GRAFT IN COAL DEAL

More of Relations of Pennsylvania Officials with Fuel Companies Disclosed.

PRESIDENT'S ASSISTANT HOLDS STOCK

Mr. Patten Has \$307,000 Worth of Shares Which Were Given Him.

OFFICIALS SUMMONED

Men Who Manage Pennsylvania Railroad Asked to Tell What They Know.

MINORITY STOCK HOLDERS WAKING UP

After Interstate Commerce Commission is Through State Legislature May Be Asked to Probe Deeper Into Affair.

PHILADELPHIA, May M .- Further revelations concerning stockholdings in soft coal mining companies by officials of the Pennsylvania ratiroad were made today theater. when the Interstate Commerce commission resumed its investigation into the alleged state function. discrimination by rallroads in the distribution of cars. Three high officials of the railroad-First Vice President John P. Green, Third Vice President Samuel Res Next Session of Postal and William A. Patton, assistant to the president at Philadelphia-were the important witnesses of the day. Mr. Patten was under examination the greater part of the morning and was an unwilling witness. The persistent questioning of Attorney Glasgow for the commission, however, brought out the fact that Mr. Patten had acquired stock, the par value of which is \$307,000, in various coal companies without cost to himself. He explained that he had bourne. Australia, as the seat of the next signed notes obligating himself for his postal congress, which received eleven share of the losses and declared his belief that it was proper for him to accept the

stock under those conditions. Vice President Rea read a statement is which he explained all his stock transactions, in which he expressed the opinion that he was not debarred from such ownership because of his connection with the railroad company. Mr. Rea said most of his stock was acquired through land syndicates which took up the coal properties for development.

Company is Investigating. Vice President Green said twenty or improper for an officer of a railroad to own company stock, but conditions have changed and such holdings might not now be regarded in the same light as formerly. He informed the commission that the board of directors of the Pennsylvania railroad, acting on the information that had been brought out at the hearing, had today appointed a committee of five directors to make an investigation into the connection of its officials with coal companies. Mr. Green said he did not own a dol-

lar's worth of coal company stock. Other witnesses testified to stock ownership and to discrimination in the disner Senator Cockrell and Judson C. Clements conducted the hearing. Tonight Mr. Clements left for Cleveland, where he will oin Commissioner Prouty to conduct the hearings in the oil investigation beginning temorrow.

High Officials Summoned High officials of the Pennsylvania railroad are among the witnesses who will be heard during the examination this week The revelations last week, when a number of Pennsylvania railroad officials admitted accepting gifts of stock in various soft coal mining companies, impel'ed the commission to subpoens more important officers in an effort to determine the extent of the

between the railroad and certain com-

panies. The witnesses to be examined during the hearings this week include Captain John P. Greene, first vice president of the Pennsylvania railroad; William A. Patton. phia; Robert Pitcairn of Pittsburg, Conessman George Huff, president of the Keystone Coal and Coke company; John Lloyd, president of the Columbia Coal Mining company; J. Howard Patton, a coal man and a brother of William A. Patton; Theodore N. Ely, chief of motive power; D. S. Newhall, purchasing agent of the Pennsylvania railroad; J. K. ston, superintendent of the Tyrone division; Victor Wirman, superintendent of the Amboy division; J. N. Purviance, chief clerk to William A. Patton; C. A. Wood. chief clerk to the general superintendent; David Steele, asistant trainmaster of the Pittsburg division; A. E. Fitlock, Charles Culp. H. C. Burkett and C. A. Buch.

As a result of the investigation, minority stockholders of the Pennsylvania railroad are said to be considering plans to bring about a more thorough probing through the state legislature. Such an investigation would include an inquiry into all the various details surrounding the contracts for steel rails, engines and other equipment made in the last five or six years. The present investigation is limited by the Tillman-Gillespie resolution to the relations of the railroads to the coal and oll industries.

transatt's Assistant on Stand. The entire commission sat for today's

The first witness was W. A. Pation, President Cassatt's assistant. He asked what interest he had in coal companies. He enumerated the various companies in which he held stock. Concerning the Keystone Coal company shares, of which 2,500 were in his name, he mid he got the stock by purchase and through the merging with the Keystone company of smaller companies in which he was interested. Five hundred of the shares, he said. belonged to his brother, J. Howard Patton, who is interested in coal properties in west-Pennsylvania, Mr. Patton explained that he held stock in five companies which were consolidated with the Keystone and through that transaction secured his hold-

ngs in the Keystone company. Mr. Patton proved an unwilling witnes when questioned about his holdings in the Atlantic Crushed Coke company and recoated efforts were made by Mr. Glasgow to draw a positive statement as to whether he had paid any actual cash for his soo shares in the company. Mr. Patton explained that he became interested in the land purchasing company through J. How ard Patton, who represented the interests

When the land was purchased he said the investors were obligated to pay their prorata share, but as there had been no losses was not necessary to pay in cash. "You got that obligation back, didn'

'I did in atouk.' Were you required to pay paything to-# Monthsued on Second Page.)

