ANARCHISTS HAVE NO BUSINESS HERE

The United States Supreme Court Holds That Englishman Turner Was Properly Excluded.

JUSTICE BREWER'S OPINION.

Concurred but Made Strong Plea in Favor of the Tenth Amend-

Washington, May 16 .- In an opinion today by Chief Justice Fuller the United States supreme court sustained the action of the immigration authorities at the port of New York in ordering the deportation of the Englishman, Turner, alleged to be an anarchist.

The chief justice said in his opinion that Turner himself denies that he is an anarchist. The opinion unheld the law for the exclusion of anarchists and affirmed the decision of the circuit court for the Southern district of New York which refused a writ of habeas corpus

Chief Justice Fuller in his opinion first reviewed the facts in the case, including the claim of Turner that he is a lecturer on sociological questions and this his counsel contended that he was an anarchist in theory merely. He then referred to the fact that Turner's counsel attacked the immigration law as unconstitutional on the ground that it is in contravention of the first, fifth and sixth emendments and also of section one of the Constitution, and because 'no power is delegated by the Constitution to the general government over alien foreigners with reference to their admission into the United States or otherwise, or over the beliefs of citi-zens, denizens, sojourners or aliens or over the freedom of speech or of the

press."

All the contentions were negatived by the decision of the chief justice, who said, among other things:

"Whether rested on the accepted principle of international law that every sovereign nation has the power, as inherert in sovereignty and essential to self preservation, to forbid the entrance of foreigners within its dominions or to admit them only in such cases and on admit them only in such cases and on such conditions as it may see fit to prescribe, or on the power to regulate com-merce with foreign nations, which inmerce with foreign nations, which includes the entrance of ships, the importation of goods and the bringing of persons into the ports of the United States, the act before us is not open open to constitutional objection. Nor is the manner in which Congress has exercised the right, although when such case arises the objection may be

The chief justice also expressed the surprise of the court that exceptions should be taken to the law on the ground that it is obnoxious to the constitutional provision prohibiting the abridgement of freedom of speech, the exercise of religious privileges, etc. "It has," he said, "no reference to an eshablishment of religion, nor does it pro-hibit the free exercise thereof nor abridge the freedom of speech or of the press; nor the right of the people to assemble and petition the government for redress of grievances. It is of course true that if an alien is not permitted to true that if an alien is not permitted to enter this country, or having entered contrary to law is expelled, he is in fact cut off from worshiping or petitioning in the country, but that is mostly because of his exclusion therefrom. He is not one of the people to whom these things are secured, and does not become such by an attempt forbidden by law. To appeal to the Constitution is to concede that this is a land governed by the supreme law, and as under it the power to exclude has been determined to exist, those who are excluded cannot exert the rights in are excluded cannot exert the rights in general obtaining in a land to which they do not belong as citizens or other-

Discussing the plea that the law should not be applicable to Turner be-cause he was not an active anarchist.

Chief Justice Fuller said:
"Even if Turner, though he did not so state to the immigration board of inquiry, only regarding the absence of government as a political ideal, yet when he sought to attain it by advowhen he sought to attain it by advo-cating, not simply for the benefit of workingmen, who are justly entitled to repel the charge of desiring the de-struction of law and order but 'at any rate as an anarchist,' the 'universal strike' to which he referred and by dis-courses on what he called 'the legal murder of 1887,' referring to the Spies case and by addressing mass meetings on that subject in association with on that subject in association with Most, we can not say that the inference was unjustifiable. If he contemplated the ultimate realization of his ideal by the

Every Throb

Of My Heart Was Plainly Felt, and Sometimes Very Painful.

If your pulse is too strong, and your heart throba so that you can feel the force of the heart-beat against your

chest, your heart is weak and needs at-This is usually caused by long continued palpitation, over-work, excessive exercise, heart strin, and the condition

indicates serious yeart trouble. You should act at once. The very best thing to do is to take Dr. Miles' New Hear Cure, a remedy that will strengthen the nerves and

muscles of the heart, and restore them to their normal condition If you neglect to do his, disastrous consequences will surely follow. You will have smothering spells pain in the heart, faintness, the valves of the heart will become leaky, and the hart left in

a death struggle.

