DESERET EVENING NEWS: TUESDAY, MAY 28, 1901.

COMMENTS ON THE **INSULAR DECISIONS**

Solicitor General Richards Says Administration's Policy is Sustained-Griggs, Root and Foraker Talk.

Supreme Court, made ment containing his decisions of the

question involved in , was whether the cession of ed in the treaty of Porto Rico and the Philegral part of the United thin the meaning of that prothe constitution requiring all mposts and excises to be uniform the United States. The cession simply made he Philippines domes-he United States, subcontrol of Congress ild be exercised withirt held, was intended ates of the Union and acquired territory and by subsequent incorporated withintegral part of the lecisions are subr the government lest extent the soof the administranow has the sanc 'ourt for govern The court holds did not of its apply to those ceded g their people, their ports on an immedijurs and conferring ights, privileges and ed by the people, proundamental rights are underlying prine constitution which apply the status of their citizens of customs and commer-

ins are to be determined by and the exercise of the power y the constitution in Congress dful rules and regulaing territory belonging to Obviously what I porto Rico applies egarding h the Philippines, so sident is perfectly free unspooner act to govern the Philtheir needs and their inter-

time that the court has the fullest extent the conthe government in these as directed as a matter of onstruction that the Dingley not be held to impose duties brought from Porto Rico, be y cession Porto Rico became do-territory of the United States. herefore ceased to be a 'foreign ry.' The decisions of the court

May 28.—Solicitor-Gen-of the department of ad charge of the insular man energy of the solution of the solution to the solution of the solutio war, Porto Rico was a province of Spain, and as such was foreign territory in every sense of the word. The island remained foreign territory in a legal sense notwithstanding our con-quest and military occupation until the

ratification of the treaty of peace, when it ceased to be foreign territory and became a possession or dependency of the United States, but not a part of the United States. Being a dependency of this country it was domestic territory as contra-distinguished from for-eign territory. It is domestic territory still, but it underwent a further change in its legal relations to the country when Congress enacted the law of April 12, 1900, providing a civil government and the tariff duties for the support of the same. Since April 12, 1900, it is territory belonging to the United States with respect of which Congress has en-acted legislation fixing the status of its inhabitants, providing a government for tory as contra-distinguished from for inhabitants, providing a government for them and providing also for the necessary revenues to support the same. Be-tween the ratification of the treaty of peace and this legislation of April 12, 1900, it was territory of the United States, with respect of which Congress had not exercised any power whatever by logical territory theorem.

had not exercised any power whatever by legislation or otherwise. "What the court decided was that while we were occupying Porto Rico prior to the ratification of the treaty of peace it was foreign territory and our occupation and government was military and all that was done was in the nature of a military peocasity and the nature of a military necessity and valid on this account; that from and after the ratification of the treaty of peace it was no longer foreign territory. but domestic territory within the mean-ing of our tariff laws, according to which tariff duties can be collected only on importantions from foreign countries, and that consequently the duties collected on imports from Porto place for the without of the rest. duties collected on imports from Porto Rico after the ratification of the treaty of peace and prior to April 12, 1900, when Congress first legislated, were illegally collected—illegally collected, however, not because Congress was without con-stitutional power to impose such duties on importations from Porto Rico—be-cause during that period Congress had cause during that period Congress had not so legislated.

not so legislated. "The third proposition decided by the court and the one of supreme import-ance was that Porto Rico being a ter-ritory of the United States but only ter-ritory belonging to the United States and that it is therefore within the con-stitutional power of Congress to so legislate with respect to it, including the imposition of tariff duties, as it may see fit and the Congress had so legislat-ed on the 12th day of Aoril, 1990, the ed on the 12th day of April, 1990, the provisions of that law are valid and to be upheld and enforced: in other words, the effect of the decision is that the constitution does not follow the

ment



PROMINENT FIGURES IN PRESBYTERIAN CREED REVISION CONTEST.

