THE COLUMBIAN, BLOOMSBURG, PA.

INSULAR DECISION

2

The Government Both Wins and Loses.

FORAKER ACT UPHELD.

Congress Had Right to Pass Island Customs Laws.

ALL PRIOR DUILES ILLEGAL

The United States Supreme Court Reverses Decision in De Lima Case and Sustains Circuit Court In Downes Case-Justice Brown Delivers Opinion In Both Coses-Dissenting Oninions Are Presented.

WASHINGTON, May 28.-In the United States supreme court yesterday opinions were handed down in all but two of the cases before that court involving the relation of the United States to its insular possessions. The two cases in which no conclusion was announced were those known as the 14 diamond rings case and the second of the Dooley cases. The undecided Dooley case deals with a phase of the Porto Rican question, and the diamond ring case involves the right to the free importation of merchandise from the Philippines to the United States. The original intention of the court had been to adjourn for the term after yesterday's sitting, but discussion of the cases passed on took about five hours, so the court adjourned until today, when it is presumed the remaining cases will be passed on.

Of the several cases decided yesterday the two which attracted the greatest share of attention from the court were what is known as the De Lima case and that known as the Downes case, and of these two the opinion in the Downes case is considered the most farreaching, as it affects our future relations, whereas the De Lima case dealt with a transitional phase of our insular relations. The De Lima case was the first to receive the attention of the court, and as it appeared to be quite sweepingly opposed to the government's contentions many persons arecipitately arrived at the conclusion that the government had been worsted all along the line. This view suffered a decided change when the conclusion was announced in the Downes case. The court was very evenly divided on both cases, but political lines were not at all controlling.

The De Lima case involved the power of the government to collect a duty on goods imported into the United States from Porto Rico after the ratification of the treaty of Paris and before the pasof the Porto Rican act. The court said the government's contention in this case was substantially a claim that Porto Rico is foreign territory. The entire case turned upon that contention. The court held that the position was not well taken. that Porto Rico was not at the time foreign territory and that therefore the duty which had been collected must be returned.

The decision in the Downes case followed the history of the dealings of the United States with Porto Rico a step further. That case dealt with the le-gality of the exaction of duties on goods

ategral part of the United States with-In the meaning of that provision of the constitution requiring 'all duties, im-posts and excises to be uniform through-out the United States.' The court held that the cession simply made Porto Rico and the Philippines domestic territory of the United States, subject to the full control of congress, which control could be exercised without reference to those limitations. This limitation the court held was intended to apply to the states of the Vnion and does not apply to acquired territory unless by treaty and by subse-quent act of congress it is incorporated within and becomes an integral part of the United States. The decisions are substantially a victory for the government. They sustain to the fullest extent

the so called insular policy of the administration. The government now has the sanction of the supreme court for governing these islands as their needs require "The court holds that the constitution

did not of its own force at once apply to those ceded territories, placing their people, their products and their ports on an immediate equality with ours and onferring upon them all the rights, privileges and immunities enjoyed by the people, products and ports of the several states. While their fundamental rights are preserved by those underlying prin-ciples of the constitution which apply everywhere the status of their citizens and the nature of the customs and commercial regulations are to be determined by congress in the exercise of the power vested by the constitution in congress to make all needful rules and regulations respecting territory belonging to the United States. Obviously what I have said regarding Porto Rico applies equally well to the Philippines, so that the president is perfectly free under the Spooner act to govern the Philippines as their needs and their interests may require.

"At the same time that the court has sustained to the fullest extent the contention of the government in these cases it has decided as a matter of statutory construction that the Dingley act could not be held to impose duties on goods brought from Porto Rico because by cession Porto Rico became domestic tercitory of the United States and therefore censed to be 'a foreign country.' The decisions of the court call for no change in the administration of the law."

JOHN R. TANNER DEAD.

