

STATE MUST DEFER TO NATION--ROOT

Secretary Defends Centralization of Power.

SEES A PUBLIC DEMAND

Tells Banqueters Times Have Changed Since 1776.

Fear of Men Who Drafted Constitution that Nation Would Fall Apart Cannot Now Ever Be Realized, and Prime Object of Rights Granted Colonies Is Removed--Does Not Specifically Mention Jap Trouble.

New York, Dec. 12--Without making a single specific reference to the Japanese situation in San Francisco, Secretary of State Root to-night based his whole speech before the annual meeting of the Pennsylvania Association on that subject. Through his whole address ran conclusions and deductions taken from the action of the California schools in excluding Japanese pupils, and the trend of his remarks was that changed conditions must be met by individual States, which must ultimately frame their laws so as not to conflict with Federal laws or laws of sister States, or expect complete Federal control.

States Failed to Respond.

He said that it was the failure of the State to respond to present sentiment in making laws that was responsible for much of the anti-trust law, anti-bribe law, and others as examples of what the people of the States had formerly done adequately but no longer did adequately.

The people would have control over such matters, he declared, and if the States failed to give what they want they would have to get it from the Federal government. The only way for the States to preserve their authority, he declared, was by effective legislation in conformity to the moral sense of the country.

"I submit to your judgment," he said, "and I desire to press upon you the earnestness I possess that there is but one way in which the States of the Union can maintain their power and authority under the conditions which are now before us, and that is by an awakening on the part of the States to a realization of their own duties to the country at large."

Under the conditions which now exist, no State can depend upon itself alone, and regulate only its affairs, its own convenience, and its own special interests. Every State is bound to frame its legislation and its administration with reference not only to its own special affairs, but with reference to the effect upon all its sister States.

States Must Consider Nation.

"If any State is maintaining laws which afford opportunity and authority for practices condemned by the public sense of the whole country, or laws which, through the operation of our modern system of communication, are injurious to the interests of the whole country, that State is violating the conditions upon which alone can its power be preserved."

Bring Trouble on Selves.

"The intervention of the national government in many matters which it has recently undertaken which it has wholly unnecessary if the States themselves had been alive to their duty toward the general body of the country. It is useless for the advocates of States' rights to inveigh against the supremacy of national authority in the fields of necessary control where the States themselves fail in the performance of their duty. The instinct for self-governing is too strong in the people of the United States to permit them long to respect any one's right to exercise a power which he fails to exercise. The government control which they deem just and necessary they will some day have."

"It may be that such control could be better exercised in particular instances by the governments of the States, but the people will have the control they need either from the States or from the national government, and if the States fail to furnish it in due measure sooner or later, constructions of the Constitution will be found to vest the power where it will be exercised, in the national government. The true and only way to preserve State authority is to be found in the awakened conscience of the States, their broadened views and higher standard of responsibility to the general public, in effective legislation by the States in conformity to the general moral sense of the country, and in the vigorous exercise for the general public good of that State authority which is to be preserved."

How Authority May Be Preserved.

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WEATHER FORECAST.

For the District of Columbia, Maryland, and Virginia--Fair and warmer to-day; to-morrow increasing cloudiness; fresh, southwesterly winds.

HERALD NEWS SUMMARY.

- 1-Root Speaks Against State Rights. 1-Situation in France More Serious. 1-Strauss Addresses Civic Federation. 1-Britain Defends Big Fortunes. 1-Elmwood Defends Big Fortunes. 1-Girl Talks of Pell Suit. 1-"Bat" Masterson Arrested. 1-Big Insurance Trust Planned.

- CONGRESS. 4-House Down N. Spain. 4-Algebras Treaty Ratified. 4-Congress Confirms Four. 4-Congo Plan Meets Opposition.

TRAPPED IN BURNING HOUSE.