Rev. Charles A. Dickey is the retiring moderator and chairman of the committee on revision. It was the report of this committee concerning the proposed changes in the Westminster Confession which opened up the revision debate. Rev. Dr. Henry C. Minton of San Francisco is the moderator of the present general assembly, and seldom has a presiding officer had a more difficult task. The stated clerk of the assembly, Rev. Dr. William H. Roberts, will have the job of preparing the big volume which shall contain a full account of the work done by this important assembly.

ENGLISH VIEWS.

"Unquestionably the decision of the | decision puts a quietus upon that sort | for any one day in the history of the court sustains the contentions, theories of thing and takes the matter out of and policy adopted by the administra-tion in conducting the affairs of the politics for all time. "This decision is final. There can be no appeal. The decision will not hurt Porto Rican trade in the least."

onstitution."

Spanish islands since the ratification of the Paris treaty. The upholding of the Foraker act signifies that Congress has the power act signifies that Congress has the power to legislate without be-ing limited by the provisional conting-encies of the constitution, For in-stance, the constitutional provision set-ting forth that uniform duties must be collected does not apply to the islands. The general result of the decision is certainly very gratifying.

"Of course there will be some little embarrassment caused by the holding ly separate territory, while the Daily Graphic takes the view that the Suthat no duties can be collected except by congressional legislation but it will be only a temporary embarrassment."

MR. GRIGGS CALLS IT A GREAT VICTORY.

New York, May 28.—Former Atty. Gen, Griggs, in an interview on the Supreme Court Porto Rican decision said

"It is a splendid victory for the ad inistration on the vital principle of expansion. It is unnecessary for me to say 1 am thoroughly satisfied with the result. It is a clear-cut victory for the government on the only really invector robust involved. These disimportant point involved. Three dis-tinct classes of action were involved; one protesting against the collection of tariff upon imports from Porto Rice after the date of our armed occupancy of the islands and before the date of the ratification of the treaty of peace another protesting against tarii

These large shipments are explained

These large shipments are explained by the fact that two big interests are opposing each other in the effort on one side to bear the market and the other to bullit. Higher prices, the bulls state, will soon come about, as planters will curtail production owing to the small and urremunerative prices now realized. The bears, on the other hand, maintain that there will be no decrease in production as it will more than keep New York, May 28 .- A dispatch to the Tribune from London says: More or less contradictory accounts have been received here of the decision of the United States Supreme Court. in production as it will more than keep pace with the demand. The Standard considers that America can now govern her conquests as whol-

WITHDRAWING GERMAN TROOPS

Regarded as in Accordance With Idea Put Forth by Russia.

preme Court has given its sanction to "the imperialist policy of the McKin-ley administration." The Post's dis-patch from Washington on the other New York, May 28.—A despatch to the Herald from St. Petersburg says: Germany's tardy and reluctant with-drawal of her troops and ships from China is looked upon here as a solution entirely in accordance with the idea put forward upon months are by Russia and hand, holds that the court has decided that "imperialism is contrary to the

PORTO RICAN IMMICRANTS forward nine months ago by Russia and America. This withdrawal is forced upon Germany by the action of the other

Detained at Quarantine in Honolulu Because

powers. Diplomacy, radiating from St. Peters-burg, is now making every effort to effect a settlement of the financial es-pect of the Chinese problem. Russia favors a guaranteed loan. There are in-dications that France will join her will-ingly, and Germany will assent because who sees no other way out of the diffi-Objection Made to Bringing in So she sees no other way out of the diffi

culty. Berlin, May 28 .-- A despatch to the ne Gazette under date of May 1 says the withdrawal of the German marines to Sing-Tau has begun and that the German quarter of Pekin has een handed over to the Chinese au-

Sixty-Three Boers Killed.

Pretoria, May 28 .- Advices received rom Lord Kitchener announce that

May Come Today and Will be in

Favor of Adopting it.

vented a vote on the majority :

prisoners and 83 surrendered.

night.

mayor.

secret.



"Where there's life there's hope." Never give up, that's the idea; for often the most serious cases take a sudden turn for the better and rapid recovery follows.

