PARK AVENUE SUBWAY BLOWN UP BY DYNAMITE

Big Hotels Badly Shaken.

Men and Women Killed and Injured. Excitement in the Street

six persons were killed and fully In Fourth avenue between 41st and 42d

The dead are:

Hotel eigar stand.

Torrington, Conn., who had come to pitals were thrown open. city to have a broken arm set; died

Bellevne Hospital, Broderick Robertson of Nelson, B. C., most prominent mining man in Brit-Columbia, was killed in his room the Murray Hill Hotel.

William Tubbs, engineer on rapid tranrannel hoist, was blown to the ground about order. al almost instantly killed.

the Grand Union and the Manhat- explosion wrecked both tunnels. in which all the windows were wn out and ceilings fell.

Pedestrians in the streets were knockwas in a state of panic and terror for fell to the street a block away. excitement of fright was greatest, and the curb in front of the Murray Hill up from the platforms below.

General Wheaton Taken to

Task for Strictures on a

Minority Commit-

tee Report

Washington, Jan. 27 .- "I would

Committee favored holding control of the

islands until certain objects were .ob-

bois of Idaho and became the subject of

ng the sessions of the Senate. The

resolution was referred to the Commit-

Mr. Scott of West Virginia gave notice

that at some later time he would ad-

Mr. Dubois of Idaho, rising to a ques-

tion of personal privilege, directed atten-

tion to a press dispatch from Manila

dispatch, the President ought to repri-

mond General Wheaton and those officers

dress the Senate upon the subject.

ne on Contingent Expenses.

question, and for that purpose to sit dur- ciazen.

Senator Money Would

One guest of the notel-J. Roderick Robinson, a wealthy British Columbian-was killed in his bed, on the first floor, at the corner nearest the scene of the explosion.

the explosion occurred.

2d street and Fourth avenue was lit- moments after the occurrence a crowd and there a window frame half out of and street and Fourth avenue was little moments after the occurrence a crowd its place, all cock-eyed: cornices all down. Ground of Opposition to the

and more or less injured, by a terrific ex- ning about bleeding from cuts and Mr. Jerome and Fire Chief Crocker said of a large quantity of dynamite bruises. Men and women could be seen that they learned that 350 pounds of mack today submitted a minority report rapid transit subway excavation running out of buildings in the same nitro-glycerine had been delivered at that from the Committee on Philippines on condition, for many of those in the houses close by were injured by flying 100 pounds at least were involved in the that opposition to the measure is not glass and by the debris hurled through explosion which made the wreck. On based on any mere question of revenue

the windows. Corns Adams, cashier of the Murray | Immediately after the explosion hurry calls were sent for ambulances and podames Carr, waiter at the Murray Hill lice reserves and the work of removing the injured and dead was begun, Teams Lawrence A. Hine, a school boy, of were pressed into service and the hos- a lamp accidentally upsetting, the control by this government of vassal

The shock was felt in Harlem, For several blocks each side of Forty-first | If it is conceded that there was but The report says that the bill reported

The rapid transit tunnel is being con-Men and women were killed or hurt structed under the old Metropolitan tunthe three hotels near by-the Murray nel in Park avenue. Consequently the

When the firemen arrived they went Every store and office building and any dead bodies. A block away they shanty which blew up was right under The prince and party will leave Cin- pork in the provision pit lost 65 cents a private dwelling for blocks around, from found Emerson Jones, a negro workman, its windows. The front of the hotel cinnati Saturday night, March 1, over the barrel. Wheat and corn also showed Third avenue to Fifth avenue, from 39th dying. He had been working in the tun- was practically demolished. The holes Queen and Crescent, arriving in Chatta- weakness. street to 43d street, shook from the ex- nel near 41st street and the concussion where the windows were remain, but a plusion, lost windows and doors, and in hurled him many feer and injured him lot of labor will be required in every

