

BARD CONTESTS STATEHOOD BILL

DECLARES TERRITORIES DO NOT WANT UNION

Representatives Baker Says That the President Wants to Hold Himself Up as Counterpart of Kaiser Wilhelm

WASHINGTON, Jan. 6.—Senator Bard today occupied the entire time of the senate given to the joint statehood bill. He made an argument against the union of Arizona and New Mexico, on the ground that the people of the two territories did not desire it.

Several bills of minor importance were passed. Mr. Bard antagonized the provisions of the bill uniting Arizona and New Mexico, saying that the people of those territories had never signified a desire for this disposition of their claims to statehood and that all the conditions are unfavorable to it.

Mr. Bard gave his assent to the proposition to consolidate Oklahoma and Indian Territory, and urged this legislation as necessary because of the want of proper government in Indian Territory. During the course of Mr. Bard's speech he was interrupted by Mr. Tillman, who said he wanted to make an appeal for white supremacy in Arizona.

To unite the two territories would, he said, be like joining Florida with Cuba and to subject the white people of Arizona to the domination of Mexicans and "greasers," which he opposed.

On the conclusion of Mr. Bard's remarks the bill temporarily was laid aside and the senate went into executive session.

After the doors were reopened the reading of the omnibus claims bill was completed and the senate adjourned until Monday.

CALLS REPUBLICANS "FRAUDS"

Baker Engages in Sharp Tilt With Littauer

WASHINGTON, Jan. 6.—The house today passed the fortifications bill and adjourned until Monday.

After Mr. Lattauer of New York had drawn a lesson from the siege at Port Arthur to show that submarine mines had proved of the greatest importance in warfare, Mr. Baker enlivened the proceedings by attacking the president, who he said, wanted to hold himself up as the "counterpart of Wilhelm II, the great war god."

Later Mr. Baker found fault in the provision of the bill permitting entry of such war material as might be purchased abroad, and charged the Republican party with being a fraud in its contention that the foreigner paid the tax.

On the house taking up the bill, Mr. Littauer of New York, having it in charge, explained the various items. He spoke of the great lessons learned from the situation at Port Arthur, and said the conditions there demonstrated, first, the efficiency of the submarine mine and, second, from the land side, the practical uselessness of guns of long range without the proper system of direction and fire control. He instanced the fact that the Japanese gun-fire had sunk only two ships, whereas the Russians had lost through submarine mines seven battleships, nineteen cruisers and thirty-six torpedo boats and destroyers. He defended the appropriation for submarine mines, saying their importance was of the greatest.

Mr. Baker of New York vigorously condemned the bill as a waste of public money.

Mr. Brundage, of Arkansas severely attacked the provisions appropriating \$700,000 for the construction of sea coast batteries in the insular possessions, saying it was a most extravagant and useless expenditure.

Mr. Brundage entertained the hope, he said, that at some time the United States would be able to rid itself of those possessions "that have proved a burden and a tax upon this country."

A motion by him to strike out the provision was lost, 59 to 74.

When the concluding paragraph of the bill was reached, relating to the remission of duties on such war materials as might be purchased abroad, Mr. Baker offered an amendment striking out that feature of the bill and inquired of Mr. Littauer if that had been incorporated at the request of the Secretary of War.

"Yes," said Mr. Littauer, "the president and all former secretaries."

Mr. Baker charged that Secretary Taft was a member of an administra-

IT ALWAYS HELPS

An ailment like consumption that has been months and years getting a foothold cannot be relieved in a week or day. Scott's Emulsion will always afford relief and often cure, but not over night. The consistent use of Scott's Emulsion will positively help the consumptive at any stage of the disease. We guarantee nothing beyond this, but we know that right living and Scott's Emulsion have done more to cure consumption than anything else.

tion which advanced the proposition that the foreigners pay the tax. "Now, why," he inquired, "are you going to make this present to the foreigners?"

Mr. Littauer responded that it was not the time for that question to be discussed.

Mr. Baker exclaimed: "Oh, yes, it is always the time when you people are shown up to be frauds in your contention that the foreigner pays the tax. That is always appropriate."

