Summons Served Yesterday and Counsel for M. Johnson, an ex-convict, who claims Defense Appear in Response

Session of Legislature Ends No Extra Session-Senate the answer in the case. tive Body-The Work of the swer, and that the needay. March 6th. Senate Yesterday

peachment trial will begin.

at 1 o'clock yesterday.

days session of the Senate. The sixty days will expire on the Sat- o'clock, noon, the trial properly begins, so that the ex- objection, tra pay will really include every day of he session of the court.

Saturday) to govern the impeachment prosecution and for the defense at once nary formalities and details were gone nine days. may now be said that the track has been cleared for the great trial.

That it will be a great trial, and a work of the day, most interesting one, there is no doubt. would make it so. The full list of attorneys for the defense was not accuvis. viz.: Governor Jarvis. Fabius II. Busbee of Raleigh, Frank I. Osborne of Charlotte, B. F. Long of Satesville, Lindsay-Patterson of Winston, W. P. Bynum of Greensboro, Charles M. Cooke of Louisburg. All these were present excopt Messrs. Patterson and Cooke.

Only two of the counsel for the prosecutton were present-Messrs. James II. Pou and theries M. Eusbee-but it was announced to the court that others would A. Guthrie of Durham, Tapo, F. Davidsim and James H. Merrrimon of Asheville. It has been stated that Hoa, C. Senator Foushee, were adopted: B. Watson of Winsten will also be of counsel for the prosecution if his cu-

bour and a half yesterday, and the Sen- longer.

initials of their names, Senator Alexan- opening and closing." Broughton following and composing the them were the following: oath by affirmation.

geant-at-Arms Smith were also sworn, Lost, to faithfully perform the duties devolv- By Mr. Morrison: "That the rules used etc. Judiciary Committee. ing upon them, etc.

don, was adopted notifying the managers as to the argument? Lost. on the part of the House that the court | By Mr. Travis: To insert a provision | By Mr. Alexander: S. B. 968-To inhad organized and was ready to received that case on each side be opened by one corporate Southern States Trust Comthem: also a resolution that the rules person, and that the Court of Impeach- pany, Corporations Committee. adopted be retained for the use of the ment shall determine at close of test . By Mr. Bray: S. B. 669-To prihibit Senators until further ordered.

assigned to seats in the aist of the presiding officer of the court.

hairman, being absent) arose and stated Foushee. that he was authorized by the managers articles of impeachment beretofore ex- new in the House. Senate.

with the transaction of business.

ANSWER ON MARCH 6 ed the counsel for the defence, and being sum for his labor in the p invited forward by the presiding officer. Sum for his labor in the p those gentlemen entered and took the seats assigned them in the aisle to the right of the presiding officer's desk.

Mr. Jarvis, of counsel for the defense, then arose and presented a communica-Saturday March 9-Trial tion from the defendants, in which they icknowledged service, announcing the names of their counsel and asking that Begins Following Monday. a reasonable time be allowed them in which to prepare their defense and file

would not object to a reasonable time years from the time Johnson's term for ment and Not as a Legisla- being allowed. He would suggest one larceny began).

would say thirty days would be a rea- Cleveland county. defense was cognizant of the conditions to give the governor and Counsel of On Monday, March 11, at the hour of desire as speedy a trial as possible continto the case, and if Johnson's claims are terday it failed to receive the necessary boon in the Senate chamber, the im- sistent with the proper defence of the substantiated to pay him by order on the majority. The Senate, sitting as the High Court ular work before them, they could div oned as they may see fit, etc. of Impeachment, settled that matter yes- to conform to them, but it is supposed | The legislative committee could no

process having neen issued and served entirely fair and just to all concerned Penal Institutions. in this trial. He would therefore offer The election of Trustees of the Stat viding for the payment of the members writing) that counsel be given the time of the Court of Impeachment (all of the requested; that the answer of the defifty Senators), at the rate of four dollars fens: be filed by March 6th, that counsel. The last measure passed yesterday by per day for each day of the session of for the prosecution be given three days the Senate was a joint resolution pro- Jenkins, Lane, MacKethan, Mastin, Methe court after the expiration of the 60 for reply, and that the date of the trial viding for the payment of the Senators be set for Monday, March 11th, at 12 while sitting as members of the court of Morphew, Morris, Owen, Owens, Payne,

