DAILY ARIZONA SILVER BELT

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HOUSE PASSES LOW FARE BILL

Looks Now as Though Three-Cent Fare Measure Would Go Through Council Also.

ANTI-RANGER BILL BACK TO THE HOUSE

Pace Introduces New Primary Bill—Mining Fraud Bill as Amended Is Passed in Council—Other Capital News.

Special to the Silver Belt.

PHOENIX, Ariz., February 15.—The three-cent fare bill passed the house today by a vote of 16 to 8, two more than the normal strength of the bill. It looked this morning as if it might fail. A motion to postpone consideration of it for a day in order that word might be received from the interstate commerce commission as to the validity of the measure and for other information relating to it was carried by 13 to 11 after the most strenuous opposition of the friends of the bill.

While Williams of Coconino, who supported the motion, said he was in favor of the bill, it was thought that the vote directly on the measure would be a tie. In the afternoon Williams said he had all the information he desired and moved for a reconsideration of the motion for postponement. The opposition began to fall to pieces and lessened step by step until the final passage of the measure. The vote will be very close in the council and it is by no means sure that the bill will not carry.

Anti-Ranger Bill

The anti-ranger bill was reported back to the council today with a recommendation that the bill be considered by the council as a committee of the whole. Weedin of Pinal submitted a minority report recommending the passage of the bill. The report was accompanied by a long statement setting forth all the arguments against the rangers.

Among the more important bills introduced in the house were:

By Bell: For the consolidation of school districts and the establishment of central schools.

By Pace of Graham: For primary elections. It provides that all candidates for office shall file a petition with the board of supervisors or the city clerk twenty-five days before the date set for the primary and that tickets shall be issued to be voted for at primaries and the result shall be canvassed by the board. Those receiving the greatest number of votes shall be declared the nominees of the various parties.

Bo Whitesides, Reformer

By Whitesides: A bill requiring foreign insurance companies to invest half their premium receipts in territorial, county or municipal securities or in buildings for rent.

By Whitesides: Preventing the sale of liquor in places frequented by women and children, applicable to general stores.

By Crooks: Relating to county assessors, authorizing the appointment of them for four years by the supervisors, who shall have the power of removal at any time. The bill also in the lower class counties dissassociates the assessor's office from that of sheriff.

The house sent the council bill authorizing the Gila county courthouse bonds back to the committee for the correction of a typographical error.

Yuma Objects to Bonds

A petition was received by the council from the citizens of Yuma protesting against the bill authorizing that county to bond itself for a courthouse.

Cleveland of Graham introduced a bill in the council creating scholarships in the territorial university.

Hunt's juror bill has been corrected so as to apply only to jurors in the district court. The bill to prevent mining frauds was passed as amended, requiring that 50 per cent of sales of treasury stock shall be applied to the development of the company's property.

The bill to take from the territorial secretary fees from insurance companies and turn them into the treasury through the auditor's office was defeated.

Both houses adjourned until Monday.

BUT SEVENTEEN SURVIVORS NOW

Another Victim of Larchmont Wreck—Investigation Is Making Progress

By Associated Press.

PROVIDENCE, R. I., February 15.—Another name was added to the list of victims of the wreck of the Joy line steamer Larchmont when James Vann, a colored man who was one of those saved, died here today. His death reduces the number of survivors of 160 persons known to have been on the Larchmont to seventeen.

Only eight of the seventy-six bodies recovered from the wreck remain unclaimed at the morgue.

The federal authorities at New London are making good progress in their investigation of the disaster. Officials of the Joy line today gave out a statement denying the charges of cowardice against Captain McVey and the Larchmont's crew which were made by some of the survivors.

RAILROAD MUST STAND TRIAL FOR REBATING

By Associated Press.

NEW YORK, February 15.—Judge Holt in the United States court today overruled the demurrer interposed by the Delaware, Lackawanna & Western Railroad company to the indictments returned last summer charging the company with having granted rebates to the American Sugar Refining company on shipments between New York and Buffalo. The court holds that although Buffalo and New York are in the same state the fact that the railroad passed through other states brings the case within the meaning of the Elkins act.

