

You Will Not Prosper Because of the Bargains Your Neighbors Find in the Stores. Begin to Read the ads. Yourself.

12 PAGES—LAST EDITION.

THURSDAY, DECEMBER 14, 1903. SALT LAKE CITY, UTAH.

FIFTY-SIXTH YEAR.

REGULATION OF RAILROAD RATES.

Inter-State Commerce Commission Asks Authority for That Purpose.

WOULD GIVE FULL HEARINGS.

Should Enlarge Terms "Transportation" to Include Charges For Various Services.

Different Devices for Evading the Elkins Act Have Been Introduced and Actual Payment of Rebates Made.

Washington, Dec. 14.—The nineteenth annual report of the interstate commerce commission was transmitted to Congress today.

In previous reports the commission has repeatedly called attention to the necessity for certain amendments and additions to the present act to regulate commerce, and in this report the commission sets forth the general reasons for proposed amendments contained in the form of a bill, which has been submitted to the senate committee on interstate commerce in compliance with a request therefor, and this bill is printed as an appendix to the report. The most important amendment is delegation of authority to the commission to determine what rate should be substituted for the future in place of one found, after full hearing, to be unfair, with the further provision that the order of the commission prescribing such substituted rate shall take effect within a reasonable time, unless vacated or set aside by judicial proceedings.

The commission recommends that the phrase "under common control, management or arrangement" in the first section of the law, be omitted. This would make the regulating statute apply to certain classes of carriers now exempt from its application and requirements. The definition in the first section of the term, "transportation" should be enlarged so as to include the charges for various services, such as refrigeration and the like, which are now claimed to be beyond the authority of the commission. The obligation to furnish and provide the services here referred to is proposed, which is likewise a point now in dispute. It is not recommended at this time that the carriers should be prohibited from using private cars or from employing the owners of such cars to perform the long service if they find that course to their advantage, but the commission does recommend that these charges should be put on the same basis as all other freight charges, so far as they can be.

The commission has held that the present law requires the carriers to maintain and enforce of export rates and that good policy also demands the same. In view of the fact, however, that it has been earnestly insisted on the enforcement of this rule would seriously interfere with our foreign business, especially in the handling of certain commodities, such as wheat, and that the commission is of the opinion that the enforcement of this rule would be to the detriment of the country, the commission recommends that the sixth section be so modified as to plainly include this exception, but that the commission be given power to suspend such modification in any case where it is deemed necessary in the public interest.

The report shows that 68 complaints were filed with the commission during the year, including both formal and informal proceedings. The result of the investigations on formal complaint instituted during the year is 65, involving directly the rates and practices of 321 carriers.

Forty-five decisions have been rendered during the year. This number, greater than in any previous year, includes cases of unreasonable rates, discrimination between localities, commodities and between persons, and also in facilities of transportation, with the cases involving departure from published tariff rates and some relating chiefly to reparation.

According to the customary preliminary report on income accounts the net earnings of the railroads for the year ending June 30, 1903, were \$2,073,177.25. The gross earnings from the year ending June 30, 1904, were \$2,073,177.25. The gross earnings from the year ending June 30, 1904, were \$2,073,177.25. The gross earnings from the year ending June 30, 1904, were \$2,073,177.25.

The preliminary report shows that these companies declared dividends during the year to the amount of \$16,693,227, and the dividends declared by practically the same roads during the year 1904 were \$14,313,472. It should be borne in mind, however, that the preliminary reports are confined to the returns of operating roads only, and so exclude all dividends declared by subsidiaries, companies, the property of which is leased to others for operation. For the year ending June 30, 1904, the final statistical report showed that the total amount of dividends declared by all the railways companies covered by that report—that is, both operating and leased lines—was \$21,941,049.

It is stated that within the past year decided improvement has taken place in the condition of safety appliances on all roads subject to the provisions of the statute.

ANTHRACITE COAL MINERS CONVEY.

Seven Hundred Delegates Present When John Mitchell Called Them to Order.

MOST IMPORTANT GATHERING

Will Demand Recognition of Union, Eight-Hour Day and Increased Pay for All Employees.

Shamokin, Pa., Dec. 14.—The anthracite coal miners' convention began its session here today. About 700 delegates were present when John Mitchell, president of the United Mine Workers of America called the convention to order. The convention is regarded as more important than any held since Mitchell came into the hard coal field in 1900 with the avowed purpose of duplicating the organization in Western Pennsylvania and the western states which held contracts with the bituminous coal operators.

