

IS OPPOSED TO INCORPORATION

Mr. Spooner Against Taft of Federal Incorporation and Tax Upon Corporations.

BUT DON'T CRITICISE TAFT OFFHAND, SAYS MR. SPOONER

He Suffered a "Horribly Embarrassing Heritage," Thinks the Former Wisconsin Senator.

New York, Feb. 12.—Ex-Senator John C. Spooner, told 600 members of the American Paper and Pulp Association assembled in the banquet hall of the Waldorf that he did not believe there was a single senator or representative who would dare to put into the form of a constitutional amendment for submission to his constituents the provisions of the act for federal incorporation and the tax upon corporations.

An effort was being made, he said, to rely upon a new and dangerous construction of the constitution to compass ends which were extra-constitutional and which should only go before the people of the country in the shape of an amendment to the instrument of government itself.

Has Not the Power. "I cannot believe that congress has the power to create manufacturing and trading corporations," said Senator Spooner, "except in the District of Columbia and in the territories of the United States. Nor has congress the power under the constitution to do what is solemnly proposed now—to adopt the federal incorporation act. I do not believe that the people at large realize the portent that lies in this proposition.

"It has always been the law that congress can create a corporation to build a bridge across a river bounding states, or it can create corporations to do a banking business. But it is a fundamental part of our law that no foreign corporation may do business within a state without the permission of that state, with the exception that I have cited. The theory is that all corporations created by congress are created under the commerce clause of the constitution, but no stretching of the sense of constitution can justify the creation by the federal government of corporations to do trading over all state lines from ocean to ocean without the consent of the states involved.

Supreme Court Ruling. The supreme court has ruled in a case brought to restrain the American Sugar Refining company of Philadelphia from certain alleged violation of the Sherman act, Senator Spooner continued to say, that while congress can make rules to govern commerce it cannot in any way control production. "If congress construes the possibility that because a manufacturer has a manifest intention to sell his product in a market outside of the state in which it is manufactured his product thereby becomes instantly a matter under the purview and regulation of congress."

AMERICANS ON WRECKED LINER

Vessel Wrecked Off Island of Majorcan and of Ninety Passengers There Is but One Survivor.

Paris, Feb. 12.—Among the passengers aboard the wrecked liner, General Chanzy, lost off the island of Majorcan, where two acrobats from San Francisco, Derenda and Green, the only other Americans aboard, was a young woman, Elsie Henry, whose address in this country is unknown.

Bodies Recovered. Palma Island, Majorca, Feb. 12.—Bodies are floating ashore today from the wreck of the steamer General Chanzy. The authorities have posted men along the coast to recover the bodies. Marcel Rodel, the Algerian customs official, and the only known survivor out of about ninety passengers, is still unable to give a lucid account of the disaster. When the vessel went down Wednesday night, he clung to a piece of wreckage, and was washed ashore.

The place where the vessel struck is known as Lloca. Some reports say the steamer broke in two, and sank at once, others state that an explosion occurred. The heavy loss of life is attributed to the probability that during a howling tempest all passengers were below.

Many bodies and sacks of mail were washed ashore and recovered during the day.

The Snipe Mystery. Kansas City, Feb. 12.—A new chapter in the snipe mystery began today, with the grand jury beginning its investigation of the complicated case.

PRIMA DONNA BRINGS SUIT ASKING \$100,000 DAMAGES

Miss Hoffman of Boston Opera Co. Alleges That Kraut Broke His Promise to Marry Her.

Breach of promise proceedings in which damages of \$100,000 are asked have been brought against Samuel Kraut, importer, whose office is at No. 7 Warren street, by Miss Emma Hoffman, 21 years old, prima donna in the Boston Opera company. The defendant is 35 years old.

Kraut's attorney said that Mr. Kraut had spent more than \$15,000 on Miss Hoffman's musical education in Europe during the last four years, and that when she returned last December he and his wife went to Boston to be present at the operatic performance in which Miss Hoffman made her first appearance in this country.

"Mr. Kraut never promised to marry Miss Hoffman," said Mr. Franklin. "He met her first in Chicago four years ago. She told him Caruso had told her she had a fine voice. Mr. Kraut, who is a lover of music, offered to send Miss Hoffman abroad that her voice might be trained. He paid the expenses abroad of herself, her father and her mother. When Miss Hoffman came back last December Mr. Kraut met her and took his wife to Boston to hear her sing. He spent more than \$150 on flowers for her at her first appearance.