To Get Oil in Mexico

By Associated Press.

DOVER, Del., February 15.—Articles were filed today incorporating the Mexican Petroleum company, the object of which is to develop oil fields in Mexico. The authorized capital is $50,000,000.

MILLIONS FOR NAVY INCREASE

House Passes Appropriation Bill Carrying Ninety-six Million Dollars Yesterday.

EFFORTS TO CUT DOWN APPROPRIATION FAIL

Burton Talks for Disarmament but Congressmen Are Too Warlike—One Sees Danger in Keeping Philippines.

By Associated Press.

WASHINGTON, February 15.—The house after an interesting debate today passed the naval appropriation bill, which carries $96,000,000. Burton of Ohio made an unsuccessful attempt to strike out the provision for an additional battleship of the Dreadnaught type, but his amendment was voted down.

Speaking in support of his motion Burton called attention to the inevitable advancing of civilization toward peace and of the untiring endeavors of nations not involved in conflict to prevent wars between other countries when controversies arise. He spoke of the growth of arbitration as a means of settling disputes and the intolerable burden of maintaining armies and navies.

Deprecates War Talk

Burton deprecated the war talk in regard to the Japanese and contrasted the size of the navies of the two countries, showing that with ships under construction the United States navy will be nearly two-thirds larger than that of Japan and was at present a half larger. The United States should take the move for a limitation of armament.

"No nation on the globe is threatening us. No nation on the globe will think lightly of engaging in war with the United States," said Burton.

"In England today a great majority of the people are ready to stand with us in the move for a limitation of armament."

Danger in Philippines

Mr. Krumpacker of Indiana favored big ships for the protection of the Philippines. "I believe," he said, "that the Philippines are the sword of Damocles hanging over the head of this republic."

Considerable interest was aroused by Longworth of Ohio, who said that while he generally relied on the good judgment of his colleague, Burton, in this case he was obliged to disagree with him and yield to the opinion of higher authority. "Especially," he proceeded, "as the opinion of that higher authority" agreed with his own.

Ben Breaks Out Again

WASHINGTON, February 15.—An agreement to vote tomorrow on the conference report on the immigration bill, which includes the provision intended to settle the California-Japanese question, was reached in the senate as the result of an entire day of discussion. The principal speakers were Bacon and Tillman in opposition to what they regarded as an effort to prevent the south from getting a desirable class of immigrants.

Tillman's remarks on the Japanese situation brought a warning from Lodge that if continued he should move that the discussion proceed behind closed doors. International references were not made afterward by Tillman. Senator Gallinger expressed surprise that the confrerees should contend they should not inject new matter into the report and Carter said he should vote against the report entirely on that ground and he predicted its defeat.

Coal Land Bill

The bill conferring in a measure to the president's recommendation for leasing coal lands by the government rather than for sale was decided upon today by the house committee on public lands.

HOLD THAT THAW NEVER WAS CRAZY

Noted Alienists Will Be Placed on Stand by Jerome to Prove Harry Thaw's Sanity.

WILL RESUME TRIAL ON MONDAY MORNING

No Lunacy Commission Will Be Requested by State, as Prisoner's Present Sanity Is Conceded by the Defense.

By Associated Press.

NEW YORK, February 15.—Despite the apprehension felt over the interruption of the trial of Harry Thaw, there appears no basis for doubt that the case will be renewed as planned next Monday. Juror Joseph Bolton, the death of whose wife necessitated the present recess, has, it was stated tonight, communicated to Judge Fitzgerald his expectation of being able again to take his place in the jury box when the case is called Monday.

Thaw, who has been reported as cast down at the possibility of a mistrial, declared himself in good health when his wife visited him at the Tombs today.

With his wife the prisoner went over the hundred or more letters and belated Valentines that the morning mails brought him.

Won't Ask for Commission

Both Jerome and the lawyers for the defense believe that the trial will be continued Monday. It is not expected now that Jerome will ask for the appointment of a commission to inquire into the mental condition of Thaw. Mr. Jerome made this point clear today on the part of the prosecution, while Lawyer Dan O'Reilly insisted on bhalf of the defense that Thaw is of sound mind today and therefore it would be futile to apply for the appointment of a commission of lunacy. Both sides, it is understood, want to have the case tried out and hope there will be no further delays.

