

# MERGER PROVISION DEFERRED BY ROOT

## Senator in Three Hours' Address Upholds Administration Railroad Bill.

### RATE FIXING IS OPPOSED

#### Concession That Tariff Compacts Shall Require Approval of Commission Regarded by Opponents as Important.

WASHINGTON, March 31.—Commanding the careful attention of a majority of his colleagues, Senator Root today consumed three hours in continuing his speech in defense of the Administration railroad bill before the Senate. He again failed to conclude his remarks. He defended the merger provisions of the bill as a great advance over existing law, as it made the purchase of one company's stock by another an offense, while he argued, such acquisition was not now illegal except as part of a conspiracy.

He also supported the tariff agreement section, but expressed a willingness to require such agreements to be dependent on the approval of the Interstate Commerce Commission.

#### Traffic Agreements Justified.

Root emphasized the proposal permitting traffic agreements as of special importance. He declared that the present prohibitive act provoked by its own violation. This course was most demoralizing and should not be encouraged by failing to put in the power of the railroads to observe the law and still make their agreements. It was better to have the railroads voluntarily conform to the law than to be forced to do so, he said. "We insist upon competition," he continued, "but we prohibit such competition as we think injurious, and we forget that the railroads themselves may be better able to enforce the law than can any officer in Washington."

He argued that in many matters the railroads virtually were required to enter into agreements, and so long as this was true, he said, it was not necessary that the roads be authorized to come together. To do this would be to wipe out anomaly and abuse.

#### Concession is Offered.

In reply to an inquiry from Rayner, Root said that he would favor an amendment requiring that agreements between railroads should have the approval of the Interstate Commerce Commission before going into effect. He did not, however, regard the addition as of particular importance. The only reason for its insertion would be to avoid misunderstanding. The commission, however, was considered by the opponents of the bill as very important. Dewey advocated amending the bill to require Government approval. He said he had held to that position for many years before he entered the Senate. "And I believe that is the attitude of every railroad man in the country," he added.

Clapp said that he would insist that the bill be so worded as to make amendments unlawful unless approved by the commission.

#### Right to Suspend Refused.

Root said that he never would consent to give the commission the right to suspend without investigation a rate fixed by a railroad. He would not consent that any official should fix the railroad rates, but was willing the government should supervise rates. To do more would be to change from the American to the European system, he said, with government ownership inevitably following.

"We all desire the extension of our system, but we will never say to the capital of the country that we encourage its investment only to concentrate its control in Washington," said Root. Cummins asked whether there was any difference in principle in giving the commission the power to suspend rates for 90 days or the power to giving it power to make an indefinite suspension.

"The power to render indefinite suspensions is the power to render final judgment," responded Root, "whereas the power of temporary suspension is like the granting of a temporary injunction. The power to suspend indefinitely involves the right to suspend without any investigation."

#### State and Nation Differ.

Bacon took issue with Root's assertion that the fixing of rates by the Government would lead to Government ownership. He said that for 30 years the Railroad Commission of Georgia had had such power.

Root replied that there would be found a vast difference between state and Government control. The chief function of ownership will be the fixing of rates, he said, and argued that the state could fix rates it could reduce them to a point where it might be necessary to take adequate control.

Aldrich asked Root whether he was in favor of giving the Interstate Commerce Commission power to fix rates on all the railroads of Georgia. Root replied that he would not favor turning over control of all the railroads to the commission.

Root contended that the merger section of the bill did not interfere with the operation of the anti-trust act. He declared that the Supreme Court decision in the Northern Securities case had not field the purchase of stock to be contrary to the anti-trust law. On the contrary, it had explicitly held that Congress could not control the acquisition of stock of a railroad corporation.

#### Offense Lies in Conspiracy.

The offense was in the conspiracy, and it might not always be that the purchase of stock was in pursuance of a conspiracy, or, if so, it was not always easy to prove the facts. He said that this bill would relieve the Government of the necessity of finding a conspiracy. "This," he exclaimed, "is merely an advance from theory to practice; it is an advance from newspaper dissertations to definite legislation. The question is whether, under our Constitution, we can say the railroad corporations of any state shall not purchase the stock of a corporation of another state."

"The question is whether it is not an infringement of the right of the states over their own creations," he said. He was inclined, however, to believe that the courts would not sustain an acquisition of stock, because it bears so close a relation to the restraint of trade. Nevertheless, he regarded it as "the greatest, the boldest and most

radical step yet taken by Congress for the regulation of commerce."