More Than One Hundred Persons Have Narrow Escapes. New York, Dec. 12--Over one hundred people, entrapped in a burning apartment house in Harlem to-day, were rescued by firemen. The flames broke out early to-day in the basement of two houses on East 100th street and destroyed the stairways. Thirty-two families in the house rushed to the hallways, to find their escape cut off by flames. Panic-stricken, scores of them rushed to the roof, where they huddled in groups in the bitter cold. Women and children screamed in terror as the flames rose higher and burst out of the windows under the roof.

ATTACKS ELEVATOR TRUST.

Chicago Man Says Law Is Violated by Grain Merchants.

Chicago, Dec. 12--What is declared to be the first step toward breaking up the so-called elevator trust, in control of the Chicago grain market, was taken to-day by John Hill, Jr., board of trade crusader, against bucket shops, in the form of a suit demanding the revocation of the license of the South Chicago Elevator Company, one of the leading local grain concerns.

Hill says the company has violated the law by dealing in grain in its own elevator. It is alleged that a trust agreement has existed between the South Chicago and Central elevators, and the Peavy and Armour grain company. Hill says evidence of violation of the law has been placed in the State's attorney's hands, and that criminal prosecutions will follow his civil suit.

CLAIMS PART OF CHICAGO.

Cambridge Man Begins Suits for Land Now Worth Millions.

Chicago, Dec. 12--Fourteen suits against the city of Chicago and 4,900 individual citizens have begun here to-day by Sidney Smith, of Cambridge, Mass., to establish title to \$3,000,000 worth of land between Thirty-fifth and Thirty-ninth streets, Grand Boulevard, and Lake Michigan.

RICH MEN CONTROL YALE LIFE.

Patterson Says Effect Is Same as in Business Circles.

Madison, Wis., Dec. 12--"The control of Yale life by the sons of the wealthy is much the same as the large corporations dominate in civic affairs," says Joseph Medill Patterson, the young Chicago millionaire-socialist, who has just taken a course in the Wisconsin Agricultural College here.

WANTED--120 SCHOOLMA'AMS.

Philippine Islands Reported in Need of More Teachers.

One hundred and twenty additional American school teachers are needed in the Philippines, according to a telegram received at the Bureau of Insular Affairs yesterday.

WASHINGTON MAN A CREDITOR.

Boston Inventor, Who Owes Orren G. Staples \$15,000, Assigns.

Boston, Mass., Dec. 12--Robert S. Lawrence, inventor and president of the Consolidated Investors' Corporation, has filed a petition in bankruptcy here for \$28,887. His assets are of unknown value.

Both Large and Small Accounts

draw interest in banking department of Union Trust Co., 144 F. st., n. w. Deposits always subject to check at will.

Visit the Washington Dairy Co.'s Booth at the Food Show. Beautiful pictures free to every purchaser of Butterine.

FRENCH PRIESTS TO DEFY LAW TO-DAY

Declare They Will Say Masses as Usual in Churches.

WAR MAY BE OUTCOME

One Cure Accuses Police of Courting Trouble.

While Surrounded by Hundreds of Women, Bishop Turinax, of Nancy, Strikes Officer Taking Name of Woman in Party, and Arrests Were Made--Altar Ornaments in Churches Reduced to Simplest Forms.

Paris, Dec. 12--To-night is really the eve of what may be a battle of violence which will shake France to its foundations, but in spite of whatever may have been sent abroad indicating that there was excitement either in Paris or the provinces, it is a fact that, up to this time, there has been nothing anywhere in the nature of agitation except in the newspapers. That the government and church authorities are highly exercised in themselves is only a matter of course, while each are fighting for their lives. But the whole controversy this week, since the Pope's Saturday's instructions changed in the respect of the situation, has been purely polemic.

To-morrow war in fact may begin, or it may turn out that the purely constructive war may continue. Although the letter of the separation law fixed December 11 for its date of operation, it is the custom in France to delay the execution of any law a full day, and sometimes longer. This postponement has been referred to by some writers as an armistice proclaimed by Prime Minister Clemenceau. This is a mistake, but to-morrow, according to the government's orders, police agents will be in the churches, and when mass is said to take names and make out verbal processes.

