

SOUTHERN PACIFIC MAY HAVE TO SELL

Union Pacific Mentioned as
Possible Buyer.

CHANGE IS RADICAL ONE

Dissolution of Joint Ownership Is
Expected to Encourage More
Competition.

SAN FRANCISCO, May 29.—(Special.)—The United States supreme court decision separating the Central Pacific from the Southern Pacific means first of all, these two big changes, it was said.

The Southern Pacific, which owns all Central Pacific stock, will have to sell the latter to outside people. It is believed the Union Pacific railroad system is in a position to offer the largest price for Central stock, and if it does purchase the stock it will get an entrance into this city and also into the heart of the San Joaquin valley and the Sacramento valley.

The decision will mean a radical "unscrambling of the railroad eggs," so to speak, of Central and Southern Pacific.

Central Owns Some Lines.

The Central owns the following lines:

Ogden to Sacramento.

Sacramento to Stockton, Lathrop, Tracy, Niles and to San Jose.

Niles by way of Livermore to the Oakland mole.

Owens the Oakland Mole and the ferry route between the Mole and the city.

The San Joaquin Valley line, from Lathrop to Goshen.

The line from Sacramento north and Red Bluff via Dunsmuir to the California northern state line.

The electric lines across the bay.

Southern Pacific Owns Some Lines.

The Southern Pacific company owns the following lines:

From Goshen in the San Joaquin valley south to Los Angeles.

From El Paso and New Orleans.

The line from Third and Townsend streets, this city, via San Jose, to Los Angeles, to the Pacific Electric railway system in southern California.

The line from this city to Santa Cruz via Los Gatos.

The lines on the west side of the San Joaquin valley, from Port Costa via Tracy, and then south.

The lines in Oregon forming a part of the Mount Shasta route.

The line from Sacramento via Berkeley to the end of the Oakland Mole.

One-half interest in the Northwest branch from this city to Eureka.

Offer Made in 1932.

In 1932 the Union Pacific would have bought from Southern Pacific the Central Pacific main line from Ogden to Sacramento had it not been for the California state railroad commission.

As owner of the Sacramento line via Benicia to Oakland, the Southern Pacific wished to grant the Union Pacific a lease of it for its through trains to and from the city.

The state body ruled that such a lease could not be made without giving the Western Pacific the same right.

The Southern and Union Pacific objected to that ruling and the Union Pacific thereupon withdrew its offer to buy the Central's Ogden main line.

Solicitor-General Beck acted for government in the Central and Southern divorce case and the decision is classed as a great victory for Beck.

Opinion Expected Soon.

William F. Herrin and Garrett McEmery, chief counsel, represented the Southern Pacific. They are expected to give out an opinion on the decision as soon as they receive a summary of it.

President Sprule of the Southern Pacific is out of town.

The decision, it was said by a rail official, will not necessarily mean the separation of the two properties, in as much as under the transportation act of 1920, better known as the Zach-Cummins bill, the interstate commerce commission has the power, irrespective of any state or federal law, to authorize consolidation of any railway system, and it has already said, tentatively, in a report on this subject that it is desirable that the Central Pacific and Southern Pacific system remain intact.

An official, who declined to have his name used, was authority for this statement today.

Separation Held Impracticable.

It was also pointed out by an official of the company that any complete separation would be impracticable from an operating viewpoint and that the supreme court had this in mind, as indicated by the reference to the "joint use of terminals."

It was claimed that independent of such joint terminal use, the tearing apart of the two systems would be disastrous to railroad operations in this state and Oregon. The Oregon line, owned entirely by the Southern Pacific, with the exception of a few miles north of Klamath Falls, would be separated from the rest of the Southern Pacific system by the mountain section of the Central Pacific between the state line and Tehama. The direct line to Sacramento and the lines on the west side of the Sacramento valley and the Placerville branch would have no direct connection with the Southern Pacific system in the San Joaquin valley. The Placerville, Ione, Valley Springs, Raymond and the Oakvale branches would all be separated from the rest of the system.

Change Held Disastrous.

The Central Pacific line from Oakland, San Jose and Sacramento to Goshen Junction below Fresno would no longer be part of the main line between San Francisco and Los Angeles, according to company officials, and would not be available as a route for through trains, freight and passengers.

