

TOBACCO WILL WAIT UPON OIL

Indications that Supreme Court is Considering Anti-Trust Cases Together.

SAME ISSUES ARE INVOLVED

Standard Company Will Present Its Arguments March 14.

COVERS ALL TRUST QUESTIONS

Range of Modern Industrial Organization Embraced in These Cases.

SOME POINTS OF DIFFERENCE

One Attorney Holds that Decision May Be Against Government in One Case and in Favor of it in the Other.

WASHINGTON, Feb. 23.—While the supreme court of the United States has vouchsafed no intimation on the subject, it is generally supposed here that the decision in the case of the American Tobacco company, which has already been argued before the court, will not be handed down, at least, until after the argument in the case of the Standard Oil company, which is set for March 14.

Lawyers here generally concur in the statement made by Mr. Wickham to the effect that these two cases together present for its consideration "practically the entire range of modern industrial organizations in this country," and substantially every feature of the "trust question," so far as it falls within the purview of the Sherman anti-trust law.

Points of Likeness.

The two cases are alike in that they are proceedings in equity to enjoin alleged violations of the law of the land—neither is in its essence a criminal action; in neither does the government seek to procure either imprisonment of individuals or exemplary fines upon the defendants.

Charges in Oil Case.

The government charges that from the time of the organization of the Standard Oil company in 1863, a monopoly was obtained; that in fact for years prior to that a virtual monopoly existed; and that the various forms which the conspiracy alleged against the oil company has taken, have been merely adaptations to the changing needs and conditions of the times.

Difference in Charges.

Another difference between the two cases lies in the fact that the Standard Oil company is charged with the violation of the Sherman law alone; the tobacco companies are charged with violating also the Wilson tariff act of 1894, which extended the application of the anti-trust law to any party to which an importer, furthermore, the government is seeking to establish the rule that a corporation entering into an agreement abroad with a purpose to violate the Sherman law, shall be held liable as if it had entered into the same in this country.

More People Enter Omaha Y. M. C. A. Than Any Other

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WOMAN DEAD, MAN WILL DIE

Rock Island Passenger Train Strikes Street Car in Denver, Knocking It Fifty Feet.

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One Man Burned, but Seventy-Four Others in Shaft Escaped.

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Mohler Admits U. P. Freights Make Slow Time

Vice President, on Witness Stand, Concedes Other Roads Move Freight Faster.

NEW YORK, Feb. 23.—Freight train speed on the Union Pacific was gone into at length today by Government Counsel Sovereign, in examining A. L. Mohler, vice-president and general manager of the Union Pacific, in the government suit to dissolve the Union Pacific-Southern Pacific merger.

Comparing tabulated figures, which the witness said had been prepared by the American Railway association, the Santa Fe, Great Northern, Northern Pacific and other party single track lines were shown by the table presented to average much better time than the Union Pacific, particularly on the scheduled time of their green fruit preferred trains.

IMMUNITY BATHS FOR NINE

Directors Who Escaped Indictment Testified for the State—Penalty in Year in Prison and Fine.

NEW YORK, Feb. 23.—The so-called milk trust was indicted in New York today. After a grand jury investigation extending over a period of weeks, a blanket indictment was handed down in the criminal branch of the state supreme court naming eight of seventeen directors of the Consolidated Milk exchange, a New Jersey corporation and charging that they met June 1, 1909, in New York and conspired together and with others to fix the wholesale price of milk and do fix it at \$1.40 for a forty-quart can of milk.

THREE DEAD IN STRIKE RIOTS

Two More Dying and Thousand Are More or Less Injured.

MAYOR WANTS STATE TROOPS

Day of Disorder in Philadelphia Following Efforts of Traction Company to Run Cars—Barrs Is Driven.

PHILADELPHIA, Feb. 23.—Three dead, two lying at the point of death in hospitals and more than 1,900 persons injured in the toll exacted by the reign of lawlessness which has existed in this city for three days as an outgrowth of the strike of the employees of the Philadelphia Rapid Transit company.

Nation Wide Fight Against the House Fly

Civic Association Begins Moving Picture Campaign of Education Against Pest.

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BILLS IN MILK COMBINATIONS

Eight of So-called Milk Trust Members of New York Exchange Indicted.

ALL CHARGED WITH CONSPIRACY

Wholesale Price of Milk Fixed at Fourteen Cents a Gallon.

ACCUSED MEN ARE PROMINENT

Number of Them Are Directors in Several Other Corporations.

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Can't Fly With Wings Clipped.

Bank Fails and Bookkeeper is Now a Fugitive

Employee Charged with Being Short \$144,000 Last Heard of in Kansas City.

TALK UNFAIR RATES TO CLARK

Omahans and South Dakotans Give Tariff Testimony.

LUMBER AND GRAIN MEN HEARD

Other Going Before Commission in Washington Some Time in Spring.

Other Elevator Men Heard.

W. Z. Sharp of Sioux Falls, who operates eleven elevators in South Dakota, testified to the same effect and so did W. J. Thompson of Madison, the same state.

Big Shipment Was "Abnormal."

He maintained that a lesser rate could not be given with profit to the company. The distance from Dallas, S. D., to Omaha was 271 miles and the rate on lumber was 17 1/2 cents. He admitted that a total of 1,300 cars of lumber and building material had been shipped over the branch line in 1909, but thought that the shipments during that year were abnormal and would not probably be duplicated for some years, until the country was better settled.

HOGS STILL FLYING IN THE AIR

Go to \$9.85 on the Omaha Market and Are Still Higher Elsewhere.

More Cars Than Tuesday.

At 9 o'clock the traction company announced that it had 64 cars in operation or thirty-seven more than at the same hour yesterday. This number, it was stated, would be increased during the day to 80. The company also announced that it had enough men to man 1,400 cars if the city could provide sufficient police protection.

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HELP PROMISED FOR CRAWFORD

Secretary of War Will Recommend Aid in Building Waterworks System.

MORE LANDS FOR HOMESTEADS

Interior Department Gives Order Affecting Wyoming.

INDIANS COME IN FOR BENEFIT

Creditors Have Been Ordered to Arbitrate Claims.

MEASURES FOR HOMESTEADERS

Several Billings Promulgated of Interest to Nebrascans—Bank Salary for South Dakota—Carriers' Overtime.

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WASHINGTON, Feb. 23.—(Special Telegram.)—Senator Brown and Representative Kinkaid this morning had a conference with the secretary of war relative to a bill which they jointly introduced in their respective houses, the measure providing an appropriation of \$50,000 to the city of Crawford, Neb., in erecting water works, the present water supply being polluted by sewage from Fort Robinson. When the bill was originally introduced the secretary of war was inclined to oppose it, in fact, he did not see why the government should aid the town of Crawford whatsoever. At today's conference, Senator Brown and Representative Kinkaid produced evidence tending to show that the government through its military post at Fort Robinson was fouling water now being used at Crawford, greatly to its detriment and to the menace of public health. Secretary Dickinson was so impressed with the arguments of the Nebraska representatives that he agreed to change his former decision and send to congress a report favoring the enactment of the legislation suggested whereby the town of Crawford may be aided to secure a water works system.

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