# Norwich Bulletin

1796 1909

VOL. LI.—NO. 105. NORWICH, CONN., TUESDAY, MAY 4, 1909. PRICE TWO CENTS.


## COMMODITIES CLAUSE UPHELD

### The Anthracite Coal Carrying Railroads Gain a Practical Victory.

### U. S. SUPREME COURT DECISION

**In Important Cases Against the Government—Congress Did Not Transcend Its Constitutional Authority in Enactment of Commodities Provision—Long Since a Supreme Court Decision has Created Such Interest.**

Washington, May 3.—It has been many a day since a decision of the supreme court of the United States has been received with so much interest as was manifested today in the decision of that court in what are known as the "commodities clause" cases, affecting the anthracite coal carrying railroads. These cases had been decided by the United States circuit court for the eastern district of Pennsylvania favorably to the railroads in that the clause of the Hepburn rate law which prohibits interstate railroads from carrying commodities manufactured, mined or produced directly or indirectly by the roads was declared unconstitutional, and the general impression was that the decision would be affirmed by the supreme court. When, therefore, there was a reversal instead of an affirmation the interest was much magnified. When, again, it was found that the reversal was based on technical grounds and that the effect was really favorable to the railroads, sentiment took another turn and those who had been anxiously awaiting the announcement of the result found themselves much puzzled.

**Judgment Announced by Justice White**

The court's judgment was announced by Justice White, who read from an elaborate printed opinion, but declined to give anything more than a summary showing the net result of the courts' finding. There was also surprise over the fact that there were no elaborate dissenting opinions and indeed only one dissenting opinion of any kind. Because of the court's delay in announcing its conclusion it was generally supposed that the court would be found to be much differed. The dissenting opinion was by Justice Harlan, who in a few words explained that he did not follow the conclusion of the court on the one point that the law does not prohibit the railroad ownership of stock in commodities-producing companies.

**The Decision Analyzed.**

Analyzed, Justice White's decision is that congress did not transcend its constitutional authority in the enactment of the commodities provision, but, on the other hand, it is held that the government's construction of the provision was entirely too comprehensive. As construed by the court, the sole object of the clause is to prevent carriers from being associated in interest with the commodities transported at the time of transportation, hence the law prohibits only the transportation of articles when they have been produced by a railway company which has not, in good faith, parted with them; when the company owns, or controls, in whole, or in part, the commodity to be transported, and when the company has an interest, direct or indirect, in the commodity in a legal sense. It was especially held, however, that the prohibition does not apply to the ownership of stock in a producing company, but that a carrier may own stock in such a company and at the same time transport the product of that company.

**The Act Summed Up.**

Summed up, the act is held to compel companies to dissociate themselves only from the products they carry, and the contention of the government that the law applies to ownership of stock and prohibits the transportation of commodities simply because they have been produced by a railroad company, regardless of the fact that the company has parted with them, is held to be untenable and incapable of enforcement.

It thus appears, first, that the commodities clause is a vital and operative statute with respect to all products such as coal, which the railroad companies actually own at the time of the transportation, and that the railroads must sell such products to somebody else before they can lawfully ship them, and, second, that unless the act is promptly amended so as to include stock ownership, the railroads can escape the law entirely by converting their direct ownership of coal properties into ownership by the organization of subsidiary coal companies.

**Effect of the Decision.**

The effect of the decision under existing conditions is favorable to the railroads and the government lost on practically every point except the sustention of the principle involved. In holding that congress had not gone beyond its authority in enacting the law the court conceded the right to legislate, and it is believed it so disposed congress might enlarge and extend the scope of the provision.

**Practical Victory for Railroads.**

Hence, while the railroads gain a practical victory, the government is not confronted by a constitutional bar from further acting in the direction of control of the roads in the matter of shipment of their own commodities.

### THE NEW HAVEN COMPANY ENTIRELY UNAFFECTED

**By the Commodities Decision—Opinion of a Prominent Officer.**

New Haven, Conn., May 3.—A prominent officer in the New York, New Haven and Hartford Railroad company today, after examination of the commodities decision of the United States supreme court, states that it leaves the interest of the New Haven company entirely unaffected. The New Haven company controls the Ontario and Western road by a small majority of the stock and the Ontario and Western takes coal from certain mines in the Scranton region of Pennsylvania in which it holds stock. Such stockholding, in the opinion of the officer referred to, he reads the opinion of the supreme court, does not constitute ownership and exempts absolutely the Ontario and Western from the operation of the Hepburn act.

In railroad circles here also the decision is regarded as being possibly of the utmost importance as bearing upon the question of the right of the New Haven company to control the Massachusetts trolleys through ownership of stock in the trolley companies. That ownership is now questioned in the suit brought by the federal government under the anti-trust act of 1890 as being a combination in restraint of trade. It appears to be the opinion of railroad officers here that today's decision of the United States supreme court foreshadows its position in the pending suit against the New Haven company, should it be appealed to that tribunal.

