No. 18,494.

WASHINGTON, D. C., WEDNESDAY, MAY 17, 1911-TWENTY PAGES.

ONE CENT.

EXPECT NO DELAY PACKERS GIVEN TIME MRS. TRIMBLE DEAD

Labor Contempt Case.

Simple Process of Review, Attorney Judge Carpenter Indicates Position Passes Away at Hospital in York, Darlington Explains.

JUSTICE WRIGHT'S STATEMENT COUNSEL TO ARGUE THE POINT HURT IN CLOVER LEAF RUN

Practice in Jurisprudence, He Declares.

named by Assistant Clerk Hawken of the United States Supreme Court-that it

Little delay is expected to ensue before the designated inquisitors hold a meet-Mr. Darlington, being a Washingtonian, is, of course, on hand, and Mr. Davenport happens to be in the city. jon on the demurrer," said Judge The only delay in a meeting is likely to Carpenter; "that is to say, that the come from the business engagements of Supreme Court must regard the Sher-James M. Beck, whose office is in New

ht he expected. Attorney Darling declared he was unable to say just when a meeting of the committee would be held. He said that all the facts in the case were of record, and the only thing to be done was to segregate them and report them to the court.

Justice Wright's Statement.

Justice Wright, when shown the ported interview with Mr. Gompers. which the latter is quoted as saying the court "might go as far as he liked." deasked about the selection of the three lawyers who had opposed the labor men in the Buck's Stove case, Justice Wright said he had never known of a different method of procedure when a contempt inquiry arose out of a civil action. explanation he pointed out that the attorneys named were conversant in the matter, and knew how and where to ob-

The court suggested that it would be to be submitted to the court. When a contempt is suggested," said and because it is "uncertain." Justice Wright, "there must be prosecu-

tors. The court cannot itself hunt up the witnesses, prepare and prosecute the case. When in the course of a civil case the commission of a contempt is suggested to the court it is the established custom of courts to call upon the attorneys who suggest it to establish the suggestion by making the formal charge and sustaining it by proof. The gentlemen appointed yesterday are designated as disfinctly prosecutors, not as arbiters."

Affirms His Impartiality.

by Mr. Gompers that the committee was land, Essex, Monday and who put out

taken. I did my duty to my client in Blackmore was turned over to the police, Mrs. Trimble was always with her husthe equity proceedings while there ex- who at once notified his family that he and Range Company. That disagreement of the committee by Justice Wright was along the coast between Cape Ann and dent reached here. Matthew Trimble unsought, but I expect to do my uty the Isles of Shoals as well as by the a member of the board of assistant as under it. I shall shortly confer with the other appointees in reference to the

BOMB STIRS HOTEL DISTRICT.

Explosion Rouses Sleepers in Big Broadway Hostelries.

NEW YORK, May 17 .- The heart of

position by two men who drove away in a taxicab ten minutes before the explosion. The police recall three other recent bomb explosions, due, they say, to jealousy between rival gamblers, and are trying to trace today's outrage to a similar cause.

FIRE MADE 40,000 HOMELESS.

Money Loss at Kirin, Manchuria, Estimated at \$20,000,000.

HARBIN. Manchuria, May 17 .-Forty thousand persons at Kirin are homeless as a consequence of the recent conflagration in that city. The money loss is estimated at \$20,000,000. Four thousand shops, fifteen banks and 8.387 other buildings were destroyed.

Reports from Peking told of a destructive fire at Kirin May 9, but telegraph communication to this remote Manchurian town was interrupted and few details of the fire were known. Kirin has a population of 80,000.

SAVES LIVES, DROPS DEAD.

Policeman Rouses Sleepers in Burning Building, Then Succumbs.

DETROIT, Mich., May 17 .- Police Officer Henry Walpole early this morning secrificed his life to save several people sleeping in the third story of a building at 137-139 Bates street, which was shattered by an explosion, believed to have been caused by gasoline.

Walpole rushed from the police station nearby, fought his way through the flames and succeeded in alarming the sleepers. Then he succumbed to an at tack of heart disease.

One man, Jesse Gore, sustained injuries He was blown through a second story window and landed in the street, but was not badly hurt. The building was destroyed, totaling a loss of nearly \$35,000.

