

## IMPEACHMENT OF JUDGE SWAYNE.

House Devotes Entire Session to A Discussion of the Charges.

ARTICLES WERE DULY REPORTED

Littlefield Said Majority of Committee, Save Sub Committee, Had Not Read Report When Voted to Impeach.

Washington, Jan. 12.—The house of representatives today devoted its entire session to the discussion of impeachment charges against Judge Charles Swayne of the Northern district of Florida.

A dramatic incident occurred when Mr. Littlefield (Me.) called on Mr. Lamar (Fla.) who filed the charges against the judge, to admit the publication of an alleged interview which the former claimed tended to incite the people to commit an act of violence against Judge Swayne.

Mr. Lamar admitted giving an interview, but emphatically denied any suggestion from him that could be construed into advising assassination or murder. He said that, although Judge Swayne was known to be the most lawless man in Florida, he had remained free from bodily harm.

Mr. Palmer (Pa.), chairman of the committee of seven appointed by the speaker to prepare the case against Judge Swayne, reported the articles of impeachment, and explained that the majority of the committee had reached their conclusions after the most painstaking deliberation, and it remained for the house itself to take such further action in the case as it might deem proper.

Mr. Palmer defined what constituted impeachable offenses and said a judge could be impeached for any misdemeanor. He evoked loud applause when he declared his intention to introduce a bill to give every man punished for contempt the right to appeal to some higher court.

Judge Swayne's court, he said, was reeking with bankruptcies, scandals and suicides, and he did not believe the judge had a friend in the district.

Mr. Palmer vehemently declared that the statements that other judges than Swayne had charged \$10 a day for expenses was a slander on the judiciary of the United States. "There is not," he said, "a syllable of testimony in this record or anywhere on earth that any judge ever did this thing but Judge Swayne."

Mr. Littlefield (Me.) said he felt it his duty to give to the house what the record showed and what it did not show. He then analyzed the evidence in the case in all its phases and said that none of the majority of the committee except the sub-committee had read the report when they voted for impeachment.

Turning his attention to Mr. Lamar of Florida, who filed the original charges, Mr. Littlefield called upon him to admit or deny an alleged interview published in the Metropolitan of Jacksonville, Fla., reprinted from the Atlanta Constitution on March 23, 1904, which Mr. Littlefield said did violence to Mr. Lamar's reputation.

Mr. Littlefield quoted from the interview in which Mr. Lamar is alleged to have said that the people of Florida had stood Judge Swayne just about as long as they could, and that he was willing to tell Congress that if some action was not taken to relieve the people of Florida Judge Swayne's life would be in danger.

Mr. Lamar said that any language imputing to him the statement that Judge Swayne's life was in danger was absolutely incorrect; but he said that if the proceedings in the house tended in nothing to his impeachment, he would not understand the conditions in Florida; that he looked upon Judge Swayne as utterly corrupt and utterly tyrannical, and the most lawless man in the state of Florida.

Mr. Lamar declared that he stated in the interview, "that if nothing appeared to Judge Swayne, neither he nor his manly in his own lawless career, then I would point out to him the fact that his arbitrary and tyrannical action might result in some ill-ordered brain or some revengeful hand that suffered at his hands inflicting violence upon him."

The most intense interest was exhibited in this phase of the debate, as members leaned forward to catch every word.

Mr. Littlefield said it grieved him profoundly that a member of the house had preached expenses to assassination and murder.

"I deny any suggestion of violence to Judge Swayne," exclaimed Mr. Lamar, who further said that the fact that he has remained in my state so long in his lawless career is evidence of that."

Mr. Lamar declared that while he did not think Mr. Littlefield intentionally charged him with inciting murder, Mr. Littlefield certainly had almost blindly misapprehended what really was said. If said Mr. Lamar, anyone had used his language in the interview to impute that he suggested violence to Judge Swayne, he would denounce it as a malicious falsehood.

"The gentleman's denunciation disturbs nobody," replied Mr. Littlefield, who added that unfortunately for Mr. Lamar, the ordinary citizen of the United States would so construe it, that it is for that reason the language used the great violence to the character of the distinguished gentleman from Florida."

The Shafter resolution authorizing the committee to investigate the Panama Railway company was passed, after which the house adjourned.

## Amendments to Philippine Bill.

Washington, Jan. 12.—Republican members of the house committee on insular affairs, after considering the Philippine bill as amended by the senate, agreed that an amendment should be proposed to the provision of railroad construction providing that the earnings of the railroads shall be applied, first, to defraying the expenses of the company; second, for ordinary and necessary repairs; third, for extraordinary repairs; the expenditures for this purpose to be approved by the chief executive of the island; fourth, to the payment of interest on bonds guaranteed by the Philippine government; fifth, to reimburse the Philippine government for any interest which may be paid under the guaranty; sixth, to pay dividends on stocks and other lawful purposes.