HENRIK IBSEN DIES SUDDENLY OUTLINING CAMPAIGN ISSUES WESTERN MATTERS AT CAPITAL NO LEGAL BAR TO UNION NEBRASKA WEATHER FORECAST

Norwegian Poet and Dramatist is Stricken with Apoplexy and Expires in Few Hours.

CHRISTIANIA, May 28.-Henrik Ibsen, Norway's greatest poet and dramatist, died peacefully at 2:30 this afternoon. Although Ibsen's literary activity ceased some years ago when an apoplectic seizure forced him to refrain from mental effort. he had continued to be a familiar figure in the life of Christiania and was frequently seen driving in the streets with a companion. His sudden removal, therefore, impresses the capital.

Tuesday night another seizure left him afternoon the nurse summoned Mme. Ibsen. Sigmund Ibsen, his son, and the lat- now being made in the house of representater's wife, who remained at the bedside tives are a safe index. Several weeks ago until the end. The poet died without a Mr. Rainey of Illinois made a carefully struggle. He was 78 years of age.

of Ibsen's death, transmitted to the widow | States had one price for watches at home his own and Queen Maud's sympathy and and a lesser price abroad. condolences. The Storthing and other publie bodies are formally recording the national grief at the loss of this foremost admitting that American manufacturers figure in the literary life of the nation. had one price at home and another abroad All the theaters were closed tonight. The and he defended the price as in accordance Authors' union has placed a wreath on the with good business methods; insisting that ibsen monument outside the National all countries sold their wares for less neral will be a

it is understood

MADRID DEFEAT. BOURNE

48 Will Be Held at Capit Spain.

atal ROME, May 23.-The Internatio. congress at its session today appr ed the British proposition to raise the weight of letters to one ounce. Edward Plosewater of Omaha, Neb., one

of the Ame can delegates, proposed Melvotes. A French delegate proposed Madrid for the next congress, and forty-three votes were cast in support of the proposition, which was adopted.

King Meets Editor. ROME, May 23.-King Victor Emmanuel today received in private audience Silas McBee, editor of the Churchman of New York, with whom he conversed on the relations between church and state in Italy.

Von Buelow on Vacation BERLIN, May 21 .- Chancellor you Buelos today started for the Island of Nordeney, thirty years ago it was not considered off the northern coast of Germany, where he will spend his three months' holiday.

OF DISMANTLED SHIP Vessel Under Jury Rig from Japan to New York Arrives

Safely.

NEW YORK, May 23.-Under jury rig from Kobe, Japan, to New York harbor, the noted clipper ship, A. G. Ropes, arrived today, completing successfully what was the first effort in the chronicles of the tribution of cars. Chairman Knapp, for- dismantled hull of a great, full-rigged ship that the att across two seas. The voyage began last December, following a typhoon experience last summer near Hong Kong, when practically everything above the ship's decks

went overboard. The course of the A. G. Ropes from the day is filled with adventure and with striking demonstrations of American enterprise displayed by its skipper, Captain Rivers. A. G. Ropes, built at Bath, Me., was posted in Hong Kong, New York, San Francisco, Liverpool and Shanghai for speed records in races which extended half way around the world. For fe ; days after the typhoon Mr. Williams that corn was so low in 1890 the ship drifted, the crew in despair and and 1891 that the farmers were compelled secret business relations alleged to exist decks. After refusing exorbitant offers for a corn belt in Indiana and denied that towing, his boat was taken into port by sold at auction to A. G. Luckenbach of Mr. Williams insisted that he was right New York and the nearly six months' voy- in his statement. This brought Mr. Hinsistant to President Cassatt at Philadel- age home under a makeshift rigging began, The A. G. Ropes was built in 1884, is 250 feet long and 2.460 tons gross register.

DEATH RECORD. Julius Schnitzel.

