



# MINERS AND OPERATORS STILL UNABLE TO AGREE

## INSURANCE GRAFTERS ARE GUILTY OF LARCENY

### Judge O'Sullivan of New York Says the Insurance Officers Who Gave the Company's Funds for Campaign Purposes Committed Larceny.

## DISTRICT ATTORNEY JEROME TO ASK ARRESTS

### NEW YORK JUSTICE HOLDS THAT PROCEEDINGS ON LARCENY CHARGE WILL STAND—EX-VICE-PRESIDENT PERKINS OF THE NEW YORK LIFE; CORTELYOU AND BLISS CHARGED—GRAND JURY TO INQUIRE.

NEW YORK, March 23.—The officers of life insurance companies who contributed a portion of the company's funds to political campaigns committed larceny, in the opinion of Justice O'Sullivan, of the Court of General Sessions.

Justice O'Sullivan expressed his opinion in court today, replying to the presentment submitted to him by the grand jury which investigated some phases of the insurance business which were developed by the legislative committee. He held that larceny was committed by the officers who authorized such contributions, and charged the jury to investigate as to responsibility for such crimes.

This opinion is directly opposite to the one on the same subject which was submitted to Justice O'Sullivan by District Attorney Jerome several days ago.

Replying to Justice O'Sullivan, District Attorney Jerome reiterated his opinion that the acts of the insurance officials did not constitute larceny, and told the court that if he maintained his contrary opinion, then it rested with the grand jury to seek cause for indictments for larceny against George W. Perkins, former vice-president of the New York Life, who admitted giving political contributions, and against George B. Cortelyou, chairman, and Cornelius N. Bliss, treasurer of the Republican National Committee, as receivers of stolen bonds.

District Attorney Jerome said, addressing the court:

"If Your Honor will sit as a Magistrate in this case, I will submit affidavits as to the acts committed by George W. Perkins, and will ask warrant for his arrest. A writ of habeas corpus will follow, and the case will be taken to the highest court, where I will retain Alton B. Parker as special counsel."

Justice O'Sullivan refused to grant the warrant.

After Judge O'Sullivan had delivered his remarks to the grand jury there was some question as to their exact import, one portion of the Judge's remarks dealing with the question of intent in such a manner as to make it appear that it was the duty of the grand jury to con-

sider the matter of intent in its determination of the question as to whether larceny had been committed.

Judge O'Sullivan's statement was that larceny was made in answer to the hypothetical question put to him in which certain suppositions were accepted as facts. The suppositions dealt with the making of contributions by authority of insurance officials.

## INSANE ACT.

BALTIMORE, March 23.—At Brooklyn, Walter Potee, an insane man, aged 28, entered his brother's house as the friends were gathering to attend the funeral of his brother's child and opened fire with a revolver, set fire to the house, and shot and killed himself. Nine persons were injured by the shots, two of whom, the brother and the brother-in-law, may die.

## DENIED BY GOODING

### Governor of Idaho Says He Made no Proclamation.

### Asserts as False, Proclamation Addressed "to Labor Unions of United States" in Relation to Prosecution Federation Officials

BOISE, March 23.—The authenticity of what was purported to be a proclamation addressed by Governor Gooding "to Labor Unions of the United States" in relation to the prosecution of the Western Federation officers, is denied by the governor. He says he told Denver newspaperman that if the labor unions would investigate the charges against the men instead of denouncing their prosecution a better feeling would result, and if the proper committee should

## GOVERNMENT TO HAVE OWN POWDER FACTORY

WASHINGTON, March 23.—Spooner concluded his speech in the Senate on the railroad rate bill and the fortifications appropriation was taken up and passed. The bill carries \$125,000 for the construction of a powder manufactory. Daniels spoke at length in support of

the provision, claiming the nation was at the mercy of a powder trust. The bill carries \$5,278,993. Tillman, on the railroad bill, suggested that the interstate commerce commission have authority to enjoin railroads from increasing their rates.

be appointed he would favor its being given every opportunity to satisfy themselves as to whether the state was justified in holding Meyer et al accountable for the crime.

J. H. Hawley, chief counsel for the prosecution, states that under no consideration will any one be shown the confession of Orchard or other testimony.

