# THE MINNEAPOLIS JOURNAL.

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TUESDAY EVENING, MARCH 29, 1904.

HISTORICAL

16 PAGES-FIVE O'CLOCK.

### SHEYLIN LAPISONS BROTHER'S CHARGE

to Allegations of Fraud in Lumber Deal.

Instead of Defrauding, He Says, He Helped Brother to Make Thousands.

Alleges That E. C. Shevlin, Thru Drink, Was Compelled to Leave Position.

Thomas H. Shevlin's answer to the sensational charges made by his brother, Edwin C. Shevlin, in a suit for \$350,000 for stock in lumber companies alleged to have been secured by fraud, is to the effect that the plaintiff was fairly and equitably dealt with, was in possession of full knowledge of the nature of the transactions involved, and, indeed, that he received more for his stock than it

was actually worth.

The suit of Edwin C. Shevlin, as fully outlined in The Journal three months ago, is based upon charges that he was persuaded by his brother to part with stock in the Crookston and the St. Hilaire lumber companies worth about \$270,000 for \$70,000; that this stock has increased an additional \$100,000 in value, and that he was New York Sun Special Service. persuaded to make the sale while ill in bed from the excessive use of inminister Herbert W. Bowell has hed toxicants and in a mental condition which made it impossible for him to comprehend the nature or extent of the transaction proposed by his

The answer, a manuscript of 141 altogether different light. It depicts
Thomas H. Shevlin as acting in a
semipaternal manner toward E. C.
Shevlin, alleged in sensational paragraphs to be a dissipated, mentally
unbalanced, unreliable and ungrate-

#### As Told in the Answer.

A resume of the stock transactions between the brothers as set out at length in the answer is as follows: In 1895 Thomas H. Shevlin gave his brother, E. C. Shevlin, \$2,000 worth of J. Neils Lumber company stock as a wedding present; in July, 1897, the plaintiff bought, at less than par value, \$7,000 worth of stock in the same company, and gave in return his note for \$6,000; in 1898 the plaintiff was made manager of the Crookston Lumber company at a salary of \$2,500 a year and at the same time bought 100 shares of stock for which he gave his note; in 1899 he traded his \$9,000 worth of J. Neils Lumber company stock for \$20,000 worth of stock in the Saint Hillaire Lumber company.

The plaintiff remained as manager and the surrender of his stock in the two companies which were close corporations and operated upon the money and credit of Thomas H. Shev-

In, Frank Hixon and Hovey Clark.

At this time, the defendant alleges, he figured up the book value of his brother's holdings, including all the profits made by the use of other people's money, and found that they were valued at about \$62,000. Again he alleges he gave his relative the best of it and paid him \$70,000 for his stock. This amount, it is stated, was paid by and paid him \$70,000 for his stock.
This amount, it is stated, was paid by giving back to E. C. Sheviln notes for \$18,000 which he had given for the stock and on which he had never paid interest: \$2,000 in cash and Thomas Sheviln's notes for \$50,000 bearing interest which amounts to \$3,000 per cold currently since 1900. year paid quarterly since 1900.

In the language of the answer: "Sald defendant has so justly and fairly and equitably dealt with and treated this plaintiff, that by said transfer and retransfer, this plaintiff, without the investment of a single dollar in the more powerful American trusts to the investment of a single dollar in the more powerful American trusts to enterprises, or in such stocks, and without in any way contributing to the success or prosperity of the enterprises of said companies or either of them, in less than two yeras' time, after wholly neglecting and refusing to carry out his promises and agree-ments, made and realized a complete profit of nearly \$52,000, and that dur-ing said time, to-wit, said two years, he drew a salary from the said Crook-ston Lumber company of \$2,500 per

was highly pleased to accept the conditions of this transfer and has since traveled for his health, ruined by drink, has sustained the most friendly relations toward defendant and his family, and has allowed nearly four

#### Delay in Action Cited.

allegations of the complaint "that feared.

plaintiff was at any time without full syndicates" that may establish their knowledge of the real and actual conditions of said companies," and specifditions of said companies." and specifically alleges that he at all times had of the government provided these companies, plats and financial statements of said companies. Defendant further alleges that the annual financial statements of both of said companies were completed early in January, 1900, and that defendant had full and companies through the proposition is to create a consolidated proposition is to create a consolidated plete knowledge in regard thereto," as had the plaintiff, and that the

value fixed upon the plaintiff's stock was figured therefrom. The exercise of threats, improper influence or duress of any description is

also specifically denied.

