

MINNESOTA HISTORICAL SOCIETY. complete

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A LONG LIST OF DENIALS

Defense in Merger Suit Segun by Minnesota Filing Its Answer To-day. Denies That Effect of Merger Will Be to Destroy Competition in Northwest. Says Railroad Construction Will Proceed as Before—Land Grants Not Gifts.

The defendants in the merger suit brought by the state of Minnesota filed their answers to-day in the office of the clerk of the United States circuit court. The suit was brought by the state against the Northern Securities company, James J. Hill, as president of that company; James J. Hill as an individual, the Great Northern Railway company, and the Northern Pacific company.

There is one answer for the Securities company and Mr. Hill in his character as president and individually; one each for the Great Northern and one for the Northern Pacific, three in all. But the answer of the Securities company and Mr. Hill set up all the matters of defense, and the answers of the other companies simply follow the Securities company answer, with such changes of phraseology as are required by their diverse characters.

The main answer, that of the Securities company, is more than usually direct and plain for a legal pleading. It denies that the roads were or are parallel and competing; alleges that rates have been lessened since the organization of the Securities company; that the roads are not included in the preferred stock of land grants; that the policy of the state has not been and is not hostile to the consolidation save through recent laws which will not bear the light of a constitutional scrutiny and of the United States laws; that the two roads are quite as surely competing now as ever they were; that the retirement of the preferred stock of the Northern Pacific was consummated pursuant to the articles of incorporation and an agreement understanding when the stock was issued; and that holders of the common stock of the Northern Pacific from purchasing; that Mr. Hill never exercised any of the privileges of his office during the short time he was a director in the Northern Pacific company.

The Great Northern in its answer, adds that William P. Clough resigned as vice president of the Great Northern, and as a member of the board on the 23d day of November, 1901, and Frederick Weyerhaeuser was made a director in his place; that the term of Jacob H. Schiff, a director expired on the 15th of June, 1902, and was elected a director in his place.

The Securities' Answer. A full abstract of the Securities company answer is as follows: Defendants deny that the Northern Securities company has conducted any business in Minnesota that is not a business or owned any property in the state and that the railways or property of the Eastern Railway company of Minnesota are operated by virtue of a lease to the Great Northern Railway company. They also deny that James J. Hill was on Nov. 13, 1901, the secretary of the Northern Pacific company, or that he ever became subject to the laws thereof, except by filing a copy of his articles with the secretary of state and complying with the statutes relating to the admission to the state of railway companies organized under the laws of other states. They also deny that the Northern Pacific company's lines have since the organization of the Securities company been operated subject to the direction or control of the secretary of the Securities company, when the bill was filed, or at any time since, have been the persons stated in said bill, or that any of the directors of said company were, when the bill was filed, and ever since has been, composed as follows: George F. Baker, Edward H. Hoge, George W. Clough, Braxton Ives, D. Willis James, John S. Kennedy, Daniel S. Lamont, Wm. Rockefeller, Charles Steele, Samuel Spencer, James Stillman, Eben B. Thomas, Hamlyn McK. Twombly, all of New York city; Charles S. Miller, St. Paul; Samuel Rea, of Philadelphia.

Deny That Lines Are Parallel. They admit that cities and towns named in the bill are on one or more of the two lines of railway, but deny that the lines between these points are parallel, or that the lines compete for freight or passenger traffic between said points in any different manner or to any great extent prior to the formation of the Securities company than they have at all times since the formation of the company, and will continue to do so in the future. They deny that the line of the defendant companies between the state of Minnesota and Fugate Sound was ever parallel, or have ever been competing all along at a few points, at nearly all of which points they competed and still compete with the lines of other companies. They deny that the defendant companies have competed with each other for freight or passenger traffic in any other or different manner or to any great extent than they have continually done since the formation of the Securities company, and will continue to do so in the future. They admit that the lines are the only lines of any single railway company traversing east and west all the northern tier of states west of the Mississippi river. They deny that these lines are the only lines crossing the state of Minnesota and connecting the Pacific ocean by rail with the Atlantic ocean, and that they are the only lines connecting the territory of said northern tier of states or the territory tributary thereto by rail with the Pacific. They admit that large quantities of swamp land were granted by the United States to the state of Minnesota, but have no information as to what quantity, if any, of said lands are now owned by the state, nor as to the value, if any, of such lands or any of them, nor to what extent, if at all, the value or salability of value of said lands is hindered or lessened or otherwise affected by the construction of railway lines by both or either of the defendant companies.

