

SIGNED RATE BILL TOO SOON.

Chicago Prosecutors Hold Anxious Consultations in Washington and the President is Concerned.

Washington, Dec. 18.—President Roosevelt is greatly concerned over the possibility that the Standard Oil Company and other corporations indicted in Chicago for violation of the old Elkins anti-rebate law shall obtain immunity because of a hasty action of his. John S. Miller, counsel for the Standard Oil Company, has attacked the validity of the indictments on the ground that by a jugglery of law the old anti-rebate act was repealed when the president signed the Hepburn rate bill on June 29, and that the day after a hiatus was created, when a resolution was passed and signed suspending the operation of the rate bill for sixty days. The indictments were found in the time of this supposed hiatus, when, according to Mr. Miller, no anti-rebate law was in effect.

President Roosevelt is responsible for the situation, because he was in such a hurry to sign the Hepburn bill that he would not wait for the resolution, although plain warning had been given in the senate against such a course. When the bill was approaching final passage, in the closing days of the last session, a cry went up from the railroads that it was so complicated that they needed time to consider it. That seemed reasonable to congress, and it was determined to postpone the date at which the new law should become operative. There was considerable discussion in the senate as to the method of doing this. It was finally decided that the best way was to pass the bill first and then pass a joint resolution fixing the time at which it should become operative.

Senator Tillman, who was in charge of the rate bill, introduced the resolution before the bill had been accepted by the senate. That was at the afternoon session of the senate on June 29. Objection was made to the passage of the resolution then, and Senator Tillman declared that if it went over it would be against his wish, as he was unwilling to take such a responsibility. Senator Culum said it could go over until after the bill had been passed, and Bailey made the same suggestion.

"But of course, the president will not sign the bill until he has the resolution," declared Bailey, "and then he will sign them both."

That was where Bailey reckoned without knowledge of the president. For the very thing he warned against, and for which Tillman was unwilling to assume responsibility, happened.

The bill was agreed to by the conferees on the afternoon of June 29, and the conference report was adopted by both houses that evening. The bill went immediately to the president, who signed it on the moment, although he knew of the resolution. The resolution did not get through until June 30, although the senate acted promptly. In the house it was amended slightly, and a very significant amendment to the title was made, by which it was shown that the Hepburn bill had already been signed.

Next day the resolution went to the president and was signed. The government cannot deny that the Hepburn bill had been law one day before its operation was postponed. It is provided that all acts or orders of the president which are inconsistent with itself shall be repealed. The indictments against the corporation men now demurring are alleged by them to have been found under those parts of the old Elkins anti-rebate law, which were thus repealed by the Hepburn law. They contend that that repeal was absolute and could not be revived by the joint resolution. They also hold that under the language of the Hepburn law the only acts which can be punished are any that may have been committed subsequent to Aug. 28, when the Hepburn act went into effect.

District Attorney Sims of Chicago and James H. Wilkerson, his assistant, have come to Washington to get material that will help them to meet the argument of Miller in support of his demurrer. They were in conference today with both the outgoing and the incoming attorney general, and discussed with Justice Moody and Attorney General Bonaparte the peculiar situation in which the president's action had placed them. None of the conferees seemed over and above pleased with their case.

The situation was brought to the attention of several of the lawyers of the senate today, but they declined to discuss it. One of the most prominent of them said: "It is too grave a legal question to go into offhand. But it must be remembered that in construing a law the courts as a rule consider the intention of the body that enacted it. And of course there can be no contention as to the intention of Congress."

*For chapped and cracked hands nothing is quite as good as an application of DeWitt's Witch Hazel Salve. Put it on before going to bed, use an old pair of gloves and see what a difference the morning will bring. Sold by all druggists.

BIG FIRE IN BOSTON.

BUSINESS DISTRICT DAMAGED BY HALF MILLION DOLLAR BLAZE.

Fire Started in a Furniture Store and the Flames Spread to Four Other Buildings—Firemen Prevented Extensive Conflagration by Hard Work.

Boston, Dec. 19.—Fire in a business block this morning threatened the entire shopping district. It started in a six-story furniture store and spread to adjoining buildings, including the Orpheum Theatre.

The flames were finally brought under control, when four buildings had been wrecked. The Orpheum was badly damaged. The building where the fire started was practically gutted. The loss will exceed \$500,000.

ENTOMBED ELEVEN DAYS.

Californian Who Has Been Buried in a Living Grave Directs the Work of Rescue Through Iron Pipe.

Barkersfield, Cal., Dec. 19.—The rescue of L. B. Hicks, the miner who has been entombed for eleven days by a cave-in, has been delayed and he will be compelled to remain in his living grave about another day. Hicks is still directing the work of rescue through an iron tube by which he receives air and food.

Prayers and Politics.

When the Methodist conference met in Columbia the other day Governor-elect Ansel sent his greetings by one of his ministerial friends and asked the prayers of the conference to the end that he might have a successful administration. The request seems to have been appreciated, for the conference sent Mr. Ansel its love and assured him that he would be remembered as he had requested. All this was very sweet and pleasant, and most beautiful to behold. May the Methodists of South Carolina and the governor always dwell together in unity!

