THE CENTRE DEMOCRAT, BELLEFONTE, PA., MAY 9, 1905.

THE GOVERNMENT **CAN FIX RATES**

Attorney General Moody Gives Opinion on Railroad Question.

POWER OF CONTROL DIVIDED

Washington, May 6 .- Attorney General Moody, in an opinion asked for by part is as follows:

late the operations of railroads, espe- to make the passage into the North Sea. cially in the respect of fixing rates for so far as it exists in the national gov- of Sunda, but finding them too well if any, are prescribed by the constitu- lacking the protection of fast cruisers tion.

"After great consideration, it was meeting torpedo boat attacks. settled in the group of cases commonly called the Granger cases, that there is a governmental power to regulate the operations of railroads acting as common carriers and, as a part of such regulation, to prescribe the maximum rates which they may charge in the future for the services which they shall render to those who resort to them, and that the power is vested in, and may be exercised by, the legislative branch of the government.

"Under the division of the governmental power made by the constitution of the United States, the authority to regulate the charges of railroads, so far as those charges are made for traffic which is exclusively within the states, resides in the legislatures of the states, and so far as they are made for other traffic, resides in congress. (Constitution of the United States, article 1, section 8, paragraph 3.) This division of power is fundamental, has been recognized in all the cases, and is illustrated clearly by both the majority and dissenting opinions in Wabash, St. Louis and Pacific Ry. Co. vs. Illinois (118 U. S., 557)."

Mr. Moody then refers to numerous decisions of state supreme courts and the United States supreme court, and says:

"The views which I have expressed may be stated briefly as follows:

"1. There is a governmental power to fix the maximum future charges of carriers by railroad, vested in the legislatures of the states with regard to transportation exclusively within the states. and vested in congress with regard to all other transportation.

"2. Although legislative power, properly speaking, can not be delegated, the

RUSSIAN WARSHIPS SIGHTED Four Torpedo Boat Destroyers Seen West of Hokkaido. Tokio, May 6 .- Four Russian tor- destroying much property and causing pedo boat destroyers were sighted west a loss of \$200,000.

of Hokkaido yesterday (Friday).

Rojestvensky to Meet Nebogatoff. St. Petersburg, May 6 .- Admiral Rojestvensky, according to a high naval White Houst to the International Railauthority, has sailed south to meet the way Congress on the afternoon of division of the Russian second Pacific May 12. squadron commanded by Admiral Neb-

ogatoff, which has passed Singapore. The admiralty has information that Senator Stephen B. Elkin, chairman of a Japanese division of fast cruisers and road ties. the inter-state commerce committee of | torpedo boat destroyers was sent south the senate, declares the government can for the purpose, if possible, of crippling dale, of Flint, Mich., who left her regulate the operations of railroads or destroying Nebogatoff's ships before \$400,000 estate to charity, have decided township decided and fix rates. Mr. Moody's decision in they could effect a junction with those to contest the will.

of Rojestvensky, and there is reason "Your letter, supplemented by oral to believe that the Japanese took up a communication, calls upon me to con- position in the Straits of Sunda, through sider the governmental power to regu- which Nebogatoff originally intended There is also reason to believe that transportation, by whom that power, Nebogatoff first approached the Straits friend, at Boone, Ia. ernment, may be exercised constitu- guarded put about and headed north tionally, and what limits to the power, for the Straits of Malacca, his division and being at a great disadvantage in

RIPPER BILLS ACTED ON

Governor Pennypacker Signs One and Vetoes Two Others.

Harrisburg, Pa., May 6 .-- Governor next month. Pennypacker signed one of the bills known as Philadelphia "Ripper," and vetoed the two companion bills. The Amalgamated Association of Iron. bill signed provides for the election by Steel and Tin Workers was held at city councils instead of appointment Detroit. by the mayor of the directors of public Washington, D. C., for embezzlement, works and public safety. The bills vetoed provided for the election of the directors of public supplies and public extradition. health and charities. The bill signed goes into effect the first Monday of April, 1907, when the next mayor takes synods, will be held at Winona Lake, office.

