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MONDAY, FEBRUARY 16, 1903.

THE FAIR TRIAL BILL.

One of the several absurd statements which the United Copper company employees have made at Helena against the "fair trial bill" introduced in the senate by the judiciary committee, is that it is uncertain in failing to provide what course shall be followed in the event that the judge designated by the supreme court is too busy or finds it otherwise impossible to obey the order to go into another district to try a case in which the sitting judge is disqualified.

Of course this statement will have no weight with lawyers. It may, however, have some influence with those who are not familiar with practice. For their benefit it should be stated that the higher court in designating a certain judge for special duty or assignment, invariably consults that judge's convenience before making the order. It is the custom in all such matters to do so. The supreme court asks, by telephone or telegraph or in some other manner, the judge if it suits his convenience and the condition of his docket to take such an assignment. If it does not, some other judge is approached in the same manner until one is found who can perform the duty. There are plenty of judges in Montana from whom to select one who can conveniently take the assignment.

An equally absurd contention is raised by the United Copper company, that the expense of bringing in an outside judge would be an immense burden on the state. Since the judge's salary has to be paid anyway, and since he gets only his expenses while away from home, the force of this contention is not apparent. Probably not more than half a dozen times a year would the proposed law be invoked and a few hundred dollars would cover the total extra expense. That it should be borne in mind, would not fall on the litigant, but on the state. At the most its total amount would be all too minute to be taken into account with the advantages that would accrue to the whole state in guaranteeing absolutely fair and impartial trials to all litigants. It would be better to spend even thousands than that any citizen of the state, no matter how poor or how humble, should be denied justice.

Train Robber Cole is sufficiently astute as a business man to know a fake bank check when he sees it even if it is verbally guaranteed by the chief of police. The dirty birds have fouled the nest horribly.

ALL MANKIND AS ONE

It was the czar who suggested the disarmament of all nations as the way to universal peace, which would mean the uplifting of the world and the perfection of civilization. The suggestion was scarcely accorded serious discussion.

It has remained for another Russian and a man with little more than a local reputation to propose a plan for bringing all nations together, eliminating war and bringing to all mankind the acme of well-being. He proposes this magnificent scheme in an article in the International Quarterly Review, perhaps the first article from his pen printed in the English language, although he is the author of several books on economic subjects which have attracted attention in some parts of Russia. He is J. Novikow, who for twenty years has been counselor of Odessa. The article is entitled, "National Antagonisms an Illusion." The title of his article suggests the central idea, which is that warfare between nations is unnecessary and could not exist if all mankind were banded together in one association. According to his reasoning, which shows a deep and philosophic mind, this is entirely practical and feasible.

The proposition which the Russian writer lays down is that "the benefits of organization increase directly with the number of those comprised in it. Whence the inference might be drawn that if the fifteen hundred million people that inhabit our planet formed a single association they would enjoy the maximum of well-being attainable on earth."

His plan is based not on speculative or political ideas, but on economic and industrial principles. He sets forth that among the things which are the association of all mankind would mean are absolute safety guaranteed to all national groups, and to all the individual members of these groups—everyone might rest absolutely secure, knowing that no foreign army will invade his country; that everyone may, without the least sacrifice of civic liberty, shift his abode to any part of the globe and that everyone may enjoy the fullest possible returns from his labor because he may sell and buy at will in all countries. Every man would be a citizen of the world and not the citizen of any individual nation or government. He further explains that the association of all mankind would mean "that the rights of the individual would be respected and guaranteed by all his fellows, or, put in other terms, there would be judicial relations between the nations of the whole earth, or, yet again, it would mean the universal acceptance of institutions such as republics constituting the United

States of America." In such a relation no one would be absolved from devoting any time to unproductive undertakings, all energies would co-operate in promoting material and moral improvement, and the welfare of the race would inevitably increase at the greatest possible rate.

He points out the great destruction of war. The wealth of humanity he likens to the web of Penelope, "every war destroying a part of the work done in peace." The writer refers to the astounding results that are bound to follow when all mankind ceases to destroy and is employed wholly in production.

The idea is one of vast scope and the article is one that is certain to excite much attention and discussion.