### CARNEGIE HERO AWARDS

**Made Monday to Twenty-three Different Persons.**

Pittsburg, May 3.—The Carnegie hero fund commission at its regular quarterly meeting here today, made awards to 23 persons in different parts of the country for deeds of heroism considered since the last meeting. The awards consist of 16 bronze and 7 silver medals, $14,000 in cash and annuities amounting to $125 a month.

The commission also appropriated $10,000 to the relief fund for the relatives of the 117 victims of the two mine explosions at the Lick branch mine of the Pocahontas Consolidated Collieries company at Switchback, W. Va., on December 29, 1908, and January 1, 1909.

Forty-nine cases were submitted to the commission today.

### MARINES ON WARSHIPS.

**Guards Organizing for Restoration to Duty Afloat About June 1.**

Washington, May 1.—The marine guards withdrawn from the vessels of the Atlantic fleet, in accordance with the order of President Roosevelt, will be restored about June 1. These guards are now being organized, and the size of the detachments will vary from seventy-one officers and men in the case of a flagship of the Connecticut type to fifty-six officers and men in the case of battleships of the Mississippi class. The armored cruisers North Carolina and Montana received their marine guards last week, prior to leaving Guantanamo for Turkish waters.

### TO ENTERTAIN JAP SAILORS.

**Each Officer and Man on Cruisers to Receive Present at Washington.**

Seattle, Wash., May 3.—The Japanese association of Washington will spend more than $5,000 in entertaining the officers and men of the Japanese cruisers Aso and Soya, which will be here from May 27 to June 12. One hundred committeemen are arranging the entertainment programme, the principal event of which will be a large picnic. Each officer and sailor will receive a present.

**Oscar S. Straus Selected for Ambassador to Turkey.**

Washington, May 3.—Oscar S. Straus, former secretary of commerce and labor, has been selected for ambassador to Turkey, and W. W. Rockhill for ambassador to Russia. Mr. Rockhill was formerly assistant secretary of state and latterly minister to China.

**Defence of Dingley Duty on Lumber.**

Washington, May 3.—A lengthy defence of the duty provided in the Dingley bill on lumber was made in the senate today by Mr. Pyles of Washington. He was followed by Senator Borah, who discussed the income tax declaring in its favor as a means of raising revenue.

### ITS RESOURCES IMPAIRED.

**Injunction Against Boston Banking Company of Boston.**

Boston, May 3.—On the ground that its resources had become impaired, States Savings Bank Commissioner Arthur B. Chapin obtained an injunction today in the superior court against the Boston Banking company, a Rhode Island corporation, which has been conducting as a day a night bank for the past six years at 208 Washington street, and which has a branch office in Rochester. A hearing on the question of appointing a receiver will be held Friday. The bank was organized in 1903 by Thomas D. Taylor. Mr. Taylor is now in jail in Rhode Island, pending a suit for $350,000 brought in connection with the placing in the hands of receivers of the New England Trust company and the Providence Securities company, both of which he organized. Commissioner Chapin's last report of the condition of the bank, issued ugust 8, 1908, showed loans secured by deposits in banks, chattel mortgages and other collateral, of $128,947 and deposits of $127,299.

Cashier H. E. Reynolds refused to comment upon the action of the state authorities. The company's principal business was stated by the bank commissioner today to be that of making loans on assignments of wages and household furniture.

### RACING CARS COLLIDED.

**Two Men of South Norwalk Seriously Injured—Machines Badly Damaged.**

Greenwich, Conn., May 3.—Two men, who gave their names as William Smith and Reed Haviland of South Norwalk, occupants of a 75-horsepower domestic touring car, which was racing on the Boston post road with a 120-horsepower car of foreign make, were seriously injured today when the cars collided. The machines were traveling, it is said, at a speed of more than sixty miles an hour. According to the occupants of the foreign car, Smith's machine sideswiped them, and he and his passenger were thrown out. Both machines were badly damaged.

**Target Practice of Atlantic Battleship Fleet.**

Washington, May 3.—Target practice of the Atlantic battleship fleet will take place this summer off the Chesapeake capes instead off Cape Cod, Mass. It has been decided that the battleships shall hold both their record target practice and battle target practice under actual battle conditions on the high seas instead of in still waters. The navy department wants the ships to do their shooting on rolling waters such as they would be likely to have in actual battle.

**Steamship Arrivals.**

At Naples: April 30, Roma, from New York.

At Antwerp: May 3, Lapland, from New York via Dover.

At Bremen: May 3, Gneisenau, from New York.

## Cabled Paragraphs.

Paris, May 3.—An official despatch received here today from Constantinople confirms the reports of the complete destruction of the Jesuit mission at Adana. The sisters, however, are safe.

Paris, May 3.—Ambassador White has officially notified the French government that the pending tariff legislation in America involves the annulment of the Franco-American and all other existing foreign trade arrangements. At the same time he expresses the hope that the two governments will resume negotiations upon a new basis as soon as the law is enacted.