The governor comments on his action in a long opinion, in which he discusses his action on the three bills. He says that there can be no element of unconstitutionality in these bills as in the died. former "Ripper" bills, as the elements

are entirely antithetical, inasmuch as no one is ripped out of office, and, since the bill does not become effective before the first Monday in April, 1907, It gives an opportunity to the people through their representatives in the legislature to repeal the law.

He says that "the most thoughtful observers and those most familiar concede that it would be better for the administration of public affairs in Philadelphia if the power which is given by existing laws to the mayor could be in certain directions, at least, lessened."

ANNA VALENTINO MUST HANG

Jersey Pardon Board Won't Commute Sentence to Life Imprisonment.

Trenton, N. J., May 5 .- The board lawmaking body having enacted into of pardons refused to commute the death sentence of Mrs. Anna Valen tino, of Paterson, N. J., who was convicted of the murder of Rosa Silva. The murder was prompted by jealousy. The case has attracted attention because of the extraordinary efforts made to save the woman from the gallows. When the board met a Mrs. Coselli, of Paterson, presented a petition to the board, asking for Mrs. Valentino's sentence be commuted to life imprisonment. The petition was signed by several prominent men of Paterson and also by 11 members of the jury by which Mrs. Valentino had been convicted. After counsel for the woman had been heard the board made its decision, refusing to interfere. When the decision was announced Mrs. Valentino's counsel said that he would apply to the United States court for a writ of habeas corpus, on the ground that the woman did not

LEGAL ADVERTISEMENTS. A WEEK'S NEWS CONDENSED. NOTICE Monday, May 1. My wife, Mrs. Ancy B. Barr, having left my home without cause or provocation, all parties are hereby cautioned that I will not be respon-sible for any bills contracted by her, under these circumstances. Journ B. BARR, A tornado passed over Carlisle, Ill.,

Chief Wilkie, of the United States 14x23 secret service, is in San Francisco, running down counterfeiters of silver coin. NOTICE Mrs. Roosevelt will give a tea at the

White Houst to the International Rail-way Congress on the afternoon of May 12. The Pennsylvania Railroad company has planted 30,000 more locust trees near Mt. Joy, Pa., to grow for rail-road ties.

EXECUTOR'S NOTICE. Heirs of the late Mrs. Mary Stock-

Estate of MARY DONAVAN, late of Spring

400,000 estate to charity, have decided o contest the will. Tuesday, May 2. Secretary Taft has accepted an in-itation to visit Honolulu on his trip vitation to visit Honolulu on his trip to the Philippines. tlement. Secretary and Mrs. Shaw attended 17x23

the funeral of Rev. Dr. Harris, an old

The seventh annual session of the National Cigar Leaf Tobacco Association was held at Lancaster, Pa.

Hon. Craig Kent, former lieutenant governor of Virginia, and a member of the secession convention in 1860, died at Roanoke, Va., aged 76 years.

Wednesday, May 3.

The 30th annual convention of the

John Conray, who is wanted in

The transport Summer arrived at H. C. Quigley, Atty. Old Point Comfort, Va., with 1000 artillerymen to participate in the army and navy manoeuvres at Fort Monroe

NOTICE. DISSOLUTION OF PARTNERSHIP Notice is hereby given that the partnership lately subsisting between John W. Eby and E. Zimmerman, under the firm name of Eby & Zimmerman was dissolved on the 1st day of May A. D., 1905, by mutual consent. All debts owing to the said partnership are to be re-ceived by W. Harrison Walker, and all de-mands on the said partnership are to be pre-sented to him, as he is authorized to settle all debts to and by the Company. Bellefonte, Pa., JOHN W. EBY, May 1st, 1905. E. H. ZIMMERMAN.

