

# SECY. OF INTERIOR IS CRITICISED.

Comptroller of the Treasury in a Decision Says Severe Things About Him.

## CONCERNS ACCEPTING REBATES

Government Above All Others Should Not Be Party to Violation of Interstate Commerce Law.

Washington, April 10.—The comptroller of the treasury has rendered a decision in which he criticizes the proposed action of the secretary of the interior in accepting rebates from the Southern Pacific railroad on freight of contractors engaged in work in the west under the irrigation and reclamation act. In a communication to the comptroller on March 20 last, the secretary of the interior says:

"On Oct. 13, 1904, the department approved a contract with the Southern Pacific company providing for certain concessions to contractors. Under the reclamation act in the freight rates on their plant and material shipped to and from the work on the projects. Other contracts of similar character since have been negotiated with the principal roads. These concessions in rates are brought to the attention of all bidders on the work of the reclamation service in order that they may make due allowance for such concessions in their bids.

"The attention of this office has been called to a request of Sheerer & Co., contractors on the Salt river project, who desire to be advised whether they can obtain the benefit of concessions on some shipments soon to be made by them.

"These contractors made their bids before any concessions had been arranged with the Southern Pacific company, so their bids do not provide for any benefit to the United States, and accordingly this office has decided that the contractor is not entitled to such benefits."

The communication goes on to state that the railroad company, however, is willing to make the concession to help along the work on the project as much as possible, in case the benefit of the concession of rates on these shipments may be taken by the government and credited to the project.

The comptroller in the course of his reply says:

"If it may be permitted to express an opinion as to the legality of such transactions when considered in relation to sections 2 and 22 of the interstate commerce act of Feb. 4, 1887, and 1890, I would say that it is extremely doubtful if either can be maintained. By what authority the government can contract with a railroad that a contractor's plant shall receive a rebate in freight not applicable to other shippers is beyond my comprehension. If this right exists it might as well extend to flour, hay and other commodities and the vehicles used by a contractor in making delivery to the government. But granting such rights exist, when covered by contract and such rebate taken into consideration when the bid is made, by what stretch of authority can the government step in where the contract between it and the contractor has been entered into and the amount to be

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paid for the work or for the work and the materials, is fixed and liquidated and taken from the price, rebate is beyond my comprehension.

"The government, above all others, should not be a party to a violation of either the letter or spirit of the interstate commerce act as regards the question of rebates. It should not engage in questionable transactions in order that a saving of a few dollars may be had, especially when this saving results in the tearing down of a law which expresses a policy is very difficult, if not impossible, to enforce.

"The interior department replied to this letter, insisting on the legality of their proposed action, and stating that the rebates question probably was an amount to \$1,000,000 in the next seven years. In the course of his response to the letter, the comptroller says that the amount of these rebates being large is a cogent reason why the government should make no mistake by being a party or a beneficiary of the violation of the law prohibiting the giving of discriminating rebates. He says:

## CONVICTS INDICTED.

Are Charged With the Killing Of a Prison Guard.

Salem, Or., April 10.—Harry Wright, alias H. C. Mutehart, and Charles Monte, alias W. Bennett, were today indicted by state grand jury upon a charge of murder in the first degree for the killing of Frank Perrell, one of the three prison guards killed by convicts at the Oregon state penitentiary on June 3, 1903. Wright and Monte are implicated as accessories before the fact in smuggling the guns and ammunition into the penitentiary with which Tracy and Merrill effected their escape. Wright is serving a three-year sentence at the Walla Walla prison for grand larceny and Monte is serving six years in the Oregon state prison for burglary. Gov. Chamberlain will issue a requisition for the extradition of Wright, whose term of sentence expires April 17.

## Father Leopold Van Gorp Dead.

Butte, April 10.—Father Leopold Van Gorp of St. Ignace mission in the Bitter Root valley, is dead. Father Van Gorp was a pioneer of the northwest and one of the widely known Catholic workers who have given their lives to the Christian education of the Indians and the uplifting of whites. He came to Montana in 1880. For many years he was the general superior of the Rocky mountain mission.

