

JUDGES THROW STEEL SUIT OUT

Application to Prevent Destruction
of Records of Corporation Dis-
missed in New Jersey.

BROUGHT IN FEDERAL COURT

Three Members on Bench Unite in
Writing Opinion.

EVIDENCE IN BIG CASE SOUGHT

Government Desired to Prosecute
Trust to Its Dissolution.

NO WRONG INTENTION IS SHOWN

Order Against American Wire and
Steel Company, Which Burned
Books, is Allowed to
Stand.

TRENTON, N. J., May 9.—The application in the United States district court here for an injunction to restrain the United States Steel corporation and a number of its subsidiary concerns from the destruction of books and papers which might be used in evidence in the suit of the government for the dissolution of the steel corporation, was dismissed in a per curiam opinion filed by Judges Gray, Buffington and McPherson, except as to the American Steel and Wire Co., one of the steel corporation's subsidiary concerns.

The opinion which is brief, after speaking of the application says: "No evidence is offered that such destruction is threatened, and it need hardly be said that evidence is essential before any man may be either accused or convicted of what would be in substance a criminal interference with the courts of justice."

One Bit of Evidence.

"The motion is supported almost wholly by the fact that after certain prosecution in the southern district of New York came to an end a number of persons belonging to the American Steel and Wire company that had been furnished by the company to the government for use in such prosecution, and had been returned to its possession, were destroyed by one of its officers."

"While we are satisfied that this destruction was without evil intent, the fact remains that the destruction took place and it is reasonable to say, so far as the steel and wire company is concerned, the restraining order previously granted should be continued."

The opinion then goes on to say that it is not shown that the other defendants were in any respect connected with its acts and that without evidence the court cannot grant the present petition. The petition is therefore refused except as to steel and wire company, but the government is given permission to renew the petition if at any time counsel shall desire such a step as necessary or desirable.

When Documents Were Destroyed.

The sale of the destruction of the documents in the Jackson wire pool cases by officials of the American Steel and Wire company was filed today as some time in November last by George A. Cragin, an official of the company. He gave testimony to this effect at a continuation of the hearings before Commissioner Henry P. Brown in the government's suit to dissolve the United States Steel corporation. This evidence was regarded as of importance to the government's case, inasmuch as the pending suit was filed on October 26, but the question as to when the order to destroy the papers was given is still to be cleared up. Cragin said today that Vice President Bauckes of the wire company, who gave the order, had visited him in Worcester, Mass., twice "either in October or November."

Contractor Killed by a Woman, Who Commits Suicide

LOS ANGELES, Cal., May 9.—Peter Walker, a wealthy contractor who recently completed a large part of the government work at the Yuma irrigation dam, was shot and killed Sunday night by Mrs. Anna Dewey of Haskell, O., said to be the daughter of a former congressman. Mrs. Dewey committed suicide.

SOCIALIST DEPUTY ELECTED FROM THE PRUSSIAN DIET

BERLIN, May 9.—The long standing conflict between President Baron von Ertze and six socialists of the Prussian Diet resulted today in the calling of a vote to the Diet chamber, where they elected Deputy Borchardt, who repeatedly had interrupted an anti-socialist speaker. The president ordered him to be seated, and on his refusal declared him excluded from the session. Borchardt refused to withdraw and the session was suspended while a lieutenant and four policemen carried him, violent and struggling, to the street.

The Weather

For Nebraska: Generally fair except unsettled southeast portion.

Hour	Temp.	Wind	Clouds
5 a. m.	50	W	100
6 a. m.	50	W	100
7 a. m.	50	W	100
8 a. m.	50	W	100
9 a. m.	50	W	100
10 a. m.	50	W	100
11 a. m.	50	W	100
12 m.	50	W	100
1 p. m.	50	W	100
2 p. m.	50	W	100
3 p. m.	50	W	100
4 p. m.	50	W	100
5 p. m.	50	W	100
6 p. m.	50	W	100
7 p. m.	50	W	100
8 p. m.	50	W	100

TITANIC BULKHEADS OPENED

Testimony of Engineer Dillon May
Be Important.

THOUSAND MEN WERE IN WATER

Says He Had Been Swimming About
Twenty Minutes When He Was
Picked Up—Washington
Hearing Reopened.

