LAST SO RUN ON THREE TIRES JOLLY TIME "DIGGING CANAL" DID NOT TREAT WIFE CRUELLY

Won by Clifford Earp, 90-horse-powine. Time, one hour, 15 mintes, 40 2-5 seconds. Second. Cedrino, 110-horse-powor gasolene. Time, one hour, 16 minutes, 39 seconds. Third, Hilliard, 80-horse-power gasoline. Time, one hour, 21 minutes, five seconds. Lancia, Harding and Chevrolet did not finish.

Order at start: Thirty seconds sep-arating racers—Chevrolet, Earp, Ced-Order at 10 miles: Earp, Cedrino, Lancia, Chevrolet, Hilliard, Harding, At 28 miles: Earp, Cedrino, Lancia, Hilliard, Chevrolet, Harding, At 40 miles: Cedrino, Lancia, Earp, Hilliard, Harding, Chevrolet, At 58 miles: Cedrino, Earp, Hilliard, Chevrolet, At 58 miles: Cedrino, Earp, Hilliard, Chevrolet, and Harding, bad dropped out. rino, Lancia, Harding, Hilliard. ropped out. At 70 miles: Cedrino, Earp, Hilliard. At 88 miles: Earp, Cedrino, Hilliard.

ny of City's Beautiful Trees

HAVOC-AT-SALISBURY.

tions in the menu, which were enjoyed by other persons and brought encommunication of the size in the State. They are far-farmed and brought encommunication of the size in the State. They are far-farmed and brought encommunication of the size of

ter of safety. Other persons received slight shocks yesterday and last night and minor accidents have taken place galore. The electric lights will be cut off for two days yet and the gas lights be again called in to save the

and the most serious one is that mentioned in this moning's Observer, in which Mr. Jno. Eskridge fared hard. He is not fatally hirt and improves at the hospital. An unknown Chestnut Hill man was knocked down by the wires and Jim Cowan, a colored driver, wears a badly bruised countsmance as the result of a collision with a sagging wire. Henry Edwards, another colored man, slipped on the liee this morning and broke a lag. Three wagons have been observed shattered and crushed by falling limbs. A double team's runaway on Council street this morning ruined the vehicle and hurt the boy driver considerably.

Tarmers in the country report the worst of damage to their orchards and the bridge across second creek, near South river, is blocked and broken by trees falling scross it. This is in one of the most important of public highways. There will likely be a dearth of fruit resulting from this unprecedented destruction of the trees.

An old colored man of 85 or 70 was found yesterday near Dunn's Moun-

100 MILES IN 75:40 2-5 GRIDIRON CLUB'S BANQUET MR. DUKE DENIES CHARGES

Ormond-Daylona Beach, Fia., Jan.

27.—With the tire of one rear wheel gone before the fortleth mile running on the bare rim at top speed and chested by thousands on the beach side. Clifford Earp, in a 90-herse-pewer English car, broke the world's record for 100 miles this attarnoon, making the distance in one bour, 15 minutes and 40 2-5 seconds. The former world record, made by Fletcher last year on the same course, was one hour, 15 minutes and 14 seconds.

Codrino, driving an Italian car, also broke the world's record; time, one hour, 21 minutes and 39 seconds.

Hilliard in a car of the same make as Clifford Earp's, was third, in one hour, 21 minutes and five seconds. Three other cars, driven by Lancia, Harding and Chevrolet, did not finish. Clifford Earp led at 10 and 25 miles, then lost one of his tires and Codrino took the lead. At the 58th mile, Cedrino was in the lead, but Clifford Earp had orept up on his three tires and was little more than six minutes behind. At 70 miles, Cedrino had gained him a the former as the follow broader as the follow broader and "General Caceres" were broaded in the former as the follow broader and "General Caceres" were broaded in the former as the follow broader and "General Caceres" were broaded in the former as the fellow broader and "General Caceres" were broaded in the former as the fellow broader and "General Caceres" were broaded in the former as the fellow broader and "General Caceres" were broaded in the former as the fellow broader. conducted as if the correspondents and their guests were beside the big ditch. A pass was issued to each guest over "the by Mr. Duke. One is to the effect that

MISS PAULINE A FAKE?

