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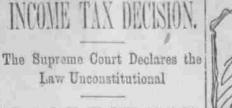
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BY A VOTE OF FIVE TO FOUR.

Justices Havian, Brown, Jackson and White Present Dissenting Opinions in Which the Danger of Overriding Congress Is Pointed Out.

WASHINGTON, May 91 -- The income tax law, which has received so large a share of the public attention since the beginning of the first regular session of the Fifty third congress, is a thing of the past. After being twice heard in the United States supreme court, it was finally decided by that court to be invalid and unconstitu tional. There were four dissenting opin ions delivered in these cases, one each by Justices Harlan, White, Brown and Jack son, showing that the court had stood five to four against the law. Inasmuch as one of these dissenting

opinions was handed down by Justice Jackson, and as he was absent at the first earing, when the court divided evenly of the question of sustaining the law on al points except those as to the tax on in comes from rents and bonds, it follows that one of the members of the court who at first pronounced for the law, except on those two points, changed his attitude after the second argument. There is very little question that Justice Shiras is the member who revised his views of the law He, however, made no announcement either yesterday of when the first opinion was delivered as to his position.

While the opinion of the chief justice was largely a review of the general aspects of the questions involved, he based the opinion of the court on the argument that he provisions of the law regarding the tax upon rents and bonds were so essen-tial a factor of it as to render all other parts of it dependent upon them, and that in accordance with the well known rule of law bearing on this question, the law as a whole must be declared invalid. The opinion of the chief justice, while

receiving the respectful and careful con-sideration of his auditors, was not the subject of such general remark as were the opinions of Justices Harlan and White, which were conched in language so vigor ous, and even so emphatic in their arraignment of the majority, as to cause very general comment. Both justices indicated their belief that the ruling opinion was revolutionary, and intimated that serious consequences might ensue. Justice Harlan suggested the necessity for amending the constitution in view of the opinion.

The opinion of the court and the position of each of its members has been so ac eurately forecasted that no surprise was expressed in any quarter at the announce ments made either by the chief justice or the dissenting justices. The unexpected event of the day was in the appearance of Justice Jackson. He had announced after casting his vote last Saturday week that he would return on the following Monday to his home in Tennessee, but it appears that instead he went to Philadelphia to consult a specialist on internal diseases He left the bench immediately after de livering his opinion yesterday, and it is understood will now proceed south. He delivered his opinion from notes.

The differing opinions, if given in full, would occupy a space of four columns. From these voluminous opinions we quote the following:

Chief Justice Fuller: "The constitution divided federal taxation into two great insses, the class of duties, imposts excises, and prescribed two rules which qualified the grant of power to each class. The power to lay direct taxes apportioned among the several states in proportion to their representation in the popular branch of congress, a representation based on population as ascertained by the census, was plenary and absolute; but to lay a direct ax was forbidden. The power to lay duties, imposts and excises was subject to the qualification that the imposition must uniform throughout the United States. Justice Harlan; "This decision may well excite the gravest apprehensions. It strikes at the very foundation of national authority, in that it denies to the general government a power which is, or may, at some time, in a great emergency, such as that of war, become vital to the existence and preservation of the Union. The prac-tical, if not the direct effect of the decision, is to give to curtain kinds of property position of favoritism and advantage th is inconsistent with the fundamental pr ciples of our social organization and to vest them with power and influence east may be perilous to that portion of the American people upon whom rests the inge part of the burdens of the owern ment, and who ought not to be subjected to the dominion of aggregated worth any more than the property of the country about be at the mercy of the Latles." Justice Jackson: "The decision of the court ignores or violates the well estab-lished rule of construction shat an act passed by a co-ordinate brase how well estab-lished rule of construction shat an act passed by a co-ordinate brase how the first invor; it takes from congress its rightful power of fixing the rate of taxation, and substitutes a rule incan ble of application without priducing the most wanton in-requality and injustics." Considered in all its bearings this docurrent, at the constitu-tional power of courses." Justice Brown : "It is never a light thing to set made the deliborate will of the logatatize, and in any opinion its should vest them with power and influence legislature, and in my opinion it should never be done, except upon the cleares proof of its could a with the fundamenta law. Respect for the constitution will not be inspired hy a narrow and technica construction which shall limit the neces sary powers of congress. Did the revers of these cases in colve merciy the strikiu, down of the inequirable features of this law, or even the whole law for its want of uniformity, the consequences would bleas serious, but as its implies a declara tion that every income tax must be into scentling to the rife of apparticulated the decision involves nothing less than surrender of the taxing power of the monayed class Justice White: "The injustice of the Justice White: "The injustice of the conclusion points to the error of adopting it. It takes invested wealth and reads it into the constitution as a favored and pro-tected class of property, whilst it leaves the occupation of the minister, the doctor, the professor, the heavyer, the inventor, the author, the merchant and all the various former to which the forms of homen activity upon which the prosperity of a people must depend subject to taxation without apportionment. A rule which staltifies the constitution by making it an instrament for so grievous a wrong should not be adopted."