## SECURE ROADS.

### Act of Congress Allows Establishment on Approval.

PENDLETON, Ore., March 23.—Agitation continued for years for public roads across the Umatilla reservation will at last be successful.

Under an act of Congress, public roads may be laid out across a reservation in the same manner as elsewhere, except that the road has to be approved by the department. In the past it has been held that the county had no rights upon the reservation, and consequently the use of the roads has been at the pleasure of the Indians. For several years the taking of sheep across the reserve has been prohibited, and cattlemen have fared little better.

Farmers interested in crossing the reservation have now started three petitions to the County Court asking for as many roads across the reserve to follow routes of the present thoroughfares.

## ACTIONS ARE BEGUN

### Eight Actions Instituted Against Mutual's Ex-Officers.

### First Complaint Made Public is Against President McCurdy Alleging Waste of Money Belonging to Company and Unfaithfulness.

NEW YORK, March 23.—The first complaint in a series of eight actions already begun by the Mutual Life against the McCurdy's and Charles M. Raymond and Company, and the company's former agents, was made public today. This particular complaint is against President McCurdy and contains nine separate causes of action charging the waste of large sums belonging to the company through the alleged neglect of his duties and unfaithfulness. Damages amounting to three and a quarter million are demanded.

## FIVE THOUSAND MEN IDLE.

MEADVILLE, Penn., March 23.—Orders are issued suspending locomotive repair work in all shops on the Erie system. Five thousand men are laid off. The action is said to be due to the threatened coal strike.

## STATE CAN PROSECUTE.

BELL FONTAINE, Ohio, March 23.—The circuit court has decided the state is within its rights in instituting ouster proceedings in a collective suit against fourteen companies alleged to constitute the "Bridge Trust."

## SALESROOMS RUINED.

BOSTON, March 23.—The salesrooms and store of Warren W. Rawson & Co., seedmen and dealers in other agricultural supplies at 12 and 13 Faneuil Hall, were ruined by fire early today. The flames extended to all parts of the building, a five-story stone structure. The fire was directly across a narrow thoroughfare from Faneuil hall, but the latter building was never in danger. The loss is estimated at \$100,000.

The head of the firm, Walter J. Rawson, is a member of the governor's council.

## SECOND DAY IS WITHOUT RESULT

### SHAW MAKES SPEECH.

DES MOINES, March 23.—There was an interesting address here tonight by Secretary Shaw who made an elaborate argument against any change in tariff schedules at this time because it would endanger the Republican success in the 1908 campaign.

### AT CHICAGO'S DISPOSAL.

### All Yerkes Traction Securities Placed in Chicago's Hands.

CHICAGO, March 23.—The News today says all the traction securities in the estate of Charles T. Yerkes are said to have been placed at the disposal of the city of Chicago. The heirs are said to be anxious to withdraw from the Chicago Traction muddle and are willing to take the Mueller certificates in full payment. At the last legislature a bill proposed by Senator Mueller providing that Chicago might issue certificates to aggregate \$75,000,000 for the purchase of existing traction lines, was passed.

## "YELLOWS" SCORED

### Jerome Blames Yellow Press For Policy Lapses.

### Says Yawping of the Yellow Journals Frightened People Into Dropping Insurance Policies—Hughes is Hailed as Next Governor.

NEW YORK, March 23.—The banquet of the Delta Upsilon Fraternity of New York in honor of District attorney Jerome and Charles E. Hughes was attended by five hundred men, representing thirty-seven colleges and universities. Hughes spoke briefly. He was hailed as the next governor of New York. He said in part:

"I attribute your good wishes to the spirit of fraternity and good fellowship. I must, however, leave political aspirations where they belong."

Jerome, in speaking of insurance said: "I am going to see that those who violate criminal law shall be punished. I was informed the other day by directors of the Mutual Life that one hundred millions of dollars in policies have lapsed. These are policies of the poor who have been influenced by the wild outcries of the newspapers. These institutions are as solvent as the United States, but these poor people were scared by the incessant yawping of the hounds of the yellow press."