As the case now stands, Thaw is assumed to be of sound mind. None of the experts called by the defense has called Thaw insane now. Dr. Evans testified that in his opinion Thaw was of unsound mind when he killed White, also during the first three visits he made to the Tombs, and that Thaw improved thereafter.

Says Thaw Was Always Sane

Alienists to testify for the prosecution will, it is said, insist that in their opinion Thaw is not only sane today, but was sane the day after he killed White. Experts for the prosecution will be Drs. Flint, McDonald and Mahon, three of the highest recognized alienists in this country. They will, it is understood, testify that they had no way of determining whether Thaw was sane when he killed White; that when they saw the prisoner on June 26 and 27, he refused to submit to an examination, although during the trial they have observed him in court, but have not been permitted to converse with him.

The defense announced today the work for next week. Dr. Wagner and Dr. Evans, the alienists, will be recalled to tell of conversations with Thaw and which the court has ruled may be admitted. The prisoner's wife then will conclude the story after which Mrs. William Thaw, the defendant's mother, will be called.

For the mother the ordeal it is believed will be made as brief as possible. Mrs. Thaw is expected to tell principally of the early life of her son and whether she discovered anything having a bearing on the present question of recent insanity. Anthony Comstock of the Society for the Suppression of Vice, and E. Fellow Jenkins, superintendent and secretary of the Gerry society, have been subpoenaed for the defense, it is reported tonight.

Uprising Only Local

By Associated Press.

MANILA, February 15.—An investigation of the recent attack and burning of two towns in Occidental Negros by Pulajanes shows that the trouble was local. No further outbreak is expected. Damage caused by the fire is estimated at $50,000.

LIVES SAVED BY BRAVE CONDUCTOR

Coach Breaks Loose and Conductor Helps Passengers Off—Only One Hurt

By Associated Press.

SILVERTON, Colo., February 15.—Twenty passengers, including one woman, on the southbound passenger train on the Gladstone & Northern railroad, were saved from injury and possible death today through the bravery and presence of mind of Conductor Barnes.

A mile from Silverton the rear coach broke loose and began to run back down the steep grade. The passengers were panic stricken and rushed in a body to the platform, but Barnes restrained them and assisted them, one by one, to jump off the rapidly moving car.

As Barnes was about to jump the car left the track and rolled down the embankment. Barnes was badly crushed about the hips and body.

HIGHEST PRICE PAID FOR COPPER SHARES

By Associated Press.

BOSTON, February 15.—Shares of Calumet & Hecla copper stock sold for $1,000 on the Boston exchange this afternoon. This was thirty points up from yesterday and it is the highest price ever paid for this or any other copper stock in the history of the Boston exchange.

KANSAS CITY PAPER EXCLUDED FROM SENATE

By Associated Press.

TOPEKA, Kan., February 15.—The Kansas senate today adopted a resolution barring representatives of the Kansas City Star from the floor or galleries of the senate. The action was taken because the Star printed articles commenting upon the alleged pro-railroad tendencies of the senate.

CLAIM MASSACRE WAS THE PROGRAM

Sensational Testimony Given by the Colored Troops Who Were Stationed in Texas.

WHITES HAD PLANNED TO KILL THEM OFF

Two Ex-Soldiers Testify that Shots Were Fired Over Barracks and Troops Invited to Come Out and Fight.

By Associated Press.

WASHINGTON, D. C., February 15.—Startling testimony concerning alleged plans to massacre the colored soldiers at Brownsville by men from the town firing over the barracks to stampede the soldiers and challenges to them to come out of the barracks was given by negro ex-soldiers today at the investigation before the senate committee on military affairs.

William Mapp, a member of Company C, was asked if he had ever heard any discussion of the shooting which caused him to suspect any persons of complicity. He replied that at breakfast the morning following the shooting he had heard Wilbur Volschelle, the reservation corral boss, and a white man who had been in charge of the corral prior to the arrival of the battalion of the Twenty-fifth, discussing the case.