Saved from St. Vitus Dance.

"Our daughter, Blanche, now fi teen years of age, had been terribly afflicted with nervousness, and had tost the entire use of her right arm. We feared St. Vitus dance, and tried the best physicians, with no benefit. She has taken three bottles of Dr. Milles' Nervine and has gained 31 pounds. Her nervousness and symp-toms of St. Vitus dance are entirely gone, she attends school regularly, and has recovered complete use of and has recovered complete use of her arm, her appetite is splendid." MES. R. R. BULLOCK, Brighton, N. Y.

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IT IS WAR TO THE KNEE Coneral Assembly Insists on Control of Seminaries.

WILL APPEAL TO LEGISLATURES.

The General Assembly Has No Wish to Interfore with the Powers of Trustees, but Should be a Court of Final Adjudication In All Controversies.

PITTSBURG, May 21 .- Yesterday afternoon, by a vote of 432 to 98, the Presby-terian General Assembly decided to con-tinue the rawrine, t which is intended to give the ass tably absolute control over its theological seminaries. The resoluons and rescamendations, which were dopted by o' erwhelming majorities, were

First-That it is the sense of this as sembly that the assembly of 1894 did not Intend to prepare the way for any change in the tenure or management of the prop erty of the seminaries, or to do anything which can affect the autonomy of the seminaries, and that the said recommenda-tions were intended to have the meaning ffect as regited in this committee's report. This assembly, in reaffirming th resolution of the assembly of 1894, does s with the avowed purpose of leaving the tenure and kiele to all property of the seminaries exactly where they are now in the hands of the various boards o rustees. And with the further purpose of ecuring the veto power to the assembly is an effective force by charter provision. and of safeguarding, by charter declara-tion, the trusts held and to be held by boards of trustees against perversion of

misuse Second-That this assembly reaffirms the action of the assembly of 1804, and in view of the progress made and the importance of the interests involved, declared that in its judgment the effort should be ontinued to secure the adoption, in sub stance, of the assembly's plan by all the

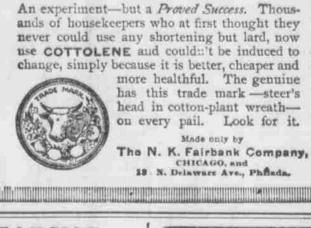
eminarles. Third-That a committee be appointed to have further charge of this matter and to make report to the next general assembly.

L10, 525, 7.30, 8. m., 15,98 255, 550 p. m. Sun lay, 210, 8. 20.
For Willamenert Sunbury and Levelsburg, seek days, 125, 1130 a. m. L00 7 20 p. m. Sunday, 325 a.m.
For Maianuy Plane week days 210, 325 5.55, 7.30, 1130 a.m., 1255, 15, 255 5.55 7.20 3.15 p. m. Sunday, 325 a.m.
For Ashianuy Plane week days 210, 325 5.55, 7.30, 1130 a.m., 1255, 15, 255 5.55 7.20 3.15 p. m.
For Maianuy Plane week days 210, 325 5.55, 7.30, 1130 a.m., 1257, 120 3.15 p. m.
For Baltimore Washington and the West via B & O, R R through trains' Lave Reading Terminal, Phila+"lable P & X & H R at 320 7.55 1126 a.m., 346 7.37 p. m. Additional train from 244 wat Cheatul streets station veek days, 145 5.41, 5.21 p. m. Sunday, 1.35, 813 p. m. Fourth-That the committee is in structed in the prosecution of its work and in its report to the next assembly to give ull consideration, to No. 9 of the concur ent decorations of the reunion compact of 870, in its relation to these seminarles now under synodical and Presbyterian ontrol.

