

WICKERSHAM AGAIN FIGHTS COAL ROADS

Sherman Law Suit Begins at Trenton, N. J., on Lackawanna Companies.

LITIGATION TO BE TEST

Other Railroads Will Be Prosecuted if Attorney-General Wins.

WASHINGTON, Feb. 13.—The Department of Justice renewed today its fight against the anthracite railroads when it filed in the United States District Court at Trenton, N. J., a suit under the Sherman act against the Delaware, Lackawanna and Western Railroad Company and the Delaware, Lackawanna and Western Coal Company.

This suit alleges not only violation of the Sherman antitrust law but a violation of the commodity clause of the interstate commerce act. It represents an effort on the part of the Government to dissolve the arrangement made by the railroad in 1890, by which it met the prohibition in the commodity clause against any railroad transporting in interstate commerce coal purchased by it or produced by its mines.

The railroad company met this situation by organizing a separate corporation to conduct the business of buying, mining and selling coal, the stockholders of which were substantially the same as those of the railroad company.

Involved in the action begun today is therefore a general test of the means of meeting the inhibition of the commodity clause and the result will apply to other anthracite roads which have organized their coal producing companies.

The suit filed today has also another important significance. The Supreme Court of the United States in its recent decision in the anthracite cases dismissed without prejudice two charges in the Government's petition. These related first to the alleged violation of the commodity clause and second to the alleged violation of the Sherman antitrust law through ownership by the Reading company of the Central Railroad of New Jersey and by the Erie of the New York, Susquehanna and Western.

The Supreme Court failed to pass on these questions because it held that they were not properly included in the charge of a general conspiracy in the anthracite roads in restraint of trade.

Today's action by the Attorney-General shows his intention of trying on the first question which the Supreme Court failed to pass upon and it is accepted here as certain that the ownership by the Reading of the Central of New Jersey and by the Erie of the New York, Susquehanna and Western will again be questioned in the courts. These are the two features of the recent anthracite cases which were most disturbing to the business and financial interests of the country.

The Government in its petition asks that the courts adjudge that the Delaware, Lackawanna and Western has not in a bona fide way divested itself of all interest in the coal purchased from others or produced by it and that its transportation of this coal, even though title has nominally passed to the coal company, has constituted an unlawful transportation of the commodity.

The Department of Justice asks that the defendants be enjoined from further transporting any anthracite coal which is the product of mines owned by the railroad company or purchased by it from others and sold, transferred or delivered to the defendant coal company in pursuance of the standing agreement with that company.

In the fourth place the petition asks that the court adjudge the existing arrangement and agreement between the railroad and the coal company in violation of the Sherman law.

The Government charges that the freight charges on coal, especially to New York Harbor, are excessive, and that the Delaware, Lackawanna and Western has monopolized more than 90 per cent of the entire production along its lines and has given it the power arbitrarily to fix prices at points not reached by another railroad.

The suit against the Delaware, Lackawanna and Western twin companies is the fourth proceeding under the Sherman anti-trust law filed by Attorney-General Wickersham this week. The others were against the Southern Railway Trust, the Chicago Board of Trade and the Cleveland Stone trust. It is understood the Department of Justice is preparing a further legacy of anti-trust actions for the Wilson administrations.

AGAINST LAWS FAVORING WOMEN

Cavillier Bill Prohibits All Sex Discriminating Measures.

ALBANY, Feb. 13.—A concurrent resolution proposing an amendment to the State Constitution prohibiting the Legislature from enacting laws making any discrimination between the sexes in relation to personal, civil or property rights was introduced by Assemblyman Cavillier today. It provides that all such laws at the time the amendment takes effect shall be null and void unless vested rights are thereby affected.

A number of laws now discriminate in favor of women in regard to such matters as dower rights, alimony and personal property.

SCOTT LET JAIL THIEVES GO.

Tells Sulzer Commission He Thought He Couldn't Convict Crafters.

ALBANY, Feb. 13.—Col. Joseph P. Scott, Superintendent of Prisons, told the Sulzer commission of inquiry today that he did not prosecute the employees of Clinton prison at Dannemora who were discharged for thievery because he thought it would be impossible to secure a jury or judge in the county who would convict them.

It developed at the hearing today that a keeper had taken a cartload of articles of various uses and sizes from the prison, and even though he confessed to Col. Scott escaped prosecution.

ANTI-DEATH PENALTY BILL UP.

Reported Favorably by Senate Codes Committee.

ALBANY, Feb. 13.—The anti-death penalty bill introduced by Senator C. C. Smith today in the Senate Codes Committee was reported favorably to the Senate Codes Committee by the Senate Codes Committee.

WALL ST. BILL HEARING FEB. 26.

Joint Committee Will Consider Ten Sulzer Measures.

ALBANY, Feb. 13.—It was announced in the Legislature today that the ten Wall Street bills prepared at the instance of Gov. Sulzer would be considered at a hearing at 2:30 P. M. on Feb. 26 in the Senate chamber.

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THERE IS NO EXCUSE FOR IDLE CAPITAL

Our Guaranteed First Mortgage Certificates enable you to invest any sum from \$200 up.

They are as safe as Government or New York City Bonds and they yield 4 1/2% income clear.

No investor has ever lost a dollar.

BOND & MORTGAGE GUARANTEE CO.

Capital & Surplus, \$10,000,000

176 B'way, N. Y. 175 Remsen St., Bklyn. 350 Fulton St., Jamaica.

YOUNG ASTOR FINDS LIFEWORK ON FARM

Tells Governor Sulzer He Will Use Rhinecliff for Advancement of Agriculture.