London, May 3.—Wilbur and Orville Wright, who arrived here from the continent last night for a brief visit prior to their departure for the United States, visited the war office today and had a conference with War Secretary Haldane and Major General Sir Charles E. Hadden, master general of the ordnance, at which the proposal that they supply the British government with one or more aeroplants was discussed.

### WANT A SPEAKER IN SCHOOLS ON TEMPERANCE.

**Idea Suggested at W. C. T. U. Meeting and Mr. James Suggested as Speaker.**

The regular monthly meeting of the W. C. T. U. was held Monday afternoon at 3 o'clock at their rooms, in the Bill block. The president, Miss Harriet G. Cross, conducted the meeting, which opened with devotional exercises, hymn, How Firm a Foundation, 94th Psalm read by the president, and the Lord's prayer in unison.

Mrs. J. J. Fields was elected secretary pro tem. in the absence of Mrs. M. E. P. Ricker. After an intermission the vice presidents reported on the payment of dues, and the collection was taken.

A report of specially interesting L. T. L. meetings was presented by Mrs. Fields and a medal contest being arranged for. The Anna M. Terr Y's are also successfully conducting their meetings.

The president reported on the recent annual free will offering meeting, at which Mrs. Seaberry spoke and $20 was received. The president also suggested several lines of endeavor which should be taken up as soon as possible, among which was the securing of Mr. James of Rockville to speak in the schools upon temperance, and also the holding of more mothers' meetings, which she considered very essential.

In response to a postal card request the president was named to represent the W. C. T. U. in connection with the Norwich 250th anniversary. She requested every member to offer suggestions to help make the W. C. T. U. in the celebration as valuable and interesting as possible.

A paper upon the Power of the White Ribbon was read by the president, and another extract by Mrs. William P. Potter, entitled The Wave Has Come to Stay, which told of the refusal of the United States treasury officials to endorse distillery warehouse receipts so that they might be used as collateral. From this it was argued that the government is not expecting the temperance wave to recede very much. Mrs. Potter also read from a letter of the Massachusetts president, who is traveling around the world. She wrote of the cigarette as the menace of the youth of China, and told how American cigarette companies are doing all they can to extend the use of the cigarette among the Chinese boys.

The meeting closed with devotional exercises.

### ENTRE NOUS CLUB.

**Closes Tenth Season With Whist, Banquet and Dancing.**

The Entre Nous club, composed of a dozen ladies meeting for whist on Wednesday afternoons, delightfully celebrated the close of its season as well as its tenth anniversary Monday evening with a special gathering at the Haile club, where whist, a banquet and dancing were combined for the entertainment of the whist club and guests, the entire party numbering thirty-six. A profusion of flowers, furnished by a friend, made beautiful decorations in the hall and the dining room.

Whist was first played in the hall and at the close every one of the twelve members received a handsome prize souvenir of the season. This pleasant hour was followed by a delicious banquet served in the dining room by Madame Saunier, and the evening closed with dancing in the hall.

The following are the officers and members of the club: Miss Catherine Green, president; Mrs. William H. Shields, secretary; Mrs. L. B. Carroll, Mrs. J. R. Bowman, Miss Elizabeth Burke, Mrs. Patrick Cassidy, Mrs. Edward Kirby, Mrs. J. R. McNamara, Miss Katharine Kerrigan, Mrs. M. J. Green, Mrs. William H. Murphy, Mrs. M. V. Murphy, Mrs. R. M. Powers.

### RESERVOIR NEARLY FULL.

**But Sixteen Inches Below High Water Mark and Quite a Body of Water at Meadow Brook.**

The rainfall on Saturday amounted to .34 of an inch, which starts the month of May off well. On Monday the water in Fairview reservoir was 16 1-2 inches below high water mark and steadily rising. There is a good sized body of water at Meadow brook which will flow into Fairview and increase the amount ponded there.

### AT BROADWAY THEATER.

**Vaudeville and Motion Pictures.**

The patrons of the Broadway theater found an exceptionally good bill for their enjoyment on Monday, when the bill was headed by the Apollo Bros., the amazing athletes, who have been seen in this city before and proved big attractions. Their feats are little short of marvelous and made a decided hit with the audiences on their return engagement. They handle a 125-pound dumb bell as if made of wood and display wonderful strength. The big number in their act is the carrying off the stage a bag of sand which no one else has been able to do here, although $50 awaits the man who can do it, besides $10 which will be divided among the three during the week who make the best attempts. William Dolan on Monday made a fairly good try, but was not successful.

William P. Burt and company have a clever sketch, The Burglar's Christmas Eve, in which the child is exceptionally good, being the feature of the interesting act.

Bertha Holland, the woman with a double voice, who sings equally well in a man's or woman's voice, never fails to entertain her audience and closes her skit with a mechanical doll feature which won a big hand.

Moor and Harrison give a pleasing musical and singing number, in which Moor handles the banjo and mandolin in a skilful manner, while Harrison sings to the delight of all, her Nicotine song making a big hit, while their bit of repartee takes well. They contribute materially to the success of the bill. The pictures this week are of interesting subjects and command much attention.

