

INSULAR DECISION

The Government Both Wins and Loses.

FORAKER ACT UPHELD.

Congress Had Right to Pass Islands Customs Laws.

ALL PRIOR DUTIES 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 Cases—Dissenting Opinions 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 Doolley cases. The undecided Doolley 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 that known as the Downes case, and of these two the opinion in the Downes case is considered the most far-reaching, 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 precipitately 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 passage of 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 legality of the exaction of duties on goods 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 considered 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 island'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 possessions from the United States or 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 States are entitled to the same treatment as though they were shipped between New York and New Orleans.

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 united, and the chief justice and Justice Harlan presented their views in writing. Justices Gray, Shiras, White and McKenna 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 independent 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 charge 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 territory contained in the treaty of Paris made Porto Rico and the Philippines an

A 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 special from Dayton says that an explosion of mine dust occurred in the new Richland coal mine of the Dayton Coal and Iron company at 5 o'clock yesterday afternoon and that the dead bodies of 12 white miners have already been taken 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.

Relief gangs are at work, but on account 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 occurred 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 speed of over 4,000 feet, and at Sherman, just before the train began to descend the eastern slope of the Rocky mountains, the elevation exceeded 7,500 feet. Brief stops were made for water and to change engines at Rawlins, Laramie and Cheyenne, Wyo., and Kimball 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 weather has been exceedingly pleasant, and that means much for her comfort. That means much for her comfort. The arrangements for running the president's train from Chicago to Washington have been completed. The train will arrive at the national capital 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 Rain.

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 exceeded 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 desert 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 well. She suffered no inconvenience from rarefied atmosphere.

Cubans Decide to Vote.

HAVANA, May 28.—By unanimous agreement the Cuban constitutional convention 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 Senores 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 Elizabethton, the flood stricken town. Mayor Lee F. Miller has appealed for aid. Congressman W. P. Brownlow has made a request 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.—It is now said 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.

WHEAT—Steady and unchanged; track, white, state, 99 3/4; track, white, western, 39 3/4; steady; mess, 11 25; family, 12 1/2.

From Cable to Trolley.

NEW YORK, May 27.—A veritable lightning change act has been performed, and the Broadway Electric road opened this morning 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 unrivalled.

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 of the late King Humbert, has committed suicide at the penitentiary of Santo Stefano.

CONDENSED DISPATCHES.

Notable Events of the Week Briefly and tersely told.

The Duke and Duchess of Cornwall and York reached Sydney. Secretary Root decided to give a hearing to the dismissed West Point cadets. "Major" Taylor, American colored cyclist, defeated Jacquelin, French champion. Lieutenant Governor Allen of Vermont was arrested on the charge of bank robbing.

The Pittsburgh "ripper bill" Quay's measure, was sustained by the Pennsylvania supreme court. Rev. S. B. Dexter of Chicago, who defied the army censure, was forced to resign from the Baptist Ministers' association.

Monday, May 27. Conroy, the property of Messrs. J. R. and F. P. Keene, won the Brooklyn 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 Republican national committee, arrived with Mrs. Heath on the St. Paul after an absence of two months abroad. The Cunard liner Lucania came into New York harbor 18 minutes ahead of the American line steamship St. Paul after an exciting race of 12 1/2 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. Turkish 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 Prevezan.

Eighty-eight thousand children took part in the May walk of Brooklyn Sunday schools. Friday, May 24. The volcano of Kilauea, Java, is again active. American jockeys won many races at Doncaster. 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 authorized by law. The reftersath approved the appropriation of 487,000,000 kroner for new railroads in Austria. Marthinus Wessels Pretorius, first president of the Dutch African Republic, died at Potchefstroom, 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 narrowly escaped being crushed in an elevator.

Washington postal authorities decided to allow 150 new clerks 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 threaten 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 follow.

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 robbers 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, of which \$20,000 was in gold. The robbery was the work of experts. There has been no clue to their identity discovered thus far. Officers from this point are making every effort to locate them, and the services 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 banquet 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 addition 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 said, 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 carried 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 Beers.