The court then adjourned until 12 low: o'clock March tith. Some changes in the rules (reported | The managers and the counsel for the

through with, as noted below, and so it their seats, bowever, for the Senate at The members of the court did not leave once re-convened and finished up the

ed-The Impeachment Court Rules justice meted out to all concerned. Amended-New Sills

ate yesterday, in regular session, was the sent forward and bills passed on calenadoption of the Bules to govern the im- dar. peachment trial.

of Sunday, as reported by the Committee on the Committee on Enrolled Bills of tee on Rules, and after some minor the bill which passed the House and

amendments by the Senate.

those changes are noted herewith.

ate had completed the adoption of the Rule 14.- Changed so as to read: "The rules to govern the trial, when the chair, case on each side shall be opened by on Speight from the citizens of Edgecombe ture giving one-fourth of their salary to at 12:30 o'clock, announced the hour for person. As many of the managers and in reference to the equalization of tax the pages and clerks. organizing the court of impeacament as counsel as desire to do so shall be per values. Finance Committee. mitted to file argument or to address the The Senators were then sworn in as Senate orally. The opening and closing S. Gunter of Patmos, appealing to the He said the Commissioner of Insurance members of the court of impeachment. shall be on the part of the House, un- Legislature to "tax the dogs of North received a salary of \$C a day, while the average man, and he had said he might spooner, Stewart, Thurston, approaching the desk of the presiding of- less the defendants offer no testimony, in Carolina and educate the children and members only received \$4 a day. ther in blocks of five, according to the which case the defendants shall have the raise more sheep," etc. Referred to Fi- Mr. Watts said Mr. Young had given

der being the first to take the oath and Several other amendments were of-Senators Arrington, Aycock, Bray, fered, but they were rejected. Among

first group. When the name of Senator B. Mr. Gudger: Strike out in Rule 18. corporate Happy Home Christian Marshall (Rep.), was reached that gent after the word "file" in line ten down to Church. Corporation Committee. tleman, instead of being sworn, took the the work "report," and add: "At the By Mr. Warren: S. B. 966-To protime he easts his vote;" and add at end mote the ends of justice so as to em-Chief Clerk A. J. Maxwell and Ser- of rule: "Not to exceed 600 words." power county commissioners to have ad-

mony which side shall have opening and the sale of liquor in certain townships In a few moments the managers, with closing of argument and the time each of Currituck county. Propositions and two of their attorneys, arrived and were side shall have for the discussion of the Grievances Committee.

case. Lost. Representative Rountree, acting as rejected amendments are covered, it will Brunswick county. Counties, Cities and an officer for work of this kind he spokesman (Mr. Allen of Wayne, the be observed, by the amendments of Mr. Towns Committee.

10 pray that process issue against David The State Prison bill finally got gard to city improvements. Counties. M. Furches and Robert M. Douglas, and through the Senate yesterday, after sey- Cities and Towns Committee. that they be required to answer to the eral postponements last week, and is By Mr. Morton: S. B. 972-To amend

hibited against them at the bar of the The bill has already been printed and ferry. claborately explained in The Post. Three | By Mr. Foushee: S. B. 973-To amend Senator London moved that summons additional amendments were made to the section 776 of the Code, in reference to issue at once and be made returnable at bill, one of them being that a suit the meetings of the Commissions of 1:15 o'clock (twenty minutes later.) It against the corporation shall be constru- Durham county. (Old b.d that passed was so ordered, and the presiding officer ed as a suit against the State; another Senate has been lost, Mr. Foushee exof the Senate placed the summons in the prevents a member of the directorate of plained.) hands of the seargeant-of-arms, wher at the prison from holding another office: By Mr. Morton: S. B. 974-To appoint once served it upon the defendants. The another that the directors shall not sell justices of the peace for Brunswick court then took a recess for hiteen min- any of the real estate belonging to the county. Justices of the Peace Commitutes, during which the Senate proceeded institution or corporation except by the tee. At 1:15 the sergeant-af-arms announce then only with the approval of the gov-

ernor of the State. Three amendments were offered, respectively, by Senators Brawn, Gudger and Lindsay.

