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OKLAHOMA WILL BECOME A STATE

Roosevelt Will Approve Constitution.

BUT DOES IT WITH WRY FACE

Radical Document With Strong Partisan Bias.

BRYAN GAVE INSPIRATION

Overwhelming Vote in Its Favor Decides President to Take Purely Judicial View of Document. Why It Was Adopted.

E. L. FULTON'S SEAT ASSURED.
WASHINGTON, Sept. 26.—The decision of the President to approve the constitution of Oklahoma removes the last doubt as to the admission of the new state and makes certain the entrance of Senator Fulton's brother, E. L. Fulton, as a Democratic Member of Congress from the new state.

WASHINGTON, Sept. 26.—(Special).—President Roosevelt announced this afternoon that he had decided to approve the Oklahoma constitution, which means that all doubt regarding the addition of another star to the National flag is removed; that two more Democratic Senators soon will take seats in the upper branch of Congress; that four Democrats and one Republican will be added to the rolls of the House and that seven brand new votes will be added to the Democratic column, in all probability, in the next electoral college.

Announcement that Oklahoma's constitution is to receive formal executive approval comes as a surprise to many of those most directly interested, for the tip had gone out that the constitution would be rejected.

Approval Only Technical.

Undoubtedly it would have been rejected, too, had the President felt free, after consultation with his legal advisers, to act upon the merits of the document as they appeal to him, or had the convention's work not been so overwhelmingly ratified by the voters of Oklahoma and Indian Territory. It was stated at the White House that the tremendous majority for the constitution at the recent election was the impelling force. Furthermore, it was pointed out that the executive judgment was generally speaking, confined to the question of whether the provisions of the enabling act had been observed. The final decision followed a conference with Attorney-General Bonaparte this noon. Approval, as applied to the President's action in connection with the constitution, is technical and does not express the executive's real position. He does not approve of the constitution at all, but simply signs his name in response to the will of the people who must live under it for the reasons above stated.

Radical and Anti-Corporation.

The Oklahoma constitution was the product of the joint efforts of the Democratic and Prohibitionists, who combined against the Republicans. It was intended to be a radical, anti-corporation document, and at the outset the framers went beyond the limit in the restrictions it was proposed to place on legitimate corporations. Feeling was such that lawyers announcing their candidacy for election as delegates to the constitutional convention had to relinquish railroad passes and practically take oath that they were unfriendly to corporations. As finally put into shape, the document is declared to have been inspired largely by William J. Bryan. Out of 112 delegates to the constitutional convention, the Republicans had only 13.

How It Came to Be Adopted.

Before the constitution was submitted to the voters, Republican leaders in Congress gave it out that the President would disapprove it, and this tended to influence Republican voters in the territory and to let it go by default. Later, however, Secretary of War Taft, who was consulted by the President, advised against the view of the Congressmen, politicians by pointing out that the Executive prerogative was not political but judicial, and confined to judging whether the proposed constitution conformed to the enabling act and the Constitution of the United States. When the administration began a campaign to obtain rejection of the constitution by the voters, Mr. Taft spoke against it at Oklahoma City last month, and urged Republicans to get out and vote to reject. There was a feeling, however, that statehood might be indefinitely postponed if the present constitution was rejected, which inspired thousands of Republicans to vote for it. The constitution was adopted by a vote of 120,000 to 20,000, while the Democrats elected their ticket by a majority of about 30,000 only.

OBTAINS MONEY FALSELY Charge Against Priest Who Opened Up Land Frauds.

TONY, Wis., Sept. 26.—(Special).—Rev. Joseph Schell, pastor of the local Catholic Church, who claims to have opened up the Oregon land frauds by a letter to Roosevelt, written while he was pastor of a

church in the lumber section of the Pacific Coast state was today arrested upon complaint of a local taxpayer charged with having obtained money under false pretenses from the local township officials. Some time ago the Township Board settled with John Fenne for alleged injuries to his wife who fell upon a defective sidewalk and gave premature birth to twins by giving him a certain amount of cash and agreeing to pay all expenses.

The twins died and among the bills presented to the Town Board and paid was a bill of \$19 for attending the funeral services of the two children. After the bill was paid it was claimed that the priest never saw the children and had not attended the services. A local newspaper started the prosecution by making a public charge which was today followed by the formal charge before the District Attorney. The arrest was to settle the charge.