## Roy H. Miller Wanted.

Salem, Or., April 10.—Gov. Chamberlain today issued a requisition for the extradition of Roy H. Miller, who is charged with the killing of a man in the city of Salem, Or., upon the charge of obtaining money by false pretenses. Miller, who was cashier of the First National bank of Sumpter and president of the bank of Sumpter, was indicted by the state grand jury on a charge of issuing a "fraudulent certified check for \$1,000 upon the bank of Sumpter and holding the check as an asset of the last named institution.

# INDIAN CITIZENS ARE NOT WARDS.

When Given Citizenship Are Placed Outside Police Regulations on The Part of Congress.

## SO SAYS U. S. SUPREME COURT

Man Who Sold Such an Indian Beer Is Discharged from Imprisonment.

Washington, April 10.—The supreme court of the United States, in an opinion by Justice Brewer, granted the petition of Albert Heff of Kansas for a writ of habeas corpus. Heff was prosecuted and convicted in the district court of Kansas for selling beer to the town of Horton to a Kickapoo Indian named John Butler, to whom land had been granted in severalty.

The prosecution was based upon the theory that Butler was still a ward of the nation. The case was brought to the supreme court in an original action, on the ground that in becoming an allottee the Indian became a citizen of the United States. This view was sustained by today's opinion, which concluded as follows:

"We are of the opinion that when the United States grants the privileges of citizenship to an Indian, giving to him the benefit of and requiring him to be subject to the laws, both civil and criminal of the state, it places him outside the reach of police regulations on the part of Congress; that the emancipation from federal control thus created cannot be set aside at the instance of the government without the consent of the individual Indian, and the state, and that the emancipation from federal control is not affected by the fact that the lands it has granted to the Indian are granted subject to a condition against alienation and incumbrance, or the further fact that it guarantees to him an interest in tribal or other property.

"The district court of Kansas did not have jurisdiction of the offense charged, and therefore the petitioner is entitled to his discharge from imprisonment."

## ROCKEFELLER'S GIFT.

Stand of Protestants Against It Generally Approved.

Boston, April 10.—The committee representing the Congregational clergyman who have protested against the acceptance by the American board of commissioners for foreign mission of a gift of \$100,000 from John D. Rockefeller, made public tonight a mass of correspondence received from all sections of the country and in which the stand of the protestants is approved. In comparatively few instances are the names of the writers made public, but those announced include Prof. H. N. Scott, Chicago theological seminary; Rev. H. Sawyer, home missionary superintendent for Kansas; and Rev. J. C. Armstrong, superintendent of the Chicago Missionary society.

In the letters there range from mildly argumentative opinions to bitter expressions of disapproval of the recommendation of the prudential committee. Prof. Scott says he believes the Lord does not yet want "robbery for burnt offerings," or "the price of a dog" to enter his treasury.

Supt. Armstrong says the money is unclean and the church knows it, and adds:

"We do know that for a shameless disregard of the rights of our fellow men, the Standard Oil company stands out as the most conscienceless, brazen and dangerous corporation this country has ever produced."

## WANT AN INJUNCTION.

To Stop Organization of Chicago Council on Non-Partisan Basis.

Chicago, April 10.—Abner Harding, brother of Alderman-Clifford Geo. F. Harding, Jr., filed a petition today for an injunction restraining the non-partisan committee of the city council and the Municipal Voters League from carrying out a plan to organize the incoming council on a non-partisan basis. Judge Wines denied the motion for a \$10,000 to keep the councilmen of the city and the city clerk from carrying out the plan. The bill charged that an attempt of wealthy men has obtained control of the council and under the mask of public virtue is engaged in an attempt to usurp the functions of the government of the city and defeat the will of the people. Alderman Harding was opposed by the league at the recent city election.

## KILLED AT INITIATION.

Man Shot to Death at a Knights Of Pythias Lodge.