Former Governor of Illinois a Victim of Rheumstism of the Heart. SPRINGFIELD, Ills., May 24.-For-mer Governor John R. Tanner died here suddenly in the Leland hotel yesterday afternoon from rheumatism of the heart. Governor Tanner had held various poitions besides that of governor, having seen a member of the Illinois legislature. United States marshal for the southern district of Illinois, state treasurer and assistant attorney at the United States oubtreasury at Chicago and was for many years a member of the Republican state central committee and chairman

of the same. He was a candidate for United States senator this year against Senator Cullom. He leaves a widow, one Colonel J. M. Tanner of Springfield and colonel of the Fourth infantry. Illinois national guard, and one daughter, Mrs. John A. Barnes of Chicago,

Governor Tanner was 57 years old. He served as a private in the Fifty-eighth and Sixty-first Illinois infantry regiments. He was also formerly a member of the railroad and warehouse commission.

SOUTH CAROLINA SENATORSHIP. Resignations of Tillman and McLau-

rin Make Affairs Complicated. COLUMBIA, S. C., May 27 .- It is understood that Senator McLaurin and Senator Tillman have a tacit agreement to contest for the long term to which Tillman was elected last January, Unstate Democratic party rules the candidate must designate specifically the office to which he aspires. Whether Mc-Laurin wins over Tillman or Tillman is re-elected McLaurin's unexpired term will be filled by a new man, The governor has the right to appoint regardless of party action, and an effort will be made to get him to appoint new nen on the ground that Tillman and McLaurin have overstepped the bounds of propriety. The State newspaper editorially today calls on a third candidate to go into the race with Tillman and McLaurin, hoping that the two latter will be defeated.

MINING DISASTER.

Deadly Explosion of Dust In a Tennessee Mine.

SEVENTEEN KNOWN TO BE DEAD.

Forty-five Men at Work When the Accident Occurred, and It Is Feared That All Have

Perished. CHATTANOOGA, May 28.-A spe cial from Dayton says that an explosion of mine dust occurred in the new Rich land coal mine of the Dayton Coal and Iron company at 5 o'clock yesterday aft ernoon and that the dead bodies of 15 white miners have already been taker from the outer drift and that five more are known to be dead. It is stated that 45 men, all white, were at work in the mine, and it is feared all have perished. Reliof gangs are at work, but on ac count of the immense amount of debris in the shaft the work has been slow and tedious. The mine is a new one And extends about 2,000 feet.

The explosion is thought to have been caused by an open lamp carried by one of the miners. The mine is several miles from Dayton, and details are difficult to obtain. An explosion similar to this oc curred at the old Richland mine of the same company, by which 28 miners lost their lives.

THIRD DAY'S JOURNEY.

Presidential Train Speeds Homeward Without Exciting Incident. JULESBURG, Colo., May 28.-The presidential train made the third day's run on the homeward journey without incident. The trip across Wyoming was at an average elevation of over 4,000 feet, and at Sherman, just before the train be gan to descend the castern slope of the Rocky mountains, the elevation exceeded 7,500 feet. Brief stops were made for water and to change endies at Rawlins, Laramie and Cheycone, Wy., and Kim-ball and Sidney, Neb. The president made no remarks at any of these places, but he appeared on the rear platform and shook hands with some of those nearest the car. There were crowds at every station along the route, and every cattle ranch had its little group of cowboys sitting bolt upright on their horses and waving their sombreros as the train went by.

Mrs. McKinley is standing the trip very well and seems rejoiced that every hour brings her nearer home. The weath-er has been exceedingly pleasant, and that means much for her comfort. rangements for running the president's train from Chicago to Washington have been completed. The train will arrive at the national enpital at 7:30 Thursday morning. A slow run will be made from Omaha to Chicago, timed to have the train arrive there early tomorrow morning instead of late at night.

A Providential Bain.

OGDEN. Utah, May 27.-The presidential train traversed the state of Nevada yesterday and reached Ogden at 6:30 o'clock last night. The route lay along the Humboldt river, through the Ruby and Washata mountains, and then descended into the Salt lake basin. During most of the day the elevation ex-ceeded 5,000 feet, and snow clad peaks were continually in sight from the car windows. At this season of the year the ride across Nevada is exceedingly disagreeable. The heat is oppressive, and the dust from the desort is frequently blinding. Fortunately for Mrs. McKinley one of those heavy rainstorms which so rarely visit this region swept completely over the state during the night, laying the dust and tempering the atmosphere. Rain fell also several times during the day. The weather seemed almost like a special intervention of Providence for the benefit of the gentle sufferer. Mrs. McKinley passed a comfortable night crossing the Sierras, Dr. Rixey reported that Mrs. McKinley was standing the trip very She suffered no inconvenience from well. rarefied atmosphere.

