

## SOUTH CAROLINA RAISES AN ISSUE.

Will Test Legality of Federal Tax  
On Her Whisky Business.

### PROCEEDINGS INSTITUTED.

It is Claimed That Her Dispensary  
System is a Part of Her State Gov-  
ernment Machinery.

Washington, June 30.—The state of South Carolina, acting through the governor and attorney-general, has instituted proceedings before the commissioner of internal revenue to test the question whether the state can be legally required to take out special tax stamps as a wholesale and detail liquor dealer under its state dispensary laws and has made a demand upon the commissioner for a refund of all such taxes hitherto paid, amounting to \$4,000. The principle at issue is far-reaching.

The one question involved is whether the internal revenue laws of the United States apply to the dispensary system of South Carolina, as to the entire collection of these taxes. The entire dispensary system of South Carolina is managed by a board of commissioners, consisting of three persons selected by the state legislature, with Columbia as its headquarters. This state dispensary distributes supplies to the county dispensaries and these in turn are managed by county dispensaries, all being under the board of state commissioners. Under the law no liquor can be sold at night, nor drunk on the premises of the dispensary. The liquors are sold at the price of the state and the profits accrue to the state. The salaries of all the officials of the dispensaries are fixed by law and do not depend on the amount of their sales.

In the brief filed with the commissioner of internal revenue on behalf of the state, it is contended that there is nothing in the laws of the United States authorizing the collection of internal revenue taxes which even implicitly authorize the imposition of a tax against a state or its instrumentalities of government, and that such an act containing such a provision taxing the instrumentalities of a state government would be to that extent unconstitutional. It is contended further that the property of a state and the means and instrumentalities employed by it to carry its laws into operation cannot be taxed by the federal government. An opinion of the late Judge Cooley on this question is quoted.

If the internal revenue laws of the United States require the agents of the state and county dispensaries of South Carolina to pay a tax to the United States before being permitted to accept the duties of their office, it is contended that the law is unconstitutional and void in this particular, because the tax it imposes is purely and simply a tax upon the instrumentalities of the state, through the agency of which the state seeks to minimize the evils of the liquor traffic within its borders. The federal government, it is held, cannot constitutionally interfere with the administration of these laws by requiring a special tax stamp to be paid by its officials as a condition precedent to the exercise of their duties.

Commissioner Yerkes has the claim for the refund of taxes by the state of South Carolina under consideration, but has rendered no opinion yet. While it is true that the dispensary system may be designated as a state agency and its maintenance upheld as constitutional under the police power resident in all sovereignities, yet the commissioner is inclined to the opinion that it is not such a necessary state agency for such a refund of taxes by the government as will exempt it from taxation.

### SINE MINERS CAPTURED.

Are Charged with Terrorizing Miners  
in West Virginia.

Thacker, W. Va., June 30.—A posse of eight men went to the Kentucky side of the river early this morning and captured nine miners who are charged with terrorizing miners of the West Virginia side of the river, for the past ten days, by shooting at the miners as they passed and repressed along the railroad.

They were surprised in their sleep with their Winchester rifles dislocated, and surrendered with but little resistance. Even their guard was captured asleep on duty. They were taken to this place and held under a heavy guard awaiting the train to take them before a Kentucky judge. He remanded them to Judge Jackson at Parkersburg, W. Va.

Later in the day Charles Burke, president of the union of United Mine-Workers of America, was also arrested. He was taken to Parkersburg to appear before Judge Jackson on the charge of bearing down the notices of the injunction granted by Judge Jackson.

### PICKNICKERS RUN DOWN.

Trolley Car Strikes Their Wagons,  
Killing One, Hurting Several.

Chicago, June 30.—One person was killed and nearly a score others were injured today in a collision between an electric car in Irving Park boulevard and two wagons loaded with picnicers. Both wagons were overturned by the shock and their occupants were crushed and bruised by the heavy timbers and the stamping of the frightened horses. Both the motorman and conductor were arrested.

### DEAD.

Arthur Erickson, an infant, neck broken, wheel passing over it.

