



96th YEAR, NO. 40.

CONTEST OVER KNOX ELIGIBILITY MEASURE IS EXPECTED

Indicated by Minority Report From Committee

NOT A PARTY ISSUE

Although Reported Unfavorably Confidence Expressed for Enactment of Bill

HAYES ATTACKS HOUSE RULES

Variety of Subjects Discussed in House—Indian Appropriation Under Consideration But No Action—General Debate Most of the Day.

WASHINGTON, Feb. 13.—Although the bill removing the bar to the eligibility of state in the Taft cabinet was reported promptly to the house today, the filing of the minority report from the committee on the election of president, vice-president and representatives in congress, indicates a contest is to be made against the passage of the measure.

Representative Gaines, author of the house bill, identical passed by the senate expects to call up the measure Monday under the suspension of rules and motion will be made to substitute the senate bill, which, if passed, would bring the two houses into immediate agreement. In spite of the minority, Clark of Missouri, the Democratic floor leader, says the measure will not be made a party issue therefore enactment of the bill is confidently expected. The minority members held that while on its face the Gaines bill only seeks to fix the salary of secretary of state of \$8000 the real question is whether members of the United States senate during whose term of office salary of secretary of state was increased from \$8000 to \$12,000 a year can hold the office of secretary of state, any portion of the term for which the said senate was elected, provided that the salary of the secretary of state be reduced to what it was before raised.

A variety of subjects were discussed in the house of representatives today. The Indian appropriation being technically under consideration, but many members availed themselves of the opportunity for a general debate. Lamar of Florida argued the amendment of the rail-

road rate law, claiming the law is insufficient to cover the cases included in its provisions. Madden of Illinois referred to the increase in freight rates since the law went into effect. Washburn of Massachusetts, favored a modification of the Sherman anti-trust law in order that it might be less burdensome. Hayes of California, attacked the rules of the house. Langley of Kentucky, criticized the administration in the affairs of the laws of the Indians, and Foster of Vermont, pleaded for the adjustment of the postal rates affecting merchandise sent through the mail. The Indian bill was pending when adjournment was had.

BURNING WALL COLLAPSES; KILLS 5

MEET DEATH FIGHTING THE FLAMES IN MILWAUKEE—MANY INJURED.

MILWAUKEE, Feb. 13.—Five firemen killed, about a dozen injured, two fatally, by the toppling of a brick wall while fighting a fire in the H. W. Johns Manville manufacturing plant today. An employee of the concern was badly burned and died in the hospital later. The loss is \$250,000.

BUNCOED "BLACK HAND."

Then A New York Victim Fooled The Would-Be Murderers.

NEW YORK, Feb. 13.—That mysterious organization known to Italians and the police as the "Black Hand" has adopted up to date methods of operating in New York. An attack from an automobile was made yesterday on Gus Merino, a Harlem junk dealer, who had been receiving threatening letters demanding the payment of \$5000 for several weeks past. When Merino left his shop and was walking along the sidewalk a machine dashed up to the curb and one of the three occupants sprang out and began firing. With great presence of mind Merino dropped to the sidewalk, feigning death, thus escaping without a scratch. The man who fired the shot quickly, turned, pumped into the machine and whizzed away.

MISS HOPPER MARRIED. NEW ORLEANS, Feb. 13.—It is reported here that A. O. Brown and Edna Wallace Hopper have announced their marriage which is said to have occurred six months ago.

WATERS-PIERCE CO. WANT MORE TIME

Fine of Fifty Thousand Dollars Assessed Against Corporation Will Not be Contested

ST. LOUIS, Feb. 13.—The annual meeting of the stockholders of the Waters-Pierce Company will be held Tuesday and probably will be made the ground for argument for the extension of time. The attorneys for the corporation saying they see no recourse from this portion. The penalty is predicted unofficially that the Waters-Pierce Company will ask the court to declare the holding of its stock by standard interests, alleged on the ground that such holding contravenes the principal laid down by the federal supreme court in northern securities case. If this attitude is adopted one of the greatest legal battles between corporations in history of the country may follow.

That Waters-Pierce Oil Company of Missouri will on Monday ask the supreme court of this state for further stay on the execution of that portion recent decree against it requiring it to loose itself from the domination of the Standard Oil Company of New Jersey was intimating from officers of the local concern today. The fine of \$50,000 which was assessed against the Waters-Pierce Company will probably not be contested.