The plaintiff's alleged habitual drunkenness is alleged and the details of defendant's efforts to cure him of this habit are recited. It is affirmed that the plaintiff became mentally incapable thru excessive drink, that he was confined for a time in an eastern sanatorium and was subject to mental hallucinations from which he has not as yet entirely recovered.

#### TERRORIZES OPERATORS

Madman Fires from Ambush upon Rall road Men.

New York Sun Special Service. Pottsville, Pa., March 29.—Telegraph operators along the Little Schuylkill branch of the Reading railway are being terrorized by a mysterious person who fires upon them at their dark lonely posts

from ambush. S. E. Wittinger, operator at Millers, narrowly escaped being killed, a bullet

close to his head and imbedding The police patrol has been doubled. It is believed that the perpetrator is a madman and that it was he who killed Operator Clendenen.

# AGAINST AWARD

Disputes with All Powers Alike.



HERBERT W. BOWEN. U. S. Minister to Venezuela.

Caracas, March 29.—United States Minister Herbert W. Bowen has filed an exception to the decision of the

Mr. Bowen argues that his credentials, which were accepted by the gov folios, presents the transaction in an altogether different light. It depicts settlement "with the representatives Thomas H. Shevlin as acting in a of the nations that have claims against Venezuela," and not with the allied powers alone.

Italian Government Places Guard of Soldiers and Police Around Vatican.

New York Sun Special Service. Rome, March 29 .- For three days past the palaces and gardens of the Vatican have been closely guarded by

Italian soldiers and police specially drafted for the purpose.

Vetican ecclesiasts state the un-The plaintiff remained as manager of the Crookston Lumber company until Jan. 15, 1900, when habitual drunkenness is alleged to have caused. Thomas Sheviin's associates to complain of him and forced the defendant.

Watican ecclesiasts state the until the discovery to a court to see if it was legal. He consents to complain of him and forced the defendant.

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# OF BIG COMBINES

New York Sun Special Service. Havana, March 29.—The topic of the hour in the Cuban financial, remove their legal domicile from the United States to this city, in order to evade the laws of the United States. Thru the support of a powerful lobby organized here in the interest of J. P. Morgan, the Rockefellers, J. J. Hill, Levi P. Morton, Jacob Schiff, Henry M. Flagler and their associates affiliating with Sir William Van Horne of the Cuba railways, or the American Tobacco trust here, the majority of the senators and representatives have been persuaded that it would be a ear."
It is further alleged that the plaintiff great thing for Cuba to make this capital the home of the trusts con-

trolling the commerce of trade of the new world; but President Palma, who feels it to be his duty under the letter and spirit of the "Platt amendment" to do nothing to which President Roosevelt might raise objection, to unwilling to plade his approval of years to elapse before beginning the present action.

Gent Roosevelt man a gent Roosevelt man before the present is unwilling to pledge his approval of the legislation favorable to the trusts. However, it is not believed that his A specific denial is entered to the may be induced to enact, need be

headquarters in Havana the support

proposition is to create a consolidated trust agency company with a billion dollars or more capital and equipped to cover the West Indies and Caribdseacoast countries of Panama Central and South America.
—George E. Bryson.

#### COAL PRICES ADVANCED

The Paying Less, Expenses, Dealers Say,

Necessitate Larger Profits. New York, March 29.-Notwithstanding reduction of 50 cents a ton that will be made by the coal roads on April 1. the Retail Dealers' association has agreed to raise the price practically 10 cents higher than the rate for the current twelve months.

Dealers who buy 2,240-pound tons will sell 2,000 pounds for \$5.85, compared with \$5.75 for the same period last year. On June 1 10 cents will be added to the price, and on Sept. 1 it will jump to last win ter's rate, \$6.25.

Increased rent, higher wages and taxes are the causes to which the dealers attribute the necessity for the advance.

BURTON NOT SENTENCED. St. Louis, March 29.—Sentence was not passed to-day upon United States senator Burton of Kansas, who was yesterday found guilty of having illegally accepted payment from the Rialto Grain and Securities company of St. Louis for the use of his influence with the postal dapartment.

### BOWEN PROTESTS TALES OF MERGER DEMOCRATS WANT 50 JAPS AND 100 SOCIETY MACK TOOK CLASH UNFOUNDED

serve Harmony in North-Nomination.

Jeopardize Interest of the Other.

Wall Street and Lack Foundation.