## Naval Militia Manoeuvres

**NAVY DEPARTMENT APPROVES PLANS FOR COMING SUMMER.**

**THE GUNBOAT MACHIAS**

**To Be Used for Cruise of Portion of Connecticut Men—Prairie and Dixie Also to Be Used.**

Washington, May 3.—Approval has been given by the navy department to the plans submitted by the general board of the naval militia for the exercises of the coming summer. Several states, by reason of lack of funds, will be unable to take part in any general manoeuvres. Those states are New York, Georgia and South Carolina, North Carolina still has the matters under consideration.

The gunboat Machias will be used for the cruise of part of the Connecticut militia.

The militia organizations from Maine, Massachusetts, Rhode Island, part of Connecticut, New Jersey and the District of Columbia, will be taken out on the battleships of the Atlantic fleet in detachments of sixty, or as a complete organization on the cruisers Prairie and Dixie.

### HORTICULTURAL SOCIETY.

**L. J. Reuter and Mrs. E. M. Rogers Give Interesting Addresses.**

A meeting of the New London county Horticultural society, the most largely attended in some time, was held Monday evening in the hall at the Buckingham Memorial, and was especially interesting. President S. Alpheus Gilbert opened the meeting, and after the reading of the minutes by Secretary Frank H. Allen, the president introduced the first speaker, who was L. J. Reuter, the prominent florist of Westerly, who spoke in a particularly informing way upon the subject of Roses.

He spoke first of the forcing varieties, introducing some warnings about mildew, which he said was most effectively fought by care in ventilating and the avoiding of drafts and sudden temperature changes. Careful ventilation is also a precaution against the black-spot, and walks and beds should be kept free of decaying vegetable matter. To carry over from one season to the next, prune back to the heavy wood, remove the top soil for two or three inches, and replace with a strong mulch of well rotted stable manure, having withheld the water enough to harden the wood a little.

Regarding outdoor varieties, he recommended the hybrid teas as most satisfactory, and took up a number of different varieties. Deep planting and a sunshiny spot are the requisites on culture, and hybrid perpetuals will stand more severe pruning than hybrid teas.

The ideal soil for roses, whether forced under glass or outside, is well rotted pasture loam, with a strong sod worked over and allowed to rot. Mr. Reuter also took up the fighting of some of the insect pests in the course of his extensive remarks, which were followed by some discussion.

Mrs. Edna M. Rogers was the second speaker of the evening, giving an informal talk upon "Catkins," in which she led her audience in a walk through the woods, in the course of which the catkins from the earliest pussie willows and poplars to the chestnuts, which close the season in May, were inspected and described in an interesting way.

Both speakers received a vote of thanks.

### MASON TENDERS STRIKE.

**Demand an Increase of 25 Cents a Day —Work Tied Up.**

Because the mason tenders have made a demand on the Master Builders' association for an advance of 25 cents, from $2.25 to $2.50, per day, brick work on four building jobs in the city is held up, pending an answer from the master builders. About 70 tenders are affected by the strike, the jobs being the new Shannon building, the Hopkins & Allen Arms Co. addition, the new indusrial building, and the Plaut-Cadden building.

President Vine S. Stetson of the Master Builders' association stated that the matter had been brought to his attention by Cruthers & Lillibridge, members of the association, who were most affected, and he expected there would be a meeting of the association this evening at the Buckingham Memorial to consider the increase asked for.

### AT THE AUDITORIUM.

**Vaudeville and Motion Pictures.**

The bill at the Auditorium on Monday scored a hit for every one of its numbers and a packed house in the evening stamped every one of the five vaudeville acts with their approval by storms of applause. The four musical Cates in a melodious combination of cornets, clarinets, saxophones and xylophones that is a topliner were prime favorites, and there was also great interest in the reappearance on the stage of John H. Cleary, the local man, known as Sig Martino, in trapeze trick balancing. Martino got a welcoming hand on each appearance before he climbed up into his trapeze and won deserved applause by his clever moves, although showing some nervousness. He does some nerve-thrilling work of the perilous kind and stars in a free head-stand on the trapeze.

By a funny circumstance, the management presented one act that was kidnapped from the Broadway theater bill. Charles Wright, the comedy chalk artist. He was found at the 2.00 o'clock train by scouts from the Auditorium, who rushed him down there under the impression that he was a heavyweight juggler they were looking for. Before the chalk man found out where he was he had been on and done his turn, resulting in a decision between the two managements to leave him there for the rest of the week, as the jugglers are still among the missing.

Louise Hudson, a ventriloquist, made a decided hit with her clever work, especially in a ventriloquial song and Grace Lavalle, phenomenal soprano, charmed both by her stage presence and her sweet voice.

**Surprise Party.**

There was a merry surprise party Monday evening at the home of Charles I. Pierce on the Scotland road, seventeen of his friends and neighbors arriving unexpectedly to greet Mr. Pierce on his birthday. Everybody came with the idea of a jolly evening uppermost and there was no let up in the fun, while they played whist and enjoyed themselves in other social ways.