INSIGNIFICANT MATTER.

But American Crowds Are Bumptious About Their Flag.

NEW YORK, Feb. 13.—With the air filled with patriotism during the many Lincoln celebrations yesterday, Gustavus Henning, a consulting engineer, who lives in West 142nd St., selected a very inappropriate time to display the British Union Jack above the stars and stripes. However, he hung the British emblem on the roof, and the Red White and Blue from a second story window. A neighbor indignantly noting the position of the flags complained to the police and whether by strictly legal right or not, detectives were sent to notify Henning that the British flag must be brought down at least to the level of Old Glory. Henning complied with instructions and throughout the remainder of the day the flags fluttered in the breeze side by side.

HUGE RAILWAY DEAL.

WINNIPEG, Feb. 13.—The Canadian Western Railway, a new corporation, promoted by Minnesota capitalists, has been granted charter. The company intended to build a railway through Southern Alberta from Calgary to the international boundary and a branch line from Pincher, Alberta, into the rich lumber territory of the Elk River valley, British Columbia. The line will be continued south from the boundary, connecting at Butte, Mont., with the Chicago, Milwaukee & St. Paul at Helena, Mont., with the Northern Pacific, and at Browning with the Great Northern. The final survey will be completed in the spring. The promoters are O. A. Robertson and F. B. Lynch of St. Paul, F. E. Kenaston of Minneapolis, and O. L. Boynton of Winnipeg.

ACCIDENTAL DISCHARGE KILLS 1, INJURES 3

FATALLY OCCURS AT POPE HOME NEAR ABERDEEN, WASHINGTON.

ABERDEEN, Feb. 13.—By the accidental discharge of a shotgun the baby of Mr. and Mrs. Fred Pope was killed and Mrs. Pope and two other children wounded. The children seriously. A family of Indians of the Quinault reservation were going up the Quinault river in a canoe when the accident happened yesterday afternoon. No particulars. Pope is one of the best known Indians in this section. He is education and well to do. A doctor has been sent to the scene of the tragedy.

MISTAKEN IDENTITY.

CHICAGO, Feb. 13.—Miss Agnes Crider is at the County Hospital suffering from an attack made upon her by an unidentified man. She was walking along the street when she was struck with a hatchet, her jaw being broken and a large gash cut in her cheek. When she became conscious she said she did not know the man who attacked her.

MADE OLD SOLDIER PAY.

NEW YORK, Feb. 13.—Robert Morgan, an aged veteran of the Civil War, and a member of the G. A. R., was the victim of a cruel joke which resulted first in his humiliation in a restaurant and later in his arrest. The old man was accosted last evening on Broadway by a stranger who invited him to dine but who brazenly left him to settle with the waiter who presented the bill for the meal. When the old soldier was taken to the West 30th Street police station, a police lieutenant was so impressed with his story and his plight that he paid the bill, which was for a trivial amount. When the white haired veteran was released from custody he hurried to his lodgings and procured the money, then returned and reimbursed his benefactor at the police station. The stranger who perpetrated the joke disappeared.

TRAIN ROBBERS GET \$35,000

Three Men Instead of Two Holdup D. & R. G.

MAKE EASY ESCAPE

Railroad and Police Investigation so Far is Without Clue to the Bandits

THOUGHT TO BE IN DENVER

Detectives Think Thieves Are Now Hiding in Denver—Robbery Was Carefully Planned and Work Indicates That Men Were Professionals

DENVER, Feb. 13.—That the holdup of the Denver & Rio Grande passenger train near Denver early this morning was the work of three men instead of two, and that the robbery of the mail car gave them a loot of possibly \$35,000 is indicated by the investigation by the railroad officials and police officials today. It seems probable that the men came to Denver and are now hiding in this city. Eighteen packages of registered mail were secured.

The robbery is remarkable, original and daring. It took place within eight miles of Denver, within less than two miles of Fort Logan, the United States military reservation and at a spot where habitations is plentiful. So thorough was the work of the robbers, so well were their plans laid, that they had fully an hour and a half start on the officers. A search in the vicinity of the holdup indicates that a third man and possibly a fourth was engaged in the robbery. That a rubber tired buggy was used in the holdup and that torpedoes and a red signal first were used unsuccessfully in the attempt to stop the train before the automatic revolvers of the robbers were brought into play bringing the train to a stop.