PRETORIA, May 28.—Advice received from Lord Kitchener announces that since May 20 the British columns report 63 Beers killed, 36 wounded, 267 taken prisoners and 83 surrendered.

Earthquake in Spain.

MADRID, May 25.—An earthquake has occurred at Motril, province of Granada. 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 4,530,051. This is an increase of 740,750 since the last enumeration.

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For Infants and Children.

The Kind You Have Always Bought Bears the Signature of *Dr. J. C. Fitch* In Use For Over Thirty Years **CASTORIA**

900 DROPS

Vegetable Preparation for Assimilating the Food and Regulating the Stomachs and Bowels of Infants & Children

Promotes Digestion, Cheerfulness and Rest. Contains neither Opium, Morphine nor Mineral. NOT NARCOTIC.

Recipe of Old Dr. SAMUEL FITCHER

Pumpkin Seed - 1 lb. -
Alicia Soap - 1 lb. -
Rockwell Salt - 1 lb. -
Alicia Seed - 1 lb. -
Peppermint - 1 lb. -
In Carbonate Soda - 1 lb. -
Hemp Seed - 1 lb. -
Cleansed Sugar - 1 lb. -
Waterproof Paper - 1 lb. -

A perfect Remedy for Constipation, Sour Stomach, Diarrhoea, Worms, Convulsions, Feverishness and LOSS OF SLEEP.

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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—No, 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?

He—Of course, darling, and I'm so glad to know that you are to come alone. I was a little afraid that your mother might be thrown in as a sort of handicap, you know.—Tit-Bits.

Woman of It.

Husband (at the opera)—Why didn't you bring your opera-glasses?

Wife—I did, but I can't use them.

Husband—What's wrong with them?

Wife—Nothing; but I forgot to wear my rings.—Chicago Daily News.

The shoemaker is a man of awl work.

CELEBY KING

NATURE'S CURE

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 Celeby King. One package cured me and made a new woman of me.—Mrs. Th. Kiehlhammer, Croton-on-Hudson, N. Y.

Celeby King cures Constipation and Nerve, Stomach, Liver and Kidney Diseases.

THE MARKETS.

BLOOMSBURG MARKETS.

CORRECTED WEEKLY.	RETAIL PRICES.
Eggs, per pound.....	\$ 22
Eggs, per dozen.....	14
Lard, per pound.....	11
Ham, per pound.....	13 1/2
Pork (whole), per pound.....	06
Beef (quarter), per pound.....	6 to 8
Wheat, per bushel.....	90
Oats, do.....	40
Rye, do.....	60
Wheat, per bushel.....	\$4 00 to 4 40
Hay, per ton.....	16 00
Potatoes, per bushel.....	75
Turnips, do.....	20
Onions, do.....	1 40
Sweet potatoes, per peck.....	35
Tallow, per pound.....	05
Shoulder, do.....	11
Side meat, do.....	09
Vinegar, per qt.....	05
Dried apples, per pound.....	05
Dried cherries, per pound.....	12
Raspberries, per pound.....	12
Corn hides, do.....	31
Steer do do.....	05
Calf skin.....	80
Sheep pelts.....	75
Shelled corn, per bushel.....	50
Corn meal, cwt.....	60
Bran, cwt.....	1 10
Chop, cwt.....	1 15
Middlings, cwt.....	1 10
Chickens, per pound, new.....	11
do do old.....	05
Turkeys, do.....	12
Geese, do.....	12
Ducks, do.....	08
COAL.	
Number 6, delivered.....	3 10
do 4 and 5, delivered.....	2 85
do 6, at yard.....	4 25
do 4 and 5, at yard.....	4 00

If ignorance is bliss 'tis folly to have bliss.

WANTED—TRUSTWORTHY MEN and women to travel and advertise for old established 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 Bldg., Chicago. 4-25-16

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