



POTTSVILLE IS A THIRD CLASS CITY, KUNKEL'S DECISION

Decision is of immense importance affecting towns of 10,000 throughout State

PROCEEDINGS BEGAN IN NOVEMBER

Proceedings Brought by Attorney General Bell on Petition of Voters

In a comprehensive opinion handed down to-day, President Judge Kunkel decided that Pottsville is lawfully entitled to be a third-class city of Pennsylvania, and that the mayor, the councilmen and other municipal officials were regularly elected as such and are legally entitled to hold their respective offices.

The Court's Conclusion

The sum of the whole matter seems to us to be this: The Legislature of 1907 intended to amend the act of April 19, 1905, in two particulars, (1) in respect to the origin of the order for the election, and (2) in respect to the manner of voting and the form of the ballots; and it accomplished this object by one enactment embracing both amendments, but by the two independent statutes of April 15 and May 3, 1907. It is true that this object was at first accomplished by the former statute, for it contained both amendments, but afterwards the amendment relating to the manner of voting was enacted by means of the latter statute in somewhat different form.

Council Recognized Election

It appears that he has said, it appears by the answer to the suggestion for the writ, that the borough council joined in the application to the Governor for the letters patent which were issued incorporating the borough into a city of the third class, with knowledge that the order submitting the question to the people had been issued on the petition of one hundred qualified electors of the Court of Quarter Sessions, and that the election had been held in pursuance thereof. Thus the borough council recognized the

Late News Bulletins

- ASKS U. S. TO INTERVENE: Madrid, Spain, April 11.—The Spanish foreign minister to-day asked Col. Joseph E. Willard, United States ambassador to Spain, to request the government at Washington to intervene in favor of the 1,000 Spanish subjects expelled from Torreon.
CLEARING HOUSE FOR PURE FOOD: Washington, April 11.—A clearing house for pure food and drug information collected by the federal and State governments has been established in the Department of Agriculture.
CARRANZA GOES TO NEW CAPITAL: Juarez, Mex., April 11.—General Venustiano Carranza, his military staff, members of his cabinet and a large number of clerks to-day went to Chihuahua, the new provisional capital.
RABBI'S REQUEST REFUSED: Ossining, N. Y., April 11.—Warden Clancy, of Sing Sing prison, received a telephone message this noon from Rabbi Goldstein, Jewish chaplain, of the New York Tombs, asking him to use his authority to postpone the execution of the four gunmen until Thursday, but no later, as Friday and Saturday were the most holy days in the Passover.
STILT KING AT EVERETT: Everett, April 11.—Harrisburg's stilt king, F. E. Wilvert, arrived here at 11:10 this morning.
"DAGO" FRANK ISSUES STATEMENT: Albany, April 11.—Superintendent John B. Riley, of the State Prison Department, returned from Sing Sing prison to-day bearing a statement from "Dago Frank" Croflet. He said it was not a confession, but he refused to reveal anything about its contents until he had placed it in the hands of the Governor.

HEARING MAY DELAY EXECUTION OF FOUR NEW YORK GUNMEN

Relatives and Friends Working to Save Quartet From Electric Chair

OBTAIN NEW AFFIDAVITS

Boy Who Delivered Mysterious Note to Judge Goff Halted in Court Room

New York April 11.—Counsel for the four gunmen doomed to die at Sing Sing Monday for the murder of Herman Rosenthal made a final plea for their clients before Supreme Court Justice John W. Goff to-day. The justice, who had presided at the trial, agreed last night to this eleventh-hour procedure on the representation of counsel that new evidence had been discovered tending to show that the prisoners were not the real murderers. District Attorney Whitman, rushing here from Chicago, appeared to oppose the motion for a new trial. The hearing was set for noon in the judge's chambers, but was transferred at the last moment to the Supreme Court proper. There was some delay in starting.

Hearing Interrupted

The proceedings were interrupted here when Judge Goff ordered a young man, who delivered a note to him before he could leave the courtroom. The man was placed on the witness stand. He said he was Gustave Beck and that he had come to the court to deliver a note to E. B. M. Browne a rabbi who has been working in the gunmen's behalf. The note had been handed to him in the hall of the courthouse, he explained. That was all he knew about it.

"Lefty Louie" Issues an Appeal to Governor

Ossining, N. Y., April 11.—A last appeal to Governor Glynn was issued late last night by "Lefty Louie," acting for all the gunmen, who are to die next week. It contained 1,000 words and was mainly devoted to an attempt to discredit the testimony of Luban, Shapiro and others. It was addressed to the Governor "as the only human one who has the power now to listen to our last plea."