### INJURED.

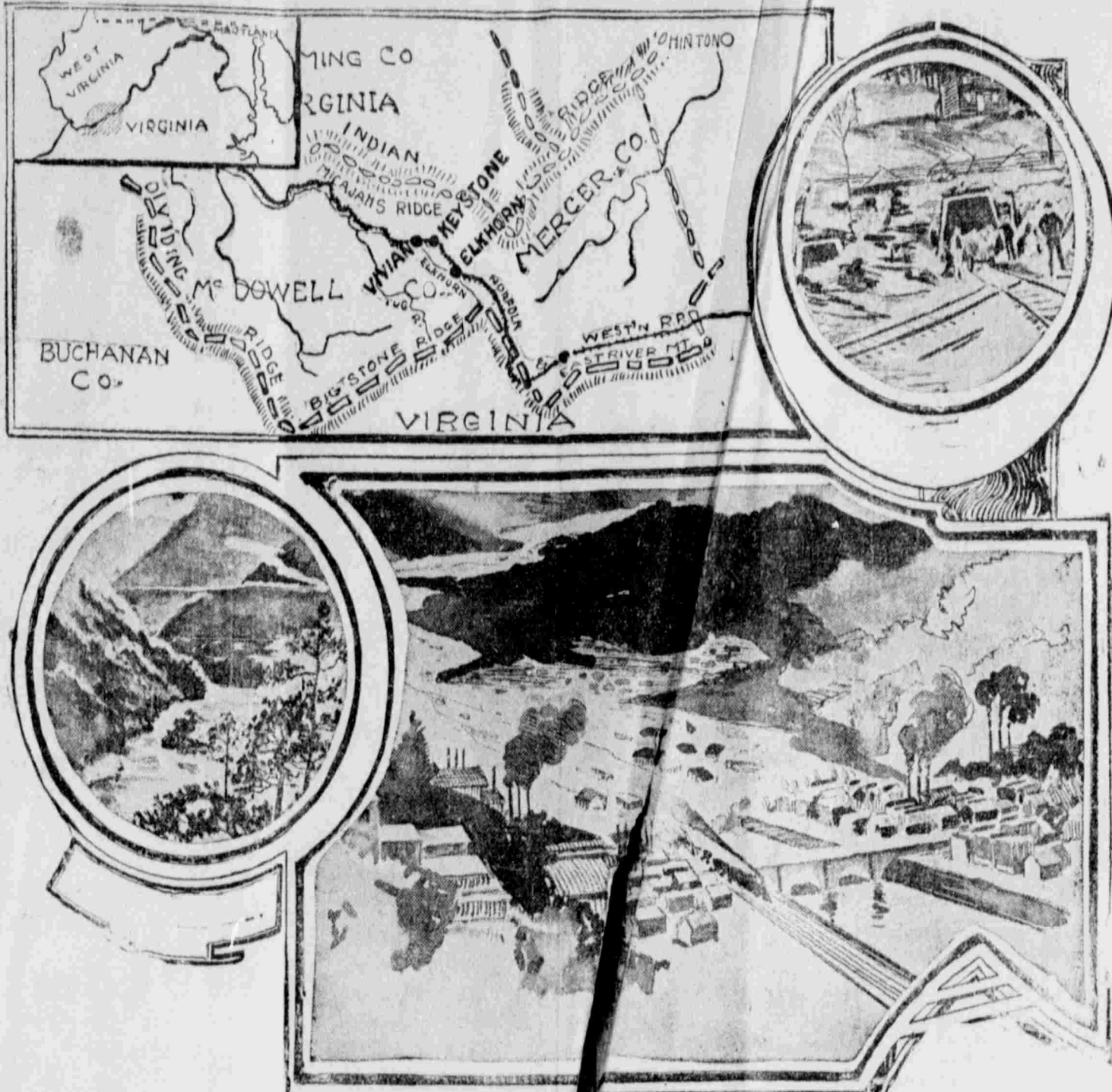
Thoswald Tweeter, hip, arms and back injured.  
Amelia Peters, left hip fractured and hurt about the face.  
August Westin, arm fractured and injured about head.  
Mrs. Carl E. Peterson, back injured.  
Thomas Goranson, shoulder fractured.  
Mrs. E. E. Erickson, hip fractured.  
Mrs. Gustaf Olaf, shoulder dislocated.  
Tillie Erickson, arm fractured.  
Nine others in the picnic party were injured, but not seriously.