The following recommendations were lso adopted with regard to Princeton seminary: "While respecting the judg-ment of the boards, and not prepared to say that it is incorrect, the assembly is of the opinion that in order to put the matter beyond all possible question it would be well for the boards to do what they express their willingness to do, viz: To endeavor to secure such action as will insure to the General Assembly the right to be epresented in the courts and to enforce is proper control over the seminary and ts property."

With regard to Western Theological seminary in Aliegheny, Pa., it was recom-mended that the directors be requested to ecure the necessary legislation to enabl the general assembly to carry out the principles set forth in the action of the as embly of 1894. The action with regard o the seminary at Danville, Ky., was the ecommendation that the board of directors be requested to secure such legislation not imperilling their charter, as will insure the general assembly the right to b epresented in the courts and to enforce ts proper supervision over the seminary

PENNSYLVANIA RAILRUAL somurterit division. APRIL 2, 1865. Trains will leave Shensandean attar the abov as for Wicgan's, Gilberios, Prackville, No-lastie, St. Cair Poturille, Hamburg, Nesdier Joitetown, Phonisville, Northbown and Ph delphia Broad street station) at 50.8 a.d 11.4 .m and 415 p. m. on week days for Potu-rille and intermediate stations with a. m. STINDAYS. In its property." The final resolution was couched in hese words: "In regard to the seminaries which have simply answered that action is not expedient, or the proposed amendents would be of doubtful validity, or the way is not clear to act, as at present nformed, no opinion is expressed in as formed, no opinion is assigned ne such as these seminaries assigned ne



COTTOLENE

It is not

RAILROAD SYSTEM

IN RFFEOT MAY 12, 1895.

TRAINS FOR SHENANDOAH

Leave New York via Philadelphia week days, 00 a. m., 1 30 4 00, 7.80 p. m., 12.15 hight. Sun-av. 6 00 p. n.

m.
 T. Sere Mebanov P sue week days 240,400, 380,007,1109 ... m 19.58,200 5.200 5.2017 58,10100 g.m. Sumar, 2.40 400 m.m.
 I eave Williamport, week days 7 42, 1010 a m 3.351116 p.m. Sun ay, 11.50 p.m.

ATLANTIC CITY DIVISION.



IN REFECT MARCH 21, 1895.

Passenger trains leave Scenardon for Pena lavan Junction, Mauch Churk, Lehighton, intington Wite Hell, Calesauqua, Allen own, Bethietem, Easton and Weatherly 6.04, .28, 4.15 a.m., 12, 42, 257, 527 p. m. For New York and Philadeinhio, d.04, 7, 39, 9, 16 . m., 12 + . 257 p. m. For Quakake Switch-set, Gerhards and Hudsoncals, 9, 15 a.m., ad 357 p. m.

m., 124, 257 p.m., For Quasans, States, and 257 p.m., For Wilk's Barre White Haven, Pituston, Lassyville, Towanda, Styre, Waverly and El-mins, 608, 815 a.m., 757, 5.27 p.m., For Researcher, Bafraio, Viagara Falls and the West 915 a.m., 257, 5.27 p.m., F.R. Belvidere, Delaware Water Gap and Stroughourg, 604 a.m., 527 p.m., For L. moertville as d Trenton, 945 a.m., For Tunkhannock, 614, 945 a.m., 257, 5.37 P. m.