VOCATION A HARD PROBLEM

Consulted Sulzer, Spent Night in "People's House," and Finally Chose Farming.

ALBANY, Feb. 13.—Vincent Astor has fixed upon agriculture and the management of the Astor farm at Rhinecliff on the Hudson as his life work.

At the farm experiments will be conducted for the benefit of every farmer in the country, according to Gov. Sulzer, who said today that he advised the young man to embrace this vocation.

Young Astor recently came to Albany to confer with Gov. Sulzer on his life work. He asked the Governor to point out to him some profession in which he could use his money to help humanity.

He has received the story of the International Institute of Agriculture in Rome, Italy, to which forty-five Governments will send delegates next May and which led up to his announcement of the determination of Vincent Astor to take up agriculture as his life work.

Gov. Sulzer said: "I have selected Vincent Astor as a delegate to the congress. He came up to visit me and we talked the whole matter over. He was interested in doing something to be useful. I pointed out to him the great work he could do for the agricultural interests of New York.

He spent the night at the people's house and next morning he came to see me and we talked the whole matter over. He was interested in doing something to be useful. I pointed out to him the great work he could do for the agricultural interests of New York.

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AGAINST FREE TOLLS FOR AMERICAN SHIPS

Chamber of Commerce Indorses Senator Root's Amendment.

MEMBERS HEAR DEBATE.

Choate and Schiff Score Canal Bill—Nixon and Douglas Defend It.

The Chamber of Commerce, by an overwhelming vote, went on record yesterday against that part of the Panama Canal measure which provides for free tolls for American ships. The action was taken in the form of an indorsement of Senator Root's proposed amendment.

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WANTS POLICEMAN REMOVED.

Collins Charges Oppression Because His Door is Guarded.

Andrew Collins, the owner of an alleged gambling house at 155 Bowery, appeared in the Essex market police court yesterday as complainant against Police Inspector Thomas Myers of the First district and Capt. Thomas T. Ryan of the Delancey street police station on a charge of oppression. The place was raided twice, the first time by Lieut. Becker. Both cases were dismissed in the courts.

Locher, H. H. of the Corporation Counsel's office represented the Police Department. Ex-Assemblyman Harry Kopp acted as counsel for Collins. The court room was crowded with police officers and others interested in the unusual proceeding. The reason for the action is because a uniformed policeman is stationed at the front door of the alleged gambling house, who informs every one who would enter that the place is likely to be raided any minute.

The hearing yesterday only included a few of the police witnesses. Collins's criminal record was first introduced. It told of ten convictions in Brooklyn, Buffalo, Detroit and other cities and also of many arrests in which the charges were not sustained. The hearing will be continued on February 15.

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Hampton Reproductions in Oak and Walnut

THE romantic furnishings of some spacious oak panelled Baronial Hall of England, with its deeply-coffered ceilings, may offer many a poetic suggestion for the home of today.

From such sources as this are derived the models from which our Hampton Shops fashion their famed Reproductions.

A carved Elizabethan Table, it may be, its ample oaken board glossy as though with the wear of centuries, or a stately Settee of richly grained Walnut with seat and back of deftly woven cane, but in either case so conscientiously wrought as to repeat the very spirit of its original.

The Grand Rapids Furniture Company

34 and 36 West 32d Street Between Fifth Ave. and Broadway New York

HAMPTON SHOPS

SULZER'S ECONOMY BILLS INTRODUCED

First of Five Puts Each State Department Under Special Auditor.

SALARY TO BE \$12,000

Governor Says His Measures Will Save People "Millions and Millions."

ALBANY, Feb. 13.—Five bills the expressed purpose of which is to put the Sulzer administration on a business basis were introduced to-night in the Assembly by Majority Leader Aaron J. Levy at the instance of Gov. Sulzer. Each of the bills covers a recommendation of the Sulzer Commission of inquiry and is designed to end existing malpractices in the administration of the State's business.

The first bill creates a department of efficiency and economy under the supervision of a Commissioner of Efficiency and Economy, whose duty it shall be to make a careful and thorough study of the conditions of each State department and institution and to recommend changes to promote efficiency and economy.

This commissioner will be vested with the power to compel production of papers and books and to issue subpoenas. The salary of the new office will be \$12,000. An appropriation of \$150,000 is asked for the establishment of the new department.

The establishment of a State Board of Estimate of nine members, is sought in another bill. It is to be composed of the Governor, Lieutenant-Governor, President pro tem of the Senate, Speaker of the Assembly, chairman of the Ways and Means Committee of the Assembly, chairman of the Finance Committee of the Senate, the Comptroller, the Attorney-General and the Commissioner of Efficiency and Economy. This board shall look into the financial operations of all State departments.

Another bill proposes the creation of a State Board of Contract and Supply, which is intended to regulate the purchases and all furnishings, material and supplies for the State departments. The State Comptroller is authorized by this bill to audit all bills and accounts against the State arising through purchases made under the direction of this board. An amendment to the executive law for the purpose of giving the State Comptroller an effective and efficient force for the real audit of all accounts is proposed by the fourth bill, while the fifth bill, a companion to it, is designed to assist in the accomplishment of the same purpose, namely, the giving to the Comptroller of an effective real audit of all accounts against the State.

With reference to the bills Gov. Sulzer said: "The explanatory report of the commission of inquiry, together with the five bills prepared by the members of that commission, with the aid of John T. Norton, its counsel," said Gov. Sulzer, "speak for themselves and deserve the careful consideration of the taxpayers of the State of New York. These bills will be introduced and passed. I know of nothing at present more important to the people."

The Wall Street edition of THE EVENING SUN contains all the financial news and the stock and bond quotations to the close of the market.

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