Early Action Is Looked for in Week in Which to File Briefs Succumbs to Injuries Received on Rehearing Plea.

on Supreme Court Ruling.

Method of Procedure in Accord With 'Unreasonable" Restraint of Trade Husband, Injured at Same Time, Is Likely to Figure in Chicago Case.

CHICAGO, May 17.-Judge George A Carpenter, in the United States district Supreme Court to inquire into the al- cago meat packers on their plea for a rehearing on the demurrers Judge Carpenter overruled May 12. He gave them

Carpenter's ruling, and nothing further in the way of outlining their course will Judge Carpenter, in fixing a time for Wright were sent to the three attorneys the filing of briefs, took occasion to in- her, suffered severe injuries, but is re dicate his position on the ruling of the

Sherman Act a Penal Statute.

in no wise affected the penalty clauses

man act as a penal statute, and if it must have approved sections 1, 2 and 5. the demurrers.

"There can be no purpose as I look at | chine. it," answered the court, "to section 4 Charles E. Miller, who was driving a or section 7, unless there can be a 'vio- short distance in the rear of Mr. Trimlation of this act,' to quote from the ble's car in his Velle, took Mr. Trimble in earlier sections. That is the point, I his car, and Frank G. Stewart, who asthink, needs discussion."

Counsel for Packers Prepared.

prepared to argue, in their briefs, that inquiry, as it would put them to the the law is void, penal sections and all, trouble of spending weeks and perhaps not through a Supreme Court decision, months in locating the proof or evidence but as a violation of the fifth and sixth amendments to the federal Constitution

FIND LOST YOUTH IN DORY.

Had Put Out to Sea Monday in

Island yesterday by the fishing schooner social functions of the capital city. more, the demented youth who escaped Commenting on the reported statement from his family's custody at Choate Is-

United States gunboat Marietta, which am, which sailed from Boston.

Lady Decies Steadily Improves.

ome of Dowager L dy Decies today that Lady Decies was making satisfactory progress toward recovery following the The ceremony will be performed at the Joseph Rudan sprang to his window and operation for appendicitis last Friday.

VICTIM OF ACCIDENT.

MRS. MATTHEW TRIMBLE, JR.

She died today in a York (Pa.) hospital from injuries received in automobile

in Automobile Accident.

COMMITTEE SOON TO MEET PENAL CLAUSE TO HOLD OPERATION FAILS TO SAVE

Pa., This Afternoon.

Reported to Be Im-

court today, refused to hear oral argu- Trimble, jr., Washington society woman ment from attorneys for the indicted Chi- who was internally injured by being city yesterday, near Hanover, failed to The formal motion filed yesterday was rally from an operation performed last not amplified in any way in view of Judge night at York Hospital and died at 12:50

> Mrs. Trimble suffered a fractured pelvis, a broken arm and internal injuries. Her husband, who was in the machine with

Mr. Trimble's Statement.

According to a statement made by Mr only have had about two inches to spare. Rather than drive at such a close distance. I gave myself more room, with does, then, by giving relief under the the result that I went off the road. I im-When asked today how soon a report defining sections, 4 and 7, it necessarily mediately attempted to right the ma chine, but before I could accomplish this "For certain purposes," interjected At- the car dashed across the road into the orney John S. Miller, who, with Levy fence and turned over. One of the rear Mayer, filed the motion for rehearing on wheels crushed in, and when I came to we were both pinned beneath the ma-

sisted Mr. Miller in rescuing the injured couple, placed Mrs. Trimble in his machine, and both made haste to the hos-