A fine present was given Mr. Pierce in celebration of the day, and refreshments were served before the company adjourned with wishes for many more happy returns of the day.

## Police Guard Bakeshops

**EXTRA DETAIL KEPT ON DUTY ALL LAST NIGHT.**

**NEW YORK STRIKE CONDITIONS**

**Both Sides Remain Firm—Many Onslaughts on Non-Union Places in New York's East Side.**

New York, May 3.—Every shop of the Master Bakers' association of the East Side, with fifty or more shops in Harlem, are guarded by a special detail of police tonight to prevent any more of the disorders which were prevalent throughout the strike district today. Both sides remain firm and there appears to be no indication of an amicable settlement. The union claims 1,500 strikers, but the master bakers are obdurate.

**Many Strikers Arrested.**

More than twenty strikers were arrested today and tonight, and while no one was fatally hurt, as far as is known, onslaughts on bakeries operated by non-union men were frequent. The resources of the strikers total only about $2,000 and will be rapidly exhausted. But the United Hebrew Trades association adopted a resolution of sympathy tonight and the members pledged themselves to assist the strike financially. The strikers were also assured that the international union would provide a generous strike fund, while further assistance will be forthcoming from the Central Federated union.

**Victory for the Unionists.**

What appears to be a victory for the unionists is the announcement that a big baking company, preparatory to entering into competition with the New York bread manufacturers, has signed the agreement with the international union of Bakery and Confectioners' workers.

### ATTAINED HEIGHT OF 9,000 FEET

**Balloon Pittsfield Flies from Pittsfield to Chesterfield, N. H.**

Keene, N. H., May 3.—After a grand and enjoyable flight, the balloon Pittsfield, which left Pittsfield at 10.45 a. m., today with H. E. Hughes, Harold S. Sibley and William Van Sleet on board, landed safely in a meadow at Chesterfield, four miles from here, at 1 p. m., having covered 70 miles.

The voyage was without incident, except at the start, when the balloon, on leaving the ground, escaped colliding with a building. At one time a speed of 55 miles an hour was attained and a height of nine thousand feet was accomplished. The balloon was shipped back to Pittsfield for another flight.

**Pedestrian Weston in Missouri.**

Glasgow, Mo., May 3.—Edward Payson Weston passed through here at 6 o'clock tonight on his way west. He spent the night at Slater, walking 68 miles during the day.

**Walking from Boston to Chicago.**

Boston, May 3.—Melvin Lien, a 21 year old deaf mute, today started upon a walking trip to Chicago. He plans to work his way.

### BAND AND CHURCH PROPERTIES ARE SOLD.

**Chelsa Savings Bank Accepts Offer of Thames National for Their Property, and Buys the Universalist Church Property.**

The board of directors of the Chelsea Savings bank at their meeting on Monday morning voted to sell their property in Shetucket street, which was damaged by the fire, to the Thames National bank, and at the same time it was voted to purchase the Universalist church property, corner of Main and Cliff streets. On the latter property the church had instructed the trustees not to accept less than $35,000.

There will be no changes made in the Universalist church building until after the 250th anniversary celebration, and then the church will have to secure some quarters temporarily for holding of meetings and Sunday school. This has not been settled upon, although Buckingham Memorial has been suggested.

Neither of the banks have any plans for their new structures, although the Chelsa bank will erect a building solely for its own use, with the necessary rooms for the carrying on of its business and the accommodation of the directors and officials. It is understood that it is likely to follow the plans of bank buildings in other cities, and that they will erect one which will be an ornament and a credit to Norwich and the bank. The height may not be governed by what is usually thought of as one story.

The Thames bank will change the newly acquired property so as to make use of the additional room for their business, their quarters having been too small for a long time. Just what the changes will be have not been decided upon. The new frontage is about 26 feet, and doubles their former frontage. It runs back varying from 125 to 80 feet. Inasmuch as the deal has just gone through, nothing has been done about plans, but that will probably be taken up right away.

The Universalist church property, on Main and Cliff streets, is about 105 feet, while in width it tapers from 90 to 20 feet. The church building is 40x84. The new building on that spot will be one of the beauty spots of the city.

### UNCAS POWER CO.

**Holds Annual Meeting and Re-elects Directors and Officers.**

The annual meeting of the Uncas Power company was held at its office in this city at eleven o'clock Monday morning. The stockholders approved the contracts made by the directors and also their acts during the past two years. The following board of directors was re-elected: Charles W. Comstock, Zebulon R. Robbins, Frank H. Smith, Arthur J. Dawley, Edwin W. Higgins and John D. Hall. The directors at a later meeting re-elected the following officers: President, Charles W. Comstock; treasurer, Zebulon R. Robbins; secretary, John D. Hall.

**W. S. Allis Administrator.**

In the estate of Frank T. Brown, Wallace S. Allis has been appointed administrator by Judge N. J. Appleg, who granted administration upon the petition of Mrs. Brown. Mr. Allis has qualified.

The will of Mrs. Mabel M. Vergason has been offered for probate. She drew her own will and left two-thirds of her property to her husband, John C. F. Vergason, and one-third to her son.