"You can imagine his surprise when the day after that first appearance he was served with the papers in a suit for \$100,000 in breach of promise proceedings, which Miss Hoffman had brought. We have many letters written by Miss Hoffman from abroad. Mention of love or marriage occurs in none of them.

According to the complaint in the case Miss Hoffman says that so long ago as 1905 Mr. Kraut promised to marry her; that he promised to go to Europe in June, 1909, and marry her there, but that in the summer of that year he married instead Miss Selma Rothschild.



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SIX MEN BURIED UNDER COAL HEAP

Fatal Accident Occurred at Pottsville Today at the Landingville Storage Yards.

Pottsville, Pa., Feb. 12.—A rush of coal at the Landingville storage yards of the Philadelphia and Reading company this morning, buried six men. It is believed all were smothered. Dozens on a special engine along with big ven on special engine along with big gang section hands.

A DISPENSATION FOR LENT TO FRENCH FLOOD VICTIMS

They Are Relieved From the Usual Fasting by Archbishop, at the Direction of the Pope.

Robber Makes Confession.

St. Louis, Feb. 12.—A broad-brimmed sombrero found by a newspaper reporter on the scene of the robbery of the Missouri Pacific passenger train, was a clue followed by postoffice inspectors hundreds of miles, resulting finally in the arrest of four men, one of whom confessed the crime.

The Powers Agree.

Paris, Feb. 12.—The foreign office announced today that four protecting powers, France, Russia, Italy and Great Britain, had reached a complete agreement about representation to be made to Crete concerning participation of the island in the forthcoming Greek parliament.

Aged Canadian Legislator Dead.

Lynedoch, Ont., Feb. 12.—John Charlton, for 32 years a member of the Canadian parliament, is dead at the age of 80.

Three Injured.

Des Moines, Feb. 12.—In a head-on collision of two Wabash passenger trains an engineer and two passengers were injured.

MR. TAFT NOT TO RUN AMUCK

In His Speech Tonight President Is Expected to Give "Business" Some Needed Assurances.

INTENDS TO CLEAR AWAY CERTAIN MISCONSTRUCTIONS

No Sympathy With the State of Political Hysteria That Prevails in Parts of the Country.

Washington, Feb. 12.—President Taft's speech at the annual dinner of the New York Republican club at the Waldorf-Astoria tonight will be in the nature of a message to the big financial and industrial interests of the country. While the president will adhere to what he has said in previous speeches and his special message of January 7 recommending federal incorporation and amendments to the interstate commerce law he will endeavor to make clear that he has not started to run amuck in the business world.

There is a possibility that the president may decide to deliver this speech on some other occasion than the New York Republican club dinner, but he is now engaged in preparing it with the idea of making it then.

Complaints from New York. Many of the complaints over Mr. Taft's supposed purpose to start a general crusade against trusts and combinations have come from New York, and it was regarded by his friends and advisors as appropriate that his responses to these complaints should be answered in the city.

It was explained today that while the speech would not afford comfort to illegal combinations of capital, there was nothing in it to make the legitimate business combinations shiver with fear. According to what the president has said to visitors recently, his attitude toward the trusts has not undergone a change since his explanation of that attitude in his message of January 7. He regards the promises made in the Republican party platform and his own declarations in the campaign of 1908 as binding on himself and the republican party, and will emphasize that position.

From what became known today it is apparent that the president would not have regarded it as necessary to reiterate his ideas with respect to capitalistic combinations if recent developments had not convinced him that in spite of all he has said business interests and a good many people who are in favor of war on trusts do not understand the purposes of his administration.

To Avoid Misunderstanding. Prominent men, recent visitors at the White House, have suggested that he desist from any purpose to engage in a crusade against combinations of capital and industry, and the president gathered from what he heard from these visitors that they were (Continued on Page 4.)

PRESIDENT OFF FOR NEW YORK

He Will Hold an Important Conference With Republican Leaders This Afternoon.

Washington, Feb. 12.—President Taft left here at 8 o'clock this morning for New York, where he will meet Governor Hughes, Lloyd C. Griscom, Timothy Woodruff, and other republican leaders at an important conference this afternoon, and will make a speech before the Republican club at the Lincoln day dinner tonight.

