Trisco Merchants Make This Charge Against Express Company.

BULK SCHEDULE NOT POSTED Allegation that Attempt Was Made to 1 Deceive Shippers.

DISCRIMINATION ALSO CHARGED 29 Association Makes Joint Shipment of

16,000 Pounds from New York.

PACKAGE RATE IS COLLECTED Statement that Shipments by Express Were Necessary for Christmas

Trade Because of Slow

Freight Service.

SAN FRANCISCO, Cal., Dec. 27 .- Interstate Commerce Commissioner Franklin K. Lane today began an investigation into the complaint filed with the commission against the Wells-Farge Express company by the California Commercial association of San Prancisco, charging the express company with discrimination, concealing rates which had been filed with the Interstate Commerce commission and other violations of the Interstate Commerce law. The association is composed of about thirty wholesale

and retail dry goods firms. The charges of discrimination are based upon the refusal of the express company to transport a shipment of 16,000 pounds consisting of 443 packages from New York to the California Commercial association n San Francisco last August at the bulk of quantity rate of \$5 per 100 pounds, the company charging the regular package rate. It is also alleged that the express company charged a higher rate than that published and filed with the Interstate Commerce commission, which was wilfully concealed and hidden from the public. This the complaint avers is distinct violation of the Interstate Commerce act.

Reply of Express Company. answer, the express company denies all allegations made and charges that the association resorted to subterfuge in order to extert unfust discrimination in its own favor and based its refusal to grant quanrate upon the shipment in question on the ground that while consigned to one consignee it was intended for more than a score of firms. It was brought out by Commissioner Lane that since the fire of April 18, 1906, it has required seventy-five. ninety and even 130 days to get freight shipped from New York, which had forced many merchants to ship by express in order to get their goods for seasons for which they were intended.

Freight Service Too Slow. Lane also elicited by his questions put to witnesses that while freight rates averaged from 2 to 5 cents a pound from New York to San Francisco the express pare is from 8 to 20 cents a penand. It doreloped that in order to take advantage of the lowest express rate of a cents made number of the local retail and wholesale merchants formed an association which could not separately make such large shipments. These shipments gathered and forwarded from New York from a forwarding aconcy are consigned to the association and by it delivered to its members.

Because it does not constitute a firm or me concern the express company refused. apply the rate on a shipment of 16,000 ounds, charging the association \$700 in

The charge of concealing rates is in the ellegations made that the express companies complied with the Interstate Comnerce commission schedule containing the bulk rate, but did not post the rate pubicly and it was kept locked up so that the public might not know of the lower rate.

THIEVES LOOT MISSOURI BANK Twenty-Five Bundred Dollars Taken, but Footpads Are Captured and Money Recovered.

ST. JOSEPH, Mo., Dec. 27 .- A special to the News-Press says the Bank of Camden Point, Camden Point, Mo., thirty miles Claim Government Stores Self at Cost, south of St. Joseph, was robbed by three men at 5 o'clock and \$2,500 in currency taken. A flerce battle between citizens and the rollbers took place, in which many shors were exchanged, but the robbers escaped. They were pursued by a posse and are believed to be surrounded in hills near Dearborn, six miles from Camden Point. Their capture is expected at any time. The robbers were discovered by Prof. Barhan, president of the Camden Point college, who saw a light in the bank and aroused the citizens. Three explosions occurred after the alarm was given and the safe and interior of the bank were

wrecked. The Camden Point robbers were captured about 8 o'clock in the woods on Platte river, near Edgerten Junction, a station on obliged to pay duty on everything they imthe Rock Island railroad. They have not been identified and were taken to Platte City and jailed. The loot was about \$2,500 which 11,000 was in silver.

The robbers have told where they hid the money in a straw stack near Edgerton stores. One of the bandits has been identified as near Edgerton. He is is years old.

VESSEL BATTLES WITH STORM British Ship Dynamene Reaches Sax Francisco After Nearly Year

on Voyage.