THE EASTER DAY WILL BE ONE LARGE WET ONE, FORECASTER'S MOAN TODAY



That the Easter spirit is abroad can be seen by the snapshots taken by a Telegraph photographer this morning. Carloads of flowers arrived in Harrisburg this week and the etchings show whether or not the blooms are being sold.



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TENER WILL FIND OUT THE ASSETS OF KEYSTONE STATE

Commissioners Selected to Appraise the Property Owned by the Commonwealth

In line with his policy of giving the State of Pennsylvania a business administration, Governor John K. Tener has directed that an inventory of the assets of the Commonwealth of Pennsylvania be made by a commission to be appointed by the Legislature. The commission will be able to tell the lawmakers just what the State is worth. As far as known no inventory of the possessions of the Commonwealth has ever been made, and several times in the course of his administration, during which the State's sinking fund went ahead of the outstanding debt, the Governor has tried to ascertain where and what they are worth to-day.

Why not give some man out of work a job putting the lawn or backyard in order. A line or two on the Want Ad. page of the Telegraph will bring the out-of-work man to your door. DO IT NOW.

The Easter Promise

Upon the pain of earth's despairing hour When sin exulted over pomp and power God laid His hand. The radiant Easter dawn Beheld a promise kept, a life re-born.

MAY FORCE WARSHIPS OF U. S. TO PAY TOLLS

Washington, D. C., April 11.—Senator O'Gorman was permitted by State Department officials to see correspondence and other documents relating to the consent given by Great Britain to the United States granting Colombia free passage through the Panama Canal for Colombian government vessels. In this event, Colombian ships will enjoy, with the sanction of Great Britain, a privilege which the United States is deprived of. That is, Colombian ships of war will have free passage through the canal, while American warships, so far as anything Great Britain has said on the question, will be required to pay tolls.

SEARCH FOR MURDERER: Ebensburg, Pa., April 11.—Angelo Grinetti, a prosperous Italian, was shot three times and instantly killed to-day while quarreling with his best friend, Joe Ferro, over money matters. The entire county detective force and a squad of the State Constabulary are searching the mountains for Ferro.

DEMOCRATS' BIG MACHINE FORGED ON THE DEFENSIVE

Fat Frying Scandals Make an Unhappy Eastertide For the Reorganizers

The biggest Democratic machine known in recent State history, backed by the Wilson national administration and supported by men of wealth and ambition, is on the defensive in a factional fight and the charge is openly made that the neutrality which is supposed to hedge about the official doings of a State committee has been torn to shreds. Charges that postmasters were forced to contribute to the collector of the State committee and that free transportation is being furnished to members of the State committee to attend next week's meeting have been made openly, while action on the Harrisburg municipal labor wage ordinance has been discussed with a freedom never before experienced by the Harrisburg candidate.

WOMEN WILL BE PERMITTED TO MARCH IN BIG PARADE: Washington, D. C., April 11.—Women government employees may participate here May 9 as individuals if they so desire without fear of violating the civil service regulations. This, in effect, is the substance of a letter from Attorney General McReynolds to Mrs. William Kent, wife of the California representative made public to-day. A thousand or more women government employees wished to march in the parade, but feared they would not be permitted to do so.

Weather Prophets Declare if It Rains Tomorrow It Will Do So For Six Consecutive Sundays

JOINT EFFORT FROM TEXAS AND CANADA

When the Two Storms Meet That's When the Pot Will Be Overturned on Crepe de Chined Feminity

Rain on Easter

The wind is chill, the skies are gray. The rain comes pouring down; Oh, where's the gorgeous spring display. The hat and Easter gown. In all the town? She will rain to-morrow. The day will be one large wet one. Also somewhat chilly. With a refractor of fairs, instead of fringing. The deliciously delicious deceptions of the style artists—the creations in terra cotta, magenta and those other colors recently found in the ruins of Pompeii, will have to be set back in the closet with the house dog on guard. Also the new Easter bonnet must be laid away, with a duly and carefully worded notice upon it setting forth that it is a hat—just a mistake it for a fire breaking out in a dark corner of the closet, and send in an alarm.

The Rain All Over East

But, if there's comfort in shared misery, Harrisburg may take heart; for the wetness won't be confined to this segment of the U. S. A. It will be rainy all over the East, according to Washington weather bureau dope. Of course this forecast, and the one issued to-day by Forecaster Demail contains a highly interesting little word "probable." So if it's fair to-morrow, nobody will cast reflections on the weather bureau except the sun. However, the probable probabilities are for fine, Washington says: "Unless some freak of nature sets the best predictions of the weather bureau awry, there will be rains and snows in the northern portion of the East and rains over the southern districts."

