

MESSAGE OF A LAWYER IS SENT TO CONGRESS

Proposed Changes of Commerce Law, and the Establishment of a Commerce Court.

MR. TAFT'S IDEAS ON SHERMAN LAW

Wisdom of Federal Incorporation of Industrial Companies Is Suggested.

Washington, Jan. 7.—President Taft's special message to congress recommending amendments to the interstate commerce and antitrust laws was laid before the house of representatives today immediately after the body convened.

justly discriminate against it and in favor of other carriers similarly situated. What is, however, of supreme importance is that the decision of such questions shall be as speedy as the nature of the circumstances will admit, and that a uniformity of decision be secured so as to bring about an effective, systematic, and scientific enforcement of the commerce law, rather than conflicting decisions and uncertainty of final result.

I withheld from my annual message a discussion of needed legislation under the authority which congress has to regulate commerce between the states and with foreign countries and which I would bring this subject-matter to your attention later in the message.

(1) All cases for the enforcement, otherwise than by adjudication and collection of a forfeiture or penalty, or by infliction of criminal punishment, of any order of the Interstate Commerce commission other than for the payment of money.

In the annual report of the Interstate Commerce commission for the year 1908 attention is called to the fact that between July 1, 1908, and the close of that year sixteen suits had been begun to set aside orders of the commission (besides one commenced before that date), and that few orders of such consequence had been permitted to go without protest.

(2) All cases brought to enjoin, set aside, annul or suspend any order or requirement of the Interstate Commerce commission.

Interstate Commerce Law. In the annual report of the Interstate Commerce commission for the year 1908 attention is called to the fact that between July 1, 1908, and the close of that year sixteen suits had been begun to set aside orders of the commission.

(3) All such cases as under section 3 of the act of February 18, 1903, known as the "Elkins Act," are authorized to be maintained in a circuit court of the United States.

It has from the first been well understood by the commission, "that the success of the present act as a regulating measure depended largely upon the facility with which temporary injunctions could be obtained. If a railroad company, by mere allegation in its bill of complaint, supported by ex parte affidavits, can overturn the result of days of patient investigation, no very satisfactory result can be expected.

(4) All such mandamus proceedings as under the provisions of section 20 or section 23 of the Interstate Commerce law are authorized to be maintained in a circuit court of the United States.

Reasons precisely analogous to those which induced the congress to create the Court of Customs Appeals by the provisions in the tariff act of August 5, 1909, may be urged in support of the creation of the Commerce court.

Revised. The regular sessions of such court should be held at the capital, but it should be empowered to hold sessions in different parts of the United States if found desirable; and its orders and judgments should be made final, subject only to review by the Supreme Court of the United States, with the provision that the operation of the decree appealed from shall not be stayed unless the Supreme court shall so order.

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DENY THEY'VE FOUND HEIRESS AND WAITER

Police Are Still Searching for Miss De Janon and Ferdinand Cohen.

Philadelphia, Jan. 7.—Every one connected with the search for Robert B. De Janon, the heiress, who disappeared with Ferdinand Cohen, a waiter, today denied the report that the girl had been found. Robert B. De Janon, the wealthy grandfather of the missing girl, Henry F. Walton, his attorney, and the police officials issued denials of the report, which had gained wide circulation.

The police are still running out clues which they believe will lead to the finding of the missing couple.

Philadelphia, Jan. 7.—Rumors are still afloat that Robert B. De Janon, the young heiress who disappeared from the city the same time Ferdinand Cohen, the hotel waiter, dropped from sight, has been found and taken to a quiet place away from the scene of the alleged escapade.

WILL SPEND \$250,000 ON SAVANNAH'S BANKS

If Plan Recommended by War Department Is Adopted—Augusta Will Give Half of It.

Washington, Jan. 7.—A quarter-million-dollar improvement of the Savannah river at Augusta, the cost to be evenly divided between the federal government and the Georgia city, is recommended to congress today by the war department.

Where Augusta rests on the Savannah's banks the river slope changes from a steep to a gradual incline, subjecting that section to destructive freshets with constant erosion, estimated to have carried away half a million cubic feet of material from the river bank along the city front since August.

BAD WRECK REPORTED; DETAILS ARE LACKING

Wires Out of Commission on Account of Storm, Cars Are Stopped by a Heavy Snowfall.

Erie, Pa., Jan. 7.—Passenger train No. 22, westbound, on the Lake Shore railroad, is reported to have run into a work train near Northeast Pennsylvania today.

Details are meager. It is reported that three persons were killed outright and that a number were injured. Wire communication with the scene of the wreck is out of commission on account of the storm. Surface cars are unable to get to the scene, owing to a heavy snowstorm.

NEAR 4000 FEET ALTITUDE REACHED BY HUBERT LATHAM

French Aviator Made a Five Minutes Spectacular Flight at Mourmelon.

Mourmelon, France, Jan. 7.—During a 45 minutes' spectacular flight today Hubert Latham, the French aviator, attained an altitude estimated at 4000 feet.

Conference on Fortifications. Norfolk, Jan. 7.—Mayors and representatives of cities interested in the fortification of the Virginia capes for adequate protection of the cities reached through the Chesapeake bay, Hampton Roads and tributaries, will hold a conference in Norfolk January 25.

Funeral of Congressman Griggs. Dawson, Ga., Jan. 7.—The funeral of Congressman James M. Griggs will be held this afternoon. At the request of the family there were no congressional formalities. Speaker Cannon sent a telegram of condolence, expressing warm admiration for the late congressman.

Washington, Jan. 7.—Representative Fitzgerald of New York has offered in the house an amendment to the joint resolution providing for investigation of the interior department and the forest services, eliminating the forest service from the inquiry.



The New York Herald and The Gazette-News.