The miners' leaders plan through the convention to request a conference of the operators. This will be in the form of a resolution and the following demands it is said, will be made, if the conference is granted, as a substitute for the strike known as a "walk-out" which will expire with the month of March.

A party agreement, better known as recognition of the union, is demanded. An eight-hour work day. An increase in pay to all classes of employees of at least 10 per cent and possibly 20 per cent, based on the wages in effect April 1, 1903.

This would mean that the miners would receive about the same as under the present award. For some unskilled employees it would mean a slight increase.

Should the operators be disposed to grant the miners a conference their intention would be to make a verbal report from the committee on interstate commerce concerning the progress of the committee's investigation of the railroad rate question. He said that the committee had found it impossible to report a bill ten days after the convening of Congress as directed by the resolution ordering the inquiry.

"We cannot report today," he said, "but I am justified in saying that it is the belief of the members that later the committee will be able to present a measure." He said that the committee had been in session from April to June and again since November 21, last and was giving all the time possible to the question.

The emergency canal appropriation bill was then taken up. After the amendment made by the committee on appropriations to the house bill had been agreed to, Mr. Taylor discussed canal matters in general. He did not believe that the canal would be the success its friends expected.

Washington, Dec. 14.—The contest between the ways and means committee and the interstate and foreign commerce committee for control of insurance legislation was continued in the house today. Mr. Payne took the floor to show that the power to tax was the only way in which Congress could get control over insurance, and the ways and means committee had jurisdiction over the taxing power.

A review of judicial opinions was made by Mr. Payne, who stated that his position that insurance was not interstate commerce. He contended that in the face of the unanimous opinion of the supreme court the only exit from the impasse was to let the interstate commerce committee have jurisdiction over the taxing power.

Regulation through prohibiting mail facilities to insure companies which did not comply with prescribed regulation was suggested by Mr. Davis (Maine).

As a precedent for the future, Mr. Hepburn said he saw great importance in the manner in which the question should be decided. The supreme court view, he said, was not the view of himself nor of a considerable number of members of the house, nor of the American Bar association. The exact recommendation of the Bar association, "the enactment by Congress of legislation for the regulation of insurance," was placed in the record by Mr. Bartlett (Ga.).

Conditions regarding commerce were infinitely different than when decisions in question were rendered. By adopting the resolution regarding reference, taken with the statement of Mr. Payne that the taxing power was the only jurisdiction over insurance, Mr. Hepburn said the house would be simply proclaiming its lack of jurisdiction. Particularly was this so when as he said he had been informed, the majority of the ways and means committee agreed with his chairman.

IRVING RELICS SOLD. London, Dec. 14.—The sale of the late Sir Henry Irving's theatrical relics at Christie's today attracted lively attention. A Malacca cane had been bought for \$110 and a gold ring worn by Garrick was sold for \$215. The sword Irving wore as Richard III went for \$115 and a flintlock pistol used in the character of Peter the Great was knocked off at \$155. Fifty small lots netted \$3,000.

SENATOR SMOOT COMING HOME.

Will Arrange for Examination for Boys Desirous of a Naval Cadetship.

GEORGE N. IFFT COMMENDED.

Senate Committee on Manufactures Unanimously Agrees to Report Pure Food Bill.

Special to the "News." Washington, D. C., Dec. 14.—Senator Smoot will return to Utah for the holidays as soon as the Panama bill is disposed of. During his stay in the state the senator will make arrangements for examination of boys of Utah desirous of entering the United States navy. He will designate the most competent as shown by examination for appointment to a cadetship at Annapolis.

J. W. Houston and wife, Salt Lake, arrived this morning and are registered at the new Willard.

The secretary of state has directed that Hon. George N. Ifft of Pocatello, United States consul at Chatham, Ontario, be officially commended for his statistical report on commerce and industries, which he sent to the department Nov. 15. This is unusual action by the secretary.

The senate committee on manufacturers today agreed unanimously to report the Heyburn pure food bill. This measure was pure and will be vigorously opposed by patent medicine men, and grocery supply houses.

Utah women registered as delegates to the George Washington Memorial association meeting as follows: Mrs. George H. McCabe, Ogden; Mrs. H. H. Smith, Ogden; Mrs. George M. Hanson, Salt Lake.

Senator Heyburn today introduced a bill to regulate the establishment of forest reserves by Congress instead of by executive order. Also a bill to re-possess public land stolen for value of sections 16 and 36 embraced in forest reserves.