May 1st, 1905. W. Harrison Walker, Atty. E. H. ZIMMERMAN. 17x-20

INFORMATION WANTED :

Certain patrons, through negligence, or for peculiar reasons known to themselves, remove from one locality to another, without notifying this office We are anxious to locate them so that they may receive their paper regularly and for other reasons, important to us. Any one who can furnish the present address of the following will confer a special favor. We give the former address:

GEO. A. MILLER, Aaronsburg. J. C. SPRANELE, Stormstown. IRA ATHES, Gardean, Pa. E. F. GARDNER, Howard, Pa. O. W. MARKS, Hannah, Pa. J.B. LUCAS, Beech Creek. WM. STAM, Bellefonte, Pa. HENRY T. INVIN. Cross Forks.

GEO A. BATHURST, Milesburg. Three men were burned to death JOHN IDDINGS, Milesburg, Pa.

Pa

at Lock Haven 2:10 p. m., Buffalo 7:35 p. m. VIA 1-OCK RAVES-BASTWARD
Leave Bellefonte 9:32 a. m. Week days, arrive at Lock Haven 10:30 a. m.; leave Williams-port 12:35 p. m., arrive at Harrisburg 3:20 p. m., Philadelphia 6:23 p. m.
Leave Bellefonte 1:25 p. m. week-days, arrive at Lock Haven 2:10 p. m.; leave Williams-port 2:55 p. m., arrive at Harrisburg 5:00 p. m., Philadelphia 7:32 p. m.
Leave Bellefonte 8:16 p. m. week-days, arrive at Lock Haven 9:15 p. m.; leave Williams-port 1:35 a. m., arrive at Harrisburg 4:15 a. m., Philadelphia 7:17(a. m. NELLIE ARMOR, Exr. Axemann, Pa. EXECUTORS' NOTICE. Estate of HENRY LYTLE, late of Halfmoon Estate of BERNEL Difference of the second se VIA LEWISBURG. Leave Bellefonte 6:40 a.m., week days, arrive at Lewisburg 9:05 a.m., Montandon 9:15 a.m., Harrisburg 11:30 a.m., Philadelphia 3.17 p.m. Leave WADE H LYTLE. Warriorsmark, Pa. FXECUTOR'S NOTICE. Letters Testamentary in the estate of Rosa Gatens, late of Benner Townskip, deceased, having been granted to the undersigned by the Register of Wills of Centre coulty, Pa., all persons indebted to said estate are hereby re-quested to make payment and all persons hav-ing claims or demands against said estate are requested to present and make the same known without delay, to Known without delay, to JOSErH M. BROCKERHOEF, Ex'r, Beliefonte, Pa.

> STATIONS. M A M 38 5 40 45 6 30 Montandon Lewisburg_____ Fair Ground. 55 F 28 Vicksburg. Mifflinburg Millmont

> > . m. s. m. Arr

WESTWARD

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JOHN F. JOHNSON, Rockford, I. MRS. ELSIE FOORMAN, Clearfield, Pa. J. P. LINGLE, Hinchman, Mich.

8.17 p. m. ave Bellefonte 2.00 p. m. week-days, arrive at Lewisburg 4.25 p. m., Montandon 4.35 p. m., Harrisburg 6.50 p. m., Philadelphia 10.47 p. m. 10.47 p. m. For full information time tables, &c., call on ticket agent, or address Thos. E. Watt, Pas senger Agent Western District, No. 360 Fifth Avenue, Pittsburg. LEWISBURG & TYRONE HAILBOAD. In effect May 24, 1903. VESTWARD 135; 100

Gatesburg, Pa.

TRANSFER OF BREWERS' LICENSE.

...Glen Iron..... Cherry Run.... Coburn..... Rising Springs.Centre Hall. 45 824 52 831 Gregg Linden Hall, Oak Hall, Lemont 56 835 Dale Summit .Pleasant Gap.Bellefonte... 4 23 9 30

BASTWAR.

8 (38)

RAILROAD SCHEDULE.

PENNSYLVANIA RAILEOAD. Schedule in effect November 27, 1904.

THE CENTRAL RAILBOAD OF PENNA

Time Table effective Nov. 28, 1904 READ DOWN READ UP						
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BELLEFONTE CENTRAL RAILROAD To take effect Oct. 17, 1904.