SAN ERANCISCO, Dec. 21 .- After a voyage decupying 530 days, during which it ountered the fiercest hurricanes ever ell by the oldest hands on board, the Britwh ship Dynumene reached this port yes-The Dynomene left Newcastle, other directors was indicted after the terday. November 21. Heavy weather was encountered in the vicinity of Cape Horn and by May ? many of the crew were parstally disabled. May 19 the Dynomene was lent a mertgage for \$43,000, g erruck by a sea which snapped off the onial Title and Trust comp. The foretop gallantyard fell for \$160,000, given to the Ama through the deck and nearly killed a man and Savings bank of Chicago, was dissleeping in the forecastle. By May 20 the missed also, Dynometic was a helpless derelict and for five days all hands lived in the cabin aft. SALOON MAN IS NOT GUILTY After the work of clearing away the Centain Proctor was seriously in-

wreckage began and while superintending tured. The hurricane meanwhile had blown the ship around the Horn. A change of sall into Montevideo, where repairs were of the Sunday closing law, today returned duced an effort to show that the explosion lay ride to Missionary Ridge and a trip to eighteen hours.

LOW RATE IS HIDDEN SUMMARY OF THE BEE COMMISSION FOR STOKES

607

Page 1

Page 3

Page 3

Page 3

Page 9

Celtic.

Saturday, December 28, 1907.

1907 DECEMBER 1907

3 4 5

10 11 12 13 14

17 18 19 20 21

24 25 26 27 28

Saturday; colder. OR NEBRASKA-Partly

cay; colder. T FOR IOWA-Generally fair

Hour.

re at Omaha yesterday.

DOMESTIC.

Interstate Commerce Commissioner Lan

has begun hearing charges of discrimina-

tion and concealing rates made by San

Francisco merchants against Wells Fargo

Trains on Pennsylvania rallroad near

Camden, N. J., meet in thick fog. result-

ing in three dead and seventeen injured

five years' opposition from her family.

MOR THE WED

31 1

E WEATHER,

22

FOR G VICINIT FORECA

FORECAST

Express company.

business in Pittsburg.

and commits suicide.

ing of the ships.

shot her husband.

now than a year ago.

Live stock markets.

THAMPT'S Oceanis

Grain markets.

YORK ...

on voyage to San Francisco.

Des Moines man eluges prison keeper

Hill and Harriman lines in Oregon are

POREIGN.

in return for special favors from the road.

LOCAL.

men near Eleventh and Harney streets.

tends welcome to Christians, needing in-

Price of seed corn has gone up 5 to 7

cents since contracts were made and seed

houses will have difficulty in filling or-

COMMERCIAL AND INDUSTRIAL.

NEW YORK—Campania 1,118 miles off Sandy Hook at 2 p. m., will probably dook at 5 a. m. Saturday.

PANAMA MERCHANTS OBJECT

Killing Legitimate Trade

NEW YORK, Dec. 27.-Two parties from

Panama have arrived in New York, one

composed of ten disgruntled steam shovel

because they thought that several of their

fellow employes who had been discharged

for incompetency had not received the

"square deal," and the other a delegation

government stores established on the isth-

mus for the accommodation of the men.

They say the government stores are seiling

goods practically at cost and that they

cannot compete with them, as they are

port. The merchants say that many of

the employes of the canal purchase goods

not only for themselves, but for others

of Interurban Wreck at

Charleston, III.

CHARLESTON, III., Dec. 17 .- Forty-three

wreck on the road last September, were

settled today for \$41,000. On account of

these suits a receiver had been named for

the road, which is owned by Chicago cap-

italists. One of the latter is Judge Peter

Grosscup of the Chicago court, who with

wreck for alleged carelessness. It is said

A suit brought to have declared fraudu-

Results in Verdict of Ac-

quittal.

1 the Col-

and one

th Trust

the receiver will now be discharged.

on lathmus.

fluence of their religion and missionarias.

Patterson.

them.

Medical Officer to Be Assigned to Command of Hospital Ship.

HALE DEFENDS BROWNSON'S STAND

Head of Senate Naval Committee Says All Commands Should Be Held by Line Officers in Interest of Discipline.

WASHINGTON, Dec. 27.-The orders asigning Surgeon Charles F. Stokes to the empany of the hospital ship Relief are expected to be signed very soon, it having en definitely decided, according to Secretary Metcalf to appoint him to that position. With this end in view every effort will be made to obtain a merchant crew and master for the vessel. Failing to man the Relief with a crew from the merchant marine the enlisted force of the navy will be drawn on and a line officer assigned as captain, in which case he will have com-

While the ship is practically ready for service there are a number of things to be done to put it in the best of shape, which will take probably until February 1. The scheme of having a medical officer command the Relief in the event a merchant crew is secured is to have a trial for at least six months and if the experiment proves satisfactory then the expectation is that the assignment of a surgeon to command hospital ships will be a permanent feature of naval administration.