CONDENSED DISPATCHES.

Notable Events of the Week Briefty and Tersely Told. The Duke and Duchess of Cornwall

and York reached Sydney. Secretary Root decided to give a hear ang to the dismissed West Point cadets. "Major" Taylor, American colored cy clist, defeated Jacquelin, French cham-

pion Lientenant Governor Allen of Vermon was arrested on the charge of bank

wrecking. The Fittsburg "ripper bill," Quay's measure, was sustained by the Pennsyl-vania supreme coSt. Rev. S. B. Dexter of Chicago, who de

fended the army cantcon, was forced to resign from the Baptist Ministers' asso ciation. Monday, May 27,

Conroy, the property of sars. J. R and F. P. Keene, won the Lookdyn handicap. Mr. Thomas W. Lawson will charter the yacht Independence to a member of the New York Yacht club.

Perry S. Heath, secretary of the Re publican national committee, arrived with Mrs. Heath on the St. Paul after an absence of two months abroad,

The Cunard liner Lucania came inte New York harbor 18 minutes ahead of the American line steamship St. Paul after an exciting race of 124 hours.

Saturday, May 25. A small fire occurred in the capitol at Albany.

The excursion steamer Empire State was beached near Brockville, Ont, The mast of the yacht Independence

was successfully stepped at Boston. Victoria's birthday was celebrated in London by the trooping of the colors,

A cabinet crisis was reported in Spain. Disturbances are feared in Catalonia. Tifrkish diplomats have threatened to leave Paris unless their salaries are paid.

Italy has demanded reparation from Turkey for the arrest of an Italian agent at Preveza.

Eighty-eight thousand children took part in the May walk of Brooklyn Sunday schools. Felday, May 24,

The volcano of Keloet, Java, is again

active. American jockeys won many races at

Doneaster. The Swedish second chamber voted big increase in the army budget.

The making of a new mast and gaff for

the Shamrock II was begun at Glasgow. Secretary Root ordered the organization of five additional infantry regiments au thorized by law.

The reichsrath approved the appropria tion of 487,000,000 kronen for new rail roads in Austria.

Marthinus Wessels Pretorious, first president of the Dutch African Republic, died at Potchelefstroom, Transvaal.

Thursday, May 23.

Five lives were lost in floods in eastern Tennessee.

Floods are feared on the Frazer river in British Columbia.

Forty-six golfers began play at Rye, N. Y., for the metropolitan championship.

King Victor Emmanuel of Italy nar rowly escaped being crushed in an ele-

vator. Washington postal authorities decided to allow 150 new cierks to the New York

city office. Wednesday, May 22.

A large steel concern was incorporated at Trenton.

Russian spies are said to have mapped the harbor of Nagasaki, Japan. Arapahoe Indians in Wyoming threat-

en outbreak, and troops are asked for. Ex-Congressman Glover of St. Louis was reported killed in a Colorado flood. Nine hundred emigrants left Porto Rico for Hawaii, with 400 more to fol-

INFANTS CHILDREN Signature Promotes Digestion.Cheerfulof ness and Rest.Contains neither Opium Morphine nor Mineral. NOT NARCOTIC. Pacipe of Old Dr.SAMUEL PITCHER ope ar Old Dr.SARA Panykin Sceal -Alis Sonna + Roskelle Solat -Anine Sood + Progermint -Progermint -Hiero Sond -Cention Song -Vintergreen Plane; Aperfect Remedy for Constipa-tion, Sour Stomach, Diarrhoea Worms, Convulsions, Feverish-For Over ness and LOSS OF SLEEP. Fac Simile Signature of **Thirty Years** Chart Fatcher. NEW YORK. Atb months old 35 DOSES - 35 CENTS EXACT COPY OF WRAPPER. ALEXANDER BROTHERS & CO. DEALERS IN Cigars, Tobacco Candies, Fruits and Nuts SOLE AGENTS FOR Henry Maillard's Fine Candies. Fresh Every Week PENNY GOODS A SPECIALTY. SOLE AGENTS FOR