Missouri is an Impostor.

Special to The Observer,
Gaffney, S. C.; Jan. 27.—Judge J. E.
Webster, when seen this morning by
a newspaper man, stated that he was
not aware of any further developments
in the case of his alleged sister, appearing in Kansus City. He says that
he is still of the opinion that this woman is an imposter and that the whole
story is a fake from start to finish.
Other than the newspaper reports, he
has heard nothing whatever of the
matter. The judge does not think that
property owners, said to be interested
need feel alarmed. He is of the opinion that the woman will not turn up
in Gaffney. He says that, if she is the
fake he thinks she is, she would risk
detection to too great an extent by
coming to Gaffney. There is no doubt
whatever that many people in this city
would recognize the real Pauline Webster anywhere and at any time. It
has developed that she left this State,
or at least left Cowpens, where she
was residing at the time, in either the
year 1892 or 1893. He says that there

fillionaire President of American To-bacco Co., in Cross Petition Filed in Wife's Suit Against Him for Divorce, Characterises Her Charges of Cruelty, Drunkenness and Im-proper Conduct Toward Other Women as "Scandalous, Untrue and Wholly Unverified".—Admits That He Employed Desectives to Watch Wife and That He Secured Intor-mation From Defendant's Former Servants.

Special to The Observer. and untrue, and wholly unverified" is serve that he was no worse. the way in which the allegations made A physician is giving the sick juror by Mrs. Lillian N. Duke in her answer careful attention upon instructions of and cross bill are characterized by her the court and every possible care is Jerome's staff. He ordered his autothusband, James B. Duke, who is suing the court and every possible care is being exercised to prevent his illness becoming malignant. It is hoped that ant's cross petition, which the millionaire tobacco man caused to be filed through Richard V. Lindbury with the clerk of the court of chancery to-day.

Santo Domingo situatien. Both "Genhad crept up on his three tires and
was little more than six minutes behind. At 70 miles, Cedrmo had gained
32 seconds on Clifford Earp and 11
minutes on Hilliard. Then Cedrmo
lost a tire and the positions were reversed. On the last lap, Cedrmo made
a tremendous effort to win, but finished a minute behind.
In attempting the two miles a minto speed trial, Marriott blew out both
cylinder heads of his steamer and the
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There were scores of hits upon cannel places there in the places of the

Huined—Several People Shocked deliberations of the Senate are public extended by Live Wires—Negro Found Almost Frozen—Minor Accidents.

Special to The Observer.

Salisbury, Jan. 27.—In all probability, the ice has been as ubiquitous as the politician, but its destruction here running by heaven's grace, the telephone and telegraph wires are snapped as spider webs, and the city is living as it did to years ago. There are more pretty trees in Salisbury than any town of its size in the State. They are far-famed and brought encommunal far-famed and brought encommunity far-famed and brought encommunity far-famed and brought encommunity far-famed and brought

compelled the defendant to treat her as one of the family. While it is true, the answer goes on, that Miss Smith sometimes sat at meals with the petitioner and the defendant, this was not only without objection, but at the request of the defendant and was but continuing a practice which, to the defendant's knowledge, had existed for a number of years before the defendant's number of years before the defendant's number of years before the defendant's newspaper men this

In conclusion, the answer sets up that the defendant's allegations in her cross petition are "not only scandalous and untrue," but that the cross petition "improperly joins an action for di-vorce for one cause with an action for divorce for another and, more-over, is wholly unvertified."

SLOCUMS CAPTAIN GUILTY. Which Over 1,000' Lives Were Lost by Fire Gets 10 Years for Falling to Hold Fire Drills.

New York, Jan. 27—Captain Wil-lam H. Van Schaick was to-day found guilty of criminal negligence in failng to hold fire drills on the steamer General Slocum, which he commanded in June, 1994, when that steamer burned with the loss of over 1,000

The jury disagreed as to two other counts in which he was charged with riminal negligence by the employment of life preservers of poor quali-

United States Marshal Henkel took Captain Van Schaick to the Tombs, where he was locked up, the friands on whom the captain had depended to give ball having left the city

8-HOUR LAW NOT TO APPLY.

ick Juror's Condition was Rather Better, Though Two Recesses Had to be Taken on His Account—Is Being Assiduously Doctored.

