

WHOLE VALLEY IS HAPPY NOW

BITTER ROOTERS REJOICE OVER VICTORY IN LEGISLATIVE HALLS AT HELENA.

STORY OF SENATE BILL 18

S. M. Ward, of the Returning Fighting Delegation From Hamilton, Tells History of Battle to Invalidate Obnoxious Measure—Gives Credit to Missoula Lawmakers.

Special to The Daily Missoulian.

Hamilton, March 5.—Tired physically and mentally, the leaders in the Bitter Root's fight against Senate Bill No. 18 returned today from Helena, satisfied that their efforts had not been in vain and that the measure, originally so obnoxious to the people of this region, had been made safe. As amended, Senate Bill No. 18 is perfectly satisfactory to Hamilton and the entire valley, who tonight are profoundly grateful to Colonel C. M. Crutchfield and Clay Groff, of Big Hill county, Charles Wagner of Hamilton, and the Missoula county delegation at Helena. Within a short time a mass meeting will be called to ratify the passage of the amended bill and to explain the stand taken by the Bitter Root valley.

Tonight S. M. Ward who, with his father, George W. Ward, was one of the most energetic in the battle in the capital, expressed his thanks to the men who had helped to win it. He tells of the strenuous days in Helena as follows: "Once arrived we found that 13 amendments had been added to the bill by the senate. Then there were 24 more, of which all were agreed to by the supporters of the original measure, represented by Attorney McConnell. These were reported by the committee on irrigation and presented to the committee of the whole. In this committee the supporters of the original measure violated their pledge and opposed the amendment to section 36, which affects the substitution of water rights and was of the most vital importance, as regarding the older settlers of the Bitter Root.

"Woody of Missoula, in a powerful speech that moved the house, accused O'Connell of treachery and of having violated his trust and urged the adoption of the bill, as amended. These amendments were finally adopted by the house, with but two dissenting votes, and the bill went to the senate, where another attempt was made to change section 36. The senate refused to concur and this action resulted in the appointment of a conference committee of five members from each house. All of the members from the senate were opposed to the amendment and three out of the five from the lower house were of a like disposition, leaving only two, Woody and Crutchfield, to defend our side of the case. In the conference committee there was a renewal of the attempt to shut out the house amendment affecting the most important interests of the Bitter Root. Messrs. Woody and Crutchfield returned to the house and presented a minority report. A bitter debate was led by Woody, supported by Chairman Whaley of the committee on irrigation, whose appeal was one of the most eloquent of the session. The Bitter Root proposition was opposed by McGinnis and Frank of Silver Bow. This was the warmest debate of the session and resulted in the adoption of Woody and Crutchfield's report by a vote of 39 to 18.

"After this the senate receded from its position and concurred with the house. The bill was passed. A sensational incident of the struggle in the legislature was the debate of an attempt to 'jolt' the bill in its enrolling, 24 important amendments being left out. This was, however, detected in time and the bill is now in the hands of the governor."

INAUGURATION CROWDS MAKE DEMONSTRATION

Washington, March 5.—Creeping along at a snail's pace, heavily laden trains today slowly bore the inaugural crowds away from the capitol.

The crippled telegraph and telephone facilities which made it impossible to operate trains last night within from six to twelve hours of schedule time were somewhat improved, but were still far from normal. The thousands who flocked to the ceremonies seemingly attempted to leave the city at one time. Immense crowds flocked to the Union station and military and civic organizations vied with one another in their display as they departed or waited to depart.

All through the day the crowd at the station was aroused now and then by some enthusiastic organization marching around and around through the vast concourse in the station, with a band in the lead.

COME STRAGGLING IN.

Philadelphia, March 5.—While the railroad conditions today are greatly improved over the practical tie-up of yesterday some lines are still seriously affected. Marching clubs from this city, which took part in yesterday's inauguration ceremonies, came straggling in today after having been on the road from six to 12 hours on their journey from the capital.

TAFT CABINET OFFICIALLY NAMED

UPPER HOUSE OF CONGRESS CONFIRMS APPOINTMENTS MADE BY PRESIDENT.

WILL TAKE OATHS TODAY

Members of Official Family Will be Formally Sworn in and Assume the Duties of Their Respective Offices—Executive Confers With Ways and Means Committee Regarding Tariff.

Washington, March 5.—The Taft administration took its first stride today. The president named his cabinet, the senate confirmed his selections and its members will take the oath of office tomorrow with the exception of George Wickersham, who was sworn in as attorney general today, and Messrs. Dickinson and MacVeagh, whose personal affairs will not permit them to reach Washington for a week or more.

