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SENATE ASSERTS NATION'S RIGHT TO CONTROL CANAL

Thirty-Six Democrats Aided By Minority Parties Vote Aye To the Qualifying Amendment to the Panama Exemption Repeal Bill

(By Associated Press)
Washington, June 10.—The senate tonight cleared away most of the legislative barriers in the way of a final vote on the canal tolls exemption repeal bill and unless there are unforeseen developments the fight which has raged in congress over this measure for many months will come to a close before adjournment.
Votes taken tonight on the amendment designed to preserve any rights the United States possesses under the Hay-Pauncefote treaty with Great Britain to exempt American ships from toll payment through the Panama canal indicated that the forces of repeal will win by a substantial majority.
Senator Simmons, who has led the fight for repeal, has estimated that the bill will carry by not less than ten votes and there was every promise that his estimate will prove correct.
This was the first test vote after six weeks' debate on the repeal bill. The most optimistic senators who favored repeal had not expected the amendment to carry by so large a majority. It is not believed, however, the bill itself can be put through by so great a margin.
Nine democratic senators, Ashurst, Martine, O'Gorman, Pomeroy, Russell, Reed, Shields, Walsh and Williams voted against the amendment. Several, however, are expected to vote

for the repeal bill, while several republicans who supported the amendment are expected to line up against the bill.
The Simon-Norris amendment would provide that the passage of the repeal shall not be construed or held as a waiver or relinquishment of any rights the United States may have under the Hay-Pauncefote treaty with Great Britain.
The vote on the Simon-Norris amendment was:
Ayes, democrats: Benhead, Bean, Chilton, Culbertson, Fletcher, Hitchcock, Hollis, Purdie, James, Johnson, Kern, Lane, Lea, Leo, Lewis, Martin, Myers, Nowlands, Overman, Owen, Pittman, Spaulding, Shafer, Shepard, Shively, Simmons, Smith, Arizona, Smith, Georgia, Smith, Maryland, Smith, South Carolina, Stone, Swanson, Thomas, Thompson, West, White—36.
Opponents: Brandegee, Colt, Crawford, Gronna, Kenyon, Luffitt, Lodge, McCumber, McLean, Nelson, Norris, Sterling, Weeks—13.
Progressives: Polidexter.
Nays, democrats: Ashurst, Martine, O'Gorman, Pomeroy, Russell, Reed, Shields, Walsh, Williams—9.
Republicans: Bristol, Burleigh, Clark, Wyoming, Cummins, Callinger, Goff, Jones, Page, Perkins, Smith.
(Continued on Page 8.)

VITAL ITEMS NOT CONCEDED

MEDIATING FORCES ESTABLISHED THREATENS AT NIAGARA FALLS

U. S. WANTS REBEL American Representatives Would Not Agree to Have Huerta Man As Mexican President

(By Associated Press)
Niagara Falls, June 10.—Differences of opinion so serious that they imperil the continuance of the conference here have developed between the American delegates and the mediation plenipotentiaries. On two vital points there is flat disagreement.
First, the mediators, representing presumably the viewpoint of the Mexican delegates, are insisting that the provisional president of Mexico shall be a neutral who shall not have been an active partisan in the constitutionalist cause.
The American delegates have stated emphatically that unless the choice falls on a man of distinct constitutionalist sympathies, not necessarily a military chief or leader, but one who would command their confidence, there can be no hope of constitutional acceptance of any peace program adopted here.
Second, the United States government is determined that the method of transition from the present regime to the new government shall not be through the appointment of General Huerta, as minister of foreign affairs, of the man agreed on for provisional president.
To permit him to exercise the constitutional functions of naming his successor, according to the American viewpoint will be equivalent to recognition of the Huerta government.
This viewpoint is opposed by the mediators, who argue that inasmuch as the world will know the mediation conference had selected the next provisional president, the form of succession is unimportant.
Which is the greater sacrifice, the mediators ask, for General Huerta to name a minister of foreign affairs whose political principles are not in accord with his own, and then to have the latter almost immediately succeed him as provisional president of Mexico, or for the United States to yield on the technicality as to the manner in which the transfer shall be made?
The mediators were occupied today with a discussion of these points among themselves. They did not confer with either the American or Mexican delegates. The Mexicans let it be known that they considered the method of succession a technicality, but would not definitely say whether they would yield their position. They are anxious that the provisional president shall be a neutral and if possible a man who has not been identified with the political faction in Mexico. They would not accept a constitutionalist partisan, they say, and especially no active worker in that movement.
The United States has taken a firm position that there can be no good prospect of a peaceful settlement unless the mediation recognizes the military conquest of the constitutionalist and takes into consideration the probability that the constitutionalists soon will enter Mexico City.
No names have been suggested for the provisional presidency but it is known that the American delegates are not insisting on General Carranza or General Villa or any military chief.
Tomorrow the mediators expect to discuss these points in detail with the Mexican delegates. One mediator today said he felt confident no obstacle could arise to disrupt mediation and that all differences would be reconciled.