The priest defends himself in an open letter in which he says that he never put in a bill to the Town Board and never secured any money from the Trustees and accuses the Trustees and others of trying to belittle his work. The charge follows the efforts made by the priest to secure a Governmental investigation of a local



James Hamilton Lewis, who returns from Europe with prediction of another Russo-Japanese War.

bank failure which resulted in the discovery that the Wisconsin priest was the same man who opened the Oregon frauds and the frauds committed upon the Indians in Nebraska a little later. The Town Treasurer says that he has both the order and the indorsed check of Father Schell.

HARRIMAN LINES INDICTED

RATE LAW VIOLATED ON SHIPMENTS FROM ORIENT.

Southern Pacific, Pacific Mail, Harriman, Stubbs and Schwerin Are the Accused.

SAN FRANCISCO, Sept. 26.—It was reported tonight that the Federal grand jury has found six indictments in this city against officials of the Southern Pacific Railroad and Pacific Mail Steamship Company for violations of the rate law. The indictments are said to contain 140 counts, and it is understood that H. Harriman, J. C. Stubbs and R. P. Schwerin of the Pacific Mail are included among the officials named.

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M'CARTHY NAMED BY UNION LABOR

Dictator Is Nominated for Mayor.

MAKES THREE-CORNERED FIGHT

Attempt to Persuade Ryan Not to Run.

TAYLOR IS MAN WANTED

Good Government League Will Make Effort to Secure Fusion on Him. History of McCarthy's Rise as Political Leader.

SAN FRANCISCO, Sept. 26.—(Special).—Amid a storm of applause and hoots the Union Labor Convention tonight nominated P. H. McCarthy for Mayor. As soon as the nomination was assured, Thomas A. Eagan, chairman of the Union Labor County Committee, left the hall followed by 20 delegates. At first the McCarthy delegates were stunned by the bolt but soon they broke forth into fresh cheers for their candidate. The nomination of McCarthy makes a three-cornered fight practically certain. The Republicans have nominated Daniel A. Ryan, and the Democrats at their convention next Wednesday night will nominate Mayor Edward R. Taylor.

Schmitz Said to Have Dictated.

The dictation to the Union Labor convention to nominate McCarthy came, it is claimed, from ex-Mayor Schmitz at the County Jail, and this is the reason advanced by Eagan and his followers for their bolt. McCarthy is president of the Building Trades Council, one of the largest two union organizations in San Francisco. It numbers a membership of more than 2,500.

BATTLE WITH INSANE MAN

Miner With Throat Cut Gives Defensive Desperate Struggle.

SEATTLE, Sept. 26.—(Special).—With his throat cut from ear to ear, Peter Johnson, an insane miner, recently arrived from Nome, gave City Detective Frank Clark the fight of his life tonight. The fight took place in Johnson's room, and it was not until the landlord had come in response to the detective's cries for help that the insane man was overpowered. The room looked like a shambles and all three men were soaked with the blood which flowed in streams from Johnson's wound. The man is in a hospital and it is expected that his death will be only a matter of a few hours. Nothing is known of his relatives here.

DEFEAT AWAITS FISH AT MEETING

Harriman Has Proxies of Majority.

PROBABLY BE KICKED OUT

Deposed Railroad President Returns to Attack.

REAL ISSUE IN CONTEST

Says It Is: Shall Harriman Lines Fatten on Illinois Central—Accuses Harriman of Making Large Loans to Himself.



Mrs. Annie Besant, World's President of Theosophical Society.

CHICAGO, Sept. 26.—(Special).—All doubt as to the outcome at the annual meeting of the Illinois Central stockholders of the war between the Harriman and Fish factions was set at rest today by an official statement to the effect that President J. T. Harrah and Vice-President A. G. Hackstaff already have proxies for more than a majority of the entire outstanding issue of stock. Mr. Harrah confirmed this statement, but refused to give the exact figures. When asked if the Harriman faction had 50 per cent of the stock in their possession and in proxies, he replied:

TOO LATE

"Oh, we already have more than that, but I shall not give you any figures on that subject." Asked whether the four retiring directors would be renominated, Mr. Harrah replied: "I cannot say as to that." Those best acquainted with the situation, however, do not hesitate to declare that the annual meeting will witness a dramatic fight, and the election of Mr. Fish from the board of the company is expected. This will undoubtedly be done, provided the Harriman faction has sufficient proxies to accomplish it. It will, however, require more than a majority as the cumulative system of voting prevails, and, by concentrating all of his proxies it is more than likely Mr. Fish will be able to elect at least one director. The directors whose terms expire are: John Jacob Astor and A. J. Hackstaff, the last named having been elected to fill out the term of the late J. C. Welling. Tonight State's Attorney Healy stated that he had no intention of looking into the Fish matter further. "I understand," said he, "that Mr. Fish had full authority from the board

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FISH FIRES ANOTHER BLAST

Says Real Issue Is Shall Road Fatten Harriman System.

