

MAKE RATE BILL SUIT ITS CRITICS

Leaders Agree on Re- view Provision.

SUBMITTED BY PRESIDENT

Secures Rights of Railroads, but Bars Delay.

SENATE SURE TO PASS IT

Amendment Accepted by Friends of Bill Will Be Introduced Monday.

Will Prevent Injunction by the Courts.

WASHINGTON, March 31.—Friends of the House rate bill, in conference with President Roosevelt at the White House today, agreed upon an amendment providing specifically for judicial review of orders of the Interstate Commerce Commission. This amendment will be presented on Monday by Senator Long, a pronounced opponent of any amendment which would permit the railroads to obtain a review of a character amounting to a retrial of the merits of the Commission's orders.

Senators Allison, Cullom, Dooliver, Clegg and Long, Attorney-General Moody and Interstate Commerce Commissioners Knapp and Prouty were called to the White House late this afternoon. Soon after they assembled, the President submitted the amendment to the conference. It was afterward endorsed by all present. A number of the conferees previously had seen the draft, but its authorship was not disclosed.

Meets Friendly Criticism.

The President announced that he had decided upon the amendment because he desired to ascertain the present state of feeling in Congress regarding a judicial review feature in the legislation. It was made clear that he had not changed his mind regarding the pending bill, and a similar stand was taken by the others. The President thought, however, that, in deference to the large number of Senators who honestly believed that the bill without such a feature would be unconstitutional, the bill should be amended, if it could be done without a surrender of the purpose of the legislation. This could be done, he believed, by an amendment, which he then read. It proposed to strike out the paragraph at the bottom of page 11 and insert as a part of section 11 the following:

Terms of Amendment.

That all orders of the Commission, except orders for the payment of money, shall take effect within such reasonable time as shall be prescribed by the Commission and shall continue for such period of time, not exceeding two years, as shall be prescribed in the order of the Commission, unless sooner set aside by a suit brought against the Commission in the Circuit Court of the United States, sitting as a court of equity for the district where the plaintiff is located, in such suit his principal operation of the order complained of was beyond the authority of the Commission or in violation of the rights of the carrier, secured by the constitution.

New Rates Not Delayed.

Discussion continued for an hour. It was analyzed to ascertain whether under its terms an order of the Commission lowering a rate could be delayed in taking effect. Mr. Moody and other lawyers pointed out that the discretion of the Commission is absolute. Without specifically declaring against restraining orders, it makes it extremely doubtful whether a court would attempt to interfere with an order except in the manner provided.

President's Assistant Secretary Made Postmaster at Washington.

WASHINGTON, March 31.—The President today announced the appointment of Benjamin Barnes as postmaster at Washington to succeed Mr. Merrill, who was appointed Collector of the Port of Buffalo.

WOULD ABANDON MANY POSTS

WASHINGTON, March 31.—The abandonment of a number of Army posts in the West and Southwest is proposed in a recommendation for the redistribution of troops prepared by the War Department.

WILL INSIST ON COURT REVIEW

Foraker Accuses Roosevelt and Taft of Changing Front.

COLUMBUS, O., March 31.—A letter from Senator Foraker replying to its joint resolution requesting Ohio's representatives in Congress to vote for a bill conforming to President Roosevelt's views on the rate question, is being prepared by a full vote of the Senate.

MAYOR VEToes HEAT FRANCHISE

Banfield-Veysey Fuel Company Denied Entrance to Portland.

LANE GIVES HIS REASONS

Doubt Exists if Enough Councilmen Can Be Secured to Pass Ordinance Over Chief Executive's Disapproval.

VEToes THE ORDINANCE.

In a long message to the Council, touching on what might happen to other franchises as well under certain conditions, Mayor Lane yesterday returned the Banfield-Veysey Fuel Company franchise to the body with his disapproval. The measure was passed at the last session of the Council by barely enough votes to pull it through, and unless at least two of those opposing it become subject to a radical change of view before next Wednesday night, there is not much likelihood of the measure being passed over the veto.

TELLS FRUITGROWERS PRIVATE CAR LINES WILL NOT BE ABOLISHED.

OREGONIAN NEWS BUREAU, Washington, March 31.—The fruitgrowers of the Boise and Payette Valleys, Idaho, as well as elsewhere in the West, apparently believe that the Hepburn rate bill will kill private car lines. Such action, they say, would cripple the fruit business of the West and they protest against legislation such as they understood is proposed. Senator Dubois, to whom the protests were made, sent the following telegram to Fremont Wood, representing the Boise fruitgrowers:

Your telegram protesting against the abolition of private car lines, as such action has not been proposed anywhere and is not contemplated. The House bill contemplates putting private car lines under the jurisdiction of the Interstate Commerce Commission, to prevent discrimination against other carriers. In fact, legislation is designed expressly in the interest of the fruit-shippers. The attorney for the California fruitgrowers' association was consulted and helped to draw the provision regarding private car lines, which he and all other interested parties in behalf of the fruitgrowers heartily endorsed. I am quite sure that in some way you have been misled as to the provisions of the bill. It is my duty to disabuse you of any erroneous impression in this regard. There has been a determined effort on the part of those opposed to effective rate regulation to discredit the House rate bill by a constant endeavor to create distrust by trying to get the attention of the public to misleading statements regarding its provisions.