"In short," said the same official, "the streams of uninterrupted commerce flowing freely all over the system, through common operation and ownership, would be interrupted and dammed at many places. A tremendous number of interchange points would have to be established and hundreds of thousands of joint rates printed that are now unnecessary. Through freight and passenger train operation of great expense would have to be substituted for management instead of one, with interruptions accordingly."

"BIG FOUR" RULE RECALLED

Case of Kentucky Corporation Has Many Unique Features.

WASHINGTON, D. C., May 29.—The Southern Pacific case brought to the attention of the supreme court the control by a Kentucky corporation of the Central Pacific and Southern Pacific railroad companies in

MOVING PICTURE STAR SURRENDERS ON BIGAMY CHARGE AND IS FREED ON \$10,000 BAIL.



Copyright by Underwood & Underwood.
RODOLPH VALENTINO

LOS ANGELES, Cal., May 29.—This shows Rodolph Valentino, known to thousands of movie fans as "The Sheik," whose marriage to Miss Winifred Hudnut has led to charges of bigamy, as he arrived in Los Angeles to surrender himself to District Attorney Woolwine. Valentino was immediately arraigned before Justice Vincent Bowser and placed on \$10,000 bail pending trial.

According to the latest news dispatches, Valentino's real name is Rodolfo dei Marchesi Guglielmi, as shown on the emigration records filed when he arrived in this country, December 23, 1913. During the era of the tango, Valentino, as Guglielmi, was dancing partner to several noted dancers, including Joan Sawyer. It is said that the handsome idol of the movies, who first became famous in the photoplay, "The Four Horsemen of the Apocalypse," started his career in this country by dishwashing.

alleged violation of the Pacific railroad and Sherman anti-trust laws.

The government declared in argument it presented "one of the darkest pages in American railroad history." Although the oldest consolidation it was the last of the railroad merger cases to be decided by the supreme court. Originating in 1885, when the Southern Pacific, five years before the enactment of the Sherman law in 1890, it is alleged to have been brought under the prohibition of that law when in 1893 a new lease was made, which was converted into stock-ownership in 1895.

The cases presented many unique and interesting features and during the argument counsel refreshed the memory of the court of the heyday of American railroad reorganization and financing, when in the late '80s and early '90s "the big four" consisting of Leland Stanford, Collis P. Huntington, Mark Hopkins and Charles Crocker and other railroad builders who had girded the middle and Pacific west with iron bands, contested with Edward H. Harriman and other railroad "Napoleons" in reorganizing the railroad maps.

The Northern Securities, Union Pacific and Reading Consolidations, all of later origin, were unmerged by the supreme court, while the Southern Pacific merger was tediously reaching that tribunal. It was first attacked by the government in 1894 in a bill filed in California to dissolve the combination, but which was dismissed "without prejudice."

The next proceeding was the present suit brought in the United States district court for Utah on February 11, 1914, and dismissed on March 3, 1917. An appeal was promptly taken by the government to the supreme court, where the case remained four years upon the docket before being argued on April 30, 1921. At the request of the court it was reargued on April 11, 1922. One of the defenses advanced by the company is that the case was barred by the statute of limitation, more than five years having elapsed between the development of conditions complained of and the filing of the case.

The dissolution issue involved in the case is whether the Central Pacific and the Southern Pacific are competing lines or are a single system. The government contended that the Pacific railroads acts of 1862 and

1884, under which the two railroads were constructed with the aid of land grants and bond issues, required that the Central Pacific should be operated with the Union Pacific as one continuous line, without discrimination against or in favor of each other.

The Central Pacific and the Southern Pacific, the government insisted, were separately projected, separately aided by land grants and public loans, separately owned, separately leased, and prior to 1899 controlled by separate boards of directors.

"We find nothing in these leases to the Southern Pacific company," the justice said, "which justified the continued control of the Central Pacific by the Southern Pacific after the Sherman act became effective."

The federal commission organized under act of congress to adjust the indebtedness of the Central and Western Pacific railroad should be described in detail, it having been contended by the Southern Pacific that the present ownership grew out of that commission and gave it governmental approval.

Law Is Held Violated.