Planned Massacre

According to Mapp's story, Volschelle said: "Well, it is a good thing it happened as it did. I was out in town last night and the crowd came in front of me. The plan was to catch a lot of you fellows in Allison's saloon and massacre you."

Mapp said that on the night of the shooting he had been awakened by firing and went to a window in his quarters from which he saw several gun flashes and the shots seemed to be directed over the barracks.

A man with a deep voice shouted: "Come out, you black —— ——," using an opprobrious epithet making it appicable to the troops.

Mapp said he got a gun from the rack that was broken open and was one of the first to fall in.

Thought Garrison Attacked

Thomas Jefferson, room orderly in Company C barracks, said that he saw flashes from the guns and thought the garrison was under attack. Solomon P. O'Neil, a former member of Company C, testified that the shooting was from near the wall at the end of Company B's barracks. He said he heard a man shoot and then yell: "Come out, you black —— ——." There was great excitement in the barracks when the gun racks were broken open and some rifles fell to the floor. There was no light and the men could not get their own rifles.

HELLO GIRLS REFUSE TO RETURN TO WORK

By Associated Press.

BUTTE, Mont., February 15.—A conference between representatives of the Rocky Mountain Bell Telephone company executive board of Butte, the Merchants' association and a joint committee of the Butte Central Labor council and Montana State Federation of Labor failed to effect a settlement of the telephone girls' strike. The labor committee representing the girls refused to recede a single point from the original demands presented by the girls, which D. S. Murray on behalf of the telephone companies said he would not sign. The Typographical union this afternoon voted the telephone girls $250 to continue the strike.

Post at Guantanamo

By Associated Press.

WASHINGTON, February 15.—The general staff submitted to the president today tentative plans for the erection of a military post at Guantanamo, Cuba.

BALDWIN TRIAL AT SOLOMONVILLE

Two Indictments Returned by the Grand Jury and Judge Announces Change of Venue

NO FINAL REPORT YET FROM THE GRAND JURY

Two Apache Indians Given Three Months for Shooting Up Ranch—Other Indictments Found Yesterday.

The grand jury made two partial reports yesterday, the last one made late in the afternoon containing two indictments for murder against William Baldwin, the negro now confined in the Tucson jail for safe keeping. Immediately after the indictments were returned Judge Nave formally appointed counsel to defend the negro, consisting of Attorneys George R. Hill, C. L. Rawlins and F. C. Jacobs.

Judge Nave also announced that upon informal application, made by the accused negro, the case will be tried in Graham county, and the court will be moved to Solomonville, probably a week from next Monday, for the trial. Baldwin will not be brought to Globe, except for execution, providing that the jury finds him guilty of murder in the first degree.

The grand jury was not discharged, as it has other cases under consideration, hearing of testimony in which will be resumed this morning. It is understood that these cases are of a sensational nature and that a number of important indictments will be brought in when the grand jury makes its final report, which will probably be this evening.

Other Indictmentz

In the partial report made yesterday noon indictments were returned against James Coakley and Henry Mullen, for burglary; Henry Chil-chu-a-na and Jack Chawton fo rassault with a deadly weapon; Gee Fat and Gee Lung for robbery; Antonio Barbero, larceny, and Luigi Fusere, larceny.

Prisoners Arraigned

Cager Edwards, against whom two indictments for rape were returned by the grand jury Thursday, was arraigned yesterday morning and will answer February 23. Bond was fixed at $2,500 for each case, but as yet has not been secured.

Coakley and Mullen, jointly indicted for burglary, were arraigned and will plead to the indictment next Saturday.

Indians Sentenced

Owing to the fact that Chil-chu-a-na and Chawton, the Apaches indicted for assault with a deadly weapon, wished to plead guilty to a misdemeanor charge of assault, District Attorney Stoneman last evening offered a motion to have the indictments dismissed on the ground that the evidence showed that the men had no intention of injuring anyone when they indulged in a gun play at the Kiser ranch at Miami Flat. The previous good reputation of the Indians was also enlarged upon and the court dismissed the indictments. Both men were sentenced to spend three months in the county jail.