. m. For Itkaca and Geneva, 6.04, 9.15 a. m., 5.27

For Hasca and Geneva, 6.04, 9.15 a. m., 5.27
p. m.
For Auburn 9 15 a. m. 5.27 p. m.
For Jeanswille. Levision and Beaver Mend w. 7.28 a. m. 12.45 p. m.
For Stockton and Lumber Yard 6.04, 7.38
9.15 a. m., 12.45, 257, 527, 858 p. m.
For Stockton and Lumber Yard 6.04, 7.38
9.15 a. m., 12.45, 257, 527, 852 p. m.
For Stockton 4.04 2.15 a. m., 12.45, 2.57, 527 p. m.
For Strakebrook. Jeddo. Drifton and Free-iand, 6.04, 7.38, 9.15 a. m., 12.45, 2.57, 5.27 p. m.
For Haslebrook. Jeddo. Drifton and Free-iand, 6.04, 7.38, 9.15 a. m., 12.45, 2.57, 5.27 p. m.
For Ashiand, Grardville and Lost Creek, 440, 615, 7.39, 9.15, 10.20 a. m., 12.25, 1.40, 4.16
655, 822 p. m.
For asen Run. Centralia, Mount Carbail and Shamokin, 9.13, 11 14 a. m. 1 32, 4 20, 8 22, 9.15 p. m.

500 a.m., 1.30 400, 7.30 p. m., 12.15 night. Sundary, 600 p. m.
Leave New York vis Mauch Chunk week days, 130 910a m. 140, 430 p. m.
Leave Philadaloi M., Reading Terminal, week days 420 825, 10.00 n. m. m. and 400 0.2 11150 m. No day 1130 m.
ea Revi g. week days 135 710 10 (6,1155 a.m. 200 617, 557 p. n. Sin ay 1.357 740 a.m. 1230 612 a.m. Star 200 a.m. 126 n. 33 a.m. 126 a.m. 32 a.m. 126 a.m. 31 200 a.m. 120 7.15 9.25 r.m. Sundary 335 8 560, 1133 a.m. 120 7.15 9.25 r.m. Sundary 3.15 8 560, 1133 a.m. 120 7.15 9.25 r.m. Sundary 3.15 8 560, 1133 a.m. 120 7.15 9.25 r.m. Sundary 3.15 8 560, 1133 a.m. 120 7.15 9.25 r.m. Sundary 3.35 8 560, 1133 a.m. 120 7.15 9.25 r.m. Sundary 3.35 a.m. 126 a.m. 3. Leave Matanov City wiek days 5 45, 921 1147 a.m., 1.51, 7.09 9.54 p. m. sunday, 345 a.m.

and Shamokia, 9 5, 11 4 a.u. (1996) 9 15 p.m. For Yatesville, Park Place, Mahanoy City and Delano, 5 30, 6 04, 7 33, 9 15, 11 05 a.m., 12 45, 257, 5 37, 8 08, 9 25, 10 39 p.m. Trains will lea e Sharokia at 5 15, 8 15, 11 45 a.m., 1 55, 4 30, 9 39 p.m., and arrive at Shan-andoah at 6 04, 9 15 a.m., 12 43, 2 57, 5 27, 11 15 p.m.

andoah at 6 04, 9 15 a m , 12 45, 2 57, 5 27, 11 13 p. m. Leave Shenandoah for Pottsville, 6 04, 7 39, 9 05, 9 15, 11 (5, 11 30 a m), 12 13, 2 57, 4 10, 5 27, 8 05 p m. Leave Pottsville for Shenandoah, 6 00, 7 40, 9 05, 10 15, 11 40 a, m., 12 32, 3 00, 4 40, 5 20, 7 15, 7 55, 5 40 p, m. Leave Shenandoah for Herzieton, 6 04, 7 38, 9 15 a, m., 12 43, 257, 5 27, 808, m Leave Hazieton for Sociandoah, 7 35, 10 05, 11 06 a, m., 12 15, 2 38, 3 30, 7 25, 7 16 p, m.

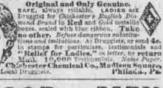
SUNDAY TRAINS.