## Drawback on Flour.

Washington, Jan. 12.—Secy. Shaw today issued a regulation allowing a drawback on flour and the by-products, resulting from the grinding of wholly imported wheat. The duty on imported wheat is 25 cents a bushel. There is pending before the department the question of drawback on flour produced from mixed imported and domestic wheat.

The regulation provides that a com-

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Are the bad boys very often. The boy that's good for anything is generally pugnacious. He's a healthy animal, and the healthy animal will always fight for his rights.

When a boy shows the rough sports of his companions he is apt to be a weakling, and to be conscious of the fact.

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There is no alcohol in "Discovery," and it entirely free from opium, cocaine, and all other narcotics.

"Dr. Pierce's medicine has done wonders for my two sons," writes Mrs. J. H. Harkins, of New Haven, Conn. "Both had scrofula with hemorrhage from the lungs. It troubled him for over a year. He took Dr. Pierce's Medical Discovery and has not had one in over a year. My younger son had scrofula scars on his neck and arms, but has not had any since he commenced to take your medicine."

Dr. Pierce's Common Sense Medical Adviser, in paper cover, sent free on receipt of 21 one-cent stamps to pay expenses of mailing only. For cloth binding send 75 stamps. Address Dr. R. V. Pierce, Buffalo, N. Y.

plete and detailed record must be kept showing the quantity of wheat imported, the date of manufacture and the amount of wheat used in the manufacture of each grade, and the brand of flour, and the amount of flour of each grade and brand produced, and the quantity of the several by-products, including screenings and waste; the value of the wheat so used and the value at the mill of each grade or brand of flour and of each and every product, including screenings and waste. The packages containing the flour so manufactured shall also be so marked as to render identification easy and certain, and the date and the names of the officials at the port of exportation may determine by examination the facts above stated.

## Bids for Amor Plate.

Washington, Jan. 12.—Bids were opened at the navy department today for 725 tons of armor plate for the battleship New Haven, and the armored cruisers Montana and North Carolina. The armor plate of the Carnegie and Bethlehem companies was included. Estimated value, \$1,128,791. Delivery to be made in six months. The lowest bid was the Midvale Steel company of Pittsburgh, whose aggregate bid was \$1,128,791, delivery to be made Aug. 15, at the rate of 59 tons a month.

## To Protect Game.

Washington, Jan. 12.—The house committee on public lands today authorized a favorable report on a bill authorizing the president to designate such areas in the public forest reserves as in his opinion should be set aside for the protection of game animals, birds and fish and be recognized as a breeding place for such birds.

## Taft to Visit Philippines.

Washington, Jan. 12.—If the business of the war will permit, Mr. Secy. Taft will make an official visit of inspection to the Philippine islands during the coming summer. Unless it becomes necessary to change his plans, the secretary will start from San Francisco for Manila early in July.

## To Restore Army Canteen.

Washington, Jan. 12.—The senate committee on military affairs today considered informally the bill to restore the army canteen. Senator Proctor intends to lay the bill before the committee at its next meeting.

## To Reward Army Officers.

Washington, Jan. 12.—The senate committee on military affairs today ordered a favorable report on a bill authorizing the president to reward army officers for distinguished service, by creating grades on the active list known as the "distinguished service list."

## TEA

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## MERCHANT MARINE SHIP SUBSIDY BILL

Senate Committee on Commerce Will File Commission's Report as Its Own.

MINORITY REPORT TO BE MADE.

Committee Members Feared Subvention Proposed by Commission Was Too Small to Attract Bidders.

Washington, Jan. 12.—Immediately after the senate convened today Mr. Callinger, from the committee on commerce, reported back the merchant marine commission ship subsidy bill, and said that the committee would file the report of the commission as its own.

Mr. Berry said that a minority of the committee opposed a favorable report.

In making his report to the senate Mr. Callinger used the majority report submitted by the merchant marine commission. A minority report will be made by Senator Mallory in the form of the minority report of the commission, which, it is said, will be signed by all of the Democratic members of the committee, except Senator Martin, who was a member of the commission.

In the discussions of the committee today Senator Martin said he was not ready to subscribe absolutely to the views of the majority, nor did he want to commit himself to the minority report.

No roll call was taken in the committee on the subject of reporting the bill, and therefore the trend of the discussion is the only record of the attitude of the Republican members of the committee. It is understood that no Republican senator took so positive a stand against reporting the bill as would cause him to support the minority views.

The bill, as reported by the commission, was only amended in one important particular by the commerce committee. An increased mail subvention was authorized for the proposed new route from a port on the Pacific coast to Hawaii, Japan and China and the Philippines. For a monthly service the subvention was increased from \$300,000 to \$400,000, and for a fortnight service from \$600,000 to \$800,000. Members of the committee feared that the subvention proposed by the commission was insufficient to attract bidders for the contract.