the Philippines. A pad-lock, he asserted,

was to be placed upon the mouth of

every man, Congressman or private citi-

zen, and all criticism of the administra-

tion's Philippine policy was to be si-

let ministration's policy in the Philippines,

Let the Philippines Go

them go to the devil and look out for declaring that they had been charged

Money of Mississippi in the Senate to- he, "that no Senator after a while will

day, as to what his program and policy be able to read on this floor the Decla-

would be in dealing with the Filipinos ration of Independence without subject-

If his party were in full power and con- ing himself to a charge of inciting trea-

trol of the government. It was ex- son." He said that if Professor Schur-

pressed in answer to a question asked man's speech was published in the Phil-

with much seriousness by Mr. Hale of ippines it was known over there that

Maine, who disayowed any political mo- he proposed that the Filipinos ultimately

tive in asking it and who afterwards should have their independence. "Any-

Mr. Foraker of Ohio asked Mr. Money eize the Declaration of Independence if

to the devil immediately; and explained | Mr. Lodge said Mr. Teller's statement

that he asked the question because he concerning the Declaration of Independ-

saw that the minority of the Philippines ence was silly. What Mr. Schurmann

speech at Boston, saying that the opinion ought to be eliminated from considera-

prevalent in the Philippines that tion, as, he believed it entirely likely

whether he would let the Filipinos go he dared to do so.

was the avowal of Mr. even with treason. "I suppose," said

concern the Senate.

rapid transit tunne!. The street was so dark that people nearly stopped short and began to grope Philippines, where he was employed in their way. As the cloud began to settle the hospital service. John Pabs, an engineer, was killed in down men could see what the lamp that the street, directly over the spot where fell from the shelf in the powder shanty had done. Windows were vacant and The explosion created the greatest ex- staring; the clocks on the Grand Central York, Jan. 27.—The neighborhood citement up town, and within a few station knocked out of their sockets; here

> The amount of the explosive which was stored in a shed in the street near the Everywhere persons could be seen run- shaft from the tunnel is variously stated. point today. Mr. Jerome estimated that the Philippine Tariff bill. It states place than was allowed by law-62 lates constitutional rights and transcends pounds. It was further said that in the limits of constitutional power. The

blame for the catastrophe. street the tunnel was wrecked. Tons the legal quantity-62 pounds-in the by the majority of the committee is a of rock and dirt were thrown into the place which blew up, then there is also characteristic manifestation of such a streets and panic ensued. Police and to be considered the authoritative statefiremen were sent to the scene to bring ment that permits for the delivery of the same amount of explosive have been the same amount of explosive have been prince Henry's Southern Tour tations were 3914 cents. Flurries in that issued to the contractors wherever blast-

amount to less than \$1,000,000. into the tunnel, but found no trace of sufferer by the explosion. The powder lows: ad down by the blast or struck by flying large pile of timber. The heavy beams place looks exactly as if it had been rocks and beams, and the whole vicinity were tossed high in the air and several gutted by fire, except that the stains of many minutes after the disaster, but it | The dynamite which caused the dev- stead there are great blots of mud, was in the Murray Hill Hetel that the astation was stored in a shanty built on earth and mortar which were hurled

Blood was streaming from a wound in the back of her head.

Zeigler, who killed himself and wife in Chicago today, was an adventurer and Nashville, en route to Louisville. no physician. He was wild and way-ward even as a boy and was hardly 21 when he married Harriet Baker of this A. W. Chambliss has appointed a complace. They soon parted, but were never mittee to arrange for the reception of divorced. The woman Zeigler killed was Prince Henry March 2. not his legal wife. After leaving school the effects of the explosion most disas- Hotel. It is supposed that a small lamp he joined the schoolship Saratoga at fell from a shelf and ignited the Philadelphia; but wearied of the strict explosive, which is being used in the discipline and left the ship. He then entered the service of the Reading Railroad, but three years ago enlisted here in the regular army and was sent to the