Perhaps you are very ill now and have a doctor ; yet the medicine doesn't seem to go just to the spot. Then why

not ask your doctor if he doesn't think that Ayer's Sarsaparilla is what you need. Doctors are very friendly toward this Sarsaparilla, for it is the oldest, safest, and strongest. They say there's more cure in a teaspoonful of it than in a tablespoonful of the ordinary kind.

No matter if you have taken other Sarsaparillas and any quantity of other medicine, remember — Where there's Ayer's there's hope.

"I suffered greatly from impure blood. I was treated by a number of physicians, but they did me no good. I tried many kinds of patent medicines, but without effect. But when I tried Ayer's Sarsaparilla I got hold of the right thing, for I was soon com-pletely cured."- R. P. CROUSE, Attica, N. Y.

One dollar a bottle. All druggists.

Ask your doctor what he thinks of Ayer's Sarsaparilla. The probability is he has prescribed it a great many times and knows just what it will do. Then ask him if he does not think it is precisely the medicine you need this C. AYER CO., Lowell, Mass.

tion and it was delivered with a calm, **CROWDS** AWAIT demeanor that is characteristic of the learned head of the court. MOTHER AND CHILD BURNED. THE DECISIONS. Mrs. I. T. Osborn of Hatley, Idaho, Perishes in Her Own House. Boise, Ida., May 27.-A special to the Evening Bulletin from Halley, Ida., says: Shortly after midnight last night fire Great Scene in the United States

her baby.

services.

demented.

don says:

om an

park. He played heavily and won, Drake's plunging last summer was one of the big sensations of the turf. His Innings were enormous, especially at soot. Drake is an American around

iom British attacks on American rsemen centered last season

In the fall he sold his whole stable and vowed that not another horse of his would race in England again, Wis-hard, his trainer, had made winners f animals previously rated as platers. and provoked such articles as one headed "Do American trainers doctor

broke out in the residence of Rev. I. T. Osborn, two miles north of Hailey, re-sulting in the death of Mrs. Osborn and their horses?" Mr. Drake won the Prince of Wales, subing in the death of Mrs. Osborn's life was her young son. Mrs. Osborn's life was lost in an effort to save her boy, the burning roof crashing down upon them as she tried to escape with the child. The older boys were sleeping in a build.

for no change in the administration call for no change in the authinistration of the law. The court did not decide what is known as the second Dooley case, involving the validity of the col-lection of daties under the Foraker act of goods taken into Porto Rico from the Datie States While, I have a he United States. While I have no nformation on the subject it may be that the court thinks there is involved in the case another question as to thether such duties would not amount to duties on articles exported from a state. The court also failed to dispose of what is popularly known as the four-teen diamond rings case, involving the ry free of duty of rings brought into United States, by a returning sol-

a child states, by a returning sor-lier from the Philippines. There were a decisions affecting the Philippines and I presume both of these cases re-erred to will go over until the fall term and for all that the United States is the equal in sovereign power of any other independent government." f the court.

SENATOR FORAKER TALKS.

New York, May 28.-Senator J. B. maker made the following statement eming the Supreme Court decision: the Tribune as saving of the Supreme horder that the decision may be understood it is necessary to bear Court's decision in the insular cases:

charges on imports between the ratifi-cation and the passage of the Foraker flag and that Congress has plenary power under the contitution to govern our insular acquisitions according to their several necessities. The Supreme Court act, and a third attacking the Foraker law as unconstitutional. "The decision scores a victory for goes even farther and says that if there were no constitutional provisions in-vesting Congress with this power, it

the administration in the first of these classes and upon the all-important would nevertheless ex-necessitate have third.

this power, since the states acting in their statal capacity could not provide "The anti-administration party wins in the second class. That triumph is a mere matter of dollars and cents. the necessary legislation and political sovereignty can be exercised only by Importers will get back the money paid in tariff between the ratification and the political department of the governthe passage of the Foraker act. Im-porters who paid without protesting "The decision is a complete vindication of the position held by the Repub-lican party with respect to the power

vill not get their money back. "The court decides that the Foraker of Congress to legislate for Porto Rico and the Philippines and settles it once act is constitutional, that this country has the legal right to govern its new possessions as territories, to make special laws for them and to tax their the equal in soverign power of any other independent government." WHAT SECY, ROOT SAYS. New York, May 28.—Secy. Root is quoted in a Wash'ngton dispatch to convergence of the soverign of the ed by Mr. Bryan as the main point of attack in his Indianapolis speech. The

Honolulu, May 16., via San Francisco,

of Emaciated Condition.