A unique feature of the case was that Chil-chu-a-na, who is an educated Indian, acted as interpreter for his comrade. After he had been sentenced, Chil-chu-a-na repeated the sentence of the court in Apache to Chawton, which was preceded by a little lecture from the judge.

Had Doctor's Certificate

There was to have been a short session of the United States court last evening, as it was thought that Deputy United States Marshal Clark would return on the evening train from Douglas with Dora Little, whom he went after on a bench warrant. The deputy returned alone, although he had a packet of doctor's certificates, which stated that Dora was unable to travel. United States Attorney Alexander was incensed and gave it out that he is going to have the woman in court and that he is going to make it warm for some Douglas physicians if what he thinks about the case is borne out by subsequent investigation.

Mallory Case Ends

In the case of L. F. Eggers vs. Nellie Mallory, judgment was rendered yesterday by Judge Nave against Nellie Mallory, W. J. Mallory, Frank Gill and Geo. W. P. Hunt for $1,402 in accordance with the remittitur from the territorial supreme court affirming the judgment of the lower court against Nellie Mallory and entering judgment against the sureties upon her supersedeas bond. Execution was issued out of the office of the clerk of the district court yesterday afternoon.

BOILERMAKERS ON STRIKE IN MISSOURI

By Associated Press.

ST. LOUIS, Mo., February 15.—Eleven hundred boilermakers, boilermakers' helpers and blacksmith helpers employed in the Missouri-Pacific and Iron Mountain system shops have quit work and refused to accept concessions offered by the management. General Manager Sullivan has authorized the posting of notices at various shops of the company that blacksmiths and blacksmiths' helpers will no longer be retained as employees unless they return to work Monday. He also instructed his assistant to inform all general superintendents by telegraph tonight of details involved in the controversy.

BUTTE NEWSPAPERS STILL UNPUBLISHED

By Associated Press.

BUTTE, Mont., February 15.—The Butte Typographical union this afternoon positively refused to accede to the ultimatum of the newspaper publishers, issued last night, in which the publishers demanded the resumption of the scale of May, 1906, a higher standard of efficiency and the removal of certain alleged restrictions in the conduct of the news and job rooms. The action of the printers means a prolonged lockout. Helena dailies are suplying the news and may put in special bureaus in Butte.

Want Freight Cars Back

By Associated Press.

CINCINNATI, Ohio, February 15.—Action will soon be taken in the federal court by Judson Harmon, receiver for the Pere Marquette and Cincinnati, Hamilton & Dayton railroads, to compel other roads to give an accounting of several thousand freight cars of these two roads held by many railroads of the country.

EDITORS WANT MADDEN FIRED

Minnesota Newspaper Men Request Discharge of Third Assistant Postmaster Gen.

FOR DISCRIMINATING AGAINST NEWSPAPERS

Madden Issues Statement Saying that It Is Hard to Do Right by Government and the General Public.

By Associated Press.

ST. PAUL, February 15.—The Minnesota Editorial association adopted a resolution today calling for the disbarment of Third Assistant Postmaster General Madden and asking his removal.

The association adopted a resolution that all evidence as to Madden's inability be collected and submitted to President Roosevelt, so that if he sees fit Madden may be removed. The resolution declares that the association will do everything in its power to fight the second-class postage bill now pending in congress and "confer with senators and representatives to have them fight the measure."

Madden Makes Statement

WASHINGTON, February 15.—Third Assistant Postmaster General Madden was shown the dispatch from St. Paul of the Minnesota Editorial association calling for his "disbarment."

"I suppose," he said, "that the advocates of the resolution want my official head. Just why I do not know, unless it is because I have advocated the placing of all printed matter in one class and the charging of a specific rate for its transmission through the mails.

Has a Hard Job

"It is extremely difficult to administer the law respecting such matter as it now stands and do absolute justice to the government and everybody else. I had forty cases passed upon by the courts and in thirty-nine my decisions have been sustained. That would appear as though I was intent on doing the right thing as I see it. My own belief is that it would be much better simply to classify all such matter as 'printed,' and let the fact that it is 'printed' determine its classification and the rate at which it may be transmitted through the mails. What that rate shall be is perfectly immaterial to me. It may be 4 cents a pound, as I suggested, or 3 cents, or any amount congress might fix."