New York, March 29.—The sensational break between the Hill and Harriman interests has been the cause of a great deal of unnecessary uneasiness and has caused the Wall street public to shy off from the market at the moment when, for the first time in many months, there were real signs of a returning interest in the market.

The entire matter has been the result of the stock-jobbing methods of certain powerful banking interests in New York, who, for their own purposes, have distributed information relative to the so-called "crisis" that, so said the bankers aforesaid, arose between the two big interests in the northwest.

The Wall street bankers understand that a few words judiciously dropped are turning it both ways, alternately. When it is at the top they sell and to the service of the stock of the service of the single service.

Chicago, March 29.—Walter Wellman, in a Washington special to the secoul, March 29.—What is believed to be a reliable report has reached this city to the effect that there was an engagement between a force of Japanese infantry and a body of Cossacks March 23 in which the Japanese lost fifty and the Cossacks 106 killed and wounded.

The fight took place between An-ju and Chong-ju and resulted in a victory for the Japanese, the Russians retreating.

Will be their candidate for president this year.

Prominent democratic senators and representatives say the time has come protach that has been heaped upon his candidacy—the charge that he is an unknown quantity, a blank, as man without onlinons.

If one were to undertake the study of the democratic part at this protect that there was an engagement between a force of New York, who for the stock-jobbing methods of the hard wounded.

The fight took place between An-ju and chong-ju and resulted in a victory for the Japanese, the Russians chose lost fifty and the Cossacks 106 killed and wounded.

The interpolation of the powers of the democratic senators and the proposed that has been heaped upon his candidacy—the charge that the Japanese infantr New York, March 29 .- The sensa- New York Sun Special Service.

are turning it both ways, alternately.
When it is at the top they sell and then put out another story of "war."
When it is at the bottom they buy, and still talk bearish to get the stock

The nomination of Hearst would ruin

Clauses of Agreement.

The facts may be briefly outlined as follows, being put in the order of their importance:

First—There exists between Messrs.
Hill and Harriman a thoro understanding with regard to the administration of the properties in question. Both interests will do all in their power to preserve in the northwest a perfect harmony between all the lines. Mr. Hill will grant to Mr. Harriman a right of way into Seattle over the Northern Pacific.

Second—Both Interests agreed to the properties distribution of the assets of the ceptable to all elements."

break the solid south and place some of its electoral votes in the Roosevelt column.

"On the other hand, if we go to the opposite extreme and name former President Cleveland, the Bryan people will boit. We shall have a divided party and disaster.

"Hence there is but one thing for us to do, and that is to nominate a man who stands half-way between the two extremes, who will keep the party together, a man who was "regular" in 1896 and 1900, and who is fairly acceptable to all elements."

Second—Both interests agreed to the pro rata distribution of the assets of the Northern Securities, in spite of all wild stories to the contrary. It was mutually agreed that this was the most equitable and fair means and the only means that could be given to all the stockholders, without discrimination.

Third—A certain doubt arose in Harriman circles as to the possibility that some stockholder of the Union Pacific might bring suit against that company on the ground that the money spent to pur-chase Northern Pacific would now be represented in Northern Pacific and Great Northern stocks. Harriman lawyers asked Mr. Hill whether he would consent to have the method of distribution referred

indenture makes it certain and specific terrogation point?

50 per cent of the stockholders. Fifth-On April 21 the stockholders will distribute the stocks by the plan an-nounced by Mr. Hill as president last Tuesday. There is no doubt at all on this

Sixth-J. J. Hill will obtain representa tion on the Union Pacific board. This will happen in good time, but not right away In the meantime the directors of the Union Pacific will do nothing that can be construed as inimical to J. J. Hill or his interests. There will doubtless be other ru-

mors of trouble. These rumors be-long to the stock market, and they (Continued on Second Page.)

## PARKER TO SPEAK

Judge Will Receive the

tatives Wall Candidate to Announce Policy.

Party Into Line for New York Man.

make the nomination, the party will fall to pieces. It will go to smash. The nomination of Hearst would ruin the party utterly. It probably would break the solid south and place some

in 1896 and 1900, and who is fairly acceptable to all elements."

In this frame of mind, democracy is turning to Justice Parker as the man who fills the bill. President Roosevelt and his political advisers feel so sure Justice Parker is to be the rival standard bearer they are already looking up his record.

For all these reasons, there is a For all these reasons there is a great desire for more definite and satisfactory information as to who

BRYAN AGAINST PARKER Nebraskan Also Denies Alliance With Hearsi Forces.