They deny that further spur or branch lines built into territory adjacent to its railway or to new territory has been by reason of rivalry between the companies or that the construction of such spurs or branch lines has or will be prevented or hindered or otherwise affected by the formation of the securities company. They deny that any of the matters alleged in the bill have prevented or hindered or lessened or otherwise affected the construction by the state or by anyone authorized by the plaintiff of lines of rail-

MR. EDDY SEES A GREAT LIGHT

He Found the Minnesota Delegation Out of Line With Public Sentiment. He Thinks the Delegation Will Vote Solidly for Cuban Reciprocity Next Time. "The People," He Says, "Are Quite Crazy on the Subject"—Why They Are Mistaken.

From The Journal Bureau, Room 45, Post Building, Washington. Washington, Sept. 1.—Congressman Frank Eddy, who has been traveling about the country and has just returned to Washington, predicts the passage this winter of Cuban reciprocity legislation. He further predicts that the Minnesota delegation will vote solidly for the measure next time.

None of these grants, nor either of said swamp land grants, were a gift to the company receiving the same, but each of them was made upon a valuable and full consideration furnished by the company receiving the same. The Manitoba Railway company, lessor of the Great Northern company, purchased and paid full value for all the lands acquired by it from its predecessors, under grants made to them. The Northern Pacific company purchased and paid full value for all the lands acquired by it from its predecessors, under grants made to them. The Northern Pacific company purchased and paid full value for all the lands acquired by it from its predecessors, under grants made to them. The Northern Pacific company purchased and paid full value for all the lands acquired by it from its predecessors, under grants made to them.

Mabey Returns. R. A. Mabey, special examiner in the suit of Peter Power against the Northern Pacific, arrived from New York this morning, accompanied by a trunk full of short-hand notes taken at the various hearings in this celebrated case. Mr. Mabey went to work at once getting the mass of testimony in shape for his final report to the United States court.

THIS IN BRUNSWICK, ME. Undraped Art Work in the Town Hall Causes a Loud Outcry to Go Up.

New York Sun Special Service. Brunswick, Me., Sept. 1.—Young maids and old maids, sedate old men and middle-aged grandfathers of this quaint town are excited because the new municipal decorations in the renovated town hall show two female figures undraped. The work has just been completed and is certainly artistic, but the puritanical feelings of a large proportion of the town have been rudely shocked by the paintings, and so general is the outcry against them that they were all higher than the various lecturers at their meeting this week.

LABOR CANDIDATE WON Alderman Patrick Dowd Is Elected Lord Mayor of Dublin To-day.

Dublin, Sept. 1.—Alderman Patrick Dowd, the labor candidate, was to-day elected lord mayor of Dublin. Timothy C. Harrington the retiring lord mayor, was a candidate for a third term but was defeated.

SUICIDE OF A PAINTER Roy Gardner Takes His Life by Eating Arsenic in a Washington Avenue Hotel.

Roy James Gardner, a young man 20 years of age, committed suicide last night at the Glasgow hotel, 39 Washington avenue S., by taking arsenic. He left a note asking that Rev. D. S. Murray of Blooming Prairie be notified of his death and requesting that he be buried at Blooming Prairie near his foster father's grave. Gardner was a painter, employed by F. W. Finke, 1029 East Lake street. He went to the hotel last night and secured a room saying that he was sick. As he did not answer when called this morning the door was forced and he was found dead in bed. Deputy Coroner Irvine was called but decided that an inquest was unnecessary.

