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PHOENIX, ARIZONA, DEC. 20, 1902.

Senator Beveridge's Report.

Through the courtesy of Senator Beveridge, The Republican has received copies of the report against the omnibus statehood bill made by the senator as chairman of the committee on territories, and also the volume containing the testimony taken at Washington last spring and the testimony taken in the territories by the visiting senators during their recent trip. Further notice of these publications will be made, but we hasten to do Senator Beveridge the justice of saying that he was not correctly quoted in an important particular by the press dispatches which gave a digest of the report when it was rendered to the senate. It will be remembered that the dispatches thus quoted the report as to Arizona:

"The resources and development of the country are also declared to be too limited to entitle the territory to statehood."

This statement, sent broadcast from Washington, provoked the people of Arizona more than everything else purporting to have been said by the report. It was considered the extremity of absurdity and injustice for the visiting senators, after a hurried ride on the trains through the territory—much of the journey being at night—to declare in effect that not only was the territory not equipped for statehood, but that its resources developed and undeveloped were too limited to warrant statehood at any time in the future. A careful reading of the document discloses that Senator Beveridge did not go to the length alleged by the dispatches. The error arose from the effort of the Associated Press to sum up briefly the conclusions reached by the senators.

The report is full of wrong conclusions, and there are a number of statements which are misleading and which will prove seriously injurious to Arizona, but it is some comfort to know that a formal paper from the senate committee on territories does not presume to say that the resources of the territory are incapable of tremendous development.

Local Laws Prevail.

In view of the decision recently rendered by the supreme court of the United States, the work of organizing a corporation in one state or territory in order to evade the restrictions and penalties contained in the laws of the state where the corporation proposes to operate, is all for nothing. It has been decided, for instance, that if the laws of the state of Kansas provide a double liability on the part of the stockholders of a corporation, all corporations are subject to that provision, no matter where they are formed. The state of Kansas is named for illustration, because the corporation laws of that state are particularly severe in the matter of a stockholder's liability. In other words, the so-called "tramp" corporation enjoys no more immunities in any state than are granted by the laws of that state to corporations formed under its own statutes.

The supreme court holds that the certificate issued to a foreign corporation granting it permission to do business is really nothing more than a charter, and that the corporation operating under such permit is to all intents and purposes a domestic concern and therefore subject to all the provisions of local laws relating to corporations. Hereafter, when a frisky corporation goes visiting, it must do in Rome as Rome does, and must leave within the state of its nativity any privileges that may be peculiar to that state.

Since the great majority of corporations are formed for purely speculative purposes, and with little or no paid-up capital, one of the most desirable features is non-liability of stockholders. A number of states, and this territory, are very liberal in exempting stockholders from liability, and during recent years New Jersey, Maine, West Virginia, South Dakota and Arizona have been greatly favored by incorporators, largely because the laws of these commonwealths provide that the stockholders may in their articles of incorporation exempt themselves from liability for the corporate debts. Now, in view of the supreme court decision, all the trouble that has been taken to evade the corporation laws of the states where the New Jersey, Maine, West Virginia, South Dakota and Arizona corporations operate, has been labor lost.

In the case in question, the Dayton Coal & Iron Co. vs. T. A. Barton, an action brought in Tennessee, Justice Shiras of the United States supreme court, in passing on the question of stockholders' liability, said:

"The right of a foreign corporation to carry on business in the state of Tennessee might be deemed subject to the condition of obeying the regulations prescribed in the legislature of the state. That which a state may do to corporations of its own creation it may do with foreign corporations admitted into the state. The power of a state to impose conditions upon foreign corporations is certainly as extensive as the power over domestic corporations."

On account of the facility with corporations are formed under the laws of Arizona and the states named, there is likely to be little reduction in the volume of corporation business, notwithstanding the new decision, but stockholders throughout the country will be disappointed to learn that in going abroad for their charters they gain no immunities not granted by the local statutes.

Immediate Benefit From the Cable.

Although the ship Silvertown which is laying the Pacific cable from San Francisco to Manila has not yet reached Honolulu, the people of California have had occasion already to note one of the benefits which will be conferred by the cable. A few days ago, when the ship was some 500 miles to the west of San Francisco, she reported that a severe storm was traveling toward the coast. This enabled the weather bureau to warn the entire state that a rain was coming, although there were then no local signs of it, and in the absence of the message from the ship the bureau would have predicted clear weather for the ensuing twenty-four hours. As it was, the state had sixteen hours warning of the approaching storm. When the rain came, as it did on time, it gave the entire state a thorough soaking.

The officials of the weather bureau have been prompt to recognize the advantage which it would give them to base their forecasts on information received from points far out in the Pacific, and they are predicting that the government will station observation ships along the line of the cable, to report weather conditions. It is easy to see the value to California of reliable weather reports from the mid-Pacific. Under the conditions heretofore existing, the weather bureau has been handicapped in forecasting the weather for California, because of inability to know the atmospheric conditions to the westward—and in that state the general rains come from the west, as a rule. It is hardly possible to over-estimate the benefits which the horticultural and agricultural interests of California will receive from the improved weather service which will be furnished when the cable is in working order. Great quantities of fruit and hay are destroyed every year by rains of which the ranchers have no warning.