Little Rock, Ark., April 10.—While Ebenezer Runyan was being initiated by the local lodge of the Knights of Pythias, he was shot and instantly killed. Charles Fuller, an officer of the lodge, was officiating at the initiation and it is said used a revolver which was in a way had been loaded, although it was supposed to contain blank cartridges. The bullet entered Runyan's brain. The lodge broke up in consternation.

## Blockade Runner Crews.

Victoria, B. C., April 10.—The steamship Athanion, which arrived today from Yokohama, brought the crews of the steamships Venus, Aphrodite, and the Japanese near Tsushima straits, who were trying to reach Vladivostok with coal from Caden.

The seamen reported the death of two men of the crew of the Mars, also seized at Tsushima. Their crew of 100 men, the vessel, which was caught in the ice, and two were frozen to death, being lost in the shores of Hokkaido. Their companions, when searching for them, discovered their bodies on the sea.

Capt. T. H. Schwane, a successful blockade runner, was another passenger. He ran the blockade to Vladivostok in the second time, having the steamship Cassius to Kobe and selling her to the Japanese.

## Charged With Murder.

Trinidad, Colo., April 10.—Prompt action by the coroner's jury today held an inquest over the body of ex-treasurer John H. Fox of Las Animas county, who was shot down in the post-office here last Saturday, has done much to allay the lynching sentiment.

The jury completed its work this afternoon, rendering a verdict holding Deputy Sheriff Joe Johnson responsible on a charge of murder with felonious intent.

## SUBWAY COLLISION.

Coroner's Jury Say It Was Due To Incompetent Employees.

New York, April 10.—The employment of incompetent men by the Interborough Rapid Transit company was ascribed by a coroner's jury today as the cause of the collision in the subway on March 7, in which two persons were killed and many injured. The verdict censured the company for employing inexperienced men.

The accident occurred during the

Where Can You find anything like Fels-Naptha? Doubles the life of clothes. Cuts wash-day in half.

Fels-Naptha Philadelphia

## JAPANESE MINERS DEPORTED

All Made to Leave Town of Brownsville, Cal.

Marysville, Cal., April 10.—All the Japanese miners at Brownsville, a small mining town 20 miles east of Marysville, have been summarily deported. A few of them went there recently to work on the dumps at the Twenty-third street station.

## Stratton Estate Wins.

Colorado Springs, Colo., April 10.—Counsel for the Stratton estate has just received word that the United States supreme court had declined to grant the request of the Venture corporation of London, Eng., for a writ of certiorari in the suit against the Stratton estate. The action was first brought in the United States court, claiming \$7,000,000 damages for alleged selling of the Independence mine. At the trial a verdict was given the Stratton side, and the Venture company appeared to the United States supreme court to have the verdict set aside. The case was argued by the Venture attorneys and the supreme court, but the denial of the application has finally settled the case in favor of the estate.

## Ballard's Horehound Syrup.

Immediately relieves hoarse, croupy cough, oppressed, rattling, rasping and difficult breathing. Henry C. Stearns, Druggist, Shillburg, Wis., writes, May 20, 1901: "I have been selling Ballard's Horehound Syrup for years and have never had a preparation that has given better satisfaction. I notice that when I sell a bottle they come back for more. I can honestly recommend it." Sold by Z. C. M. I. Drug Dept.

## Dancing tonight Salt Lake Train 8.



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For further information apply to C. A. WALKER, Gen'l Agt. C. & N. W. Ry. 39 and 40 West Second South St. SALT LAKE CITY, UTAH.

# SALT LAKE ROUTE

From Oregon Short Line Depot, Salt Lake City.

## TIME TABLE

DEPART  
From Oregon Short Line Depot, Salt Lake City.

No. 3 For Provo, Fairfield, Mercur, Nephi, Mantle and intermediate points on Sanpete Valley Ry. 8:00 a. m.  
No. 5 For Garfield Beach, Tooele, Stockton, Mammoth, Eureka and Silver City (via Leamington cut-off) 7:45 a. m.  
No. 1 For Provo, Nephi, Milford, Newhouse, Caliente, Las Vegas and intermediate points 6:05 p. m.