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similating the Food and Regula-ting the Stomachs and Bowels of

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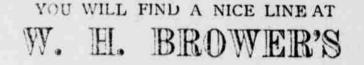
F. F. Adams & Co's Fine Cut Chewing Tobacco

Sole agents for the following brands of Cigars-

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imported from Porto Rico into New York after the passage of the Foraker act providing for a duty upon goods shipped from the United States into Porto Rico and also on those shipped from Porto Rico to the United States. In this case the court held that such exaction was legal and constitutional.

The point of the two opinions consid-ered collectively is that Porto Rico was never after the acquisition of that island foreign territory; that until congress acted upon the question no duty could be collected, but that as soon as congress outlined a method of controlling the is land's revenues that action became binding-in other words, that congress has power under the constitution to prescribe the manner of collecting the revenues of the country's insular possessions and has the right to lay a duty on goods imported into our insular possession from the United States or exported from them into the United States. It holds, in brief, that for taxation purposes they are not a part of the United States to the extent that goods shipped between their ports and the United I tates are entitled to the same treatment as though they were shipped between New York and New Otleans

Justice Brown delivered the court's opinion in both, and there were vigorous dissenting opinions in both. In the Downes case four of the nine members of the court united in an opinion, characterizing in strong language the opinion of the majority in that case. In this opposing opinion the chief justice and Justices Harlan, Brewer and Peckham unifed, and the chief justice and Justice Harlan presented their views in writing, Justices Gray, Shiras, White and Mc-Kenna also, while agreeing with the conclusion announced by Justice Brown, announced that they had reached the conclusion by different lines of argument, and Justices Gray, White and McKenna announced opinions outlining their respective positions, Justices Shiras, White and McKenna also dissented in the De Lima case, uniting in an opinion. Justice Gray also presented an independant and dissenting opinion in that case.

The small courtroom was crowded to repletion throughout the day, prominent government officials and many attorneys being present, and the proceedings were followed from start to finish with keen Interest.

DECISION INTERPRETED.

Views of Solicitor General Richards, In Charge of Insular Cases.

WASHINGTON, May 28,-Solicitor General Richards of the department of justice, who had enarge of the insular cases before the supreme court, makes the following statement containing his interpretation of the decisions of the court:

"The important question involved in these cases was whether the cession of the late King Humbert, has commit-territory contained in the treaty of Paris ted suicide at the penitentiary of Santo made Porto Rico and the Philippines an. Stefano.

Hazen's Resignation Accepted.

WASHINGTON, May 28.-Secretary Gage has received and accepted the resig-nation of Mr. W. P. Hazen, for the last four years at the head of the United States secret service at New York. Mr. Hazen resigns to engage in private business. During the last Cleveland administration Mr. Hazen was chief of the secret service and during his connection with the office has done most efficient service in connection with some of the most notable counterfeiting cases in the history of the department. His resignation was accepted with regret.

Seventy-three Miners Entombed. LONDON, May 25 .- There was an exdosion yesterday in the colliery of Lord Windsor at Sengenhydd, Wales, Seventy-three men are entombed, and there is little hope of their rescue. A relief

party which descended into the nit came up two hours later prostrated by afterdamp. The men were carried to cot-tages in the vicinity. Another rescuing party has gone down into the pit. Thousands of persons surround the colliery.

From Cable to Trolley.

NEW YORK, May 27.-A veritable lightning change act has been performed. and the Broadway Electric road opened this moraing for public traffic throughout its entire length, the work of changing the motive power from cable to electricity having been accomplished in the unprecedentedly brief time of 36 hours. As a feat of modern electrical engineering the work done by the Metropolitan Traction company stands absolutely unrivaled.

A Machinists' Strike Settled.