ATLANTIC CITY DIVISION. Leave Philadelphia, Chestnut Street Wharf and South Street Wharf for Atlantic Ci Steel: Days. Extrems 3400 s. m. 2400 (Sat-urdays only 300, 400, 500 p. m. Accommode-lean 8,00 s. m. 505 p. m. Sunday.-Sxpress 0.00, 3000 s. m. Accom-modation, 8:00 s. m. and 4.30 p. m. Returning, leave Atlantic City, depot corner Atlantic and Arhaness avenues. Week-Days.-Express, 730, 9:00 s. m. and 4:00 a d 5:30 p. m. Accommodation, 8.15 s. m., and 4:32 p. m. Sunda --i2x ress 4:00, 515, 8:00 p. m. Ac-contro dation, 7.15a, m., and 4:15 p. m. Patior care on all express taxing C G HANCOCK "see Pass Agt. Philadelphia, Pa I. A. SWEIGABD, Geu. Sup. Trains leave for Raven Run, Centralia, Ma. Carmel and Sham w.m. 645 s m., 246 p m., and arrive at Shamoain at 749 a. m, and 349

and arrive at Shamoain at 740 a. m, and 345 p.m. Trains leave Shamokin for Shenandoah at 755 a.m., and 130 p.m., and arrive at Shenau-don at 849 a.m., and 4 strive at Shenau-don at 849 a.m., and 4. M. M. M. M. M. M. Trains cave for Ash and, Girardville and Lost Ures 940 a.m., 123 p.m. For Harleton, Black Creek Junction, Pera Haves Junction, Mauch Chunk, Allentwan, Bothelstein, Essten and New York, 8 Fa. in., 12 30, 255 p.m. For Philadelphia, 12 30, 255 p.m. For Yateaville, Park Place, Mataney City and Delano, 849, 1135 a.m., 1230, 255 452, 638 p.m.

m. Leave Harleton for Shenandoah, 820, 1130 m. 105,5 %) p. τα. Leave Shenaidoah for Pottsville, 555, 848, 22...m., 240 p. m. Leave Pottsville for Sbenandoah, 830, 1040 m. 135,5 15 a.m.

Leave Poitsvi is for Scenarson and Article Poitsvi is for Scenarson and Article Points, 185, 515 p. m. ROI LIN H. WILHI'P, Gen'l Supt., Scuth Bethiehem, Pa, CHAS, S. LEE, Gen'l P. 88, Agt, "Filadriphia, A. W. NONNEMACHER, Asst. G. P. A., "outh Bethiehem, Pa



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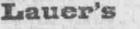
Thirty ve rs' continuous practice in all point diseates of both series. Dr. Loot paralle de lo permanente entre de la case of Ostablezza "resers of Yoath addis enses of the Biboad Nerves Sill, Rindeys, and General, of logal Debil ty a ising from imponence, fixcases or Abuse and restor-ie-al B and Victor to the unit finance. be stall in most Victor to the out rinned Thirty years continuous practice as a spec-latist in this of as of theoases is a uncleant of this patients. Consultation and examinations in eand stready confidential. Office bours chily and unday, from 0.4 M to 1.9. M., and 6 to 9 evenings. Call or send for tree boot on Errors of Youth and obscure d seases of body series.

If your clothler doesn't keep Hammerslough : Bros Swell, Reliable, New York -CLOTHING Make him get it. Their onicorated \$15.00 Melton Overcoat Wears like steel and is sold by every promi-nen clousler in the state. Note gobuine with out Hammerslotch from tabel. ANSY PILLS SAFE AND BURE, SEND 40. FOR WOMAN'S BAFE When in POTTSVILLE, Stop at

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Meals at all hours. Ladies' dining room attached. Finest wines, Honors, clgars.

Lager and



embly cannot, therefore, make any sug-estions to these seminaries, beyond an arnest request that they reconsider their action, since the adoption, substantially, of the assembly's plan, by all the semi naries, will give assurance to every donor. and to all our members, that these institu tions are amply secured to the Presbyterian hureh."

Their great success promises to em holden the conservatives for drastic measures against the students of Union seminary. The vote was a declaration of war to the knife, and the only end will be surrender or secession.