ELK POINT, S. D., May 28 .- (Special.) -Word was received here today that Julius Schaitzel, one of Elk Point's most tion. prominent business men, died in Mexico yesterday. He went from here with his wife and son on a vacation trip, but took sick with typhoid fever sometime ago. His death was a sudden shock to the community inasmuch as he was getting along nicely and recovering. He leaves

be brought home for burial. Colonel Robert S. Moore. DENVER, May 23.-Colonel Robert Moore, a veteran of the Mexican and civil wars and a close friend of General Grant and General Sheridan, died at his home in this city today, aged 79 years. During the civil war he was colonel of the Eighty-fifth fillinois infantry and performed distinguished service.

a wife and son. The body will probably

George Daly. LONG PINE, Neb., May 23 .- (Special Telegram.)-George Daly died here this morning with nervous prostration. He is an old resident of this section of the country and for a number of years was in the train service of the Northwestern railway. Later he engaged in the stock business.

CEDAR FALLS, Is., May EL-(Special Telegram. -- John H. Jeffers, aged 73 years, a prominent resident of Cedar Falls for over fifty years, died last night.

Boy Has Narrow Escape. BEAVER CITY, Neb., May 28 -(Special Telegram.)-Roy Gregg, a young man 17 years of age, narrowly escaped death today. He was driving a spirited team to a disc when the horses ran away. was thrown to the ground and dragged for forty rods, and became entangled in some loose harbed wire. Every stitch of clothing was torn from his body. His bruised and bloody body was found after the team had fallen into a ravine and one of the animals was killed by the wire was brought to town and his injuries, while painful, will not be fatal.

British Gold for San Prancisco. SAN FRANCISCO, May E-Sixty-two boxes of British sovereigns, valued at \$1,500,000, were brought to this city from Australia by the Oceanic company's steamahip Siarra. The gold is consigned to local banks and is the fargest single shipment of its kind in years.

Landis to Settle Rion's Troubles

Political Discussion Occupies Day in Lower House of Congress.

Indiana Member Replies to Speeches

LANDIS DEFENDS PROTECTIVE TARIFF

of Rainey and Cockran-Bejoinder by Mr. Williams.

WASHINGTON, May 23.-The issues destined to be uppermost between the two ompletely unconscious and at 2 o'clock this great parties during the coming campaign are already being joined, if the speeches prepared speech on the Watch trust, say King Haakon, on the receipt of the news ing that watch manufacturers of the United

> Today in the house Mr. Landis of Indiana, in a sense, answered Mr. Rainey, prices abroad than at home

Cockran's Assertion Challenged. Mr. Landis also paid some attention to a speech made by Mr. Bourke Cockran (N. Y.), wherein the latter denounced the plan of protection as public plunder, the fountain source of all corruption and the cause of total demoralization of the American republic. This Mr. Landis denied. He said that every poor but ambitious emigrant who landed here during the last ten years

Mr. Cockran's speech, he said: "This is the best country on earth and not the worst country on earth. And if I thought about it as the gentleman from New York I would resign my seat in this house, sell out my belongings and move to some other country nearer in harmony with my political notions." Mr. Landis displayed a number of pic-

tures of Coxey's army and commented on its appearance in Washington and the demand of its members for work. "That was the condition in the last years of democratic rule," said Mr. Landis.

Williams Replies to Landis. In reply to this Mr. Williams, the miepublican measure.

the fight the democrats were making in sojourn they have made many friends. favor of tariff reform because of the number of republican leaders who were dash-He said the sledge hammer debater, Mr. been all commandeered to support the protective theory and he infer of from this that the attacks were having effect. It was 'Mr. Williams' solemn benef that the Hepburn of lowa, the chaste and brilliant American merchant marine to take the been all commandeered to support the pro- Guthrie, carrier; Harry Reeves, substitute. worst thing about the protective tariff was that it bribes and corrupts the friends of good government. He said the re publicans would come into the democratic moment that the storm struck it until to. party and say to the friends of free trade, "We will protect you against frost, we will protect you against hall," and so the democrats yielded, and even he had been Previous to this accident the time of the approached along some similar lines, but he had been thus far able to say, "Get thee behind me, satan,"

Hinshaw Makes Few Remarks. Mr. Landis took up the assertion of the American skipper never once below to burn it for fuel. He said he came from farmers were compelled to burn their corn a steamer for \$500. At Kobe the ship was because it was a drug on the market. shaw of Nebraska into the arena to say that while he did not know what Kansas did in 1890, he knew as a Nebraskan that corn was not burned in his state. Mr. Reeder of Kansas followed to repudiate the statement that the farmers of the Sunflower state had burned their corn. When Mr. Landis concluded the republican side rose and accorded him an ova-