NARROWLY AVERT WARSHIP HORROR

Boilers of Yorktown Had Been Tampered With—Secret Inquiry in Progress

By Associated Press.

VALLEJO, Cal., February 15.—It became known today that a secret inquiry is being held at Mare Island navy yard in connection with the condition of the boilers of the cruiser Yorktown. The Yorktown has been ordered to Magdalena bay to protect American interests in Central America, but just before starting it was found that her boilers were leaking badly and an examination showed that eleven rivets had been removed, apparently deliberately.

Had the Yorktown been allowed to proceed it is said that the Bennington horror would have been duplicated. The flagship Chicago was dispatched south in place of the Yorktown.

WHITE SCHOOLS FOR JAPANESE

Final Settlement of Controversy Reached after Conference at White House Yesterday.

ACTION OF CONGRESS WILL END MATTER

Senate Will Pass Immigration Bill Today and No Serious Opposition Is Expected in House—Kahn Talks.

By Associated Press.

WASHINGTON, February 15.—The San Francisco school controversy growing out of the segregation of Japanese school children, has been settled. The basis of agreement reached at the White House conference today is that Mayor Schmitz and the members of the school board wil immediately after the passage of the immigration bill reached by conferences in congress, abolish oriental schools and again admit Japanese children to white schools. The president and Secretary Root assured the Californians that if the bill is not passed at this session an extra session will be called immediately after the adjournment on March 4.

Refers to Japs Only

The abolishment of oriental schools refers, of course, only to the use of them by the Japanese. Their maintenance for the use of Chinese will be continued. Mayor Schmitz gave the following signed statement:

"We have come to a satisfactory understanding on the assumption that congress will pass the amendment to the immigration bill introduced. Until the amendment is enacted we shall make no statement as to what the understanding is."

Schmitz received the answer of the Japanese government to the proposition for separate schools from Secretary Root and after conferring with members of the school board again called at the state department and informed Root that the school board had finally reached an agreement to rescind the order establishing the oriental schools, but no action will be taken in this direction until the immigration bill including the exclusion amendment has been passed by congress and signed by the president.

Confer with President

They submitted this agreement to Root in writing. The Californians called at the White House at 4 o'clock and after thirty-five minutes' conference with the president and Root, announced that an agreement had been reached and Schmitz promised to give out a formal statement this evening. Root, who remained with the president some time after the San Franciscans left, was rather non-committal in his observations of the result of the conference. He did admit that "everything looked serene," but would not say whether a complete agreement had been reached, and that the president and the California delegates would await action by congress on the immigration bill. No official statement was issued at the White House.

Bill Will Pass

As an agreement was reached in the senate to vote on the conference report tomorrow, the Republican senators in charge of the bill declare it will undoubtedly be passed. No serious opposition in the house is anticipated.

The Japanese ambassador tonight refused to make any comment on the situation pending further communication with his government.

Kahn Not Satisfied

Representative Kahn said:

"The people of the coast states will not consider this a final settlement of the problem. We must have a treaty with the Japanese government supplemented by appropriate legislation that will exclude coolie labor from the United States in the same manner the Chinese are kept out. California will be satisfied with nothing less.

"This tentative agreement will work as long as Japan desires to keep faith and no longer. If the present ministry at Tokio should be forced out of office another administration might decide to issue passports to Japanese laborers to come direct to the mainland of the United States, and in that event the amendment to the immigration bill will be a dead letter."

LONDON, February 15.—A dispatch from Tokio to the Times says: "It is denied here that Japan has agreed to any solution of the San Francisco problem depending upon the restriction of the admission of Japanese laborers to the United States."

BROUGHT FURNITURE FROM PHILIPPINES

By Associated Press.

LEAVENWORTH, Kan., February 15.—Major Parker West of the inspector general's department of Washington arrived at Fort Leavenworth today to make an investigation for the war department among officers ofthe garrison to obtain evidence regarding officers of high rank who brought back from the Philippines furniture made in and belonging to the quartermaster's department. The affair implicates high army officers.