#### Bailey Sees Inconsistency.

Bailey failed to agree entirely with Root as to the tenor of the decision in the Northern Securities case. What he wanted, he said, was a law that dealt with results and not with motives. He agreed with Root that the merger provision prohibited the purchase of less than 50 per cent of the stock of one company by another, but he found inconsistency in the fact that it authorized the purchase of more stock when 50 per cent of it has been acquired.

#### House Committee Divided.

WASHINGTON, March 31.—The administration railroad bill pending in the Senate will not be reported to the House by the interstate commerce committee probably tomorrow. There will be two reports, a majority report by Mr. Clegg and a minority report by the Democratic committee.

# THUG COOLLY MURDERS

## DEMANDS MONEY OF WOMEN, THEN FIRES.

### Enters Home During Dinner Hour, Later Appears Suddenly—One Dead, One Dying.

SPRINGFIELD, Mass., March 31.—Miss Martha B. Blackstone, daughter of J. B. Blackstone, was murdered by a masked burglar in the home of Mrs. Sarah J. Dow at Round Hill, tonight. Miss Harriet Dow, daughter of the house, was shot in the head and removed to Spangford Hospital, dying. The murderer escaped.

The police have no description of the man except the one that Mrs. Dow and her daughter Lucy were able to give. In a general way the crime resembles those of the man who terrorized the city last fall.

Mrs. Dow, her two daughters and Miss Blackstone, who was a guest for the night, were seated in the sitting-room of the home about a small table, solving a picture puzzle, when the intruder made a demand for money from the dining-room. They looked up to see a masked man in the dark doorway threatening them with a revolver.

Mrs. Dow retained her composure and replied: "We have no money," but Miss Blackstone, in fright, jumped to her feet and ran screaming to the reception hall at the right of the living-room.

The burglar said: "If you want to be killed, keep on screaming," and fired as he spoke, the bullet entering Miss Blackstone's left breast. Death followed instantly.

The murderer hardly paused to see his victim pause before he turned the revolver on the group, shooting Miss Harriet Dow in the head. He then ran to the front door, leaped over the piazza rail and disappeared. The four women were alone in the house and murderer probably knew this.

It is the theory of the police that the man entered the house while the family was at dinner and concealed himself in a closet. Mrs. Dow locked all the windows and doors about 7 o'clock and the police found all the locks turned and windows fastened. Both Miss Blackstone and Miss Dow were teachers in the public schools. Miss Blackstone was 25 years old and Miss Dow about 29.

# AUTO AIDS ELOPEMENT

## TACOMA MAN'S SON WEDES, THEN BEGS FORGIVENESS.

### Former Employee in "Papa's" Store Wins Lad, Who Takes Her to Olympia to Tie Knot.

TACOMA, Wash., March 31.—(Special.)—Eloping by automobile to Olympia, Edward Rhodes, a pretty hotel Jonas, of this city, were married this afternoon by Rev. C. E. Todd, of the Methodist Church. Late tonight the young couple returned to be parental forgiveness and finally gained it.

Young Rhodes is the son of Henry A. Rhodes, of Rhodes Brothers' store, and president of the Commercial Club. The family is prominent socially. Young Rhodes is employed in his father's store, learning the business from the basement up.

Miss Jonas is the daughter of F. C. Jonas, 2411 Sixth avenue, and formerly worked at the stationery department at "Audes," where the young man met her.

Mr. Rhodes, Sr., declined to discuss the marriage tonight, other than to say he had just been informed of it. Mrs. Jonas said young Rhodes had been a persistent caller at their home and that she was not surprised at the marriage, but had not expected it so soon.

# DEEDS TO HONOR BREWERS

## Business Pressing, Supreme Court Will Not Suspend.

WASHINGTON, March 31.—Because of the pressure of public business, the Supreme Court will remain in session throughout Monday without taking an adjournment, as had been intended out of respect to the memory of the late Associate Justice Brewer.

The decision was reached after consultation with Mrs. Brewer, who agreed that her husband would have wished such a course to be pursued.

# LOST GEMS MOODY CLEW

(Continued From First Page.)

containing arsenic by persons suspected of complicity in the poisoning of Moody has been traced, and the drug store found. The purchase of the drug has been the information sought by the police, and the report caused a stir.

Assistant Chief Schuettler and Coronor Hoffman refused to discuss the report. Former employees in the Moody household are being questioned by detectives. Some of the maids who were employed in the home of the poison victim at one time or another have not been found, and special efforts are being made to summon them before Coronor Hoffman.

