DESERET EVENING NEWS MONDAY MARCH 23 1908

IN HIGH COURT



Fortifications Appropriation Measure Amended in Few Material Provisions.

TAWNEY VOICES HIS FEARS.

Member from Minnesota Says We spend Too Much for Wars Past Or Wars We Are Fearing.

Washington, March 21 .- Without being materially amended in any form. he fortification appropriation bill was assed by the house today. During the losing debate the war department was riticised by several members regarding he money spent on fortifications at subig bay, which it was charged was wasted, in view of a later recommendation that the defenses at Cavite be trengthened. Criticism likewise was offered to the estimates of the depart-ralled their members and then reversed that action, leaving in the bill a re-striction to "limited quantities."

THE TAWNEY WARNING.

THE TAWNEY WARNING. Discussing the expenditures made for military and naval establishments of the government, Mr. Tawney (Minneso-ta), chairman of the committee on ap-propriations, repeated his warning of a deficiency made earlier in the session. He declared that if expenditures for these purposes increased in the next two or three years as they had in the last two or three years, and the reve-nues continued to decrease. "It will not be two years hardly before we will be spending ⁷0 per cent of our-aggregate gen account of our aggregate on account of wars we have wars we are afraid of." At pres-sand, the rate was 60 per cent. calrley (Kentucky) offered an M

Mr. Shirky (Kentucky) offered an amendment removing the restriction on the secretary of war to buy abroad war materials in "limited" quantities. The amendment was lost, 53 to 64. An amendment by Mr. De Armond (Missouri) to give the secretary of war "temporary" authority to purchase war submission also was lost. upplies also was lost

VOTE ON AMENDMENT.

A further amendment by Mr. De Ar A further amendment by Mr. De Ar-nond to allow the secretary of war to up abroad war materials "in any" uantity was adopted, despite the ef-orts of Republican floor leaders to arshal sufficient votes to defeat it, division showed 75 yeas to 70 mays, ellers were demanded by Mr. Smith lowa), and under the recount sup-orters of the amendment ran their illy up to 85, and applauded them-elves roundly. s roundly

Any up to so, and applieded them-solves roundly. As soon as the Re ublicans began to pass between the teliers the other side discovered them in what they charged to be a bit of strategy-lagging in the file march and, as one expressed it. "playing the game of Alphonse and Gaston to kill time and permit the arri-val on the floor of absentees for whom hurried calls had been sent out." The situation provoked a deal of good natured badimage from the Democrats, and general langhter, which was joined in by the galteries. The artifice failed, and when the chair announced the doption of the amendment by a vote of \$5 to \$2, the Democratic side turned itself loose in handelapping and cheers.

elf loose in handelapping and cheers

AMENDMENT LOST.

Mr. Hitchcock (Nebraska) offered an mendment providing that no money ppropriated in the bill should be exean made goods

another with a bad cook. Your grocer returns your money if you don't like Schilling's Best: we pay him.

COFFEE

One coffee's as bad as

might report upon "wholesale and re-tail prices at which American-made goods are sold abroad," Mr. Culberson of Texas offered an amendment to the bill. Mr. Culberson said it had often been charged that American goods are sold cheaper to foreigners than to peo-ple in this country, and in some cases denied, and he wanted to know the facts.

facts. Senator Aldrich said if such an in-vestigation were to be carried on it should be brought about through a property formed resolution, and a point of order was sustained against the mendment. The bill was passed and at 4:35 the enate adjourned.

ROOSEVELT SUMMONED TO RIGHT MANY WRONGS

Philadelphia, March 21 .- In receiving nto full membership eight young men at today's session of the Philadelphia conference of the Methodist Episcopal church, Bishop Earl Cranston of Washington, D. C., in instructing them in their duties, touched on national affairs.

"Ten more years of the same old regime that has affected this coun-try," he declared, "and this republic will have gone to destruction. If God Almighty ever summoned a man God Almighty ever summoned a man to a special mission it was when He called Theodore Roosevelt to the lead-ership of the moral sentiment of the country. Theodore Roosevelt has called the people to distinguish be-tween right and wrong; between good politics and statesmanship. "Oh, what a ring there was in the last message against corporation pow-

"On, what a ring there was in the last message against corporation pow-er and rule. I am looking for an-other message. I expect it soon. The people are true. All they want is a leader, and they have the leader they should have in a man who occupies the presidential chair in Washington."