Savannah, Ga., Jan. 27.-When the our for convening Federal Court this norning serived, the juror in the Greens and Gaynor case, upon whose account the session yesterday had to be shortened because of his illness appeared improved. Twice during the ession to-day it was necessary for the court to order brief recesses on the juror's account but those connected Trenton, N. J., Jan. 27 .- "Scandalous with the case were relieved to ob-

Two qualified admissions are made jurors.

The session to-day was devoted to further introduction of documentary Gridiron Way," the "only air line beyond Federal control," and was good on the "Washington-Panama personally conducted tour."

The initiation of the two new members afforded an opportunity to play upon the Santo Domingo situation. Both "General Morales" and "General Caceres" were brought in the former as the fellow by Mr. Duke. One is to the elect that further introduction of documentary evidence, government employee of Savannah and Washington identifying the At the hour of closing, counsel were engaged in an argument as to the admissability of certain of this until he had himself made discoveries gravely involving the defendant. The other admission is that the former as the fellow be has made inquiry of the defendant.

riage which took place secretly at 9:30 of the Church, he has passed or that he has compelled the defendant to the young to seek Miss Smith's assent to all they considered that the young to things, or to anything, done in or things, or to anything, done in or day's youth militated against a match. So far as can be learned, there were no other objections. The groom into the brother that it was used. Denial is made by Mr. Duke that the good back to Charleston as she was Miss Smith was admitted to a place of equality in his household or that he compelled the defendant to treat her compelled the defendant to treat her quenter of the skating rink, where her request of the detendant and was but continuing a practice which, to the defendant's knowledge, and existed for a number of years before the defendant's marriage to the petitioner. Mr. Duke mext denies that he has 'falsely or in bad faith attacked the reputation and character of the defendant."

The bride is the daughter of the late John A. Moroso, city editor of The News and Courier, and one of the brighest and best newspaper men this State has known. It is but natural then that she should be bright and entertaining as well as very pretty. entertaining as well as very pretty.

FOR GEN. WHEELER'S FUNERAL gements Now Complete-President to Attend Church Services— Place in Line for Confederate Veterans.

Washington, Jan. 27.—President consevelt has indicated his intention attend the funeral of General Joseph heeler, which will take place at St. n's Protestant Episcopal church, in his city, Monday afternoon at 2 will attend simply the church services, which will be conducted by Rev. Dr. York, who will accompany the funeral The body will arrive here about mid-night Sunday or early Monday morn-ng and be taken to St. John's church,

where it will lie in state with a guard of honor from 11 a. m. to 2 p. m. The military escort will consist of a battalion of engineers from Washing-ton barracks, representing the infanpranch of the service; a squadron cavalry from Fort Myer, and one or ore batteries of artillery from Fort

place in line has been reserved the Confederate Veterans' Associa-n of Washington, the United States Spanish War Veterans and the Army and Navy Union, and Company A of General Wheeler's Confederate Cav-alry, of Atlanta, Ga.

WAGGSTAFF-CLAYTON.

irginia Couple Married in Hotel at Oxford. to The Observer.

ford, Jan. 27.— Miss Hattle ton and Mr. Bunter Waggstaff, of Skipwith, Va., were happily led to-night in the spacious par-

ARRESTED ON PERJURY CHARGE

Col. W. D. Mann is Arraigned, on Warrant From District Attorney Jorome's Office, Before Magistrate and Held in \$10,000 Ball for Al-leged False Testimony in Recent Proceedings—Specific Charge is That He Swore Falsely in Denying Initialed "O. K." on Letter—Ball Furnished by Married Daughter— Hearing Thursday. Hearing Thursday.