An interesting question was precipitated by the introduction of a memorial, and report of the Committee on Penal Institutions , anent the claim of one J. months longer than he should have been. and who asks the Legislature to pay him (an old man now 70 years of age and without means of support) a reasonable sum for his labor in the prison during

Mr. Woodard explained that Johnson was sentenced to prison for three years for larceny, being known as J. M. Johnson; that upon his arrival at the penitentiary the warden claimed to recognize him as an escaped convict, sentenc- Appropriation of \$1,500 Cut perior Court. ed for ten years, and who escaped soon after beginning his sentence: that the name borne by the escaped convict was C. G. Gecker, and he was from Cleveland county (Johnson was sentenced from Randolph.) So that when Johnson's Mr. Rountree, for the managers of the three year term expired the authorities Sits as Court of Impeach- prosecution, stated that the matter rest- prison until January 1901 (nearly ten

week be given in which to file the an- Johnson declares he is not Becker, swer, and that the trial begin on Wed- and was never known by that name, and that he is not the man who was sen-Mr. Jarvis stated that, ordinarily, he tenced to ten years' imprisonment from

sonable and proper time, but that the The object of the bill and memorial is tention. This feature of the bill passed that now hold the Senate, and that they State authority to thoroughly examine judges. If the counsel knew the wishes State Treasurer such sum for his labor of the Senate, as to completing the reg- during the years he was illegally impris-

the Senate will first complete its legislat give the case the thorough investigation It was also determined that counsel for tive work. He would, therefore, ask which it was thought to deserve by some propriation to \$1,000 passed by a vote the defense shall have until Wednesday. or trial to begin March 11th. of Randolph stated that he remembered March 6th, in which to file their answer | Mr. Morrison, of the court, arose and the man and was satisfied Johnson and in the case-which will be only nine days said he considered the time asked for Becker were one and the same person. from the issuing of the summers, that by counsel for the defense reasonable After some discussion the whole matter

University will take place tomorrow (Wednesday.)

urday preceding the Monday on which This resolution was adopted without Senate meets at 10 o'clock this mora- Ross, Russeli, Sheets, Shelton, Spain-

## PROCEEDINGS IN DETAIL

The Senate was called to order at 11 trial were also made, and the prelimi- refired—and court stood adjourned for o'clock by Lieutemant Governor Turner and prayer by Rev. A. A. Marshall of the First Baptist church, who alluded in his invocation especially to the grave and important duties which the Senate is about to be called upon to perform, as Welch, Whitaker of Guilford, Willard, the High Court of Impeachment, in the The speeches of the great lawyers alone THE SENATE IN SESSION trial of the accused justices of the Supreme Court, and asked the direction of Almighty God might cause them to conrately known until yesterday when those What Was Bone by the Senators "In scientiously perform that duty and that office." gentlemen appeared in the court, led by | Propria Persona" Vesterday - State they so officially comport themselves as \$500 to be paid for clerical expenses of Prison Bill and Other Beasures Pass- to do no injustice to any one and to see the office. The amendment was adopted.

Journal of Saturday approved. Reports One of the important acts of the Sen- from the various standing committees

Senator Gudger arose and asked unan-These rules were printed in The Post imous consent to require the withdrawal amendment. Senate, designed to prohibit the sale of Yesterday the rules were again amend- liquor in Buncombe county except in the mittee, said there was a misapprehenappear later. Among these will be W. ed and changed before adoption, and incorporated towns of that county, but sion; that the bill did not increase the which by the careless wording thereof salary of the Commissioner of Insur-The following amendments, offered by makes it unlawful to sell liquor anywhere in North Carolina except in the Rule 7.-Changed so as to make the incorporated towns of nuncombe county: hours for sitting of the court from 10 and that the vote by which it passed be nothing he had done except draw his gagements will permit him to actively o'clock a, m., to 1 p. m., and from 3 to reconsidered, so as to properly amend safary. 6 p. m. Upon motion, seconded by one- and correct said bill. So ordered, and The Senate had been in session an ent, the court may adjourn earlier or sir passed as corrected and sent to House for concurrence.

A petition was presented by Senator in favor of the members of the Legisla-

A communication was read from W. heard of any member offering to do so.

# New Bills Introduced

Py Senator Lindsay: S. B. 965-To inditional jurors drawn when necessary,

in the Superior Courts of tais State By Mr. Gudger: S. B. 967-To ap-A resolution, introduced by Mr. Lon- shall governor in the trial of this case, point D. H. Carter and others justices of the peace in Madison county.

