles today the control of the Eric railroad has been acquired by a combination of Gould, Harriman and Rockerfeller interests and the road will be made the eastern connection of the Burungton, Union Facilic, St. Paul and Gould systems. The Pennsylvania has been crowned out, although Pennsylvania interests have been heavy buyers of Eric snares.

HYMENEAL.

Burns-McShane,

Conspicuous among the affairs of the spring and one to which society has looked forward for months, was the wedding of Miss Etlen McShane and Mr. William T. Burns, which was selemnized in the presence of 100 guests at 5 o'clock last evening at the home of the bride's mother, Mrs E. C. McShane, at 2304 California street. Since the announcement was made the wedding has been anticipated as one of the notable, and indeed it was one of the smartest home weddings of the year. The details were most simple. The rooms of the first floor were all thrown together little expense. Watch for the parade and used to buy broken stone and then have the and extended by raising the windows to include the verands, which had been in closed with canvas and furnished with rugs and couches. There, as in the house, pink and white peonles constituted the chief decoration, with numerous potted palms and forns scattered about, while the chandeliers were wound with smilax, from the center of which huge white illusion bows, contributing an siry touch to the mass of green. Across one corner of the rear parior a tall row of potted paims and ferns formed an effective background for the bridal party during the service. Stationed outside a window at the foot of the Anthracite Boards of Mine Workers to Call stairway in the hall, a stringed orchestra played the "Lohengrin" wedding march as the bridal party came down.

From the newel posts, wound with smilax and white illusion, Mr. Louis Nash and Mr. Lee McShane stretched the rib bons across the hall and the length of the Both Sides Issue Statement as to the two parlors, forming an aisle through which the participants passed: Mr. Burns, The Missouri river has subsided to such with Mr. Dwight Swobe of Chicago; Miss an extent that J. D. Homan, the nurse Mary Lee McShane, a cousin of the bride, at the Emergency hospital, was able yes- as maid of honor, gowned in white baterday to return to the institution with tiste and lace, carrying pink and white his family. While the high waters came carnations; the bride followed, walking within six inches of the door steps of the alone, her gown an exquisite lace importation, over which hung a long tulle veil. The age the property to any extent. Homan's bride carried bride's roses. Father Brons hold a joint convention of miners at Pottsgarden was destroyed, but he has set to geest of St. John's Catholic church offici-Following the wedding, from 9 to 11

'clock, a reception was held, Mrs. Mc-Shane and Mr. and Mrs. Burns receiving together the 200 guests. Mr. and Mrs. Burns left last evening for call of their country and of the bravery enroute, but as no trains are coming in the east for a trip of about a month, ex-

railroads are hustling to get coal here in and Mrs. Forester will make their home

Bucklen's Arnica Salve, the best in the world, cures cuts, corn, burns, boils, ulcers, feeting in the miners and operators shall stand on equal feeting in every way on the board of consores and piles or no pay. 25c. For sale ciliation.

Hungarians and Ice Men Mix.

Hungarians and Ice Men Mix.

Three locally resident subjects of the king of Hungary got themselves into the city jail last night by an impetuous assault on two employes of the Taibot Ice company—George Cleveland and Joe Wagner, living at 422 Jones street. According to the story of these two, they were coming along the street and were met by six Hungarians who accused the Ice men of insulting them. The party would not take a denial and Cleveland and Wagner started to run for the Ice house at Fourth and Jones streets. The latter escaped, but Cleveland was caught, struck in the back by a stone and kicked in the face. He got into the house, he says, and the Hungarians threw a stone through a window at him. Three of the party escaped but Frank Vargo of S62 Leavenworth street and John Nag and Jasper Harngozo of S63 on the same street, were arrested. The first of these had a rock in his pocket and the others revolvers. They were charged with assault and carrying concealed weapons. The police are inclined to think that the prisoners side of the case might appear in a better light if they could have time to make themselves understood.

Mrs. Manice Yet Leads.

Mrs. Manice Yet Leads.

NEW YORK, June 3.-The conclusion of NEW YORK, June 3.—The conclusion of the second round of the tournament to decide the women's metropolitan golf championship, which was played today on the links of the Richmond County Country club, Staten Island, found Mrs. Manice still in the lists to defend her title to the championship. With Miss Ruth Underhill, a former metropolitan champion, and Mrs. Charles T. Stout, national champion, also contesting, the semi-finals gave promise of interest.

Arrested as a Fugitive.

Louis Valley and Clara Forsetts, living at 108 South Ninth street were arrested last night, the former being booked as a fugitive from justice. He is wanted in Chicago, from which place a photograph and description were sent. He is said to have sold a figo confederate bill to some innocent person for \$25 in coin of the United States.