From the manner the holdup was accomplished it is thought the robbers are the same ones who held up the Denver & Rio Grande last May when Express Messenger Wright was killed.

The 18 packages of registered mail were secured. There include five from Salt Lake addressed to Greeley, Colo., Georgetown, Colo., Waco, Texas, White Freight, Texas, and Denver; one from Pueblo to Denver; one from Colorado Springs to Denver; one from Taylor, Wash., to Steamboat Springs, Colo.; one from Winfield, Wash., to Sterling, Colo.; one from Leadville to Denver, and others from Glenwood Springs and other Colorado towns.

The exact amount secured by the robbers cannot be ascertained. It is known, however that the registered mail sack from Colorado Springs to Denver was empty and that little of value was in the Pueblo-Denver sack. The sack from Portland, to Denver, however, contained \$400 of money order funds consigned to Denver.

MAY BE ACCIDENT.

NEW YORK, Feb. 13.—An exhibition of revolver shooting which sounds like tales of "Deadwood Dick" and the Wild West, were given in Brooklyn yesterday when Gaetano Gentili, a saloonkeeper, after having been held up as he stood behind his bar, bided his time and with a quick motion grabbed his pistol and shot the weapon from the man who held him up. The shot attracted a policeman and the wounded man and a companion were placed under arrest.

TALLY'S THE KNOX CASE.

TRENTON, N. J., Feb. 13.—A case similar to that of Senator P. C. Knox of Pennsylvania, concerning whose eligibility of the office of Secretary of State a question has been raised, is that of Ex-Governor George T. Werts of this state. Mr. Werts desired to go on the supreme bench, but because as a senator he had voted to increase the justices salaries, action was taken similar to that which is proposed in Senator Knox' case, that is, the salary-increase law was repealed and Mr. Werts took his seat on the bench. There has never been any question raised as to his being legally seated, although the salary increase law was afterward re-enacted.

ADJOURNMENT NEAR—STILL MUCH WORK

SENATE WILL HAVE TO HURRY TO COMPLETE PROGRAM BY MARCH 4.

WASHINGTON, D. C., Feb. 13.—The senate has much to do before it can complete program before adjournment, on March 4. The work including action on appropriation bills, the discussion postal savings bank bill, action upon the re-enlistment of the soldiers of the 25th regiment, and several treaties are being pressed for ratification and considerable time must be given over to executive sessions. With 11 big appropriation bill disposed of and other important matters on hand the senate will have to be in a spirit of harmony to complete the business before adjournment.

AFTER AMERICANS.

WINNIPEG, Man., Feb. 13.—The Canadian Pacific Railway to further an aggressive immigration scheme, has sent Assistant Land Commissioner Doupe and Chief Immigration Agent Forshead to the chief centers in the Western and Middle states to establish agencies on a large scale with a view to inducing agriculturalists to settle on the company's lands in Western Canada. More than \$1,000,000 will be spent in this enterprise.

WYOMING WILL PROTECT HER ELK

LEGISLATURE TAKE PROMPT ACTION AFTER HEARING REPORT OF THE ELK.

CHEYENNE, Feb. 13.—Protection for Elk of winter refuge, is proposed and contained in the memorial to congress is asking that the track of land south of Yellowstone Park be set for that purpose. The suggestion comes from the Wyoming legislature and has also memorialized legislature of Idaho requesting that similar refuge be provided in that state along the Wyoming, Idaho, boundary line. The action is the outcome of a report that 20,000 elk are starving in the mountains of Western Wyoming.

SAYS FRENCH ENGINEER.

NEW YORK, Feb. 13.—The construction of the Gatun dam now being built by the United States will result in the greatest disaster to any public work, probably, that has ever been built. This was the statement made today by P. Buena Varilla, a French engineer who arrived here from France today.

BLIZZARD IN COLORADO.

DENVER, Feb. 13.—A terrible blizzard is raging in the mountains of Colorado tonight, and as a result trains will be tied up for some time.