> By Mr. Morton: S. B. 970-To amend Some of the points involved in these chapter 479, acts 1893, in relation to

By Mr. Morton: S. B. 971-To amend the charter of city of Wilmington in re-

acts of 1896, in relation to Bib Bridge not right to put new duties on an offi-ferry.

(Continued on Sixth Page.)

a Day

Down to \$1,000-The Seaboard Bill Discussed and the assistance of one clerk. Goes Over

The House yesterday cut down the appropriation to the Department of Insurance from \$1,500 to \$1,000.

The \$500 appropriated for additional clerical assistance was the bone of conthe House easily Saturday, but on yes-

The old straw was thrashed anew in the discussion of the bill, which took up much of the time of the House.

Those who favored the reduction in the appropriation were:

Messrs. Baldwin, Bannerman, Barn-Brim, Brittain, Burlison, Burnett, Calo-Fields, Gaither, Garrett, Graham, Isbell, impeachment, at the usual per mem, \$4. | Pearce, Petree, Reinhardt, Richardson,

Those voting against the amendment

Messrs. Allen of Columbus, Ardrey, Barco, Beddingfield, Bradsher, Corr. Carraway, Connor, Daniers of Vance. Mann, Mason, McIver, Nash, Nichols, Tion. Nicholson, Patterson, Roberson, Rothrock. Rountree, Seawell, Shannonhouse, Smith, Stevenson Thompson, Watts, Wilson, Winston, Zachary.

Mr. Thompson offered an amendment striking out "contingent expenses of the so as not to allow any of the Mr. Britton offered an amendment to strike out \$1,500 for clerical assistance and insert \$1,000.

Mr. Smith proposed an amendment by striking out \$1,500 and inserting in lieu transact the business of the office. thereof \$1,250. Mr. McLean advocated Mr. Brittain's

A considerable discussion arose, in which a number of members asked questions of each other. Mr. Zachary, a member of the com-

Mr. Blount opposed the bill, saying: "What does the Commissioner of Insurance get \$2,000 for?" He had seen Mr. Willard answered Mr. Blount by

fifth of the members of the court press later the correction was made and bill stating the duties of the Commissioner and the large amount of work he had Mr. Watts asked Mr. Blount if he was

Mr. Blount replied that he had not

\$400 out of his salary for clerical service and he did not know that any mem- give the department \$1,250; splitting the Daniel, Heitfeld, McEnery, Mallory, ber of the House had done so.

Mr. Blount said the members of the House had no clerks to help them. Mr. Watts said there were a lot of clerks employed for that purpose. He did not know what they were doing.

Mr. Duis said that as the result of efficiency and skilful service Mr. Young had increased the revenue from this de- 50 to 37. partment some \$9,000 the first year, notwithstanding the fact that some of the old companies had withdrawn from the and was lost by a rote of 30 to 43. The Mr. Pettigrew, amid laughter. State as the result of the passage of bill then passed its third and final readthe Craig act. Mr. Duls said this was ing. one of the best conducted departments in the State. He depreciated the effort of Mr. Blount to place the office in a \$4 a day basis. He said no member of the Legislature came here for the pay that is in it. He said that in selecting should be chosen from the standpoint of

skill and ability to discharge the duties.

discharge of the increased duties. Mr. Graham of Granville, said there was not a department of State that was be. The bill sounds very much like a not calling for increased appropriations. trust. They are huddled together in ramshackly old buildings. The superintendent told

me that there were 85 or 90 applicants. who could not be admitted because of he inadequate appropriation for the Home. He told me last week that two of the best soldiers in Lee's army were sent back home and forced to go to county poor houses. The asylums for the insane need increased appropriations to care for the State's unfortunate, the State prison for seven years and four The House Will Meet Twice If you make this appropriation, with others of the kind, we will not be able to meet these needed appropriations.

Mr. Duls-Do you think it right to make the Commissioner of Insurance pay \$400 out of his pocket for clericalassistance.

Mr. Graham-Will you tell me how nany days the Commissioner of Insurance is at work in his office.

Mr. Willard-How many days did you sit on the bench when Judge of the Su-Mr. Graham-They say I sat on the bench every day and most of the nights. will ask you if you did not say that

you could do the work of the office with Mr. Willard-No. I will explain later what I did say.