The bill was passed without amendment and the house, at 1:45 p. m., adjourned until Monday.

PEABODY MEN IN MAJORITY

(Continued from Page One.) and it was declared lost by a vote of 40 to 6.

Representative Griffith then presented a protest from Governor Peabody against the manner in which the last election had been held.

Mr. Street moved that the assembly adjourn, and the speaker declined to put the motion. Mr. Street insisted that his motion was in order, according to the rules of the house. He was informed by the speaker that no rules had been adopted for the control of a joint session.

"Then all the more, speaker," shouted Mr. Frewen, springing up, "are you proceeding without warrant in law?" Cheers from the gallery greeted the remark.

The reading of the protest was followed by the presentation of a resolution providing for the creation of a committee of fifteen, two-thirds of the members from the house and one-third from the senate to canvass the vote with daily reports and a final report not later than Monday.

As soon as the reading was finished Mr. Griffith demanded a roll call on the adoption of the resolution. Sixteen members of the senate responded to the roll call, two of them present declining to vote.

When Senator Morgan's name was called he declared that the treatment given to the presiding officer of the senate had been an insult, but he would vote for the resolution rather than affiliate with the Democratic party.

The resolution was adopted by a vote of 51 yeas, noes 1, the negative vote being cast by Senator Wood. Fifty votes constituted a quorum. The governor was then informed of the receipt of his protest and the adoption of the resolution creating the committee.

SALE OF BETHLEHEM AND SHIP PLANTS COMPLETED

Judge Lanning Files Order Directing Conveyances of the Properties

TRENTON, N. J., Jan. 6.—Judge Lanning in the United States circuit court today filed an order completing the sale of the properties of the United States Shipbuilding company and the Bethlehem Steel company and directing conveyances to be made to the purchasers, who are George R. Sheldon in the case of the shipbuilding company and William C. Lane in the case of the Bethlehem Steel company.

These purchases were made in carrying out the plan of reorganization of the shipbuilding company. The order does not fix the fee or compensation of former United States Senator James Smith, Jr., as receiver of the shipbuilding company. The disposition of the proceeds, with the exception of Mr. Smith's compensation and some minor expenses, is provided for in the order.

France and Morocco Agree

WASHINGTON, Jan. 6.—France and Morocco have settled their recent misunderstanding, and the French minister at Tangier is proceeding to the court of the sultan for an audience. This news comes to the state department in a cablegram from Mr. Phillip, the American vice consul at Tangier, who also says that no foreigners will leave the capital, in view of the outlook for peace.

Fire on Steamer Iroquois

CHARLESTON, S. C., Jan. 6.—The Clyde steamer Iroquois came into port today with fire in her hold which had been burning for five hours. Passengers were considerably alarmed for a time and many rushed on deck in a panic. The principal damage to the cargo was caused by water. The ship is bound for Jacksonville and had about 200 passengers aboard.

New Captain for Mare Island

VALLEJO, Cal. Jan. 6.—Capt. B. F. Tilley has been detached as captain of the navy yards at Mare Island and ordered to Washington and thence on sea duty. His successor as captain of the yard will be Capt. Franklin Drake, formerly chief ordnance officer. Capt. Tilley will leave today for Washington.

Million in Gold for Japan

NEW YORK, Jan. 6.—A million dollars in gold certificates was deposited in the United States treasury in this city by a New York firm of brokers who will draw a similar amount in gold bars from the San Francisco mint for shipment to Japan.

Strikers and Cossacks Battle

BAKU, Caucasus, Jan. 6.—An encounter between strikers and Cossacks took place at Balakhany. Trans-Caucasia, yesterday. Six strikers and one Cossack were killed and many persons were wounded.

PREFER DEATH TO CONSCRIPTION

RUSSIAN PEASANTS REFUSE TO MOBILIZE

Warsaw and Moscow in a State of Turmoil—Government Announces That It Will Shoot Down Citizens

(Continued from Page One.) ment has been heavier than at any time during the past six weeks. For two days following the receipt of the news of General Stoessel's letter to General Nogi offering to surrender Port Arthur hardly a shot was fired, but since then many heavy guns have been brought into use and there is almost constant firing. The Japanese are using searchlights.

