

PUBLIC UTILITIES BILL IS FRAMED

Drawn by Stephen H. Love and George Lawrence, Senators In Seventh Session.

COMMITTEE ON INVESTIGATION Named Two Years Ago to Investigate Railways, and Other Servants of the People.

In Lieu of a Report, the Present Measure Which in Their Opinion Will Correct Abuses Found by Them.

Tomorrow in the state senate there will probably be a bill introduced calling for supervision of Utah's coal mines, telephone and telegraph companies, gas companies, and railroads. The bill will come before the senate in the form of a communication from a special senatorial committee appointed by the seventh session to investigate the causes of the coal shortage then existing.

This committee is composed of state senators, only two of whom happen to be members of the present legislature. These two are Hulanicki and Gardner.

The other senators, whose terms have expired, are Stephen H. Love, Geo. N. Lawrence and Peter Clegg, of Tooele. Senators Love and Lawrence, being permanently located in Salt Lake, have carried on the investigations, with informal discussion with other senators from time to time.

As a result a bill has been drawn up which it is declared has the backing of the traffic bureau as well as of a majority of the members of the senatorial committee. It will be taken before a committee of citizens at the Salt Lake Commercial club building this evening, and unless objections are raised that call for amendments, it will be forwarded to the senate tomorrow.

FROM NEW YORK

In preparing the bill the laws of many states on railroad commissions and similar commissions have been gone over. Most of the features of the bill have come from the New York law providing for a public service commission. In that state there are two commissions, one for New York city and another for the state.

NOMINATIONS FOR DISTRICT JUDGES HELD UP

Washington, Feb. 4.—Several United States district judges appointments which have been sent to the senate by President Roosevelt are being held up on charges of various kinds, and three of the cases are being investigated by sub-committees of the senate committee on judiciary.

MAJ. HAINS AT PRESIDIO

San Francisco, Feb. 4.—Maj. John P. Hains, eldest brother of Capt. Peter C. Hains, who shot and killed William C. Annis at the Bayshore Yacht club on Aug. 15, has arrived at the Presidio in this city, where he will be attached to the pay department. He said that his coming to this coast was in no way connected with the trouble of his brother, as he had heard of the change some time before the shooting occurred.

MEXICAN SETTLEMENT WORK

Denver, Feb. 4.—Mrs. Job A. Cooper of this city returned to Denver yesterday from Mexico, where several months past she has been engaged in settlement work. She reports that she was successful in all her efforts and that the cooperation of some of the wealthiest people of that country, Mrs. Cooper was hailed as a deliverer in many places.

PHILIPPINE GOVERNMENT'S SYSTEM OF ACCOUNTING

Manila, Feb. 4.—E. W. Sells of New York, an expert accountant engaged by the insular government to examine its system of accounts and audits, has completed his work and departed for home by way of Europe. He pronounced the government's system of accounting better than that of any state or city he had ever seen. Sells also declared that the system used by the insular government is the most economical. Some minor changes were recommended.

GROVE JOHNSON'S BILLS DEFEATED

One Forbade Aliens Being Members of Corporations, Other For Residential Segregation.

HEAVY BLOW FOR ANTI-JAPS

First Measure Was Refused Passage By a Vote of 54 to 15. Shown Big Falling Off of Support.

Sacramento, Cal., Feb. 4.—Grove L. Johnson's bill prohibiting aliens from being members of corporations, one of the anti-Japanese bills to which President Roosevelt objected, was refused passage in the assembly this morning by a vote of 54 to 15. This vote shows a heavy falling off of support for the measure since yesterday, when the vote on the Drew anti-alien land bill was 45 yeas and 28 nays. At the suggestion of the committee on rules the debate on provided for the insertion in the existing bill of minutes for each side.

Johnson's two bills segregating the Japanese were taken up together. One each bill was introduced today, in favor of the law of the word "Japanese," compelling children of that nationality to attend separate schools as "Mongolians" and "Indians" are compelled to do.

The other was an act to confer power upon municipalities to protect the health, morals and peace of their inhabitants by restricting undesirable, improper and unwholesome persons and persons whose practices are dangerous to public morals, health and peace, to certain proscribed limits.

John J. McManus and Charles A. Nelson of San Francisco spoke in favor of the segregation bill. The first bill on the residential segregation bill (No. 32), resulted: Yeas, 38; Nays, 22. As 41 votes are necessary to pass a measure, the speaker issued a call of the house.