No Extra Session Anticipated.

WASHINGTON, May 21.-Commissioner Miller, of the internal revenue bursau, sent a telegram to income tax collectors to stop all work in connection therewith. In his ppinion fully \$25,000,000 or \$40,000,000 would have been collected during the first year from incomes had the entire law been sustained by practically a unanimous court, and even after it had been shorn of the rent provision at least \$15,000,000 and probably \$20,000,000, he estimated, would have been collected. These who paid their tax will have their money refunded. The work already done will cost the govern-ment \$100,000. It is not thought the decision will necessitate an extra session of congress, except some unlooked for contingency arises.

Important to Iron Hall Cialmants. ISDIASAFOLIS, May 21-An order of large importance to the Iron Hall claim-ants all over the country has been issued Judge MeMasters, of the superior court. Upon the application of Receiver Falley, the court directed that June 10 he fixed as the floal date on or before which all branches of the order must complete their accountings with the receiver have, and all claims for allowances must be filed under penalty of branches or individuals failing to comply with the order being shut out rom all future benefits arising from the poyment of the final dividend.

Fought Twen'y-five Rounds to a Draw.

BOSTON, May 21.-More than 2.000 per ions witnessed a stubbornly fought twen ty five round contest at the Suffolk Ath letic club last night between Dick O Brien from Lewiston, and "Kid" McCoy, of Bos ton, which, according to the rules of the fight, was declared a draw by Referen William, Daly, Jr., at the end of the twenty-fifth round.

The Case of Dr. Buchanan. ALBANY, May 21 .- The court of appeals SNEUDEN S LIVELIN Pear Alley, Rear Coffee House. The best rigs in town. Horses taken to board. Hauling promptly attended to.

rills and intermediate stations 2:16 a.m. SUNDAYS.
 For Wiggan's, Gilberton, Frachvills, No-marile, St. Uhl, Potaville at 6:08, v.w.a. ond 8:10 p.m. For Hamburg, Reading Pote-own, Phonizville, Norfiscown, Philadaphi 4:00, vr.0 a.m. 3:10 p.m.
 Trainslave Frackrille for Sherandozh a tendays, H:15 a.m. and 5:00 p.m.
 Leave Potaville for Sherandozh at 15:00 trainslave frackrille for Sherandozh a tendays, H:15 a.m. and 5:00 p.m.
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 For New York, Express, weektdays, 3:00

FOR NEW YORK. For New York, Express, week-d-ys. 3.24 4 05 46: 515, 650,738, 820, 9.0, 10.30 (dnim car), 11 00 11 14 a m, 12 noon, 12 44 (L1 wite) 121 and 422 pro Dividing ("ars), 1 40, 233 (Dir freg ar) 550, 400, 50, 556 (Dirang Car, 80% 65% 812, 10 pro, 12 01 night, Fendays, 3.27 4 05, 450, 515, 512, 955, 10 30, (d'ning car, 11 % a m, 12 44, 239 (dni) g car), 4.69 (L1 mile) 4422 5 20, 550 (ulming car) 6.35, 656, 812, 10 pr

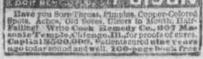
FOR ATLANTIC CITY.

Supress, 850 a.m., 210, 330 (Saturdays only) 41, ad 500 p.m. wess lays. Sundays, Express

and bid p m week lays bunnisys Express 845 and 945 am. For Chape May, Anglesea, Wildwood an Holly Heach, express, 5 a. m., 400 p m wee lays. Sunday, 910 a m. For Hea Laie City, Ocean City and Avaid Sapress, 940 a m. 400 p m week days, thur for 9 00 a m.

Sapress, 200 a m. 400 p m week days, that inys, 900 a m. For Somerry Point, express, 850, a m. 410 n work days, Shindays, 840 a m. 3 M. Fissvost, J. M. Woo-Gard Messager, Gard Tar.





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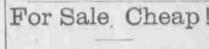
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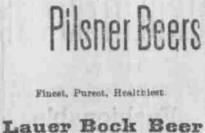
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