KILLS BY CONCUSSION

Naval Officer Describes Terrible Effect of Japanese Shells

LONDON, Jan. 7.—According to the Daily Mail's correspondent at Chelof, Baron Kleist, a Russian naval officer, says lack of ammunition was the main factor in determining the surrender of Port Arthur, and that since September, when the first general order was issued announcing a scarcity, the greatest economy was exercised.

Baron Kleist says the Japanese fire on the forts was so accurate that the men regarded an order to serve in a fort as a sentence to death. Many died without visible wounds, from the mere violence of the concussion of huge Japanese shells, which made blood burst from the eyes, mouth and nostrils of those standing near.

Early in the siege the ranks of the Russian artillery were so depleted that riflemen had to be employed to serve the guns.

Japanese Troops Repulsed

MUKDEN, Jan. 6.—The night of January 5 the Japanese turned searchlights on the Russian position at the village of Ingoy and tried to drive out the troops from the advanced positions, but were repulsed with a hot rifle fire and drier back.

The same day there was a collision of a Russian foraging party with Japanese scouts near the Hun river. The foragers left their carts, drove back the Japanese, took four prisoners and secured the body of a dead Japanese officer.

Russians Send Reinforcements

IRKUTSK, Jan. 6.—Many troops are passing through Irkutsk on the way to reinforce the Russian army in Manchuria. The news of the fall of Port Arthur is received by the soldiers with sadness, but they express an undiminished determination to retake it.

Try to Involve Mongolia

ST. PETERSBURG, Jan. 6.—Mail advices from Urga, North Mongolia, describe a systematic campaign of Japanese officers and emissaries to stir Mongolia with the view to raiding and destroying the Baikal and Siberian roads.

Soldiers Celebrate Victory

MUKDEN, Jan. 6.—The Japanese celebrated the incoming of the new year on January 2, and the sounds of music could be plainly heard inside the Russian lines wherever the positions of the two armies were close. According to the Japanese custom many kites and paper balloons were sent up. Some of the balloons, several feet in diameter, which fell inside the Russian lines, bore the inscriptions in Russian: "Happy New Year."

The Japanese tried to combine business with pleasure and while the festivities were in progress an attack was made upon the village of Vito, in front of one of their positions. The Russians replied with artillery on the right and the center, and prevented the Japanese from occupying the village.

Defends Czar's Action

ST. PETERSBURG, Jan. 6.—It is significant that Prince Hilkoff, minister of railroads, comes to the defense of the government's program in a long interview upon the internal situation in which he deprecates the agitation which is stirring the country and appeals to his countrymen to calmly and soberly consider the general interests of the country as citizens and not as enemies.

Japanese Fortify Island

WASHINGTON, Jan. 6.—Minister Allen has informed the state department that he has been advised by the Korean government that a Japanese vessel has landed a large number of men and supplies on the island of Quelpart, that fortifications are building there. Quelpart is near the track of vessels plying between Shanghai and Japan and the north.

Squadron to Return

LONDON, Jan. 7.—The Times learns that there is no evidence that supplies have been arranged for the Russian second Pacific squadron beyond Diego Suarez Bay, and that charters for coal and provisions for points beyond have been cancelled.

Martin Estate Valued at \$160,000

SAN JOSE, Cal., Jan. 6.—The estate left by Mrs. C. J. Martin, wife of former Mayor Martin, is valued at \$160,000. Her will was filed today, leaving the bulk of her property to her husband, stepson and brother, John J. Hewlins, who resides in Victoria.

BAGGAGE WITH \$40,000 IN BONDS IS STOLEN

New York Express Driver Disappears With Luggage Containing Securities

NEW YORK, Jan. 6.—Mrs. W. L. Cunningham, a young woman claiming Chicago as her home, has reported to the police that baggage stolen from her Tuesday last contained \$40,000 worth of negotiable bonds, in addition to clothing and jewelry valued at \$1400. She reported the loss of the baggage on Wednesday, but made no mention then of any bonds, merely stating that the trunks contained a lot of valuable clothing.

