COURT SUSTAINS

ailroad and Telephone and Telegraph Case Appeals All, Win Out

CONGRESS HAD RIGHT TO CONFER THE POWERS

Directors Therefore Had Right To Order Increase in Rates; Congress Gratefully Receives Decision As Basis On Which To Build Future Legisla-

(By The Associated Press.)

Washington, June 2.-Increased railroad, telephone and telegraph rates Supreme Court which held that the war power conferred by Congress upon the "supreme and conclusive" authority to an intrastate rates "

These questions were decided in two spinions rendered by Chief Justice White, the one relative to the railroad rates being unanimous, while Justice Brandels dissented in the telephone and elegraph decision, but without rendering a separate opinion. The opinions affect litigations which have been inituted in about forty States and which involve the validity of both rate orders.

Injunctions Dissolved.

As a result of the court's decision, iufunctions restraining the director genjunctions restraining the director gen-eral of railroads from enforcing an order increasing freight and passenger rates in North Dakota were dissolved. The court also upheld the dismissal of proceedings brought by Massachusetts State authorities to prevent intrastate telephone rates in that State being inreased and set seide injunctions pre-renting advance of telephone rates in South Dakota and telegraph rates in Illinois. In addition, the court also dismissed an original suit brought by the State of Kansas against the post-master general seeking to have the rates prescribed by him in that State declared unreasonable and to prevent them from being made effective.

Had the Right. In deciding the cases the court held that the resolutions under which the government took over control of these proclamations and the railroad control act, gave the United States "complete ession and control," under the war powers, and tha Congress had a right to confer these powers upon the Presi-

"On the face of the statutes," Chief Justice White said in deciding the railroad cases, "it, is manifest that they were in terms based upon the war power, since the authority they gave arose only because of the existence of war and the right to exert such authority was to cease upon the war's termination. To interpret, therefore, the exercise of the power by a presumption of the con-tinuance of a state power limiting and controlling the national authority was

but to deny its existence." "Although it may be conceded," the chief justice said in the telephone case, ing, in view of the elements of authority enumerated in the resolution of Congress that there was power given to take less than the whole if the President deemed it best to do so, we are of the opinion that authority was conferred as to all the enumerated elements and that there was hence a right in the President to take complete possession and control to enable the full opera-tion of the lines embraced in the au-

Aid to Lawmakers.

Members of Congress regarded today's opinions with interest and declared the court's views would aid them greatly in formulating wire and railroad legis-

The Senate Interestate Commerce committee met today to consider the resolution of Senator Kellogg of Minassots providing for the repeal of the act under which the wires were taken over and for return of the properties to private ownership on June 30. The committee expects to report favorably tomorrow a measure providing for the turning back of the wire systems.

Habitual Constipution Cured In 14 to 21 Days

specially-prepared Syrup Tonic-Laxalieves prouptly but should be taken regularly for 14 to 21 days to induce regular action. It Stimulates and Reguregular action. It Stimulates and Regu-lates. Very Pleasant to Take. 60c per bottle.—Adv.

Terms of Peace Handed Republic of Austria at St. Germain Monday

(Continued from Page One.)

linguistic minorities in Austria, Czechoevakia, Rumanian and the Serbian-

Croatian-Slovenian state. Austria is left by the treaty a state of from six million or seven million people inhabiting a territory of between 5,000 and 6,000 square miles. She is required to recognize the complete independence of Hungary, Cascho-Slovakia and the Serbian-Croatian-Slovenian state, and to cede other territoria. tories which previously in union with her, composed the empire of Austria-Hungary with its sopulation of over 50

people.
Agrees to Accept League. Agrees to Accept League.
Austria agrees to accept the league of nations covenant and the labor charter, to remounes all her extra European rgihts, to demobilise her whole naval and aerial forces, to admit the right of trial by the allied and associated powers of her nationals guilty of violating the law and customs of force and to accept detailed provisions similar to those of the German treaty as to economic relations and freedom of transit.

the following summary part one is treaty, containing the covenant is league of nations, and part s, containing the labor conven-

treaty. Part six, dealing with prisoners of war and graves, and part eleven, with acrial navigation are also identical except for the substitution of names, and are likewise omitted. Part thirteen

granted to Austria-Hungary on November 3, 1918, by the principal allied and associated powers in order that a treaty of peace might be concluded, and

Whereas, the allied and associated powers are equally desirous, that the war in which certain among them were successively involved, direct or indi-rectly, against Austria, and which originated in the declaration of war against Serbia on July 28, 1914, by the former imperial and royal Austro-Hungarian government and in the hostilities conducted by Germany in alliance with Austria-Hungary should be replaced by

a firm, just and durable peace, and, Whereas, the former Austro-Hungar ordered by the railroad administration ian monarchy has now caused to exist and by the postmaster general, re- and has been replaced in Austria by a

sociated powers have already recognized that the Czecho-Slovak state, in which President included sweeping control are incorporated certain portions of over the railroad and wire systems with the said monarchy, is a free, independent and allied state, and,

Whereas, the said powers have also recognized the union of certain por-tions of the said monarchy with the territory of the kingdom of Serbia as a free, independent and allied state, under the name of the Serb-Croat-Slo-

whereas, it is necessary, while re-storing peace, to regulate the situation which has arisen from the dissolution of the said monarchy and the formation of the said states, and to establish the government of these countries on a firm foundation of justice and equity.