President Taft and the republican members of the ways and means committee held an important conference during the day. The committee has framed a tariff bill which it is understood contains a provision for an inheritance tax, one of the suggestions for raising revenue contained in the inaugural address of President Taft. President Taft told the committee there would be no delay in the official proclamation calling the extra session of congress on March 15. His message, he said, would recommend that it confine its work exclusively to tariff revision that there might be unnecessary delay in enacting this most important law. He said that he would not discuss in his message the details of tariff revision, leaving all such matters entirely to the judgment of congress.

Aside from these important accomplishments President Taft gave himself heartily up to the demands of his friends and thousands of inaugural visitors who wished to shake hands with him.

Knox First Caller.

Philander C. Knox was the first caller on President Taft in the White House. A 15-minute interview had its importance, but was not for publication.

Governor Hughes of New York, Governor Prouty of Vermont and the senators and many of the representatives from those states next had the ear of the president, and gained his consent to attend the celebration July 7 and 8 next of the discovery of Lake Champlain at Plattsburg and Burlington.

The reviewing stand for the inaugural parade was again occupied by President Taft this morning when he took his place there to do honor to the Seventh regiment, New York infantry, The Blaine club of Cincinnati followed.

Fred W. Carpenter took the oath as secretary to the president; Wendell M. Michler, who has been Mr. Taft's assistant secretary and stenographer, was made one of Mr. Carpenter's assistants; T. M. Hendricks, of Mr. Taft's clerical force, was given a clerkship, and William Fannell, who for years has been Mr. Taft's messenger in the war department, was assigned to duty at Mr. Carpenter's door.

The Cabinet.

The following are the nominations sent today to the senate by President Taft: Philander C. Knox of Pennsylvania to be secretary of state.

Franklin MacVeagh of Illinois to be secretary of the treasury.

Jacob M. Dickinson of Tennessee to be secretary of war.

George W. Wickersham of New York to be attorney general.

George von L. Meyer to be secretary of the navy.

Richard A. Ballinger of Washington, to be secretary of the interior.

James Wilson of Iowa to be secretary of agriculture.

Charles Nagel of Missouri to be secretary of commerce and labor.

Huntington Wilson of Illinois to be assistant secretary of state.

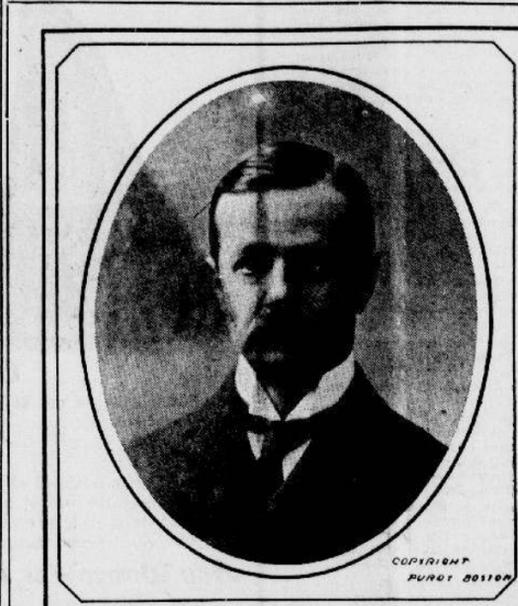
Beekman Winthrop of New York to be assistant secretary of the navy.

William Loeb, Jr., to be collector of customs for the district of New York.

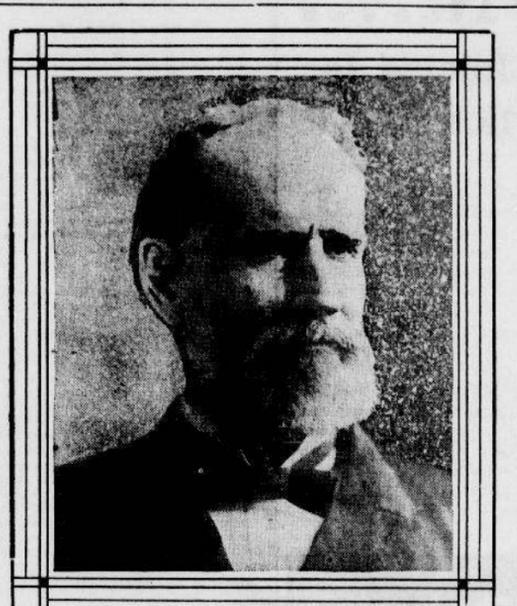
Lewis Dalby of Virginia to be an Indian inspector.