She has been visiting here for some months and occupied apartments in West Fourth street. Deciding to return to Chicago she engaged an expressman, but after sending off her luggage suddenly changed her mind about going and told the express agent to have her property returned.

A wagon was sent to the railway station but failed to return and several hours later the police picked up the horse and wagon down town. No trace has yet been found of the driver. Other goods placed in the driver's care also disappeared.

ONE KILLED, SIX INJURED IN ELEVATED COLLISION

Trains Crash Together on Ninth Avenue Road in New York

NEW YORK, Jan. 6.—One man was killed and half a dozen persons were seriously injured in a rear-end collision in which three trains crashed together on the Ninth avenue elevated railroad structure at Horatio and Greenwich streets during the rush hours early today. The dead man was a railroad workman who was repairing a truck on a broken down train. The injured were passengers.

The accident is said to have been due to the failure to flag the third train. This train not being warned of the two stalled trains ahead, swung around the fourteenth street curve and crashed into the second train, telescoping the rear car of the second train into the first one. In the rear car of the second train the passengers were thrown into a panic when the motor car crumpled up the rear platform and crashed into the car a dozen feet. Passengers were caught and badly cut and bruised by flying glass and timbers. It is not believed that any of the injured were fatally hurt.

NAN PATTERSON FAILS TO SECURE HER LIBERTY

Justice Greenbaum Refuses to Grant Application for Release on Bail

NEW YORK, Jan. 6.—Justice Greenbaum of the New York state supreme court today denied the application of Nan Patterson for bail pending a new trial on the charge of the murder of Caesar Young.

Miss Patterson became hysterical this afternoon when Abraham Levy, her counsel, went to the Tombs and informed her of Justice Greenbaum's decision. She wept and waved her arms frantically, refusing to be comforted.

Later, when her father visited her, an affecting scene took place. The young woman tried to restrain her emotion, but finally threw her arms about her father's neck and burst into tears again. He, too, was overcome and suddenly collapsed, and it was necessary to send him home in a cab.

CHARGES AGAINST MINERS' UNION OFFICIALS QUASHED

Cases Against Moyer and Others Arising From Recent Troubles in Colorado Dropped

CRIPPLE CREEK, Colo., Jan. 6.—Attorney Thomas C. Brown, associate counsel of Special Prosecutor Sam D. Crump, acting under advice from the district attorney's office, has quashed the cases charging conspiracy to murder against the following Western Federation officials:

Charles H. Moyer, president; W. D. Hayden, secretary; J. C. Williams, J. M. O'Neill, D. C. Copley, J. Kirwen, James A. Baker and Fred Minster, members of the executive committee.

"ALUM BLL" ONCE MORE

Measure to Repeal Existing Statute Introduced Into Legislature

JEFFERSON CITY, Mo., Jan. 6.—When the legislature convened today the first bill introduced in the house was the famous "alum bill."

This bill is to repeal the law prohibiting the use of alum in the manufacture of baking powder. The statute was enacted during the 1899 session of the legislature. In 1901, and again in 1903 efforts were made to repeal it, but action was blocked each time. An investigation by Attorney General Crow resulted in the indictment of several senators on the charge of having accepted bribes to prevent the repeal of the statute. During the investigation Lieutenant Governor John A. Lee resigned from office.

Earthquake at Bakersfield

BAKERSFIELD, Jan. 6.—A sharp earthquake shock was felt here at 6:30 this morning. The vibrations were from west to east.

Slight Shock at Riverside

RIVERSIDE, Jan. 6.—A slight earthquake shock was felt here at 6:28 o'clock this morning. There was no damage.

Fought Fire in Arctic Weather

THURMETER, Me., Jan. 6.—With the thermometer standing at 23 degrees below zero the entire fire department of the city and the private organization of the company fought a fire today in cotton mill No. 1 of the Edwards Manufacturing company here. Loss, \$75,000.

PRESCOTT'S STAND MEETS CRITICISM

(Continued from Page One.) ward and Shortridge, advising against the resolution providing for the underlining of new matter in amended bills and bracketing matter to be eliminated, was adopted.