LONDON, May 9.—Evidence that the doors of four water-tight bulkheads had been opened after having been closed from the bridge was introduced today at the British wreck commissioner's inquiry into the loss of the Titanic. This was done, according to Thomas Dillon of the engineers staff in order that the engine crew might reach the pumps in the boiler room No. 5. The men did not go into boiler room No. 5, because there was too much water there. In fact the water was leaking through into boiler room No. 4.

Dillon said he swam about for twenty minutes before being rescued and saw at least 1,000 other men swimming or floating on the surface buoyed up by life preservers. He saw no women in the water.

Washington Hearing Reopened.

WASHINGTON, May 9.—The Titanic inquiry was reopened by the senate investigating committee today to permit testimony by Maurice L. Farrell of New York City, managing news editor of Dow Jones & Co. A number of affidavits and letters were read into the record, including a statement of Dr. F. C. Quinlan of Toronto, a passenger on the steamer Mount Temple.

Senator William Alden Smith of Michigan, chairman of the subcommittee, was alone in questioning Mr. Farrell, who was called to the stand on reports that were circulating during the day of Monday, April 16, before the night dispatches showed the appalling extent of the accident.

Mr. Farrell made a formal statement, explaining that the reports his company published came chiefly from the office of the White Star line, the Laffan news bureau and the Boston news bureau. He said the duplication of messages flying back and forth led to their erroneous construction as confirmatory evidence, and that the chances of error increased as the reports went through different channels. He said that at 3 a. m. on the fatal Monday a reporter received information from White Star representatives in their New York office which was summarized on the Dow Jones & Co. news sheets as follows:

"Officers of the White Star line stated at 9 o'clock this morning that passengers on the Titanic were being taken off in boats and that there was no danger of loss of life. The Baltic and Virginian, they stated, were standing by to assist in the rescue."

Mr. Farrell added: "To the lay mind standing by conveyed the meaning that the vessels were in the immediate vicinity holding themselves in readiness to render aid. Its use, however, appears to have been in the technical nautical sense, indicating that the vessels had received the C. Q. D., responded to it and had headed their course toward the Titanic."

Hamburg-American Reinsures.

BERLIN, May 9.—Warned by the Titanic catastrophe, the Hamburg-American Steamship company has discontinued any self-insurance of its own ships and has reinsured all the ships of the Hamburg-American line against total loss or serious wreckage.

Papers Sold Under Police Guard in All Parts of Chicago

CHICAGO, May 9.—Quiet reigned in the newspaper strike today and papers were sold under police guard in practically every part of the city.

A number of streetcar drivers who went on a sympathetic strike after the present walk-out, applied for reinstatement on two afternoon newspapers and it is expected that others will follow their example in the near future.

Workmen Driven from Mines in the Wyoming District

PHILADELPHIA, May 9.—The first disturbance in the Wyoming region occurred today at Luzerne borough near Wilkes-Barre, where foreigners armed with sticks and stones attacked workmen and compelled the coal washery of the Paine Coal company to suspend operations. One workman was cut about the head.

TELLS BRYAN TO PRODUCE FACTS

Governor Harmon Writes Nebraskan
to Publish Letter Which He
Says He Has.

FLATLY DENIES ALL CHARGES

Says No Money Was Spent in Effort
to Get Votes for Him.

PEOPLE SHOULD KNOW ALL

In His Telegram He Says He Wants
Facts Revealed.

TAFT WILL RETURN MONDAY

He Will Be Followed During Part
of Tour of State by Roosevelt—La Follette Will Also
Make Speeches.

COLUMBUS, O., May 9.—Governor Judson Harmon today sent a telegram to William Jennings Bryan further denying charges made by Mr. Bryan at Findlay yesterday that friends of the governor had tried to purchase Bryan delegates in 1906. He said:

"I repeat that no one authorized by me or with my knowledge or consent ever tried to purchase delegates. I never heard of such a thing except from your statement yesterday. At the date you mention I had accepted the nomination for governor and was making no effort for the presidential nomination. If you have a letter showing what you say, why don't you publish it? The people are entitled to the facts, and I wish them to be known."

President Returns Monday.

National politics only simmered in this state today after the finish of President Taft's three-day tour and prior to the invasion of candidates scheduled to begin their final campaigns here next week. The president will return Sunday, according to present plans, and Monday is to be followed by Colonel Roosevelt. Campaign managers for Senator La Follette have announced that he is to make a final tour of the state prior to the primary election, May 21.

