

# The Defects of the Antitrust Law.

By CHARLES G. DAWES, Former Comptroller of the Currency.



**T**HE Sherman antitrust law makes criminal all agreements in restraint of trade, whether they are INHERENTLY criminal or not. It makes in these general terms something criminal without further definition. Now, this is THE DAY OF THE TRADE AGREEMENT in the United States. We have national, city, state and district agreements in restraint of trade, and they are agreements for the purpose always of extorting an unreasonable price. I would not for a moment defend an agreement in restraint of trade which had for its purpose the extorting from the public of an unreasonable price. It should be under the ban of the law. But the trouble with the Sherman antitrust law is that it makes EQUALLY CRIMINAL an agreement in restraint of trade which is inherently innocent.

An agreement in restraint of trade not to sell below cost IS NOT OF NECESSITY A DISADVANTAGE AND INJURY to a community, for certainly we have heard a great deal recently about great institutions underselling for a period of time in certain localities, selling below cost for the purpose of crushing out competition in order that they may later exercise a monopoly and raise the price. A great many of these agreements in restraint of trade are for the purpose of existence, not of extortion, of letting a reasonable amount of competition exist.

THE SHERMAN ANTITRUST LAW ACTUALLY PUTS A PREMIUM UPON A CONSOLIDATION AND CONCENTRATION UP TO A CERTAIN POINT, FOR PROVIDED ALL COMPETITION IS NOT DESTROYED IT ENCOURAGES THE CONSOLIDATION OF COMPETING CORPORATIONS UP TO A CERTAIN POINT, BECAUSE THEY CAN DO LEGALLY THEN AS A CORPORATION WHAT WOULD BE ILLEGAL AND CRIMINAL IF DONE AS SEPARATE CORPORATIONS UNDER A TRADE AGREEMENT. THE VERY EFFECT OF THAT LAW HAS BEEN TO ENCOURAGE THE MORE RAPID CRUSHING OUT OF COMPETITION IN THIS COUNTRY.

If REAL PROGRESS is to be made toward the solution of the vexed industrial problems which confront the nation, this law should be amended so as to clearly define what shall constitute illegality in trade agreements.

## Jail Cure For Trust Offenders, Not Fines.

By Attorney General CHARLES J. BONAPARTE.

**I**HAVE NOTICED A GOOD MANY COMPLAINTS THAT CRIMINAL PROSECUTIONS AGAINST TRUST MAGNATES AND SENTENCES OF IMPRISONMENT FOR THEM HAVE BEEN VERY INFREQUENT AND, IN FACT, FOR PRACTICAL PURPOSES UNKNOWN. IT IS PERFECTLY TRUE THAT, IN MY OPINION AT LEAST, A BETTER MORAL EFFECT WOULD BE PRODUCED BY SENDING A FEW PROMINENT MEN TO JAIL THAN BY A GREAT DEAL OF LITIGATION, HOWEVER SUCCESSFUL AGAINST THE CORPORATIONS THEY CONTROLLED.

But it must be remembered that it is only SUCCESSFUL prosecutions which would have a good effect. Some time since two corporations and their respective presidents were indicted jointly for violation of the criminal provisions of the antitrust law. If the corporations were guilty of such, it would be hard for the lay mind at least to understand how their presidents could be innocent. Nevertheless THE JURY CONVICTED THE CORPORATIONS AND ACQUITTED THE PRESIDENTS.

It is the avowed purpose of the department of justice to prosecute criminally any one who is really responsible for violations of the antitrust law wherever it can do so with any REASONABLE probability of success. It does not care to prosecute mere underlings who are known to every one to have acted under the direct authority of their superiors.

By DANIEL P. BALDWIN, Former Judge of the Indiana Circuit Court.

If the poor man commits a crime "the law must have its course;" he is convicted, and we congratulate ourselves that the ends of justice are being served. And if he is guilty of course he ought to be made to suffer. BUT HOW ABOUT YOUR RICH MAN?

The rich man rallies his family and his friends. He brings his POLITICAL influences to bear. He secures an expensive lawyer, who knows how to stop the heads of the law, and that's about all there is to it. THE RICH MAN IS ALMOST NEVER CONVICTED. He hears a lot of glittering generalities about the law treating all men alike. It does treat all poor men alike, and it does treat all rich men alike, but it treats the rich far differently from the man without money.

WE ARE NOW FACING THE BIG QUESTION OF BRINGING BIG CORPORATIONS TO TIME. WHAT DOES A FINE AMOUNT TO? DO YOU THINK IT MEANS THAT THE CORPORATIONS WILL STOP ITS WRONGDOING? WHO PAYS THE FINE FOR LAWBREAKING BUT YOU AND IT THE ONE THING TO DO IS TO PUT THE GUILTY OFFICERS IN JAIL. THAT MIGHT PERHAPS INDUCE THEM TO HAVE SOME REGARD FOR THE LAW AND ORDER.