"My heart bothered me so that I could feel every pulsation. Could only sleep on my left side. Doctors aid me that I had one-fifth enlargement of the heart. I had all the usual symptons of heart trouble. I took about 15 & 20 bottles of Dr. Miles' Heart Cure and am completely cured. I have had no symptom of heart disease for two years, ad am attending to my business affails which I could not do before."

E. C. GATLIN, Manufacturer, Blue Mound, Kan.

If first bottle does not benefit, your

If first bottle does not benefit, your

PREE Write to us for Free Trial Package of Dr. Miles' Anti-Pain Pills, the New Sciontific Remedy for Pain. Also Symptom Blank. Our Specialist will disgnose your case, tell you what is wrong, and how to right it, Free. DR. MILES MEDICAL CO., LABORATORIES, ELKHART, IND.



tary Parkdale Tennis Club, Chicago, from experience advises all young girls who have pains and sickness peculiar to their sex, to use Lydia E. Pinkham's Vegetable Compound.

How many beautiful young girls develop into worn, listless and hopeless women, simply because sufficient attention has not been paid to their physical development. No woman is exempt from physical weakness and periodic pain, and young girls just budding into womanhood should be carefully guided physically as well as morally. Another woman,

Miss Hannah E. Mershon, Collingswood, N.J., says:

"I thought I would write and tell you that, by following your kind advice, I feel like a new person. I was always thin and delicate, and so weak that I could hardly do arthire. Wen

that I could hardly do anything. Menstruction was irregular.

"I tried a bottle of your Vegetable
Compound and began to feel better
right away. I continued its use, and

am now well and strong, and men-struate regularly. I cannot say enough for what your medicine did for me." -\$5000 forfeit if original of above letter proving genuineness cannot be produced. Lydia E. Pinkham's Vegetable Compound will cure any woman in the land who suffers from womb troubles, inflammation of the ovaries, and kidney troubles.

use of force, or that his speeches were incitements to that end."

incitements to that end."

In conclusion the chief justice said:

"We are not to be understood as deprecating the vital importance of freedom of speech and the press, or suggesting futile limitations on the spirit of liberty, in itself unconquerable, but this case does not involve those considerations. The flaming brand which guards the realm where no human government is needed still bars the entrance, and as long as human government is needed still bars the entrance, and as long as human government is needed still bars the entrance, and as long as human government of self preservation, as that question is presented here."

There was no dissenting opinion, but

There was no dissenting opinion, but Justice Brewer delivered an indepen-dent concurring opinion in which he

"I agree to the proposition that the United States as a nation has all the powers which inhere in any nation, but I do not agree that Congress is authorized in all things to speak for the nation, and I think too little effect has been given to the tenth article of the amendments to the Constitution, that the powers not delegated to he United States are reserved to the states respec-tively or to the people. The powers the people have given to the government are named in the Constitution and all there not named, either expressly or by implication, are reserved to the peode and can be exercised only by them. Turner is now in Europe, having been released on bail in order that he might

Third Week of World's Fair.

St. Louis, May 16.—The third week of the world's fair opened with a program of newspaper conventions, replete with interest and occupying almost every hour of the six days with sessions of different organizations. The principal conventions of the week are principal conventions of the week are those of the National Educational assocontinue until Thursday, and the World's Press parliament, which begins Thursday and concludes Saturday. Numerous other conventions will be held on the grounds in state buildings by different press associations and when the newspaper men are not in attend-ance at coventions they will be ten-

dered entertainments.

Prominent among the arrivals Prince Oukhtomsky, editor-in-chief of the viedmosti, St. Petersburg, Russia. The prince, while not of the royal Russian blood, is a representative of one of the old and famous families of that country

Hon. J. J. Jusserand, ambassador & France to the United States, accompanied by Madame Jusserand, has atrived from Washington to attend the dedication of the French national pa-

Bounty on Steel Reduced.

Cologne, May 16.—The German steel combination has reduced the expor-boundty of 15 marks, as hi herto fixed by the association for the manufacture of half finished steel, to 1914 marks, in-stead of to 10 marks per ton, as was previously increased. The reduction will go into effect in the third quarter of 1904.

Machinists Get Their Checks.