BUSINESS, NOT WAR

Senator Morgan of Alabama has been talking for a good many years on the Nicaragua canal route, but he never said a more foolish thing than when he gave expression the other day to the opinion that the ratification of the treaty to construct a canal by the Panama route "would result in a war between the United States and Colombia." It is quite unthinkable that the weak republic of Colombia should fly in the face of Providence by hurling herself against the big republic of the United States, which is her natural protector, and has acted in that capacity before and may have to do it again.

The Colombians have too much wholesome respect for Yankee uniforms, the sight of which is no new thing for them, to make war on the flag that flies above them. As a matter of fact, the Panama canal, when completed and controlled by Americans, will be a peacemaker. Not only would this be true as between the United States and Colombia, where no peacemaker is really needed, but it will serve the same good purpose when European powers get to snarling at each other.

But it is only as a great commercial factor that the interoceanic canal is to be considered. In connecting the two oceans together American trade upon the seas will receive an impetus that will do much to make the United States the greatest maritime power in the world, with every cargo-carrier under our flag a market hunter. We are building the canal for business reasons and war need not enter into the calculations, particularly an impossible war between Uncle Sam and the republic of Colombia.

The train robbers who held up the Burlington train got \$7.50 out of the job. When they offered to give their confession to the newspaper men for \$100 they evidently thought it was riskier to hold up the newspaper men than to hold up a train. The sequel shows how wise the able train robbers are.

THAT HOLD-UP

The train robbery incident is full of amazing features, not the least of which was the ease with which the robbery was effected. The clean-up was not stupendous—only \$7.50—but that fact does not seem to weigh heavily upon the gentlemen engaged in the enterprise.

The artists arrested for the robbery are taking things coolly and are quite ready to take up their sojourn at Deer Lodge, from which institution one of them was only recently released.

There seems to be anxiety in spots in regard to the reward. Perhaps not without reason. The railroad company should make a careful investigation before it hands over \$5,000, or any part of it.

A later and exceedingly painful contretemps has arisen between the gentleman who made the confession and the family newspapers that were to pay for it. The eminent train robber is fearful that he is up against a swindle. He thinks he has confessed without sufficient cause and naturally this is not setting happily on the stomach of a gentleman of his lofty ideas of honor.

The whole dirty business ought to be, and doubtless will be, looked into carefully by the railroad company. This is due to itself, and particularly is it due to the public.

From the manner in which Chief of Police Reynolds paraded with the rifle Detective Murphy took from the train robbers it is certain that some one told him it was not loaded.

Chief of Police Reynolds says that he "does not know a newspaper man from a train robber." It depends on course on the kind of newspaper men the alert chief is in the habit of dealing with.

The Minnesota board of pardons have decided that Cole Younger cannot be exhibited on the stage. What, he from Missouri and we can't show him?

The young ladies at Vassar college recently listened to a lecture which was delivered from a phonograph. So the young ladies were soundly lectured.

Dr. Parkhurst says that he will need \$3,000,000 to run his "ideal paper" in New York. Evidently he intends to remain in the business several days.

Reports still come from Dover, Del. that there is no change in the senatorial fight there. They must be using bills of large denomination exclusively.

Mr. Bryan still insists that he will never attend a banquet where Grover Cleveland is present. And it is noteworthy that Grover is making no kick.

A waiter of Jamestown, N. Y., was last week fined for failing to obey a court summons. It was a case of forgetting his assignment.

A RUMOR IS DENIED

The Albatross of Silver Bow Creek Makes a Statement.

Mr. "Chuck" Diver, known variously as "The Humming Bird" and "The Albatross of Silver Bow creek," came in to the Inter Mountain office this morning with frost on his whiskers to make a statement. "I want ter protest," said "Chuck" "agin de rumor dat is floatin' around town to de effect dat de Burlington hold-up was noutin' more den a graft ter git de company's reward an' dat de boodle, when de company folks over, is ter be divided betwixt de road agents, de perlice, an' two or 'tree big mitt men on the mornin' papers."

Mr. Diver was asked how it happened that a man of his standing in the community was in any manner interested in his whiskers to make a statement.

"I am interested," said he, "only as any udder good citizen ought ter be interested in preservin' de fair name of our little city from unjust aspersion. I have de inside facts in de case, an' here I am to state 'em if yer have de courage ter print 'em in yer paper."