## Condensed Telegrams

**The Bill of Exceptions** in the case of the state against Col. D. B. Cooper and Robin J. Cooper was signed by Judge Hart at Nashville, Tenn., Saturday. This takes the record to the supreme court.

**Cipriano Castro, Former President** of Venezuela, is reported to be consulting with lawyers in Paris with a view to bringing a damage suit against the French government for his recent expulsion from Martinique.

**Most of the Independent Ice Companies** of Greater New York Saturday followed the lead of the American Ice company and other large producers who have acted heretofore in raising the wholesale price of ice from $3 to $5 a ton.

**Mrs. William E. Bainbridge,** wife of the special agent of the United States treasury department who committed suicide in Paris two weeks ago, arrived at New York Saturday on the steamship Philadelphia, bringing with her the body of her husband.

**Owing to the Premature Releasing** of the air brakes of several dump cars an accident was caused Saturday in the Gold Hill section at Panama. The cars started down the incline and fell into the Culebra cut below, killing eleven men and seriously injuring nine others.

**Thomas M. Osborne** of the up-state public service commission of New York dissents from the decision of his colleagues in refusing a charter for the proposed Buffalo, Rochester and Eastern railroad, which has been a project of considerable interest this side of the New York state line.

**At Saturday's Session at Wheeling,** W. Va., of the Methodist Episcopal bishops of the world, Bishop Hartzell, in charge of the missionary work in Africa, declared that fifty new missionaries ought to be assigned in the next five years. And this can be done, he said, if the $300,000 the church is asking for can be raised.

### IMPORTANT TESTIMONY IN BEHALF OF CAPT. HAINS.

**Evidence Tending to Show Lack of Premeditation in Killing of Annis.**

Flushing, N. Y., May 3.—With thirteen of the defense's witnesses disposed of, the Hains trial entered on its third week before Justice Garretson in the supreme court here today. Perhaps the most important testimony in behalf of Captain Hains, the defendant, charged with the murder of William E. Annis, came just before court adjourned for the day. Leo Rugg, a real estate dealer and a member of the Bayside Yacht club, where Annis was shot, testified that he had discussed the merits of certain property adjoining the yacht club with Thornton Hains, the defendant's brother, and at one time made an appointment with Thornton Hains to meet him at the yacht club.

Rugg's testimony tends to show lack of premeditation by the defendant and to corroborate that of Thornton Hains, who testified that he and the captain went to the yacht club on Aug. 15 last, the day Annis was killed, to find Rugg or his partner, Jesperson, to inspect the Bayside property. It was purely by accident that Captain Hains and Annis, the man whom he believed had ruined his home, met there that day, the defense contends.

**Hains' Negro Maids Testify.**

Emma Lavalle, the Hains cook, and Minnie Rohme and Lillie Sawyer, negro maids employed by Mrs. Claudia Hains, caused considerable amusement by the characteristic manner in which they told of the alleged "antics" of Annis and Claudia Hains at the Hains Fort Hamilton home during the captain's absence.

The prosecution, it is said, expects to call a number of army officers who were acquainted with Captain Hains and observed him during the summer of 1908 to combat the testimony of irrationality submitted by the defense's army witnesses.

### PUBLIC UTILITIES BILL.

**Interest in the House Today Turns on the Parliamentary Aspects—Opponents of the Measure Very Active.**

Hartford, May 3.—Aside from the merits of the public utilities bill, which has been widely discussed since last Thursday, the interest in the opening action of the house tomorrow turns on the parliamentary aspects. Adjournment was carried after the previous question had been ordered on the question of rejection of the bill, and a roll call must be taken. The "insurgents," so-called, that is, those members who accepted the committee report and want a chance to act on the bill, have urged members to vote "No" on the question of rejection so the bill may be before them for amendment. It was ruled by Speaker Barbour in 1897 that the previous question could not be reconsidered. This ruling was sustained in 1899 by Speaker Brandegee, who also ruled that no amendment could be entertained after the previous question had been ordered. In 1904 Speaker Light ruled that a member may not be given the floor after the previous question has been ordered. Should the "insurgents" try to get the floor against the ruling of Speaker Banks, it is thought an appeal may be made.

Since Thursday the opponents of the bill have been very active, and it is said the county delegations have been well canvassed. It is predicted that Representative Chandler may find that he has not so large a following tomorrow as he had last Wednesday and Thursday. It is known that several men who followed closely the discussion, stated immediately after adjournment Thursday that Representative Chandler missed his opportunity in not forcing a vote instead of adjourning, that the "insurgents" lost the moment adjournment was taken, as it afforded an opportunity for men representing various public service corporations to study the situation more closely than they had thought it necessary. The "insurgents," however, take the attitude that members may have been misled by the parliamentary debate and thought that a vote not to reject the bill meant a vote to pass the bill then before the house. Representative Chandler, fearing this, had only two ways out of the snarl, and that was to adjourn, which was done, or to lay on the table, which would have postponed action. As a roll call has been ordered, the "insurgents" have a slight advantage, as Representative Chandler votes before Representative Burnes, the house leader, and can take advantage of any expedient to debate. Just before Mr. Chandler votes Representative Burke of Manchester, a member of the judiciary committee, who also may be able to forestall Representative Chandler.