Topeka, Kansas, May 16.—In single file 65 of the striking machinists from the local shops of the Santa Fe walked the local shops of the Santa Fe walked past the paymaster's desk in the office of the treasurer of the railroad today and drew their pay checks. Each man was asked to turn over the key to the locker used by him during his service with the railroad company.

"The situation here is very satisfactory to us," said General Manager Mudge, of the Santa Fe. "We have all the men we require at Topeka and other shop points along the line."

FILIPINO STUDENTS.

Quarterly Report Shows They Are Doing Well Everyway.

Washington, May 16.—The second quarterly report of Prof. William Alexander Sutherland, in charge of the Fillipino students in the United States, has been received by the bureau of insular affairs, war department. Prof. Sutherland speaks of the excellent health of the students who spent their first winter in southers California, and of the satisfactory progress made in their school work.

The present plan is to collect the students at some suitable place after the school year is over and give them a special summer course along the lines where special summer course along the lines where special work is needed, and then after a short visit to the St. Louis fair, to place them in schools and colleges in the central states.

them in schools and colleges in the central states.

The students as far as known have expressed themselves as desirous to pursue a variety of callings upon their return to their island homes. Twenty-five per cent of them except to become teachers. Some desire to become civil engineers, othrs desire to pursue a commercial course a few wish to study medicine, two re eager to enter the naval academy at mnapolis, and then find employment in the coastwise service of the Philippines. A few desire to study scientific agricultural and it is surgested that they be pland in some southern agricultural college in order to secure practical training in the cultivation of rice, sucar and cotton as we as an acquaintance with modern agricultural instruments.

FIGHTING LINE NEARING MUKDEN.

Japanese Are Advancing in Three Columns and Are Now North of Siugen and Feng Wang Cheng.

TO TURN RUSSIAN POSITION.

Many Small Engagements Fought, but No Decisive Action Has Yet Taken Place.

Mukden, Monday, May 16. The fighting line is steadily nearing Mukden, where Viceroy Alexieff's headquarters still remain. Little reliable information can be obtained by the newspaper correspondents, who are forbidden to proceed to the scene of operations, and official information is withheld until advices are sent to .t. Petersburg. It is now known, however, that the Japanese are almost within striking distance of the Russians and that the forces protecting Liao Yang are stretching eastward, from the railroad along

the Mao Tien mountain range. The Japanese are advancing in three columns and are now north of Sluyen and Feng Wang Cheng. Two columns are reported to be working further to the northtward with the object of turning the Russian position and advancing upon Mukden.

upon Mukden.

Numerous small engagements have been fought, but no decisive action has taken place. Port Arthur is now completely isolated by the Japanese expedi-

tion at Polandien.

The Japanese are now operating in a rugged country well suited to the Russian defense; but north of Liao Yang to Mukden the country is a flat plain, intersected by rivers. The weather receptly has been hot and dry but the rain which has fallen in the past two days has made the roads almost impassable for vehicles and when the rainy season begins, at the first of June the plain will be converted into a morass. This condition will probably result in the practical suspension of

operations.

Mukden is now the receiving center for the wounded from the various engagements south of the Mao Tien mountains. A hospital has been established in the Lama temple, in the outskirts of the town, and a field hospital has been located in a wood near the station.

military camp around the station.

A significant feature of the situation is the demeanor of the Chinese population which may be said to be a barometer of the military weather. A close observer of the expressions and general attitude of the Chinese can tell how the fighting a hundred miles away is turnfighting a hundred miles away is turning. They have rapid and mysterious channels of information through which the result of the battle of Feng Wang Cheng spread and could be suspected from the outward manner of the Chinese before the Russians made it known here. The cutting off of Port Arthur is another instance in point.

The newspaper correspondents are most courteausly treated by Col. Poe-

The newspaper correspondents are most courteously treated by Col. Poestich, the officer whom Viceroy Alexien appointed to attend them, but they are chafing under the restrictions imposed here which prevent them from seeing anything of the fighting. Gen. Kuropatkin is evidently unwilling that the foreign correspondent shall witness the present phase of operations, though he may accept them in the indefinite future, when the Russians are able to

nake a sweeping advance. NEWCHWANG EVACUATED.

Newchwang, May 16 (night) .- In con firmation of recent Associated Press dispatches, the Russian evacuation of this city has been completed. Nothing remains but destruction of the gunboat Sievouch, which is expected will take

place early in the morning.

