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Calls Attention for Legislation on Anarchy.

He Transmits a Report Reviewing ness of a messenger." the Legal Phases by Attorney General Bonaparte.

No Paper Published Here or Abroad Should be Permitted in Circulation in This Country if it Propogates Anarchistic Opinions.

In one of the shortest messages which he has yet transmitted to message he transmitted a report reviewing the legal phases of the question by Attorney-General Bonaparte. The massage of the President is as follows:

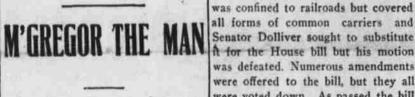
"To the Senate and House of Representatives:

"I herewith submit a letter from the Department of Justice which exhold that existing statutes give the Fulton Wires Ellis and Bourne the United States supreme court to Democrats Catch the Republicans plains itself. Under this opinion I President power to prohibit the Favoring Astoria Capitalist. Postmaster-General from being used as an instrument in the commission of crime, that is to prohibit the use of the mails for the advocacy of murder, arson and treason ;and I shall act upon such construction. Unquestionably, however, there should be further legislation by Congress in this matter. When compared with the suppression of anarchy, every other question sinks into insignificance. The anarchist is the enemy of humanity, the enemy of all mankind, and his is a deeper degree of criminality than any other. No immigrant is allowed to come to our shores if he is an anarchist; and no paper published here or abroad should be permitted in circulation in this country if it propagates anarchistic opinions.

is devoted to the question whether in the absence of any legislation by Congress the postmaster-general has the right to exclude such publications. On this point his conclusion is cor-

The postmaster-general will be justified in excluding from the mails any issue of any periodical otherwise entitled to the privileges of second class mail matter which shall contain Without Amendment and any article constituting a seditious libel and counseling such crimes as murder, arson, riot and treason." In arriving at the latter conclusion the attorney-general makes a clear distinction with reference to the au-THE SHORTEST MESSAGE thority of postal officers over sealed DOESNOT BAR RECOVERY and unsealed mail. In conveying letters and newspapers to persons to whom they are directed he says the United States "undertakes the busi-

He adds: "Insofar as it conveys sealed documents, its agents not only are bound not to know but are expressly forbidden to ascertain what the purpose of such messages may be; therefore neither the government THE ENEMY OF ALL MANKIND nor its officers can be held either legally or morally responsible for the nature of the letters to which they afford thus in ignorance transportation. But in the case of printed matter intended for general circulation which by virtue of the statutes above mentioned, and in cons'deration of reduced rates at which it is transported the officers of the postoffice department have the legal right to thoroughly inspect, it seems obvious that neither these officers nor Congress, President Roosevelt today the government which employs them called the attention of that body to can escape responsibility for the conthe necessity for further legislation sequence if knowingly transporting by the House, April 6, was today Meyer, who, it is charged, vitimized on the subject of anarchy. With the matter which becomes and which they passed by the Senate without an must know might be treasonably become a cause of crime.



is expected to meet the objections of the liability law of 1906. The bill



ASTORIA, OREGON, FRIDAY, APRIL 10, 1908

was a question Judge Lantry was called to decide yesterday. After HELU U Donald, the musician Hans Biedermann, experts and others and the **BILL PASSED** reader of the poem which gained notirety when the widow of the late Michael McDonald was arrested for the murder of Webster Guarin, the court announced \$5 a fitting recomocnse. Two years ago Mrs. McDonald wrote some verses entitled "I will Atone." She decided to set them to music and received the promise of a prominent vaudeville actress to sing them. Hans Biedermann, director of a musical college, said he had been asked to do the work for Mrs. Mc-THE Donald in the latter part of 1905. GASTLY EXHIBIT. Hair and Scalp of Murdered Women Many Amendments Were Offered Displayed as Evidence OAKLAND, Cal., April 9.-The ghastly display of the scalp and hai: of a woman who had been dead for nearly a year was presented in Judge Melvin's cou oom this morning in **BILL ABOLISHED COMMON LAW** the trial of Mark A. Wilkins, charged with the murder of Mrs. Vernie Carnie Carmin, the runaway wife of L. L. Carmin, of Kansas City. The scalp It Relaxes the Rule Which Makes and hair were exhibited by the physi-Contributory Negligence a Defense cian as proof. The defendant watch ed the exhibit without an outward to the Claims for Injuries and Persign of feeling. TO BRING BACK SWINDLERS. SAN FRANCISCO, April 9.-De-WASHINGTON, April 9. - The tective Ryan will leave for Hoboken. bill relating to the liability of com-N J., to-day to bring back Mr. and