> IMMIGRATION BILL

Senate Approves Measure to Restrict Entrance of Defective Allens. WASHINGTON, May 23 .- In addition to passage of half a dozen bills to which hour of adjournment. The major portion of the discussion was devoted to the provision for supplying information

cerning the different sections of ountry to newly arrived immigrants. The bill consists of a series of amendments to the existing law, all of them intended to permit stricter regulations for keeping out the defective classes aliens. The head tax is increased from \$2 to \$5. The senate adjourned at

An amendment requiring an educations test for immigrants and also requiring that no immigrant carrying less than \$25 should be admitted was presented by Senator Simmons, who spoke in support of it Senator Lodge offered a substitute for Mr Simmon's amendment, confining the test to an educational requirement and providing that no alien more than 16 years of age who cannot read in some language shall be admitted, except members of the families of male adults now residents of the United States.

Mr. Simmons accepted the substitute and It was adopted. The bill was then passed without division.

TALK OF FOREIGN RELATIONS. Secretary Root and Senate Committee

Confer on Many Topies. WASHINGTON, May 23.-Long delayed with which Gregg had been dragged. He dary and fisheries disputes and claims of all character were the subject of a conference today between the senate committee on foreign relations and Secretary Root. developed that it is very unlikely that the joint high commission will ever be convened again for the settlement of disputes with Canada, and Secretary Root urged the necessity of providing some other means to reach this end.

As to the treaty with Mexico relating to the waters of the Rio Grande the secre-CHICAGO. May 21.—The attorneys in the Dowie ittigation have agreed to allow Judge Lands of the United States district court settle all points in contraversy between Voitva and Dowie and a stipulation to that effect will be presented to the court to houses for consuls in the orient. the indemnity fund paid by China to this government Secretary Root suggested that houses for consuls in the orient.

Former Stoux City Man Appointed Secretary to Secretary of Tremsure Shaw.

(From a Staff Correspondent.) WASHINGTON, May 33. - (Special Telegram.)-Representative Kennedy today in roduced a resolution providing for a thorughly good index to the United States statutes at large and such other compliations, digests and indices as may be required for congress or other official use Mr. Kennedy recites in his preamble that he finds a lack of accurate and comprehensive index to statutes causes those who consult volumes much loss of time and uncertainty. Those seeking laws on particu- tion to restrain the union of the Presbystatutes are compiled, digested or indexed no parallel in the jurisprudence of the more or less unaystematically, inaccurately United States. He treated the church as a and this misinformation is placed in the volumes at considerable unnecessary ex- highest tribunal are binding on all mempense.

from the University of Nebraska a letter He held that courts of equity will not pass calling attention to the fact that Chinese on doctrinal matters, the decisions of costudents seeking an education do not now clesiastical judiciaries being pinding on come to this country, but go elsewhere, and civil courts as to matters of faith. The the result will be to bring the China of decision sets forth the various acts of the the future more under the influence of Cumberland general assembly and says: other countries and less under the influence of the United States. It is suggested that held to be a determination of its right and a stay has been granted by the supreme as the Chinese government sent a commis- power." sion to this country to study our institutions, so we ought to send a commission to China to study the conditions there with a view to directing Chinese thought toward from those of the Presbyterian church is our educational institutions. The letter is an ecclesiastical question solely, upon signed by E. Benjamin Andrews, chancellor; L. A. Sherman, dean of the graduate clesiastical judiciary, the civil court is powschool; Ellery W. Davis, dean of the lit. erless to inquire." erary college; E. A. Burnett, associate dean of the industrial college; Charles E. Bessey, would refute that allegation. Referring to Pound, dean of the college of law, and dean of the industrial college; Roscoe Henry B. Ward, dean of the college of medicine. These gentlemen want to encour age a movement for the establishment of closer relations with China along educational lines.

Secretary Shaw announced today the se inally an lowa man, where he received his education in public schools of Sloux of the treasury was graduated. Mr. Stat- and union. nority leader, stated that he had walked ter is well fitted for the position, having through Coxey's army while it was en- had ten years' experience as a newspaper camped on the grass in front of the senate man at Slour City on the Journal and at entrance to the capitol and at that time Walla, Walla, Wash., where he was for a the Wilson-Gorman bill was under dis- time editor of the Walla Walla Union. cussion in the senate. He insisted that Since 1903 he has served as private secrethe government was still operating under tary to Senator Ankeny and as clerk to the McKinley bill at that time and that the senate committee on irrigation. Mr. sembly on the question of union. A delerevenues were being collected under that Statter and his wife, formerly Miss Marie gation was appointed to visit the assembly Mr. Williams said by was encouraged in in this city, where during their three years'

Rural carriers appointed: Nebraska, mittee replied to the protest filed by the soute 2, Walter W. Stinger, carrier: Ira anti-unionists, pointing out that all of the ing to the relief of the protective tariff. Stinger, substitute. Sieux, route 1, Jacob E. Shane, carrier; Vina A. Shane, substitute. , Waterbury, route 1, Charles M.

