

Mutt's the Guy that Put the He in Hero

Drawn for The Bee by "Bud" Fisher



UNION PACIFIC DENIED LEASE

California Railroad Commission Refuses to Approve Plan.

INSISTS ON OPEN GATEWAY

It Holds that All Roads Must Be Allowed to Use Benicia Short Line if Any Lease is Approved.

SAN FRANCISCO, Cal., Feb. 25.—Open competition between the Union and Southern Pacific, the two great component parts of the Harriman system, and no favors from one to the other because of their past connection, are the only terms under which the California State Railroad commission will approve the emerging steps now being taken to comply with the supreme court order for dissolution.

In a ruling handed down last night bearing on the two roads in California, the commission denied the application of the Union Pacific for a 99-year lease of the Southern Pacific connecting link between Oakland and Sacramento, known as the Benicia Short Line and further declared that wherever the Southern Pacific granted the Union Pacific's subsidiary in California, the Central Pacific joint use of its terminal facilities and industry tracks it should grant the same privileges to any other competing line on similar terms.

Gould View Upheld.

These rulings bear out the contention of the Western Pacific, a Gould property, in the hearing just closed. Western Pacific attorneys claimed equal rights with the Central Pacific for their road and were upheld in each instance in the decision. On the main point—the exclusive lease of the Benicia Short Line—the decision reads:

"If the Southern Pacific grants the Central Pacific the right to use the Benicia Short Line it shall accord to all the competing carriers like privilege on similar terms."

This ruling of the commission, together with its findings on other points in the application, and a general statement of its attitude towards the dissolution, was telegraphed immediately to Attorney General Wickersham at St. Louis, where the dissolution plans are being considered in the federal court.

Telegram Sent to Court.

The telegram contained a strong criticism of the plans as previously agreed on in Washington by Attorney Wickersham and the railroad officials and another method of bringing about the dissolution is suggested. Instead of forcing the Southern Pacific to sell the Central Pacific line from Ogden to San Francisco, the commission recommends that the Central Pacific be leased for a long term of years by the Union Pacific, thus making a through line for the Union Pacific from Omaha to San Francisco. This idea is indicated in the telegram as follows:

"Judge Lovett testified that imposition of conditions would require further negotiations and would defeat the plan, and requested that if the commission found such course necessary, it would indicate the terms upon which it would approve those matters within its jurisdiction."

"The commission objects to breaking up the local system of the Southern Pacific in the state of California, into two disassociated systems, with attendant inconveniences to shippers, and suggests that your design to divest the Southern Pacific of a line from the coast to Ogden, which should be competitive with its Sunset line, could be brought about equally well with a lease to the Union Pacific of the main line of the Central Pacific from Ogden to Sacramento, and thence by Stockton and Niles to Oakland, thus leaving the Southern Pacific in control of the local system within the state of California."

"If, however, after considering this matter you and the court are of the opinion the better plan is for the Southern Pacific to sell the Central Pacific stock the commission will waive its objection."

The telegram continues that either on the basis of sale of the stock or the main line by the Union Pacific the commission will insist on its conditions on the joint use of the Benicia Short Line and the terminals heretofore referred to.

Other Requests Approved.

The other requests contained in the joint application of the Southern and Central Pacific respecting certain leases and transfers in the final dissolution contract were approved. These include the following:

Lease by Central Pacific to Southern Pacific of its line from Tehama to the Oregon line for a term of 99 years.

Joint trackage rights over the Bay Shore cut-off from Redwood City to San Francisco for a term of fifty years, said by the Central Pacific to the Southern Pacific of the California portion of the line from Weed to Natron, Ore.

Will Not Change Plan.

ST. LOUIS, Feb. 25.—The order of the California Railroad commission denying the application of the Union Pacific railway for a 99-year lease of the Benicia cut-off between Oakland, Cal., and Sacramento will not affect the government's plan for the dissolution of the Union Pacific-Southern Pacific merger, Attorney General Wickersham said today.

"The California decision," said Mr.

Western League Gossip for the Real Live Fans

Marcus Anthony Halorum Hall, (some name) who wore a Rourke uniform and did the bulk of the slab work, has written a letter to Johnny Goding saying he is drafted by the Tigers and should be in line for a regular job as he has the nerve, knows how to pitch and goes into the game with the expectancy of winning.

NEW PLAN WILL BE NEEDED

Kruttschnitt Says All Work May Have to Be Done Over.