Admiral Brownson's relinquishment of his position as chief of the bureau of navigation, carrying with it, as it did, exofficio connection with the naval general board, will result in a considerable loss Denver girl marries Indian lover after of pay to the officer. Being entirely without duty and relegated to the retired list, his income will be diminished in the first Page 2 Wells-Fargo Express company and place by the loss of 25 per cent of the full other companies are engaged in row over pay of an admiral on the active list. Page 1 namely, \$7,500 a year. Also he will no longer receive the allowance to an active Thieves steal \$2,500 from Bank of Camden, Mo., and are later captured. Page 1 officer of his grade of \$1,600 a year for Fred Bonfils has been charged with as- quarters and \$600 a year for heat and sault and battery in Denver by Senator light. It so happens, however, that Ad-Page 2 miral Brownson is a man of independent Vessel battles nearly a year with storms means and able to diaregard financial con-Fage 2 sideration in taking his stand as champion of the line in the present battle with the

Page 1 staff. The formal order detaching Rear Admiral engaged in strenuous warfare. Page 1 Brownson from duty as chief of the bu-Senator Hale stands by Rear Admiral reau of navigation was made public today. Brownson in his refusal to transmit the The same order detaches him from memexecutive order regarding the command- bership in the joint army and navy board. Page 1 Hale Defends Brownson.

Senator Hale, chairman of the senate Panama merchants object to the gov- committee on naval affairs today voiced ernment stores acting in competition with frankly his attitude toward the resignation Page 2 of Admiral Brownson as chief of the bureau of navigation.

Nebraska Telephone company terminates 'I think that Admiral Brownson has its contract with Burlington road whereby acted with praiseworthy coourage and special rates are given railroad employes promptness in tendering his resignation." said Senator Hale, adding that, he had not Page 3 seen the admiral since his resignation. Mr. Mrs. Barnhart of Norfolk is glad she Hale continued:

"I have always sustained the staff officers in their fight for positive rank and com-Decrease in local receipts of internal piete recognition such as is received by revenue department due to temporary their peers in the army and I now have a machine to New York. Lee collier Leonition throughout the service. But in that

Driver of mail wagen tells of unsue. Driver of mall wagon tells of unsuc- measure there is a precautionary provision cessful attempt to hold him up by two against giving them actual command of Page 5 and extension of the fight between the two Japanese student declares Japan ex- branches of the service. That fight is the gained previously. crux of the present controversy and because I think he is right my support is Page 5 given unreservedly to the admiral as Money is going back into savings banks against the contentions of Surgeon General and as a result their deposits are larger Rixey. It may be that on some occasions Page 5 staff officers have been in command of vessels, but I know of no instance when such officers have been given command Page 12 after the point was raised and both sides were heard. I do not believe that the contention for command by staff officers has ever been pressed seriously in the DAME."

In Interest of Discipline.

MOVEMENTS OF OCEAN STEAMSHIPS. When asked for his reasons for the position taken, Mr. Hale replied: the command of the vessels should be manly course, either in the navy or with hail. the public."

en who threw up their jobs on the canal Physicians Stand by Rixey. CINCINNATI, Dec. 17.-Dr. C. A. S. Reed. chairman of the legislative committee of the American Medical association, today of merchants who are going to Washington sent the following telegram to Surgeon to protest to the president against the General Rixey at Washington:

> giving the medical corps of the navy actual control where it has actual responsibility command grateful approval by the 140,000 physicians of the United States." When Dr. Reed learned of Rear Ad miral Brownson's resignation and the reason therefor he telegraphed the president commending his stand in the name

"Your demand and the president's order

not employed on the canal and therefore of the American Medical association. not entitled to trade at the government DARROW MUST LEAVE CASE Clyde Reed, son of a respectable farmer SUITS ARE SETTLED EN BLOC Chief Counsel for Pettibone Unable to Remain to Finish Trial Forty-One Thousand Dollars the Cost at Boise.