Iowa rural routes ordered established August 1: Larchwood, Lyon county, route population 350, houses 70; Little Rock, county, population 420, houses \$4; Rock Rapids, Lyon county, routes 2, 3 and 4, population 1 105, houses 721 Iowa postmasters appointed: Roscoe Des

Moines county, Joseph Barton, vice J. L. Jones, resigned; Wick, Warren county, Lorenzo J. Bell, vice J. C. Adams, resigned.

FIRE AT FAIRBANKS, ALASKA

Business Portion of Town Destroyed. Entailing Loss of One Million

ALAMEDA, Cal., May 23.-The Northern Commercial company, the largest of the mercantile concerns interested in Alaska, today received the following from agents at Fairbanks:

"The entire town from Turner to Laces streets and back to Third, except the Fairbanks Banking company's building and warehouse, has been destroyed. One woman, Lotta Taibot, was burned to death. No damage was done to our plant except to the electric light mains. The fire has been extinguished." Fairbanks is situated on the Chena river,

s tributary of the Tanana, and, although but three years old, is now the largest and most important city on the Pacific coast north of Vancouver, B. C., having a population of about 7,000. The gold output in to objection was made, the senate devoted 1995 was \$7,000,000 and during the present its entire session today to the immigration | year it will reach from \$12,000,000 to \$15. bill, which was passed just before the 000,000. The burned district covers three and a half square blocks. The First National bank, the Washington Banking company and the court house, located in the the burned district, probably were destroyed, as were many of the retail stores and saloons, and possibly one or two hotels. The most important of the financial institutions in the city, the Fairbanks Banking com pany, is intact. An unofficial estimate places the loss at about \$1,000,000.

There is no danger of famine, as the warehouse of the Northern Commercial company, containing nearly \$500,000 worth of foodstuffs, is uninjured and there is positive information that four steamers are en route with additional supplies.

ALCOHOL BILL IS REPORTED Senate Committee Pavors Measur After Making Several Import-

ant Amendments to It.

WASHINGTON, May 23 .- The denatured alcohol bill was ordered reported favorably today by the senate committee on finance.

There were numerous amendments made to the bill, largely intended to prevent a reduction of the internal revenues by reason of the act. Provision was made that it shall go into effect January 1. 1907, instead of within three months and vexed questions between the United after the passage of the measure. No States and Great Britian arising from boun- limitation was placed upon the size or capacity of the stills at which the denatured alcohol is to be manufactured. In reporting the bill to the senate Senator Aldrich gave notice that he would call it up temorrow.

> Southwestern Miners Confer KANSAS CITY. May 23.—The conference of the executive committee of the Southestern Coal Operators' association and iners' presidents of districts Nos. 14, 2 and 25 was resumed today, in an attempt effect a settlement of the wage question

McHale Succeeds Blenk. NEW ORLEANS May B.-It is announced here that the Very Rev. Patrick J. McHale has been appointed bishop of Porto Rice to succeed Archbishop Blenk, recently sevented to the archbishopric of New Orleans.

Illinois Judge Refuses to Enjoin Merger of Presbyterian Churches.

TWO ASSEMBLIES EXCHANGE GREETINGS

Sentiment of Messages Indicates that Union Will Be an Accomplished Fact Within Few Days.

DECATUR, III., May 23.-Judge Johns today refused the application for an injunclar topics desired from time to time find terian churches. He said the case has voluntary organization, the acts of whose bers and will not be interfered with by Representative Kennedy today received the courts if the acts are fair and honest. "These actions of the assembly must be

As to doctrine, the court held that "whether the doctrines of the Cumberland his status, he contends, just as it was pro-Presbyterian church are widely variant which, having been decided by an ec-

The decision adds: "No court has ever enjoined an ecelectastical body from considering what action it should take. This application is without precedent."

Retain Doctrine.