MINORITY VIEWS

Philippine Tariff Bill

Washington, Jan. 27 .- Senator Carbehalf of Contractor Shaler it was stated or any theory concerning forms and printhat there was more explosive in the ciples of taxation, but because it vioasmuch as it was shown that the explo- objection of the minority is against the sive was set off by being set on fire by whole policy of colonial empire, also to tractor is not legally or indirectly to provinces, to the spirit of military aggression and of war for the sake of spoils.

ing is necessary along the line of the Atlanta, Ga., Jan. 27.—The itinerary the good support brought into the mar-

The Murray Hill Hotel was the worst Atlantic Railroad, is announced as fol- closing finally at 421/8 to 421/4.

Lancaster, Pa., Jan. 27.-Harry J. afternoon the party will leave over the Nashville, Chattanooga and St. Louis for

Chattanooga, Tenn., Jan. 27.-Mayor

Ransom Paid

London, Jan. 27 .- A dispatch from Sofia, Bulgaria, today says the ransom of Miss Ellen M. Stone and Madame Tsilka, her companion, has been paid to the brigands, and that the captives are expected to be released

PATTEN HELD HIS GRIP

Could Not Be Shaken

Chicago, Jan. 27 .- Starting in an effort the great issue. to shake Jim Patten out of his holdings in May oats, the price dropped almost 5 cents in thirty minutes, resulting for a time in a state of trade in the oat pit refused to become rattled and held on to his holdings. Various conditions are frequently given for big slumps and rises in the price of the different commodities in the grain pits, but this one seemingly hinged on the fact that some widelate in arriving at the board.

Mr. Patten is supposed to be engineering a sort of corner in May oats and is credited with owning millions of bushels, The raid started with the price at 44 to 44%. Within twenty minutes the quoin the South of Prince Henry, as ar- ket resulted in a reaction back to 431/4 The loss to property cannot well ranged by Charles E. Harman, General cents. Then there was zig-zagging be- Dakota bond cases, arrived in the city Passenger Agent of the Western and tween 41% and 42%, the May article today to hear the argument in the case

The other markets felt the raid, and

There was lying over the tunnel a street into it again. From the front the Canal Commission to Be Heard by Committee

thorough investigation of the canal ber plan, that 'they shall take who have question by the Senate Committee on Inter-oceanic Canals before any bill is

what lively meeting of the committee from the principle on which the remarks this morning, every one of the eleven ent. Chairman Morgan stated that it and according to their present views, of the Isthmian Canal Commission ap- route. Senator Hanna, who strongly sovereignty over them, but argued that pear before the committee and submit all the information in their possession route, said today that unless there

and certain members of the committee.

Panama route as to gratify the curiosity

of some of the members who are anx-

Mrs. Schley this morning visited the

Admiral and Mrs. Schley were accom-

Graham H. Harris and Vice President

The trip to the school was made in

carriages direct from the Auditorium an-

nex, and upon the arrival of the party

at the school the admiral found the

elaborate program in his honor, including

singing and speeches. Admiral and

Mrs. Schley were kissed by a large num-

ber of the children in the school before

Chicago's Tribute to

Senators who had antagonized the ad- government could subscribe to. At the close of the discussion the Senate, at 4:40, proceeded to executive

At 5:20 the doors were opened and The purpose of having the testimony of crystalizing in favor of seriously consid-

A Paternal Bill Killed

confessed to much sympathy with Mr. body," he asserted, "who will criticize of Representative Davis of Florida, inally favored the Nicaraguan route.