PRISONER ACQUITTED OF MURDER CHARGE

Special to The Daily Missoulian. Wallace, March 5.—After two hours of deliberation the jury in the case of Thomas McDiarmid, alias "Sailor Kid," charged with first degree murder, brought in a verdict tonight of "not guilty by reason of insanity." McDiarmid engaged in a drunken brawl in a Riverside saloon on the morning of February 8, and later returned and shot to death one of the proprietors with whom he had been quarrelling. The introduction of the testimony of alienists from Spokane, who were In-lung in today after having been on the road from six to 12 hours on their journey from the capital.



SECRETARY OF NAVY MEYER.



SECRETARY OF AGRICULTURE WILSON.

IRISH POLITICIANS FACE ASSAULT CHARGES

FREE-FOR-ALL FIGHT AT DUBLIN CONVENTION RESULTS IN COURT PROCEEDINGS.

Dublin, March 5.—As a result of the free fight at the nationalist convention held in Dublin last month, when William O'Brien was refused a hearing, charges of assault and attempting to break up a public meeting have been brought by Eugene Crean, member of parliament for the southeast division of Cork, against Joseph Devlin, member of the house for West Belfast, and against Dennis Johnston, secretary of the United Irish league.

The courtroom today was crowded and Timothy Healy, counsel for Mr. Crean, kept the audience in roars of laughter with his witty presentation of the plaintiff's case. Mr. Healy absolved John E. Redmond from all responsibility for the ruffianism, but he declared that Mr. Devlin had staged and managed the whole affair, bringing in "paid bludgeon men" from Belfast to shout down the O'Brienites.

Mr. Healy characterized Mr. Devlin as the postmaster of the Ancient Order of Hibernians in America. He said this society had no connection with Ireland, but there were men here who pretended to have its sanction.

Mr. Devlin, the speaker continued, for some purpose of his own, had galvanized into life a remnant of the ancient "Molly Maguire" faction and dubbed them the Ancient Order of Hibernians. A confidential circular had brought down 22 men from Belfast, who marched into the convention. At this juncture Mr. Healy held aloft a formidable boxwood stick, saying that each Belfast man had been given such a baton and at the close of the day each worker in the vineyard received half a sovereign from Mr. Johnston on returning the weapon.

Instructions had been given the "bludgeon men" not to allow any man with a "Cork accent" near the platform, and Mr. Crean, who came from Cork, was their first victim.

ALLEGED GOLD THIEF TAKEN INTO CUSTODY

Special to The Daily Missoulian.

Virginia City, March 5.—Arthur Lagrice, wanted by the authorities of Madison county upon two charges in connection with the robbing of the suitcases of the Conroy Placer company, which is engaged in gold dredging near Alder, was today arrested at West Hoboken, N. J., and Sheriff Nick Trefleur will leave Sunday to bring him back to Montana. It is hoped to try him at the present term of court.

Lagrice was a trusted employe of the dredge company, and it is thought he got away with at least \$6,000 worth of amalgam. Much of this was taken to Butte, recorded by local assayers in the belief that it came from a mill in Madison county, and then sent to Helena for sale in the assay office. Lagrice's sister, arrested in Butte last week for her share in the work, was the medium through which about \$2,500 of the stolen goods was disposed of, she selling it to local assayers of Butte.

GETS NEW ENGINE.

Special to The Daily Missoulian. Hamilton, March 5.—The Bitter Root District Irrigation company has this week received a new 30-horsepower traction engine which will be taken up the valley to furnish the power for the spring plowing of the company. The big machine has attracted much attention here.

INFANTRY PARADES.

Washington, March 5.—The Seventh infantry of New York, 500 strong, today paraded before President Taft and Governor Hughes, who occupied the reviewing stand in front of the White House, erected for the inauguration.



POSTMASTER GENERAL HITCHCOCK.

PRACTICALLY ANNULS FRAUD LAW

RULING OF COURT STRIKES SEVERE BLOW AT IMPORTANT FEDERAL STATUTE.

Denver, March 5.—Judge Robert E. Lewis in the United States court today made a ruling which accorded to United States District Attorney Thomas Ward, practically nullifies the federal statute under which all cases of using the mails to defraud are prosecuted, so far as the jurisdiction of Judge Lewis extends. The ruling was made in the case of J. F. Manning, a mining man of Denver, who was being tried on the charge of using the mails to promote a fraudulent mining scheme. The case was thrown out of court.

CAPTAIN IS KILLED BY PATROLMAN

Washington Officer is Shot Dead at His Desk by a Vengeful Subordinate.