TWO HUNDRED GUESTS DRIVEN OUT BY FIRE

New York, Feb. 4.—Two hundred guests of the Hotel Albany, Broadway and Forty-first street, were driven from the hotel today by a fire in the adjoining four-story building occupied by the Rigoletto restaurant. The guests of the hotel included a number of theatrical performers and chorus girls from several companies playing at the Metropolitan opera house. The riders were filled with smoke but the hotel itself did not catch fire.

TWENTY STUDENT ATHLETES SUSPENDED

Misoula, Mont., Feb. 4.—Through failure to bring their studies up to the required standard during the semester just passed, 20 of the most prominent athletes at the University of Montana have either been suspended or declared ineligible for the basketball, baseball and track teams of 1909, and it is probable that all scheduled events in these branches of athletics will be cancelled.

SIX DAY BICYCLE RACE

Kansas City, Feb. 4.—Five teams were still struggling to maintain their hold on the first place in the six-day bicycle race, which was resumed in Convention hall today. The leaders are: Fogler and Root, Hill and Demara, Bardgett and Mitten, Moran and Kravner, Walter and Palmer. They have covered 545 miles 9 laps. Devontovich and McKay and Wiley and Cameron were one lap behind them, while Wilcox and Senhouse brought up the rear with two laps less than the leaders.

LONDON POLICE TEACH CARRIE NATION A LESSON

London, Feb. 4.—Carrie Nation became acquainted with the London police here this afternoon when she was fined \$7 for threatening her uncle, an 87-year-old widow of a car in the underground railway upon which a cigarette advertisement was pasted.

COL. W. L. DUFF DEAD

Berkeley, Cal., Feb. 4.—Col. William L. Duff, a member of Forrest's cavalry corps during the Civil war, and a well-known attorney in San Francisco for the last 25 years, is dead at the home of his son in this city.

THOMAS LOWRY DEAD

Minneapolis, Feb. 4.—Thomas Lowry, president of the Twin City Rapid Transit company and of the Minneapolis, St. Paul & Sault Ste. Marie railway, died in his home here today. He had suffered from tuberculosis of the lungs for several years. He was 66 years old.

MUSKOGEE BUSINESS MEN HOLD MEETING

Muskogee, Okla., Feb. 4.—Sixty leading business men of Muskogee held a mass meeting at midnight last night that lasted until early today to discuss seven indictments returned here last yesterday by the federal grand jury in the government's town lot investigation. The meeting was presided over by Mayor Martin. Expressions of confidence in the high standing, integrity and honor of the indicted men were made and a committee of seven members was appointed to correct what was termed an erroneous impression as to the legality of land sales existing in Muskogee and eastern Oklahoma.

Keynote Address by Mr. B. F. Grant's Open Letter.

Editor the "News." After a long period of significant silence the Inter-Mountain Republican has taken its stand against prohibition. It has many columns to a defense of the brewers' regulation measure and plays up in bold type under red head lines a few irrelevant remarks of Senator Gardner who introduced the law, but gives President Roosevelt the credit who delivered the principal address at a mass meeting of prohibitionists at Salt Lake theater a scant single line of mention. And it goes on to boast that it is the "only paper that dares to print all the news all the time."

In a long winded, rambling editorial covering two issues the Republican declares that "prohibition is not temperance" and that "prohibition does not prohibit." It then gives figures which it proves that regulation doesn't regulate.

It is afraid that "men with a partisan bias to drink" will be made the support of better people to make progress in their own political work.

Why doesn't that apply to the particular politician mentioned in the office holders who are behind this so-called regulation bill proposed as a substitute for prohibition? Whose axe are they preparing to grind when they get the legislature to turn over to them the power to issue and revoke licenses? What machine can prohibition build up equal to that which is the inevitable result of such a system as that proposed by the Republican and denominated by the "News" the liquor business is either right or wrong. If right why impose such penalties upon it? If wrong, why continue it at all?

IS THE OPPOSITION LOGICAL

The organ which is now defending the liquor interests against prohibition says that "prohibition does not prohibit." No law prohibits the evil against which it is directed. The law against burglary, or horse stealing or murder doesn't prevent those crimes from being committed. No one claims that it does. A law which does not prevent crime but only punishes it, makes it unpopular, unprofitable, unsafe and disreputable.