No Force Contemplated.

No force is contemplated by the civil authorities, but should any number of Catholics resent the presence of the government's agents, or should enemies of the church attend and provoke disturbances, then violence might crop out anywhere.

It is held in some quarters that the police instructions, which technically provide that anybody is free to enter the churches and act therein under the law, do not open the way for free-thinking disturbers to upset worship unimpeded by the police. This is categorically denied by the prefecture. It has been hinted that if this could be done under the connivance of the government, a central meeting would be opened for the government to step in with repressive measures, under the guise of preserving the public peace. The authorities refute these aspersions.

Will Say Mass To-day.

On the other hand, the representatives of the church announce that masses will begin at 8:30 o'clock Thursday morning, and that they expect that prosecution and persecution will begin simultaneously. Abbe Gardey, the venerable cure of St. Clotilde, one of the leading churches of Paris, who is highly regarded, said this evening:

"To-morrow I say high mass at the altar. If the act of praying to God in churches constitutes a crime I will be prosecuted. That is all."

"And afterward?" he was asked.

He replied: "Afterward I will begin again."

OBEY LAW, SAYS POPE.

Vatican Instructs Clergy to Act, but Under Protest.

Rome, Dec. 12--In the course of a conversation to-day, Cardinal Merry del Val, the papal secretary of state, authorized his correspondent to report the following: "The Pope did not send a letter of instruction to the Archbishop of Paris, as has been reported, but answered several questions that had been submitted, dealing mainly with the conduct of the French clergy, especially the parish priests, under present conditions. The Pope has invariably counseled obedience to the law under protest."

Would Apply Law of 1905.

The Temps, under the heading of "The True Remedy," says that the law of 1905 should not be invoked by the government, which ought to apply the law of 1881. It should see to it that meetings which might be held under that law were not manipulated purely in antagonism to the state.

Vatican Willing to Negotiate.

"The Vatican until the last moment was willing to treat with the French government, being inspired with conciliatory motives. This was brought to the attention of the government, but was ignored absolutely. No offer of conciliation was made until the publication of Minister Briand's last circular, which was based neither on the law of 1881 nor on that of 1905, giving sacred functions the character of public meetings."

France Wanted War.

"The French government wanted war. Briand, perhaps, was disposed to negotiate, but was overruled by Clemenceau, who urged yesterday that the government had fired the first shot, and had not used a blank cartridge. Hence the responsibility for war and consequences of the present war rest on the French government, and not on the Pope."

Operations in Churches Open To-day.

Operations in the churches at Bordeaux will begin to-morrow. Special commissioners will be appointed where the mayors refuse to act. Neither Catholic circles nor the administration authorities expect serious incidents. The altar ornaments in most churches have been reduced to the simplest forms. Chapels that were formerly finely decorated by ladies now have only six candles and an altar cloth.

\$100,000 for a Raphael.

Berlin, Dec. 12--Raphael's portrait of the brother of Pope Leo X., dated 1514, has been sold to Oscar Puidischinsky, a mine owner, for \$100,000, a record price in the Berlin art world.

A In Carte Lunch Served Daily at Eckstein's from 12 to 3. 1412 N. Y. ave.



LABOR LIKES STRAUS

Leaders Think He Understands Situation.

FEDERATION PROUD OF HIM

Next Secretary of Commerce and Labor Tells Civic Body He Owes His Rise to Attention to Purposes of the Association to Which He Has Long Been Member.

Bill for Free Meetings.

Deputy Flaudin drafted a bill stating that public meetings are free, and can be held without previous authorization, declarations, or formalities, provided public order is not troubled. M. Jaures, the Socialist leader, promised to support the bill, but M. Briand, minister of public worship, has notified M. Flaudin that the government cannot at the present time accept the proposal, which he asked M. Flaudin to postpone.