The judges of union were read in the assembly. Dr. Steel introduced a resolution that in entering the union the Cumberland Presbyterians do not surrender any integral lection of Arthur F. Statter as his private part of their doctrine. He read a statesecretary to fill the vacancy caused by the ment made by the original Cumberland appointment of J. H. Edwards as assist- Presbytery which, he said, with the excep ant secretary of the freesury, to succeed tion of fatality, would not affect the Presby Horace E. Taylor. Mr. Statter was origiterian system of doctrine. The resolution was adopted by 162 to 106.

Dr. W. H. Black, president of the Mis-City, and later at Cornell college, the souri Valley college, the chairman, read same institution from which the secretary the report of the committee on fraternity

The report on union was adopted, 163 to Cumberlands Ready to Adjourn.

31. The anti-unionists filed a protest. The Cumberland Presbyterian general assembly practically completed its business tonight, but postponed adjournment to await the action of the Presbyterian as-L. McCall of Sloux City, are well known at Des Moines immediately after the adjournment of the Cumberland body to bear the greetings of the latter. A special committee replied to the protest filed by the points mentioned in the protest had been adjudicated by the church courts and had been affirmed by the civil courts. The boards

Compromise on Book Forms DES MOINES, Ia., May 23.-The famou controversy and debate over the proposed Presbyterian book of forms ended in the general assembly late this afternoon in a compromise in which all words that might indicate that the book is authorized were and title pages of the book itself and in pistol had been discharged. which the resolution of opposition was also ncorporated, declaring specifically that the assembly made no recommendations with reference to it.

With these limitations the report of Dr. Henry Van Dyke's committee was adopted and all bitterness between the factions avoided. The book of forms will continue to be published, but nowhere on its pages will be found anything to indicate that it bears any authority from the Presbyterian general assembly, all such words phrases having been stricken out. It will was no sign of a run. be published merely "for the purpose contemplated by the general assembly of 1965' and "for voluntary use." By its action today the assembly virtually rescinded the action of the three preceding assemblies of 1903, 1904 and 1906, in which progressive steps were taken for an authorized book of forms. The compromise was agreed upon today after numerous conferences between Dr. Van Dyke, Dr. Moffatt and Dr. William McCauley of Cincinnati, the latter leader of the opposition. The resolutions offered this afternoon were in accord with the understanding reached by them and the vote thereon was unanimous

Messages Exchanged. The following telegram was sent by the assembly in session here to the Cumberland Presbyterian assembly, which is in session at Decatur, Ill.;

Presbyterian general assembly, in session at Des Moines, sends eincere greetings. Read First Corinthians, first chapter, tenth verse. (Signed) W. H. ROBERTS, Stated Clerk. The passage referred to follows:

Now, I beseech you, brethren, through a name of our Lord, Jesus Christ, that you ill speak the same thing and that there of divisions among you, but that ye be piected together in the same mind and the same judgment. This reply was received from Decatur

With prayerful good will and brotherly ove we acknowledge gratefully your greet-ngs. Rend First Thessalonians, second chapter, sixteenth and seventeenth verses. Signed) IRA LANDITH, Moderator. The scripture referred to in the reply follows: Forbid us to speak to the Gentiles, that they may be saved to fill p their sins always, but the wrath has ome upon them to the uttermost; but y brethren, being bereaved of you for short season in presence, not in heart, endeavor the more exceedingly to see your face with great de-

resence, not in neart, endeavor the more accedingly to see your face with great de-This exchange of sentiments is taken here to indicate that before the adjourn-

ment of the assemblies union between the two churches will have been effected. Resolution Against Polygamy,

The assembly today adopted the following anti-polygamy resolution:

The assembly records its gratification and satisfaction in the proposed submission to the legislatures of the several states a new article, to be known as article xvi of the constitution of the United States, prothe constitution of the United States, pro-hibiting polygamy and polygamous cohabi-tation in the United States, and it reiter-ates its former counsel to all members of the church to exert their influence in their several localities to secure the ratification of such amendment, if said joint resolution proposing said amendment be adopted by the senate and the house of representatives of congress

It was ordered that copies of the resolu tion be sent the president of the United States and the presiding officers of both ouses of congress.

In striking contrast to this was the action of the assembly in turning down the resolution offered yesterday, memorializing congress against appropriations of public (Continued on Second Page.)

Rain Thursday and Friday. Temperature at Omaha Yesterday: Deg. Hour. 5 s. m..... 64 1 p. m..... 2 p. m..... 3 p. m.... 7 s. m..... 67 8 s. m.... 68 4 p. m..... 5 p. m..... 9 m. m..... 70 10 a. m..... 73 6 p. m

8 p. m.