BOISE, Idaho, Dec. 27.-Clarence Darrow chief counsel for the defense in the Pettidamage suits against the Central Illinois bone case, has been forced to retire from Traction company, on account of the the case for the present at least on account of his health. He will leave this afternoon for Los Angeles, where he will submit to a mastoid operation, which has become necessary because of an abcess in own blood. The rapor was still grasped the middle ear, which has given him trou- lightly in his hand. ble for the last six months. After he deyesterday afternoon his physicians informed him that if the operation was not Nevel Reunion of Blue and Gray on performed his life would be endangered. There is little probability that he will be able to return to Boise in time to make

the closing address for the defense. at least. Mr. Wilson, however, was unathe damage dogs

Premier Stolypin Saya Fair and Speedy Trial Will Be Given

Accused Persons. ST. PETERSBURG. Dec. 27.-The petition from the United States pleading for the

liberation of Nicholas Tschalkovsky and Madame Breshkovskaya have attracted the attention of the highest circles here to M. Tschalkovsky, whose arrest had been known to comparatively few persons in Russia. The petition represents the sentiments of thousands of citizens of New York, Chicago and Boston. Upon receipt of the petition Premier Stolypin inquired personally into the case, and this afternoon he informed the Express that the petition

"The American public can rest assured however," the premier said, "that everything will be done to avoid delay and give M. Tachaikovsky a fair trial as soon as

would receive due consideration.

The request of the Associated Press correspondent for permission to interview him was at first received with a flat negative, as such a thing is against all traditions, but in deference to American sympathy the request was taken under consideration, and, if possible, an interview will be arranged.

It is believed that the indictment against Tachaikevaky will be based upon his connection with the importation into Russia so the reduction of revenue from this one of arms for revolutionary purposes. It was to collect money for this purpose that he visited the United States. Several large shipments of the arms thus secured were

frontier. Tschalkovsky's co-partner, Mme

Madame Savinkoff, who was arrested here December 16, charged with complicity with M. Tschalkovsky in his revolutionary ordered to leave Russia within three days.

MEMBERS OF FLEET AT PLAY Libertymen at Port of Spain Visit Races and Enjoy Them-" selves.

PORT OF SPAIN. Dic. 27 .- The tender Yankton left here today in advance of the American fleet for Rio Janeiro, It is convoyed by the auxiliary cruiser Panther. into the Gulf of Para to "swing ship" for the adjustment of compasses. Other vessels of the fleet will do likewise tomorrow. The fleet will sail for Rio Janeiro Sunday morning. The coaling will be finished by

A fresh batch of about 2,000 libertymer came ashore this afternoon and went about the town or to the races. Many officers this is the second day. Dances were given by several citizens last night in honor of the visiting officers. The collier Hannibal left today for Pen-

tonught.

friendly rivairy to see which any naval vessel. This is the continuation most coal on board in the shortest time.

> INDIANS BREAK UP IN FIGHT National Congress at Surat Fails to Come to Understanding Over Home Rule.

SURAT, Bombay, Dec. 27.-After two days of futile efforts to elect a president the Indian National congress broke up this afternoon in a fierce fight, during which the police had to be called in.

The congress was of especial interest this year owing to the agitation for home rule. When the delegates assembled yesterday the moderates and Indian extremists at "They are entirely in the interests of once locked horns on this issue and the two companies were appointed. The debts discipline. Think what might happen it meeting was adjourned among much disorder. When they reassembled today their turned over to a chaplain, or even to a passions broke loose, and the platform paymaster, and it is just as reasonable to from which moderation and constitutional put the crews of a naval fleet under the action had been advised was rushed by charge of those officers as it is to place the extremists in a body, who loudly dethem under the command of a surgeon, manded the speedy establishment of com-Admiral Brownson recognizes this fact, and plete home rule. Chairs and tables were being a man of character and decision, he broken in the scrimmage and table legs did not hesitate to resign his position, and other pieces of shattered furniture when, as the active head of navigation, his were used by the delegates as bludgeons on view of the law and of the best policy each other. The fighting became fierce in the interest of the service was over- and many delegates sustained serious inruled. He will not lose anything by his juries before the police finally cleared the

CAIN FOILS PRISON KEEPER Moines Man, Terror-Stricken at Prospect of Penitentiary, Cuts His Throat.

DES MOINES. Dec. 27 .- By means of a razor which was smuggled to him during of Adler & Co. the week, J. C. Cain, awaiting transportation to the penitentiary at Fort Madison, where he was sentenced to life imprison ment for the murder of Charles H. Morris, a wealthy mine owner, slashed his throat in the county jail here today. Death was not instantaneous, and the frenzied man with his own hands tore open the gaping wound, thus completing the act of suicide Cain was notified by a turnkey this morn-Fort Madison today.