Clergy Will Retain Places.

The Liberte says that Cardinal Richard, replying to a query whether the clergy could continue their functions where the citizens made the requisite declaration, said there was nothing opposed to that in the Pope's instructions. These were to the effect that the clergy should remain in their churches and celebrate services so long as they were not victims of physical or moral violence. All the world understands what physical violence means.

Moral violence is taking possession of the church. The religious association law of 1881, which was not made with the view to affecting religious meetings, does not exact that a declaration must be made by the clergy. It is sufficient if it is made by two citizens, one domiciled in the commune and both enjoying civil and political rights.

Experts Believe They Have Portrait of Famous Actress Perdita.

London, Dec. 12--Twenty years ago the Hon. F. H. Baring, while walking in Fleet street, was attracted by the picture of a girl wearing a large hat in the window of a furniture shop. He purchased it and hung it in his drawing-room.

Find a Gainsborough.

Later, at the time of the Baring crisis, much of the furniture of the house was sold. The picture, with other things, was placed in storage and remained forgotten until recently, when it was sold at auction for a small price.

Point for the Advertiser.

The Washington Herald has a larger circulation in Washington than was ever before attained by a morning newspaper here. It is a home circulation, too, and it is growing every day.

FIREMEN RESCUE WOMEN.

Smoke Prostrates Victims in Tenement House Blaze.

New York, Dec. 12--Three lives were saved in a daring rescue by firemen in a blaze, which partially destroyed a six-story tenement house in Christie street to-day. The fire started on the fifth floor and spread so rapidly that inmates had difficulty in getting out those penned inside away from the fire escapes.

RUSSELL ALGER FINED.

Assessed \$10 for Auto Speeding on Broadway.

New York, Dec. 12--Russell Alger, son of Senator Alger, of Michigan, was fined \$10 in court to-day for reckless and careless driving on Broadway in an automobile last night. Alger gave up the ten with a long explanation.

MRS. BIRDSONG TO APPEAL.

Convicted Woman Will Seek Vindication in Higher Courts.

Hazlehurst, Miss., Dec. 12--Mrs. Angie Birdsong, niece of Senator McLaurin, who was convicted of manslaughter for the killing of Dr. Thomas Butler, will seek vindication in the higher courts. An appeal will be taken as soon as sentence is passed. Mrs. Birdsong may be sent to prison for twenty years on the verdict.

THROW VICTIM IN LAKE.

Bandits Believed to Have Robbed and Slain Rich Chicagoan.

Chicago, Dec. 12--Found floating in the lake to-day at the foot of the street on which he had lived, J. L. Lee, a rich man, and president of the Lee Advertising Agency, is declared to have been murdered and thrown into the water. Bruises on the dead man's head seem to bear out the murder theory. He had a few cents in his pockets, but a much larger sum he is known to have had with him is missing.

AMBASSADOR REID ARRIVES.

Will Come to Washington to Attend Dinner by Vice President.

New York, Dec. 12--Whitehall Reid, United States Ambassador at the Court of St. James, arrived here this morning on the steamship Kronprinz Wilhelm. He is on a seven weeks' leave of absence.

FEAR ASSASSINS FOR PRINCE.

People of Roumania Are Alarmed at Rumors of a Plot.

Belgrade, Dec. 12--The official explanation of the disappearance of two of the palace guards is that the men were killed in a barracks dispute about a woman.

POINT FOR THE ADVERTISER.

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BROWN IS DEAD; MRS. BRADLEY CALM

Former Senator Passes Away Just at Midnight.

END COMES GRADUALLY

Fails to Rally After Sinking Spell Yesterday Morning.

Son and Daughter of Wounded Man at Death-bed--Inquest Will Be Held at 11 o'clock This Morning--Woman Who Shot Him Soon Regains Her Composure When Told of His Demise--Funeral in Salt Lake City.