NEW YORK, Feb. 25.—Julius Kruttschnitt, chairman of the Southern Pacific company, said today that the Union Pacific-Southern Pacific dissolution plan would "go by the board" and that a new plan would have to be evolved should the courts uphold the decision of the California State Railroad commission, rendered at San Francisco yesterday.

"If the decision of the California State Railroad commission is upheld by the circuit court at St. Louis," reads a formal statement issued by Mr. Kruttschnitt, "the Union Pacific-Southern Pacific dissolution plan goes by the board and negotiations will have to be begun all over again from the beginning. In a word, an entirely new plan will have to be evolved. The commission ruling includes many rules which the Union Pacific has been unable to accept and which the Southern Pacific, in its turn, has found impossible also of acceptance."

Aliens Given Rights By Proposed Treaty

WASHINGTON, Feb. 25.—Of interest to the hundreds of thousands of foreigners residing in the United States is the draft of a treaty submitted to the senate today by President Taft, amending the existing Italian commercial treaty so as to afford aliens of Italian nationality in this country the same rights as native citizens. Under the favored nation clause of their treaties, nearly every other country will have the right to claim the same privilege for their subjects residing in America.

Heretofore, under the decisions supreme court, it has been held that a non-resident alien has no right of action against a corporation or individual where an injury resulted in death. The treaty submitted today, which really was an amendment to article 3 of the present Italian-American treaty, will meet this difficulty by specifically giving to the relatives of heirs for a foreigner a right of action in case of injury, unrestricted or account of nationality. Americans in Italy will enjoy a corresponding privilege.

CRAWFORD BILL TO RESTRICT INJUNCTIONS IS PASSED

WASHINGTON, Feb. 25.—Senator Crawford's bill to restrict issue of injunctions to suspend state laws and orders of state administration boards was passed today by the senate and now goes to the house. It proposes that all applications for such injunctions be passed upon by a commission of three judges, one a justice of the supreme court or a circuit court. Temporary restraining orders could be issued when it was shown that irreparable loss would result to the complainant.

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Costs Little and Acts Quickly. Money Refunded if it Fails.

This recipe makes a pint of cough syrup, and saves you about \$2.00 as compared with ordinary cough remedies. It stops obstinate coughs—seen whooping cough—in a hurry, and is splendid for sore lungs, asthma, croup, hoarseness and other throat troubles.

Mix one pint of granulated sugar with 1/2 pint of warm water, and stir for 2 minutes. Put 2 1/2 ounces of Pinex (fifty cents' worth) in a pint bottle, and add the Sugar Syrup. Take a teaspoonful every one, two or three hours. Tastes good.

This takes right hold of a cough and gives almost instant relief. It stimulates the appetite, and is slightly laxative—both excellent features.

Pinex, as perhaps you know, is the most valuable concentrated compound of Norway white pine extract, rich in Gaiacol and the other natural healing pine elements.

No other preparation will do the work of Pinex in this recipe, although strained honey can be used instead of the sugar syrup, if desired.

Thousands of housewives in the United States and Canada now use this Pinex and Sugar Syrup recipe. This plan has often been imitated, but the old successful formula has never been equalled. Its low cost and quick results have made it immensely popular.

A guaranty of absolute satisfaction, or money promptly refunded, goes with this recipe. Your druggist has Pinex, or will get it for you. If not, send to The Pinex Co., Ft. Wayne, Ind.

Slayer of Al Boyce Declared Not Guilty

VERNON, Tex., Feb. 25.—J. H. Sneed was today declared not guilty of the murder of Al Boyce, Jr., at Amarillo, Tex., last September. The jury retired last night and returned the verdict today. Sneed shot Boyce to death on a street in Amarillo upon what was said to have been their first meeting since Boyce eloped with Mrs. Sneed.

Fourteen Poisoned by Uncooked Sausage

MITCHELL, S. D., Feb. 25.—(Special.)—Fourteen persons were poisoned at Northville, in the northern part of the state, from eating uncooked summer sausage. The sausage had been smoked and the presumption was that there was little or no danger in eating it. The families of Wm. Knie, August Knie and Ed Batten were the ones that were afflicted, all of whom are said to be lying at the point of death. Mrs. William Knie died after two days of intense suffering, and Mr. Knie is not expected to live. Three in the Batten family are very low, while there are seven in the August Knie

Western League

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family, Mr. Batten was the only one of the three families who did not partake of the sausage, and was not affected. Three physicians have been attending to the cases and they pronounced little hope of the recovery of any of them. The sausage was made by Mr. Knie and he followed a different procedure than formerly in not cooking it.