INVESTIGATING HAZING OF MIDSHIPMAN KIMBROUGH

Annapolis, Md., Dec. 14.—A searching investigation into the hazing of Midshipman Kimbrough, of the third class until he fainted from exhaustion, is being made by the naval academy authorities.

Commander T. P. Magruder, aide to Sigsbee, said today that it was the intention of the authorities here to investigate the matter to the fullest extent, with a full determination to stamp out the custom which he branded as a disgrace to the academy.

PROCEEDINGS IN HOUSE.

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NEW MEXICAN OFFICIALS.

Washington, Dec. 14.—The president today sent the following nominations to the senate:

Chief justice of the supreme court of New Mexico, William J. Mills, New Mexico.

Associate justices of the supreme court of New Mexico, Frank W. Parsons, New Mexico; John D. McFie, New Mexico.

NEW SWISS PRESIDENT.

Berne, Switzerland, Dec. 14.—The national council and the state council assembled as a federal assembly today elected M. Forrer, the vice president of the federal council, and a radical, to be president of the Swiss confederation in succession to M. Ruchel. M. Muller was elected vice president.

FOUR PERSONS DROWNED.

Brownsville, Pa., Dec. 14.—Four persons were drowned in the Monongahela river today as the result of the passenger steamer Rose Hill colliding with the tugboat Joe F. Klen and sinking in 14 feet of water. All the dead were employed on the steamer as deck hands and were drowned while they slept. The boat carried 14 passengers, but all were rescued to shore safely.

PANTHER INDICENT INQUIRY.

Rio Janeiro, Dec. 14.—The Journal de Commercio today says the official inquiry into the incident involving the German cruiser Panther confirms the original story. Among the witnesses is a German, naturalized a Brazilian, who said that he recognized the commander of the Panther among the party which seized the alleged German deserter Steinboff while ashore at Itajuba.

HON. BURTON L. FRENCH.

Member of Congress from Idaho, will be among the other contributors to the Christmas News. His article on "The Homestead Law and the Reclamation Act" has just been received from Washington.

Other departments of special interest to Idaho readers will be "The Sugar Situation in Idaho," "The Railroad Outlook," "Coal Discoveries" and the new developments in the wonderful Snake River Valley.

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JONES HAD HIS DOUBTS ABOUT IT.

Bounty Frauds Man Expresses His Lack of Faith in Judge Howell.

PLEADED FOR PROTECTION.

Wanted an Attorney to Save Him from Gustin's Rigid Cross-Examination.

The cross-examination of Charles W. Jones took up the entire session of the bounty fraud case of the state against D. Beynon Davies in the criminal division of the district court this morning. Atty. Gustin succeeded in getting an admission from Jones that he swore to the bounty certificates on two or three occasions when he called at the clerk's office with hides and hence that he committed perjury in those instances. Jones was asked concerning some of his testimony at the preliminary hearing and absolutely denied that he made the answers to him from a transcript of the testimony concerning some of the questions asked. In regard to a number of the questions and answers he said that he could not remember whether they were correctly reported or not.

HAD HIS DOUBTS. During the session yesterday afternoon Jones asked for the protection of an attorney on account of the rigid cross-examination of Atty. Gustin, so when court opened this morning Judge Howell informed the witness that the court would take care of him. To this Jones replied in an undertone which was evidently caught by the judge: "I don't think you will."

Atty. Gustin questioned the witness closely about his testimony at the preliminary hearing and succeeded in getting Jones to deny part of it and to other parts his memory failed him and he could not state whether he so testified or not.

ADMITTED PERJURY. He admitted that he swore to a bounty certificate made out by Deputy Buckwater, one made out by Deputy Clerk Smith and also one made out by Davies. Although he took the oath to the effect that he killed the animals in this state he said that he did not kill them at all. As to one of the certificates which had been raised in amount he said he did not swear to it but on the preliminary hearing he testified that he did swear to it. He could not remember exactly what was said to him when he took the oath but it was something about killing the animals in the hides of which he presented.

During his cross-examination yesterday afternoon he said that he had been engaged in the bounty business before he met Davies. He could only remember yesterday of having sworn to but one of the certificates. His cross-examination will be concluded this afternoon.

BURGLAR CAUGHT.

Frank Gregg's Nabbed While Looting Room in Eagle Block.

A colored man who gave the name of Frank Gregg was in jail charged with burglary. He was caught red-handed early this morning trying to steal from a room in the Eagle block on west Second South. The man who captured him was J. D. Feeney, proprietor of the place.