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Charles E. Magoon, Governor of Cuba, who has nipped conspiracy in the bud.

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CREATES SCENE IN MAYOR'S OFFICE

Woman Attempts to Entrap Lane.

MALE CONFEDERATES AID HER

Bold Plot to Blacken Chief Executive's Reputation.

PLAN ALMOST SUCCEEDS

Screams of Mrs. Belle Wymeyer, Former Restaurant Waitress, Bring Others Besides Friends Who Were Concealed Near.

Mayor Lane's private office, on the sixth floor of the Hamilton building, was the scene of a sensational episode last night at about 6 o'clock, when a woman who calls herself Mrs. Belle Wymeyer, after gaining admission on pretext of having an innocent mission, sought to place Dr. Lane in a compromising position by throwing herself upon him and tearing off and disheveling his garments.

The woman at the same time gave vent to piercing screams, apparently as a signal to two men, evidently accomplices, who were lurking in the hallway, as well as to alarm the other occupants of the building. The two unknown confederates immediately broke down the door leading from the hallway into the Mayor's rooms, but Janitor Best and others were also attracted by the outcries of the woman and entered at the same time as stairs with her two friends.

Seen in Violent Struggle.

All saw the Mayor engaged in a violent struggle with Mrs. Wymeyer. He was demanding loudly that she release him and had managed to get hold of one of her arms. With the other arm she still had a firm hold on him. The woman suddenly released her grasp on the appearance of the outsiders, and in the excitement disappeared down the stairs with her two friends.

Little Known of Woman.

Little is known of the woman in the case except that from April 27 to June 28 last she was employed as a waitress in the Washington-street restaurant of the Hazelwood Cream Company. Absolutely nothing is known of her confederates, save that they had been seen frequently of late lounging around the sixth floor of the Hamilton building, and had aroused the suspicions of the tenants. Dr. Lane has submitted the facts in the case to Chief of Police Gritzmacher, who has detailed officers to search for and arrest the participants. So far the police have discovered nothing.

The account of the episode and the events that led up to it, given by Dr. Lane, indicates that the plot was carefully laid, and that the schemers had been carefully developing their plans for the past six weeks. Beginning by calling at the Mayor's office at the City Hall to interest him in the recovery of her child, which the woman said was in Kansas, Mrs. Wymeyer had sought to enlist his sympathy and gain access to his office so that she and her confederates might blemish his reputation.

How Trap Was Laid.

With a desire to assist her as he best could Dr. Lane fell a victim to the woman's wiles. So deserving did she succeed in representing herself that Dr. Lane offered to give her a letter certifying that she was a worthy woman. This letter, she said, was to be used as her credentials in going East after her child. That she did everything possible to carry out her plot is shown by the fact that Mrs. Wymeyer endeavored to get the Mayor to come to her house and give her the letter. This he refused to do, and then the scheming trio evidently determined on yesterday's startling attempt to entrap him in his private office.

Gave Her Good Advice.

"I advised her not to do so, but told her that I did not believe that a court would separate a mother from her child if she should gain possession of it. The woman went away, but came back and told me she had decided to give up the child. Later she came again to the City Hall and said she was determined to regain the child. "All that I knew of her was that

Original Cause of Quarrel.

But as the Union Pacific party has seen fit to go back into the ancient history of the Illinois Central, I may as well say now as at another time, that my differences with Mr. Harriman and Mr. Charles A. Peabody, who were then as now, and are now as then, are perfectly well known to the directors of the Illinois Central Railroad Company, delegate the powers vested in it by the charter to an executive committee and offered membership therein and the chairmanship thereof. This I prevented. Then began the large purchases of Illinois Central shares by or through Kuhn, Loeb & Co., which were secretly turned over to the Union Pacific in July, 1906.

Concluded on Page 5.