BURTON WILL NOT RESIGN

11 a. m 75

12 m..... 76

Kansas Senator Says No Action is Necessary Until Rehearing is Disposed of.

WASHINGTON, May 23.-At the request of Senator Burton, whose case has recently been decided by the supreme court adversely a conference was held today be tween himself and the chairman of the committee on privileges and elections, Senator Burrows. The object of the Kansas senator was to gain some knowledge of the proposed procedure by Mr. Burrows' committee regarding the resolution intro duced by Mr. Hale. Senator Burton does not contemplate resigning. The fact that court, granting him sixty days in which afternoon in the United States court in to file an application for a rehearing, leaves vious to the decision of the court and that no action is necessary by the senate L. B. Taggart, his clerk, on a charge of that would not have been necessary before the recent opinion was rendered.

Senator Burrows said the committee would take all these questions into consideration when it met to take up the reso-

CHICAGO ASKS FOR RELIEF Insists it Cannot Control Grain Trade Under Present Arrangement.

CHICAGO, May 23 .- (Special Telegram.)-Representatives of the western railroads will meet in Chicago tomorrow to consider an application of the Board of Trade for relief that will enable this city to get more of the western grain. For a long time, the board members declare, Chicago has been losing its prestige as a grain market by reason of the adjustment that carries grain to the south and east via the Omaha, Kansas City and St. Louis gateways at more favorable rates.

The railroad officials are not asked to make any particular reductions in rates, all that the Board of Trade recites in its statement to the transportation companies is that under the present rates arrangement it is impossible for the grain dealers of this city to compete with those that ship by the gateways named

L. SPIER KILLS HIMSELF

Coroner's Jury Returns Verdict of Spicide in Death of Standard 0il Magnate.

ing of Monday, May 7. Spier, who was the personal represen tative of H. H. Rogers of the Standard Oll company, was found by his wife shot through the heart in the hallway of his house, a few minutes after he had roused her from sleep to tell her that a burglar was in the house and, taking his pistol, stricken from the resolutions and the text had gone downstairs. One chamber of his

> **MUCH MONEY AT SAN FRANCISCO** Majority of Banks Are Open and Have Plenty of Canh.

SAN FRANCISCO, May 22.-Practically every bank in this city that has been able to secure temporary quarters threw open New York to see Thomas. and Its doors to the public this morning. There

A unique feature connected with this genpension caused by the recent great calamity was the fact that never in the history of San Francisco was there so much bank money on hand.

FAVORABLE TO SALT LAKE House Committee Would Make the Utah City a Port of Delivery.

WASHINGTON, May 23.-The house com mittee on ways and means today authorized a favorable report on a bill making Sait Lake City, Utah, a port of delivery. The committee referred the matter of making Port Arthur or Sabine Pass, Tex., a port of entry to a special subcommittee, it is expected final action will be taken.

MOYER ASKS CHANGE OF VENUE Application of Alleged Murderer of Steunenberg Supported by 200 Amdavits.

BOISE, Idaho, May 23. The Canyon county district court will convene May 29, when motions for change of venue will be heard in the cases of Charles H. Moyer, William D. Haywood and George A. Pettibone, charged with the murder of former Governor Steunenberg. It is stated that these motions will be supported by than 300 affidavits.

PRESIDES WOMAN Mrs. W. P. Harford Directs Annual

Convention of United Brethren

Woman's Missionary Board.

CANTON, O., May 28.-The first business ssion of the general convention of the Woman's Missionary board of the United Brethren church was held here today, Mrs. W. P. Harford of Omaha presiding. ports of the day showed a decided forward movement in every line, as the membership

and finances were largely increased during

JOSLYN SUES THE CADILLAC Omaha Man Commences Action Against Automobile Company at Detroit.

the year.

gram i-George A. Joslyn of Omaha is in the city, and has started suit against the Cadillac Automobile company of this pay Thomas 3% vents a hundred pounds for city for \$5,000 damages, growing out of all merchandise that he might route hethe purchase of an automobile from that tween New York and Kansas City, guaranсошрапра

REBATES ARE

Sensational Testimony in Trial of Conspiracy Case at Kansas City.

WITNESSES TELL OF METHOD OF PAYMENT

New York Broker Receives Commissions from Shippers and Railroads.

THOMAS PAID TO LOOK AFTER CLAIMS

One Contract Calls for Return of 25 Per Cent of All Freight Bills.