Many Children to be Educated

by the Territory

May 28 .- Inspection of the Porto Rican immigrants brought here by the steamer Colon shows that they are in such state from the need of food on their voyage that they must be held at the quarantine station and fed until they regain strength sufficient to enable them to bear the journey to other islands and to the platations on which they will work.

VOTE ON PLATT AMENDMENT A joint committee of the legislature yesterday paid a visit to Quarantine island, landing to inspect the immi-grants. The trip of the legislators re-sulted in disagreement as to the condition of the immigrants and their value as citizens of Hawaii. The three the Tribune from Hanava says: Courtesy to Gualberto Gomez pre senators who were on the committee have made an unanimous report to the effect that the Porto Ricans are all right, but it is understood that John Emmeluth of the house committee will present a report severely denouncing the planters for bringing the Porto Ricans here, and on account of alleged ll treatment of them when they arrived, Over half the immigrants on the Colwere women and children and a coniderable number of the men were in the majority was discussed and supported by Senor Berriel, rector of Ha-vana university and by Manuel San-guily. The phraseology has been imfirm, while all were more or less emaclated. This is attributed to lack of food in their old homes. Some of those who came will never be able to work. and it is said the planters will secur a representative to act for them in Porto Rico and see that no more such

immigrants are sent here at their expense Objection is made here to the bringing

in of so many children, who will have to be educated at the expense of the territory and of many men and women who are said to be unlikely to ever become healthy and strong.

MAY BE RAMAGNOLI'S BODY.

One Taken from the Danube River by Hungarian Police.

Berlin, May 28 .- The Lokal Anzeiger eports on authority of the Buda Pest orrespondent that there has just been taken from the river Danube, near that city a dead body heavily loaded with chains which the Hungarian police firmly believe to be that of Ramagnoli the anarchist reported to have been been

Columbia, S. C., May 28 .- Senator Mc-Laurinx in an interview with a corres-pondent of the State declares emphatically that he will not enter a summer campaign. His health, he says, will not permit it. He wants to be in a race with Mr. Tillman alone and is confident permit

TELLER AND M'LAURIN.

Was as Good as White Man.

Denver, Colo., May 28 .-- United States Senator Teller, who is living this sum-ner on his farm at Grand Junction, Colo., is quoted by the Denver Post as having said in reply to the strictures placed upon him by Senator McLaurin placed upon nim by senator actuation of North Carolina in a public speech on Saturday last: "I never said that the negro was as good as the white man. I have said, however, and cay now that he is entitled to the same political rights. So far as the force bill is connents. So far as the force off is con-cerned, I opposed it along with Wolcott and other western senators." Senator Teller is quoted as predict-ing an easy victory for Senator Till-

man and the elimination of McLaurin from national politics. He promised to issue a detailed statement in reply to Senator McLaurin soon.

New York. May 28 .- The Herald says: Receipts of coffee yesterday were a record breaker at this port, as well as in New Orleans. A fleet of five steam-ers brought in 165,000 bags, which many brokers stated were the largest receipts

FILLED TO OVERFLOWING. thorities experimentally for a fort

Entrance of the Justices-Reading of **Opinion in De Lima Case Listened** to With Breathless Interest. since May 20 the British columns report 63 Boars killed, 36 wounded, 261 taken

Supreme Court.