\$500,000,000 The Alleged Capitalization of the Alleged Meat Trust. Chicago, Sept. 1.—Some of the details of the great meat trust, to be known as the United States Packing company, are complete. The capital is to be \$500,000,000; probable head of the combine J. Ogden Armour; president, Gustavus F. Swift; annual profit estimated at \$75,000,000 to \$100,000,000; profit on volume of business, 10 per cent; profit on capital stock, 20 per cent. The reported division of capital among the principal investors is as follows: Armour & Co., \$200,000,000; Swift & Co., \$100,000,000; Nelson, Morris & Co., \$70,000,000; Cudahy, \$25,000,000; miscellaneous expenses, including cost of promotion, etc., \$25,000,000; total, \$500,000,000.

TEDDY, JR., IN THE WEST MORNE ROUGE WAS DESTROYED

Son of the President in South Dakota to Shoot Chickens. Special to The Journal. Huron, S. D., Sept. 1.—Marvin Hughtitt, Jr., and a party of fifteen from Chicago and the east with a half dozen palace cars and horses and a hunting equipment, sidetracked between Arlington and Heland on the Chicago & North-Western railway. In the party is Theodore Roosevelt, Jr., and Chicago & North-Western officials, all out for a week's sport. The open season commenced this morning with the largest crop of prairie chickens ever known in this locality.

DANGER AT BUFFALO A General Strike Along the Water Front Is Feared. Buffalo, Sept. 1.—Danger of a general strike along the water front is believed to be imminent, and it is said the only means of averting it is for the big freight carrying lines to employ only tugs operated by the union men. The union men have spent weeks in detecting their plans for an aggressive fight. The managers of the freight lines declare they would rather tie up their boats for the rest of the season than employ the tugs as the union men say they must. Should a strike be ordered it will include, it is said, stevedores, lumberjacks, and other waterfront workers.



HOME RULE John Bull—And You Demand Home Rule? Just Like My first!—I Seem to be in Trouble again.

delegation, which fought reciprocity desperately, will vote solidly for the bill. "I believe every member who is re-elected will vote for it," said Mr. Eddy to-day, "and all the new members will be practically pledged to that policy. Personally I am opposed to it for the reason that it will injure the benefit of the sugar trust, and I am willing to resign from congress rather than vote for legislation I believe to be so radically wrong. But for some reason the people are stirred up very much in favor of this policy. It is probably the influence of the president and his utterances in the east. I found the people quite crazy on the subject. In Minnesota the members of the delegation found that when they went home, that they were not representing the sentiment of a majority of their constituents. I predict that the delegation will shape a different course on their return."

AN ARBITRATION COURT It Will Be Discussed by the Trades Union Congress of Great Britain.

London, Sept. 1.—The thirty-fifth trades union congress commenced a week's session in London to-day. Upwards of 500 delegates representing a million and a quarter of workers were present. They include many women delegates. The United States was represented by Harry Blackmore and Patrick Dolan. One of the principal resolutions which will be submitted demands legislation creating a supreme court of arbitration with compulsory power to settle disputes between employers and employees.

STRIKES IN EUROPE Quite a General Unrest in the Labor World.

New York Sun Special Service. London, Sept. 1.—Serious strikes of municipal employees are in progress in various continental centers. The lighting and traction industries are chiefly affected. The situation is most acute in Florence, Italy, where the gas connections have been severed and the city is almost closed. The newspapers could not be published to-day. An attempt was made to burn the English protestant church. Petroleum was poured on the door and ignited, but the fire was extinguished. Fifty thousand troops have been drafted for service in the district. The anarchist element is mixed up in the strike. Another strike is reported from Barcelona, where the gas employees have ceased work. A dispatch to the Daily Mail from Geneva reports that Mr. Bradford, the American manager of the electric tramways, has been forty-two men from the workshops. He offered them positions as conductors, but they refused and all the employees went on strike. On Sunday there was not a single car running and the town is crowded with tourists.