F. P. KIRKENDALL EMPLOYS THOMAS

Omaha Wholesaler Says He Received Money from Broker, but Kept No Record of It.

KANSAS CITY, Mo., May 23.-Testimony of unusual interest was brought out this the trial of George H. Crosby, traffic manager of the Burlington railway; George L. Thomas of New York, a freight broker, and conspiracy in rebating railroad rates.

The principal witnesses today were George A. Barton of Barton Brothers' Shoe co pany, George W. Taylor of Robert Kelth Furniture and Carpet company, E. W. Freysching of the Freysching Mercantile ompany, all of this city, and Walter B. Kelby of New York, clerk in 1904 and 1905

for Thomas. The testimony shows that the firms mentioned received large sums of money from mysterious sources after freight bills had been paid; sometimes in express packages, always from New York, but none knew who sent it. On the stand Freyschiag frankly referred to an agreement with Thomas whereby his firm was to receive 25 per cent rebates on freight bills and told how the money was deposited in New York to the firm's credit by one "Jackson," a person whom he did not know. He could not remember whether he or Thomas had suggested the use of the name. At first he said that the idea was his, but on consideration he said he could not remember. He said that the name was used to hide "this business," a term all the witnesses

today employed. Twenty-Pive Per Cent Rebate. "Thomas was to look after our freight business and take care of our claims," said Mr. Freyschiag in his testimony, "and we were to receive rebates on all freight destined to points west of the Mississippi

river. This was 25 per cent." "Did you receive those rebates?" was

"Yes. The total amount in three years of our contracts with Thomas was about \$7,500. We did not receive the rebates for 1905 shipments. We got about \$1,780 in

shipments were still due. He did not know who owed it to him. Taggart had told him, he said, that the railroads had not paid up. Freyschlag said his freight bills amounted to about \$30,000 a year.

The cross-examination by the government of Mr. Freyschiag was somewhat startling. Counsel kept at the witness until he made him admit that he had agreed to use the name "Jackson" because he "thought there might be something criminal in this business.

Practice of Many Years. 'All the shippers here are in the same oox with me," Freyschiag exclaimed defiantly. "Instead of four years this thing has been going on for twenty-five years -not at 25 per cent rebates, but at 40 per Witness admitted he had sent his son to

"Why?" attorney for the government anked. 'Well," replied Mr. Fresychiag, "I had eral resumption of business after the sus- paid Thomas \$500 salary for the year 1905 and I had received nothing. I thought

if the railroads had paid Thomas I wanted W. B. Kelby, former clerk for Thores. said that he had sent express packages of "envelopes" to firms in Kansas City. He did not know what they contained Once brought money to Kansas City him-

self for Robert Keith Furniture company, but did not know why. "Attending to Claims," George Barton of Barton Bros. Shoe company told of contracts with Thomas to 'route freight and attend to claims." His firm, he said, never received money from Thomas, but did receive some from W. B. Kelby, 'Thomas' clerk, and more through the mails and by express. The witness said that after paying his freight bills with instructions to report Saturday, when in Kansas City he sent them to Thomas in New York City. The firm paid Thomas 2% cents per 100 pounds commission on all

of its shipments, about \$1,500 in two years, n addition to \$500 yearly salary. George W. Taylor of Robert Keith Furniture and Carpet company told of conditions and transactions between his firm and Thomas. He said that George H. Crosby had admitted to him that the Burlington paid Thomas a salary because "of

the tonnage he contributed." Omaha Wholesaler Testifies F. P. Kirkendall, a wholesale shoe dealer of Omaha, paid Thomas \$500 a year to look after his freight shipments." He said that he had received money two or three times from Thomas, but kept no

Edward P. Leiwis, a St. Louis dry goods nerchant, stated that he had a routing entract with Thomas in 1902 and 1908.

The hearing in the cases will be resumed tomorrow morning. The question of jurisdiction was raised and led to a lengthy argument that stopped the introduction of testimony. Counsel for the defendants declared that f a crime had been committed it was not committed in Missouri, but in New York.

and so was not in the jurisdiction of the Judge McPherson ruled that the question of jurisdiction had not yet come properly before the court. The court decided also that the government would be allowed to offer evidence to show conspiracy without reference to where the evert acts, if any. were committed. All these matters, the court said, would be left for future con-

sideration. The trial then proceeded. The first witness, George A. Harton, a partner in Barton Bros. Shoe company, DETROIT. May 28 .- (Special Tele- produced two contracts entered into between his firm and Thomas. By the terms of these contracts the company agreed to tead Thomas not less than \$600 a year and