But the Baptist convention was in session at Spartanburg at the same time the Methodists were gathering in Columbia. There has been no record of Mr. Ansel asking prayers of the Baptists. Was this an oversight, or did the governor-elect take it for granted that the Baptists would pray for him anyhow?

Mr. Ansel is a Presbyterian, if we mistake not, and yet when the Presbyterian synod met in Laurens a few weeks ago he did not ask that eminently respectable and prayerful body to pray for him. But perhaps he considered himself one of the predestined and foreordained—one of the elect, so to speak—and that such a request would be unnecessary.

There are other religious denominations that have held their annual conventions this year, and Mr. Ansel has not made the request of any of them that he made of the Methodists.

We are not speaking in any flippant or irreverent manner. We do not want to be understood when we say we hope there will be no heart-burnings or jealousy over this matter. We do not believe Mr. Ansel meant to slight any of the religious bodies, or to convey the impression that he thought the prayers of the Methodists would be more efficacious than those of any other people.

But if the Baptists and Presbyterians and his friends and supporters of other denominations are super-sensitive they may take serious offense, and in that event Mr. Ansel may find that his petition for prayers by the Methodists was the poorest sort of politics.—Anderson Mail.

Why Suffer With Rheumatism?

*Do you know that rheumatic pains can be relieved, if you doubt this just try one application of Chamberlain's Pain Balm. It will make rest and sleep possible, and that certainly means a great deal to any one afflicted with rheumatism. For sale by J. F. W. DeLorme.

Col. George Grenville Benedict, for more than 53 years editor of the Burlington (Vt.) Daily Free Press, and, in point of years of continuous service, probably the oldest editor in the country, reached his 80th birthday recently.

A Texas Wonder.

*There's a Hill at Bowie, Tex., that's twice as big as last year. This wonder is W. L. Hill, who from a weight of 90 pounds has grown to over 180. He says: "I suffered with a terrible cough, and doctors gave me up to die of consumption. I was reduced to 90 pounds, when I began taking Dr. King's New Discovery for consumption, coughs and colds. Now, after taking 12 bottles, I have more than doubled in weight and am completely cured." Only sure cough and cold cure. Guaranteed by Sibert's Drug Store. 50c and \$1. Trial bottle free.

USURER'S LOSE OR BONI.

COURT DECIDES THAT ANNA GOULD NEED NOT PAY.

Se is Jointly Responsible with Count Boni for Only Small Amounts Due for Furniture—The Bulk of Claims of Money Lenders Thrown Out of Court.

Paris, Dec. 19.—A decision was rendered today in several suits of creditors against Count Boni de Castellane and his former wife, madame Anna Gould.

The court holds that Madame Gould is jointly responsible with Count Boni for only 39,087 francs, which are debts for furniture and art works, which she still retains.

Count Boni is required by the verdict to pay 126,325 francs to various money lenders and to settle 450 other bills for furniture, etc. Other claims of usurers aggregating to 1,995,655 francs are thrown out by the court as unjustified.

Two other large suits will be decided next week.

IDA M. TARBELL.

One of America's Most Wonderful Women.

One of America's most wonderful women is Miss Ida M. Tarbell who is now the guest of Col. Henry Watterston, in Louisville, and before she returns to her editorial desk in New York there is good reason to believe that some new policy in the marvelously successful fight she has made on the Standard Oil Company will be decided upon.

What influence the late Charles A. Dana had upon the character and career of Miss Tarbell belongs to that category of things that are pleasant but profitless to speculate upon. She was for several years that great editor's private secretary and soon after she quit his service she began to write the history of the Standard Oil.

One popular fiction concerning her that amuses her more than any other is that she became the Nemesis of the Standard because of an injustice done to her father years ago by John D. Rockefeller and associates.

As a matter of fact, Miss Tarbell's father was one of the original successful operators in the Pennsylvania oil field, and died only a few years ago at Titusville, very well off. He suffered no more from the Standard's methods than did scores of his neighbors.

Miss Tarbell's brother, W. W. Tarbell, is the manager of the Standard's chief competitor in the United States, the Pure Oil Company, with headquarters at Philadelphia and from her brother she learned much of the Standard's history and practices.

By the way, although she has written the best biography extant of John D. Rockefeller, she never saw him but once and has never spoken a word with him. When asked some time ago why she did not become personally acquainted with Rockefeller before writing his biography, she replied that she had written good histories of Lincoln and Napoleon without ever having seen either of them.

WATSON BROKE NO LAW.

Secretary of Commerce and Labor Says State Official May Solicit Immigrants.

Washington, Dec. 18.—An important decision has been rendered by Secretary Straus of the department of commerce and labor as to the right of a State to induce immigration to that State. The decision holds, in brief, that in the circumstances there is no violation of the immigration laws or of the law to prohibit the importation of alien contract laborers in the action of the State of South Carolina, in this particular case, in encouraging immigration to that State or in paying the necessary expenses of the immigrants in coming to the State.