New York, May 28 .- Describing the scenes in the courtroom of the United States Supreme Court when it rendered its decision in the insular cases, a special despatch to the Tribune from

lyn bridge. Washington says: New York, May 28 .- A dispatch to No such crowd either as to numbers the bridge he jumped from the plat or distinguished personnel had been form and ran along the ties. In jump eport seen in the room as that assembled and ing over a rail he tripped and fell. ccepting the Platt amendment at Monay's session of the convention. He long lines of eager people stretched in had gone to the country to make a political speech and was detained. both directions from the doors down but could not get away. Inspectors Kasler and Lyons saw the glommy corridors of the great capithough he announced last week that he was through with speech-making in him fall, and while one ran to him the other ran to the switch house and turned off the electric power. Marus-kie's hands were severely burned and tol building. The colored bailiffs at the opposition. His associates declined to take advantage of his absence. The revised and medified report of doors had all they could do to hold the anxious throng at the outside in check and then protect the august trihe suffered shock enough to kill an bunal from being rudely shocked. The bare rumor that the court would render nits sent of living and was trying to get a place to jump from when he fell and caugh its decision in the insula people to the capitol in a frenzy of exthe electric rail. The police say he is

proved and appears satisfactory to the citement. majority. Privately some delegates have inquired whether it is satisfactory Promptly at noon the o crier announced the appearance the Chief Justice of the The Hon. ted States Associate to the Washington authorities. This is assumed to be the case. Portuondo, the Supreme Court, and the radical from Santiago, has reaffirmed his opposition but the radicals all con-Justices," as those dign , in their black robes of office, code a majority for the amendment. The delegates are in good humor over ante room on the nort he cham. Disappointme ed every ber. face as Justice McKenna a tremb! ing voice, began to some ordinary litizati Chief Justice Fuller ely after the justices were seat Kenna, the youngest r of the followed court in point of serv by Justice Peckham. soung. est member, who dro f Bo gen. bly a decision in anot

eral interest. Bar a or were the long about to despair of before his task looked for Justice Peckhani ha wn rang De Lima ollector." out the now familia he court on in the nediately hich was awe in-

t became third of the opinion befo evident that the decision against

y Justice that the the De for the Lima case was not maclaim government, because was based on group ferent from those on naily dif-spyern-ard. De in to the i most of lenge of ware all erament. ally like ally like de-djourned of three ment had planted Lima had paid tarif passage of the Forak the other cases we this law, These decided in favor These The Philippines ca that of De Linia, h ret, but it is beli elded soon, the coul after a continuous Justice White wa ding his mviction will give he great uent and forcefu lews, showing and breadth of l him a high standin urists of the world earnest test It and his a decis. earnest he other In his dissenting ian was passionat famous dissent in t ion that he was and vehement than occasion. Justice sented from the ma not a word dur ings, nor did Justi with the majorit We'll send you a little to try, if you like. SCOTT & BOWNE, 409 Pearl street, New York. as a Fuller's fine specimen o

The older boys were sleeping in a build ing some distance from the dwelling for last season are reputed to have and were awakened by the cries of the amounted to \$1,000,000. mother. Rushing to the burning build ing, they made herculean efforts to MILNER AND CHAMBERLAIN

The charred remains were recovered

Attempted Suicide.

Drake Plunging on English Turf.

New York, May 28 .- A dispatch to

the Journal and Advertiser from Lon-

John A. Drake of Chicago has re-ap-

save the inmates who were in the upper story, the lower portion of the house be-ing in flames. They could have saved Mrs. Osborn had she not gone back for Will Hold Some Conferences on South African Policy.

New York, May 28 .-- A dispatch to this morning. Mrs. Osborn was in Shoshone, where he conducted religious

the Tribune from London says: Lord Milner has endeavored to con-vince his friends that he had come to England for rest and that he is anxious to escape public lionizing and private hospitality.

In reality he has returned with a New York, May 28.--Manuel Maruskie of Brooklyn, tried to commit suicide last night by jumping from the Brookview of exchanging sentiments with Mr. Chamberlain on many points con-nected with South African policy, and lyn bridge. Just before a train was due to leave the Manhattan end of he will remain in constant communi-cation with the colonial office. His novements will be regulated by Mr. Chamberlain's convenience and every important detail of the future governsave himself he caught the third rail with both hands. He struggled hard ment of the colonies will be discussed between them. His friends assert that,

while he shows signs of the weight of responsibility which he has been carry. ing his health is not permanently im-paired. He will be entertained quietly by Lord Roberts, Arthur Balfour and many public men before he returns, but it is not likely that there will be any ordinary man. He was arrested for al-tempting sulcide. He said he was tired

Plague in the Punjab.