At 12 o'clock an adjournment was taken until Monday morning at 11 o'clock. A caucus of the Republican members was immediately called after adjournment.

Senate Committees

The following senate committees were appointed by Lieutenant Governor Aiden Anderson:

Agriculture and dairying—Lynch, chairman; Rush, Muentner, Greenwell, Rambo, McKee, Diggs.

Banking—Woodward, chairman; Ralston, Hahn, Lynch, Rambo, McKee, Diggs.

Code revision—Hahn, chairman; Wolfe, Ward, Simpson, Keane, Anderson, Curtin.

Commerce and navigation—Welch, chairman; Nelson, Lukens, Simpson, Savage, Markey, French, Rush, Sanford.

Commissions and retrenchment—Bunkers, chairman; Wright, Bauer, French, Coggins, Rambo, Emmons.

Contingent expenses—Wolfe, chairman; Lynch, Diggs.

Corporations—Pendleton, chairman; Selvage, Greenwell, Muentner, Welch, Irish, Shortridge, Carter, Hahn, Keane, Curtin.

County government—Selvage, chairman; Woodward, Ralston, Hahn, Ward, Mattos, Wright, Leake, Curtin.

Constitutional amendments—Wright, chairman; Rowell, Welch, Selvage, Carter, Sanford, Curtin.

Drainage, swamp and overflowed lands—Rush, chairman; McKee, Selvage, Muentner, Lynch, Keane, Wright, Diggs, Emmons.

Election and election laws—Leavitt, chairman; Selvage, Lukens, Belshaw, Fowell, Nelson, Greenwell, Bunkers, Sanford.

Education—Rowell, chairman; Woodward, Coggins, Greenwell, Shortridge, McKee, Mattos, Ward, Anderson, Leake, Curtin.

Engrossment and enrollment—Keane, chairman; Ward, Leavitt, Bauer, Emmons.

Federal relations—Irish, chairman; Savage, Sanford.

Finance—Belshaw, chairman; Rowell, Leavitt, Wolfe, Selvage, Muentner, Pendleton, Lukens, Ward, Hahn, Woodward, Curtin, Hanford.

Fish and game—Shortridge, chairman; Coggins, Belshaw, Lynch, Carter, Nelson, Ralston, Haskins, Diggs.

Forestry and water preservation—Anderson, chairman; Shortridge, Leake, Coggins, Ralston, Rush, Rambo, Bauer, Curtin.

Fruit and vine interests—Rambo, chairman; Rowell, Rush, Shortridge, Woodward, Mattos, Anderson, Leake, Diggs.

Hospitals and asylums—Muentner, chairman; Pendleton, Woodward, Savage, Bunkers, McKee, Nelson, Leake, Markey, Sanford.

Irrigation—Leake, chairman; Anderson, Rowell, Ward, Broughton, Wright, Irish, Curtin, Diggs.

Judiciary—Lukens, chairman; Selvage, Shortridge, Ward, Wolfe, Savage, Pendleton, Hahn, Muentner, Carter, Bauer, Simpson, Broughton, Irish, Anderson, Wright, Keane, Mattos, Curtin, Emmons.

Labor, capital and immigration—Nelson, chairman; Bunkers, French, Savage, Lukens, Keane, Markey, Haskins, Sanford.

Library—Broughton, chairman; Selvage, Shortridge, Anderson, McKee, Rush, Haskins.

Manufactures and oil industry—Greenwell, chairman; Coggins, Belshaw, Broughton, Nelson, Lynch, French, Haskins, Emmons.

Military affairs—Simpson, chairman; Selvage, French, Mattos, Emmons.

Mines and mining—Ralston, chairman; Belshaw, Irish, Leake, Broughton, Leavitt, Curtin.

Municipal corporations—Savage, chairman; Wolfe, Leavitt, Simpson, Keane, Ward, Diggs.

Printing—French, chairman; Rush, Broughton.

Prisons and reformatories—Coggins, chairman; Belshaw, McKee, Ralston, Carter, Welch, Simpson, Haskins, Diggs.