King Gustav Continues to Improve in Hospital

Stockholm, Sweden, April 11.—Further progress toward convalescence was announced in the surgeon's bulletin regarding the condition of King Gustav of Sweden, issued to-day from the Sophia Hospital, where His Majesty was operated on for ulceration of the stomach on Thursday. The bulletin says: "His Majesty passed a quiet night and enjoyed a good sleep. The pain he was suffering has diminished considerably and his condition gives reason to hope there will be no setback to His Majesty's recovery."

LEGISLATURE TO CONVENE

Albany, N. Y., April 11.—A special session of Legislature to convene on May 4, will be called soon by Governor Glynn. The special session was necessitated by the failure of the Legislature to pass the annual appropriation bills at the regular session which recently adjourned.

HUERTA APOLOGIZES FOR THE ARREST OF AMERICAN MARINES

Rear Admiral Mayo Demanded That Mexicans Salute the Red, White and Blue

FIGHTING AT SAN PEDRO

Bryan Has Not Received Reply to Note Addressed to General Carranza

Washington, April 11.—Official report of the arrest and subsequent release of American marines at Tampico, was received to-day by Secretary Daniels, who forwarded it to President Wilson at White Sulphur Springs, W. Va. Rear Admiral Mayo reported that after the marines were released upon his demand, he gave the Huerta commander twenty-four hours to salute the American colors as an apology. The time expired at 6 o'clock last night. The report received to-day did not say whether the demand had been complied with, but Secretary Daniels interpreted press dispatches saying the Mexican commander had apologized as meaning he had complied with Admiral Mayo's demand. Later Charge G'Shaughnessy reported General Huerta's apology for the arrest and detention of the marines and forwarded a copy of a statement issued by Huerta.

Consulate Properties

Despite the State Department's renewed protest against wholesale expropriation of Spaniards from Mexico, Consul Hamm reported to-day that General Villa had reiterated his order that all Spaniards must leave the section under his control. He also reports confiscation of some Spanish properties. No reply has been received to Secretary's Bryan's communication to Carranza, demanding that all cases of expulsion be considered on their individual merits. Consul Hamm reports heavy fighting at San Pedro but did not indicate the results. Latest official advices were summarized in this statement: "Chaotic conditions at Torreon are reported to the State Department but the commander-in-chief of the forces occupying the district has promised that all foreign property shall be protected. It is indeed, however, that all Spaniards must leave the section under his control and confiscations of the abandoned property have occurred."

THE WEATHER

For Harrisburg and vicinity: Unsettled weather to-night and Sunday; probably rain; colder Sunday. For Eastern Pennsylvania: Unsettled to-night and Sunday; probably rain; colder Sunday; a north wind; cooler Sunday; fresh westerly breezes. River: The Susquehanna river and all its tributaries will fall to-night and probably Sunday. General Conditions: A disturbance of great north of the Great Lakes and another over the Southwest. Three areas of high pressure above the strength appear this morning, one central along the Middle Atlantic States, another over Missouri Valley and a third off the Oregon coast. Temperature: 8 a. m., 40. Sun: Rises, 5:35 a. m.; sets, 6:30 p. m. River: Rises, 8:25 p. m. Water mark: 10.9 feet above low water mark. Yesterday's Weather: Highest temperature, 52. Lowest temperature, 30. Mean temperature, 41. Normal temperature, 48.

MARRIAGE LICENSES

John H. Houseman, city, and Francis Ruth Neagle, city, and Leon Crossedale Preston and Velma K. Bogdorff, city. Darin J. Weist, Gratz, and Ida Witmer, Pillow. Daniel Raymond Einsel and Elsie M. Lyter, Reading. Forrest Levi Shaw and Margaret Clouser, Halifax. Charles Alton Ackerman and Nellie Naomi Gilbert, Middletown. Henry L. Miller and Elura S. Weaver, York.

Gladstone and Advertising

Gladstone once defined advertising as the marvelous power of constant reiteration. That happy phrase offers an explanation of the wonderful power of the newspaper as a business-builder. The power of reiteration is that every day to-day is possessed by the newspaper alone among advertising media. The newspaper enters the home as a friend every day. It is read by every member of the family. It is possible for a business to have its name and its appeal before the people all the time. They grow to know it. Whenever they have a want to be supplied they turn to the needed article which they have known through newspaper advertising as naturally as they would turn to an old friend. The Bureau of Advertising, American Newspaper Publishers Association, World Building, New York, wants to help general advertisers to use newspaper advertising to better advantage. Correspondence is solicited. Booklet on request.