Those sentiments which keep men from crime, are the advice or aid of the proper and repellent to the conscience and disgraced before mankind, will turn the same men from the evil of paths which lead to the dark cellars of a nation's crime.

CLOTHE THE BROTHEL WITH VIRTUE

"Of course," says the Republican, "Utah has too many saloons of the low type." The object of this bill, then, is to make the saloon a respectable place of business. It is more attractive than it is now; to banish its repulsive features so any one can patronize it without shame or reproach. Better leave it alone than try to hedge it about with laws and regulations with respectability. Leave it in all its present hideousness, or set upon it the seal of public disapproval so that every one who engages in the infamous business is a lawbreaker and every man who patronizes it must do so in fear and shame, in danger and discomfort.

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HOW DOES IT KNOW?

But how does it know? It makes no attempt to designate which are saloons and which are not. It says that you have a prohibition or a license law the drug stores are compelled to take out a government license. The

COURT-MARTIAL FINDS VERDICT IN QUAITROUGH CASE

Gibraltar, Feb. 4.—The court-martial which is trying Capt. Quaithrough of the battleship Georgia, on charges that he was intoxicated at a reception given at Tanker by the American minister, reached a decision this afternoon.

REMARKABLE OPERATION

Washington, Feb. 4.—Doctors at the Georgetown university hospital witnessed a remarkable operation performed there several days ago by Dr. George Tully Vaughan of this city on George A. Kelly, aged 29. The bones of Kelly's knee were so badly diseased that Dr. Vaughan decided on amputation.

KEEL OF DEAD MAN GRAFTED ON TO LEG OF LIVING ONE

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TEXAS MAY HAVE STATE RACING COMMISSION

Austin, Tex., Feb. 4.—A committee of the lower house of the legislature, after many hearings, has decided favorably to report a bill creating a state racing commission, which is to pass upon all racing matters. Race meetings are to be limited to 15 days under the auspices of any association and to 30 days within one county. An absolute ban is placed on all other races and on selling information to poolrooms within the state. The commission is to control the betting which may be under the pari-mutual system. The percentage, however, is not to go to the association holding the meeting.

AGAINST SUNDAY CLOSING

Three members in the house yesterday voted against the passage of the Sunday closing law. These members are: L. L. Baker, lawyer, Tooele county, Theodore L. Holman, newspaperman, Bligham Canyon, Rock M. Pope, Stockman, Theodore, Wasatch county.

CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

They pay internal revenue tax because it is very unsafe to sell liquor against the prohibition of the nation. But they can't deny or evade the laws of the state.

CHILDISHLY WEAK In another section it says: "The brewers are childishly else can even open a dive under this bill. It could not be run a day. Under that bill if a dive-keeper pays the government tax, the fact will be ascertained instantly. Those records are public. Any citizen may scrutinize them. Any official can get the benefit of the government's power. The government makes it impossible for any dive-keeper to begin business without paying the tax. The government freely gives to the city and the state the benefit of that information."

The question suggests itself, How can our internal revenue collector refuse to show his records under prohibition laws when the city and state can examine them freely under this brewers' bill for regulation? If any dive-keeper can be kept out of business under the high license system why can't any saloon keeper be kept out under prohibition?

There is something so childishly weak and insincere about the arguments of the opposition that they can't help the falling cause of the saloon keeper very much. But the glaring inconsistency is found in the Republican's appeal to oppose prohibition because of something said by the Tribune or Herald. Why she was taken back to the police station in a state of utter collapse. Her answers were mostly incoherent.

MAKE BREWERS TRUSTEES

And seriously now, wouldn't it look foolish, after all our efforts for the moral upbuilding of this community, for our solemn declaration in general conference, after hours of prayer, and not denied and here reiterated that brewers raised and placed in the hands of certain politicians \$35,000 to defeat prohibition—wouldn't it be silly to turn over to the beneficiaries of that money or to their agents, the regulation and control of the liquor traffic?

It is absurd. This is not a party question, nor a church question, nor a personal question, nor a local question. It is a matter of more than life and death. It affects the happiness of today, the hopes of tomorrow.