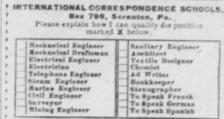
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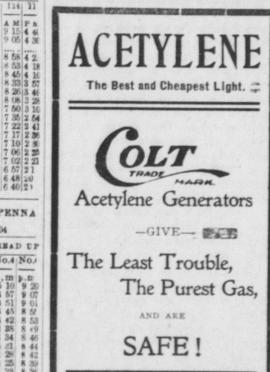


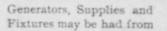
PAGE 3.





Name. St. & No. City______State_____





was arrested in London and held for The General Assembly of the Presbyterian Church, representing 38 state

Ind., May 18. Falling from a chair upon which she was standing in her home, Mrs. James Rodgers, aged 41 years, of Altoona, Pa, received injuries from which she

Thursday, May 4.

James Sutherland, Canadian minister of public works, died at Woodstock, Ont., after a long illness.

The next annual convention of the American Bankers' Association will be held at Washington in October. Edward J. Smith, a San Francisco

tax collector, who embezzled \$62,000 and disappeared, was arrested in St. Louis.

Miss Florence Payne, of Williamsport. Pa., is reported to have made \$80,000 in stocks through a tip she had from a New York broker.

Postmaster General Cortelyou was the principal speaker at the cornerstone laying of the Nazareth Hall Mil. itary Academy at Nazareth, Pa. Friday, May 5.

law the standard of charges which shall control, may intrust to an administrative body not exercising in the true sense judicial power the duty to fix rates in conformity with that standard.

"3. The rate-making power is not a judicial function and can not be conferred constitutionally upon the courts of the United States, either by way of original or appellate jurisdiction.

"4. The courts, however, have the power to investigate any rates or rates fixed by legislative authority and to determine whether they are such as would be confiscatory of the property of the carrier, and if they are judicially found to be confiscatory in their effect, to restrain their enforcement.

"5. Any law which attempts to deprive the courts of this power is unconstitutional.

"6. Any regulation of land transpor- have a fair trial. tation, however exercised, would seem to be so indirect in its effect upon the ports that it could not constitute a preference between the ports of different states within the meaning of article 1, section 9, paragraph 6 of the con- coated mountains with their slippery stitution.

rates determined by legislative author- lifted and the snow and rain, which ity are not within the prohibition of had fallen continuously for four days, article 1, section 9, paragraph 6 of the constitution, even though they result the sun, the president's party started in a varying charge per ton per mile out after the dogs, but though the hunt states."

SPEAR PLEADS GUILTY

Mrs. Chadwick's Dupe Sentenced to Seven Years' Imprisonment.

Cleveland, May 4 .--- A. B. Spear, cashier of the closed Citizens' Bank of proves to be a good day for the chase Oberlin, in the United States district court entered a plea of guilty to one arrival at Glenwood Springs may be count of the indictment charging him with making false entries in the bank's books.

District Attorney Sullivan recommended that all other indictments States protected cruiser St. Louis was against Spear, containing 15 counts, be nolled.

in the Ohia penitentiary.

To Succeed Senator O. H. Platt. Hartford, Conn., May 5 .- The caucus of the Republican members of the Connecticut general assembly nominated Congressman Frank D. Brandegee for United States senator, to succeed the late Orville H. Platt. The caucus was deadlocked nearly all night, Brandegee securing the nomination on the 37th ballot, over ex-Governor George H. McLean, his principal opponent.

Judge Rice Seriously III. Pittsburg, Pa., May 6 .-- Judge C. E. Rice, of the Pennsylvania superior court, is seriously ill in this city and his family has been summoned from Wilkesbarre, Pa. The nature of his illness is not known.

LAST DAY OF HUNT

President Started Out Early and Hopes to Get One More Bear.

Glenwood Springs, Col., May 6 .-- Icetrails could not keep President Roose-"7. Reasonable, just, and impartial velt under cover. Yesterday the clouds ceased. With the first appearance of to and from the ports of the different was continued until dark, it was unsuccessful. An early start was made today, and the president hopes to get one more bear. He has not been discouraged by the bad weather. His health has been excellent and the wild camp life is to his liking. If today the most will be made of it, and the delayed until tomorrow morning.