At an early hour Mr. Feeney heard a noise in the hall. He decided to investigate, although he thought it was his wife moving about. When he entered the hall he saw the shadow of a man. Quickly Mr. Feeney seized his revolver, turned on an electric light and covered the colored man. The latter was scared half to death.

"Do Lawds take dese sho' yo' sho'. Yo' suah do'nt s'ke dis time," he remarked. Gregg was turned over to a couple of policemen.

WILLIAM WHITE'S FUNERAL.

Friends Pay Tribute to the Memory Of a Good Man.

The funeral services over the remains of the late Patriarch William White were held in the Seventeenth ward chapel yesterday afternoon at 2 o'clock, and a large gathering of friends and relatives were present to pay a last tribute of respect to one who was held in great esteem in the entire neighborhood.

Bishop Walter J. Beattie of the Seventeenth ward presided. The speakers were Elder Geo. F. Gibbs, President of the church, and Elder John Henry Smith, President of Joseph F. Smith and Bishop Beattie.

The opening prayer was offered by Elder David L. Davis, following which a song was rendered by the combined Sixteenth and Seventeenth ward choir and a solo was sung by Geo. D. Pyper. Elder Geo. F. Gibbs then read a stirring testimony of the late patriarch in the work of Mr. White and to his influence in the community. Elder Geo. R. Kimery offered the closing prayer, and at the cemetery the grave was dedicated by Elder Edward T. Ashton.

IS SLIGHTLY IMPROVED.

Condition of H. W. Edgerton Fairly Satisfactory Today.

H. W. Edgerton, traveling freight agent for the Chicago & Northwestern, who was so brutally slugged by a thug on Monday night and left to die in a hospital, is resting quietly today and is receiving the best of care.

Dr. Hosmer, who is attending the case, reported this morning that Mr. Edgerton's injuries consist of two cuts on the head, one four inches in length and the other two and one-half inches long, both exposing the bone of the skull. From external examination there is no fracture of the skull, but there is a possibility that there is one

HISTORIAN'S OFFICE.

Church of Jesus Christ of Latter-day Saints.

"Tis an Ill Wind That Blows Nobody Good." There Mas, Probably, Not Been an "Ill Wind" Among All the Want ads. Printed During the Year.

NEW DANCE HALL.

Fred Wey Will Erect \$25,000 Building on First South Street.

Fred Wey will build a three-story, buff pressed brick 50x150 feet building west of the Crane building on east First South street, and steel contracts for the same have been let, and work is being excavated early in the week. The first floor front is to be devoted to store purposes, and the rear will be fitted up for dancing academy purposes, and as a skating rink. The two upper stories will be fitted up with 40 rooms for lodging purposes, 18 of them with baths, and all with hot and cold water and modern improvements. The cost of the investment will be \$25,000.

BUSINESS DEAL CLOSED.

Walker Brothers Acquire Title to Third South Street Realty.

The Walker Bros. store management perfected this morning the \$21,165 ft. on west Third South street adjoining immediately the Merchants block proper, from Mrs. Daft, who formerly resided on that corner, prior to his acquisition by the Walker brothers. The piece of property referred to has been occupied by the annex to the main block, since its lease some five years ago, when an option was taken for \$37,500. The option is now taken up, and the title passes to the Walkers. Compared to the price paid for the Burlington corner across the street, this price is more than a bargain for the Walkers.

ENCOURAGING REPORT.

University Club Shows Active Membership and General Prosperity.

The annual meeting of the University club of Salt Lake will be held next Monday night. The annual report will show a membership as follows: Resident, 148; state, 19; non-resident, 47; army and navy, 7; honorary, 9; total 230. The social committee has been active during the past year in providing social entertainments, the most notable being the annual banquet on the evening of Feb. 21. It was by far the largest attended and most elaborate in menu and after dinner talk. Several musicals participated in by amateur and professional talent added to the pleasure of the year's entertainments. The winter season has opened auspiciously, and two of the series of dances have been given with marked success. The report says: "No other town in the country, the size of Salt Lake City, can point with pride to a club like ours."

O. K. PHYSICALLY.

Five Young Men Pass Examination for Naval Cadetship.

The following young men passed their physical examination this morning, at Fort Douglas, as part of their candidacy for admission to the naval academy at Annapolis: Ben. C. Adams, B. W. Masses, LeRoy T. Smith, Merton Hemmen and Scott Lynn. They will go through the mental tests at the city superintendent's office tomorrow.