This, the court said, could not be sustained, declaring that in no phase was there any reference to the proposed acquisition of the stock of the Central Pacific by the Southern Pacific. The supreme court expressed its disagreement with that part of the opinion of the district court in which the latter court attached significance to the commission's action as in any way sanctioning the control. The commission "did not there by condone, or intend to condone," Justice Day added, "any act which had the effect to violate the Sherman act."

"Nor could this settlement," he added, "stop the government from prosecuting an action under the provisions of the act."

Referring to the suggestion that the government had been negligent in prosecuting the case, Justice Day explained that "the court was unable to discover that lapses exist in the failure to more promptly prosecute the suit."

The court did not consider it necessary, it stated, to pass upon the government's contention that the control of the Central Pacific by the Southern Pacific was in violation of the Pacific railroad act of 1882.

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

COURT BREAKS UP RAILWAY CONTROL

Southern Pacific to Give Up
Central Pacific.

AGREEMENT IS ADVISED

Either Apportionment or Pact for
Joint or Common Use Is
Recommended in Decision.

(Continued From First Page.)

decisions Justice Day asserted the court "had collectively established" in these that "one system of railroad transportation cannot acquire another, nor substantial and vital part thereof, when the effect of such acquisition is to interrupt or materially reduce the free and normal flow of competition in the channels of interstate trade."

Ample proof had been furnished, he added, to show that it had been the policy of the Southern Pacific to favor transportation on its line by "securing for itself, whenever practicable, the carriage of freight which would normally move eastward or westward over the shorter line of the Central Pacific and its connections, for its own much longer and wholly owned southern route."

Pointing out that the Southern Pacific receives 100 per cent of the compensation for freight transported over the southerly route, while it receives but a fraction of the rate on freight carried by the Central Pacific, he declared that "self-interest dictates the solicitation and procurement of freight for a violation of the Sherman act."

The court declared the roads "were always separate and distinct corporations; they were not reorganized in the acts of congress making land grants to them . . . and otherwise conferring rights on them which only congress should confer."

Hearing of Lease Reviewed.

"For a good part of the time," it added, "the roads had boards of directors not consisting of the same persons. At times the majority of the stock was separately held."

The court refused to accept the theory of prior practical consolidation as a justification for a violation of the Sherman act. The bearing of the 99-year lease of the Central Pacific made in 1885 was reviewed, the court reaching the conclusion that it would not have been legally made without authorization without federal legislation which was never given.

Congress has the authority to "regulate interstate commerce," Justice Day said, and under its legislation, "conduct becomes illegal which was the effect of contracts, conspiracies or combinations to restrain the freedom of interstate trade or to monopolize the same in whole or in part."

"We find nothing in these leases to the Southern Pacific company," the justice said, "which justified the continued control of the Central Pacific by the Southern Pacific after the Sherman act became effective."

The federal commission organized under act of congress to adjust the indebtedness of the Central and Western Pacific railroad should be described in detail, it having been contended by the Southern Pacific that the present ownership grew out of that commission and gave it governmental approval.

Law Is Held Violated.

This, the court said, could not be sustained, declaring that in no phase was there any reference to the proposed acquisition of the stock of the Central Pacific by the Southern Pacific. The supreme court expressed its disagreement with that part of the opinion of the district court in which the latter court attached significance to the commission's action as in any way sanctioning the control. The commission "did not there by condone, or intend to condone," Justice Day added, "any act which had the effect to violate the Sherman act."

"Nor could this settlement," he added, "stop the government from prosecuting an action under the provisions of the act."

Referring to the suggestion that the government had been negligent in prosecuting the case, Justice Day explained that "the court was unable to discover that lapses exist in the failure to more promptly prosecute the suit."

The court did not consider it necessary, it stated, to pass upon the government's contention that the control of the Central Pacific by the Southern Pacific was in violation of the Pacific railroad act of 1882.

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.

Her physician, Dr. L. D. Stone, said, "Her condition is favorable to recovery."

AUDREY OUT OF DANGER

Model Will Recover From Attempt at Suicide.

SYRACUSE, N. Y., May 29.—Audrey Munson, nationally-known model, was reported out of danger at her home in Mexico, near here today. Miss Munson took poison Saturday afternoon and when her mother found her, declared that she wanted to die. It was said that worry over money matters was responsible. Today she was said to be eager to recover.