New York, Jan. 27.—Col. Wm. D. Mann, editor of Town Topics, was ar-

rested late to-day on a charge of per-jury growing out of his testimony in the recent criminal libel proceedings against Norman Hapgood, editor of Collier's Weekly, Col. Mann was arrested in his offices at 452 Fifth ave nue by a detective of District Attorney down town to the Criminal Court's building, where he was arraigned betown to the Criminal Court's fore a city magistrate and held in \$10,000 ball for examination next Thursday, February 1. Ball was furnished by Mrs. Albert A. Wray, a daughter of Col. Mann. The specific charge against Col. Mann, as stated in the warrant for his arrest, is that he swore falsely in the Hapgood trial in denying that an initialed "O. K." on a letter from Count Reginald Ward, to Moses Ellis Wooster, a solicitor for "Fads and Fancies," was his own. The letter Count Ward to Wooster was offered in evidence by Mr. Hapgood's counsel. It referred to certain paragraphs that were to appear concern-on the regular "shrdlutaoinhrdlutaoi count, and asking that he be

put on the regular "posting list of Topics. This request was underlined in the original of the letter, and a line drawn from it lead to a circle in which was marked "O. K. W. D. M." Col. Mann, when shown this letter while a witness in the Hapgood trial, said he

earth with a good record; and as soldier, statesman, orator, author and citizen, he measured up to the high standard is mourned not by the South alone, but by the whole country."

THREE DIE IN HOTEL FIRE.

Two Upper Floors of Structure at Lowell, Mass., Are Burned and Many People Have Thrilling Es-capes Loss \$60,000. Lowell, Mass., Jan. 27.—Three lives were lost by the burning of the Richardson Hotel here at about 2 o'clock his morning, and several persons sustained injuries, one of whom is likely to die. The dead:

H. C. HARDING, of Somerville, CHRISTINE NELSON, Pastry cook, of Boston MISS JOSEPHINE KENNESTON.

urse, Franklin Falls, N. H. The two upper floors of the hotel were burned out. The two lower ones were wrecked by falling debris and smoke and water. The fire broke out in the kitchen from a stove. were many thrilling escapes, including that of Mr. Anthony, a New Bedford man, who hung from a window ledge as long as his strength would permit. Several of the guests leaped into life nets held by the firemen. The hotel was owned by Thomas T. Hoban, estimates his loss at \$60,000.

COLUMBIA STUDENT A SUICIDE. Worry Over Approaching College Examinations in Law Supposed

Cause of Wm. Van Reipen, Jr.'s Act—Left Note to Mother. New York, Jan. 27 .- William Van Reypen, Jr., a law student at Colum-bia University, and said at the apartment houses in which he lived to be a son of Rear Admiral Wm Knickermpany the body to Arlington, but bocker Van Reypen, of Washington, a retired surgeon general of the navy, shot and killed himself to-day. He was Stires, of St. Thomas church, New found dead in his room in an apart-fork, who will accompany the funeral ment house at 12 West Forty-fourth party to Washington and who will al- street. A chamber maid found him o conduct the services at the grave, sitting in a chair fully dressed with a here full military honors will be wound in the right temple. A .32-calibre revolver lay on the floor near by. The coroner found a note in the other. The young man was 23 years old and was formerly a student at

A member of young Reypen's family informed the Associated Press to-night that the young man had been worrying over the approaching mid-year examination, and over-study is thought to have affected his mind temporarity.

RUSSIA GOES WITH GERMANY.

St. Petersburg. Jan. 27.—A new grouping of the powers of Europe, with Germany and Russia arrayed side by side in the closest friendship and the mismatched alliance of the empire with republican France lagging in the rear, was forecasted by the words of Emperor Nicholas at a gals luncheon at Tsarkoe-Seio to-day in honor of Emperor William's birthday.

Rising to his feet before a brilliant company of Russian and German representatives to propose a toast to the German Emperor, Emperor Nicholas lifted his glass and said slowly and distinctly, as if weighing every word:

"I drink to the health of the Emper-St. Petersburg, Jan. 27.-A new

WITNESS WAS DESRESPECTFUL

Revenue Agent Chapman, First Witness for Defense in Caso of Government Against Ex-Revenue Officer
Samnels, in Federal Court, Became
Heated and Disrespectful in Answers to District Attorney Holton
on Cross Examination — Witness
Said Mr. Holton Objected to
Deputy Collector Gressy's Amount

Deputy Collector Green's Appointment to Investigate Conditions in Wilkes Because Latter Was Too Much of a Blackburn Man—Cross Examination Unfaished.