### FESTAL DAYS IN SAN JUAN.

The City Enjoys a Magnificent Celebration.

San Juan, P. R., June 25.—(Correspondence of the Associated Press.)—Yesterday was observed as a holiday in honor of San Juan, the patron saint of the city and incidentally as a feast day for every "Juan" and every "Juanita" throughout the island, where the saint day is more celebrated than one's birthday. The San

## FIRST AUTHENTIC COMBINATION FLOOD HALFTONE.



The above halftone showing the exact location of the region affected by the terrible West Virginia flood the destructive work of which has thrilled the whole country with horror, is an authentic combination of scenes of the disaster. By means of the above carefully drawn map and authentic pictures the reader may be better able to follow the story of the rescue work and efforts at restoration. Tents and foodstuffs are being rushed to the homeless thousands but it will be many days before traces of the disaster can be obliterated and the suffering survivors made comfortable.

Juan News, the American daily, gave a holiday to its employees and issued no paper this morning.

For two weeks San Juan has been enjoying a twenty-day fiesta. Thousands of dollars were collected by a committee appointed by the alcalde and San Juan prepared a prolonged celebration, unequalled by any of the past. A special program was prepared for each day. There was music every night, money prizes were given for athletic contests, for bicycle, boat and horse races. Big public balls were given at the theater, and scores of private functions were held. The plaza has been brilliantly illuminated at night, and thousands of dollars have been burned up in fireworks. Licensed gambling has been conducted openly.

On Sunday there was a series of road races with \$200 in prizes, one \$100 prize and four of \$50 each. The horses were not trained for racing, and there was no jockeying, but thousands of people witnessed the event, and considerable money changed hands. What is called a ribbon race, but would be more properly termed a competition, was also held. For this young society ladies prepared a lot of ribbons an inch or two wide and a yard long. These were hand painted or embroidered, and each bore the maker's name. The ribbons are suspended across the roadway from a pole, and the contestants are charged with capturing as many ribbons as they can by inserting the end of the lance in the small ring. One is an expert who can capture a half dozen. A committee of the young ladies judges the contest. Nearly a hundred riders participated in this amusing event on Saturday. Bicycles are also used in this game.

Last night there was a very fine public exhibition of fireworks all of native manufacture and each piece was loudly applauded by the spectators, particularly by the Americans.

Yesterday's feast began with bands playing in the streets at daylight and ended at daylight this morning when the theater ball broke up. During the week there have been daily sports for the populace.

The fiesta of San Juan began June 10 and there are yet five days more of it, and then three days rest before the Fourth of July celebration.

Gen. Allen has appointed a committee to prepare for the proper observance of the Fourth with Dr. Brum- laugh as chairman, and this committee appointed over a dozen sub-committees. All are working hard and the celebra-

### MISSOURI LEAD FIRMS.

First Step in Their Purchase by  
Union Lead Co. Taken.

New York, July 1.—The Herald says: With the purchase of a check for almost \$1,000,000 from the Missouri Trust company, of this city to the Union Lead and Oil company, the Ryan-Kelley-Eldins syndicate is operating in close conjunction with the M. Guggenheim & Sons Smelting company, which recently became a part of the largest part of the American Smelting and Refining company, commonly called the Smelters' combine.

Mr. Whitney when asked concerning his connection with the purchase of lead fields and in particular, the recent transactions which resulted in the payment of the one million dollar check said:

"I am in ignorance as to the details of the purchases now being made in the Missouri lead districts."

"It is true that I am interested with Mr. Guggenheim and Sons, but their plans are not fully known to me."

### STRANGLED TO DEATH.

Ornithologist Birtwell accidentally  
Hangs Himself While Bird Nesting.