Arrives in New York. New York, Feb. 12.—President Taft arrived here shortly after 1 p. m. today for an afternoon and evening of conferences, receptions and speech-making. The president and party were taken in an automobile from the 23rd street ferry to the house of the president's brother, Henry W. Taft, in West 48th street. With the president were Mrs. Taft; Mrs. Anderson, his sister; Miss Torrey, the president's aunt, Captain Archibald Butt and Assistant Secretary Michler.

Editorial Convention Ends.

New Orleans, Feb. 12.—The selection of officers and choosing the next meeting place, reports of important committees and several addresses were features of the last day's session of the National Editorial association today.

Bodies of Three More Mine Victims Taken Out.

Trinidad, Colo., Feb. 12.—The bodies of three more victims of the explosion in the Primero mine were recovered last night. The number recovered is now 62.

MOREHEAD AT WHITE HOUSE

Fifth District Man Visits the President on an Average of Three Times a Week.

OUR INSPECTORS HAVE NOT MADE REPORT AS YET

When They Do Mr. Grant Will Have an Inning—The Savings Bank Bill Opposed by North Carolina Senators.

The Gazette-News Bureau, 46 Post Building, Washington, Feb. 12.

The postal savings bank bill, which is championed by the president, Senator Carter of Montana, Senator Aldrich and other leading stand-patters, is encountering all kinds of opposition in the senate. It is said that it will receive only two or three democratic votes, and there are a number of republican senators who look with suspicion on a measure for the establishment of a postal savings bank that has the approval of Senator Aldrich.

They are of the opinion that the bill is so framed as to make certain the employment of the enormous postal savings that will result by the great banks of the money interests. Rather than see a bill pass which makes possible such a situation a number of senators will vote against the pending measure. This is the attitude of Senator Overman, Senator Shively of Indiana and other democrats. Senator Simmons believes in a postal savings bank law, but he is not satisfied that the administration measure is constitutional, and he is not yet prepared to say how he will vote.

At the White House. Representative Morehead, of the fifth district, was a caller at the White House yesterday, this being his sixth straight visit within the past two weeks. Mr. Morehead has not disclosed the object of these visits to the president which are occurring with such frequent regularity, but they are not being overlooked by republican politicians here. There is much speculation here as to what Mr. Morehead is pouring into the Presidential ear two or three times a week. It may be that he is taking up the patronage matter in his district, but some people here think that he may have a hand in the distribution of some of the offices of state importance.

One thing that is giving Mr. Morehead some concern is the Durham postoffice. J. H. Mason, a candidate for the position, has been here. He is strongly endorsed, but it is declared that he will be unable to secure the office of the republican county executive committee of Durham. Mr. Morehead has promised to follow the recommendation of the committee. Mr. Mason left for home today without knowing what disposition will be made of the postoffice.

Grant Keeping Quiet. Representative Grant is keeping mighty quiet these days. He is getting a breathing spell so far as the case of Mrs. Todd is concerned for the first time in weeks. The report of the postoffice inspectors who have been investigating the Billmore affair has not reached the president. When it does Mr. Grant expects to be heard. He is said to have Postmaster General Hitchcock on his side, but if Mr. Taft ascertains that the appointment cannot be confirmed in the senate, he is apt to hesitate before naming Taft again.

Representative Small has introduced in the house bills providing for the payment of \$5,772 to the legal representative of the late Thomas C. Fuller of Wake county and a like sum to the legal representative of the late Jesse R. Stubbs of Martin county for salary in the thirty-ninth congress. They were elected to congress in 1886, but were denied their seats by the republicans.

With the object of providing a chaplain for each of the thirteen life saving districts in the United States, Representative Small has introduced a bill in congress believing that it will receive serious consideration. Mr. Small makes the point that the life savers are practically without opportunity for religious worship by reason of their confining and solitary life at remote points. He also says that there is no more religious clergymen of people in the world. The North Carolina district extends from Cape Henry to Cape Fear, and it embraces thirty-one stations, which the chaplain would be expected to visit.

Washington Hotel Burned: Guests Driven Out Into Snow. Washington, Feb. 12.—Guests at Woodley Inn, a suburban hotel, were thrown into panic by fire this morning. In night clothes, they were driven forth into the snow and rain by the flames. The hotel will be a complete loss.