EVERYTHING AGAIN HARMONIOUS BETWEEN TWO NATIONS

"ASTOUNDING STATEMENT"

CHICAGO, Feb. 13.—W. E. Curtis, in a special article in the Record Herald today, under a Washington date confirms what he characterizes as an "astounding statement" by President Roosevelt recently that "The losses to farm products due to injurious mammals is estimated at \$130,000,000 annually and the loss through insects is estimated at \$659,000,000 annually."

"The statements," says Mr. Curtis, "are confirmed by the Secretary of Agriculture and the scientists of that department, who have charge of such matters."

MAY BE RUNNING YET.

LOS ANGELES, Feb. 13.—Held up and robbed by two masked highwaymen and then forced to beat the Marathon record to keep out of range of bullets fired at him by a rescuing policeman, was the unpleasant experience of one man yesterday morning. The police do not yet know who the man was, and with the memory of that fusillade of bullets still fresh, it is not likely the victim will take the police into confidence.

GANS TO FIGHT WHITE.

BALTIMORE, Feb. 13.—Joe Gans has agreed to meet Jabez White in New York for 10 rounds on March 11th at 135 pounds.

COLIMA INCREASES IN VIOLENCE

VOLCANO VOMIT KILLS VEGETATION FOR MILES ABOUT N OLIVES YET LOST.

MEXICO CITY, Feb. 13.—The Colima volcano continues in eruption and increased in violence today a number of loud subterranean detonations followed by rain and hot sand which completely killed vegetation over a large area. Neighboring towns and villages are covered with dust and ashes. A stream of lava a mile long is flowing from the double crater, no loss of life has yet been reported.

GOING TO THE GRAND JURY.

SPOKANE, Feb. 13.—Superior Judge J. D. Hinkle yesterday announced a grand jury would be called this morning to investigate the transactions for which Former Counsel M. J. Gordon of the Great Northern, Milo Root, former Supreme Judge and the great Northern Company itself have been subjected to criticism since the investigation by the deavors of Great Britain and German State Bar Association.

THE PORTSMOUTH TREAT AGAIN UP

American Consul Fasher Expresses Dissatisfaction of Russian Attitude at Harbin

LONDON, Feb. 13.—Russian municipal administration of Harbin which China alleges constitutes the establishment of Russian territorial jurisdiction in violation of Portsmouth treaty is again receiving attention in the British foreign office but Great Britain being without a consul at Harbin has been unable to establish the facts. If however they are found as China alleges, the foreign office officials state that Great Britain and the United States will act together to represent to Russia the necessity of observing the territory. It is understood that Mr. Fasher the American consul at Harbin has expressed his dissatisfaction at the attitude of Russia. The diplomat who is well versed on eastern affairs said tonight, "While the effort of Russia to impose taxes upon the Chinese at Harbin appears a small matter, the real effects of the whole question is of the open doors in Manchuria."

Great Britain and Germany Rejoicing

IT WAS ALL JEALOUSY

Diplomats Point Out That Interests of Two Nations no Longer Clash

RESULT OF THE KING'S VISIT

There Now Seems Nothing at Least at the Present on the Horizon Over Which the Nations Can Quarrel.

LONDON, Feb. 13.—The king and queen were given an unusually enthusiastic reception after their return from Berlin today. The visit was certainly wonderful in the effect in the mind of the British public and whose antagonism against Germany seems to have disappeared. Berlin's cordial reception of the king and the mutual satisfaction at the outcome of the visit expressed the official life of both countries to have a way for better feeling was manifested today. All this has been so sudden that the question is already being raised how long it will last. Diplomats who are watching recent developments closely are optimistic. They point out that British and Germany interesting do not clash in any part of the world and that the bitterness between the two nations really arose over jealousy in the affairs in the near east. Germany having reached an agreement with France regarding Morocco, there appears nothing on the horizon over which they can quarrel. The appearance of Anglo-German rapprochement it is recognized largely depends upon that between Germany and France, for in recent years the difference between Germany and Great Britain is largely from Germany's supposed hostile attitude and Great Britain's new found French friend.

Germany Pleased.

BERLIN, Feb. 13.—Chancellor Von Bulow is hopeful for good results by the recent visit to Berlin by King Edward. He said the result of the visit was an understanding of the political aims of both countries which will be strengthened and declared "The discussion of the Balkan question revealed for reaching an agreement of both in regard to the deavors of Great Britain and German."

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