## The Meaning of Sunday Rest.

By the Rev. SIDNEY C. PARTRIDGE, Protestant Episcopal Bishop of Kyoto, Japan.

**W**HAT does rest mean? To how many does it mean the getting away from the busy city, with its noisy streets and factories, to the country and to nature? And WHAT DOES SUNDAY MEAN? To the masses it means much the same thing, that day of rest, Sunday.

The Christian DAY OF REST should not be a day of enforced cessation of labor, not the steel bound rules and the "Thou shalt not" of the ancient Jewish Sabbath or the rigid Puritan Sunday with its strict blue laws.

IT SHOULD BE A DAY WHEN THE CHURCHES, THE MUSEUMS AND THE PARKS ARE THROWN OPEN TO ALL THE POOR AND THOSE THAT NEED REST ESPECIALLY. A DAY OF PHYSICAL REST, A CHANGE OF ENVIRONMENT AND A FITTING OF THE MIND FOR A HIGHER SPHERE.

## MODISH MATTERS.

The Marie Antoinette Shirt Waist is Smart—Black Hats Popular.

The Marie Antoinette blouse has given place to the Marie Antoinette blouse, which is loose and has fine plaitings down the front. The sleeves are elbow length and are finished with wide turned back cuffs trimmed with narrow plaitings.

The black hat trimmed with flowers has not had such an inning as it is now enjoying for many a long day. It is very smart when massed with leafless roses in shades of pink, apricot, peach and mauve, and it also looks well wreathed with many hued begonias. As a change from flowers, soft swaths of several times of tulle make a pretty substitute.

Persons in deep mourning should never wear patent leather shoes, nor



COMBINATION UNDERWEAR—5735.

should there be any display of jewelry. Some women use their widow's weeds as a highly effective background for their jewels, and the thought of the observer is that Mr. Blank must have been heavily insured.

Dainty women who are careful as to the fit and style of their gowns choose their underwear with discrimination. Illustrated is a garment that is sure to meet with their approval. It is a simple and graceful combination of short skirt and corset cover.

JUDIC CHOLLET.

## FRIBBLES OF FASHION.

Brown and Purple a Modish Combination This Season—The New Collar.

A picturesque suit of brown shantung is accompanied by a purple scarf and a purple hat massed with brown and purple pansies. A purple frock of brown nixon has a brown belt and a brown net bell shaped hat with trails of purple clematis.

The economical woman who is hard on her gloves will be glad to hear of a novelty that will lessen the expense of the long ones which are constantly growing dearer. This is an adjustable top of fine lace which may be easily



OF WEDGWOOD BLUE FOULARD—5732, 5407.

transferred to the new short gloves as the old pairs grow too much soiled to be repaired.

There is a little collar now in fashion which has been suggested by those worn by Pierrots on fete days in France. It is made of linen, gathered into a ruff about three inches wide and then is tacked to a bodice or jacket somewhere between the neck and the shoulder.

Here is a gown made of white foulard dotted with wedgwood blue coin spots. It is trimmed with bands of plain blue taffeta and worn over a gump of fillet lace.

JUDIC CHOLLET.

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...RAILROAD... TIME TABLE... In Effect May 1st, 1905.

Lv. Thrall.....6 A.M.	Lv. Pokegama 10.45 A.M.
Ar. Bogus.....6.35	Ar. Dixie.....10.55
Ar. Steel Br'g 6.45	Ar. K'l'h Sp'gs 11.40
Ar. Fall Cr'k 7.05	Ar. Fall Creek 11.45
Ar. K'l'h Sp'gs 7.10	Ar. Steel Br'g 12.00
Ar. Dixie.....8.10	Ar. Bogus.....12.30 P.M.
Ar. Pokegama 8.20	Ar. Thrall.....12.45

Klamath Springs Special.

Lv. Thrall.....1.30 P.M.	Lv. K'l'h Sp'gs 2.45 P.M.
Ar. Bogus.....1.55	Ar. Fall Creek 3.50
Ar. Steel Br'g 2.15	Ar. Steel Br'g 3.50
Ar. Fall Creek 2.35	Ar. Bogus.....3.30
Ar. K'l'h Sp'gs 2.40	Ar. Thrall.....3.45



First Baptist Church of Goose Lake at New Prineville, Oregon. Preaching services at 11 o'clock A.M. and 7:30 P.M. on each Sunday of every month. Sunday school at 10 o'clock A.M. Prayer service at 7:30 on Wednesday evening of each week. All are cordially invited to attend the Services. J. Hayden Howard, Pastor.

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