

KNOCKS OUT PROP UNDER OWNERSHIP

Chicago Cannot Buy Streetcar Lines.

SUPREME COURT ANNULS LAW

Mueller Certificates Would Exceed Debt Limit.

DUNNE'S DREAM VANISHES

City Could Not Guarantee Franchise If It Should Default on Interest. Busse's Election Avoids Endless Litigation.

CHICAGO, April 18.—(Special.)—The Supreme Court of Illinois today declared unconstitutional the Mueller law certificates, thereby knocking out the sole prop upon which was built the iridescent dream of municipal ownership for Chicago and other large cities. The Mueller certificates were intended to provide the finances for municipal ownership, and until some other scheme is evolved that will stand the test of the courts and prove acceptable to the voting public, the traction companies will continue to do business.

The court holds that the Mueller law would increase the bonded debt of Chicago above the 5 per cent limit. The right of the city to purchase property and give a mortgage on it is recognized, providing that property is the only property affected by the debt. The court holds that, in the case of the Mueller law, not only are the physical properties mortgaged for all or a portion of their purchase price, but in addition the city has guaranteed a 30-year franchise to the mortgagee, in case he has to foreclose on the property.

Problem of Ownership Raised.

Two years ago Chicago rushed frantically into the municipal ownership idea without figuring what the courts would do. Ex-Mayor Dunne and his party pledged the public "immediate municipal ownership" and the entire country watched with unusual interest for the experiment of a great city owning and operating its own streetcars. Meanwhile, however, there arose the question of how the city would acquire the traction properties, worth 50 or more millions. Contention proceeded apace and would not stand the test of the courts, although the more rabid municipal ownership advocates insisted that all that was necessary was to seize the properties and run them.

Contention was seen to be out of the question after the election excitement began to cool off and then the Mueller certificate plan came to the front as the only means to buy the lines. In brief, this mortgage the earnings of the traction lines against the expenses—or, figuring out or near that, and that the earnings will reach a certain figure, certificates were to be issued against the earnings, minus the expenses.

Reaction on Second Thought.

While this vital question was before the public, Chicago began to react against the municipal ownership idea. Samples of what the streetcar service would be under municipal ownership were to be had at the watched water, gas and other public utilities which bore no comparison whatever with service furnished by private concerns. Consequently, at the last election, the voters overturned Mayor Dunne and the entire municipal ownership crew and voted by a heavy majority to accept the 30-year ordinance, which permit the traction companies to operate their own properties under strict supervision by the city. These ordinances provide that the city can enforce the best service.

Had Mr. Dunne been re-elected under his pledge of forcing municipal ownership, the city would have been face to face with interminable and costly litigation as a result of the Supreme Court ruling of today.

MAY BECOME OPEN CAMP

Goldfield Mineowners Weary of the Struggle Between Unions.

GOLDFIELD, Nev., April 18.—Persistent rumors have been in circulation for several days that an agreement had been reached between the Mineowners and Business Men's Association and the labor leaders whereby the miners would return to work the first of the week. It has been stated on authority that no agreement has been reached, but there is some basis for the report that the miners will return to work shortly.

The executive committee of mineowners and the labor leaders have had several conferences during the last few days and earnest efforts have been made to reach an understanding. Acting President Mahoney, of the Western Federation of Miners, who is conducting negotiations on behalf of the miners, is quoted as saying that a settlement is in sight. The mineowners decline to go that far, but several of the leading operators in Goldfield are

known to be preparing for an early resumption of work on their properties. It appears to be certain that the mines will start within the next week, whether or not a settlement of existing differences is reached. If no settlement is agreed to and the mines resume, it means that Goldfield will be an open camp. The operators have about reached the limit of patience and are determined to operate their properties. There is an optimistic feeling here tonight.

PARIS WAITERS ON STRIKE

Make It Difficult to Eat and Villyfy the Cabinet.

PARIS, April 18.—Crowds of striking waiters paraded the boulevards today endeavoring to call out nonunion waiters. As Governor of New Mexico and in charge of intimidation.



F. C. Hagerman, Who Has Resigned as Governor of New Mexico and Is Succeeded by Captain George Curry.

The Confederation of Labor is placarding the buildings with most violent manner condemning the "criminal governments" attempts to defeat the efforts of the workmen to ameliorate their conditions and vilifying especially Premier Clemenceau, Minister of Education Briand and Labor Minister Vivanti in connection with the arrest of the strike leaders, Marck and Yvetot, under charges concocted by means of barbarous and antiquated laws.