**Bank Cashier Confessed to Shortage.**

Clarksburg, W. Va., May 3.—Fred B. Wood, cashier of the West Virginia bank, was removed from his office today and arrested on a charge of defalting to an extent of $20,000 or more. He is said to have confessed to a shortage of this amount, saying it was due to cashing worthless paper for personal friends.

## PRESIDENT TAFT SPEAKS FOR PEACE

### All His Power as Executive will be Exerted Against War

### NATIONAL PEACE CONGRESS AT CHICAGO

**In Letter to Secretary of the Congress, Read at the Opening Session the President Outlines His Position and the Attitude of the United States—Address of Welcome by Rev. Eugene Bartlett.**

Chicago, May 3.—The second National Peace Conference was opened here this afternoon, to continue for three days. Robert Treat Paine of Boston, president of the American Peace society, presided. Addresses of welcome were made by Charles S. Deneen, governor of Illinois, and Fred A. Busse, mayor of Chicago. The Rev. A. Eugene Bartlett, chairman of the reception committee, welcomed the delegates, and told them of the arrangements made for their comfort and convenience.

A letter from President Taft was read by the secretary of the interior, Richard A. Ballinger, who has been delegated to represent the administration. Miss Anna B. Eckstein of Boston announced "a world petition to the third Hague conference." Dr. Benjamin F. Trueblood, secretary of the American Peace society, told of the present position of the peace movement, and W. P. Rogers, dean of the Cincinnati Law school, spoke of "The Dawn of Universal Peace."

**Address of Welcome.**

In his address of welcome today Dr. Bartlett said: "We welcome you to the serious work of the congress. Large have been the expenditures, but we expect you to do your work so faithfully that the achievements of this gathering will be immeasurably greater than its expenditures. This congress must be more than a spasmodic expression of protest against war, and a resolution that disarmament would be desirable. It should inaugurate a still more effective campaign of education of the people in the interests of permanent, world-wide peace. The burdens of war are borne by the common people, and in the end the verdict of war or peace must rest with the rank and file of the people."

**President Taft's Interests.**

Following is the text of the letter written by President Taft to Royal L. Melendy, secretary of the National Peace Congress, which was read at the opening of that body today:

"My Dear Sir: I greatly regret that I am unable to attend the coming National Peace Congress at Chicago, and there to express my earnest sympathy with the object of the assembling of so many distinguished men in the interest of world peace. That progress has been made in the matter of peace everywhere by international action and by the pressure of the peoples of the earth, any one who has examined the record must admit. It is true that armaments go on increasing in cost, but it is also true that the burdens presented by this competition in armament are growing heavier and heavier, and the problems for solution consistent with their increase become more and more difficult. The possibilities of war now arising come chiefly from irresponsibilities of government, and in those countries where stability of internal control is lacking.

"The United States has contributed much to the cause of peace by assisting countries weak in respect to their internal government, so as to strengthen in them the cause of law and order. This relation of guardian and ward between nations and countries, in my judgment, helps along the cause of international peace and indicates progress in civilization. The policy of the United States in avoiding war under all circumstances except those plainly inconsistent with honor or its highest welfare, has been made so clear to the world as hardly to need statement at my hands. I can only say that, so far as my legitimate influence extends while at the head of this government, it will always be exerted in the full in favor of peace, not only as between this country and other countries, but as between our sister nations. Very sincerely yours,

"WILLIAM H. TAFT."

### LARGE NUMBER FAIR PRISONERS IN YILDIZ KIOSK HAREM.

**Daily Exodus of Women Since Departure of Abdul Hamid.**

Constantinople, May 3.—Since the deposition of Abdul Hamid there has been a daily exodus of the women of the imperial harem from the Yildiz kiosk. Yesterday forty-five carriages, each containing two or three women, and today fifteen more, were seen proceeding to Tamboul. It is evident that the total number of fair prisoners in the palace must have been prodigious. Palaces have been set apart for their accommodation, but in the present condition of the country their fate is pathetic.

In the chamber of deputies today a telegram was read announcing a revolt of Druses, a fanatical religious sect of Syrians in Hauren, a district of Syria, east of the upper Jordan. Troops have been ordered to proceed to that place at once.

Rumors were current tonight of further disturbances in Erzeroum. It is reported that several officers have been murdered.

### BOROUGH ELECTIONS.

**Entire Republican Ticket Elected at Winsted—Results at Bristol and Naugatuck.**

New Haven, Conn., May 3.—There were only 915 votes cast in the borough election in Winsted today, the entire republican ticket being elected. Edward F. Hitchcock was elected warden.

In Bristol the republicans and democrats united on a ticket and but 225 votes were cast, the smallest number since Bristol became a borough. Byron T. Webler was re-elected warden.