Public buildings and grounds—McKee, chairman; Welch, French, Nelson, Mattos, Lynch, Wright, Bunkers, Sanford.

Public health and quarantine—Haskins, chairman; McKee, Muentner, Pendleton, Rambo.

Public Morals—Bauer, chairman; Leavitt, Pendleton, Welch, Curtin.

Roads and highways—Mattos, chairman; Coggins, Ralston, Irish, Hahn, Carter, Markey, Emmons, Diggs.

Rules—Carter, chairman; Wolfe, Leavitt, Greenwell, Emmons.

Revenue and taxation—Ward, chairman; Lukens, Belshaw, Woodward, Ralston, Broughton, Keane, Simpson, Sanford.

At a caucus of the Republican majority of the senate today there was considerable discussion on the recommendation to leave the confirmation of Governor Pardee's appointments, made during the interim since the last session, to the senator from whose district the appointee hails. No action was taken in this regard, the matter being postponed for a definite decision until next Monday morning.

A bill to prohibit horse racing in Oakland will be introduced at an early date by Assemblyman Espey of Alameda county. The measure will be framed with the idea of prohibiting horse racing within five miles of the University of California, and if carried would result in the closing of the Emeryville track.

The assembly was called to order at 11:30 this morning. Assemblyman John

MASON OPERA HOUSE MATINEE TODAY AT 2:15—LAST TIME TONIGHT—THOS. Q. SEABROOKE THE BILLIONAIRE

MASON OPERA HOUSE THREE NIGHTS AND WEDNESDAY MATINEE, COMMENCING MONDAY, JAN. 9, JAMES A. HORN'S FAMOUS COMEDY DRAMA—"SHORE ACRES"

BELASCO THEATER The Best Play in Town

ASCOT PARK Los Angeles Jockey Club Races Races Races

MOROSCO'S BURBANK THEATER MATINEE TODAY 10c and 25c. NO HIGHER. Tonight, last performance of "Uncle Jed Prouty." Week starting tomorrow (SUNDAY) afternoon, the Burbank Stock Company in

ORPHEUM Matinee Today SPRING STREET, Between Second and Third --MODERN VAUDEVILLE--

GRAND OPERA HOUSE ROSE MELVILLE In the Characteristic Play SIS HOPKINS

CHUTES Grand Open Air Concert This Afternoon At 2:30 Ellery's Band

SIMPSON AUDITORIUM TONIGHT—BY SPECIAL REQUEST—ONE NIGHT ONLY—SATURDAY, JAN. 7—MR. JACOB RIIS WILL PRESENT A SUPPLEMENTAL TALK ON "TONY'S HARDSHIPS" LAST CHANGE TO HEAR THIS FAMOUS WRITER-LECTURER

BROADWAY THEATER 6th and Broadway CONTINUOUS MODERN VAUDEVILLE Six Big Eastern Acts, and new set of moving pictures, Matinee every afternoon at 3 o'clock. Price 10c. Children 5c. Evening 8 o'clock. Admission 10c. Reserved seats 20c. Phone: Main 1649; Home 2285.

Above the Eagle's Eyrie The Great Trip to Mount Lowe

The Pacific Electric Railway Special rate today and tomorrow, \$2.00. The most marvelous mountain railway journey of the world, embracing the widest views of mountain, valley and sea.

TRACE SMUGGLED JEWELRY TO MRS. CHADWICK'S DOOR United States Officers Find \$60,000 Worth of Gems Were Illegally Brought Into Country

TITTONI OUT OF DANGER Statesman's Illness Proved to Be Phenomenal Form of Influenza

STEAMER CHEHALIS DISABLED SAN FRANCISCO, Jan. 6.—The steamer Sonoma, arriving today from the south, reports passing the disabled steamer Chehalis, in tow of the steam schooner Norwood, off Point Argueta. The Chehalis had lost her propeller.

MCCORMICK AGAIN IN ST. PETERSBURG ST. PETERSBURG, Jan. 6.—Ambassador McCormick arrived here today from his visit to the United States and resumed his duties.