Mr. Duls-The question to consider is whether additional clerical assistance is needed to run the office. Mr. Graham-I want to know first how many days the Commissioner of In-

surance is at work in his office. Mr. Shannonhouse-Don't you think the fact that Mr. Young has had to pay \$400 out of his salary for clerical service is evidence that he needs help in the office.

Mr. Graham-It would be if we had evidence as to how many days the commissioner spends in his office. Mr. Shannonhouse-You judge a tree

by its fruit. Mr. Graham-There has been an in-The amendment cutting down the ap- but we don't know whether there has

been an increase of duties. Mr. Duls-If there are any charges against the Commissioner of Insurance Mr. Young has performed his duties

Mr. Graham-I have made no charges against Mr. Young. Such a thought is Mr. Pettigrew said that the Senate as Mr. Daniels.

man's salary without increasing the sala- the State of Ohio. Why not let them ries of other state officers.

Mr. Hayes-Do you think it right to vote against the increase in the salary that the bill was unconstitutional. of an office where cierical service is Mr. Foraker explained that the bill needed because other officers might had been changed and was now without make a similar request.

Mr. Wright-No. 1 do not. But I am Duls, Gattis Hayes, Hood, Lawrence, opposed to making a start in this direct vision.

Mr. Watts-I will ask the gentleman that the Senate take a recess from 5:30 thieves." crease the salary of an official of the was agreed to.

voted to increase the salary of the Chief | the amendment defining the relations of Executive of the State and I stand by this government with the proposed gov-

Mr. Allen of Onslow favored the ap-

guano bill. Mr. Allen-I voted against it because I was epposed to creating more offices.

Mr. McLean-It had a favorable report from the committee.

Mr. Allen-Yes; but this is the right

thing and that was not. Mr. Curtis of Buncombe-It has come out here that the Commissioner of In- cluded Mr. Pettus' point or order was surance had the framing of this bill. called up. The president pro tem., Mr. It is natural that, having done this work | I'rve, submitted the point to the Senate. for the committee, he should ask for a The amendment was decided to be in little more money. It is not right to greer by a vote of 39 to 23, the detailed increase this salary, when others are demanding the same thing. Two thousand dollars is a mighty nice salary. I would he glad to get a little pay myself to buy Cillom, Deboe. Dillingham, Dolliver,

postage stamps-to answer my letters. Mr. Willard said that while Mr. Young drew the bill, it was his duty to do so just as it was the duty of the treasurer to draft a revenue act. He said he believed he could do twice the work of the be able to do the work of the Insurance

Commissioner. Mr. Thompson said he would vote to difference. Mr. Willard said he would not be averse to accepting such a compromise.

Mr. Willard then called for the previous question. Mr. Brittain's amendment to make the

appropriation \$1,000 instead of \$1,500. came up and was adopted by a vote of Mr. Smith's amendment to make the

appropriation \$1,250 was next voted on

# Seaboard Consolidation Bill

the Scaboard Air Line Railway, suc- on the first day of each regular session the Seaboard Air Line Ranway, suc-cessor to the Richmond, Petersburg and Carolina Railrond Company, to possess Carolina Railroud Company, to possess full information shall be supplied to the made? Why should any further power and exercise the powers conferred upon President as to the conditions in the be given the President, unless it were it by the States of North Carolina and islands. The amendment was agreed to. For the purpose of his doing something Virginia and to authorize leases, purchases, sales and consolidation between ment to the Philippi Mr. Haves favored the bill. He said it and other railroad and transportation any of said officials so appointed shall it was false economy to cut down the companies, brought on a discussion. Achieved clerical force of such an importtion was deferred until today in order of the United States."

any or said officials so appointed shall at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and Constitution at 5:30 a recess until 8 o'clock was and conflict with the laws and conflict with the laws and conflict with the laws are con ant office. He maintained that it was to give the Judiciary Committee time to Mr. Spooner did not think the proposet consider the bill.

as afraid of a trust as any man could Philippine Islands ex proprio vigore.