For this purpose the high contracting parties, duly named.

"Who, having communicated their full powers, found in good and due form, have agreed as follows: "From the coming into force of the

present treaty the state of war will orminate. "Austria is recognized as a new and independent state under the name of the

republic of Austria.

"From that moment, and subject to the publications of this treaty, official elations will exist between the Allied and associated powers and the repub-lic of Austria."

ARROGANT SPIRIT WHICH GERMANS SHOWED WAS ABSENT.

St. Germain, June 2 .- (By the Associated Press.) - The representatives of the vanquished Austrian nation who met the victors at today's ceremony in the fifteenth century castle of St. Germain to appeal for grace and just and kindly treatment, showed no trace of the arrogant spirit, with which Count von Brockdorff-Rantzau, head of the German delegation attempted at Ver-sailles to arraign the allied powers as jointly responsible for the war and demand participation in the negotiations on equal terms. This was marked in the speech of Dr. Karl Renner, the Austrian chancellor, who replied to Georges Clemenceau, the President of the con-

The Austrian plenipotentiary, speaking in French as a concession to his auditors, did not seek to extenuate the government for "the horrible crime of

He asked only that the full weight of the punishment should not fall solely on the little mountain republic, which was all that was left of the once mighty Austria, but that it be regarded as only one of eight new republics into which the old monarchy had been divided and that it be apportioned no more of the penalty than it could bear.

(Section Missing.) Mishaps and Blunders.

The mishap of a photographer, who, in the midst of Dr. Renner's speech, fell, with a crash of shattered glass, into one of the museum cases, and the blunders of the French official translator, who twice during the German translation of the speech went astray, causing gasps of mingled horror and amusement, also impaired the formal dignity of the scene.

It was the same setting as in the trianon at Versailles, although on a reduced scale.

The Japanese and Chinese delegates were the first to arrive in the stone walled room and take their places at the table. They were closely followed by M. Clemenceau who came early to

see that all arrangements were in order.

The others filed in rapidly several minutes before noon, and all the plenipotentiaries were in their places ex-Anxious glances were cast at the empty chairs of these leading plenipotentiaries as the minutes passed beyond the hour

set for the ceremony.

Finally an official was sent to the telephone to learn if anything had hap-pened. The president appeared at 12:12 and took his seat after a brief colloquy with M. Clemencean. Word was immediately sent to the beadquarters of the

They entered one by one ten minutes lates through a door at the rear of the hall. The head usher of the foreign office, wearing his silver chain, announced the appearance of the Austrian plenipotentiaries.

The Session Starts.
Dr. Renner was calm and assured, as if entering his own house. He walked



ms of the German directly to his seat and motioned his colleagues to their places. The entire and part eleven, assemblage, which had risen up on the entry of the Austrians, seated itself.

The annual banquet of the Equital total controls and with search and intention of names, and with search an intention of the Equital controls and with search and intention of the Equital controls. ing, and with scarcely an instant's

ing, and with scarcely an instant's pause, the session started.

Ears which were cagerly strained to bear from M. Clemenceau some striking phrases on the origin of the war on Austria's guilt and punishment were disappointed. The tiger refrained from any political allusion in his short speech; he merely outlined the procedure of the negotiations and explained to Austria-Hungary on November 3, 1918, by the principal allied and associated powers in order that a treaty of peace might be concluded, and with scarcely an instant's pause, the session started.

Ears which were cagerly strained to hear from M. Clemenceau some striking phrases on the origin of the war on Austria's guilt and punishment were disappointed. The tiger refrained from any political allusion in his short speech; he merely outlined the proceedure of the negotiations and explained that only part of the treaty van ready. He asked that any replies or observations to such parts of the treaties as were laid today before the Austrians be submitted in writing within fifteen days.

within fifteen days. M. Clemenceau spoke in easy conver-sational translations, which on this se-casion were given in Italian, as well as German and English.

The French official who attempted the German rendition opened by addressing "The Delegates of the Republic of German-Austria." He was 'mmediately stopped, and the diplomatic blunder in the apparent recognition of the Germanic attributes of the new re-

public corrected. The translator was now so nervout that presently he was caught telling the Austrians that their replies must be

verbal, instead of written.