Special to The Observer. Greensboro, Jan. 27.-In the Samuels case, in the Federal Court this morning, the first witness for the defendminutes, but when the district attor-plied for information direct to ney began his cross examination it White House to day. It was disc

Colonel Chapman railied the defense by volunteering the information that urge the President to re-open Mr. Holton had objected to Deputy Greensboro contest. The organisation Collector Green being assigned to investigate conditions in Wilkes county because he was too much of a Rlack-burn man. The connection in which this statement was made was not gone into before court adjourned and it will probably be picked out of the

before his cross examination is concluded. Asked about the statement before the court adjourned, District Attor-ney Holton said he did not care anything about it and would say nothing, as he was sure when the witness was made to tell the whoie conversation, which was a confidential one with him and Collector Harkins, its significance and propriety would appear. Pending the completion of the cross

examination court took a recess at noon until Monday. Colonel Chapman, in his direct examination said Samuels had a good reputation as a citizen and officer; that he had open in the reverue service 28 years and knew something about stills and that the still exhibited in court, belonging to Bill Wiliams, could not from its appearance, have been exposed to the weather for more than two months. Williams and his daughter had testified that it had een hid 12 months. Assistant District Attorney General Robb returned to Washington this afternoon

AN UNIQUE CIVIL ACTION.

Mr. Zeb Morris, of Morning Star Township, Wants \$25 for Damages to His Oat Crop by Fred Helm's Turkeys—Defendant Scoffs at Allegations and Defends Character of His Turkeys — Constable Rigier Thanksgiving Bird.

A case that was unique in all its features was that of Zeb B. Morris vs. Fred and Will Helms, heard before Squire J. W. Cobb, at the court house vesterday afternoon. The suit was for 25, to the extent of which amount the plaintiff alleged his oat crop had been njured by a flock of turkeys belonging to the defendants. The parties to the suit live in Morning Stan township. Mr. Morris was represented by Mr. W. C. Maxwell and the defendants by Mr.

Plummer Stewart. Early in the game Mr. Will Helms politely informed the court that raising turkeys was beneath his dignity, all domestic fowls at his home belonging to his wife. The case against him was non-suited and, as it is against the ethics of Justice Cobb's court to have a woman prosecuted, the case was made against Fred Helms only. The allegations of the plaintiff were: That he was the proud and envied possessor of a most promising field of oates; that the defendant was the arrogant owner of a flock of turkeys, an ugly majority of which were noisy, strutting gobblers; that the flock of turkeys located the oat field; and finally, that the field of oats suffered to the extent of \$25 by the said discovery of the said flock of turkeys.

The defendant scoffed at the idea that turkeys would injure young oats.

Turkeys are too kindly dispositioned. he declared, "to treat the tender young oats thus cruelly. And besides," he added, "everyone knows that turkey gobblers carry their heads high in the air and wouldn't stoop to pick out oats. They are proud animals. Constable Rigler was called upon to testify as an expert witness. "Tur-keys ain't much bad on oats," he said, "but geese are awful bad. They poison oats." Justice Cobb carefully weighed the matter in his cranium and finally an-mounced that turkeys were kindly dis-positioned and in all probability meant no harm, he thought that \$15 would be a just judgment. And \$16 it was

TO MERGE 8 R. R. COMPANIES. Virginia & Carolina, Suffolk & Caro-lina and Carolina Coast Companies Involved in Alleged \$7,500,000

Project.

Richmond, Va., Jan. 27.—Application was to-day made to the State corporation commission for permission to merge the Virginia & Carolina Coast Railroad Company, the Suffolk & Carolina Railroad Company and the Carolina Coast Railroad Company, under the head of the Carolina Coast Railroad Company, with the principal offices in Norfolk. The president of the merged company is to be J. T. Odell, of New York, who is prominently connected with the steel trust and immense lumber interests in the Eastern States, and the capital stock, it is said, is to be \$7,500,000. is to be \$7,500,000.

Back of the merger, it is also said, are plans for the opening up of large iron deposits in North Carolina and the construction of a steel-making plant at Norfolk.