HEAVY RAINS HAVE CEASED IN CALIFORNIA

San Francisco, Feb. 4.—The heavy rains which caused a second rise of the rivers flowing through the Sacramento valley, flooding farms and towns and blocking railroad traffic, have ceased, and though further showers may be expected, the worst of the storm is over according to the forecast of the weather bureau. Railroad communication is being restored as the water subsides and if another fresher does not occur normal conditions soon will prevail. The heavy Pacific situation, the regular service on the coast division to Los Angeles though the given after tomorrow, the northern route is not so good, the outlook is encouraging. Travel from city to Portland, Or., was resumed this afternoon by way of Willows on the west side and it is expected that the break in the east side line between Chico and Tehama will be repaired by the end of the week. The California coast train will be run between Sacramento and Chico. The obstructions on the Santa division, the Coast Hill and Dunsmuir are less serious than have been reported, and probably will be cleared away within 24 hours.

WILL NOT BE NEEDED

Suggestion is Made That Money be Used to Aid in Entertaining Grand Army Veterans.

Salt Lake has on its hands a sum over \$5,000, which will not be forwarded to the Italian earthquake sufferers. The National Red Cross society, at whose disposal the Salt Lake funds were to be placed, today notified Jos. E. Caine, treasurer of the fund that there is no more need for money. The notification came just at a time when Treasurer Caine was preparing his anti-prohibition editorial. "The people of the state may not be able to enforce their law, but the dealers do not take a chance with the government."

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GUGGENHEIM BEAT GOVT.

New York, Feb. 4.—Morris Guggenheim is victor in the controversy with the federal government over the amount of duty on 25 pearls valued at \$13,344.60. The government had assessed the pearls were dutiable as jewelry at the rate of 10 per cent, while Mr. Guggenheim contended that they were pearls as such. His contentions were sustained yesterday by the board of general appraisers. The Guggenheim case is similar in most respects to that of another manufacturer, R. Leeds, who valued at \$55,000, which was recently held dutiable simply as pearls.

KILLED IN COLLISION

Chicago, Feb. 4.—One trainman was killed and two others severely injured in a collision today between a suburban train on the Illinois Central railroad and two freight cars near Eldridge place. Many of the passengers were thrown from the train but none was hurt. J. S. Davis, fireman of the suburban train, was killed.

THREE YOUNG MEN PERISH IN BURNING HOUSE

Little Rock, Ark., Feb. 4.—The home of Mrs. Frank Lathrop, near Brentwood, was burned last night and her two sons, William and Frank, aged 15 and 5 years respectively, and George Harris, a young visitor, were burned to death.

TO CELEBRATE BIRTHDAY

Chicago, Feb. 4.—The birthday of Dwight L. Moody will be celebrated as "Founders' day" tomorrow at the Moody Bible institute. Mr. Moody was born Feb. 5, 1827. Of all his work, the institute was nearest to his heart. The officials will hold a special meeting to decide upon plans for the engagement of the institute. Plans submitted by the architects call for the erection of three new buildings at a cost of \$250,000.

MURDERED MAN'S WIFE COLLAPSED

Mrs. Mary J. Wilhelm Suddenly Confronted With the Body Of Her Dead Husband.

DID NOT BETRAY HERSELF. Detectives Used Similar Grotesque Tactics on Nicholas Sicca but Without Success.

Newark, N. J., Feb. 4.—Mrs. Mary J. Wilhelm, the widow of Frank Wilhelm, who was murdered in his home last Monday night, is in a condition of complete nervous collapse today after a midnight visit to the morgue where she was suddenly confronted by the body of her husband.

When the sheet which covered her husband's body was suddenly removed she rushed forward crying "Oh Frank, if you could only speak and tell them if I did this." She became hysterical, frantically declaring her love for her husband. After being questioned by the detectives for more than an hour she was taken back to the police station in a state of utter collapse. Her answers were mostly incoherent.

SENATOR NIXON GIVES PRESIDENT ASSURANCES

Washington, Feb. 4.—Senator Nixon of Nevada told the president today that he was confident the anti-Japanese resolution before the Nevada legislature would not be passed. He said he had received trustworthy information to that effect. The president expressed his appreciation of Senator Nixon's assurance of his efforts in the matter. The president likewise expressed satisfaction at the action of the California legislature in defeating the Drew resolution.

CONSULAR TRAINING SCHOOL

Chicago, Feb. 4.—Strong efforts will be made by the consular office of Chicago to have passed the two bills for the establishment of a national training school for consular officers, drafted by Representative Frank O. Lowden and recently introduced in congress. The bill provides for a school similar to the United States military academy at West Point in its general features.