STATUE OF FLOWER. Watertown, N. Y., Sept. 1.—A statue of the late ex-Governor Roswell Flower was unveiled to-day in the presence of thousands of people. Former Senator David B. Hill delivered the principal address, in which he reviewed Governor Flower's career, paying an eloquent tribute to his memory. Senator John C. Spooner of Wisconsin also spoke. The statue, which is of bronze and made of bronze, was erected by popular subscription.

MORNE ROUGE WAS DESTROYED

Mont Pelee Had a Violent Eruption on Saturday Night Destroying the Town. Le Carbet Said to Have Been Swept by a Tremendous Tidal Wave. About 200 People Reported Killed—Fort de France Is Still Safe. Castries, Island of St. Lucia, B. W. I., Sept. 1.—The British steamer Korea arrived here yesterday evening from Mont Pelee, Island of Martinique. She reports that an eruption of Mont Pelee occurred at 9 o'clock Saturday night and that people who arrived at Fort de France from the northern part of the island reported that the village of Morne Rouge, near the district previously devastated, had been entirely destroyed. Le Carbet, a village on the coast, which was destroyed at the time of the great eruption, had been swept by a tidal wave. About two hundred persons lost their lives.

It Was Erupting Saturday. Bassee-Terre, Island of Guadeloupe, French West Indies, Sunday, Aug. 31.—Les Salentes (small islands off the south extremity of Guadeloupe) ashes were falling on the vessel. She arrived off Pointe-a-Pitre at 5 o'clock but was unable to enter that port until 11 o'clock at night, owing to the obscurity.

Governor Van Sant Welcomes Members of the Convention. Governor Van Sant opened the "Good Roads" convention this afternoon in the presence of a great throng of well distinguished persons. Among the speakers were President Northrop of the state legislature, C. G. Thompson, president of the Minnesota Good Roads association, and others. The real work of the convention begins to-morrow. The secretary of the institute hall adjoining the log cabin of the Territorial Pioneers. The program of papers and addresses is as follows: "Morning," "National Organization," W. H. Moore, president National Good Roads association; "Relation of the Agricultural Interests to the Good Roads Movement," O. G. Crose, superintendent farmers' institutes; address, "Railroads and Common Roads as Factors in the Country's Development," George G. Crose, representative of the Great Northern Railway in good roads work; "Method of Road Construction," Professor W. M. Hays, state agricultural experiment station.

"DON'T WORRY" MAN GONE Theodore F. Seward, Aged 67, Dead at Orange, N. J.—His Musical Work.

New York, Sept. 1.—Theodore Freilich Seward, musical composer, and president of the Brotherhood of Christian Unity, is dead at Orange, N. J. He was 67 years of age. Mr. Seward in addition to founding the brotherhood of Christian Unity, originated the "Don't Worry Clubs" and the "Golden Rule Brotherhood." He was for many years editor of various musical periodicals published in this vicinity. His best known work was the recording of many religious melodies of southern negroes of which "Swing Low, Sweet Chariot," and "Turn Back, Pharaoh's Army," were the most popular. With a company of jubilee singers he toured Europe numerous years ago and raised several hundred thousand dollars for Fisk university of Nashville, Tenn.

NO "RECOVERY" Acid Recovery House of Dynamite Plant Disappears.

Louisiana, Mo., Sept. 1.—A terrific explosion occurred this morning at 6:30 o'clock at the Hercules dynamite plant eleven miles north of here. The shock was felt distinctly here. The acid recovery house was the scene of the explosion, which utterly annihilated the building and all its contents. Owing to the early hour of the explosion this morning the men had not yet commenced work and no one was hurt.