the utterances in that speech would critisaid in Boston did not, in his opinion. At an earlier period in the proceedings | In response to inquiries by Mr. Rawwas to extend the knowledge of this the newspaper report from Manila of lins of Utah, Mr. Lodge said he did not fact among the mothers of the land, that General Wheaton's strictures on Profes- know whether newspaper dispatches if they will treat their unfortunate deaf sor Schurmann's Boston speech, and on sent from Manila were censored or not, and dumb infants as they do those posthe minority report of the Philippines and he did not know whether the War sessed of all their senses, the little ones Committee was brought up by Mr. Du- Department had or had not taken steps will be great gainers. Officials and emto ascertain whether Gen. Wheaton had ployes of deaf and dumb asylums decry Soon after the Senate convened to made the statements attributed to him. day Mr. Lodge, chairman of the Philip- Mr. Carmack, of Tennessee, questionno dumb children grow up no asylums

pines Committee, favorably reported a ed the right of any officer of the United resolution authorizing that committee to States Army to criticise either the acmake an investigation of the Philippine tions or the utterances of any private or. Tillman, of South Carolina, interrupted to say that the general commanding the army had been reprimandthe appointment of a committee of ed by the President for agreeing with

exports to ascertain the cost of an isth- the admiral of the navy upon a question tunnel five miles in length on which all the people of the United known as the Darien route, States were absolutely agreed. Mr. Hoar of Massachusetts contended that no unsupported newspaper report of a matter of this kind ought to be accepted by the Senate. He therefore deprecated the introduction of the was reported to the House. nuoting General Wheaton as criticizing Manila dispatch into the Senate prosome remarks of Dr. Schurmann in a ceedings. He thought the whole matter

were sent to prison in Manila for that General Wheaton would be res ring less. "I think," said Mr. Dubois, proved if he had made any statements that, in view of the statements in this he ought not to have made, When the Philippine tariff bill was taken up Mr. Rawlins questioned Mr. He Shoots a Woman Before Smate for its action or statements re- Lodge about acts of the Philippine pines. I do not know Commission which were designed to prethe General Wheaton is, but he probativent the discussion of Philippine inde-

some charity boy appointed to pendence in the Islands. West Point by a Senator or Representa- Mr. Lodge said such acts were passed, Mr. Lodge said such acts were passed, but they were for the purpose of suppressing made are, however, outrageous desirable that peace should be established and that as he lacked nerve Mrs. Zeigler had promised to commit the

whether he actually made the statements byprocrisy which imputed to provi- condition, declared that the shooting was dence, or destiny, the present condition of things in the islands, and he explained to him. General Wheaton and of the interstate dence, or destiny, the present condition and of things in the islands, and he explained and of things in the islands, and he explained and of things in the islands, and he explained and of things in the islands, and he explained and of things in the islands, and he explained at the Wellington House claimed, "We, the heirs of all the ages, and when it legistic apparently happy. They retired to their apparently happy. They retired to their fired. The express and mail cars were of the express and the express and were not masked to run a mile toward the swamps where from the arrived he have gone to the good old rule, the rob
Mr. Lodge—There may be a great deal of the interstate of the interstate at the Wellington House Charleston and made a clean sweep of the express car. About 100 shots were from Branchville tonight stated that the robbers were not masked to run a mile toward the swamps where from the over the passengers were not molested.

Mr. Lodge—There may be a great deal of the interstate at the Wellington House Charleston and made a clean sweep of the express car. About 100 shots were first the express car. About 100 shots were stated that the robbers were not masked to run a mile toward the swamps where from the over the passenger train from hat the control that the former should be claimed to the passenger train from the wise arrived at the Wellington House Claimed, "We, the heirs of all the ages, after the train was stated that the robbers were not masked to run a mile toward the swamps where from the over the passenger train from the toward the state of the retire that the order of the passenger train from t

the power, and they shall keep who

Mr. Platt of Connecticut said that he did not wish the occasion to pass of the Senator from Mississippi Mr. Teller, continuing, said such a founded. That Senator did not deny the ituation as had arisen was one of the right of the United States to acquire blessings growing out of conditions in the Philippine islands and to exercise whenever the people of those islands desired independence it was the right and duty of the United States to give it to lenced. He referred to the criticism of them. That was a doctrine which no ma route.

the Senate adjourned until tomorrow.

which occurred last night.