The case on which the decision is based originated in South Carolina. For some time past the agricultural and manufacturing industries of South Carolina have been retarded and were in danger of material injury on account of the lack of labor. In order to relieve this condition of affairs the legislature of South Carolina passed an act creating a State department of agriculture, commerce and immigration, E. J. Watson was appointed commissioner of the department. He was empowered by the act to make such arrangements with steamship companies and the immigration agencies in this country and abroad as would serve best the interests of successful immigration, the necessary expenditures being made from an appropriation provided for the purpose. The act authorized the commissioner to accept contributions from such citizens of the State as might wish to assist in bringing desirable immigrants to South Carolina.

The Price of Peace.

*The terrible smarting and itching incident to certain skin diseases, is almost instantly allayed by applying Chamberlain's Salve. Price, 25c. For sale by J. F. W. DeLorme.

BEN TILLMAN IS NOT IN THE COLLAR.

HE IS VERY NERVOUS BECAUSE PEOPLE SAY HE SHOULD NOT BE IN CONGRESS.

Says State Capital Tax His Salary as Senator, and He Did Not Make Enough in 1905 to Cover Expense Exemption, to Make Him Liable.

Washington, Dec. 19.—Senator Tillman left Washington tonight for a short lecture tour in the west. When seen at the Pennsylvania station he said that as it was a well known fact that nothing was accomplished prior to Christmas at the short session, and as congress would adjourn for the holidays Thursday, he would fill a few lecture dates. After the first of January he would be in his seat, when congress settles down to business and he points to his 12 years in the national legislative halls as to whether he attends to his official business or not.

Senator Tillman "had something to say" about the income tax issue in which his name has figured in the Palmetto State press. He was vigorous in his utterances and talked as follows:

"There have been so many malicious and untruthful statements made in regard to my shirking the income tax that I want to let my fellow citizens who are interested understand exactly what the facts are.

"I have done comparatively little lecturing for several years past, and those newspapers which have howled most are entirely familiar with the severe spell of illness which I had with my throat in the winter of 1903, as well as with another dangerous illness, which caused me to be absent from my post in Washington during the entire session of 1904. During this year I have filled many engagements, and will at the proper time make return on the income received. The income tax which is now being collected is for the year 1905. At no time since the income tax law has been in operation has my income from all sources, including my salary as senator, after deducting the expenses and exemption, caused me to be subject to the income tax.

"I am informed by good lawyers that my salary as United States senator does not come within the rule I have never dodged taxes of any sort, and I have never dodged any men or missiles they have hurled at me, and nothing but envy and hatred of a few irreconcilables in South Carolina has brought this matter into prominence. The yarn about my making \$25,000 this summer is absurd, as a moment's thought would easily show, as there have been only four months since the South Carolina campaign closed. The envious curs, who have had so much to say about my lectures, would like to help the negroes of Chicago and other northern cities gag me, if they could."—Columbia Record.

BAILEY DEFIES OPPONENTS.

Dallas, Tex., Dec. 18.—United States Senator Bailey conferred with friends in Dallas and Fort Worth today, and then demanded that members of the legislature who do not wish to vote for him in accordance with instructions of the State primaries of last July resign their seats and run over again with Bailey men as opponents. Senator Bailey said today:

"I am perfectly satisfied, as I declared several days ago, that not 15 votes will be cast against me."

The house numbers 132 and the senate 31; total, 163; necessary to elect, 82.

New York, Dec. 19.—Bishop Charles C. McCabe, of the Methodist church, died at 5.20 o'clock this morning at the New York Hospital, where he has been the past week, following an apoplectic stroke on the street.

Chamberlain's Cough Remedy a Safe Medicine for Children.

*In buying a cough medicine for children, never be afraid to buy Chamberlain's Cough Remedy. There is no danger from it, and relief is always sure to follow. It is intended especially for coughs, colds, croup and whooping cough, and there is no better medicine in the world for these diseases. It is not only a certain cure for croup, but, when given as soon as the croupy cough appears, will prevent the attack. Whooping cough is not dangerous when this remedy is given as directed. It contains no opium or other harmful drugs, and may be given as confidently to a baby as to an adult. For sale by J. F. W. DeLorme.

*It is noticeable a cold seldom comes on when the bowels are freely open. Neither can it stay if they are open. Kennedy's Laxative Cough Syrup tastes as pleasant as maple sugar. Free from all opiates. Contains Honey and Tar. Conforms to the National Pure Food and Drug Law. Sold by all druggists.

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For Infants and Children.

The Kind You Have Always Bought Bears the Signature of *Dr. H. Fletcher* of **NEW YORK.**

900-DROPS
CASTORIA
A 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.**

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Castor Oil -
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Vanilla Flavor.

A Perfect Remedy for Constipation, Sour Stomach, Diarrhoea, Worms, Convulsions, Feverishness and Loss of Sleep.

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At 6 months old
35 DOSES - 35 CENTS
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Another Car Load of **HORSES AND MULES.**

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Wholesale Grocers, Fertilizers and Farmers' Supplies.

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