It's All Right.

Congress having appropriated one million dollars for the purpose of stamping out the cattle disease in Rhode Island and Massachusetts, we wish to explain to the people of Arizona that it is all right, and no objection should be made. It should be kept in mind that when the government expends money for great irrigation works in the west, or for the benefit of this region in some other particular, it is guilty of paternalism and a lack of regard for the down-trodden taxpayers of the east, and the stability of the republic is threatened. But when Uncle Sam reaches his long arm into the treasury for the benefit of New England he is clearly acting for the interests of the entire country.

"I, for one," said Richard Watson Gilder, editor and poet, atthe dinner of the civil service reformers, "maintain that there are two classes of seats in the senate which reflect highest honor upon the American people—the chairs filled by those men whose names will occur to all of you and who would be notable in any assembly for ability and character; and, also, those seats which doughty little Delaware—state I am proud to say, of my own ancestors—fills with dignified, eloquent and thrice honorable vacancy."

It is a pleasure to note that the city government took prompt notice of our reference to the inexcusable errors in the administration of the street department, and that immediate steps were taken to correct the abuses complained of. Let us hope that there will be no more grading up of sidewalks with filthy "muck" from the streets.

We still believe that the omnibus statehood bill will win.

"Of course clothes don't make the man."

"Certainly not."

"At the same time, if you have a new suit, you'd better put it on when you go out to ask for credit."—Chicago Post.

"There is something, darling, I want to tell you."

"Oh, then, let us go away from the rubber plant. Come, tell me under the rose."—Baltimore American.

Dr. Daniel Elmer Salmon, chief of the bureau of animal industry of the agricultural department, has held that office since 1884, and has been in that department of the government since 1879.

CURRENT COMMENT

A Practice That Is Out of Date.

A few days since one of a small party of men remarked that a controversy of a personal nature between the editors of newspapers of any standing was a most unusual thing. Another, an older man, remarked that such controversies were quite a feature in newspapers fifty years ago, and noted the conflicts between the leading editors in New York, which sometimes passed beyond abuse in their editorial columns to personal assault. It was observed by another that the better class of newspapers had ceased to vilify the candidates of the opposite party or to relate the gossip derogatory to their characters. Criticism by the decent newspapers stops with the public record of candidates.

All of the foregoing statements are true. A great change has taken place for the better in the conduct of newspapers patronized by the more intelligent readers. They no more like a personal conflict in print between editors than they would a street brawl in front of their houses. Newspaper managers have also learned that the public has no interest in their personal affairs, and so they have made newspaper-making impersonal, the editorial views of a paper being in a large measure the reflex of that portion of public opinion with which they are in sympathy. As for campaign scandals, the really decent people in both parties were disgusted with them during the Blaine-Cleveland campaign of 1884. The same is true of the better class of campaign speakers. The speaker who has nothing better to offer an audience than a harangue made up of personal abuse of the opposing candidates will not be popular, nor will he make converts.

The conversation referred to did not end with newspapers and political speakers, but one of the party said to a lawyer who was present: "There is one place where the abuse of the opponent is yet tolerated, and that is in the courts of justice." He then gave an account of a verbal assault made in a court where he was a juror upon a respectable witness on the other side. The lawyer, who is one of the most highly respected, took exception to the general assumption that lawyers as a rule assail the men of the other side. He declared that the best lawyers do not resort to detraction, but that the practice was confined to a class of practitioners who had no standing in the profession and to a few men who are employed in desperate criminal cases simply because they can abuse and browbeat. This statement is undoubtedly true. The better class of lawyers are not vilifiers. They realize that blackguardism does not count with an intelligent jury. Moreover, the refining influences of better education are producing men who as jurors no more enjoy the vilification of the principal and witnesses on the other side than they would a wordy quarrel between filthy-mouthed street brawlers. More and more people are coming to realize that the established good character of the lawyer as a man in the community in which he lives and his reputation in his profession are two things which secure the respectful attention of a jury at the outset.

It may be said in this connection that, no matter what the reputation of the lawyer may be, he has no right, as did the counsel for the defense in a noted murder case in New York recently, to point his finger at a witness on the other side and declare: "There is the murderer in this case." If such a charge were made by a newspaper the accused could recover heavy damages, and the accuser be heavily fined and sent to prison. Why should an attorney in a court of justice, where even the parties in a suit should be secure against false accusation and where witnesses should be protected, be permitted to assail character indiscriminately? Why should not an attorney who goes outside the testimony to assail the character of men on the opposite side be made as amenable to the laws for the defamation of character as the citizen outside the court or the publisher of a newspaper?—Indianapolis Journal.

Paul Helleu, the French artist, will shortly pay the United States a visit. He is famous for his dry point portraits and is known as the Du Maurier of France. His daughter, Helen, now sixteen, is his best model.

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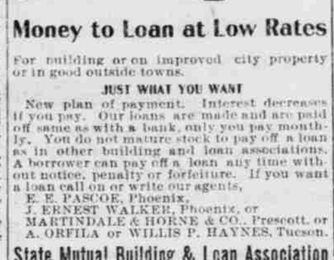

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