New York Sun Special Service. New Haven, Conn., March 29.—Wil-Hearst stands for many things that the people of this country demand.

"The coming campaign will not be for the election of a president, but for the election of a supreme court. If the corporations succeed they will

next ten years." ADJOURN ABOUT APRIL 15 Both Parties Anxious to Get Away-Democrats in Difficulties.

lew York Sun Special Service. Chicago, March 29.—A Washington special to the Tribune says: If the plans of the republican leaders are carried out there will be no impeach (Continued on Second Page.)

# RUSSIANS SLAIN

Southwest of Russian Base on Yalu.

Neither Will Do Anything to Prominent Sensors and Represen- Body of Cossacks Compelled to Retreat by Force of Infantry.

Stories to Contrary Originate in Hearst Boom Forces Ranks of Report Shows Japanese Are Continuing to Advance Toward Manchuria.

Special to The Journal.

of Russians. It is not believed, however, that an

engagement of importance will take

BOTH FLEETS MANEUVER Chinese Declare Russians and Japan ese Meet on Open Sea.

New York Sun Special Service. Wei-hai-wei, March 29.—A Chinese junk reports having seen yesterday eleven Russian seaworthy vessels maneuvering in the vicinity of the Japanese fleet, which had also been ma-neuvering. No sound of firing has been heard here.

ENGLAND SCENTS TROUBLE Complications May Follow If Russia Continues to Stop Ships.

New York Sun Special Service. London, March 29.—There is a good deal of very strong talk here in circles that can almost be said to be official, of the possibility of England having serious trouble with Russia. Several prominent Russian newspa pers have reached a state of frenzy in their hatred of England and Amer-ica, and already there have been sev-eral questions of a most pointed char-acter asked in the house of commons and what Chief Justice Parker realabout Russian interference with English ships in the Sue canal and the

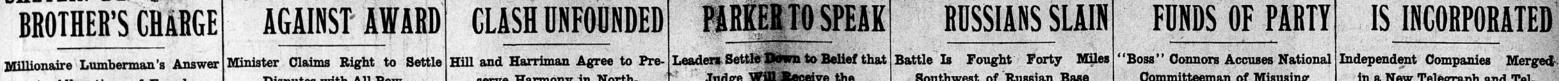
Mediterranean.
Some men here who really ought New Haven, Conn., March 29.—William J. Bryan said: "I am against Judge Parker. Why nominate an interrogation point? I am not in alliance with Mr. Hearst. I do not indorse him more than others I have named as available candidates. Mr. Hearst stands for many things that the corporations succeed they will I am not at liberty to quote names have the people at their mercy for the but at least two men high in English political life look for the situation to assume a dangerous aspect.

—W. B. Northrop.

ENTER PE-CHI-LI GULF

Japanese Transports Pass Port Arthur Under Cover of Attack. New York Sun Special Service.

Chi-fu, March 29.—Whether Admiral Togo passed his transports thru (Continued on Second Page.)



Committeeman of Misusing Forty Thousand.



NATIONAL COMMITTEEMAN MACK. Accused of misusing party funds.

Buffalo, March 29 .- William J. ocratic campaign funds in 1903. Mr. Mack last night caused Mr. Connor's arrest for libel, swearing out a warrant before Police Justice Murphy. Mr. Connors has given bail and is to reiterate the charge in his newspaper, the Courier, to-day.

### DEADLOCK OVER MINERS' SCALE

Neither Side Will Yield Point and Situation Becomes Se-

Pittsburg, March 29.—The commit-tee of the United Mine workers and the coal operators of the Pittsburg district appointed to adjust the scale for the coming year have deadlocked. Neither side, it is said, will yield any point and no progress has been made during the five days' confermance.

The committee is in session again to-day the Miners' President Dolan says if the members fail to settle the question at issue the conditions will

### **TEXANS ON VERGE** OF BIG RACE WAR

Negroes Fire on Whites and Citizens Arm Themselves for Strife.

Houston, Texas, March 29.-Racial feeling near Selsbee, 100 miles east of Houston, is very bitter, and many of the citizens are under arms. The trouble arose over a number of negroes firing on three white men Sunday night, wounding them. uation has been aggravated by the murder of T. B. McKinnel at a lumber camp by two negroes, who were arrested by Sheriff Roberts of Hardi-

ner.
The sheriff was in the act of boarding a train with the negroes when someone in the crowd fired, seriously wounding one of the blacks, Bob Chil-dress, and also wounding the sheriff. a war of extermination on the blacks seems to be imminent. There has not been any outbreak but the city of the commissioners. Citizens of that section ordered arms been any outbreak, but the situation

BRYAN'S APPEAL HEARD

Nebraskan Tries to Have Bennett Will Decision Overruled. New Haven, Conn., March 29 .- The ap-

Mr. Bryan appeals from the decree that Mr. Sage would have to appear in per-the "sealed letter" is not a part of the son. Nothing has since been heard will. Mr. Bryan was present in court.