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Al Boyce, Jr., was the second member of the Boyce family Sneed had killed on account of the elopement. The first was Captain Albert Boyce, sr., who was shot in a Fort Worth hotel. Sneed's defense was that he feared for his life, and that Captain Boyce was aiding his son, Al, in the elopement.

On October 13, 1911, Mrs. Sneed proposed to her husband that she leave Texas with Boyce and go to South America. A few days later Sneed placed his wife in a sanitarium near Fort Worth. Early in November, Boyce and Mrs. Sneed eloped. Sneed spent \$20,000 in searching the country for them. They were found at Winnipeg, Canada, where Boyce was held on charges of theft, made

of a bunch of players this year which cannot lose the pennant. But as Frank Chance remarked just a few days ago, "You know there are seven other clubs in the league."

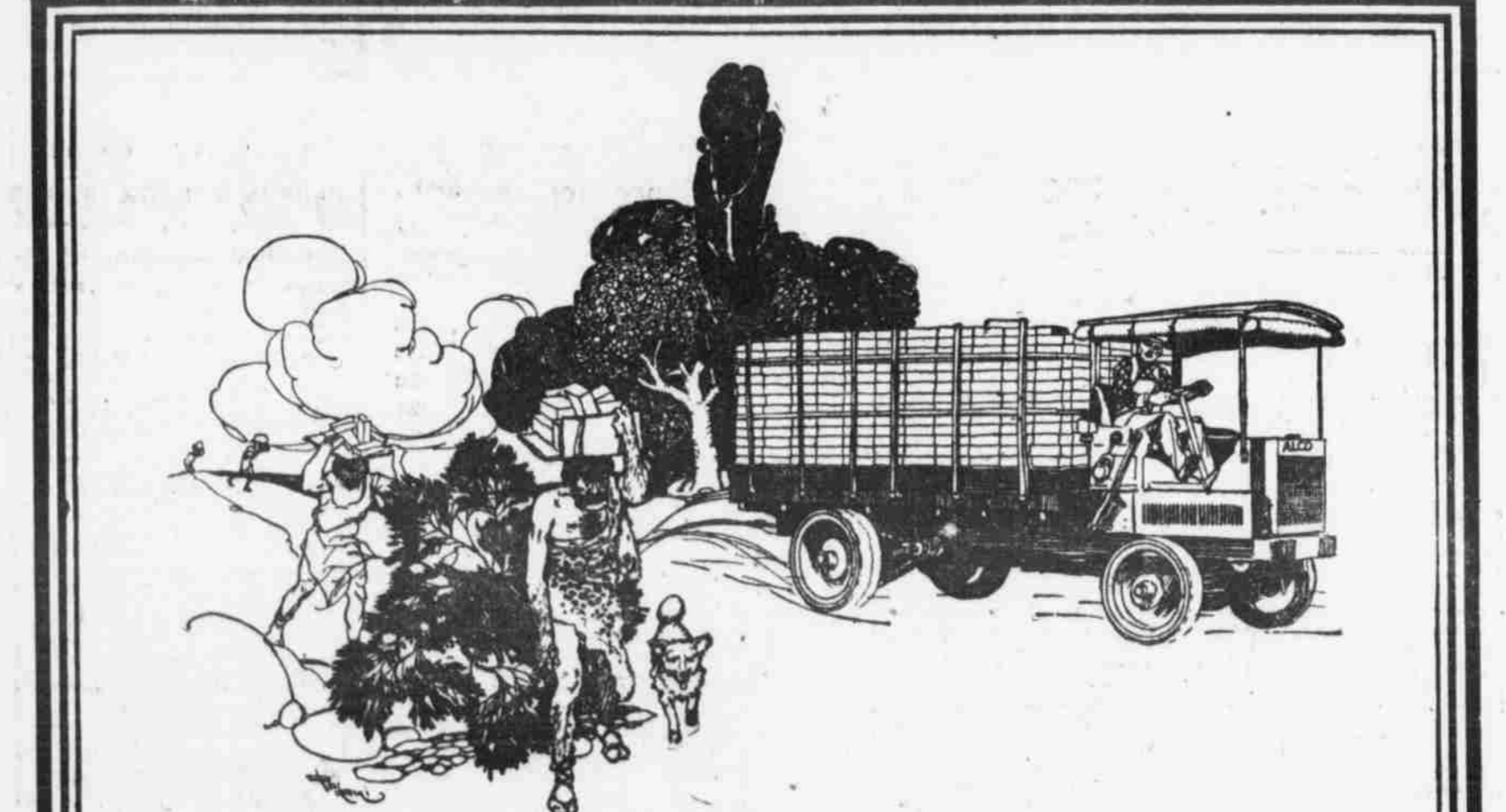
Raw prospects for 1913 are very rosy. Dale Gear has purchased a new red headed third baseman, and this to George counts a lot. McDonald, last year's third sacker, has been traded to Fort Worth for Bill Snapp, who made quite a record in the Texas league last season.