COLONEL BARTLETT SAYS THAW IS NOT INSANE

New York, March 21.—In an authori-tative statement today, Franklin Bart-lett, counsel for H. K. Thaw, and his mother, Mrs. William Thaw, emphat-ically lenled that there had been any disagreement between the members of the Thaw family. The stories emanating from Pitts-burg in the past few days to the effect that there has been a diagreement or controversy between the members of the Thaw family over the suit of Evelyn Thaw for the annuliment of her marriage to Harry K. Thaw, are ab-

marriage to Harry K. Thaw, are ab-solutely without foundation," said Mr. Bartlett. "There has been no disagree-ment of any kind in Mr. Thaw's fam-

ment of any kind in Mr. Thaw's fam-ily." This statement was made at the re-quest of Mrs. Thaw, who is now in Pittsburg. Speaking of the opinion expressed recently by the alienist, Dr. Alian McLane Hamilton, that Harry K. Thaw is a hopeless paranoale, Mr. Bartlett said that on two occasions re-cently he had seen Mr. Thaw in Mat-teawan state hospital and had held long conferences with him. On both occasions, he said, Harry Thaw seemed to him to be perfectly sane. "Although I am not a physician or an alienist," said Mr. Bartlett, "this view is based on experience derived from the examination of hundreds of men in my experience as a lawyer, as a regimental commander and in politi-cal life."

HEINZE PUTS UP MONEY HE THINKS WILL RETURN

cal life.

Butte, Mont., March 21.-A special to the Miner from Helena says: The \$22,000 fine imposed upon F. Augustus Heinze and his two superin-tendents. Frauk and Trerisee, for con-tempt of court, is enroute to the National treasury at Washington, this being the day of final limit fixed by Judge Hunt and no further time having been sought by connsel. It will be remembered that the fines were imposed for violation of an injunction in connection with litigation over Butte mines, Heinze being assessed

Etta Priscilla Grove, the Chicago school teacher who has attracted at-tention because of her long fast, at noon today completed the fortieth day of her abstinence and announced that she would accede to the request of her sister and pariake of nourishan infunction in connection with frighting over Butte mines. Heinze being assessed \$20,000 and the superfintendents \$1,000 each. Heinze sought its remission, but Judge Hunt held the president alone could thus act. An extension was granted, how-ever, to give bim further time, but the effort having failed, it was decided to permit the maitter to lapse or he re-covered under a bill introduced to refund the money, by Senator Carter. her sister and partake of nourish-ment this afternoon. In the effort to equal the record of Dr. H. S. Tanner, who fasted 40 days in the eightles Miss Grove's weight was reduced from 123 to 105 pounds, but she declares that she felt no ill effects from her experience, and that she could have continued fasting a much longer perthe money, by Senator Carter.



Washington, March 21 .- Two mil lou acres of land in California' and Oregon vested in the California & Oregon Railroad company, owned by the Central Pacific and controlled by E. H. Harriman, will be subjected to suits for recovery of title by the United States, if action taken today by the committee on public lands is sustained

HARRIMAN LANDS

WILL BE SOUGHT

by the house. The committee agreed to report favorably without amend-ment a resolution, which already has passed the senate, empowering and di-recting the attorney general to bring suits for the recovery by the United States of the title to the public lands granted to certain western railroads companies in cases where the condi-tions stipulated in the grant have not been compiled with-such conditions, for example, as governed the grant of lands to the Oregon and California railway companies in the sixties. It is said that under the grant the lands were to be thrown open by the com-pany for sale to bona fide settlers of the United States at not more than \$2.50 an acre, and in parcels not ex-ceeding 160 acres each. TILLMAN FIGHTS. by the house. The committee agreed

TILLMAN FIGHTS.

TILLMAN FIGHTS. It is charged that immense acres of these lands were sold by the Oregon and California railroads in violation of the conditions named. The refusal of Mr. Harriman, announced by him at the irrigation congress at Sacramento last year, to sell any portion of the re-maining two million acres, led to the introduction by Senator Tillman of the resolution which the public lands com-mittee acted on favorably today. Chairman Mondeli was authorized to draw the report of the committee, which he will do next week. In dis-cussing the action of the committee, Mr. Mondell today said: "It is the intention of the committee

Mr. Mondell today said: "It is the intention of the committee to draft a resolution separate from this one and present it to the public, should the present be adopted, which will clearly indicate that no right or any claim to any of these lands shall be acquired by any persons until at least a year after the final judgment of a court shall have been rendered

year after the final judgment of a court shall have been rendered. "This would not tie up these lands for a year, however, The expectation would be that within that period Con-gress would take action touching the rights of purchasers from the railroad companies with regard to the future disposition of the lands now held by the company, should a forfeiture be de-clared. The second resolution will be clared. The second resolution will be due notice to everybody that there shall be no authority to enter and that no rights shall attach."