PRAYER PREVENTED PANIC AMONG GIRLS IN CONVENT

New York, Feb. 4.—A panic among 80 girls in the convent of the Sisters of Mercy on Classon avenue, Brooklyn, was averted early today when they were quickly reassured that they were in no danger from a fire which had broken out in a big factory building nearby. The factory, building, a five-story structure in Emerson place, occupied by several manufacturing firms, was totally destroyed at an estimated loss of \$500,000. Women were overcome by smoke in fighting the flames.

COOKING MAIN RAILED

Buffalo, N. Y., Feb. 4.—Sheriff Jerome early today raided a cock fight on the outskirts of the city. Over 100 men were arrested and 75 dead and live birds captured. The prisoners include men from Ohio, Pennsylvania, Canada and downstate points.

SUGAR MEN CONFERRING OVER COMING CAMPAIGN

At the office of the Utah-Idaho Sugar company this morning a conference is being held at which all the heads of the agricultural departments in Utah are represented, being 12 or 15 men in attendance from the various fields where sugar beets are grown for the Lehi and Garland factories. Agricultural Supi. George Austin presides, and a full report is received from each of his departments. The questions considered are the acreage about to be contracted for, the water supply, seeding, irrigation, harvesting, and everything else that pertains to the agricultural part of the business. The consensus of opinion is that a very large acreage will again be contracted for by the farmers during the coming season, and the question will be rather one of holding them back in some of the districts than to encourage them to increase their beet acreage. The Lehi factory will close down about the 15th, after a long and successful run.

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THE PRESIDENT FULL AUTHORITY

To Permit Absorption of Tennessee Coal & Iron Co. by U. S. Steel Corporation?

QUESTION HARD TO ANSWER. Senate Special Committee Expects Difficulty in Replying to Culberson Resolution.

Possible No Report May Be Made—Many Legal Questions Involved—Senators Can't Agree.

Washington, Feb. 4.—The special committee of the senate committee on judiciary, which is investigating the Tennessee Coal & Iron absorption by the United States Steel corporation, expects to meet great difficulty in preparing a reply to the Culberson resolution providing for the inquiry.

RUSSIAN TERRORISTS PURSUING EUGENE AZEF

Paris, Feb. 4.—A special dispatch received here from Zurich says that Eugene Azef is now in Switzerland, pursued by four Russian terrorists. Azef is the Russian spy for years was an active leader of the fighting Russian socialist movement. His conduct as a government spy and sentenced to death by the organization, after which he disappeared.

HOLD-UP HID IN GARBAGE CAN AND WAS CAUGHT

Chicago, Feb. 4.—Dodging desperately into an alley James Ryan, a Chicago police say, had just held up Fred Kruso in his store, looked about eagerly for a hiding place and hid in a garbage can. He was caught when his odors were unavailing, but Ryan had not time to be seen, so he crawled in and waited the cover down. A moment later two policemen came sulping into the alley. There were just about to give up the chase when Patrolman Miller thought he heard labored breathing. He opened the garbage can and saw Ryan sitting on the lid with the butt of his pistol. There was a fight, but Ryan was overpowered and is now held at the station.

DIFFICULTIES ENCOUNTERED BY A MARINE EVANGELIST

Chicago, Feb. 4.—Some of the difficulties encountered by "marine" evangelist Edward Azef is now in Switzerland, pursued by four Russian terrorists. Azef is the Russian spy for years was an active leader of the fighting Russian socialist movement. His conduct as a government spy and sentenced to death by the organization, after which he disappeared.

CENSUS BILL

Remembered in Washington That the President May Veto It. Washington, Feb. 4.—General interest was shown among congressmen today over the report that the president intends to veto the census bill on account of its provision excluding the 5,000 employees of the census bureau in this city. If this bill is vetoed it will be the most important measure he has antagonized in that way since he was elected. Should pass it over his veto it will be the first time such action has been taken.

DEATH FROM LOCKJAW FOLLOWS VACCINATION

San Francisco, Feb. 4.—Linden Brachman, an 8-year-old school boy of this city, is dead of lockjaw, blood poisoning having set in from a vaccination wound. The operation was performed on Jan. 7 and the wound was dressed at regular intervals for some time afterward, by both the parents and by the nurse. The school boy was at home several days after the nurse discovered that the wound showed signs of poisoning. The lad was removed to a hospital, where he succumbed to lockjaw, as far as investigation has been held, but the health authorities declare it as their belief that the poisoning was caused by the use of an unwholesome ointment on the child's arm by the mother.