Labore, Punjab, May 28 .- In splte of

the fact that the plague is spreading in the Punjab, where it has already in-vaded several hundred villages, the repressive measures have so dangercusly irritated the natives that the gov-ernment has been obliged to order a wholesale relaxation of the plague regu-

peared on the English turf at Hurst I lations.

IT WILL PLEASE YOU

to see our display of Soft Shirts for this season. Such a variety as even we have never shown before.

IT PLEASES US

to know that we have more styles, greater variety of patterns and better values to show you than you can find elsewhere in the city.

THOSE STARS.

Last Saturday was a record-breaker for Star Shirt selling. We never sold so many fine Shirts in one day. But we can easily account for that.

We have never been able to obtain such an assertment as we now show. "Star" tells the quality and fit of these shirts, and the array of new patterns is almost indescribable. You must see them for yourself.

Prices, \$1.75, \$2.00 and \$2.50.

The excellence of the Stars is comparatively well balanced by the merits of our cheaper lines. At \$125, \$1.00 and 75c you'll find a pleasing lot of stylish patterns and they're all good values. See our window for the biggest display of Shirts in Sait Lake.



bred in the bowels. good, clean, strong condition.

> If you want the little ones to face the coming dangers without anxious fear for their lives, see that the baby's bowels are



CURE all bowel troubles, appendicitis, bli-bousness, bad breath, bad blood, wind on the stomach, bloated bowels, four mouth, headache, indigestion, pimples, and dizziness. When your bowels don't move regu-people than all other diseases together. It is a withref for the chronic allments and long years of starter for the chronic allments and long years of with never get well and be well all the time until will never get well and be well all the time until where to cure or money refunded. ⁶⁴

COURSEANTEED TO CURE: Five rear are the first box of CASCAF for the filles box of the first box of CASCAF for the filles box of the first box o

MAM-M-MA!! DON'T YOU HEAR BABY CRY? Do you forget that summer's coming with

all its dangers to the little ones-all troubles The summer's heat kills babies and little

children because their little insides are not in

Winter has filled the system with bile. Belching, vomiting up of sour food, rash, flushed skin, colic, restlessness, diarrhoea or constipation, all testify that the bowels are out of order.

benefit. Try it! Send for a 10c box of CASCARETS to-day and you will find that, as we guarantee, all irregularities of the little and big childrens insides are



Colorado Senator Never Said a Negro

Coffee Receipts Record Broken.

the prospect of final action. If no one happens to be ill or away a vote may be had on Tuesday of this week. The main obstacle in the municipal cam-main obstacle is in the municipal camfriends to enable him to avoid com-mitting himself until after he is elected The national party in Havana has split on this subject. Some delegates are also demanding open sessions, but the first vote will be taken in Mystery About Mr. Croker's Absence

To the old, as to babies, the

even balance of health is more

important than anything else

in the world. The possible

health, in age, is not high and

There is no end, but death,

to the trouble that comes of its

loss. It ought to be watched

Scott's emulsion of cod-liver

oil for very old and very young

-in different ways-is the food

to secure this even health.

We'll send you a little to try, if you like.

strong; it is only even.

like a baby's.

when the voice of New York, May 28 .-- A dispatch to the Tribune from London says: A great mystery is made at Moat House of Mr. Croker's absence. He is reported to have left home on Saturday for a fortnight's against George R. The crowd then knew was ready to deliver it great cases and impati enjoyment of the races, including Hurst park and Epsom, but the protestations turned to an eager int marked by a silence that

Justice Brown had read

were so emphatic that the villagers suspected that he had salled for Amerispiring ca on the St. Louis, getting off so quict-ly as to elude observation. He had several horses entered for the Hurst park races, where two of them were in third place Monday after being well backed. the government. In the second opinion Brown, it was made r reversal of the court FOR OLD AGE