The republicans elected J. W. Rogers warden in the borough election at Naugatuck. The democrats carried the rest of the ticket with the exception of one bailiff. License was carried by a large majority and school consolidation voted down.

### REV. THOMAS SHELLY DEAD.

**Pastor of the Church of the Sacred Heart, Waterbury.**

Waterbury, Conn., May 4.—The Rev. Thomas Shelly, pastor of the Church of the Sacred Heart, died at 2.15 this morning of a complication of diseases. The sisters and brother who survive Father Shelly are: Mrs. Catherine Finn of Shelton, Mrs. Mary Quinlan of Bridgeport, Miss Margaret Shelly of Winsted, Miss Bridget Shelly of Winsted and Attorney James Shelly of Winsted. He was 56 years of age.

Father Shelly was born in Winsted, Conn., and received his education in St. Bonaventure's college, Alleghany, N. Y., having been ordained by Bishop Ryan of Buffalo in 1877. He is one of the best known priests in the Connecticut diocese and was an active worker when he had his health. He was curate at St. Mary's Derby, for seven years, and was pastor at Kensington eleven years, and of St. John's, Cromwell, for a year and half. He has been in Waterbury since 1897, and was a close personal friend of the late Mgr. W. J. Slocum.

**Knight of Maccabees' Annual Convention at New Britain.**

New Britain, Conn., May 3.—The third annual convention of the Knights of the Maccabees will open its sessions here tomorrow morning. L. E. Sisler, grand keeper of records and seals, in his report will say that there are 47 tents of the order in the state with a membership of 2,182.

During the past year 16 new tents were established with a net gain in membership of 720. The sessions will continue for two days.

**Suicide of New Britain Painter.**

New Britain, Conn., May 3.—F. J. Schurr, 46 years old, a painter, commenced suicide at his home on Church street tonight by drinking carbolic acid. He left a note to his wife, saying that although he knew she would be shocked by what he had done she should take good care of their three years old boy and that his finances were in good shape. Despondency over his poor health probably caused Schurr to take his life.

### THE ROOSEVELT POLICIES REMAIN.

**Former President Refefred to in Speech on Income Tax.**

Washington, May 3.—During a speech on the income tax in the senate today Mr. Borah referred to former President Roosevelt as having shaped the destinies of the republican party and said that without his leadership "his party would have gone out of business." He added that "without continued adherence to these principles the party will go out of power."

"No man," he added, "is politically so shortsighted or politically so blind as the man who thinks the steamer Hamburg carried away the policies, the principles, the public interest, the aroused public conscience and the searching public concern which this remarkable man bequeathed to his countrymen."

This statement was in connection with Mr. Roosevelt's suggestion in favor of a graduated inheritance and graduated income tax.

Mr. Borah also quoted Mr. Taft's speech in which he spoke in favor of the principles of the income tax.

### NORWICH MAN VICE PRESIDENT.

**Connecticut Anti-Compulsory Vaccination League Elects Officers.**

Bridgeport, Conn., May 3.—At the annual meeting of the Connecticut Anti-Compulsory Vaccination league here today officers were elected as follows:

President, Dr. S. B. Munn, Waterbury; vice presidents, Thomas Boudren, Bridgeport, A. W. Davis, Norwich, O. Stoeckel, Rockville, John H. Bellerose, Bridgeport; secretary and treasurer, L. W. Anderson, Waterbury.

Executive committee—Prof. De Mork, Bridgeport; F. K. Herry, Naugatuck; P. J. Zigliatski, Hartford; Dr. J. Dobson, Riverton; Dr. Thomas Mulligan, New Britain; Dr. Louis Blumer, Hartford; Dr. Russell Arnold, Moodus.

The officers were named as the legislative committee for the 1911 session.

### EARTHQUAKES IN MAY.

**French Scientist Says We May Expect Plenty of Them.**

Paris, May 3.—A French scientist, M. Deparville, announces that seismic disturbances can be expected to occur at the principal declensions of the moon. Years of observation have brought him to this conclusion. To prove his contention he cites the dates of a number of earthquakes of this year, including that of Messina and the disturbances in Portugal. He says that shocks may be expected during the month of May as follows: 2, 3, 6, 7, 12, 13, 17, 18, 20, 23, 26, 27, 30 and 31.

**Married Forty-Four Years.**

Relatives and friends called on Mr. and Mrs. D. S. Merritt of West street, New London, Friday evening. The call was a complete surprise and therefore all the more enjoyable. Mr. and Mrs. Merritt have been married forty-four years and it was in honor of this fact that the surprise was planned.

Mr. and Mrs. Merritt have three children, Fred Merritt and Mrs. Clarence Jeffrey of New London and Mrs. Charles Carlisle of Norwich. Mrs. Merritt was formerly Miss Taylor of Stonington.

**Prize Speaking Contest at Yale.**

New Haven, Conn., May 3.—The annual De Forest prize speaking contest at Yale was won tonight by James M. Howard of Montclair, N. J. His subject was "The Call of the 