DUNKIRK, N. Y., May 28.-The strike of the machinists employed by the Brooks Locomotive works was settled last night. All who struck are to be taken back without discrimination, the union is recognized, a shop committee will adjust grievances, 55 hours will constitute a week's work, and a straight increase of 10 per cent in wages is granted. These are substantially the demands made by the machinists.

Bresci Kills Himself.

ROME, May 24.-Bresci, the assassin

Cubans Decide to Vote.

HAVANA, May 28-By unanimous agreement the Cuban constitutional conention has decided to take final vote on the acceptance of the Platt amendment today. This decision was reached after long arguments against the acceptance of the amendment by Senores Tamayo and Portuondo, who were answered by Seores Sanguily and Berrel. The conservatives claim that the Platt amendment will be accepted by the convention by a vote of 17 to 11.

Tennessee Flood Victims Destitute. KNOXVILLE, May 27.-Destitution prevails with many families at Elizabethtown, the flood stricken town. Mayor Lee F. Miller has appealed for aid. Congress-man W. P. Brownlow has made a rejuest for 1,000 tents and blankets from the war department at Washington. He has secured the immediate shipment of enough to accommodate 50 families. The Southern railway offers to ship all supplies free of charge.

Chile's President Much Worse.

SANTIAGO, Chile, May 28.-11 is now aid that President Errazuriz, who has been suffering from paralysis and who was recently reported as improved, is very much worse, and little hope of his ultimate recovery is entertained.

New York Markets,

New York Markets, FLOUR-State and western steady, but not active: Minnesota patents, \$464.25; winter straights, \$2.4562.60; winter extras, \$2.4572.85; winter patents, \$2.6574. WHEAT-Firm and higher on light speculative offerings, prospects for a good visible supply decrease, local covering and hullish northwest crop news; July, 75%278.15-16c; September, 75.1-165746; RYE-Dull, state, 57058c, c. h. f., New York, car lots; No. 2 western, 652c, f. o. b, affont. CORN-Dull, but steadily held in sym-

D., affont. CORN-Dull, but steadily held in sym-pathy with wheat; September, 47 13-169 45c.

43c. OATS-Steady and unchanged; track, white, state. 33943742c.; track, white, west-ern 33943742c. PORK-Steady; mess. \$15.259(16.50; fami-PORK-Steady; mess. \$15.259(16.50; fami-)

ARD-Easy; prime western steam, 8.3

s.stige. BUTER-Steady to firm; state dairy, 15918c, creamery, 15919c, CHEESE-Firm; fancy, large, colored, Siec; fancy, large, white, Siec; fancy, ymall, colored, 94c; fancy, small, white,

small, colored, 9%c.; fancy, small, white, Fig.
EGGS-Quief; state and Pennsylvania, 13%c.; western, ungraded, 11%212%c.; SUGAR-Raw firm; fair refining, 3%c.; centrifugal, 96 test, 4 9-32c.; refined quiet; crushed, 6.05c.; powdered, 5.65c.; MOLASSES-Quiet; New Orleans, 32%

RICE-Steady; domestic, 3%@6c.; Japan, TALLOW-Steady; city, 4%c.; country,

HAY-Quiet; shipring, 75c.; good to choice, 90919214c.

Rev. Dr. Ernest M. Stires of Chicago accepted a call to St. Thomas' church, New York city.

The Cambridgeport National bank, Cambridge, Mass., was dynamited, probably for robbery.

New York Central stockholders met at Albany. Acquisition of coal carrying branches was reported.

Bank Robbers Get Much Gold.

MADISON, Wis., May 27.-Bank rob-bers made a rich haul at Mineral Point, about 40 miles west of this city, on the Northwestern road. They blew open the safe of the First National bank and got away with about \$30,000 in cash, which \$20,000 was in gold. The robbery was the work of experts. There has been no clew to their identity discovered thus for. Officers from this point are making every effort to locate them, and the serv-fces of the Pinkerton detective agency has been enlisted.

Silver For the Wisconsin.

SAN FRANCISCO, May 27.-A commission from the state of Wisconsin has arrived here with a \$10,000 silver banquat service which is to be presented to the battleship Wisconsin by the state whose name she bears. The formal presentation will be made tomorrow. In dition to the silver service there is also a bronze badger four feet high cast from Spanish cannon captured during the recent war.