The Russian troops marched out in perfect order, Gen. Krondratsvitch leaving with the last regiment. The Associated Press correspondent has re-ceived exclusive information from the highest authority, that the Japanese advance will be resisted at Hai Cheng, whence the Russian forces will fall back upon Liao Yang, where they will make determined stand, with a fighting strength there available of 70,000

defeated no stop will be made at Mukden, but the retirement will be con tinued to Thieling, a town at the head of navigation for native craft on the Liao river, 200 miles north of New-chwang. At the same time the Cossack regiments will be employed in the rear of the Japanese army of the Yalu, harrassing the troops and interfering with its communications. It is not beleved that the Japanese will move into the interior until they have thoroughly established their base here, repeating

their movement at Chinwai.

The Russians admit the advance of the . panese army to a point within 15 miles of Hai Cheng, many of their

rounded entering there.
The nearest fighting expected before the Japanese reach Newchwang will be at Tashiichao, but it will not amount to much. This city is now guarded by 300 Chinese police and everything is quie'. The Japanese force at Kai Chau is reported 20,000 strong.

Beyond Doubt.

These facts must convince every Salt Lake City reader.

The statement which follows tells the experience of a resident of Salt Lake City. Incredulity cannot long exist about this testimony because it can be

about this testimony because it can be easily investigated.

Edward Bronn, boilermaker, of 521 east Fifth South, says: "Any man who follows my calling require, a good strong, sound back, and if a boiler maker has attacks of aching across the loins, which forces him when sitting to rise, which morning after morning makes him lame and sore across the small of the back, which cost him quite an effort to dress himself, that man is often in misery particularly when he has to bring a strain on every muscle of the loins during the day. I muscle of the loins during the day. I doctored and took a great deal of medicine, but until I commenced using Doan's Kidney Pills, when living in Ogden. I met with very indifferent success. When I commenced the treatment I had very little confidence in obtaining any results, but five or six boxes, all told, stopped a very serious attack. Since coming to Salt Lake City I have procured Doan's Kidney Pills at F. J. Hill Drug Co.'s store, knowing that the remedy can be depended upon should recurrences take place."

For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, N. Y., sole agents for the United States.
Remember the name—Doan's—and

Remember the name-Doan's-and take no substitute.

NEGLIGENCE OF A FELLOW SERVANT.

U. S. Supreme Court Decides That A Railroad Operator and Fireman Are Such.

THEY TAKE MUTUAL RISKS.

Where a Fireman .! Death Through The Neglect of Operator Not Ground For Damages Against Railway.

Washington, May 16.—The supreme court of the United States today laid down the principle that a telegraph operator for a railroad company and a fireman on a railroad engine are "fellow" servants," and that the negligence of the former causing the death of the latter in the operation of trains was a risk the fireman assumed and was not a ground for damages against the rail-

The case was that of Allyn A. Dixon against the Northern Pacific railroad for damages for the death of her husband, C. A. Dixon, a fireman who was killed in a collision by the negligence

of an operator.

The opinion delivered by Justice Brewer answered two questions certified from the United States circuit court of appeals for the Eighth circuit,

is follows:
"First, when a local telegraph oper-"First, when a local telegraph operator is called upon specially by a train dispatcher to give information relative to the arrival of a train start station, to enable the dispatcher and a station, to enable the dispatcher and a station, to enable the dispatcher and of other trains, does the local operator in the matter of giving such information act as a fellow servant of train operatives in such sense that the master is not liable to train operatives who are injuried by obeying an erroneous order of jured by obeying an erroneous order of the dispatcher that was induced by false information given by the local operator?"

The answer to this question is:
"The telegraph operator was, under
the circumstances described, a fellow

the circumstances described, a fellow servant of the fireman.

"Second, is the negligence of a local telegraph operator and station agent of a railway company in observing and reporting by telegraph to the train dispatcher the movement of trains past his station, which causes the injury or death of a fireman of the company without any fault or negligence of the train dispatcher, the negligence of a vice principal for which the railway company is liable in damages to the fireman or his personal representatives, or is it the negligence of a felliow servant of the fireman the risk of which the latter assumes?"