In the democratic ranks there is much activity and many candidates are making plans for speaking tours.

William J. Bryan today is finishing a three days' invasion of the state in which he has been attacking the candidacy of Governor Harmon. At Governor Harmon's headquarters it has been reported the chief executive was working out his itinerary, which would cover all the points at which Bryan has spoken and would also include the larger cities of the state.

A report gained circulation during the visit of President Taft that Governor Woodrow Wilson was also planning to tour Ohio, although no such official announcement has been made.

The petitions of Governor Harmon and Governor Wilson only have been circulated.

Mr. Bryan in his two tours of the state has urged democracy to vote for the New Jersey executive.

Taft Confers with McKinley.

WASHINGTON, May 9.—President Taft arrived in Washington this afternoon for a twenty-four-hour stay. Tomorrow evening he will start for Princeton, N. J. Director McKinley of the Taft campaign headquarters boarded the president's train at Baltimore and conferred with his chief during the ride to Washington.

Roosevelt Should Have Maryland.

BALTIMORE, May 9.—Governor Philip Lee Goldsborough, one of the leaders of the republican party of Maryland, today declared that he advocated sending a delegation to the national convention that would vote for Colonel Roosevelt as long as there was chance of his receiving the nomination.

Governor Goldsborough said: "Colonel Roosevelt won the preferential vote in the primaries in this state last Monday and the will of the people should prevail. I was on the Taft side and we lost."

Texas Is for Roosevelt.

DALLAS, Tex., May 9.—Texas convention returns today left the result, both democratic and republican, exactly where they were yesterday. Woodrow Wilson swept the state and Theodore Roosevelt gained a clear lead over Taft.

With twenty counties yet to be heard from, returns received up to this afternoon from Tuesday's democratic county convention: Clark, 47; contested, 1; unstructured, 2. Wilson's majority in state convention, 6.

Republican returns from all except forty-seven counties show in the state convention: Roosevelt, 78; Taft, 6; unstructured, 4; contested, 1.

How the Straw Hat Pioneer Feels



From the Washington Star.

VISIT FIRST CAPITAL OF OHIO

Constitution Makers Adjourn from
Columbus to Chillicothe.

HISTORIC SPOTS ARE INSPECTED

Delegates Gather About Table
Where First Constitution Was
Signed Hundred and Ten
Years Ago.

CHILICOTHE, O., May 9.—Ohio's constitutional makers today turned back to the spot where the first charter laws of the state were drafted 109 years ago. To pay homage to the makers of the state's first history, delegates, employees and attaches of the fourth constitutional convention moved in a body from Columbus to this city, Ohio's first capital.

The court room in Ross county court house, where the session was held, occupies the ground where the first state house stood. Many of its furnishings are scarcely less historic than its location.

The long oak table at which President Bigelow presided is the same table on which the first constitution of the state was signed. Above the table hung the big bell which swung in the tower of the first state house. It has been in the relic place of the present capital for fifty years, but was brought here today.

On the walls of the court room hang pictures of the first governors and many members of the first constitutional convention. The original records of the first convention were also on display.

No business was expected of the delegates.

Historic Spots Visited.

The St. Clair house, where the then Governor St. Clair escaped from a mob led by Michael Baldwin, member of the first constitutional convention, was visited. Visits also were made to the Clinton house, where British officers were paroled after Perry's victory on Lake Erie; to the cemetery hill, the burial place of four governors, including Governor Tiffin, the first state executive; Cook's house, built in 1800 with the first iron bars brought to the state, and to the little mill site where flour was first made in the state.

The first Ohio constitutional convention met November 1, 1802, and finished its work on the 29th of the same month. This city remained the state capital from 1802 to 1810, and again from 1812 to 1818. The old state house stood until 1862, when it was torn down. In 1803 Chillicothe was the capital of the northwest territory.

Votes to Abolish Court of Commerce

WASHINGTON, May 9.—The house today voted 130 to 69 to abolish the United States Court of Commerce, many republicans voting with the democrats. Cases now pending before the court under the abolition provision contained in the legislative, executive and judiciary appropriation bill would be transferred to the various federal district courts having competent jurisdiction.

The National Capital

Thursday, May 9, 1912.

The Senate.
Met at noon.
Began consideration of rivers and harbors appropriation bill.

The House.
Met at 11 a. m.