Dawson's Yield \$30,000,000.

VANCOUVER, B. C., May 27,-Passengers who arrived on the steamer Tees estimate the season's clean up at Dawson at \$30,000,000. Gold Run creek, it is sold, will be the top liner of the Yukon gold producing streams, while Quartz creek is giving indications of unusually rich pay dirt.

Harvard Wins Cup.

NEW YORK, May 27.-Harvard car-ried away the Mott Haven cup at the twenty-sixth annual meet of the Intercollegiate Athletic association, with a total of 44 points. Yale was second, with 30 5-6, and Princeton third, with 16 1-6.

Killing Off the Boers,

PRETORIA, May 28.-Advices re-ceived from Lord Kitchener announce that since May 20 the British columns report 63 Boers killed, 36 wounded, 267 taken prisoners and 83 surrendered.

Earthquake In Spain.

MADRID, May 25 .- An earthquake has occurred at Motril, province of Grana-da. Several houses were destroyed, and the inhabitants are panic stricken.

Australasia's Population.

MELBOURNE, May 28.—The new census returns give the population of Australasia at 4,550,651. This is an increase of 740,756 since the last enumera-

2 Doors above Court House.

A large lot of Window Curtains in stock.

The Savage Bachelor.

"What deduction can you draw from the fact that single men are more dissipated than married men?" asked the sweet young thing.

"It shows that the greater part of humanity is governed by terror only," answered the savage bachelor .--- Indianapolis Press.

Willing to Help.

Pastor's Wife-Has anyone offered to replaster the church yet?

Struggling Pastor-N-o, not exactly: but Dr. Stickem has offered to cover the walls with porous plasters, if we don't mind seeing his name on them. -N. Y. Weekly.

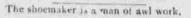
Individual Love.

She-Harry, tell me, do you love me for myself alone?

mother might be thrown in as a sort Cow hides, of handicap, you know .-- Tit-Bits.

Woman of It.

Husband (at the opera)-Why didn't you bring your opera-glasses? Wife-1 did, but 1 can't use them Husband-What's wrong with them? Wife-Nothing: but I forget to wear my rings .- Chicago Daily News.





Pain in Head, Side and Back.

For years I suffered with pain in the head, pain in the side, and in the small of the back. I was nervous and constipated and could not sleep. The pills and other medicines I tried only made a bad matter worse. Then I tried Celery King. One package cured me and made a new woman of me.—Mrs. Th. Klee-hammer, Croton-on-Hudson, N. Y. Celery King cures Constipation and Nerve, stomach, Liver and Kidney Diseases. 2

THE MARKETS. BLOOMSBURG MARKETS. CORRECTED WEEKLY, RETAIL PRICES 22 Eggs, per dozen..... 14 Lard, per pound Ham, per pound Fork (whole), per pound 13 Beel (quarter), per pound 6 to 8 Wheat, per bushel...... 90 90 40 60 do do Oats, Rve. Onions, 1 40 35 05 11 Side meat, do for myself alone? He-Of course, darling, and I'm so glad to know that you are to come alone. I was a little afraid that your Raspberries, per pound...... Raspberries, per pound...... 09 05 12 31 05 80 do do Steer do Calf skin Sheep pelts Shelled corn, per bushel...... 75 Corn meal, cwt..... 50 Bran, cwt..... 10 Chop, cwt 1 Middlings, cwt 1 15 10 Chickens, per pound, new 11 do do old..... 10 Turkeys, do do 24 ****************** Geese, 13 08 Ducks, do COAL,
 COAL.
 3 10

 do
 4 and 5, delivered
 4 25

 do
 6, at yard
 2 85

 do
 4 and 5, at yard
 4 00
 If ignorance is bliss 'tis folly to have blisters.

> WANTED-TRUSTWORTHY MEN and women to travel and advertise for old stablished house of solid financial standing. Salary \$780 a year and expenses, all payable in cash. No canvassing required. Give references and enclose self addressed stamped envelope. Address Manager, 355 Caxton Bidg., Chicago. 4-25-16t

> Love is a disease for which there is no vaccinnat on.