The St. Louis Launched.

Philadelphia, May 6 .- The United launched at the Neafle & Levy shipyards today. When the big warship Judge Taylor at once sentenced started to leave the ways she was Spear to seven years' imprisonment christened by Miss Gladys Bryant Smith, of St. Louis, who was attended in the ceremony by Miss Mary S. Wright and Miss Rebecca Van Lennep, of this city, as maids of honor.

Last Playmate of Lincoln Dead.

Evansville, Ind., May 5. - James Gentry, said to be the last surviving playmate of Abraham Lincoln, is dead at his home in Rockport, Ind. He was born in Spencer county, Indiana, in 1819. Gentry was 10 years younger than Abraham Lincoln, and in his boyhood days he was closely associated with the war president. Lincoln once worked for Gentry's father.

Two Soldiers Drowned While Bathing. Manila, May 5 .- First Lieutenants Juan A. Boyle and Charles L. Woodhouse, both of the Fourth Infantry, were drowned while sailing on Laguna Lake.

in a fire which destroyed the Fifth Avenue hotel at Duluth, Minn. Martin Rasmus was hanged at

Wilkesbarre, Pa., for the murder of Henry Ortwine, an aged German

The boiler of a B. & O. engine blew up near Youngstown, O., instantly killing the fireman and fatally injuring the engineer. The Pennsylvania State Council,

Order of United American Mechanics, will hold their convention next year at Chester, Pa.

Thomas A. Neal, clerk of the court of the First Judicial District of Oklahoma, is under arrest at Guthrie, charged with embezzling \$20,000. Saturday, May 6.

Cuba has signed a treaty of friendship and commerce with Great Britain. Captain Lewis L. Roney, adjutant of the 4th regiment, National Guard of Pennsylvania, died at Allentown of consumption.

The appearance of yellow fever on the Isthmus of Panama will result, it is feared, in delaying progress on the canal operations this summer.

Charged with being implicated in "graft" in connection with teachers' appointments, Joseph Bernstein, of the Shenandoah school board, has been held in bail for court at Pottsville, Pa. Isaac N. Perry, of Chicago, formerly president of the National Bank of America, was acquitted of the charge of setting fire to the Chicago Car and Locomotive company's plant at Hegewisch, Ill.

PRODUCE QUOTATIONS

The Latest Closing Prices In the Principal Markets.

Philadelphia—Fiour steady, roller, extras, \$3.90@4.10; Penna, roller, clear, \$4.10@4.30; city mills, fancy, \$5.40@5.60. Rye flour firm; per bar-rel, \$4.30. Wheat firm; No. 2 Penna, red, new, 94@95c. Corn steady; No. 2 yellow local, 54c. Oats steady; No. 2 white, clipped, 36½c.; lower grades, 35c. Hay steady; No. 1 timo-thy, large bales, \$14@15. Pork firm; f family, \$17. Beef steady; beef hams, \$23@24. Live poultry steady; hens, \$23@24. Live poultry steady; hens, 14½c.; old roosters, 10c. Dressed poul-try steady; choice fowls, 14½c. old try steady; choice fowls, 14½c. old Philadelphia-Flour steady; winter xtras. \$3.90@4.10; Penna. roller.

14½c.; old roosters, 10c. Dressed poultry steady; choice fowls, 14½c.; old roosters, 10c. Butter firm; creamery, 29c. per lb. Eggs steady; New York and Penna, 18½c. per dozen. Potatoes steady; per bushel, 35@38c. Baltimore—Wheat dull; No. 2 red, 93¾ @93%c; steamer No. 2 spot, 85¾ @83%c; southern, 74@94c. Corn firm; mixed spot, 51% @51¼c.; steamer mixed, 48¼ @48¼c.; southern, 48¼ @34½c.; No. 3, 35@35¼c.; No. 4, 34@34½c.; No. 3, 35@35¼c.; No. 4, 34% 34½c.; mixed, No. 2, 33½ @34c.; No. 2, 32½@33c.; No. 4, 31½@32c. Butter easier; creamery separator, extras, 27 @28c.; held, 23@24c.; prints, 28@29c.; Maryland and Penna, dairy prints, 24 @25c. Eggs steady; fancy Maryland, Penna, Virginia and West Virginia, 16½c.; southern, 15½c.