Mr. Diver was informed that he had only to command to get his facts before the public.

"I am assured by me friend, Mr. Cole," he went on, "dat de hold-up was based entirely on its merits. De fact dat de enterprise pannod only de measly sum of \$7.50 was a bitter disappointment ter Mr. Cole an' de gent what so ably assisted him in de venture, if such an easy 'ting can be called a venture. When dey found dere was only two engines on de train and two crews dey tought it wuz a cinch. De great drawback wuz de unexpected presence of Superintendent Boyle an' his shootin' iron."

Mr. Diver was informed that all he was saying was a matter of public knowledge, and he was advised to get into the meat of his story, if any meat there was in it.

"Well, about dis damagin' rumor affectin' de integrity of de perlice an' de journalistic profession," he proceeded, "I give you me word of honor as a gentleman dat dere ain't noutin' in dat."

"Nothing doing in that line," was suggested.

"Nothin', or I'm not de Albatross of Silver Bow creek."

"But things close to the flowery borders of such enterprises have been pulled off, have they not?" he was asked.

"Perhaps they have," he admitted; "perhaps they have. I believe some of the gamblers claim ter have bin touched by de perlice and de big mitt men, but you know what kind o' men de gamblers are. They wouldn't hesertate to assail de reputation of de Apostle Paul."

"Then it is your opinion that Detective Murphy will not be held up as well as the Burlington train and compelled to do the split with several other gentlemen? You are sure, for instance, that journalism will not be enriched by reason of this large boodle coming from the railroad company?"

"Say, I'm sure o' dat, an' dat's w'at I want you ter say in yer valuable paper. Whatever de big mitt men have done hertofore dey'll not get a red cent o' dis boodle, I wish yer would print dat in large type."

And the Albatross of Silver Bow creek paused on the threshold to thank us for the courtesy in advance.

PEOPLE WE MEET

AS COMPARED with last winter the present season is very mild," said Manager Wharton, manager of the street railway and the efficient weather-wiseman.

"Thus far we have had no weather with the exception of Saturday night, which was the coldest of the winter, it registering nine degrees below zero."

Wharton Says early Sunday morning. With this exception, there has been only one or two days when the mercury dropped below the line, and then only about a degree. The average has been, during February, two to ten above, and this is above normal, as February is rated the coldest month in the year.

"Last year conditions varied," continued the weather-wiseman, "instead of February being the cold month, January jumped in and gave this city and section a dose of below-the-cypher weather, the thought of which makes people shiver yet."

"All in all, the present winter is one of the most open on record for years. I remember, 25 years ago Sunday, when the mercury dropped to 40 degrees below—but then, that's another story."

ABOUT PEOPLE

John E. Davis and family have gone to San Diego and other Southern California points.

W. A. Clark, Jr., has gone to Portland, Ore., to look after the estate of his late uncle, Joseph K. Clark, who died recently in Los Angeles, leaving considerable property in the Oregon town.

Mrs. Charles A. MacCallum has returned to Anaconda after a pleasant visit in Butte. Under Sheriff Geist of Beaverhead county was in Butte yesterday on his way from Great Falls to Dillon, having in his custody William Sapp, an 18-year-old boy, who is wanted in Beaverhead county for forgery.

Mrs. H. Heilbroner, who has been very ill for several weeks, is reported to be convalescing.

Peter Sanger, the chief of the fire department, and Mrs. Sanger left Sunday for Salt Lake City, where Mrs. Sanger will be operated upon for cancer. The fire chief will return to Butte in a few days.

Mrs. F. Anderson from Anaconda came over from the Smelter City Saturday on a visit to her daughter and son-in-law, Mr. and Mrs. Schubert. No. 10 East Aluminum, in honor of Mrs. Anderson's birthday. A party of her many Butte friends invaded the house and a pleasant evening was passed.

As to Blowing Off Steam.

[Seattle Post-Intelligencer.] Richard Mansfield has purchased a steam yacht. Hereafter when Mr. Mansfield wishes to blow off steam, he can simply start up his own whistle.

Victims of Error.

[Washington Post.] The Southern editors make a serious mistake when they assume that the Northern people are clamoring to have the negro placed on a social equality.

Mrs. Henpeck—Tomorrow will be the fiftieth anniversary of our marriage. Henpeck—You needn't taunt me with it.—Detroit Free Press.