DECIDE FOR LOCK CANAL

Over That of Majority of sulting Engineers. Washington, Jan. 17.—The

TRIAL AT SAVANNAB GOES ON. TOWN TOPICS EDITOR UP REBUKED BY JUDGE BOYD HITS AT A VITAL POIN

DELEGATION SEES PRESID Delegation Urge President to open Postoffice Contest, S That Appointment of Black Man Hits Organization at Point—A Closed Incident, President—Not Believed That I ation Has Undergone Any Maid Change—Mr. Roosevelt Has Vially Won His Fight for Rail Rate Regulation.

BY W. A. HILDEBRAND.

Observer Bure

With a view to getting at the ext ant was Revenue Agent Chapman. The situation with reference to the Re-defense finished with him in a few publican patronage row, the writer apwas seen at once that there had been ered that there was a rumor to the tremendous friction between the representatives of the Department of had already been there, he having Justice and those of the Internal been sent out yesterday on a sort of Revenue Department. Colonel Chap-reconnoitering expedition. He was man's first answers to the district atturney were so heated and disrespectful that Judge Boyd rebuked him. After an hour and a half a searching questions the revenue agent had cooled down in his answers, or volunteer-ed retorts, at the beginning of the Rollins, National Committeeman D can, Judge Douglas and Mr. R. D. D. las, of The Industrial News, called Republicans take the view that th appointment of a Blackburn man Greensboro hits them at a vital po as it is in those parts that they pe cultarly stand in need of all possible nutrition. In fact, it is feared the many such losses as those sustained at Greensboro and Goldsboro would

hasten the organization toward a iod of disintegration. Mr. Butler, who, together with Mr. Duncan, is grieving more over the un-doing of Dobson at Goldsboro than he is over the political welfare of Editor Douglas, said to-night that he had nothing to say further than that the party had a satisfactory interview with the President by special appoints ment. It is not believed, however, that the situation has undergone any mi terial change. Senator Simmons, went to school with Mr. Frazier, has received a large number of telegrai from Greensboro Democrats saying that there was no reason to delay confirmation of that gentleman. There are two reports concerning Mr. Fra-zier's availability. Judge Douglas understands that there are charges which will show his unfitne for the place, while another story he it that Mr. Frazier is a Quaker s that he got the job by reason of ex-treme plety and devout religious char-acter. It was reported to-day that the organization forces would be rein-forced by the arrival of Postmaster Dobson and Former Judge Roberts and Blackburnites waxed merry the possible reception which the for-mer judge would receive, should be invade the White House. Judge Robertson voted the Democratic ticket, they say, while he was running for graph him an immediate dental of the report that he had dined with Booker Washington. William Scott, one of the candidates for the Greensboro fic, called upon Mr. Blackburn to-da and said he supposed things wo quiet down pretty soon, as nothing could be said against Mr. Frazier. If a story which the writer o-day is true. President Roosevelt has virtually won his fight for railway

rate legislation in the first parlia-mentary struggle of the outposts. rate bill should be passed long before Congress adjourns. The story, which comes from a source in the writer has the utmost confidence has it that there were on the inter State commerce committee of the House two Republican members who held advanced ideas on this subject of rates, ideas as advanced, in fact, as those harbored by the President b self. These two members told th fellow members of the committee is, the majority members, that the President was very much in earnest about his rate bill, and did not want to take any chances by running the thing into politics. They suggested that the majority take the mi pority into their confidence, and send the bill into the House with the unav imous report of the committee, to end that the bill might command the general support of the House Demorats. It was explained that the pas sage of the bill under such circum stances would have a great moral fect on Democratic Sensions, a fect on Democratic then, no matter what the Republican trust Senators did or said, it would have, not only the support of the Re publican friends of the administra-tion, but no Democratic Senator would to run the risk of being fied among the "trust" Senators by failing to support the bill. Republicans would have no difficulty ing the bill through the House there is little telling what might pen in the Senate to a bill that d receive general and active De eratic support. No one realizes ioes not care to take any cha by permitting a partisan contest to de

velop.

Legislation along the lines of
House bill would prove effective,
the opinion of many of those who ha jeci. Representative Page thinks Hepburn bill will conform to the l of the President, and will likewis regarded with favor by all those sincerely desire rate legislation, bill is designed to confer upon inter-State commerce copower to fix a maximum this provision receives first

The bill will probably to the House Tuesday, and extend over a period of a days, the widest possible be allowed all those who car