Washington, March 5.—Captain W. P. Matthews of the Fifth police precinct in this city, was shot and killed while sitting at his desk in the station house tonight by Policeman Collier. Without the slightest warning, Collier entered the station and went immediately into the captain's office, where he jerked from his pocket a revolver and fired five bullets into Matthews' body. Collier, it is said, had been reprimanded by Captain Matthews for a breach of the rules and this at the time angered him.

WYLER HONORED.

Madrid, March 5.—General Weyler, formerly minister of war, has been honored the captain general of Catalonia.

ACCUSED PUBLISHERS SECURE DELAY

NEW YORK EDITORS ARE GIVEN ONE WEEK IN WHICH TO PLEAD TO CHARGE.

New York, March 5.—Counsel for the Press Publishing company, publishers of the New York World, and Caleb M. VanHamm, managing editor of The World, secured today a week's time in which to answer the indictments found yesterday against the company and Mr. Van Hamm, charging criminal libel in connection with publications regarding the Panama canal purchase. In the meantime the defendants will decide whether to plead not guilty or file a demurrer. Mr. Van Hamm will remain under parole in custody of his counsel.

NEW BUSINESS BLOCK.

Special to The Daily Missoulian.

Hamilton, March 5.—P. H. Edwards of the Central market is planning the erection of a new business block, adjoining the building of the Valley Mercantile company. One section of the new building will be fitted up for use as a moving picture theater.

LINCOLN'S DOUBLE DIES IN NEW YORK

New York, March 5.—Abraham Lincoln's double, a man who so closely resembled the former president that he was often mistaken for him in civil war days, is dead at his home here: He was Daniel Walford, who was born in England in 1822 and came to America thirty years later. In 1854 Walford was addressing a bawdy temperance meeting when he was told that "his brother" was in the back of the hall. Wondering why the brother could be, he went to the back of the hall and was introduced to Lincoln, who was on a visit to New York. Walford was the same height as Lincoln and had the same stooping shoulders, rugged features, melancholy eyes and smile. The two became fast friends.

BABY COMES TO LIFE IN HER TINY COFFIN

El Paso, Texas, March 5.—With the mourners gathering to attend the funeral, the 2-months-old daughter of C. C. Harrington of Orange, Texas, declared dead three days ago, and who had exhibited no signs of life since that time, moved in her tiny coffin, gasped and opened her eyes.

SPENDS QUIET DAY.

Oyster Bay, March 5.—Former President Roosevelt's first day as a private citizen since relinquishing his place at the head of the nation was passed in a decidedly quiet manner at his home at Sagamore Hill. Notwithstanding the cold wind, Mr. Roosevelt was out early and took his daily exercises in the woods.

MANY BILLS SIGNED BY GOVERNOR NORRIS

LEGISLATURE REMAINS IN SESSION ALL NIGHT AND PUTS MANY MEASURES THROUGH.

Special to The Daily Missoulian.

Helena, March 5.—While the legislative assembly did not transact business after 3 o'clock this morning, it was 17 minutes past 7 o'clock before that body adjourned, the session having been continuous for 24 hours, with the exception of two short recesses for lunch and dinner. Governor Norris did not leave his office for home until 7:30 this morning.

There were altogether 556 bills introduced, and of that number 210 were passed, over 100 reaching the governor yesterday. The following bills were approved by Governor Norris today:

No. 275, by Berkin—Authorizing the game warden to create national fish and game districts and to appoint deputy wardens.

No. 19, by Cluston—Relating to duties of canvassing boards.

No. 222, by Berkin—Providing for the appointment by the state board of examiners of a state accountant to examine the books and financial condition of state institutions.

No. 315, by committee on appropriations—To provide for the support of the government of Montana during the next two years.

No. 202, by Woody—Increasing the compensation of deputy and assistant county officers.

Joint Resolution No. 8, by Connelly—Directing the state land board to sell 10 acres of land near Billings to the Billings Polytechnic institute for \$10 per acre.

NEW BUSINESS BLOCK.

Special to The Daily Missoulian.

Hamilton, March 5.—P. H. Edwards of the Central market is planning the erection of a new business block, adjoining the building of the Valley Mercantile company. One section of the new building will be fitted up for use as a moving picture theater.

LINCOLN'S DOUBLE DIES IN NEW YORK

New York, March 5.—Abraham Lincoln's double, a man who so closely resembled the former president that he was often mistaken for him in civil war days, is dead at his home here: He was Daniel Walford, who was born in England in 1822 and came to America thirty years later. In 1854 Walford was addressing a bawdy temperance meeting when he was told that "his brother" was in the back of the hall. Wondering why the brother could be, he went to the back of the hall and was introduced to Lincoln, who was on a visit to New York. Walford was the same height as Lincoln and had the same stooping shoulders, rugged features, melancholy eyes and smile. The two became fast friends.