Albuquerque, N. M., June 30.—Part-time of the recent death of Prof. Francis J. Birtwell, the ornithologist, are brought by the undertaker, who has just returned with the body. The professor died from stranguation, the result of accidental hanging. He had climbed a large pine tree for a bird's nest, and was descending on a rope when in some manner the rope wound around his neck, and before the eyes of his young wife and several men he strangled to death, they being powerless to aid him. Mr. and Mrs. Birtwell were married here about a month ago, and were spending their honeymoon on the Rio Pecos forest reserve in Mexico. Prof. Birtwell was a Harvard graduate.

### PENSIONS FOR EMPLOYEES.

Will be Given to 200 Who Retire  
from Illinois Central.

Chicago, July 1.—About 200 employees of the Illinois Central railroad will be retired today on a pension under the system approved by President Fish and General Manager Harahan early in May, and which became effective at midnight last night. Their pensions will be based on their average monthly pay during the last 10 years of their service. They being allowed monthly a certain per cent of this amount for each year of their total services.

To carry out the pension scheme the company has provided a fund of \$250,000, and each year a sum not to exceed \$100,000 will be set apart for the payment of the pension allowances for the year.

### MRS. BROWN POTTER IN PULPIT.

Rev. Forbes Phillips Has Her Recite  
to Draw a Crowd.

London, June 30.—At the invitation of the vicar, the Rev. Forbes Phillips, Mrs. Brown Potter, a widow in white and wearing a pious hat, recited from the channel of the Gerlestone church near Yarmouth after evening song today Pope's "Vital Spark of Heavenly Flame," and another poem, "The Queen's Last Ride," delivering both to organ and choral accompaniment, the congregation listening reverently.

The vicar's idea was to enhance the attractions of the service, and for an hour before it began a crowd besieged the doors as if the occasion besieged theatrical first night. Hundreds were unable to get in.

It is rumored that the bishop will forbid a recitation of the incident. Mr. Phillips, who was playing under the name of plume, "of old Forbes," is now writing a piece of Mrs. Brown Potter.

## COMEZ GOING TO WASHINGTON.

Various Surmises as to the Object  
of His Visit.

### MAY BE PRESIDENT OF CUBA

He Has Nothing to Say for Publica-  
tion—Estrada Palma Refuses to  
Discuss the Matter.

New York, July 1.—Gen. Maximo Gomez has been spending much of his time in conference with Tomas Estrada Palma at the Waldorf-Astoria.

Neither would divulge the exact nature of their talk. It is thought that Gen. Gomez is here to sound the head of the Cuban junta on the question of his candidacy for the presidency of Cuba.

Gen. Gomez, who is himself a presidential possibility, declared recently in favor of Senor Palma. When this subject was mentioned to Senor Estrada Palma last night, he said: "I would rather not discuss the matter. It is too early anyway, and the Cubans have really not yet made up their minds whom they desire for president."

Cards from callers were sent to his

rooms, but the general invariably declined to receive any of the visitors. A fact that seemed to be very displeasing to some Cubans. Senor Gonzales, who accompanied him, saw some reporters and said to them:

"Gen. Gomez has nothing to say about anything at this time for publication and respectfully requests reporters to excuse him. He is going to Washington on some personal business, but just when he will go back has not been decided upon."

One report which is current is that the general's visit to this country has to do with a readjustment of the agreement made between him and the United States government at the close of the Spanish war. Gen. Gomez was then placed on the government pay roll, Union being put on his services among the Cubans.

Gen. Gomez will leave the city this morning with Senor Palma for the latter's home at Central Valley, N. Y. He expects to go to Washington tomorrow and call upon President McKinley. Before going to the capital it is possible that he will issue a statement covering the object of his trip north and setting forth his views on Cuban affairs.

### Charged with Train Wrecking.

Connellsville, Pa., June 30.—Five negroes, who gave fictitious names, were arrested here today and taken to Greensburg, charged with the wrecking of the Southwestern express near Greensburg yesterday. In which a number of passengers were hurt. They were discharged from a circus and setting forth his views on Cuban affairs.