The strike extended during the day to many of the principal cafes, and caused the greatest inconvenience at luncheon hours, when some of the staffs deserted entirely. The older men, however, generally remained at their posts and contrived to carry on the service with the assistance of amateurs, under the protection of police.

MRS. M'LEAN WINS OUT

Daughters of Revolution Vote for President.

WASHINGTON, April 18.—While the vote of the Continental Congress for National officers of the Daughters of the American Revolution will probably not be announced until tomorrow, it is freely admitted by both factions tonight that Mrs. Donald McLean has been re-elected as president general of the society. Mrs. McLean's supporters claim that the entire administration ticket will be elected by an overwhelming majority. The vote received by Mrs. Elizabeth Howard of Alexandria, Va., the "insurgent" candidate, her friends declare, will make her the logical candidate to succeed Mrs. McLean at the next session of the congress.

At 11 o'clock tonight the tellers who are canvassing the vote announced that their work would not be completed for several hours. The official report will not be made public until submitted to the congress tomorrow.

The election of the other National officers, however, will be exciting, as more than one candidate has been selected for every office. In opposition to Mrs. Charlotte E. Main for the vice-president-generalship of the organization of chapters, there is Mrs. Josephine. The remainder of the ticket of the opposing factions is as follows:

- Administration: Recording secretary-general, Miss Elizabeth E. Pierce.
- Corresponding secretary-general, Mrs. John P. Earnest.
- Chaplain-general, Mrs. Esther F. Noble.
- Register-general, Mrs. Amos G. Draper.
- Treasurer-general, Mrs. Mabel G. Swinstead.
- Historian-general, Mrs. J. Eaking Gadsby.
- Librarian, Mrs. Helen M. Boynton.
- Opposition: Recording secretary-general, Miss Catherine Earlow.
- Corresponding secretary-general, Miss Virginia Miller.
- Chaplain-General, Mrs. J. A. Gillilan.
- Register-general, Mrs. L. R. Fisher.
- Treasurer-general, Mrs. Charles W. Brown.
- Historian-general, Mrs. H. S. R. Hetzel.
- Librarian, Miss Aline Solomons.

VOLCANO GIVES ONLY LIGHT

Puechu Causes Enormous Loss Among Mountains of Chile.

LIMA, Peru, April 18.—The volcano Paricu, in the province of Valdivia, Chile, is yet in active eruption and new craters have developed and opened. The losses in the neighborhood are enormous and the inhabitants are panic-stricken. Absolute darkness would prevail but for the light from several fires over an extent of six miles. A great number of cattle have been killed. The ruined inhabitants are fleeing in all directions. The government has sent for assistance.

HAUGH EXPIATES CRIME IN CHAIR

Dayton Doctor Meets Retribution.

KEEPS SILENT UNTIL LAST

Convicted of Killing Parents and Brother.

BURNED HOUSE AND BODIES

Pleaded Insanity at Trial, but He Failed to Establish Claim—Fact Brought Out He Was Addicted to the Use of Drug.

COLUMBUS, O., April 18.—Dr. Haugh, of Dayton, convicted of the murder of his father, mother and brother on the night of November 4, 1905, was electrocuted in the annex at the Ohio penitentiary a few minutes after midnight. During the early part of the night a break in the machinery at the Columbus Public Service plant threw the prison into temporary darkness. The break did not interfere with the electrocution in any way, however, as the current for that purpose is supplied by the prison dynamo.

Haugh manifested an apparent indifference to his fate until the last. All visitors were excluded from the annex at the penitentiary today and Haugh had seen no one outside of the prison officials except Father Kelly, his spiritual adviser. Dr. Haugh has never admitted the crime for which he was sentenced to death. He has never discussed it, so his attendants say, since he entered the annex. He is reported, however, to have protested his innocence.

The murder of his parents and brother occurred in Dayton on the night of November 4, 1905. The house in which the Haughs lived was burned and a search of the ruins revealed the bodies of the elder Haugh, his wife and a son. All circumstances indicated that the family had been murdered and the house burned to conceal the crime.

Strong Circumstantial Evidence.

Dr. Haugh declared he had barely escaped from the house with his life and, though he denied that he had committed any crime, suspicion pointed toward him and after his arrest a strong circumstantial case was made. His defense was insanity, but he was legally declared to be sane. It was brought out, however, that he was addicted to the use of a drug.

Later attempts were made to connect him with the murder of several women at Cincinnati who were mysteriously strangled.

He was also said to be involved in the death of May Twohe, who died under suspicious circumstances at Lorain, O., and with a Mrs. Annie Patterson, who died mysteriously at Chicago.

Haugh was married and his wife, now divorced, and two children, are living in Dayton.