Arthur Brown, ex-United States Senator from Utah, who was shot in his room at the Raleigh Hotel, Saturday afternoon, by Mrs. Annie M. Bradley, died at the Emergency Hospital exactly at midnight.

As Senator Brown passed away, Mrs. Bradley was apparently asleep. Shortly before 10 o'clock she retired to her cot at the House of Detention, believing that the former Senator would die during the night. As she turned out the lights in her room, she ran quickly up the stairs to see what she wanted.

"I feel that he will die to-night. Something tells me that to-morrow will find him dead. I'm sure of it--I feel it." Fifteen minutes after the death of Mr. Brown Mrs. Bradley was aroused in her cell by the incessant ringing of the telephone bell by persons who were anxious to learn if she had heard of his demise.

Mrs. Bradley stepped to the grated door of her cell and called to Acting Sergeant J. McTaggart, who was in charge below. In response to her call, he ran quickly up the stairs to see what she wanted.

Asks About Brown's Condition.

"Telephone to the Emergency Hospital and find out how Mr. Brown is," commanded Mrs. Bradley. Replying to a further demand by Mrs. Bradley as to the reason for the ringing of the telephone, McTaggart, in an effort to hold back the real nature of developments, explained that it was merely occasioned by inquiries about her own condition.

Then he began descending the stairs, in order to temporarily allay her fears, but he had hardly done so before some one else who had followed him to the cell door hurried to her.

Senator Brown Died at Midnight.

A muffled sound, indicating that Mrs. Bradley had sunk back upon her hard couch, was the only response. The cell was so dark, and no light was burning in the hall outside.

It was absolutely impossible for those watching outside to judge how the news affected the woman. Silently the bearers of the unwelcome tidings turned away, leaving her to pass that crucial moment undisturbed. What passed in the room during the few minutes after Mrs. Bradley was acquainted with the fact that she was now face to face with a charge of murder could only be imagined.

After a short interval Mrs. Sarah McLeod, the matron, entered the room, fearing to find the prisoner in a state of collapse.

Son Regains Composure.

Mrs. Bradley, however, again demonstrated her wonderful self-control, and appeared as composed as she had at the trying scenes that followed the moment when she had shot Brown at the Raleigh Hotel last Saturday.

"I expected it," she said. "I feared that he would not be able to live." "No attempt was made by Mrs. Bradley to express whatever feeling she might have felt at the demise of the man whom she had loved so madly and whom she had brought to his death, after a journey across the continent from Utah.

The matron realized at once that there was nothing she could do, and withdrew from the cell.

The calmness that first marked Mrs. Bradley's bearing did not last long, however, and shortly after 2 o'clock she called Sergt. McTaggart to her room once more and said to him:

"Please make it understood that I was not asleep when Senator Brown died. It was merely lying down. I do not want it to appear that I was unconcerned at the time."

That she was concerned as the full realization of what the ex-Senator's death really dawned upon her became evident as the hours wore on.

Every moment in which she was allowed to think of the matter increased her nervousness, and at 3 o'clock she had worked herself into such a high-strung state that a few minutes afterward Miss Brown was taken to the Ebbitt House, accompanied by her brother.

A Senator Brown was conscious until only a few seconds before he breathed his last. During his last hours he recognized those about him. Once or twice he requested a drink of water. These were his last words. He attempted to swallow, and a few seconds afterward passed away apparently without any suffering whatever.

Coroner Nevitt was notified of Mr. Brown's death shortly after midnight. Later the body was taken to the morgue. At 11 o'clock this morning the inquest will be held. An autopsy to determine the exact cause of death will be conducted. A coroner's jury will be drawn, and the charge to be placed against Mrs. Bradley will remain with its members.

Max Brown, one of the late Senator's father's death, that the body would be taken to Salt Lake for burial. Just when the remains will leave Washington have not been decided.

A. E. L. Leckie, of the firm of Leckie, Fulton & Cox, who was originally engaged from Salt Lake City immediately after the shooting, heard the news a few moments after Brown's death. He stated

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