### Empress Dowager Fears a Trap.

Shanghai, June 30.—Marquis Tseng has received a dispatch from Shao-Fu to the effect that the empress dowager, fearing a trap to capture her, declines to return to Peking, and has notified the grand council that the future capital will be Kai-Feng-Fu, in the province of Honan.



GENERAL MAXIMO GOMEZ, WHO IS TO PAY US AN UNEXPECTED VISIT.

There is considerable speculation as to the object of the visit of General Maximo Gomez to the United States. The Cuban patriot left Havana several days ago in company with the private secretary of Governor General Wood.



## FATAL ECONOMY.

A VERY old maxim declares that it isn't economy to pick up pins; the time is worth more than the pins. Similarly it is not true economy to do without Ivory Soap; your health requires the daily removal of the bodily excretions which are discharged through the pores of the skin. These tiny mouths must be kept open, and they should be opened only with a pure soap.

IVORY SOAP—99 1/4 PER CENT PURE.

## RUSSIAN OPERATIONS.

Col. Simpson Will Make a Report on Those  
That Took Place in Manchuria.

Russia Had Every Provocation to  
Declare War Against China, but  
Refused to Do So.

New York, July 1.—A complete report on Russian operations in Manchuria will be published in a few days by Lieut. Col. W. A. Simpson, chief of the military information division of the war department, says a Washington dispatch to the Herald. This report, which gives the first detailed account of Russian military operations, shows that Russia had great cause for declaring war on China. Its frontier was invaded, its people were killed, its railway in Manchuria was destroyed, and sharing the common injury of other powers, its subjects in northern China were expelled or slain. Imperial troops, acting under instructions from the imperial government inaugurated hostilities against the Russians.

Yet Russia, desirous of a common accord among the powers, did not declare war against China. The report concludes by showing that Russia has greatly reduced its military force in Manchuria, and contemplates the withdrawal of all the troops when conditions permit such action. The casualties suffered by Russian troops in Manchuria and Peking included twenty-three officers and 237 men killed, and sixty-seven officers and 1,305 men wounded.

The report gives in detail the history of the Boxer movement in Manchuria; the mobilization of Russian troops in the Amur military district, the Chinese attacks on the Russian Manchurian railroad and the fighting at Kharkhin, Blagovestchensk, Aigun, Sienchen, Sienchen, Neuchwang and Mukden.

### Oil Cloth Manufacturers to Combine.

New York, July 1.—The Press says: In the near future, possibly this week, a combination which is to embrace at least seven out of the ten concerns in the United States, which manufacture oil cloth is to be incorporated under the laws of New Jersey with a capitalization of \$10,000,000. The three concerns which may not become members of the combination at the start make a different kind of goods from those turned out by the other manufacturers.

The companies in the combination are in Newark, New York, Passaic, Norristown, Akron, Ohio, Youngstown, Ohio, and Montrose, N. Y. All make light weight and emulated cloth exclusively. On all these plants the motors of the combination have obtained options which extend until July 15, and the deal is to be consummated before that date.

As yet no name has been decided on for the big company. Only 10,000 shares of stock are to be issued, 5,000 preferred and 5,000 common. Western men, nearly all of them residents of Youngstown, are the originators of the deal and will attend to the financing of the combination.

### Prof. Foxwell's Library Sold.

London, July 1.—The Goldenhith companies have purchased for \$10,000 Prof. Herbert Somerton Foxwell's library of 30,000 volumes of economic literature, with a view of donating it to Great Britain. He had received an offer to purchase from the United States.

### AMERICAN CAPITAL IN CANADA.

Is Breaking Down the Barriers Between  
the Two Countries.

London, July 1.—J. Henri Bourassa, member of the Dominion parliament and for years director of La Revue Canadienne, has arrived in London for a holiday. Interviewed, he referred to the way in which American capital is invading Canada.

"American capital," he said, "is breaking down the barrier between Canada and the United States. The Canadians are not competing with us, but they are buying us up. When this is accomplished it will only need a slight political difference with the home government, and the annexation movement, now dead, will revive."