Fritz Plaen, an elevator man, in the amendment and without a division. Monadnock building, out of nearly a The Senate bill on the same subject thousand dollars in January last

it for the House bill but his motion were offered to the bill, but they all were voted down. As passed the bill

MRS. EVANS ARRIVES. Off Their Guard.



Astorian.

COVERS THE MORNING FIELD ON THE LOWER COLUMBIA

Traveling Man Held Up by Seven Men.

MARSHALL SHOT

The Drummer Reported Facts to **Town Marshall Miller Who** Went to Arrest Them.

THE FIRE BELLS WERE RUNG

Opened Fire Shooting Miller in the Hand and in the Stomach and he Will Probably Die.

TACOMA, April 9 .- A special to traveling man we held up just out of from her husband. The report will mon carriers by the railroads passed Mrs. Wm. Kluegalias Kraus, alias the town this evening by a gang of be handed up to the supreme court seven men. He reported the fact to next Monday. While official confir-Town Marshal Miller and the latter went out to arrest the desperadoes. As Miller approached the men opened fire shooting Miller in the hand

and in the stomach and he will probably die. The fire bells are now ringng to awaken the citizens and an attempt will be made to surround the desperadoes.

Admiral Much Cheered by Coming of His Wife and Daughter

PRICE FIVE CENTS

Houses caused it to be made known that it was his intention to proclaim a special election, possibly on May 12, in Niagara, in the Orleans district, to fill the vacancy caused by the death of Senator. Franchet. At the same time he put forth also an intimation that he will probably call an extra session of the Legislature to convene on Monday evening, May 11.

HENEY LEAVES FOR NORTH.

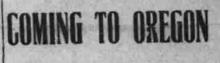
SAN FRANCISCO, April 9-Francis J. Heney left tonight for Portland. His mission to Oregon is not known but it is stated he will make a reply to the statments made by United States Senator Fulton recently District Attorney Langdon and

Assistant District Attorney O'Gara will conduct the trials of Ruef and Ford now under way, during the absence of the special prosecutor.

PORTLAND, April 9 .- Francis J. Heney will speak in this city next Saturday night under the auspices of the municipal league at which time it is expected he will go further into the controversy with Senator Fulton. At the time Heney delivered his good government address here several weeks ago, he said he would later have something more to say regarding Fulton. The news that he has As the Marshal Approached, the Men started for Portland, therefore, was not wholly unlooked for.

ABSOLUTE DIVORCE.

NEW YORK, April 9.-Referee McClure tonight filed his report in the case of Mrs. Alfred G. Vanderthe Ledger from Kent, Wash., says a bilt who has brought suit for divorce mation is lacking, it is reported that the referee recommends that an absolute divorce be granted.



Francis J. Heney to Deliver a Speech in Salem.

"Signed. "THEODORE ROOSEVELT.

opinion of the attorney-general which choice is binding on Senator Bourne. subject from many angles.

archy may prevail constitutes a more information. "seditious libel" and undoubtedly "a crime at common law."

He declares that there is no federal statute which makes such publications and Justice Field as authority.

FOR COLLECTOR OF CUSTOMS

Senator Bourne Says McGregor is employe to recover. The bill does vestigates.