AUSPICIOUS OPENING FOR THE GREAT FAIR OF 1902

THE WEATHER IS FAVORABLE AND THE CROWD TURNS OUT FOR "LABOR DAY" More of Every Class of Exhibits Than Ever Before—Officers Feel That Their Predictions Have Been Realized, All but the Crowds and They Are Coming. TUESDAY, SEPT. 2—ST. PAUL DAY Morning—10 a. m. Good Roads Convention, Institute Hall. Road-making demonstration on grounds. 10 a. m. Auction Sale of Cattle in large tents. Afternoon—1 p. m. At the Grand Stand. Races: No. 5—2:13 Class Pacing, \$5,000. (St. Paul purse guaranteed by St. Paul business men.) No. 6—2:25 Class Trotting, \$1,000. No. 7—Running Race, two-mile hurdle, for 3-year-olds and upwards, \$300. Ballcon Ascension. Band Concert. The Great Schreyer—Aerial Cyclist and Flying Dive Act. Aerial Specialties. High Wire Act. Hippodrome Races. 2 p. m. Good Roads Convention, Institute Hall. Road-making demonstrations on the grounds. 2 p. m. Judging of Saddle Horses on half-mile track. 3 p. m. Judging of Harness Horses, Matched Heavy and Light Carriage teams, on half-mile track. Evening—8 p. m. At the Grand Stand. Grand Spectacle and Fireworks Display—"War in China" and "A Night in Peking."

Open is the great fair of 1902. Great it would be if not a visitor were to pass the exhibition. The exhibition is not an exhibition on a magnificent scale. There were no ceremonies attending the opening; that is, nothing that usually goes by that name. The secretary and the other officers awoke, blinked a time or two, and, realizing that the rain of last evening had just come to lay the dust in preparation for the week, they turned out to see that there was no delay in the opening. There was none, the gates swung open early and the crowds began to come in. The secretary and the other officers awoke, blinked a time or two, and, realizing that the rain of last evening had just come to lay the dust in preparation for the week, they turned out to see that there was no delay in the opening. There was none, the gates swung open early and the crowds began to come in. The secretary and the other officers awoke, blinked a time or two, and, realizing that the rain of last evening had just come to lay the dust in preparation for the week, they turned out to see that there was no delay in the opening. There was none, the gates swung open early and the crowds began to come in.

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HONEY AND FRUIT. Wabasha county is proud of its honey and fruit, its stock raisers and everything that comes out of the soil. It shows corn ten and twelve feet high, 150 varieties of apples, over forty of potatoes. He calls special attention to the wood pulp industry, which is represented by a block of spruce with the bark on, a log ready to be "chewed" into fiber, a mass of wood pulp and a roll of paper ready for the printing press.

AT WOMEN'S HEADQUARTERS. Hundreds of Visitors Inspect the Displays of Art Work. The women's headquarters in the building, presided over by the Minnesota Federation of Women's Clubs, was swept and were a great success. The women's headquarters in the building, presided over by the Minnesota Federation of Women's Clubs, was swept and were a great success. The women's headquarters in the building, presided over by the Minnesota Federation of Women's Clubs, was swept and were a great success.

COUNTY EXHIBITS. The farmer at the state fair grows particularly enthusiastic when he gets into the spacious and well lighted agricultural exhibits. Several of the larger rooms were filled with drawings in black and white and colors from the schools and in show-cases, upstairs were fine examples of the basketry work of the Minneapolis schools. On the walls of the reception hall down stairs was a collection of twenty-two pictures in oil, water colors and pastel by Henrietta Clough of the University of Minnesota, including some charming bits of scenery about Minneapolis, character studies and poetical flower studies. One room was a bowlful of garden flowers provided by the Women's Auxiliary of the Minnesota Horticultural society. This room in charge of Miss Emma J. White, will be the center for all seeking advice about beautifying home and village grounds.

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