The bill sounds very much like a Mr. Vest replied that the doctrine that

You started out with increases in the Mr. Beddingfield of Wake, said that if Philippines was held by such good Repubsilarly of the Governor and Secretary of it was a bill giving the Seaboard Air licans as ex-Senator Edmunds, ex-President Harrison, ex-Governor Boutwell and State, and where is this going to stop. Line power to consolidate its branch dent Harrison, ex-Governor Boutwell and Vesterday I went to the Soldiers' Home lines, and that t gave to the system all many others. He did not know what the ard I found 75 or more men who have the powers conferred by preceding legisrendered valiant service to the State. latures on these branch lines. Certain man, he said, who would venture to say with a full attendance of members on

(Continue don sixth page.)

The President to Govern the Philippines

The Senate Considers Legislation Affecting the Islands.
Two Important Measures

Two Conferences

The Islands and lease miles, would open to the people of the Philippines all the dangers of carpet-bag government.

Mr. Daniel made a constitutional argument against the Philippine provision in the bill, incidentally supporting the amendment proposed by Mr. Vest. The Sent to Conference

this morning a conference was ordered in Congress.

On the Post Office appropriation bill and Mr. Daniel said he had no disposition on the Post Office appropriation bill and to be critical or to find fault as to legis. Senators Wolcott, Chandler and Butler lation with respect to the Philippines. were appointed conferes. A conference Re recognized the treaty of Paris to be as binding upon him as it would have was also ordered on the Diplomatic and been had he voted for its ratification Consular appropriation bill, and Sena- He was well aware, he said, of the comters Hale, Cullom and Teller were ap- ippines. The questions involved were so pointed conferes.

Mr. Morgan offered a resolution, which hend them fully in the present light, or went over under the rule, declaring the to act with wisdom and due deliberation. crease in the amount of money derived Nicaragua Canal bill entitled to privi- He believed Congress could not be too but we don't know whether there has leges as a special order.

I think they should be made. I believe He said that there would be no debate thing more than provide temporary arand urged the importance of the enact- aside and annulled. ment of the measure into law.

far from me. I have known him since had received a protest from Representaway, Carson, Coleman, Collins, Curtis, a boy. He is an honorable boy, I only live Porto Ricans against the laws forc- Caffery was asked by Mr. Hoar whether Daughtridge, Dean, Duncau, Ebbs, wanted information about the office. ed upon them by the United States. Mr. Wright of Rowan said that Mr. "This is our crown colony," said he, "and Young accepted the office knowing what judging from all reports, the people of lore the people of the Philippine Islands Parland, McIntosh, McLean, Morgan, would be his salary and his duties. He the island are better qualified to gov- had any chance whatever to have a said he was opposed to increasing one ern themselves than are the people of voice in the matter of the sale.

govern themselves?" Messrs, Morgan and Bacon declared

fault. The bill was then passed without di-Mr. Shoop, in charge of the bill, asked

from Rowan if he has not voted to in- until 8 p. m. roday, and the request Mr. Platt of Connecticut reported from Mr. Wright-I will say that I did. I the Committee on Relations with Cuba

After the reference of the amendment propriation. He said this was a plain | Mr. Pettus of Alabama, presented a business proposition. He said he was written statement recommending a point not afraid to face his people on this of order against the committee amendquestion. He said that it was a questiment to the bill confering authority upon tion of the State paying an officer to the President to provide civil government for the Philippines. It went over

Mr. McLean-How did you vote on the till the amendment was reached in the Pending further action upon the bill. Mr. Money of Mississippi, presented the eredentials of A. J. McLaurin, elected a Senator from Mississippi for a term of

> six years beginning March 4, 1901. The credentials were filed. When the reading of the bill was con-

vote being as follows: Veas-Aldrich, Allison, Baker, Bard, Beveridge, Burrows, Carter, Chandler, Fairbanks, Foster, Gallinger, Hanna, Hansbrough, Hawley, Kean, Kearns, Lodge, McComas. McCumber, McMillan, Mason, Penrose. Perkins, Platt, (New Yeak), Platt of Connecticut, Proctor, Quarles, Scott, Sewell, Shoup, Simon.

cett-39. Nays-Allen, Bacon, Bate, Berry, Butler, Caffery, Clay, Cockrell, Culberson, Martin, Morgan, Pettigrew, Rawlins, Talieferro, Teller, Tillman, Turley,