New Roads and Other Louisiana Towns Are Threatened by Flood

NEW ORLEANS, La., May 9.—By tearing away 1,600 feet of the south end of the Torres crevasse, a wall of water from eight to ten feet deep and half a mile in width is today bearing down upon the already overflowed area of Pointe Coupee, St. Andre and several other parishes.

New Roads, heretofore considered practically safe from the Torres flood is rapidly becoming flooded. Boats are being built and other preparations made by the townspeople for a hurried exit.

This section of the parish being thickly settled much rescue work will be required. Motor boats and skiffs are being concentrated here by the government representatives. In some instances the officers confiscated boats and are holding them in readiness.

Farmers, driving their live stock in advance of the flood arrived here early today from the country around Furdouche. They report that hundreds of persons marooned in their homes in that vicinity and are in urgent need of relief. Motor boats were unable to reach that district yesterday.

Looters in skiffs are reported to be reaping rich harvest in the inundated country. Many houses from which their occupants were hastily driven have been broken open and robbed. The size of the families among the refugees is surprising. One robust white woman had sixteen children strung out after her when she climbed down the steps of a relief train today. Mothers with eight, nine or ten children are numerous among the people coming from Pointe Coupee parish.

New York Banks Adopting Finger Print System

NEW YORK, May 9.—The finger print system for the identification and the protection of depositors, is being rapidly adopted by New York banks. The North Side bank is the latest institution to adopt the finger print system, regarding which Secretary Arthur E. Kirsch said today:

"It is not the Bertillon system used by the police, but was devised by an Englishman named P. A. Flack, who for fifteen years was employed by the British government at Singapore, India. Instead of the thumb, we take the imprint of three fingers of the right hand—the tips of the index, middle and third fingers."

"We provide blanks for our depositors upon which they write their signatures and leave their finger prints."

"These we keep on file, to have in cases of emergency, as when, for instance, the genuineness of a signature may be questioned. We have yet to come across a depositor who objects to this."

Three Killed by Explosion in Steel Mill at Cleveland

CLEVELAND, O., May 9.—Three men were killed and some twenty seriously injured shortly after midnight by an explosion at the central furnace of the American Steel and Wire company. It is thought some of the injured will die.

The explosion occurred when a furnace was being cleaned out preparatory to closing down for the night. It is thought to have followed contact of a workman's torch with an accumulation of gas.

WOMEN WOULD BE MINISTERS

Question of Their Ordination to Be
Taken Up by Methodists.

AMUSEMENTS STILL TO THE FORE

More Memorials Submitted on This
Proposition Than on Any Other
—Term Presiding Elder May
May Again Be Official.

MINNEAPOLIS, Minn., May 9.—Scores of memorials are pouring into the general conference of the Methodist Episcopal church in session here, and probably before the final adjournment all will appear before the conference for final action.

Far in the lead is that relating to the famous paragraph 259 of the church discipline, which prohibits dancing, card playing and kindred amusements. That this section will be amended at the present session to leave the question to the "conscience" of the individual member, is the belief of many of the delegates.

Another memorial which has appeared frequently in the church records is that changing the name of the "district superintendent" back to that of "presiding elder." The latter was in use until the change was made at Baltimore four years ago, and it is claimed by many that the new name has not proved satisfactory.

That there is a suffragette movement in the church has been shown by the introduction of a memorial which asks that women be licensed to preach. A number of years ago a rule was adopted forbidding the ordaining of a woman minister, but it is probable the question again will be discussed at the present session.

Favors Bishop for Negroes.

The advisability of amendment of the constitution of the Methodist Episcopal church to provide for bishops for the negro race in the United States was recommended at the business session of the general conference today by the commission appointed to investigate the matter. The report of the committee was referred.

It was declared that the constitution of the church did not permit the election of a negro bishop exclusively for negro conferences as any bishop elected must be a "general superintendent." For this reason the committee advocated the change in the constitution. Rev. Dr. E. J. Jones of New Orleans, prominently has been mentioned as the probable choice for negro bishop if the conference finally approves a change in the constitution.

Other Business Transacted.

Included in the action of the business session of the conference today is: Asked for reports upon loss of profit of different church papers.

Referred resolution endorsing "every lawful endeavor to improve conditions of workers and to secure a living wage," and opposing child labor and long hours of woman labor.

Made the second Sunday in May henceforth the "Mothers' day" of the church.