POSTMASTER FOR GREENWICH.

(Special to the "News.") Washington, Dec. 14.—Andrew Anderson has been appointed postmaster at Greenwich, Platte county, Utah, vice Alma Savage, resigned.

CUSTOM DISAPPROVED.

The teachers of the city schools will not do the Santa Claus act and give out presents to the pupils this year if the sentiment expressed at the meeting of the principals of the schools yesterday afternoon is followed out. The principals expressed themselves as being opposed to the custom of the teachers giving presents to their pupils on Christmas, as it too often leads to jealous feelings between the pupils and hence resulted in more or less ill feeling.

APPROVED BY MAYOR.

Mayor Morris today signed up the matters passed upon by the city council on Monday night. Among the most important matters approved by the mayor was the resolution by President Hewlett memorializing the governor and Legislature, asking for legislation to place the water rights of the city citizens on the same basis in this country as American patentees are treated in Germany.

DELINQUENT POLL TAXES.

The final notices to delinquent poll tax payers are being sent out by Street Supervisor Seldin, and unless they are responded to at once, suit will be filed against the delinquents to collect the tax. It is the intention of the street supervisor to get all of the collections in if possible by close of this month, and it is expected that a number of suits will have to be filed before that time. Yesterday 122 poll tax suits were filed in the civil division of the city court and others will be filed, if necessary.

NOT YET OUT OF DANGER.

Charles E. Dearing, who was injured yesterday morning through falling from the seat of his express wagon during an epileptic fit, is resting quietly today at the Emergency hospital. The attending physicians state that unless the concussion to his brain is more severe than it now seems, he should recover. By tomorrow morning it ought to be known whether or not he is out of danger. The patient stated in reply to questions at noon today that he was suffering intense pains in the back of his head.

CONDITIONS BAD IN BALTIC PROVINCES.

German Landlords Are Establishing a Network of Small Forts.

UKASE CAUSES MUCH JOY.

Insures Local Self Government To Lithuanians and Destroys Policy of 1867.

Charles Von Schwabach Denounces Witte's Policy as Fatal—New Electoral Law.

St. Petersburg, Dec. 13, Wednesday morning, via Elyskuhnen, East Prussia, Dec. 14.—The government is making little headway in crushing the telegraph strikes. The wires of the few lines over which service has been temporarily restored, are constantly cut and not a single wire is working out of St. Petersburg this morning. At the present rates wages will collapse before the service can be really restored.

The news from the Baltic provinces today is to the effect that many of the German landlords who have not fled are establishing a network of small forts and are standing a regular siege. There has been much killing and burning.

Inhabitants of the Baltic provinces who are now residing in St. Petersburg were immensely gratified at the publication yesterday of the imperial ukase promising local self-government which they say means the abandonment of the Russification policy begun in 1867 to destroy the unity of the old provinces of Lithuania. The ukase practically insures the restoration of the status quo ante creating a deliberative assembly for the selection of the burning questions of reform of the peasant conditions, the institution of local self-government and schools and a governor-general as the office existed before 1876. The papers generally regard the ukase as opening the door to decentralization and as the end of the policy under which the bureaucracy absorbed all the power and stifled the ambitions of the border provinces.

The cries for a strong policy to end the tyranny of the revolutionary organs are openly taken up by such men as Charles Von Schwabach, a former minister of agriculture, and an influential member of the Duma. Premier Witte's policy as fatal, declares that the strike law will be as useless as the press law and says that the only safety for the government lies in the hands of the organizations which are calling on the people to make armed resistance.

Such interviews increase the feeling that Premier Witte's position is almost lost and the rumors of the emperor's intention to establish a dictator persist. The emperor has decided to prosecute in court all violations of the new press law. The first prosecution will be that of the editor of the Nasha Pravda for printing the fact that the post and telegraph employees of St. Petersburg of Dec. 12.

The new committee of the Postal Telegraph union has decided to continue the strike until the strikers' demands are completely satisfied.

The Official Messenger today announced that the new electoral law, which has been drafted and immediately be laid before the emperor.

M. Tatischeff, formerly Russian financial agent in London, has been appointed chief editor of the Official Messenger.

WM. SHARP. AUTHOR. DEAD.

He Wrote Works Published Under Pseudonym of Miss Flora MacLeod.

London, Dec. 14.—The death is announced from St. John's, William Sharp, the author. Concurrently with the announcement Sharp's friend, Richard Whiting, revealing the interesting fact that Sharp was the author of