"Why didn't you tell me that last night?" "I didn't know it until this morning. replied the turnkey. 'Well, I'll be ready for them," answered

water closet. A few minutes later the turnkey was at tracted by mount from the closet. He rushed in and found the prisoner lying upon the floor writhing in a pool of his

livered his opening statement to the jury NORTH AND SOUTH TO MEET Battlefield Proposed in

Michigan.

TECUMSEH, Mich., Dec. 27 -At the an-Pormer Congressman Edgar Wilson will nual reunion of the Thirty-first Michigan be in charge of the defense for the present volunteers, to be held here May 17, a plan will be discussed for the holding of a joint ble to be in court today on account of ili- reunion with the First Georgia volunteers, Second Trial in Kansos City Test Case ness and John F. Nugent conducted the at Chattanooga, in 1969. It will be the first case, stating that the defense would begin of its kind in the history of the country, its evidence by the introduction of deposi- It is proposed that the reunion be so ar-CHICAGO, Dec. M .- The jury in the case tions taken on the Bradley affair. The ranged that the first day can be spent at wind carried it back, and after weeks of of Thomas Chamales, the first saloon reading of the depositions occupied the en- the Chickamauga National park by those ardship the ship was worked under jury keeper to be placed on trial for violation tire forencen session. There was intro- who wish to visit it. The next day a troimade. Captain Prouter was sent home to a verdict of not guilty. This was the sec- at the residence of Fred Bradley in San Lookout Mountain will be taken. A ban-England with the second mate, who also end trial of Chamales, the first jury hav- Francisco was the result of a leakage of quet will be served in the evening. If it ent, testified that Wharton Golden said to was injured in the hurricana, and the ship ing disagreed after being out twenty-four gas. It was shown that Bradley had ex- can be arranged, on the return trip the him: "That damn fool (meaning Youtsey) and it was as in command of Cap hours. The second fury was looked up pected damages from the gas company for two regiments will stem awar for a day at is talking too much. He won't get a cout.

Decrease of Internal Revenue Receipts in Nebraska District.

CLOSE OF DISTILLERY FOR REPAIR

Loss to the Government on Report for the Year Amounts to Two Hundred and Ninety Thousand Dollars.

"The fact that there has been a diminuion of approximately \$290,000 in the internal revenue receipts for the Nebraska district during the year 1907 cannot in any respect be attributed to the wave of prohibition now sweeping over the country,' said Special Agent Evans of the internal revenue department. "The cause lies wholly in the shutting down of the Omaha taken place between that company and distillery during the last few months for repairs and overhauling.

"This distillery pays to the government a daily revenue of \$12,000, or a tax of \$1.10 on its daily output of about 10,000 gallons of distilled spirits, when it is in full operation. For instance, the tax paid by this distillery alone in 1906 was approximately \$2,000,000, while in 1907 it was about \$1,750,000, concern alone was \$150,000, leaving the total reduction from all other sources but \$40,000. Big Profit Even So.

"There is a big profit in whisky brought into Russia in 1906 and 1907 and even this high tax. About four and threeother shipments were intercepted at the quarter gallons of whisky can be made from one bushel of corn, and with corn at 68 cents per bushel you see there is a little Breshkovskaya, probably will face the profit in the business, after all. Of course more serious charge of being a member you must take into consideration that it of the fighting organization which openly requires about four years to produce the proclaimed its responsibility for the assas- distilled spirits from the original product, sination of Lieutenant General Vladimir and there is a shrinkage and evaporation Pavloff, General Maximoffsky and many of about seven gallons to the barrel (forty seven gallons) during this four years process of aging.

"The tax on beer is about \$1 per barrel There is about three gallons of proof spirits propaganda, was released today and to the barrel (fit gallons) of beer. There is however a difference between proof and distilled spirits. If the spirits in the beer were distilled spirits the tax would be \$3.30. so you see the beer men have a considerable advantage over the distilled spirits makers.

"The Omaha distillery is the only one in this revenue district, but after the middle of January another distillery is to be established at South Sloux City, with a capacity of 1,000 bushels of corn or about 4,000 gallons of distilled spirits daily. The nearest distillery to Omaha at the present time Five of the battleships today steamed out is the one at Oskaloosa, Iowa, which has a espacity of about 250 bushels of corn or 1,500 gallons daily.