Bankers to Meet in 'Frisco. NEW YORK, June 3.—The twenty-ninth annual convention of the American Bank-ers' association is to be held in Ban Fran-cisco, Cal., October 20 and 23 next.

Will please the most capricious mood. So crisp, so light-it takes my whim!" "It takes with all," quoth "Sunny Jim."

> a different food for indifferent appetites.

Jim Dumps' half-sister, pale and slight,

She said: "Such dainty-looking food

Had very little appetite.

Sweet, crisp flakes of wheat and malt. Strengthens and Produces Force.

"Not having enjoyed the best of health for the past three years, I have tried several kinds of diet. The past six months have given "Force' a very thorough trial, with good results. It is not only very palatable, but produces beneficial results. It is very strengthening, and produces just what it claims to do—"Force." GRORGE A. RILEY."

TO DISCUSS ANOTHER STRIKE

a Meeting.

TO BE HELD AT POTTSVILLE, PA., JUNE 15

Methods Followed in the Selection of Members of Concilintion Commission.

WILKESBARRE, Pa., June 3 .- The three anthracite boards of the United Mine Workers' union meeting here today decided to hair cloth mills. There are only six of ville, June 15, for the purpose of determ-

ining whether or not another suspension of work should be declared. No statement was made beyond the bare announcement of the intention of holding a joint convention. When District President Fahey, chairman of the miners' representpecting to return July I. They will be at atives on the conciliation board, was shown home after October 1 at the McShane the statement made in New York by the operators' members of that board, he said;

home after October 1 at the McShane home, 2204 California street.

Forester-Eiser.

NEBRASKA CITY, June 3.—(Special Telegram.)—Norbert. Forester, a slik manufacturer and importer of New York, was married at noon-today to Miss Hattle Eiser of this city. The bride is the daughter of George W. Eiser and was born and raized in this city. After a tour of the east Mr. and Mrs. Forester will make their home in New York City.

Bucklen's Arnica Salve, the best in the model of the stockholders, the propose of appointing the operators' side of the conciliation conference, but the representative of the stockholders, the officials of the company, met and selected their representatives. The mine workers selected their members, not by calling a meeting of the conciliation conference, but the resentative of the conciliation conference, but the representative of the conciliation conference, but the purpose of appointing the operators selected their representatives of the conciliation conference, but the purpose of appointing the operators selected their representatives of the conciliation conference, but the purpose of the conciliation conference, but the purpose of appointing the operators selected their representatives of the conciliation conference, but the purpose of t

Later this evening a signed statement was given out by the local representatives of the coal companies in which they say: The representatives of the operators have The representatives of the operators have been appointed strictly within the terms of said award and there is no objection on their part toward cordially accepting. Messrs. Nicholis, Dettrey and Fahey as the representatives of the miners, providing they are elected by a majority of the mine workers as specified in the award of the commission. The objection is solely against their appearing as the officers of the Mine Workers' union, appointed by an executive committee without authority for such appointment.

pointment. Position of Railroads.

NEW YORK, June 3 -- President Truesdale of the Delaware, Lackuwanna & Western railroad, made the following statement

roday:

Neither the tone of the proclamation of the district presidents of the Mine Workers' union, as it appears in the papers today, nor the statements contained therein, are in any measure justified by the facts of the situation as they exist in the anthracite regions, as I understand them.

The operators, without a single exception, so far as I know, are not only willing, but extremely desirous of carrying out the terms of the award of the anthracite strike commission, not only in spirit, but to the very letter.

the terms of the award of the anthracite strike commission, not only in spirit, but to the very letter.

I believe they have absolutely done this up to the present time, and the only trouble is the action of the miners' union in appointing their representatives on the concilliation board, as they are seeking to avoid this in the manner which the commission very plainty recommended. There is no occasion for making any threats of a strike or tieup to settle the point at issue. President Fowler of the New York, Ontario & Western road said: "I think the situation is very much exaggerated." INDIANAPOLIS, Ind., June 3 .- President

John Mitchell of the United Mine Workers said today:

Textile Workers Gain. PHILADELPHIA, June 2.-This was a

good day for the textile strikers in the Puts in Differential from Atlantic Coast to city. Eight firms granted the demands of the workers and the ranks of the strikers were swelled by the workmen in several mills going out. The most important treaks on the side of the employers was the granting of the fifty-five-hour week and an increase in pay by Lightenberger & Co., manufacturers of ingrain carpets; Samuel Boswick, yarn manufacturer, and the Franklinville dye works. The other five firms which gave in to the men were only asked to grant their employes the shorter week,

without any increase in pay. Another new branch of the textile industry brought into the conflict was the this class in the city and all the weavers publishing a through tariff from New York employed in them quit work today because and seaboard territory to Missouri river they were not given the Afty-five-hour points as far north as Omaha via Galyesweek.

Two More Roads Settle.