## ARRIVE.

No. 2 from Las Vegas, Caliente, Newhouse, Salt Lake City and Milford. Provo and intermediate points 9:45 a. m.  
No. 4 from Mantle, Nephi, Provo, Mercur and intermediate points 9:55 p. m.  
No. 6 from Silver City, Mammoth, Eureka, Stockton, Tooele and Garfield Beach 6:35 p. m.

Daily Pullman Buffet Sleeping Car service between Omaha, Chicago, St. Louis, Kansas City, Omaha, Denver, and Portland, Seattle and Tacoma. Direct stage connections for all mining districts in southern Utah and Nevada. City Ticket Office, 17 West 2nd South St. Telephone 158.

E. W. GILLIST, J. L. MOORE, Gen'l Pass. Agt. Dist. Pass. Agt.

## Time Table

IN EFFECT April 2, 1905

From Ogden, Portland, Butte, San Francisco, Chicago, St. Louis, Omaha and Denver 8:40 a. m.  
From Ogden and intermediate points 9:20 a. m.  
From Ogden, Cache Valley, and intermediate points 11:55 a. m.  
From Ogden, Chicago, St. Louis, Kansas City, Omaha, Denver, and Portland, Seattle and Tacoma 4:45 p. m.  
From Ogden, Cache Valley, Denver, Kansas City, St. Louis and San Francisco 7:40 p. m.

## DEPART.

For Ogden, Omaha, Chicago, Denver, Kansas City and St. Louis 7:00 a. m.  
For Ogden, Chicago, St. Louis, Kansas City, Omaha, St. Paul and Minneapolis 1:40 p. m.  
For Ogden, Cache Valley, Denver, Kansas City, Omaha, St. Louis and Chicago 5:45 p. m.  
For Ogden, Cache Valley, Helena, Portland, San Francisco and intermediate points 11:45 p. m.

T. M. SCHUMACHER, Traf. Mgr. P. E. HENDERSON, G. P. & T. A. D. S. SPENCER, A. G. & T. A. City Ticket Office, 201 Main Street. Telephone 55.

# THE DENVER & RIOGRANDE RAILROAD

Current Time Table. In effect Oct. 9th, 1904.

## LEAVE SALT LAKE CITY.

No. 10—For Heber, Provo and Marysville 8:00 a. m.  
No. 10—For Park City 9:15 a. m.  
No. 6—For Denver and East 9:30 a. m.  
No. 7—For Ogden and West 11:30 a. m.  
No. 2—For Denver and East 3:15 p. m.  
No. 8—For Provo and Eureka 3:30 p. m.  
No. 112—For Bingham 4:00 a. m.  
No. 114—For Bingham and Local points 6:05 p. m.  
No. 4—For Ogden and East 8:30 p. m.  
No. 3—For Ogden and West 11:45 p. m.

## ARRIVE SALT LAKE CITY.

No. 6—From Ogden and the West 9:50 a. m.  
No. 12—From Ogden and Local points 9:40 a. m.  
No. 5—From Denver and East 10:25 a. m.  
No. 1—From Denver and East 1:35 p. m.  
No. 2—From Ogden and the West 3:05 p. m.  
No. 101—From Park City 5:15 p. m.  
No. 8—From Heber, Provo and Marysville 6:00 p. m.  
No. 115—From Bingham 10:50 a. m.  
No. 116—From Bingham 5:40 p. m.  
No. 4—From Ogden and the West 7:55 p. m.

All trains except Nos. 1 and 6 stop at intermediate points.

Ticket Office, Daily Block, Phone 206. Gen. Agt. Pass. Dept. I. A. BENTON.

# MEREDITH'S TRUNKS

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Through car Salt Lake City to St. Louis and Kansas City. Only one change to New York, Buffalo and principal points. Special attention to ladies and children. Tourists sleepers through to Chicago, Boston and other points, without change.