Haugh walked to the death chair unhesitating. When asked if he had anything to say he simply shook his head.

INSANE MARQUISE SHOTS

Italian Noblewoman and Nephew Stand Siege in Burning Palace.

MILAN, April 19.—The beautiful Marchioness Atala Rambiet Massaglia, a member of an illustrious Italian family, who recently became insane Wednesday and barricaded herself in the family palace, she dressed herself in her robes of state and set fire to some furniture. When firemen arrived she shot at them with a revolver.

There was a protracted siege which ended only when her ammunition was exhausted. The firemen, on entering, discovered a nephew of the Marchioness there. He also was insane. Both are now in the asylum.

GRAFT IN KEYSTONE STATE

Legislature May Cause Arrests in Regard to Capital Scandal.

HARRISBURG, Pa., April 18.—Senator Fisher, chairman of the legislative committee which is investigating the charges of extravagance in the furnishing of the new State Capitol, said at the close of the hearing today that enough testimony had been brought out to warrant the Attorney-General in entering suits against the alleged offenders. He also said that certain former state officials would be called before the committee before the preparation of its report to the Legislature.

OREGON MAN STEPS UP

Professor Coghill, of Willamette, Elected to Denison University.

COLUMBUS, Ohio, April 18.—(Special.)—Professor George E. Coghill, of Willamette University, Salem, Or., has been chosen by the trustees of Denison University, of Granville, Ohio, to fill the chair of sociology, recently vacated by Professor C. J. Berry, who was made professor of sociology at Chicago University.

Taft Starts Home From San Juan.

SAN JUAN, Porto Rico, April 18.—Secretary Taft said his party sailed for home today on the dispatch-boat Mayflower at noon, accompanied by Secretary Winthrop, the retiring Governor of Porto Rico, and Mrs. Winthrop, Mrs. Taft and Mrs. Marjorie Ide. An immense crowd bade the Secretary farewell. The insular troops escorted the party from the palace through streets lined with people waving good-byes. Mr. Winthrop gave a banquet last night to Mr. Taft and the members of the Supreme Court.

British Firm Leases Ferrol Arsenal.

MADRID, April 18.—It is said that the Yarrow Shipbuilding Company and the Armstrong-Whitworth Company are the British firms which have offered to lease the arsenal at Ferrol and that the offer has been accepted.

HENEY AROUSES STORM OF CHEERS

Hero of San Francisco Earthquake Feast.

CALLS FOR GOOD CITIZENSHIP

Scornful Against Jurors Who Make Excuses.

STAMP OUT DISHONESTY

Thousands Merchants Banquet to Celebrate Physical and Moral Regeneration of City After Its Great Disaster of 1906.

SAN FRANCISCO, April 18.—While there was no general cessation of the work of rehabilitation, the first anniversary of the earthquake and the fire which left this city a mass of ruins was observed today by appropriate religious services and commemorative exercises by the Building Trades Council and other organizations.

The crowning event of the day was the banquet of the Merchants' Association at the Hotel Fairmont, at which the material and civic regeneration of the city was amply discussed and faith expressed in a new and greater San Francisco. The principal business streets were decorated with bunting and incandescent lights. Flags were flying everywhere and the dome of the City Hall, still in a partly wrecked condition, was illuminated as on gala occasions "before the fire."

About 1000 guests assembled at the Fairmont at 6 o'clock this evening for the merchants' banquet. After a lengthy menu had been served, President Frank J. Symmes, of the Merchants' Association, pressed an electric button which set aglow 2000 electric lights on the dome of the City Hall.

Henev Hero of the Hour.

Francis J. Henev was the hero of the evening. His speech was cheered to the echo. Time and again he was interrupted, when he referred to W. J. Burns, president of the merchants' association. There were loud cries of "Burns, Burns," but the famous detective concealed himself behind one of the huge pillars of the room. Mr. Henev said in part:

"I recall what Gail Hamilton said. 'How we think we could all be heroes until we are called upon to act.'"

"As I arose to speak, I thought to myself, how I would like to have these 900

names in the jury box out in Judge Dunne's court; and then I remembered what Gail Hamilton said and, when the Judge asked for excuses, I saw 100 rush forward with excuses. Am I overdrawing it?"

Question of Moral Caliber.

"That is my text. As San Francisco was on trial one year ago, you are now on trial before the people of the United States as to whether you possess a high enough class of citizenship to govern yourselves properly. As it is not buildings that make the city, so it is not the political party that makes the government. It is but a question of candidates, but it is a higher question. Do you possess the moral caliber to face dishonesty and stamp it out?"