Renner's Speech in French. Dr. Karl Renner, head of the Austrian delegation, rose to reply at the end of the translation, but M. Clemenend of the translation, but M. Clemen-ceau waved him to his seat to permit M. Dutasta, secretary of the confer-ence, to take place before him the text of the skeleton draft of the treaty. The Austrian delegate then rose and read his speech. He caused consider-able surprise > choosing French as the medium for his remarks. M. Clemenceau and Marshal Foch.

M. Clemenceau and Marshal Foch, the latter sitting with the French delogation, were obviously pleased at the choice of the language. As, Dr. Rennar proceeded with his discourse, revealing n tone of moderation and absence of recrimination or boasting, the strain which had hung ever the plenipo-tentiaries relaxed, and all settled down to calm and reasoned appreciation of

the Austrian ples.
Dr. Renner read his speech through to the end without any attempt at oratorical embellishment, though speaking with deep earnestness and sin-

The English translator rose as the retary Lansing and Henry White listened closely. The attention of the assembly wavered as the proceedings passed into Italian.

HIGH SCHOOL STUDENTS MAY MAKE UP CONDITIONS

There will be no regular summer school at the Raleigh High School this year for high school and grammar school pupils. However, high school pupils deficient in English and mathematics will have an opportunity to make up their work within six weeks, if they begin at once. Classes in these two subjects are now being conducted at the High School by Prof. William E. Pell, of the High School faculty. The classes began yesterday.

CAPTAIN AND MRS. McPHESTERS ARE GUESTS IN BALEIGH. Captain and Mrs. Samuel B. McPheeters, of St. Louis, are the guests of Miss Susan McPheeters, at 114 South Dawson

Captain McPheeters was commande of the 314th Ammunition Train of the 89th Division and has just returned to this country after eleven months service in France and with the army of secupation at Cobleng.

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ANNUAL BANQUET HERE The annual banquet of the Equitable Life Insurance agests for the Raleigh House yesterday when twenty-four plates were laid.

This was an occasion of more than ordinary interest to the agency as it was a prelude to the retirement of Mr. John M. Corr who has been transferred to the M. Corr who has been transferred to the Baltimore Agency and the induction of Mr. Harry Adams of Memphis, Tenn, who has been appointed Manager for the Raleigh agency.

The meeting was honored with the presence of Mr. Hazell, the southern superintendent of agencies.

SUMMER HOURS AT LIBRARY

ARE NOW PUT INTO EFFECT. Beginning yesterday, the summer hours of the Olivia Raney Library are in effect. The library will open at 10 e'clock in the morning and will remain open until S o'clock in the evening in-stead of 9 as in the winter months.

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NO RETURN FLIGHT FOR NC-4 SEAPLANE

(Continued from Page One.)

the Army Air Service within the next few days. A Martin bombing plane

The start will be from Mineola, L. I., North-Platte, Neb; 1,500 miles from New York, has been selected as the midway point. The schedule allows only 16 hours and 39 minutes for the first lap and the departure from North Platte is set for 3:30 o'clock on the

land at Han Francisco about 5:50 p. m. Officials here bolieve the trip about be made castly in about 35 hours.

Captain Roy N. Francis, a fiver of long experience both in military and commercial planes, will be in charge of the flight. He will be accompanied by Licutenant Edmund A. Clane and two or three mechanics. The plane to be used is capable of carrying our ten be used is capable of carrying our ton of freight or from 10 to 12 passengers.

REPLY TO GERMANS EXPECTED FRIDAY

(Continued from Page One.)

accorded the Germans, although in the case of the Germans this was slightly extended when appeal was made that it would be impossible to formulate the counter proposals on the specified date. Following he lead taken by Switzernd, Norway has declined to join in a blockade against Germany in case the German peace delegation should refuse

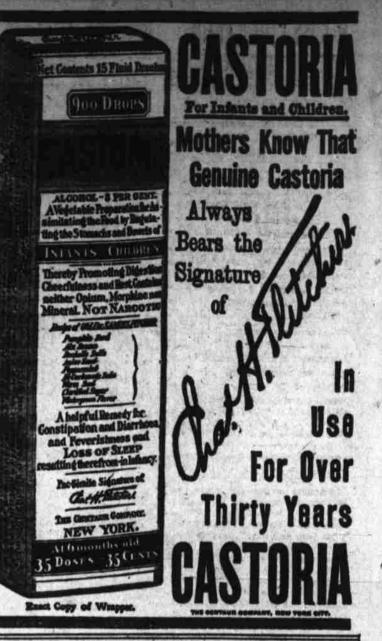
to sign the peace treaty.

The new Rhenish republic which has set up under the leadership of Dr. Dorden is declared to be not a separatist, but an anti-Prussia movemen A proclamation printed in the various be the capital of the new government and that elections to the national as sembly will be held immediately.

"The Rhenish people honestly and sincerely wish peace based on a recon-ciliation of all peoples," says the proc-

The allied armies in the occupied area are taking no part in the new orders of things along the Rhine, but are main-taining a policy of watchful waiting.





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