Severe Storm Along Coast.

Norfolk, Feb. 12.—Nearly all incoming coasting and bay steamers were delayed today as a result of last night's severe coast storm when the wind reached a maximum velocity of 40 and 50 miles an hour. No coast wrecks are reported.

HAVEMEYER-WEBB WEDDING BRILLIANT EVENT OF WEEK



MRS. JAMES WATSON WEBB.

New York, Feb. 9.—The marriage last evening of Miss Electra Havemeyer, daughter of the late Henry O. Havemeyer, to James Watson Webb, eldest son of Dr. and Mrs. W. Seward Webb, and grandson of the late William H. Vanderbilt, was witnessed by an assemblage representative of New York society, and most brilliant. As the wedding guests were gathering in St. Bartholomew's church there was a full choral service by the vested choir of men and women. Solon had there been handsome floral decorations in the church than those arranged for the occasion. The entire chancel was massed with lofty palms 30 and 40 feet in height, and even the choir stalls were shielded from view by a screen of foliage. The altar was banked with white roses and lilies of the valley, interspersed with white orchids, while near the chancel rail were masses of white flowers, lilies, roses, daisies and azaleas. On either side of the chancel steps was a high tree of Japanese almond in full bloom. The bride wore a trained gown of white satin, embellished with old rose point lace to the veil, also of lace, falling almost to the end of the train. A garland of orange blossoms held the veil and a small cluster of the same flowers was worn at the corsage, as well as a brooch of diamonds. She carried a shower bouquet of white orchids and lilies of the valley.

The bride attendants were Mrs. Peter H. B. Frelinghuysen sister of the bride; Miss Louise Jackson, a cousin; Misses Katherine Atterbury, Margaret Dix, Anita Peabody and Ethel Cowlin. Mrs. Frelinghuysen and Miss Jackson wore tones of purple and mauve satin, the others all being in white chiffon, combined with pearl and crystal corsage. All the attendants carried muffs of mauve satin and tulle, to which were attached clusters of mauve orchids. Their hats were of mauve satin and tulle wreathed with orchids.

W. Seward Webb, Jr., was his brother's best man. The ushers were Vanderbilt Webb, Walbridge S. Taft, Hamilton Hadden, Whitney Kenoschan, August B. Tracy, Howard Roome, James J. Higginson, Jr., George Whitney, Joseph W. Burden and Robert L. Bacon. Major G. Creighton Webb, uncle of the bridegroom, gave assistance in directing the many guests to their places.

The ceremony was performed by the Rev. R. Heber Newton and the Rev. Endicott Peabody.

Mr. and Mrs. Webb will live for awhile in Chicago.

NO SESSION OF COMMITTEE TODAY

Vice President of the New York Exchange Among Those Who Will Be Examined Monday.

Washington, Feb. 12.—Owing to the fact that members of the House committee on agriculture are getting behind in the other congressional work, because of steady attendance at the hearing on the anti-trust bill, there was no session of the committee today.

Vice-President Marshall of the New York Stock exchange, who was on the stand when the hearing adjourned yesterday afternoon, will be examined Monday. George W. Neville, a prominent member of the exchange, will file the rules of the exchange and other data asked for by the committee to guide it in its deliberations over the proposed legislation for prohibition of dealing in futures on exchanges and boards of trade throughout the country.

NOT TO SPEAK IN METHODIST CHURCH

But Mr. Roosevelt May Have His Say in Senatorial Hall When He Visits Rome.

Rome, Feb. 12.—The Methodist association denies the published statement that it has been arranged for former President Roosevelt to speak at the Methodist church during his visit here. Senator Nathan is prepared to offer Senatorial Hall in the capitol for the lecture if Mr. Roosevelt consents to deliver one.

President Must Approve.

Washington, Feb. 12.—Hereafter irrigation projects shall be begun unless they have been approved by direct order of the president, is the amendment adopted today by the senate committee on irrigation, to the Carter bill.

SHAW IS OPPOSED TO CENTRAL BANK

If Established, He Says, It Will Be Controlled by the Standard Oil Company.

Philadelphia, Feb. 12.—Former Secretary of the Treasury Leslie M. Shaw, in an address before the Pennsylvania Bankers' association, asserted today that if the central bank is established in this country it will be owned or controlled by the Standard Oil Company. "There are two diseases prevalent, either of which are liable to prove fatal, namely: Wall street mania, and Wall street folly," he declared. It is un-American to place with any group of men power to contract or expend the currency at will, or withhold credit at their pleasure.