Team Obscured by Dust. Mrs. Trimble's version of the accident

she said. "When within a mile of Yor! we came suddenly upon a wagon and Senator Says He Will Not Perscured by dust. My husband signaled road, to give us room to pass. He is nored this. We thought we could driv viewed by the court or not; that, hence on the right side of the wagon, and, after passing it, turn into the road. The pass ng was a success, but the automobile instead of turning into the main road suddenly leaped forward. The next

the wrecked car." Social Washington today is distressed ver the death of Mrs. Trimble. Durng the last few years as a belle of Washington society she had won her way to the affections of a large number of friends. Always a good dancer, Mrs. Trimble as Miss Marjorie Gibson Smith, daughter of Mrs. Robert Smith, dory sighted seventy miles off Thatchers was ever in evidence at the smart After her marriage to Mr. Trimble which took place at the summer home of the bride's family at Sayville, L. I., last

knew I was pinned to the ground under

September, they became devotees of motoring and took many long trips. The low-set, powerful car of carmine which Mr. Trimble drove has been promroads about the city. To folks who saw the machine much it seemed as though band and that she took the same delight in motoring that he did. Matthew Trimble, sr., is now in York

while Mrs. Robert Smith left Washington immediately after news of the acci sors of the District of Columbia.

Weds Cornell Athlete.

ITHACA, N. Y., May 17 .- Miss Bertha Ozmun of this city is to be married in the stroke oar of the 1909 Cornell crew LONDON, May 17 .- It was said at the She will be the second member of her family to wed a Cornell athlete. He sister Anita is the wife of Nick Dishon. who was the star pitcher five years ago.

mit Hearings on Reciprocity to Drag.

today to the Senate finance committee, a the hearing on the reciprocity and free Legislation to Cure Defects in the list bills, that he would soon press for a vote on reciprocity. He said he did not propose to let the hearings drag along was made by the committee to fix a time hearing would end soon.

Debate on Price of Cattle.

not the case. He quoted statistics, which are regarded as reasonable firms. Mr. Lasater questioned. The Secretary of Agriculture and Prof. Emery of the tariff board will be called

FIRES AT BURGLAR, HITS GIRL. Cleveland tomorrow to Randolph Weed, Shot Aimed in Dark May Cause Young Woman's Death.

fifteen years old, in the mouth as she was sitting up in bed in a house opposite. The burglars escaped, but the girl probably will die. Rudan collapsed when he learned the effect of his shots.

SALUTES OLD WARSHIP.

Battleship Idaho's Guns Boom Over Mississippi's Resting Place.

ANGOLA, La., May 17.-While the ship's band played and her bluejackets Unon in Brooklyn, in which 20,000 chilstood at "present" the big battleship dren will march. He was invited to wit-Idaho's guns woke the echoes here to- ness this pageant by Representative Calof the old wooden war sloop Mississippi members from Michigan, called on the of Admiral Farragut's fleet. The Mis- President this morning, and the latter sissippi was sunk by the Confederate invited him to spend a day in that state land batteries at Port Hudson, on the in September, while on his western trip. Mississippi river, during the civil war. The plan outlined by Mr. Dodds provides as far as Vicksburg.

DANCES AT AGE OF NINETY. Christopher Glady Displays More lieve that Mr. Taft will agree to the pro-

Nimbleness Than His Sons. HORNELL, N. Y., May 17 .- Celebrating his ninetieth birthday, Christopher guests at his anniversary party. The other guests included thirty-four grandchildren and nineteen great-grandchil-

Cathedral Consecrated.

DETROIT, Mich., May 17 .- Bishop Lawrence of Massachusetts preached the sermon today at the service of the blessing of the two-hundred-and-fifty-thousand dollar Protestant Episcopal Cathedral of St. Paul, which was opened for public worship a few weeks ago. Among others participating in the services were Bishops Williams of Detroit, McCormick of Grand Rapids, Israel of Erie and David Williams | House, who was Mr. Lincoln's body-

STONE FOR EARLY VOTE NO REST FOR TRUSTS MR. COBB TAKES OFFICE AS LAWLER'S SUCCESS Oath Administered as Assistant At-President Taft Says That

Prosecutions Will Go On.

WHY NOT ADOPT IT AT THE TREASURY?

REMEDIAL LAW PROBABLE

Sherman Law.