THE MOUNTAIN IN THE WAY

WILL PINCHOT GET THE HOOK?

Impression Prevails That He Will Be Dismissed for Violating Recent Executive Order.

PINCHOT WROTE LETTER TO SENATOR DOLLIVER

Upheld Ballinger Criticisms, and Said as to the Facts.

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Mr. Pinchot's letter to Senator Dolliver, read in the senate yesterday, which constituted a violation of the executive order issued by the president some time ago, forbidding subordinates in the government employ furnishing information to congress except through heads of departments, was taken into the cabinet meeting, along with statements by Associate Forester Price and Law Officer Shaw of the forestry bureau, who, by Pinchot's own statement, were directed to assist L. R. Gravis in the preparation of charges against Secretary Ballinger.

Congressional callers discussed the incident with the president prior to the cabinet session. Among some of them the impression prevailed that Pinchot would be dismissed.

The Letter. In an unexpected manner the Ballinger-Pinchot controversy was made doubly intense by the reading in the senate of the letter addressed by Mr. Pinchot to Senator Dolliver in which the course adopted by L. R. Gravis with the assistance of Messrs. Price and Shaw of the bureau of forestry, was warmly approved. In this communication the chief forester not only upheld the criticisms of Secretary Ballinger but suggested that the president himself had been mistaken in the facts when he removed Mr. Gravis from the public service.

A Rise Out of Hale. Mr. Pinchot's letter called Senator Hale to his feet with a severe rebuke to the chief forester for having ignored a recent order by the president directing that no subordinate officer should give out information concerning the work of the government except to the proper authorities.

Chicago, Jan. 7.—The \$9 hog arrived today at the Union Stock yards. The coming marked a epoch in high prices for hogs. Except for a short period in 1832, when prices reached \$9.25 per hundred weight, the \$9 hog has not been seen here since the civil war.

BAGGAGEMAN IS KILLED IN FIGHT

Railroad Man Is Attacked in Michigan Town by Three Robbers Early Today.

ONE FIREMAN IS BURNED TO DEATH

Hotels Guests Were Driven into the Streets.

St. Louis, Jan. 7.—One fireman burned to death, six others injured, several women overcome by smoke and two hundred hotel guests were driven into the streets with the temperature near zero this morning, when fire broke out under the Cambridge and Barnum hotels, of St. Charles street, in the heart of the business district. The loss was \$100,000.

MRS. S. L. GARLINGTON DIED TODAY IN NEWBERRY

Washington, Jan. 7.—Word was received in Washington today that Mrs. Sally Lark Garlington, widow of Major Albert C. Garlington, C. S. A., and mother of General Ernest A. Garlington, inspector general of the United States army, had died this morning at the home of her daughter, Mrs. William Y. Fair, of Newberry, S. C. She was 82 years of age.

General Garlington left Washington to attend the funeral today.

Sails for Hampton Roads. New York, Jan. 7.—The third division of the Atlantic battleship fleet, under command of Rear Admiral Schroder, sailed today for Hampton Roads.

Oil Goes Down. New York, Jan. 7.—The Standard Oil company today announced a reduction of fifteen cents a barrel in the prices of refined oil.

A Fatal Fire.

Pittsburg, Jan. 7.—Two persons were killed and twelve others reared from death today, during a fire which destroyed a frame dwelling house occupied by three families of foreigners.

Earl Thompson Is Hanged; Judicial Promise Fulfilled

Williamstown, Ky., Jan. 7.—Earl Thompson, a negro, was hanged this morning in fulfillment of a judicial promise made to a mob bent on lynching him three weeks ago. On that occasion Judge Carmack left the court room to harangue the lynchers, and declared he would sentence Thompson to death if found guilty.

Poor Man Is Smitten; Hogs Bring War Prices

EUROPE GOT COTTON EXPORTS

Bureau Statistics Made Public in Washington, Showing the Value of Things Sold Abroad.

BREADSTUFFS ARE THE SECOND IN THE LIST

Cotton Is King in Agricultural Group, This Bringing an Unthinkable Amount of Dollars.

Washington, Jan. 7.—Nine billion dollars' worth of agricultural products were exported from the United States during the last ten years, according to bureau statistics. Cotton, the largest item in the agricultural group, shows a total exportation during the decade of 3,651 million dollars. Breadstuffs, are the second on the list, while meat and dairy products constitute the third largest class.

During the past fiscal year Europe took 25 million dollars' worth of American tobacco out of a total export of 31 million. For American cotton, Europe is also the largest foreign market, taking nine-tenths of the cotton exports.

An Absolute Pardon Is Sought for Morse

Richmond, Jan. 7.—Petitions for the absolute pardon of Charles W. Morse, the New York financier, now serving a sentence of 15 years in the Federal penitentiary at Atlanta, for violation of the national banking laws, are being circulated by friends and kindred of Morse here. They were sent by Mrs. Morse and Morse's secretary. Morse's grandmother was Miss Virginia Roberts of Chesterfield county. The petition states that Morse's violation of law was only technical.

ESTRADA MAY MAKE DETOUR TO GREYTOWN

The State Department Has Little Definite Information from Nicaragua.

Washington, Jan. 7.—No advices of consequence from Nicaragua have come to the state department during the last two days. Estrada and the government forces are supposed to be marching toward each other, with the probability of a collision taking place at Acayapo. It is possible, however, that Estrada will make a detour to Greytown, with a view of capturing the city before proceeding westward.

The government force at Greytown is not thought of sufficient strength to make a decided stand against the revolutionists. The American gunboats on the Atlantic coast are gathering in the vicinity of Greytown. This indicates that American officers believe that Greytown may be the scene of activity.

The Tacoma has started to Greytown, and the Marietta is on the way to Port Limon.

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