WASHINGTON, April 9.-Senator the measure there was an extended

Representative Ellis will join Sena- signature. "The White House, April 9, 1908." tor Fulton in indorsing Mr. McGreg-Besides his direction to the Post- or, but before filing his recommendamaster General to exclude from the tion will endeavor to find Senator mails such publicans as "La Ques- Bourne and ascertain his desires. In tione Sociale," President Roosevelt in view of the fact that the vacancy ochis letter to Attorney-General Bona- curred in Senator Fulton's home parte asking for an opinion on the town, it is believed his candidate will legal phase of the subject says he has be accepted by Senator Bourne. In the particular case called to the at- any event, Senator Fulton and Repre- intervene in Hayti?" tention of the Governor of New Jer- sentative Ellis contitute a majority sey by Sec. Root, the governors may of the delegation entitled to be conproceed under the state laws. The sulted on his appointment, and their the President transmits to Congress Senator Bourne also received a affairs of the turbulent island gov- and the bill to promote the safe transembraces the discussion of the whole telegram from Senator Fulton advis- ernment. That the United States has portation of interstate commerce ex- defeated the anti-race track gambling

articles in question which advises the Gregor. Senator Bourne says that would be in case American interests Democrats prevented the adoption of use of arms and dynamite for the McGregor is unknown to him, and he purpose of annihilating the police will take no action in the case until and other officials in order that an- he has an opportunity to acquire accordance with the general and sent back to a conference. At five to Governor Hughes marched up the

GOLD MINE PROSPECTORS.

VICTORIA, B. C., April 9 .- Car an offense against the United States rying a party of miners to develop a and that the Federal courts conse- gold mine found on Klaskino Inlet quently have no jurisdiction in the on the West Coast of Vancouver Is- Had Music Transposed From "C" matter. That there is full power in land for Lieut. Gov. James Dunsthe possession of Congress to make muir, the tug Pilot left port yestersuch publication criminal the attor- day. Prospectors who have visited ney-general asserts and quotes Chief the mines say there are evidences

The greater portion of his opinion cupancy of this coast.

abolishes the strict common law liability which bars the recovery for personal injury or the death of an employe occasioned by the neglect of FORCED TO PRODUCE QUORUM his fellow servants. It also relaxes the common law rule which makes contributory neglicence a defense to the clims for injuries and permits an

Senator Dolliver sought to substitute

was defeated. Numerous amendments

Without a Division.

to the Bill but All Were

Voted Down.

mits an Employe to Recover.

Unknown to Him and he Will Take not bar recovery even though the in-No Action Until He Further In- jured one contributed by his own negligence to the injury. The amount of recovery, however, is diminished as the negligence of the injured increases. During the discussion of

Fulton telegraphed Representative reference to campaign contributions Ellis today that he favored the ap- by the railroad men and especially to crats caught the Republicans napping pointment of William F. McGregor the Harriman contribution to the and forced them to produce a quoras Collector of Customs at Astoria, to Republican party fund of 1904. The succeed C. W. Carnahan, deceased. bill is now ready for the President's

AMERICAN INTERVENTION.

State Department Says Policy Hands Off.

WASHINGTON, April 9 .- "What

This is the response made by the cation bills were sent to a conferofficers of the State Department to ence. The Senate bill to increase the inquiries regarding the reported de- efficiency of the revenue cutter serving him of the death of Mr. Carna- no ground to intervene is made clear plosives was considered. It will be His first conclusion are that the han, and his indorsement of Mr. Mc- here. The only exception to this finally disposed of tomorrow. The

> ed to govern American diplomacy, tomorrow. that of discouraging revolution in the Western Hemisphere.

"LOVES OLD SWEET SONG."

Major to "A" Minor.

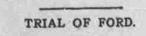
Donald from "C" major to"A" minor one.

The Senate Bill to Increase the Efficiency of the Revenut Cutter Service Was With Democratic Help Passed-Cannon Applied Reed Rule.