Live Stock Markets,

Union Stock Yards, Pittsburg-Cat-tle slow; choice, \$6@6.25; prime, \$5.75 @6. Hogs active; prime, heavy, me-dium and heavy Yorkers and light Yorkers, \$5.55@5.60; pigs, \$5.40@5.45; roughs, \$4.50@4.75. Sheep slow; prime wethers, \$4.85@5; common, \$2.50@3; spring hambs, \$7@10; veal calves, \$5 @5.50 per 100 lbs.

JOS H HUTTHAND Date H.C. WEAVER, Fort Wayne, Ind. AGNES TURNER, Milford, Ind. HARRY HOOVER, Pittsburg. E. J. FISHER, Bellefonte Pa. B. F. EDMUNDS, Windber, Pa. R. C. HOLMES, Galitzen, Pa. CALVIN R. SNYDER, Penn Hall, WM HOFFMAN, Aaronsburg. T. H. BRESSLEH, Nevada, Kansas. W. H. CLARK, Stormstown, (formerly Flemington Pa LAROT C. ELDRED, recently of Mackeyville.

ROBT. ROBISON, VIIAS, PA. W. W. RACHAU, Bellvue, Ohio. O. N. ROTER. Columbus, Ohio. MRS. CALVIN HALE, Summerhill, Pa. ROBERT ROBISON, VHAS. JOHN C KUNES, Blanchard, Pa. W. R. Essington, Salamanca, N. Y. HARRY FLORET. Altoona. JOHN W. BATHURST, Pittsburg, Pa. WM. HALL, Snow Shoe, Pa. CLIDE MCKINLEY, Tyrone, Pa. WALLACE STROUSE, Altoona. (Formerly of Spring Mills.)

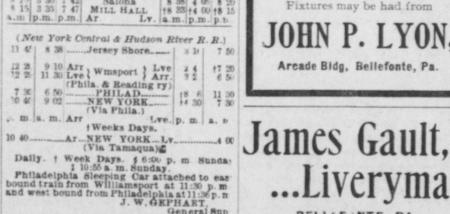
N. L. SWARM, Benson, Neb.



Brockerhoff House, Thursday, May 18,

All kinds of Smoked Meat, Pork Sansage, etc if you want a nice Juicy Steak go to PROFESSOR ANCEL.





General Sup

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| Mix | Mix

J. R. WOOP. Gen'l Pass Agt.

PHILIP BEEZER.

James Gault, ...Liveryman BELL FONTE, PA.

Stables at rear of Furst Building, near BASTWARD Parrish's drug store. Has opened up with an entirely new equipment ; excel-
 A.M.
 P.M.
 P.M.

 8.55, 2.255
 6.33

 8.40
 2.10
 6.14

 8.37
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 6.11

 8.35
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 6.05
 lent turnouts for all purposes. Rates will be found reasonable.

A Sha e of your Patronage is Solicited.

Albert Thompson, LIVERYMAN.

I wish to inform the public that I have withdrawn from the livery firm of Thompson & Bartley, at Brandt House, and have purchased the complete livery outfit of Samuel Brooks, at rear of Sheffer's Grocery, Pike Alley. Am prepared to supply the best equipment at reason-

able prices. ALBERT THOMPSON. Bellefonte, Pa. XIS

DR. J. JONES, VETERINARY SURGEON,

A graduate of the Universi-ty of London, has located at the PALACE LIVERY R STABLES, Bellefonte, Pa., where he will answer all

calls for work in his profession. Dr. lones served four years under State Veterinary Surgeon Pierson and has held several other important positions.

Calls by telephone will be answered promptly day or night.



THE ROSS SUPPLY CO., ANDERSON., IND. ORDER QUICK, BEFORE TOO LATE.