"I have heard a great deal of talk that labor cannot be trusted to elect honest officials, but I want to say that I still believe the American people capable of self-government and that the laboring

SULPHUR POURS FROM THE EARTH

Earthquake in Mexico Releases Fumes.

POISONS BOTH AIR AND WATER

Death List Exceeds 100 and Is Still Incomplete.

WHOLE CITIES DESTROYED

First Direct News From Chilpancingo and Chilapa Says Few Houses Remain and Sickness Follows Odor—Measures of Relief.

TWO SEVERE SHOCKS AT MANILA. MANILA, April 18.—Two severe earthquake shocks were felt here this morning. No damage is reported.

CITY OF MEXICO, April 18.—Today the Associated Press was in direct telegraphic communication with a number of towns in the district affected by Sunday's earthquake. From the telegrams received it is certain that the death list will exceed 100. There are a number of small towns yet to be heard from, but up to date the average number of fatalities at these places has ranged from 9 to 12 and the number of injured from 30 to 40.

In Chilapa, 33 persons were injured and 70 buildings destroyed. Nobody was killed, as reported yesterday. After the first great shock the air was filled for many miles with a thick, sickening, sulphurous odor. This caused great distress to the survivors. There are many speculations as to the cause of the peculiar freak of nature and some consider if a proof that the earthquake had its origin in some subterranean explosion. Even the water in the streams was made sulphurous, as the following telegram received from Chilpancingo by the Associated Press will show:

Sickened by Sulphurous Air.

"On the 14th of April at 11:30 P. M. an earthquake shock of terrible intensity was felt here. In the beginning the movement was oscillatory and then changed to tremulatory. Nobody could tell how long it lasted on account of the intensity of the phenomenon, but it must have been more than four minutes. At the same time there was a very pronounced odor in the air. On the following day almost everybody complained of headaches. In some parts of the city the odor could be detected when excavations for water were made. On the night of the 14th the same odor was detected on the road to Acapulco and in the streams as far as Agua del Perro, a distance of 88 kilometers from here.

Only 40 Houses Stand.

"There are ten dead. It is impossible to calculate the amount of property loss, because with the exception of the City Hall and about 20 other houses the whole city is in ruins. The quakes continue at long intervals and spread panic among the inhabitants. There was no disorder, were there any acts of pillage registered. Everybody is trying to help the sufferers. The authorities are adding the people to the best of their ability. Last night there was another shock at 10 o'clock, accompanied by subterranean noises.

Destruction at Chilapa.

A telegram from Chilapa to the Associated Press says: "The number of injured in this town is 23. An infant was killed by falling walls. Thirty-one houses were completely destroyed. Seven hundred and seventy-nine houses are probably destroyed, including the telegraph office. The total loss of property, including the cathedral, the various churches, the City Hall and other buildings, amounted to over \$2,000,000. A movement is under way in the City of Mexico to furnish relief to those rendered homeless and destitute in Guerrero. Vice-President Romulo Corral, acting for President Diaz, has sent a message to all the governors of the states of Mexico asking for aid in relieving the sufferers in the two states most affected.

NO HABITABLE HOUSE STANDS

Many Buried Under Ruins of Ayutla—Loss About \$200,000.

AYUTLA, Mex., April 18.—Seven people, including men, women and children, were buried under wreckage at this place after the earthquake on April 14. None of the killed was prominent. The wounded number 37. One died yesterday; another is in a critical condition and the remainder are recovering. Innumerable buildings have been thrown down and those which are still standing are in a dangerous condition. None of the houses is habitable. The losses are estimated at approximately \$200,000. No communication has yet been received from the outlying districts.

General Markley Retires.

WASHINGTON, April 18.—Brigadier-General Alfred C. Markley, recently promoted from Colonel of the Twelfth Infantry, was placed upon the retired list of the Army today on account of age. Colonel Earl G. Thomas, commanding the Eleventh Infantry in Cuba, has been promoted to the grade of Brigadier-General.



Mrs. Donald McLean, Re-Elected President of Daughters of American Revolution.

people of San Francisco are governed by as high intentions and as lofty a sense of morality as the merchant class.

Labor Can Be Trusted.

"Out of the passion of the teamsters' strike, labor and the merchants rent apart, but the time shall come again when they shall trust each other, when the laborer can understand that a man can be a merchant or millionaire like Rudolph Spreckels and still have in his heart a love for his fellow-man. "We must have as high a standard of morality in business as in official life. We must have a higher standard of morality in politics. None of us in this investigation desires to profit politically. Mr. Spreckels never had the germ. I had the political appendix removed some

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