CHICAGO, June 2.- the Rock Island and the Chicago, Burlington & Quincy roads reached a settlement with their freight handlers today. This makes a total of eight out of the twenty four roads entering Chicago that have signed the new scale. The settlement today was on the same basis of that of the Lake Shore last week. The men receive a horizontal increase of a little over 4 per cent in wages. The agreement is to continue one year.

STRIKERS RETURN TO WORK Teamsters and Freight Handlers in

St. Louis Settle Their Differences. ST. LOUIS, June 3 .- The freight teamsters and freight handlers employed by the wholesale houses of St. Louis have returned to work after being on a strike for several

weeks. The freight handlers and warehousemen employed at the freight houses on both sides of the river have not yet settled their grievances. Their places have all been

filled with nonunion men. PHILADELPHIA, June 3 .- Today witnessed the break in the ranks of the ingrain carpet manufacturers. Several of the has frequently clashed of late with differlarger firms announced their intention of granting the demands of the weavers to-

Ends Hendache's Torture.

Lazy livers and sluggish bowels cause the Mallory line has failed to confine itheadaches. Dr. King's New Life Pills remove the cause or no pay. Only 25c. For sale by Kuhn & Co.

HAIL TWENTY INCHES DEEP Terrific Storm and Cloudburst Occurs via Galveston. at Lawyer's Canyon, Idaho.

NEZ PERCE, Idaho, June 3 .- A terrific cloud burst, accompanied by a heavy Philadelphia. On the first four and most storm of wind and hall, occurred at the important classes of articles the rates that head of Lawyer's canyon, thirty-one miles have stirred the differential lines are, firstsouthwest of here, yesterday afternoon. Hall fell to the depth of twenty inches fourth, 62 cents. The comparative rates of along the canyon and destroyed grain on the differential lines are, respectively, \$1.37, a strip two miles wide and six miles long. \$1.12, 87 cents and 64 cents. The only deaths reported are those of Joe Demissey and his sister Isabella, who by their rates they will get the short end were drowned in the flood of water which of the bargain, for shippers very naturally swept down the canyon in a solid wall will take the cheapest rates they can get. twelve to fifteen feet high, carrying everything before it.

Mississippi Capitol Dedicated.

The refusal to recognize these district presidents as members of the board of conciliation was in direct violation of the provisions made by the recent coal strike commission. I can't say as to what action will be taken if the recognition of these three memmbers of the board of conciliation is still refused, and I do not care to say

whether or not any other action than a MALLORY LINE STIRS RIVALS

Omaha Through Galveston.

TAKEN AS BANTER AND MAY CAUSE FIGHT

Railroad Men See in Action Serious Injury to Western Roads and Think These Ought to Resist It.

The Mallory Steamship company has thrown down the gauntlet to the Morgan coastwise line and the railroads of the west which patronize the latter route by ton, in which it uses a differential conceeded to it by other differentials or Atlantic port lines several months ago to St. Louis via Mobile. The action of the Mallory line is interpreted in certain quarters as a step toward the demoralisation of freight rates and therefore an infringement upon the interstate commerce liws which may be punished under the interstate or Elkins law. It is expected to

cause serious trouble unless resemded very The lines mostly affected by this action of the Mallory company are the Burlington, Milwaukee, Illinois Central and Northwestern, all prominent Omaha roads. The three latter have the greater grievance, as the immediate effect of the Mallocy tariff would be to divert traffic to that line which these roads otherwise would get. Therefore if the tariff is not withdrawn soon it is thought these roads may combine and atempt to force recession on the po the Mallory line or institute proceedings

for redress through the courts. While the Mallory line was granted a differential via Mobile to St. Louis, this rate which it now announces for Omaha via Galveston, it never has had a differential via Galveston, the port it is so industriously seeking to develop. It rune four steamships a week to that port. This is not the first time trouble of this sort has arisen with the Mallory line. It ential lines, which have made serious ac-

cusations of unfair rate cutting. As the Southern railway was the prime agent of securing the concession via Mobile for the Mallory line, and as it is held self to the advantages gained under that concession, certain powers are seeking to Impress the Southern with the fact that it should take the initiative in bringing the Mallory line to time and inducing it to withdraw its tariff to Missouri river points

The differential via Mobile to St. Louis was granted the Mallory line through the mediation of the Southern rallway, which controls the Mobile & Ohio. This rate was to apply from New York, Baltimore and class, \$1.83; second, \$1.08; third, \$4 cents;

Obviously, if the differential lines stand In such an event the Milwaukee, Northwestern and Illinois Central will, it is pointed out, have serious and equal cause for complaint as they have no Galveston outlet or connection. With rates by that port lower than they are able to make by all-rail or lake and rail routes it is eas; to see where they will come out in the matter of getting new business or holding their old.