Answer:

Answer:
"The negligence of the operator was
the negligence of a fellow servant of
the fireman, the risk of which the latter

assumed.' A dissenting opinion was delivered by Justice White and concurred in by the chief justice and Justices Harlan and McKenna. In this dissenting opinion the view was expressed that the oper-ator was the agent of the employer and as such his negligence rendered the em-ployer liable for damage or death caused thereby.

The opinion was further expressed that the court's decision would create

Chicago Wants Bond Bids.

council has passed an ordinance ing the city controller to advertise for bids for sale of \$6,500,000 of bonds, the proceeds of which will be devoted to the iquidation of judgments against the

city.

The time for presentation of blds terminates on May 27. There will be twenty year bonds and serial bonds.

Preferred Death to Disgrace.

New York, May 17.—Rather than face the disgrace of a public trial, John D. Budd, a well known resident of Hoboken, N. J., has slashed his throat with a pocket knife and will die. He was arrested a few days ago, together with a lawyer and four other residents of Hoboken, charged with having abused young children. Fifteen charges have been made thus far against him. The expose caused a great sensation.

been made thus far against him. The expose caused a great sensation.

Budd, who is a bookkeeper, 45 years old, had been released on \$5,000 after a night in jail. He went at once to his bachelor apartment and barred the door to all callers. After brooding several hours, he slashed his throat repeatedly and had bled almost to death found and taken to the hospital.

Hakodate Harbor Mined.

San Francisco, May 17.-The collec-San Francisco, May 17.—The collector of customs at this port has received a circular containing the information that the harbor at Hakodate, Japan, was not open to a suigation, owing to the fact that it was mined. All vessels, so the circular stated, must stop a mile off the harbor entrance and hoist an ensign. They must then await the coming of a pilot boat carrying the naval officer. Whather a ship will be perofficer. Whether a ship will be permitted to enter and how long it will be permitted to remain in port is left to the discretion of he mayal officer.

Prince Lun to Chinese Students.

Prince Lun to Chinese Students.

Chicago, May 17.—Prince Pu Lun of China, h.2 made an address in Chinese to an audience of 700 students at the University of Chicago. His remarks were interpreted by Gen Wong, a Yale graduate. The prince said in art:

"From the time I landed in San Francisco during my entire visit to your country. I have been most surprised to find that every man and woman in America is educated. This I believe is the basis of success of the American people." Gen. Wong also spoke, making a plea for the easy admission to the United States of Chinese students. He said:

"One fourth of the Chinese students who were in this country when I wall in college at Yale have since fallen in battle, shot in front. To get shot in front was something they learned in

front was something they learned in America."

Speculator Co. Sues.

Butte, May 16.-The Speculator Min-ng company today began an action in the district court for the recovery of \$145,275.22 from S. H. Northey and W. W. Wishon. The complaint alleges that the defendants received into the hands the above sum, to be used and held for the benefit of the Speculator Mining company. Mining company.

It is now alleged that demand has been made upon the defendents for the possession of the money, but that they have failed and refused to hand over

Colorado's Motion Denied.

Washington, May 15.—The supreme court of the United States today denied the motion of the state of Colorado to dismiss the suit of Kansas against the state of Colorado to dismiss the suit of Kansas against the state of Colorado to enjoin the latter state from diverting the waters of the Arkansas river for irrigation purposes, postpoing consideration of the motion until the hearing of the case on its merits. In compliance with an agreement by the parties to the case Granville Richardson of New Mexico, was appointed a commissioner to take testimony in the case,



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| All | \$3.50 | Ladies' Shoes | | | | | | | , | \$2.95 |
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ONE-FIFTH OFF On all Boy's, Misses and Children's Shoes.

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fion, Sour Stomach, Diarrhoea Worms, Convulsions. Feverishness and LOSS OF SLEEP. Fac Simile Signature of

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Use For Over Thirty Years

You are just as apt to be judged by the oppearance of your home as by the clothes you wear. It's only consistent to APPEAR right as well as

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make 4 in the ordinary course of business; but-there's interest to be considered if part of your earnings is left with us for safe investment. Then there's another story which will make 2 and 2 equal 5 in time. Want to know how it's done? Ask here, please, and you will be told cheerfully.

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