California Wines Fortified. "All California wines are fortified by came ashore for the race meeting, where foreign wines are fortified by distilled spirits competition is in violation of the Sherman which are largely furnished from the Peoria anti-trust law. distilleries and hence their higher prices.

any of the western distilleries, but it is possible that the new distillery at South Sloux City may make it. The greatest bulk of denatured alcohol made in the country is made at Peoria. At present it is being produced from corn, none of are all connected with the large distil-

ENAMEL WARE FIRMS SUSPEND Both Hope Eventually to Reorganize and Settle with Stockholders-

Other Trouble. BUFFALO, N. Y., Dec. Z.-A petition in voluntary bankruptcy was filed today against the Lisk Manufacturing company of Canandaigua, N. Y., and the Reed Man ufacturing company of Newark, N. Y. Both manufacture enamel ware. Receivers of the of the two amounted to \$1.556.215, of which \$1.479.450 is represented by paper held by banks in New York, Philadelphia, Chicago and Providence. Each have over \$1,000,000 worth of manufactured goods and stock or

Both companies hope eventually to reorganize and pay in full, and save the plants and business for the stockholders. The receivers will operate the plants and

the \$50 employes will not be out of work. The capital stock of the Lisk company is \$2,000,000. That of the Reed company is \$500,000, and is owned by the Lisk company NEW ORLEANS, Dec. 37 .- On the application of William P. Luck. who represents several large manufacturing concerns, the Schwarts Foundry company was today placed in the hands of a receiver. Moses Schwartz, the president, disappeared from New Orleans at the same time as William Adler, head of the wholesale grocery firm

MUCH INTEREST IN TEST CASE Right of Executive to Discharge Battalien of Army Challenged

by Lawyers.

WASHINGTON, Dec. 27-War department officials are much interested in the reported action of a firm of New York lawyers in ing that the sheriff would take him to bringing a test case in a federal court it New York to determine the right of the executive to discharge a battalian of the Twenty-fifth infantry as an outcome of the rioting at Brownsville, Tex. No such action has ever before been brought against the secretary of war in a United Cain, leaving his cot and going to the States circuit court under the Tucker act of 1887. The secretary of war has not yet been served with papers directing him make answer in the suit filed in behalf of Private Reid of Company C. to recover \$125.25, the amount of pay which he claims from the date of his dismissal, November 9, 1906, to the date of the termination of his enlistment, July 18, 1907.

TELL OF COST OF TESTIMONY Witnesses in Powers Case Relate Conversations About Payments

Made Them.

GEORGETOWN, Ky., Dec. 71-The defense rested its case in the Caleb Powers trial today and the prosecution began rebuttal testimony. The defense called several witnesses for the purpose of breaking down the testimony of Noakes and Golden. Attorney W. R. Jewell of Danville, Ill. testified that Noakes made his Danville statement in the presence of himself and Attorney Max Lewis, but refused to sign it unless paid to do so.

R. L. McClure, a newspaper corresp

RUSSIA DEFERS TO AMERICA LESS CASH FOR GOVERNMENT WELLS-FARGO STEALS MARCH Enters Pittsburg by Trolley and Se cures Large Amount of Busi-

ness Thereby.

PITTSRURG, Pa., Dec. 27.-Local execuwe officers of express companies operating in Pittsburg have been summoned to eeting in New York next week to consider a situation growing out of the Wells Fargo Express company gaining an entrance into Pittaburg via a trolley line. A long standing agreement among express companies requires that freight or packages taken in one office for delivery to another company that alone reaches the point of destination, must be delivered to the company at its nearest office. Th second company, which delivers the package to its destination in this way, usually gets the larger share of the freight charges

ing of the freight to points along the Eric railroad over the Pennsylvania and Baltimore & Ohlo railroads, securing a liberal share of the charges for it. The Welle-Fargo company, by contract with the Bennemer & Lake Frie railroad and the Pittsburg & Lake Erie Electric railroad, secured entrance to Pittsburg and the present holiday season developed that the local companies lost heavily in business because they were obliged to turn over ranscontinental freight here and also all

been enormous and most of this has come

from Adams, United States and American

Express companies, which had the carry

WESTERN ROADS IN CONTEST

Allegation Portland & Seattle Terminal Company is Violating Anti-Trust Law.