HOUSE STAMPS MANY CLAIMS

Two Growing Out of Spanish War Receive Tardy Attention.

WASHINGTON, March 31.—This being war claim day in the House, only those directly interested in the legislation in the private calendar were in attendance. The House during the four hours it was in session considered and passed 179 bills, many, however, sending the particular claim to the Court of Claims for adjudication.

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BRIDGE OVER WISCONSIN GONE.

PRAIRIE DU SAC, Wis., March 31.—(Special.)—Two 60-foot spans and one ice-breaker of the bridge over the Wisconsin River here were carried away by the ice tonight, and it is feared that more of the structure will go out, for it is being pressed by immense blocks of ice in the river. Practically nothing can be done to relieve the pressure.

MINERS WINNING IN MANY STATES

Advanced Scale Will Be Signed at Majority of the Big Mines.

ROBBINS READY TO YIELD

Victory Recorded at Every Iowa Mine and Large Numbers in Western Pennsylvania, In- diana, Illinois, Kentucky.

INDIANAPOLIS, March 31.—No general strike order was issued by the National executive board of the United Mine-work- ers as a result of an all-day meeting of that body here today. The meeting was held for the purpose of completing ar- rangements to carry out the policy com- mitted to the board during the National convention which closed Friday afternoon.

All Iowa Miners Win.

It was reported unofficially at the National headquarters of the miners today that operators representing the total tonnage of Iowa have signified their willingness to sign the 1903 scale on Tuesday.

Illinois and Indiana in Line.

Bennett Brown, representing several large mines in Illinois, made personal application to John Mitchell today to be allowed to sign the new contract. He was told that the papers would be in readiness for him on his arrival at Springfield, and that the district officers there have power to act in the matter and induce the men to go back to work.

No Forfeiture Clause.

This ordinance contains no forfeiture clause to meet this objection, for the reason that no such requirement is specified therein. It is true that the ordinance provides that the system of wires, pipes and conduits, laid down by the company, or its assigns, shall be kept in repair, and shall be efficient, but the service shall be efficient, but the fee for the service shall be paid by the individual. Since the franchise gives the grantee and its assigns a hold on the best part of the city for 25 years, to supply

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HEARST FLAYS AUGUST BELMONT

Whips Him Over the Shoulders of Nicoll.

LATTER BENEATH HIS NOTICE

Merely a Political Phonograph for Millionaire Master.

SLAPS AT JUDGE PARKER

Editor Says His Support of New Yorker for Presidency is the One Thing of Which He Feels Heartily Ashamed.

CHICAGO, March 31.—(Special.)—William Randolph Hearst, in an interview in Chicago, last evening, published today, gave his personal opinion of De Lancy Nicoll, of New York. This evening op- inion, however, expressed his own personal opinion of Mr. Hearst's Tuesday night in a speech before the Democratic Club in New York, when he said in so many words that Mr. Hearst was a traitor to the Democratic party. He was so violent in his denunciation of Mr. Hearst that August Belmont felt it incumbent upon himself to declare that Nicoll spoke only for Nicoll, and for no one else.

Merely Belmont's Phonograph.

"When Mr. Nicoll accuses me of party treachery, he, of course, is not telling the truth. But he is so exceedingly ignorant personally that he does not mean matter. Privately Mr. Nicoll is August Belmont's paid attorney in a suit now pending against me in the courts. Politically Mr. Nicoll is a sort of phonograph for Mr. Belmont.

Heard Repudiates Silver.

"I never had been a free silver man, but I stood by the party because I believed it was really trying in the main to represent the best interests of the whole people, while the Republican party seemed to be more devoted to the interests of a special privilege class.

Made Him Hold His Nose.

"The burden of Mr. Belmont's whole complaint is that I did not support Judge Parker, his private candidate for the Presidency in 1904. Even that is not true. I did, as a matter of fact, shut my eyes and hold my nose while I supported Judge Parker as the Democratic nominee. But I am not proud of having done so. Party loyalty is all very well in its way, but there is a higher loyalty a man owes to his country and to his fellow-citizens. I did not think that I was serving well the interests of my country or the welfare of my fellow-citizens when I was advocating the election of the tame candidate of a political speculator to the highest office of the Nation.

Tillman Going Home to Defend State Dispensary System.

WASHINGTON, March 31.—(Special.)—Senator Tillman, who is in charge of the railway rate bill in the Senate, has on his hands a fight for his political existence at home. He has his political coat, however, and has hurried defiance at the newspapers and leaders of his state, who have openly suggested that he confine his efforts and attention to National questions and keep out of state politics.

YOUTH'S DEPARTMENT, Page 57.

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