# Chinese Seek Damages.

MANILA, March 31.—The six Chinese who were deported from Manila by the Government at the request of the Chinese Consul, and who are seeking redress by writs of habeas corpus, have begun suit for damages against Governor-General Forbes, Chief of Police Harding and Chief of the Secret Service Trowbridge. They allege their seizure and deportation was illegal and each asks \$10,000.

# NEW YORK PILOTS QUIT TRUNK LINES

## Four Roads Refuse Demands for Less Work and More Pay; Then Trouble.

### CAN'T STRIKE, MEN RESIGN

#### Vanderbilt Lines and Pennsylvania Road Effect Agreement, Offer of Latter Being Voluntary. Compromise Declined.

NEW YORK, March 31.—The American Association of Masters, Mates and Pilots sent in the resignations of its members today from the marine service of four of the trunk lines serving New York City.

Under the provisions of the Admiralty law, officers holding Federal licenses are forbidden to go on strike on penalty of losing their licenses, without which they cannot obtain employment.

#### Three Avert Trouble.

Therefore the men chose to resign, but it is understood their action follows a refusal of the four roads to grant their demands for less work and more pay. Three roads agreed on a settlement during the day and averted trouble. The other roads have applied to the Department of Commerce and Labor.

The four roads affected are the Delaware, Lackawanna & Western, the Central Railroad of New Jersey, the Baltimore & Ohio and the Lehigh Valley.

The New York Central, the New York, New Haven & Hartford, and the Erie reached understanding in the terms for which are not given out.

#### Pennsylvania Makes Concessions.

The Pennsylvania recently offered its men a 5 per cent advance in pay, continuing the vacation of one week with pay, which they now enjoy, and giving them every other Sunday off.

The offer was voluntary and the men accepted it. From the other roads, however, they demanded a 10 per cent advance in wages, one week's vacation and every Sunday off and have declined a compromise identical with the Pennsylvania settlement.

# CONGRESS MAY QUIT MAY 15

## Aldrich Thinks So, but Others Predict Longer Struggle.

WASHINGTON, March 31.—Congress may be able to adjourn on May 15, said Senator Aldrich on leaving the White House today.

Several influential members of Congress believed opposition to certain features of the Administration program, many caused the session to last much longer.

# BANKRUPTCY CLIQUE ALLEGED

## Sabath Would Investigate Conduct of Department of Justice.

WASHINGTON, March 31.—Representative Sabath of Illinois wants to know whether officials of the Department of Justice scattered throughout the country form cliques and have a monopoly of bankruptcy and other cases, learning the business from the Attorney-General to furnish the House with information as to the person so employed.

According to Mr. Sabath, it is impossible in many cities for litigants to employ the counsel they desire, but they are practically compelled to employ members of the "favored circle," and he asserts that the funds of litigants frequently are absorbed in these charges.

# GRAIN EXCHANGES HAVE WON

## New Anti-Futures Bill Will Deal Only With Cotton.

WASHINGTON, March 31.—It is probable that there will be a new cotton anti-option bill, likewise to be known as the Scott bill, to cover amendments to the original measure introduced by Chairman Scott of the House committee on agriculture, prohibiting transactions in futures in commercial markets.

It is virtually settled, so far as the sub-committee on agriculture is concerned, that the grain exchanges will not be affected by the proposed legislation, the sub-committee taking the position that there is no sentiment in the

# BAD FOR ECZEMA

Water Frequently Aggravates Skin Troubles.

In certain inland European districts where water is seldom used for bathing purposes the people are almost immune from skin affections. The best authorities now agree that soap and water are to be avoided in the treatment of skin diseases, particularly eczema, when present in the scalp or on the feet, as water is an irritant, and when not actually the cause of the disease, at least aggravates it. For eczema prescriptions put up in liquid or soap form, or containing grease or alcohol, have always failed.

The new skin remedy, poslam, is a flesh-colored ointment, containing no grease. Under its directions soap and water are forbidden. It may be used on the tender skin of infants with soothing and beneficial effect, and in eczema cases stops the itching immediately, rapidly restoring the skin to its normal condition.

Every drugist keeps both the 50-cent size (for minor troubles) and the \$2 jar, and either of these may be obtained at the Skidmore Drug Co. and the Woodard-Clarke Co., as well as other reliable drug stores.

But no one is even asked to purchase poslam without first obtaining a sample package, which will be sent by mail, free of charge, upon request, by the Emerogatory Laboratories, 31 West Twenty-fifth street, New York City.

Former employees in the Moody household are being questioned by detectives. Some of the maids who were employed in the home of the poison victim at one time or another have not been found, and special efforts are being made to summon them before Coronor Hoffman.

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