FIGHT IS MADE BY LUCY DUGAS

OPPOSES LETTING HER CHILDREN GO TO THEIR GRANDPARENTS

NO DECISION YET Senator and Mrs. Tillman Asked To Have Little Ones For a Month or Two

Special Correspondence.
Columbia, June 10.—Mrs. Lucy Dugas, the divorced wife of B. R. Tillman, Jr., appeared before the South Carolina supreme court this afternoon and opposed the petition of United States Senator and Mrs. B. R. Tillman that they be allowed the custody of Donchela Pickers Tillman and Sarah Starke Tillman during the months of July and August. Young Ben Tillman will then be absent from the state. The mother said that Senator and Mrs. Tillman had no right whatever to claim the little girls.
No decision was announced by the court, which took the petition under advisement.
Henry C. Tillman of Greenwood, a son of Senator Tillman and brother of young Ben Tillman, the father of the two children, appeared and made the request that the senator and Mrs. Tillman be allowed to have the children for July and August, as young Ben would then be absent from the state, having obtained a position as secretary of the board of engineers which would lay out the route for the government railroad in Alaska.
Under the decision of the court over a year ago, the children were to be with their father during the summer months. The senator and his wife asked to be allowed to have the children, and Mr. Henry Tillman said they were getting old and loved the children and they made the request out of justice and humanity.
"My request is more to your human side than to the strict law," said Mr. Tillman.
Counsel for the young mother in opposing the request said "the father gave up his right when he left the state. She wanted to make a point of the allegation that she alone had contributed to the support of the children since the separation from her husband four years ago, and she said he ought to be made to contribute to their support by the court.
The question of support the court ruled out and held the parties down to the one question whether the senator and Mrs. Tillman should be allowed to have the children during July and August. Mrs. Dugas' attorney would not even admit the jurisdiction of the court, but reserved the right to raise this as an objection.
Mrs. Dugas, dressed entirely in white, followed the proceedings with closest attention. She was accompanied to the court room by her cousin, Dr. F. P. W. Butler, and her attorneys, Graydon & DePass. The two little girls were not in court.

GENERAL FUNSTON REPORTS RUMORED FEDERAL ADVANCE

Washington Don't Believe It Probable—Rebels Strengthening and Huerta May Need Protection—Ships Will Be Moved

(By Associated Press)
Washington, June 10.—Railroad communication between Mexico City and Vera Cruz is menaced by constitutionalist forces, Brigadier General Funston reported tonight to the war department.
From sources in touch with the constitutionalist agency here it was learned that particular object of the activity of Carranza's troops in Vera Cruz state is to cut off all means of retreat for Huerta and his cabinet in case they determine to quit the capital.
It has been understood here that the Cruz state numbering about 3,000 are said to be disposed so that they might cut not only the railroad between Mexico City and Vera Cruz, but also the line between the capital and Puerto, Mexico.
It has been understood here that the South American mediators are preparing to make an appeal for Huerta's personal safety in the event his government collapses before the conclusion of the Niagara Falls conference.
General Funston reported that rumors of a contemplated federal attack on Vera Cruz persisted to the point where they could not be entirely ignored. War department officials, however, were not inclined to regard the rumors seriously. General Funston was unable to say how many federal forces remained in the territory between the capital and the gulf.
General Carranza's message of instructions to Rafael Zubarah, his representative here, on which the reply of the constitutionalists to the mediators will be based, did not arrive today.
News came that the steamer Antilla with its cargo of war stores would arrive at Tampico tomorrow instead of today. All indications were that the United States would not interfere with the shipment.
The mediators and American delegates at Niagara Falls, Secretary Bryan said, were engaged in a give and

PERKINS DECLARED MENACE TO PARTY

Amos Finchot Writes Roosevelt That Progressive Chairman Is Aligned With Trusts

(By Associated Press)
New York, June 10.—Amos Finchot made public today the text of the confidential letter he recently addressed to Theodore Roosevelt, the members of the Progressive National Committee and other leaders, denouncing George W. Perkins, chairman of the national executive committee as a menace to the party principally because of his affiliation with the United States Steel Corporation and the International Harvester Company. "Two great monopolies which have succeeded most completely in expelling the public and crushing organized labor."
The letter opens by declaring that "a situation exists in the Progressive party which must be terminated before it can command general popular support."
Mr. Finchot declares "an element in our party leadership, headed by George W. Perkins, favors the perpetuation of a private monopoly in American industry." That Mr. Perkins is actively opposed to recognition of labor's right to organize and deal with capital through labor unions, and has frequently gone on record to this effect."
Mr. Finchot says: "The Progressive party has placed itself positively and definitely on record in opposition to Mr. Perkins, who has, the letter says, conducted an extensive propaganda campaign calculated to convince the party and the public that the trusts are useful and sacred institutions; that those who attack them are bent upon the destruction of all healthy industry on a large scale, and finally, that the progressive party fully agrees in these views."
Mr. Perkins' name, says Mr. Finchot, has been signed to resolutions of the Steel Corporation declaring against organization within its plants and that "Mr. Perkins' views on the most critical issue between capital and organized labor coincide closely with those of John D. Rockefeller, Jr."
In view of all these facts, Mr. Finchot says, the rank and file and the majority of the leaders of the party feel that Mr. Perkins' resignation as chairman of the executive committee is necessary.