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San Francisco and return, one way via Portland \$42.50  
Los Angeles and return, one way via Portland \$52.00

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In the Spring or Winter of Life.

Every woman young or old is well protected from the blues, nervousness, backache, and the many symptoms of disease so prevalent among our women—if they will conscientiously take Dr. Pierce's Favorite Prescription, a safe and sure remedy for the weaknesses of women, because it contains not a particle of alcohol, digitalis or any deleterious drug. This Dr. Pierce guarantees with a \$500 reward. Weak women are made strong and sick women are made well by this splendid prescription which was used by Doctor Pierce in his large private practice in the specialty of women's diseases. Write him about your case, care of Invalids' Hotel and Surgical Institute, Buffalo, N. Y.

Many times women call on their family physicians, suffering, as they imagine, from dyspepsia, another from heart disease, another from liver or kidney disease, another from nervous exhaustion or prostration, another with pain here and there, and in this way they all present alike to themselves and their physicians, and over-busy doctors, separate and distinct diseases, for which he, assuming them to be such, prescribes his pills and potions. In reality they are all only symptoms caused by some womb disease. The physician, ignorant of the cause of suffering, encourages this practice until large bills are made. The suffering patient gets no better, but probably worse, by reason of the delay, wrong treatment and consequent complications. A proper medicine like Dr. Pierce's Favorite Prescription will entirely remove the disease, thereby dispelling all these distressing symptoms, and instituting comfort instead of prolonged misery. It has been well said that "a disease known is half cured." In cases almost innumerable, after all other medicines had failed to cure, the use of Dr. Pierce's Favorite Prescription, supplemented when necessary by medical advice and counsel

## Dr. Pierce's Favorite Prescription.

A SCIENTIFIC MEDICINE.—Dr. Pierce's Favorite Prescription is a scientific medicine, carefully devised by an experienced and skillful physician, and adapted to woman's delicate organism. It is purely vegetable in its composition and perfectly harmless in its effects in any condition of the system. It contains no alcohol, opium, digitalis or other injurious ingredient.

"I was very low, and our home physician said I would die. I went to the hospital," writes Mrs. E. O. Taylor of Springfield, Mass., Box 51. "Knowing what I did of your medicine, I concluded to try it and felt sure it would cure me. To-day I thank God for Dr. Pierce's medicine. I began keeping house the 11th day of April and was just able to crawl about and in three weeks I could do all my own work, laundry and all. I have taken six bottles of Dr. Pierce's medicine and feel real good, but am not going to stop until I am sure I am cured. I tell all my lady friends about Dr. Pierce's wonderful medicine. They all say, 'How good you are looking, Mrs. Taylor,' and I answer it is all due to Dr. Pierce's Favorite Prescription."

An honest dealer will not urge a substitute in place of "Favorite Prescription." There is nothing in the world "just as good," although avaricious druggists will sometimes say so for the sake of the greater profit to be made upon the inferior article. Shun all such.

Every wise and careful housewife recognizes the value of a good home medical book. Dr. Pierce's Common Sense Medical Adviser is that kind of a book and the best of its kind. It is used to sell for \$1.50 per copy. Now a big edition is being given away—FREE. For paper-covered copy, send 21 one-cent stamps, to cover mailing only. French cloth binding ten cents extra. Address Dr. R. V. Pierce, Buffalo, N. Y.

Dr. Pierce's Pleasant Pellets once used are always in favor. Their second effect is to keep the bowels open and regular, not to further constipate, as the case with other pills. Hence, their great popularity with sufferers from habitual constipation, piles and their attendant discomfort and manifold derangements.

## Coroner's Jury Say It Was Due To Incompetent Employees.

New York, April 10.—The employment of incompetent men by the Interborough Rapid Transit company was ascribed by a coroner's jury today as the cause of the collision in the subway on March 7, in which two persons were killed and many injured. The verdict censured the company for employing inexperienced men.