E. C. Lasater, president of the Cattle straint of trade was at first looked upon as Raisers' Association of Texas, asserted a check to the administration's "trustthe cattle-raising industry would be de- busting" policy, it is now known that lower. This, Senator Stone declared, was few cases where the defendant companies

The principal result of Monday's deci on to explain the figures and apparent remedy the defects in existing law pointed out by Chief Justice White. Whether poration bill, favored by the President Congressional visitors, at the White saw two men descending the fire escape legislation to remedy the so-called defects in the anti-trust law would not be attempted at this short session. It is

pointed out that reciprocity and reciprocity alone is the only legislation likely to President Accepts Invitations.

of Cottonseed Crushers at the Hotel Asor, New York, the night of June 8. Mr. Taft will make an address at the dinner, Earlier in the same day Mr. Taft wil review the parade of the Sunday School Representatives Smith and Dodds, new The Idaho is cruising up the river that Mr. Taft shall start at Kalamazoo in the morning and visit the following cities: Jackson, Charlotte, Lansing, Battle Creek, Detroit and St. Joseph. The President told Mr. Dodds to complete his plan and submit it to him later,

Message From Boy Scouts.

and the representative is inclined to be-

Representative Olmsted this morning Glady, a retired politician and business presented to the President a message man, last night danced a brisk waltz from the Lewistown, Pa., troop of Boy with his great-granddaughter for a Scouts which was to have been given to partner. Although he had not danced him Monday morning in Harrisburg. for more than sixty years, he had no dif- Owing to Mrs. Taft's illness the Presificulty in keeping step with the music dent left Pennsylvania Sunday afternoon and proved himself far more nimble than and the Boy Scouts program was set any of his eight children, all gray-haired. aside. The message is sealed and Mr. who witnessed the performance as his Olmsted said he did not know what the envelope contained. David Herriott, postmaster at Morgan

Park, Ill., a suburb of Chicago, showed the President photographs of some interesting letters that Abraham Lincoln received from southerners after his first election as President of the United States. Several of the letters not only criticised Mr. Lincoln, but threatened him. Secession of states and hostile demonstrations were threatened by persons who signed themselves Clay Whigs. Mr. Herriott claims the letters in hi possession are the only ones of such a harsh character that Mr. Lincoln received before entering the White House. He also showed the missives to Col. Crook, now disbursing officer of the White

AS LAWLER'S SUCCESSOR

SAVER

FEEDS YOU

WHILE YOU WORK.

SAVES HALF A DAY EACH WEEK

torney General for the Interior Department.

Charles W. Cobb of San Francisco is now assistant attorney general for the whom, at least, shall not be an inhab-Interior Department, in succession to Os- itant of the same state with themselves; was administered yesterday afternoon by ballots the person voted for as Vice ernment of the peace conditions, which Chief Clerk Ucker of the Interior De- President, and they shall make distinct have already been taken to mean the partment, in the offices which Mr. Cobb lists of all persons voted for as President

will hereafter occupy. Mr. Cobb has been in Washington for which lists they shall sign and certify and some time, getting acquainted with the transmit sealed to the seat of the governto close the dual hearings. Senator Pen- today made it known to callers that details of the work he has just formally rose, chairman of the committee, ex- prosecution of trusts by the Department assumed, and also meeting the departpressed the belief that the reciprocity bill of Justice would be continued according ment chiefs with whom he comes into Senate and House of Representatives, in the presence of the Senate shall, in the senate shall sh to the program outlined by Attorney Gen- almost daily contact. Some days after open all the certificates, and the votes justa, Guerrero, Morelos and Jahsco or Mr. Lawler announced his resignation shall then be counted; the person having Tabasco. While the distinction drawn by the sition he appeared at the department and United States Supreme Court in the began studying the work under the re- appointed, and if no person have such a

> Ten days ago Mr. Lawler left the defully acquaint himself with the work in hand before finally taking the oath of

PARK OF ROCK CREEK VALLEY. Senator Wetmore Introduces Bill Providing for Condemnation

Senator Wetmore this afternoon intro-

AGREE ON POTASH.

the banquet of the National Association Text Being Drafted and New Contracts Will Be Arranged.

HAMBURG, May 17 .- The German-

drafted and new contracts will be arranged immediately.

THE NATIVE BORN By I. A. R. WYLIE

A Story of English Garrison Life in India, is

The Evening Star's **New Daily Serial**

TOMORROW

FOR CHANGE IN DATE PEACE DRAWS NEAR

Proposed Amendment to the Con- Grants Three Members of Cabinet stitution.