UNUSUAL CRUELTIES FORCED UPON CONVICTS

Columbus, O., March 21.-Sentaor Lamb of Toledo, here today, created a sensatiou by declaring that while visiting the Ohlo penitentiary he saw a prisoner hanging from his wrists. The mar's head was hanging down on his shoulders, accord-ing to Senator Lamb, and his feet wero "I was astounded," continued the Sena-tor, "and soon saw that the attendants were trying to keep me away from this man. I insisted on seeing him, and the man said to me: "I have been hauging here since Thursday, and they only let me down to eat bread and water." "The guard," said. Mr Lamb, "told the man to shut up." Senator Lamb will report the case to the penitentiary probing committee.

ENDS REMARKABLE FAST.

or rapid pulse, and other Long Beach, Cal., March 21 .-- Miss distressing symptoms follow. Dr. Miles Heart Cure is a medicine especially

Former Engineer Captain Successful After Long Wait in Many Tribunals.

CARTER WINNER

Chicago, March 21 .- The final decree in the case of Oberlin M. Carter. ormer cuptain in the United States ngineer corps, was entered today b, Judge Kohlsaut in the United States circuit court, Practically all the findings are in favor of the former army officer.

While Carter does not get a large share of the funds which have been the subject of litigation between him and the government, the cost of this and all other suits against him are taxed against the government. By the decree Carter is awarded \$45,000, which was held by the court to be "without taint."

The total amount attached by the federal authorities some years age was about \$400,000. The greater part of this Carter claimed to have receivd from his father-in-law, the late Robert F. Westcott of New York. In an opinion announced by Judge

Kohlsaat some weeks ago it was held by Carter from Westcott were "taint-ed," and while Carter may not have known of these secret partnerships between Westcott and Greene and Gaynor, yet in the eyes of the law he was supposed to have knowledge that Greene and Gaynor, the contract-ors, were reaping enormous profits from their work from their work.

UNCLE SAM PAYS.

In his final decree Judge Kohisaat refused to charge Carter with the noney spent in defending himself bemoney spent in defending himself be-fore the army court-martial and in other tribunals. All the expenses of suits against Carter in Chicago, New York, Savannah and other places, ex-cept a small per cent to be determined later, are to be paid by the govern-ment. This amount is estimated to be about \$150,000. The court holds further that of the money which it was claimed Carter received from Greene and Gaynor more than \$255,-000 came from Westcott. Inasmuch as the court declares these latter funds to be "tainted" they are to be retained by the government, and the court costs and attorney fees are to be paid from them.

costs and attorney rees are to be paid from them. The court also held that I. Stanton Carter, a brother of the defendant, is indebted to the government to the ex-tent of \$11,454, a part of the funds for the recovery of which the sult was started.

There are certain nerves that control the action

of the heart. When they

become weak, the heart

action is impaired. Short

breath, pain around heart, choking sensation, palpi-

tation, fluttering, feeble

adapted to the needs of

these nerves and the mus-

Weak

Heart Action

It is easy to make flaked food for 10 cents. We could use a cheaper wheat-or use corn.

And leave out the pure maple syrup. We could leave in the broken flakes that we now sift out-about 10% of the product.

Poor Economy

We could use the process that some others use-from 18 to 20 hours. The process we do use requires 96 hours. But that is what makes Mapl-Flake what it is.

Our wheat is steam-cooked for six hours. Then thoroughly cured. Then flaked so thin that the full heat of our ovens gets to each atom. Then it is toasted, for 30 minutes, in a heat of 400 degrees.

The object is to make the starch all digestible. For wheat is largely starch.

Starch, to be digestible, must be made soluble. The particles must be separated so the digestive juices can get to them. When wheat is halfcooked only half will digest.

That is why we spend the 96 hours. And why Mapl-Flake costs 15 cents.

It is to create a food that's all food. To supply your children as good a food as we insist on for ours. To give you a food that's really cheap because it all digests.

And the real difference in cost is a triffe. Add the cost of the cream, and see how little you save by getting a secondary food.

Then consider the flavor-the flavor of pure maple syrup. For we cook our wheat in the pure Vermont product. Think how that entices the children-how it leads them to eat the food that is best for them. You lose more than you realize-you

who go without the food that you like best, thinking you save five cents.

"It's All Food"





old by Z. C. M. I. Drug Dept. 112-114 Main



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pended for American made goods when it should be established to the satisfac-tion of the secretary of war that those goods were purchasable at lower prices abroad, but it was lost, 108 to 77. Mr. Smith (Iowa) promptly took ad-vantage of the displayed Republican majority, moving a substitute para-rraph restoring to its original form the avoision regarding war supplies, which was amended. amended.