BABY COMES TO LIFE IN HER TINY COFFIN

El Paso, Texas, March 5.—With the mourners gathering to attend the funeral, the 2-months-old daughter of C. C. Harrington of Orange, Texas, declared dead three days ago, and who had exhibited no signs of life since that time, moved in her tiny coffin, gasped and opened her eyes.

SPENDS QUIET DAY.

Oyster Bay, March 5.—Former President Roosevelt's first day as a private citizen since relinquishing his place at the head of the nation was passed in a decidedly quiet manner at his home at Sagamore Hill. Notwithstanding the cold wind, Mr. Roosevelt was out early and took his daily exercises in the woods.

GIVES UP JOB RATHER THAN SERVE

U. S. ATTORNEY KEALING REFUSES TO ACT IN CASE AGAINST SMITH.

SAYS LAW IS STRAINED

Government Official Tenders Resignation, Declaring He Cannot Conscientiously Be Party to Action Against Editor to Remove Him to Washington for Libel Prosecution.

Washington, March 5.—United States District Attorney Kealing at Indianapolis has resigned rather than participate in the efforts of the department of justice to bring Delavan Smith and Joseph Pulitzer to Washington to stand trial for criminal libel in connection with the publications concerning the Panama canal and railroad.

The Resignation.

Indianapolis, Ind., March 5.—United States Attorney Joseph B. Kealing, who has resigned his office rather than participate in the prosecution against Delavan Smith and Charles R. Williams of the Indianapolis News would make no statement today regarding the matter, other than that contained in his letter of resignation to the attorney general, dated March 2. In that he says:

"Sir—I beg to inform you, that I have today sent my formal resignation to the United States attorney for the district of Indiana to the president of the United States.

"I am informed that indictments have been returned by the grand jury of the District of Columbia against Delavan Smith and Charles R. Williams, proprietors of the Indianapolis News, for criminal libel, and that steps will be taken to remove them to that district for trial. As both are in this district under the law it will become my official duty to assist in such removal proceedings.

"For almost eight years I have had the honor of representing the government as United States attorney. During that time I have prosecuted all alike, without fear or favor, where I had an honest belief in their guilt.

"I have been compelled on several occasions to prosecute personal friends, but in each case I only did so after a thorough investigation had convinced me of their guilt.

"In this case I have made a careful investigation of the law applicable thereto. As to the guilt or innocence of the defendants on the question of libel I do not attempt to say. If guilty they should be prosecuted, but in the right place, at their home. It is only the question of removal that I have to do.

"I am not in accord with the government in its efforts to put in force a strained construction of the law to drag the defendants from their homes to the seat of government to be tried and punished, while there is a good and sufficient law in this jurisdiction, in the state court. I believe the principal involved is dangerous, in striking at the very foundation of our form of government. I cannot, therefore, honestly and conscientiously insist to the court that such is the law, or that such construction should be put on it. Not being able to do this I do not feel that I can, in justice to my office, continue to hold it and decline to assist.

"In order, therefore, to relieve us both by any embarrassment, I have tendered my resignation, and have asked that it be accepted not later than March 15, 1909. I have made it of this date in order that President Taft—for whom I have the highest respect and admiration—may have time to name my successor. Respectfully, (Signed) JOSEPH B. KEALING, "United States Attorney."

ANTHONY CONVICTED ON MURDER CHARGE

Special to The Daily Missoulian.

Virginia City, March 5.—John R. Anthony, accused of the killing of R. Morlan in the Gold Hill district, near Parrot, two months ago, was this afternoon found guilty of murder in the first degree, punishment being fixed at life imprisonment. The trouble occurred over a quartz mine, and Anthony claimed self-defense. His victim was unarmed and the only eyewitness was a step-son of Morlan, whose testimony was most damaging. The jury was out only one and a half hours. The men had at one time been bitter enemies. Later they made up and cabined together. The row over the claim brought on the trouble, and the shooting followed.

WAGES WILL FALL.

New York, March 5.—Charles M. Schwab, president of the Bethlehem Steel company, was a passenger on the steamer Lusitania, which arrived today from Liverpool. Replying to questions about the situation of the steel trade in the United States, Mr. Schwab said he thought 10 years more should see the production of steel in this country doubled.

As wages he said: "As steel prices go down it is but natural and almost inevitable that the price of labor should likewise fall."