Boyce has got another first sacker to take the place of Chris Lindsey, who was sold to Sioux City for the waiver price. His name is Bob Fisher, and he hails from the Richmond club of the Blue Grass league and he hit the ball at a clip of 425. Bob will find the hitting in this league not quite so soft as they pull off down in the Blue Grass country.

Skipper Bill Schipke is eagerly awaiting the opening of the spring training season. Bill is nowadays shooting air stry ducks that come up and all on his front porch. He has traveled winter and says the birds have got to come to him from now on.

Jack Coffey will probably act as captain of the Denver club this season. Lindsey was the field skipper, but his sale to Sioux City left the seat open, and Denver fans are yelling for Coffey to get the job.

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The Age of the Motor Truck

There is an old saying that "What was good enough for father is good enough for me." Suppose everyone in the past had acted upon that saying. We would still be carrying loads on our heads—just as our forefathers did in the Stone Age. Every generation tries to be more progressive than the one that went before. We are today doing not only all our father did, but more. We have a much better chance than our fathers.

Father did not have electricity or electrical power. He rode to business on a horse car. His goods were hauled in a horse and wagon. He could not reach persons quickly by telephone as we can today. He used the telegraph only as a last resort.

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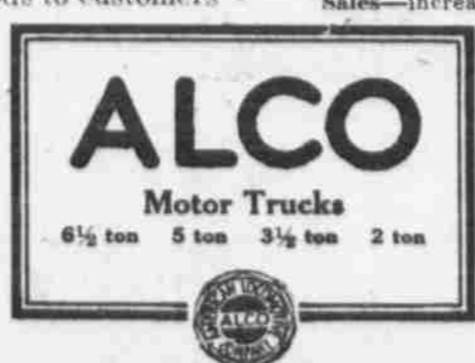
waste the time at either end of the line that father used to waste. We save time and save money.

This is the spirit of the business generation of today. It is a motor trucking generation. There are 40,000 using motor trucks.

Many of these are Alco trucks. Among the larger business houses the preference is for the Alco—due to a considerable degree to the fact that it is built by a large and responsible company. Of the Alcos now serving 62 per cent were purchased on reorders. That is the expression of judgment of those who have tried Alco trucks. The reasons why you should select an Alco truck are perfectly expressed in this way:

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(From Statistic Student.)

Private statistics of a physician with a national practice, indicate that fully fifty per cent of middle-aged men are partly or wholly deficient in ability, manliness and health. If men could only know the meaning of the usual symptoms which presage the oncoming of premature age many could be saved from misery, despondency and an early grave. Symptoms should not be confounded with disease, but should be accepted as warnings of the approach of disease.

That many men know what to do when many symptoms exist the following symptoms and prescription is published:

A premature break-down of the vitality is indicated by dull, sunken eyes, cold extremities, such as headache, fatigue, pains in small of back, pains in back of head, spots before the eyes, weakness in spirit, vertigo, and trembling, impaired memory, loss of appetite, wasting, thinness or abnormal fat, stammering, nervousness, wrinkles, dullness, languor, constipation, kidney disorders, irritability, lack of ambition, timidity, weak-spirited, dragging walk and unmanly carriage.

If the reader decides to try it, get three ounces of ordinary syrup of sarsaparilla compound, and one ounce compound fluid hainwort, mix and let stand two hours, then get one ounce compound essence of cardiol and one ounce tincture cadomene compound (not carbonium), mix all together, shake well and take a teaspoonful after each meal and at night.

This contains no opiates whatever and may also be used by women who suffer from nervousness with absolute certainty of prompt and lasting benefits.

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