## DEATH LIST GROWS.

### Twenty-six Bodies Taken From Century Coal Mine.

PHILLIPS, W. V., March 23.—The death list in the Century mine disaster has now reached twenty-six, while twenty or more are injured. All day long the rescue party continued bravely at work and twenty-two bodies were recovered, one body remains in the mine, according to officials. Employees of the mine insist however, that from thirty to forty men are still in the mine, and perhaps alive.

## GOVERNOR IMPROVED.

COLUMBUS, Ohio, March 23.—Pattison's condition has slowly but steadily improved today.

### Deadlock Between Miners and Operators at Indianapolis Conference Remains Unbroken--Robbins Would Grant Miners Increase.

## ACT AROUSES LOUD PROTEST FROM OPERATORS

### PITTSBURG OPERATOR STATES HE IS WILLING TO PAY MINERS THE SAME SCALE AS THEY RECEIVED IN 1903—WESTERN OPERATORS DISAGREE AND HEATED ARGUMENT FOLLOWS BETWEEN THEM.

INDIANAPOLIS, March 23.—The deadlock coal argument between the operators and miners continued today. Both committees will meet again tomorrow. F. L. Robbins, of the Western Pennsylvania operators, was the target for several vigorous attacks on his position in favor of paying the scale of 1903, which will mean an advance of 5.55 per cent in wages in that district and would comply with the demands of the miners. Robbins stated on the floor he did not propose to be dictated to by the operators of Illinois, Indiana, and Ohio. He said his position was fair and applied to all interests and the Pittsburg Coal Company, which he represented was willing to pay the advance in wages asked. He said he was willing to pay the advance in his own mines, in Pennsylvania, Illinois, and Ohio, and had received notice that an Illinois Company with an annual output of millions of tons had instructed its representative to vote with him. Robbins said the com-

pany would not permit a general strike on the causes shown and turned to Mitchell and said he did not believe the officials of the miners would dare to refuse to allow the miners to work where the demands were met.

### Independents Will Follow P. C. Co.

G. A. Magoon, representing the Western Pennsylvania independent operators said that if the Pittsburg Coal Company paid the advance and operated its mine the independent operators would do the same. The discussion between the operators became so heated that the representatives of the miners were asked to withdraw for an hour. They complied, and at the end of that time a recess until tomorrow was taken. The operators are in conference by states tonight. The operators declare the situation tonight has not changed from the beginning of the conferences.

### Prices Advance.

PITTSBURG, March 23.—The critical situation at Indianapolis is causing coal prices to advance rapidly.

## PRAISES THE WORK

### Roosevelt Complements Labors of Keep Commission.

### At Informal Meeting of Keep Commission President Praises Commission For Reducing Work of Different Departments.

WASHINGTON, March 23.—At an informal meeting last Tuesday evening at the residence of Gifford Pinchot, chief of the division of foresters, with the members of the Keep Commission, Roosevelt praised the work of the committee in reducing to business principles the various departments of the federal government. The President said he would cut out all corruption, though there was but little in the service. He asked the committee when advising him

to seek definite plans and submit recommendations on broad principles. He said he did not want changes recommended simply for the sake of making changes, but that he wanted such recommendations based on actual conditions.

## DECISION ON MONDAY.

NEW YORK, March 22.—Application for the removal of Justice James M. Deuel from the court of special sessions, because of his connection with Town Topics was heard by the appellate division of the supreme court today. The court declared a doubt as to its jurisdiction in the case. A decision on that point was reserved until Monday.

## ORR DENIES CHARGES.

NEW YORK, March 23.—President Orr of the New York Life denies that agencies of that company have been given rebates on policies and are giving away policies in return from proxies. He said "There is not an iota of truth in the report that steps will be taken to punish the persons or the person guilty of misrepresenting."

## SHOOTS WOMAN WHO CARED ONLY FOR HIS MONEY

PORTLAND, March 23.—George Blodgett of Kalispell, Montana, today shot and killed a variety actress known as Alice Gordon in a lodging house, because she spurned his attentions. He fired four shots into her body. The

woman's right name is Alice Milligen, at the mercy of a powder trust. The at Aberdeen, Wash. Blodgett, who was drunk, is in jail. He had spent a great deal of money on the woman. He has a wife and family in Kalispell.