#### TELEPHONE TRUST IS INCORPORATED

in a New Telegraph and Telephone Concern.

Combine Able to Compete With Postal and Western Union Companies.

New Lines to Be Built to Make National System Com-

Special to The Journal.

Chicago, March 29.-It develops that the new United States Telegraph and Telephone company, incorporated at Springfield Thursday, is in reality a consolidation of all the independent telegraph and telephone companies of the United States into one huge corporation, which, it is claimed, will have means enough behind it to compete successfully with a possible consolidation of the Postal and Western Union companies.

Union companies.

For the past three months, H. B. Hulit, representing eastern and western capitalists interested in the enterprise, has been in Chicago concluding arrangements with the independent companies in every locality from Salt Lake City to Albany, N. Y.

System Is Completed.

Thru independent lines . that have newspaper, the Enquirer, to-day accused National Committeeman Norman E. Mack, his rival, of appropriating to his own use \$40,000 of the democratic campaign funds in 1903. Mr vening, as far north as Minneapolis and as far south as Louisville, Ky.

It will require the building of but sixty miles of new line to give connection, thru the independent lines that have entered the system, with all cities between Chicago and Albany, N. Y.
By building a new line from Chicago to Springfield, Ill., the new system is placed in connection with the Kinloch company, which will give service to St. Louis and other Missouri points

reaching to the center of the state. New Lines Proposed.

New lines will have to be built to make connection from the terminus of the Kinloch lines to Kansas City, The incorporators of the new system charge the old American telegraph companies with being far behind the times in new improvements, and they say that new and radical improvements will at once be instituted in this new combination telegraph and tele-phone service that will completely revolutionize the American method of

conversing by wire.

The service will be so arranged that a person who enters a telegraph booth can either send a telegraph or a tele-

phone message as he desires.

The cost of sending a message over the new lines, it is alleged, will be about half what it is over the old lines. "Might Lease," Says Mr. Mo

"The Twin City Telephone company will retain its individuality and con-trol of its system, no matter what may be done by other independent tele-phone companies of the country," said pany, to-day. "The only connection ve might make would be to lease the use of wires to the new long distance telephone and telegraph company, but nothing more than a traffic arrange. ment will ever be made."

### SCHWAB AVOIDS PAYING BIG TAX

Millionaire "Swears Off" in New York—Russell Sage Fails to Appear.

New York Sun Special Service. New York, March 29 .- Charles M Schwab has sworn off an assessment of \$100,000 on his personalty, claim ng a legal residence in Loretta, Pa.

Mr. Schwab admitted that he received many benefits by his actual residence here during a large part of

Last year \$575,000,000 in personal-ty was held on the tax books. Comty was held on the tax books. Com-missioner Strasbourger says he thinks this year the total will be at least

\$600.000.000. Russell Sage last year paid the tax on a personal assessment of \$2,000. 000. Mr. Sage declared he had for-gotten that the time limit for "swearpeal of William Jennings Bryan in relation to the will of Philo S. Bennett was not forgotten this time, but sent a heard in the superior court to-day be-fore Judge Edwin B. Gager and a jury. duced to \$500,000. He was told that from Mr. Sage.

# Just 2 Days!

The Journal will take 40 of its most popular subscribers to St. Louis World's Fair, pay all their expenses and give them the

trip of their lives. PLAN OF CONTEST-Minnesota, North and South Dakota, Iowa, Wisconsin and Northern Michigan are divided into 40 districts, each entitled to one prize winner. The subscriber who gets the largest vote in each district is that district's winner. Enter your own name and get in the race—you stand as good a chance of winning as anybody. Or, if you have a friend working for a

prize, give him your subscription and help his vote. WHAT VOTES COUNT—Each coupon counts one vote. Each cent paid on subscriptions counts one vote, with a special credit for one year's subscription in advance of 1,000 votes. If you want detailed information about the contest and sugges-

tions how to push your vote, write to The Journal's Circulation Manager and it will be a pleasure to assist you in any way. Coupon and Entry Blank on Page 14, This Paper.

No More Entries After March 31.



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