Mr. Smith's amendment was adopted y viva voce vote, and the majority alled for a division, which resulted; eas, 114; nays, 91. Mr. Sherley demanded tellers, by

hose count the amendment was re-horded, 108 to 98. The bill was then assed, unchanged by amendment. firmed.

SENATE ADDS EXPENSE.

Three.Ply Appropriation Bill is Amplified in Upper House.

Washington, March 21.-Almost the Washington, March 21.—Almost the attre session of the senate was con-sumed with consideration of the leg-slative, executive and judicial appro-riation bill. The bill as finally passed carried an appropriation of \$32,945,681, the amount added to the house bill by the senate being \$642,718. An amendment offered by Senator Dixon of Montana to increase salarles of about a dozen clerks of senate com-mittees from \$1,506 to \$2,250 called for a spirited discussion in the senate, but

spirited discussion in the senate but went out on a point of order. Dis-ussing his amendment, Mr. Discu-ade complaint of favoritism to old autors, whom he character-fd as "white-buttoned mandarins." The Bacon offered an amendment increase of 20 per cent for gov-nt employes in this city who now a not incre than \$1,800, but it has had an a point of order the lost on a point of order.

ASKS INVESTIGATION.

BABY'S FACE ALL SORES. In order that government agents in-vestigating trade conditions abroad Mrs. Mary Sanders, Camden, N. J.

EXCEPTED FROM THE MAILS.

Postmaster General Denics Rights to Organ of Anarchy.

FAVORS HOME INDUSTRY.

Domestic Production of Dukes and

Nobles is Urged.

Washington, March 21-In discussing the fortifications bill in the house today, Representative DeArmond of Missouri suggested that the government should en-ter upon the industry of raising nu-blemen for our American girls, because he said, it would be cheaper than to send the girls to Europe.

San Francisco, March 21.—E. D. Smith, alias E. G. Grimmell, the ex-convict, who was arrested a week ago charged with swindling the Bank of Canton out of \$1,100, was released this morning by Police Judge Weller, and immediately arrested and his name placed on the detinue book. The district attorpus said that he is be-Washington March 21.—Declining to al-low the postofice department to be put in the postofice department to be put in the position of accessory to murder by allowing in the mails publications which advocate killing of citizens by dy-namite, Postmuster-General Meyer has is-smed an order declaring non-mailable the Italian publication known as La uestion Sociale, a weekly published at Paterson, N. J. district attorney said that he is be-ing held en the request of the police of Buffalo, N. Y., and that an officer is on the way here to take him east. N. J. The paper, it is charged, advocates murder by dynamite, the murder of en-listed men of the United States army, the officers of the police force and the burning of houses of eltizens. It is a weekly newspaper said to have a cir-culation of 39,000 among the Italian pop-ulation, and openly announces itself as "socialistic-anarchistic."

RACE SUICIDE

OUT, THEN IN AGAIN.

RACE SUICIDE ' as President Roosevelt calls it is not near-ly the menace to increase in population that deaths among infants are. And eight out of ten of these deaths are directly or indirectly caused by bowel troubles. Mc-Gee's Baby Elixir cures diarrhoea, dy-sentary, sour stomach and all infant allments of this nature. Just the thing for teething bables. Price 25 and 50c. Sold by Z. C. M. 1. Drug Dept., 122-114 Main Street. B

Doan's Regulets cure constipation,

YOUR

tone the stomach, stimulate the liver

LEGAL BLANKS

Of every character and description, arranged from the best legal forms, and brought strictly up to date. A full supply always on hand at the Descret News Book Store.

promote digestion and appetite a case passages of the bowels. Ask yo druggist for them. 25 cents a box.

cular structure of the heart itself. It is a strengthening tonic that brings speedy relief. Try it.

Try 11. "For years I suffered with what I thought was stomach trouble, when the doctors told me I had heart trouble. I had tried many remedles, when the Dr. Miles' almanac came into my hands, and I concluded to try Dr. Miles' Heart Cure. I have taken three bottles, and now I am not suffering at all. I am cured and this medicine did it. I write this in the hope that it will attract the at-tention of others who suffer as I did." MRS. D. BARROM. S04 Main St., Covington, Ky.

Your druggist sells Dr. Miles' Heart Cure, and we authorize him to return price of first bottle (only) if it fails to benefit you.

Miles Medical Co., Elkhart, Ind

Hello! Spring! Wall paper, room mouldings, floor varnishing, pleture frames, 111 E. 2nd So. Bell, 799x; Ind, 11422. L. O. Laurell & Co.