PROHIBITION VOTED SHELVED UNTIL JULY

The National No-Whiskey Measure Will Get Action Within Few Months It Is Stated

Washington, June 10.—Nation wide prohibition will be voted on by the House within four or five weeks, according to the predictions made at the capital tonight after the rules committee had postponed until July 1, action on a special rule to provide for immediate consideration of the proposed Hobson amendment. Members of the committee declared they would consider, and probably favorably report the Cantrell resolution in July.
The committee's action followed a day of stormy conferences between groups of congressmen without reference to political division. It generally was conceded that opponents of the Hobson amendment were forcing the issue, confident the measure could not now pass the committee. Representative Hobson himself does not now favor the action, though he said tonight that a vote would be taken the second week in July.
When the committee by a five to four vote deferred consideration of the rule it was announced that this course had been deemed wise because of important matters now before the House for immediate disposition.
Earlier Mr. Hobson submitted a statement to the committee, saying he desired to have his resolution considered in accordance with his amended resolution he introduced yesterday to meet the question of State's rights. The statement said that many members of the House had requested him not to press the resolution for consideration until they had time to confer with their constituents. He had respected the requests and did not request immediate action.
"But since opponents of the resolution have precipitated the matter and

MAXIMUM OF HEAT THROUGH THE SOUTH

Atlanta Leads With 100 Degrees But She Has a Close Competitor

(By Associated Press.)
Bristol, Va.—Tenn.—June 10.—Bristol had the highest temperature of the year today. The mercury stood at 99 in the shade. One person was overcome on the streets by the intense heat.
Danville, Va., June 10.—After a day respite, the heat wave resumed its sway today, with a maximum reading of 96 degrees, tempered somewhat by a breeze. No precipitation is reported.
Lynchburg, Va., June 10.—A new absolute maximum temperature for June was established today when the weather bureau recorded 98.3 degrees. Coupled with this is a drought since May 6, during which time practically no precipitation has occurred.
Washington, June 10.—The terrific heat wave that has caused many deaths and intense suffering in swayed cities of the Central valleys since the first of the week, spread today into the east. In Portland, Maine, the official temperature reached a maximum of 90 degrees. Boston sweltered with the mercury at 88, and Washington and New York had temperatures of 89 and 80.
Atlanta, June 10.—The heat wave which has gripped the south for several days, continued today. Columbus, Ga., reported the highest temperature, the mercury there rising to 100 degrees. The temperature here reached 93 degrees, three lower than yesterday.

GEORGIANS ARRESTED FOR THREE MURDERS

Frank Allen, a young electrician here late Monday afternoon. He was shot to death shortly after he had been questioned by the police regarding alleged knowledge that he had concerning the killing of Roy Palmer here last Sunday. The police say they have evidence connecting the men with the other murders.

(By Associated Press)
Columbus, Ga., June 10.—Four young men, David Warner, Son Jenkins, Luther Babbitt and G. J. Brooks, were arrested here tonight on a charge of murder in connection with shooting and killing of three men here within the last three weeks.
Feeling has been intense here on account of the killings and after the arrests tonight a large crowd surrounded the county jail in which the prisoners were placed. Deputy sheriffs and the police warned the crowd not to attempt violence and the gathering dispersed.
The men were arrested primarily in connection with the killing of

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PAROLES AND PARDONS Double-Tracking Is Arranged For

Atlanta, June 10.—The Georgia railroad commission today granted the application of the Atlanta and Charlotte Air Line Railway Company, leased by the Southern railway to issue \$20,000,000 of first mortgage bonds. Fairfax Harrison, president of the Southern appeared before the commission in behalf of the issues.

(By Associated Press)
Columbia, June 9.—The governor has granted a parole to Silas Whitner, who was convicted in Newberry county in March of 1911, on the charge of manslaughter and sentenced to two years in the penitentiary. Pardons to restore citizenship papers already having been issued, were granted in the following cases:
N. Hammett, who was convicted in Alken county on the charge of manslaughter, and was sentenced to 12 years.
W. O. Carpenter who was convicted in Edgefield county on the charge of murder and given a life term in the penitentiary.
General Panfilo Natera, rebel leader, and assaulted Zacateas early yesterday, according to report, and was driving federal soldiers slowly from their position.