Wall Street Takes a Holiday.

New York, Feb. 12.—Lincoln's birthday anniversary was observed generally throughout the state today as a legal holiday. There was a suspension of business on Wall street.

In Hands of Receivers.

New York, Feb. 12.—The Central Foundry company, capitalized at \$14,000,000, which manufacturers cast-iron pipes and fittings, went into the hands of a receiver today.

Raisul Dead?

Tangier, Morocco, Feb. 12.—It is reported that Raisul, governor of Djibala province, and former Moorish land chief, is dead as the result of being poisoned.

Five Less Breweries.

Washington, Penn., Feb. 12.—There will be five breweries less in Washington county this year, as a result of the activity of the Anti Saloon league and temperance organizations.

Z. C. Simmons Dead.

Kenosha, Wis., Feb. 12.—Z. C. Simmons, multi-millionaire philanthropist, is dead at his home here.

BIG SNOWFALL IN NEW YORK

Empire State, and Pennsylvania, Caught Most of the Beautiful Snow That Fell Yesterday.

HURRICANE SWEEPED THE ONE SECTION OF FLORIDA

One Small Village, North of Lakeland, Is Reported Wrecked—Wires Down—Local Conditions.

Washington, Feb. 12.—The storm which has spread a mantle of snow over the eastern states is today central over New York. Late tonight it will move on through the St. Lawrence valley. Reports to the weather bureau indicate that the fall of snow has been general as far south as Tennessee and North Carolina. Little hardship from cold has resulted. The heaviest snowfall was in New York, and Pennsylvania. Through the southern states it was light.

Damage in Florida.

Tampa, Fla., Feb. 12.—Advice this morning states that a hurricane dealt havoc to the middle section of the state. A small village north of Lakeland is reported wrecked. The station there was blown from its foundation; telegraph wires down, and crops are badly damaged.

Severe in New England.

Boston, Feb. 12.—New England was visited by a severe storm of wind and snow today. Several wrecks of sailing vessels are reported, but without loss of life.

In New York.

New York, Feb. 12.—Eight to 12 inches of snow is reported from cities in central New York, impeding railway traffic and local trolley communication.

In Tennessee.

Nashville, Feb. 12.—The snow is 10 inches deep on a level in this section and still falling. This is the heaviest snowfall since 1892. The fall is general throughout middle and western Tennessee, varying in depth from four to 16 inches.

An Unusual Accident Caused by Snow.

Greenville, Miss., Feb. 12.—Drifting snow storm on the lower reaches of the Mississippi river was today the unusual cause of a steamship accident. The Belle of the Bonds struck upon a bar near Piler's landing, panic breaking out among the 40 passengers.

Naval Tug Missing.

Boston, Feb. 12.—The naval tug Nina, bound from Norfolk to this city, was missing this afternoon and the Boston navy yard has asked revenue cutters in this vicinity and other vessels to keep a lookout for her.

Clearing up in Asheville.

A corps of men with the aid of shovels and carts and the sunshine is today removing throughout the central portion of the town evidences of the big snowfall of yesterday. Early this morning the sanitary department got busy while proprietors of business houses along Patton avenue, the square and on the Main streets sent their help to the sidewalk clearing pathways and by noon much of the "beautiful" had disappeared. While the snowfall was the greatest of the season it was not so heavy as in former years and with moderating weather the sidewalks were easily cleaned today than formerly and, barring a re-

GUGGENHEIM WILL SHOW COMMITTEE

A Representative of Daniel Guggenheim Will Be Present Monday When Balinger Hearings Are Resumed.

Washington, Feb. 12.—When the Ballinger-Pinchot congressional investigation committee resumes its session Monday, it is said there will be present a representative of Daniel Guggenheim prepared to introduce evidence to show the exact amount and character of the Guggenheim holdings in Alaska.

DESTRUCTIVE FLAMES RAGING IN VICKSBURG

Vicksburg, Miss., Feb. 12.—What is feared will be a destructive fire broke out in the business center of the city at 1 o'clock today. Mayor Hayes has wired Jackson for aid and a special train will bring the fire department from there. Indications are that the fire will burn at least one entire block.