COURSE FOLLOWED INSURRECTOS AWAIT REPLY

Chairman Henry Confident the Limantour Not So Sanguine as Col-House Will Act Favorably in Matter of Postponement.

March 4 to the last Thursday in April. amendment to the Constitution effecting the change, and asked that it be referred dents in this matter, as he has in many things in their behalf, Senator Gallinger who was long an advocate of this change, and Senator Depew of New York, who

A resolution proposing the change has been favorably acted upon by the Senate in previous Congresses, and the stumbling block has then been the House. Representative Henry of Texas, the rules chairman of the House, is confident that a resolution for the change will pass the House as at present constituted, and its friends regard this as a favorable time for pushing it in the Senate. The resolution which Senator Gallinger introduced this afternoon follows generally that which was considered winter

Substitute for Article XII.

before last in the House, and which came

within one-third of a vote of passing.

In place of Article XII of the Constitution, which provides for the meeting of the presidential electors, the counting of the ballots at a joint session of the Senate and the House and the inauguration of the President March 4, there is proposed the following substitute: "On the first day of January, 1913, or, if this amendment shall not have been theretofore ratified, then on the subsequent ratification thereof, the then existing Congress and to senators and representatives therein and terms of office of the President and Vice President

shall be extended until the lax Thursday in April following the fourth day of March, on which they would otherwise respectively terminate, and every subsequent Congress and term of any senator representative, President and Vice Presi dent shal' begin and end on the last Thursday in April instead of the fourth day of March. 'The electors shall meet in their re President and Vice President, one of today concerning the signing of a peace they shall name in their ballots the per son voted for as President and in distinct

and of all persons voted for as Vice Presi- Mexico. dent, and of the number of votes for each, President of the Senate; the president of fourteen states: Chihuahua, Sonora, Sina the Senate shall, in the presence of the loa, Zacatecas, Coahulla, Yucatan, Tlaxshall be the President, if such number be a majority of the whole number of electors

partment, but Mr. Cobb desired to more on the list of those voted for as President the House of Representatives shall choose immediately, by ballot, the President. "But in choosing the President the votes shall be taken by states, the repesentation from each state having one vote; a quorum for this purpose shall consist of a member or members from wo-thirds of the states, and a majority of all the states shall be necessary to a hoice. And if the House of Representatives shall not choose a President whenever the right of choice shall devolve upon them, before the last Thursday in luced a bill directing the purchase or April next following, then the Vice President shall act as President, as in the case ability of the President. The person hav-

ing the greatest number of votes as Vice President shall be the Vice President, if such number be a majority of the whole number of electors appointed, and if no person have a majority, then from the two highest numbers on the list the Senate shall choose the Vice President: a quorum for the purpose shall consist of two-thirds of the whole number of senators, and a majority of the whole number shall be necessary to a choice. But no person constitutionally ineligible to the office of President shall be eligible to that of Vice President of the United

"In all cases not provided for by article second, clause fifth, of the Constitution, where there is no person entitled to discharge the duties of the office of the President, the same shall devolve upon the Vice President. The Congress may by law provide for the case where there no person entitled to hold the office of President or Vice President, declaring what officer shall then act as President, and such officer shall act accordingof potash and for an adjustment of a ly until the disability shall be removed

or a President shall be elected." Simply Changes Inaugural Date.

This resolution is simply designed to change the inaugural date and does not propose other changes in the federal election system such as have been suggested at intervals-such as changing the date within two months, according to Col. of national elections to have the inauguration follow more closely the election and providing for no session of an old Congress after its successor has been The real friends of the proposed change of the inaugural date see danger of fail-

VALUABLE LAND IN DISPUTE.

Chamizal Arbitration Board Meets in the secretary of war is to be chosen El Paso. EL PASO, Tex., May 17.-After effecting the necessary organization, the appointed, probably in two months. "This is the latest fairly reliable infor-

the change of date.

Chamizal arbitration court, convened in mation I can procure. this city to determine the ownership of a The President's advices indicate that big strip of land in South El Paso, valued the rebel army in Mexico now numbers at \$7,000,000, has adjourned its sittings 27,000, a gain of 4,000 since the battle of to Thursday morning. The land is claimed by both the United States and Mexi-The court will make an inspection of the property late today.