Mr. Bailey asked if the bill proposed a direct subsidy, and Mr. Callinger replied that it provided for certain subventions to ships when their owners meet the requirements prescribed.

Mr. Bailey said that this provision was contrary to the understanding when the resolution providing for the appointment of the merchant marine commission was adopted. "When unanimous consent for the consideration of that measure was asked," he said, "I objected, and drew my objection to the commission would recommend discriminating duties and not a subsidy."

Mr. Callinger said he had no knowledge of such an agreement. "If I had known of such an undertaking," he said, "I should not have accepted a place on the commission, because I would have been unable to work with my hands tied. No hearings would have been necessary with that pledge out; it would have been most extraordinary," responded Mr. Bailey, "if the promise had not been made; the record will show that the colloquy occurred as I have indicated."

The consideration of the merchant marine bill was dropped and the legislative, executive and judicial appropriation bill taken up.

Mr. Bailey interrupted consideration of the appropriation bill to read from the Congressional Record the colloquy between himself and Mr. Frye at the time the resolution providing for a merchant marine commission was passed.

It showed that Mr. Bailey had withdrawn his objection to the bill because Mr. Frye expressed the opinion that the work of the commission would result in a provision for discriminating duties."

Mr. Lodge said the statement by Mr. Frye was merely the expression of a personal opinion and in no sense binding.

Mr. Foraker expressed the opinion that there would be as much opportunity for retaliation under a tonnage tax system, such as has been recommended, as under a system of discriminating duties.

The legislative appropriation bill was

then taken up. In connection with a paragraph adding to the classified service a number of laborers employed as clerks, a discussion of the civil service was participated in by Messrs. Gorman, Cullom, Allison, Stewart and others. Mr. Gorman complained of such legislation as unfair to persons who have taken the civil service examination. He asserted that this was the most expensive government in the world, which was due to the appropriation of money in lump sums to be expended at the discretion of the executive departments. He traced the treasury deficit to this source.

Mr. Gorman also criticized the amendment appropriating \$50,000 to permit the department of commerce to send agents abroad to investigate trade conditions, saying the department had more than it could do in this country.

The provision was amended so as to limit the pay of agents to \$10 per day and actual traveling expenses.

Mr. Foraker's bill requiring the labeling of carriages occupied by government officials other than cabinet officers was stricken out.

Mr. Berry made a point of order against the amendment increasing the salaries of the members of the civil service commission from \$2,500 to \$4,000, but pending its decision the senate adjourned.

## Canadian Reciprocity.

Washington, Jan. 12.—Senator Fairbanks today had a long conference with the members of the committee on commerce and other subjects which were to come before the joint high commission before the conference. Senator Fairbanks made the following statement: "The subject of reestablishing the joint high commission is the only record of the attitude of the Canadian parliament. The matter will rest in abeyance until then."

## Lodge and Crane Nominated.

Boston, Jan. 12.—United States Senators Henry Cabot Lodge and W. Murray Crane were unanimously nominated to represent Massachusetts again, at a caucus of the Republican members of the legislature today.

## Switchman Killed His Wife

Oakland, Cal., Jan. 12.—George Rowlands, a switchman employed by the Southern Pacific company, residing in West Oakland, shot and killed his wife in the kitchen at 415 Center street, today. He then drew a razor across his throat, almost severing his head from his body. He died instantly. Jealousy and drink were the causes of the double tragedy.

## British Forces Ordered to Front.

Calcutta, Jan. 12.—Owing to an outbreak of hostilities between the nawab of Dir and the khan of Nawagai, a British movable column has been ordered from Malakand to Chakardara to preserve the Chitral lines of communication, and possibly also to assist the nawab of Dir.

## Conference of University Men.

Baltimore, Jan. 12.—The sixth annual conference of the Association of American Universities began here today. A number of distinguished educators are in attendance, including Benjamin Ide Wheeler, University of California.

## Blame

No One But Yourself if You Don't Get Well When Sick.

All we can do is give advice. Of course that's easy. But our advice is really worth a little more to you than most people's, for we offer to give you the first bottle of our medicine free, if it fails to help you.

We could not afford to do this unless our medicine was good. Such an offer, on the wrong kind of medicine, would put a merchant price in the poor house.

Dr. Miles' Nerve, however, as years of experience have proved, is a medicine that cures the most stubborn cases. Those whom it cannot benefit—less than one in ten thousand—we prefer to refund their money.

All we ask of you is to try Dr. Miles' Restorative Nerve for your complaint. If you suffer from sleeplessness, nervous exhaustion, dizziness, headache, muscular twitches, melancholy, loss of memory, weak stomach, poor blood, bilious trouble, epilepsy, St. Vitus' Dance, etc., we will guarantee to benefit you or refund your money.

You are the doctor.

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