PORTLAND, Ore., Dec. 27 .- In a fareaching answer last night to a complaint brought in the state circuit court the Northern Pacific Terminal company, a Harriman corporation, avers that the Portland Seattle Railway company, one of the James J. Hill lines, is doing business illegally and therefore is without standing in court in seeking to condemn a right-of-way across the terminal yards in Portland. The terminal company says that the Portland & Scattle road is owned jointh by the Northern Pacific and Great Northern railroads and that the three roads are units of one great system; that there is no competition between them; that the formation of the Portland & Seattle was to se-

cure rights-of-way at strategic points to prevent competition; that the formation of a third company by the Great Northern brandy, which brandy is a product of the and Northern Pacific is in violation of the grapes after the wines are pressed from statutes of Minnesota and Wisconsin, under the grapes and clarified. There is no tax the laws of which the two last named roads on this brandy, which accounts for the are incorporated, and finally, the answer cheapness of California wines. Most all asserts the alleged attempt at preventing

"Denatured alcohol is not yet made at GROCERIES AS SHIP'S CARGO Hondoran Authorities Making Investigation of Disputch of Vessel to South,

NEW ORLEANS, La., Dec. the cheaper products being used in its duran consul here has cabled his govern-The Virginia won and retained the record manufacture by the distilleries. There are ment to hold for investigation a cargo of but twelve makers of denatured alcohol in groceries consigned to the Honduran govthe country at the present time and these ernment, which was shipped to Pwerto Cortez on the steamer Alps last week. The groceries were largely from the wholesale firm of Adler & Co., recently placed in the hands of receivers. William Adler, sading member of the firm, and late presdent of the State National bank, has not been heard from since he left the city last week. One report has been to the effect that he has gone to Honduras.

When the receiver assumed charge the Adler & Co. business yesterday, he Honduras and discovered the goods were ing the question of trade wholly out of consigned to the Horduran government The Honduran consul said the cargo could not have been intended for his government and he cabled the facts and asked that the matter be inquired into. The Alps should have arrived at Puerto Cortez some days ago, but up to last night had not appeared.

BONFILS STILL BELLIGERENT Denver Publisher Arrested on Charge of Assault and Battery-He is Angry.

the warrant, and furnished bonds for his

TRACE OF FLORETTA WHALEY Letter from Louisiana Indicates Young Girl Who Eloped is There.

NEW YORK, Dec. 27.-That Floretta Whaley, the young girl who eloped last April with Rev. Jere Knode Cooke, then pastor of St. George's Episcopal church of Hempstead, may now be in Louislana is indicated in a letter received today by the cierk of the Nassau county surrogate court. The letter is dated from Emden, La., is postmarked New Verda, La., and is signed "W. O. Jones." It says that a girl about 17 or 18 years of age, who gave the name of Floretta Whaley was brought to his home last April by a man named Cooke. The man said the girl was his step-child and that her mother was dead, and that he was no longer able to care for her, the writer of the letter declares.

LEWIS TO SUCCEED MITCHELL Vice President of Mine Workers from Ohio Slated to Be Next President.

WHEELING, W. Va., Dec. 27.-Beturns from a majority of districts in the United States Indicate that Vice President T. L. Lewis of Ohio has a majority of votes for the presidency of the United Mine Workers, to succeed John Mitchell.

INDIANAPOLIS, Ind., Dec. 27.-John Mitchell, president of the United Mine Workers, left today for Chicago to meet him to Excelsior Springs, Mos

Both Burkett and Brown Desire to Be Delegates to National Convention.

TO GO ON THE PRIMARY TICKET

Also Desire Voters to Express Their Preference for President,

LAW NOT CLEAR ON THE SUBJECT

Omaha Indians Submit Series of Questions to Commissioner Leupp.

The Wells-Fargo company is the only transcontinental express company and an SOME OF REQUESTS GRANTED immense exchange of freight has always

others. Its business from Pittaburg has Others Not Favorably Considered and on Still Others Department Desires More Information Before Ruling.