Senate Still Deadlocked.

The Senate took its daily pair of votes for the election of a president pro tempore this afternoon and found itself still

Clapp 7 and Senators Tillman and Ledge stantial change.

Expected.

INTRODUCED BY GALLINGER GOVERNMENT WILL YIELD

and Fourteen Governors.

leagues, But Looks for Amica-

MEXICO CITY, May 17 .- If the hopes and the rebels doubtless will reach a

some of the demands of the rebels as conand the president

Nevertheless, Senor Limantour believed that peace would be arranged.

City May Be Cut Off.

world. With the occupation of Valles, a town on the Tampico branch of the Naof San Luis Potosi; to the north as far as Saltille in Coahuila, east to Tampico in southeast Tamaulipas and west to Aguas Calientes in the state of Aguas Calientes. to interfere with traffic on these lines.

An interruption of the Tampico line would mean the cutting off of fuel suppl to oil consumers. Mail advices from Guadalajara relate to a battle at Magdalena, state of Jaliaco. Three hundred rebels were attacked by 100 rurales and state troops. The revolutionists were routed and, according to

reports, their commander and ten men

Reported Federal Concessions.

were killed. The government lost five

JUAREZ, Mexico, May 17.-Provisional President Francisco I. Madero, jr., and Dr. Vazquez Gomez, his chief peace comspective states and vote by ballot for missioner, were in conference at 7 a.m. agreement. Judge Carbajal, it was expected, would transmit about noon the formal acceptance by the Mexican gov-

> beginning of an era of tranquility in and gobernacion in the presidential cab-

BULL FIGHT AT JUAREZ.

Participants in Recent Battle View the Contest, Bearing Weapons.

JUAREZ, Mex., May 1. - Abiding peace has re-entered the hearts of the people of Juarez. Forgetting their looted, bulletthat still mark the place where some insurrecto or federal soldier died, they docked yesterday to the bull ring. For

the families of insurrectos who had lost their lives and to the destitute Hundreds of insurrectos, still bear

ing their rifles and revolvers, still en-

wrapped with many cartridge beits, oc-

cupied the higher sun-bustered seats.

On the shady side, close down to the arena, were many Americans, including not a few women Two bands played music sweet to Mexican ears, while continually rang the shouts of the enthusiasts on the bleachers. The small boy was there with his cushions, for even the excitement of watching the tortured bulls and the hideous goring of the skeleton horses did

not soften the cement seats.

of his companions in arms. After the first killing a number of

Gen. Pascual Orozco acted as master of

ceremonies. To him the toreador bowed

and asked permission to kill. And toward

him were directed the shouts of hundreds

Col. Steever Reports Armistice Pro able in Twenty-Four Hours,

PEACE PROSPECTS BRIGHTER.

President Diaz will resign probably Steever, in command of United States troops at El Paso. "Prospects for peace brighten daily," says a telegram received last night, and

given out at the White House by Presiure of the plan in these further changes dent Taft. "Armistice will probably be and have urged the simple proposition for agreed upon in twenty-four hours. "Madero demands four places in cabinet, one of them secretary of war, and fourteen governorships. Mexican gov-

ernment agrees to give him gobernacion and justice and possibly one other, while jointly by the two parties. "Madero will likely get ten governorships. Diaz to resign after new governors

Juarez, while the federal army remains at

That reports of disorder and looting by revolutionary troops in Juarez are brought into El Paso by visitors from that place is also announced in a telegram to the War Department.

Oil Town Flooded by Cloudburst. LEMBERG, Austria, May 17 .- A cloud-

burst at Boryslaw, a town of 11,000 in-On the first vote Senator Bacon received habitants, important for its petroleum 32 votes, Senator Gallinger 30, Senator and ozokerit deposits, today, flooded the place, inundating the houses and shops and causing great damage at the oil 1 each. The second ballot showed no sub- works, where derricks and other equipment were washed away.

Resolution Puts Presidential Early Armistice in Mexico Now Inauguration in April.