showed by letters from teachers in a able at the time it was made to submit letter, after being read in full, was reble and practicable to teach deaf and ama Company that was made later and dumb infants to use and understand ar- included in the second report they would advisability of preparing a reply to it. ticulate speech, and the object of the bill would be needed-Othello's occupation

Mr. Grosvenor of Ohio opposed the public school which has been named for a reception, and to receive engrossbill on the ground that it was not in for the admiral, as the beginning of his ed copies of resolutions of welcome from the jurisdiction of Congress to legislate day's stay in Chicago. along the lines of the measure and that the states in their separate capacity are panied to the school by President Munof thirty leading German-American citProvision of Kentucky Cona hindrance to, an interference with and experimenting in their own istitutions ger of the Hamilton Club, President izens.

to secure the same result. The passage of the bill was antago- Thomas Gallagher of the Board of Ednized by a number of gentlemen on ucation, and Superintendent of Schools constitutional grounds, that it was fed- Cooley. eralism or centralization and paternalism run nrad. The enacting clause was stricken out and in that shape the bill

At 4:45 adjournment was taken until teachers and scholars ready with an

Taking Himself Off

Chicago, Jan. 27.—Dr. Harry J. Zeigler, of Janeaster, Pa., fatally wounded that it would be wise to ascertain before and other questions be discussed. | deed. The woman, before being removed | Branchville, sixty miles from Charleston | bery occurred at Bartow. Warren, who Wheaton was reprimended Wheaton was reprimended by the Southern Railway, seven robbers which imported to provide the shooting was ter killing the main witness against him. State claimed only to regulate its local full power over local rates, subject of the statements attributed to him. General Wheaton, dence, or destiny, the present condition done by her husband. The physician and tonight held up the passenger train from the is still at large and is supposed to him. General Wheaton, dence, or destiny, the present condition

Washington, Jan. 27 .- There will be have then declared in favor of the Panama route.

The subcommittee is to ascertain whether the Panama Company could give the United States a clear title if the reported to the Senate. This was de- offer should be accepted. The examinacided upon at an interesting and some- tion of the members of the Canal Commission will take place before the full committee and probably will begin next members of the committee being pres- Monday. There are eleven members, had been decided to have the members seven are in favor of the Nicaraguan opposes the adoption of the Nicaraguan selection of the Nicaraguan route will This determination was reached only eventually be reported to the Senate, after considerable discussion and very but not until there has been a complete much against the wishes of the chairman inquiry into the whole subject.

In the Senate sentiment is rapidly the Canal Commission is not so much ering the good faith and practicability,

to learn why they recommended the of the Panama offer. Another incident took place in the committee today that was not mention-Washington, Jan. 27 .- The House lous to know what induced the commis- ed by Chairman Morgan in his statement chaplain, in his invocation today, feel- sion to change their minds, the presump- of the proceedings. This was the readingly referred to the death of the wife tion being that the commission has origing of a letter from Andrew Carnegie containing arguments in favor of the There is no evidence of this, however, Panama route or recommending the ac-The House went into committee of as in the first report the commission ceptance of the Panama offer as a wise the whole on Mr. Grow's bill. He plainly indicated that had they been and sensible business proposition. The chool in Philadelphia that it was feasi- the definite offer of sale from the Pan- ferred to Senator Harris' sub-committee. and the Senator is now considering the

presentation was made by a committee

The great event of their trip follow-

d-the public reception to the people

Admiral Schley to dress for the banquet

Battalion in its armory tonight.

leave in the morning for Louisville.

the Hero of Santiago

March 2. The morning will be spent in a visit to Chickamauga Park, and in the Wilmington Collectorship

Our Senators and the Isthmian Canal -- Rountree Hears the Minnesota

Case Argued

BY THOMAS J. PENCE.