Asked report of rules committee on election of all officers with exception of bishops by May 13, if possible.

Commended the universal peace project and lauded President Taft for his part in urging of worldwide peace.

An attempt also was made to ask for an investigation of alleged dancing, smoking, card playing and theater going in church schools, but the conference refused to consider it.

The report of the Woman's Home Missionary society showed that the society now has 19,110 members, an increase of more than 2,000.

LONG STEP TOWARD UNION

Fraternal Delegate from Church

South Given Great Reception.

MINNEAPOLIS, Minn., May 8.—(Special Correspondence.)—The union of the two great branches of Methodism in the United States was materially furthered

(Continued on Second Page.)

ASSIGNMENT OF THE PORTFOLIOS

Newly Elected City Commissioners
Meet and Agree Upon the Distri-
bution of Departments.

DAHLMAN TO CONTINUE MAYOR

Butler Will Look After Finances and
Ryder Draws the Police.

FIRE AND WATER TO WITHNELL

McGovern Public Improvements and
Hummel Parks and Property.

FIRST MEETING HELD MONDAY

Ryder, as Spokesman, States Recog-
nization Will Be with View
to Improving Efficiency
Whenever Possible.

James C. Dahlgren, mayor and head of department of public affairs, Dan E. Butler, department of accounts and finances, John J. Ryder, department of police, sanitation and public safety, Charles E. Withnell, department of fire protection and water supply, A. G. Kugel, department of street cleaning and maintenance, Thomas McGovern, department of public improvements, J. E. Hummel, department of parks and public property.

The foregoing are the assignments drawn by the members of the new city commission at an informal session held Thursday afternoon, following a luncheon at which all the new councilmen were present. After the meeting, which continued from 1 to 4 o'clock, Mr. Ryder said there was an entire absence of friction. "We went over pretty thoroughly the situation we are about to face," said Mr. Ryder, "and made the assignments indicated. Naturally, some of the commissioners-elect had a preference, and some had to give way and take the departments assigned to them by the general consensus of opinion. We discussed a good many details touching the general course to be followed when we have taken possession of the department."

Hope for Good Results.

"It is sufficient to say at this time we have decided to go about reorganization of departments with the serious purpose in mind to better them wherever possible. As to methods of doing public business and getting good results, the seven found no difficulty in agreeing. We hope that as the weeks and months pass to be able to convince the citizens of Omaha that we appreciate the honor conferred on us and that we will strive to meet their expectations."

Mr. Ryder also gave out the announcement that Thomas J. Flynn, the present street commissioner, is to be named as city clerk. It was considered necessary to fill this place at once, as the present city clerk is a member of the new commission.

The new commission will hold its first meeting in the council chamber at 10 o'clock Monday morning. At that time Mayor Dahlgren will be formally chosen to the position he now holds, and the other commissioners will be likewise formally assigned to their departments. Mr. Flynn will be elected to the clerkship and will be sworn in at once.

Today and tomorrow the commissioners will file their bonds, after having them approved by a judge of the district court, thus putting themselves in a position to step into authority in the various departments immediately following the first meeting. For the present, the commissioners will hold a public every Thursday evening, in the council chamber.

Mr. Ryder announced for his colleagues that until further notice all heads of departments, or deputies in charge, will proceed with their regular duties under the direction of the mayor.

The new commissioners have decided to go to Des Moines next week and investigate the working of the commission plan there. They will spend a day or two studying the plan in operation and will then return and assume the duties of their offices.

NEW COUNCIL GOES IN MONDAY

City Attorney Rules Commission Form in Vogue Then.

City Attorney John A. Rine has ruled that according to the provisions of the new commission form law the commissioners-elect should assume office next Monday.

"There is no conflict, in my opinion," said the city attorney, "between the provisions in the law and the seven councilmen can meet Monday, organize and as soon as feasible take over the affairs of the city."

The only thing that would keep the new men out of office until the latter part of the month, said the city attorney, would

There's some of your old furniture that you will not need—not want—in your new home.

Better sell it now, and get a good price for it. There is no use of having useless pieces of furniture littering up your home and preventing you from beautifying it.

Sell them through a Bee want ad. The cost is but a few pennies. It may chance that you wish to buy some secondhand pieces from somebody who wishes to sell. Ask for them through a Bee want ad. The time is now. You probably will get what you want immediately. Try. Tyler 1000