WASHINGTON, April 9. - Three times today in the House the Demoum. On one other occasion the vote by tellers disclosed the absence of a quorum, but Speaker Cannon promptly applied the Reed Rule and secured Cannon had a brief but lively clash

with Williams. Notwithstanding the repeated roll call progress was grounds has the United States to made in the transaction of public business. Both the army and fortifi-

sire for American intervention in the ice was with Democratic help passed the storm of yesterday in the Legiswere put in jeopardy. The intention a conference report on the Indian matic fashion Hardly had either to keep our hands off in Hayti is in appropriation bill and caused it to be House convened before the secretary



connection with the granting of trol- posing of the anti-gambling question ley franchises to the United Railways and also calling attention to several CHICAGO, April 9.-What amount was begun before Judge Lawlor to- other matters upon which the Gover-

of money a musician should receive day. Of the 22 veniremen examined nor believes the Legislature should Justice Fuller of the supreme court there of primitive workings, probably for fifty hours spent in transposing the prosecution challenged 15 for pass upon before the final adjournby Spaniards during the Spanish oc- the music of a love song by Mrs. Mc- cause. The defense challenged only ment. Almost simultaneously with the sending of the message to both 8, Portland 1.

PASO ROBLES, Cal., April 9 .-

Mrs Evans and her daughter, Mrs. NOTIFIES LAWYER MCMAHAN Marsh, arrived this evening and joined Admiral Evans at the Hot Springs. Their coming has cheered him greatly and will have, it is said,

a good effect. Lieutenant-Colonel Torney, the surgeon-general at the Presidio, San Francisco, a personal friend of the Evans' was here Sunday and made a

thorough examination of him. He agreed with Dr. McDonald that the proper course of treatment was being followed. Now that the admiral's rheumatism has been greatly relieved by the treatment, the efforts of his physicians will be directed toward building up his strength.

Lieutenant Evans tonight denied the statement that was published that a quorum to be present. In doing so the admiral was injured yesterday while being wheeled by his attendant.

HUGHES VIGOROUS PROTEST.

The Anti-Gambling Law Isn't Dead-Will Call Special Session.

ALBANY, N. Y., April 9 .- Any expectation that a lull would follow lature when the Senate by at tie vote legislation advocated by Governor Hughes was dispelled at the opening of the session this morning in a draaffairs for Mexico.

ing from the chief executive. When read in each House, the "Communication" proved to be a special message couched in the governor's most

dent Diaz for his part in bringing about the Washington conference will leave tomorrow for Salinas Cruz, where they will sail for Amapala on board the Mexican gunboat Tampico.

BASEBALL SCORE.

At San Francisco-San Francisco

McMahan is the Attorney Who is Representing J. S. Smith, the Complainant in the \$5000 Slander Suit Against Senator Fulton.

SALEM, Or., April 9 .- Francis J. Heney today telegrapheod L. H. Mc-Mahan, of this city saying that he would be in Salem to deliver a speech on April 12. McMahan is the lawyer who is representing J. S. Smith, the complainant in the \$5000 slander suit growing out of Fulton's denial of the truth of an affidavit read by Heney during his speech in Portland several weeks ago. The affidavit was made by Smith and it made serious charges against Fulton.

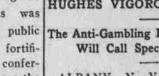
TREATIES SIGNED.

Three Treaties Signed Between Mexico and Houduras.

MEXICO CITY, April 9.-Three treaties between Mexico and Hoaduras were signed at the foreign office yesterday by Gen Policarpo Bonilla, minister of Honduras and Federico Gamboa, sub-secretary of foreign

The first treaty is for commerce and friendship. The second, extradition, and the third, a postal convention.

Minister Bonilla and Dr. Madriz, who were the central American delegates sent to Mexico, to thank Presi-



broader policy which has been adopt- o'clock the House took a recess until aisle with a communication in writ-

SAN FRANCISCO, April 9.-The direct and vigorous style, declaring

third trial of Tirey L. Ford on the first, that yesterday's vote in the charge of bribing the supervisors in Senate could not be regarded as dis-