Washington, Jan. 27.-Special.-The Senate today confirmed the nomination of B. F. Keich to be collector of the injustices that might arise with so much port of Wilmington. Keith is here ar- authority reposed in an officer. rayed in a glad smile. The great cham-A Speculator in Oats Who pion of silver broke the news today that sixteen to one is a dead issue. Talking with a friend, he said expansion was lill for conting the Crumpacker

The Senate has not yet acted on Skinner's nomination. Other nominations confirmed by the Senate today were: that might be termed a panic. Patten D. P. Dameron, postmaster at Clinton; packer bill. No decision was reached McMurray Furguson, postmaster at tonight and adjournment was taken until Littleton; Octavius McLean, postmaster a further meeting. Senator Pritchard at Maxton: Jos. M. Sitterson, postmaster at Williamston; L. L. Brinkley, postmaster at Edents: J. F. Dobson, postawake bear took notice that Patten was master at Goldsboro; Geo. W. Reed, tion laws, especially contested election postmaster at Biltmore; A. B. Hill, cases. This will be opposed vigorously postmaster at Scotland Neck.

The President sent to the Senate today the following nominations: James W. Mullen, to be postmaster

at Charlotte, N. C.; Edwin L. Ware, to be postmaster at King's Mountain. Hon. Geo. Rountree of Wilmington, who is counsel for the State in the South of the State of Minnesota vs. the Northerr. Securities Company before the Uni- look after a North Carolina exhibit at ted States Supreme Court. The feature of the case that interested Mr. Rountree much encouragement and received such is that involving the question of original jurisdiction of the United States an exhibit. He is here in the interest of the Appalachian Park bill. Supreme Court in controversies between States and citizens of another State. The question, which bears directly upon the suit of South Dakota vs. North Carolina, was argued by ex-Attorney Gen- der. of the taxation case, was present and phire Improvement Company.

The probable action of the Senate in selecting a route for the isthmian canal is one of deep interest here. Sepator Pritchard was today named a member of the sub-committee to consider all legal questions involved in the transfer of the Panama canal. Other members of the committee are Senators Foster, Turner, Kittridge and Morgan,

The two North Carolina Senators have favored the Nicaraguan route all along, but the Panama proposition is receiving their careful attention. Senator Pritchard said today he could not say how he would vote until he fully considered the propose to be swept from his feet because of the antagonism to the Panama offer. Senator Simmons has not yet ful- a hit with President Roosevelt, when y investigated the Panama scheme.

Senator Princhard went to the Sente Committee on Forests and Forestry today for the purpose of arranging for hearing some time this week on the bill for the establishment of the Appa- that distinguished itself at Kings' Moun-

Collector H. S. Harkins, of the Western District, is here. He says he came to see the Commissioner of Internal Harkins says he knows nothing of the charges preferred against him. Senator Pritchard says he has no information as

Representative Kluttz introduced bills oday for the payment of \$5,652 each to H. C. Dockery and A. H. Boyden of Salisbury, executor of his father, Nathaniel Boyden. They provide payment asylum, is here practicing law. He is of salaries for service in the Fortieth said to be entirely restored to health.

Congress. Mr. Kluttz says Congress has frequently paid such claims, Representative Beliamy had the floor

of the House today replying to Mr. Lacy of Iowa, chairman of the Committee on Public Lands. The subject under discussion was a measure that confers on registers of land power to summon witnesses. Mr. Bellamy attacked the feature which made failure to attend an indictable misdemeanor. He said the officers should have power to summon by capias only. He pointed out

Conference on Crumpacker Bill

At a meeting of Southern Republicans held tonight, in Senator Pritchard's room bill for cutting down southern representation was discussed as well as measures introduced by Representatives Bartholdt and Gibson, which southern Republicans hope to offer in amended form as a satisfactory substitute to the Crumsaid there was absolutely nothing to tentative. The plan is to enact legislation that will control features of elec-

by Democrats. Southern Democratic Congressmen will hold a meeting with referene to these measures as soon as anything tangible results. Among those present at tonight's meeting were Senator McComas of Maryland, Senator Elkins of West Virginia, Senator Pritchard and Representatives Gaines, Bartholdt, Joy, Gib-

son, Moody and Boreing, State Geologist Holmes is here, having come from St. Louis, where he went to the exposition. He says he met with inducements that the State will make