### Finding Pearls in Iowa.

Lansing, Ia., June 26.—This city bids fair to become famous for the many fine pearls found here. One yesterday sold for \$1,500. It was found by an old Swede named Benson on the clam bed which produced the famous Queen Mary, about a month ago, and although weighing less than 45 grains, is a much finer and more valuable gem. No less than twelve pearls were found here one day last week.

### To Inspect Gun Plants.

San Francisco, July 1.—Capt. Louis Pomar and Lieut. Lila Arzrun of the Chilean navy, have arrived here from Valparaiso. Lieut. Arzrun is authorized by his government to inspect the various shipbuilding yards and gun plants in the United States.

## THE CITY OF TIEN TSIN.

Crowded With Officers and Soldiers of All  
Nations En Route for Home.

Prince Chun and Suite There—Chinese  
Merchants' Co's Claim Against  
the United States.

Tien Tsin, June 30.—The city of Tien Tsin is now more crowded than ever. Officers of all nations are here en route for their homes, and the hotels are placing cots in every available place.

Apartment houses have been prepared at the University of Tien Tsin for Prince Chun and his suite of forty, who will remain there for three days before leaving for Germany to make formal apology for the murder of Baron von Ketteler.

Mr. Derby, who, when the foreign troops arrived, was appointed by the China Merchants' company to protect their property, says the company, in their claim against the United States government, did not use the word "loot" against the marines, but merely held them responsible.

The greater part of the company's property consisted of rice, which was afterward distributed, under orders from the British and American generals, to assist those in need. Mr. Derby thinks the company's claim should have been added to the indemnity as legitimate expenditure.

Other merchants say the company never had 300,000 taels worth of property here.

It is pointed out that the company stored three boxes of valuables with the Chartered bank before the trouble began and did not withdraw these until October, and that, consequently, it is quite improbable any jewels were left to be looted. Moreover, the place was thoroughly gone through by local looters before the allied forces arrived.

### GERMAN TOURISTS KILLED.

They All Went Over a Precipice To-  
gether.

London, July 1.—"Bohemian papers," says a dispatch to the Daily Mail from Vienna, report that three German tourists, Wiesnitzer, Meixner and Fischer, were killed on the Erzgebirge, near Weipert. They were roped together. One lost his footing and fell over a precipice. The others held his arms. He urged them to save themselves by cutting the rope, but they refused, and renewing their efforts to haul him up, all fell down the rock.

## A Wife Says:

"We have four children. With the first three I suffered almost unbearable pains from 12 to 14 hours, and had to be placed under the influence of chloroform. I used three bottles of Mother's Friend before our last child came, which is a strong, fat and healthy boy, doing my housework up to within two hours of birth, and suffered but a few hard pains. This liniment is the grandest remedy ever made."

## Mother's Friend

will do for every woman what it did for the Minnesota mother who writes the above letter. Not to use it during pregnancy is a mistake to be paid for in pain and suffering. Mother's Friend equips the patient with a strong body and clear intellect, which in turn are imparted to the child. It relaxes the muscles and allows them to expand. It relieves morning sickness and nervousness. It puts all the organs concerned in perfect condition for the final hour, so that the actual labor is short and practically painless. Danger of rising or hard breaths is altogether avoided, and recovery is merely a matter of a few days.

Druggists sell Mother's Friend for \$1 a bottle. The Bradford Regulator Co., Atlanta, Ga. Send for our free illustrated book.

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SECURITY.**

Genuine  
**Carter's  
Little Liver Pills.**

Must Bear Signature of  
*Wm. Wood*

See Fac-Simile Wrapper Below.

Very small and as easy  
to take as sugar.

**CARTER'S  
LITTLE  
LIVER  
PILLS.**

FOR HEADACHE.  
FOR DIZZINESS.  
FOR BILIOUSNESS.  
FOR TORPID LIVER.  
FOR CONSTIPATION.  
FOR FALLOW SKIN.  
FOR THE COMPLEXION.

CURE SICK HEADACHE.