(From a Staff Correspondent.) WASHINGTON, Dec. 27,-(Special Telegram .- Senators Burkett and Brown desire to be delegates to the national republican convention which meets in Chicago June 16 next and both are urging the primary election law of Nebraska to bring about their own election. "If Brown wants to go I want to go," is the thought that came to Pittsburg from the east along of Senator Burkett, and "If Burkett goes the Pennsylvania and Baltimore & Ohio surely I should go," says Brown. Both senators agree that under the ruling of the national committee there should be a convention for the selection of delegatesat-large, they should be guided by the vots of the people upon the question of a

candidate. Senator Burkett has received a number f letters in the last two or three days relative to this very question and in reply he has insisted that the primary should tell the wishes of the people as to their individual choice for president so that the delegates elected might lintow what the wishes of their constituents were so far as a successor to President Roosevelt went. In these letters Senator Burkett has said that while he was for Secretary Taft, he recognized the right of others to be for other candidates, and as Nebraska had established the primary law he thought it the part of wisdom to have the state vote polled and have the electors say in voting for delegates to the national convention whom they favored,

Intent of the Law. Just whether the primary law contemplated the election of delegates to a state convention to select delegates-at-large to the national convention and instruct these delegates along certain lines is a most question, but the national committee left it wholly in the power of the central committee of each state to determine the question as to a state convention for delegates-at-large and undoubtedly the state mmittee of Nebraska will determine the

be instructed just the same as delegates from the congressional district in this It is a most interesting question for Nebraska and quite as interesting Michigan and Wisconsin, for all have passed primary election laws and they all differ in their essential elements. Burkett wants everybody to vote his choice for president, on the theory that if the

uestion whether delegates-at-large are to

primary law means anything, it means Instructions to delegates Senator Brown is crise in favor of the primary law and believes in its application to the political conditions which surround the American commonwealth. goes further, probably than his colleague regarding the primary law and says that the primary choice binds the delegate, whether a district delegate or at large, and believes in the people voting their preference for president when looked up the papers in the shipment to they vote for delegate, thereby climinat-

> the equation. Leupp Answers Omnhas. The commissioner of Indian affairs today sent a letter to Hiram Chase, reply-

ing to some additional questions upon which the Omaha Indians wish to be Informed. The four questions were: informed. The four questions were:

First—As to what is known as 'half-breed cases.' In this matter Commissioner Leopp says: 'The Indians mentioned Mrs. Dimmick as one of the just beneficiaries, but she is the only person named. Let your report show the exact status of these lands at the present time and contain all the information necessary, in order to dispose of this subject property.''

DENVER, Colo., Dec. 27.—Fred G. Bonfils, one of the proprietors of the Denver Post, was arrested today on a warrant sworn out by Thomas N. Patterson, former United States senator and principal owner of the Rocky Mountain News and Denver Times, charging him with assault and battery. Mr. Bonfils was taken before Justice of the Peace Thomas M. Carlon, who issued the warrant, and furnished bonds for his

appearance for trial.

In a card published in the Post today Mr. Bonfils states that the reason for his action was the publication of articles in Mr. Patterson's newspapers, "villifying" him and declares he will call the senator to account every time they meet if similar publications continue to be made.

cial legislation by congress.

It is requested that authority be granted the Omaha tribal council to set granted the Omaha tribal council t rial legislation by congress. It is requested that

As to the complaint that persons, not members of Omaha tribe, be not allowed to settle on agency or school grounds, the Indian commissioner replies: "The objection to residence of persons not members of the tribe on agency or school grounds seems to be directed against Chief Clerk Coddington, who is occupying a building erected by the former blackswith, who took the land by permission of someone not inthe land by permission of someone not in-dicated by the Indians in their complaint.

Minor Matters at Capital. Congressman Kinkaid has recommended the appointment of William 10. Miller as postmaster at Berea, Box Butte county, vice Fred S. Wescott, resigned; also the appointment of Miss Pearl R. Robinson as postmaster at Mariaville, Rock county,

vice F. L. Hutton, resigned. Mr. Hinshaw has secured from the superintendent of the free delivery a promise of an additional city carrier at Fairbury. Postmasters appointed: Nebraska, Adelia, Sloux county, Sarah Hamilton, vice M. D. Jordan, resigned. Iowa. Douds, Van Buren county. Ernest T. Greenfield, vice W. A.

Carson, resigned. William F. James has been appointed regular and Stephen Purdy substitute fural carrier for route 2; Thomas C. Likins, regular, Charles Adrain, substitute for route 5 at Orient, Ia.

The application of J. R. Harris, H. B. Piskett, J. P. Nye, A. W. Murphy, J. F. Lake and H. J. Scott to organize the First National bank of North Boro, Ia., with \$25.00 capital, has been approved by the comproller of the currency

Grand Island Couple to Marry. CHICAGO, Dec. Zl .- (Special Telegram) --Henry Anderson and Daisy Mappes, both his wife and brother, who will accompany of Grand Island. Neh, were liesesed to marry here Thursday.