Spencer Blackburn tonight addressed members of the Washington Junior Or-

eral John W. Griggs and other distin- Today's arrival: Ex-Judge A. C. Aveguished lawyers. Judge Johnson of ry of Morganton, J. W. Lynch of Kin-Philadelphia, who was reported to have ston, J. W. Ferguson of Waynesville, received a ten thousand dollar fee from E. C. Duncan of Raleigh, W. M. Giles North Carolina railroads in the hearing and Superintendent Hayes, of the Sap-

Mr. W. S. Davidson of Texas, a brother of Gen. T. F. Davidson of Asheville, is terested in the oil business of that booming territory. Mr. Davidson is urging egislation that will permit foreign tank-

trade for at least a period of five years, Representative Thomas has formed that Special Agent S. D. Boss, elsewhere because of the prevalence of smallpox in Sampson and pressing work elsewhere. Mr. Thomas has the promise that another agent will be sent to the disbeen established at Clinton, one situation. He stated that he did not land, two at Turkey, two at Warsaw Col. Alfred Williams of Raleigh made

the delegates of the National Guard Association called at the White House, The guests were being presented, and when Colonel Williams was introduced the President wanted to know if he was a descandant of the family by lachian Park. The committee will give tain. General Royster tells it that Coloin person on that historical occasion, Whether this was true or not the answer was one that pleased the President, for

dial greeting. Senators Simmons and Pritchard will to these charges, though they have been priation for a biological station at Beaufort when the Urgent Deficiency bill comes up in the Senate. The conference on such measures is generally a slaughter house for amendments.

John Davis, formerly of Wilmington, whose church troubles nut him in that

States Cannot Interfere Chicago, Jan. 27 .- Admiral Schley and | From the school the party went direct to the Grand Army Memorial Hall with Interstate Commerce the German societies of the city. The

stitution Held Invalid by the Supreme Court of Chicago in the Auditorium-which began at 3 o'clock in the afternoon and

lasted until it became time for Rear Court, in an opinion by Justice Peckham, given tonight by the officers of the oday held invalid that section of the regulation of rates between points wholly Naval Battalion of the Illinois National Kentucky constitution prohibiting a Guard. The festivities in his honor greater charge by railroads for a longer wound up with a review of the Naval than for a shorter haul under similar conditions. The suit was brought against T. R. Eubank & Co., tobacco dealers, to recover excess of freight on tobacco late, adjust or fix his interstate rates the Louisville & Nashville Railway by Rear Admiral Schley and his wife will to recover excess of freight on tobacco shipped from Franklin. Ky.. to Louisville. The rate paid was 25 cents per by constitutional provision or by legis-100 pounds, while from Nashville, Tenn., lation to directly affect and in that way to Louisville, passing through Franklin, to regulate, to some extent, the interthe rate was but 12 cents, and he sned to state commerce carrier, which power of state commerce carrier, which power of recover the difference, 13 cents per 100 pounds on some 140,000 pounds. The Circuit Court of Simpson county, upholding Instice Brower on behalf of him Charleston, S. C., Jan. 27.—Near waiting. Two years ago a similar robthe validity of the provision, found self and Justice Gray, dissented, holdthe constitutionality of the provision.

After reviewing the various rates, Jusof the State over its internal commerce. tice Peckham said that in this case the The State legislature, therefore, had

states, carried on, though it might be, by the State court, and so far as it was made applicable to or affected by holds that section of the constitution of Kentucky fixing rates to be invalid. The vice of the provision lay in the

within the State by the rates which obtained between points outside of and those which were within the State. The fact which vitiated the provision

regulation the constitution of the United Justice Brewer, on behalf of him-

Passenger Train Held Up and Express Safe Taken