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KERMIT MARRIED, CIVIL CEREMONY

Wedding of Son of Teddy Roosevelt to Miss Belle Willard By a Magistrate

Madrid, June 10.—The civil marriage of Miss Belle Wyatt Willard, daughter of the American embassy, to Spain and Mrs. Joseph E. Willard and Kermit Roosevelt, son of Col. and Mrs. Theodore Roosevelt, was performed today at the office and residence of the chief of police by the magistrate of the Buena Vista district.
Police headquarters are located in a populous section of the city and the passage of the wedding party in five automobiles attracted considerable attention.
Moving picture men were in force and in the vicinity of the building a small crowd gathered which was kept from approaching closely by detectives and policemen.
Colonel Roosevelt and Ambassador Willard were among those present at the ceremony after which the wedding party left the city to pass the afternoon at Toledo.
Influential friends of Governor Blease have been called by Cecil C. Wyche to meet Friday to perfect the plans for the organization of the Blease people in the county and to secure their enrollment under the new rules adopted by the recent state convention. Two men from each voting precinct in the county have been invited to attend the meeting and there are more than 80 precincts.
Howard Clark, a wife murderer of Florence was convicted with recommendation to mercy and was given a life sentence.

Bleese Decide Today As to The Encampment

(Special Correspondence.)
Columbia, June 10.—Whether South Carolina troops will take part in the Augusta encampment or not will be decided by Governor Bleese as commander in chief, probably tomorrow. A telegram received by Adjutant General Moore from the department of the east late this afternoon asking for an immediate decision as to the troops of this state participating was turned over to the governor. The telegram said:
"Early reply desired telegram 8th instant whether South Carolina troops will participate in encampment at Augusta or hold encampment within that state. The war department urges the participation of all troops of the ninth division in joint encampment at Augusta."
There has been some discussion as to whether there was sufficient tents for the three regiments of this state to encamp at one time, but this obstacle was removed this afternoon, when Col. A. E. Legare of the second regiment received a telegram from the merchants and manufacturers association of Augusta saying that any additional tentage would be supplied by them. The telegram read: "Tentage needed for South Carolina regiment arranged for here."
There are enough tents for two regiments in possession for the South Carolina national guard and the action of Augusta makes tents for the other regiment available. This telegram will also be turned over to the governor and with him alone rests the decision as to whether the troops from this state will participate in the Augusta encampment.

Fair Play Plea For Injunction

Cincinnati, O., June 10.—"There is hardly a boy or man in this whole country who does not follow the great national game of baseball with as much eagerness as he awaits his breakfast. The influence it wields is tremendous. For this reason fair play should characterize the methods used in conducting the game. If we permit one team to seize upon players of another without regard to moral or legal obligation we will undermine its whole structure and the game will lose its hold on the public."
This was the sentiment expressed by Attorney George W. Pepper of Philadelphia representing William M. Killifer, Jr., catcher with the Philadelphia Nationals, when he stood before the United States circuit court of appeals and opposed the plea for an injunction to prevent Killifer from playing with the Philadelphia club.
Attorney E. E. Gates, representing the Chicago Nationals, made the first argument. He said Killifer told officers of the Federal league that he was free to make a contract and was not in any manner bound to Philadelphia.

DROUTH BROKEN HERE YESTERDAY

After Suffering For Eight Weeks Because of No Rain, County Got Some Relief

After experiencing one of the worst droughts the people of this county recall, some sections of Anderson county got relief yesterday when a good rain fell. The city of Anderson profited almost as much as did the country, as the rain served to cool the atmosphere, to do away with the dust and to help the gardens. In the country it will mean thousands of dollars to the Anderson county farmers. The value of the rain to the sections visited yesterday cannot be estimated.
Unfortunately all sections of the county did not profit by the rain. People going out from Anderson after the rain said that they found several places where it had skipped and then had begun again but it is generally believed that the rain extended over the greater portion of the county.
The first drops fell yesterday afternoon at 3:15 and the rain continued for about an hour. There was some electrical disturbance and for a time it was feared that there would be a storm.
At an early hour this morning indications are that more rain will fall today.
Howard Clark, a wife murderer of Florence was convicted with recommendation to mercy and was given a life sentence.

State Legislator Wyche Assaulted and Wounded

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Mr. Wyche visited a newspaper office here Tuesday and made threats. It is alleged, against an unidentified person who had given the newspaper a letter from Mr. Wyche disclosing the plans for a secret meeting of Governor Blease's lieutenants. This was recalled in connection with the assault upon him last night.
Mr. Wyche said he had been struck by a man armed with brass knuckles. He admitted that he knew the man but declined to give his name or tell where or when the assault had been

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