Vest-23. Mr. Pettigrew-I'd like to know how the chair voted. The chair (Mr. Frye)-Does the Senator rise to a question of order? Mr. Pettigrew-To a question of privi-

lege. (Laughter.)
"The chair will say that he did not said Mr. Frye. vote. "I think the chair was wise," suggested

the amendment, providing that, until a Commission, saying that he had not permanent government shall have been heard of a more successful government established in the Philippine archipelago. in any territory of the United States, The bill from the Senate authorizing full reports shall be made to Congress not even excepting Hawaii, one of the

"That no judgment, order or act by

amendment was necessary. He thought Mr. Bloupt of Washington, said: "I this fact ought to be recognized, espedo not know what the bill is and I am hold that the Constitution of them held that the Constitution extends to the

> the Constitution was in force in the what the decision would be, but it was rumored that the Supreme Court would

whether the Constitution extended to the slands of its own force.

Every lawyer knew, he said, how the court could evade the question, and it had even been suggested that the court might say that the government of the island possessions, of this country was entirely within the military power of the

In an extended speech Mr. Tillman vigorously opposed the Philippine amendment. He declared it was a bold and naked proposition to invest the President with plenary power to govern the Philippine archipelago in a civil way. Yet, he said, objection was raised to the Constitution of the United States being the President's guiding star. It was not proposed, he asserted, that the President should be hampered even by the Constitution.

Mr. Tillman declared that the enactment of the proposition into law, together with the granting of certain requests of the Taft commission to sell jublic lands and lease mines, would open

author of the proposition, he maintained. lost sight of the fact that Congress was the supreme judge of the class of enactments to which the proposed provision belonged. It was proposed to confer Washington, Feb. 25.-In the Senate upon the President power vested only

plicated condition of affairs in the Phile numerous and confused and doubtful that he regarded it as impossible to compreof any autocratic methods that might not Mr. Foraker called up the bill to pro- be absolutely necessary. In his opinion it would be a mistake, from all standvide civil government for Porto Rico. points of sound legislation, to do anyrangements, which later might be set,

> Mr. Caffery spoke along the same lines Referring to the proposed sale of the

"Precisely so," Mr. Caffery replied. "And if the people ever come into the possession of their own," Mr. Hoar added, "they will discover that they

have no public lands or any other public tranchises. They will have been all Mr. Rawlins opposed the Spooner amendment as being "only in ( interest of a band of public plunderers and

The following notices of amendments to the Spooner amendment were given; By Mr. Bacon, requiring all grants of franchises and concessions to be reported to Congress, which reserves the power

to annul or modify them. By Mr. Pettus, requiring the persons in whom power is vested in the Philippine Islands to take oath to support the constitution of the United States. By Mr. Hoar, that no sale or lease shall be made, or franchise granted that

is not approved by the President of the

United States and is not in his judge ment clearly necessary. Mr. Morgan spoke of the pending proposition as the most portentious and dangerous movement that had taken place in this country since the civil war. . What had taken place upon the Spooner amendment today was but a preliminary skirmish to get it in shape. Mr. Morgan condemned the action of Republican Senators in putting legislation as to the Philippine Islands and Cuba on an appropriation bill at the end of the session. He denounced that action as 'a despotism of legislation, never paralleled in the history of the country." It staked the very existence of the gove ernment be said, on a single die, and ippines, the like of which was never before put upon the statute books. He declared that he would not flinch from his duty of debating the question, because cramped for time, but he would consider the question in connection with the laws of the United States for 120

years, the parliamentary law, and the law of nations. The legal and constitutional points of the question were taken up and discussed by Mr. Morgan at great length. He declared that there was no war in the Philippine Islands. "With whom?" he asked, "are we dealing in the Philippines. We are dealing with citizens of the United States-some of them being in insurrection. They are as much citizens of the United States as I am-eve-

ry one of them. That is the law of this land, and has been since 1808." In the course of his argument Mr. Mor. Mr. Spooner offered an amendment to gan paid a high compliment to the Taft

> expected to do? Mr. Morgan was still speaking, when

The night session of the Senate was without result. Senator Morgan Tosumed his speech and spoke until 11:15, when the Senate adjourned until tomor-

NO WAR SHIPS THIS YEAR

House Concurs in the Senate Amendment Washington, Feb. 25.-The House one

(Continued on Second Page.)