MRS. LEE TALKS AT MRS. J. B. LEGGAT'S

Mrs. Urquhart Lee, the distinguished teacher of parliamentary law, gave a delightful talk this morning at the home of Mrs. J. Benton Leggat. A large number of society and club women gathered to listen to the gifted speaker.

and well-ordered battle of wits, most attractive to the woman who desires to augment her stock of society small talk, she said. Then she explained that studies in the "art of expression" were a means of cultivation of every channel through which one expresses himself. A subordi-



MRS. LEE.

possible use could I make of parliamentary law? is a question which used frequently to confront me, but one which I hear less and less frequently as time goes on. In truth, this was not an unusual question five years ago from active club members, and it was generally coupled with the statement, "I never expect to preside." It seemed to be a general idea that a knowledge of parliamentary procedure, with a number of other perquisites, were the exclusive properties of the presiding officer.

Mrs. Lee then proceeded to make very clear the value of the knowledge of parliamentary law to even the most retiring club member and to explain why her work had become so popular among ultra-fashionable women who have no club affiliations whatever. And no one felt surprised to learn that under the master hand of so brilliant and charming a woman as Mrs. Lee members of her classes should be inspired to a perfect arrangement of ideas and a dashing and sparkling exchange of them.

"It frequently amounts to a brilliant

preservation of the physical to the mental, a preservation of simplicity and naturalness along scientific and artistic lines, is the object of this phase of her work. Mrs. Lee herself is a striking example of mental and physical poise. Her magnetic and well-modulated voice and her cultured speech are a delight to the ear. A thing which demonstrates her good taste and cleverness is that Mrs. Lee is a past master in the art of good dressing. A strong point of her work is said to be her ability to make other people do all of these things.

Among those present were: Mrs. John F. Forbis, Mrs. Clinton H. Moore, Mrs. Frederick W. Holbrook, Mrs. H. I. Wilson, Mrs. W. W. Cheely, Mrs. J. R. Russell, Mrs. W. J. Christie, Mrs. Margaret Cunningham, Mrs. Jack Noyes, Mrs. Joe Long and about 25 others.

Mrs. Lee will begin a series of 12 lessons in her two branches of work on Thursday morning at the home of Mrs. Leggat on Granite and Washington streets.

The United Copper lobby, which showed signs of inactivity early last week, has been waked into life again and the closing days of the week showed all hands on the United Copper pay roll very busy. From today on this lobby will not cease to labor. The work is being directed against the fair trial bill—known as substitute for Senate Bill No. 71—and the disbarment bill.

The lobby is not opposed to mistating facts in arguing with members. Its great cry just now is that the measure is a change-of-venue bill.

Lobby is Active Again to a distant county, to his great expense and annoyance. The fact is the measure is not a change-of-venue bill at all, does not propose to change the place of trial and does not impose any additional burden of expense on the litigant. Its provisions are that when a litigant convinces the supreme court that he cannot get a fair trial before the judge who has the case that the supreme court shall assign another judge to sit. That is all there is to it.

The change of judge is not to be made simply on the presentation of an application. The applicant must convince the court that bias or prejudice or personal interest prevails. To that end the supreme court may go to the length of calling in witnesses, if it sees fit. The court is not required to take the unsupported word of the applicant for its justification in requiring a change of judge; it must be satisfied that such a change is necessary.

AMUSEMENTS

At the Grand. "Two Married Women" is the attraction at the Grand. The comedy in four acts is presented by the following cast: Jim Rhoades, John Hutchinson; John Jefferson, G. W. Penrose; Uncle Bill, William Hutchinson; Baron Rothman, R. T. Hoyer; John Russell, T. B. Lewis; Silo Long, H. E. Chase; Kate Overton, Belle Hutchinson; Virginia, Libbie Brittain; Auntie Matilda, Annie Sawyer.

The story is pretty and the play was greeted by good audiences yesterday.

At the Union Family. "The Mascot" is the attraction at the Union Family. The chorus work is exceptionally good this week. Manager Onken is giving one of the best shows for the money seen in Butte. The audience last night was the largest thus far this season.

"What are they arresting the man for?" "They caught him selling coal in short-measure strawberry boxes."—Cleveland Plain Dealer.



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