

ANTI-TRUST PILING CASES ON STOCKS.

Wall Street Felt U. S. Supreme Court's Finding, but Lawyers Say It Will Not Affect Recent Combinations.

Federal Justice Peckham Declared Void the Addyston Pipe Company's Agreement and Sustained Injunction.

Combines' Methods Violated U. S. Interstate Commerce Laws, and Were Therefore Unconstitutional.

Washington, Dec. 4.—In the United States Supreme Court today the Addyston Pipe case, involving the constitutionality of the combination of pipe manufacturers, alleged to be a trust, was decided. Justice Peckham, who handed down the decision, affirmed the opinion of the Court of Appeals for the Sixth Circuit, which was adverse to the combination, and therefore in opposition to the trust. Justice Peckham's decision, however, was with the modification that it shall be construed as applying to interstate business only.

In reviewing the case Justice Peckham said that the action had been brought under the anti-trust act of 1890, to restrain the six corporations engaged in the manufacture of water and gas pipe, which composed the combination, from continuing to do business under the agreement by which they had divided the territory of the United States among themselves, and by which they had arranged to fix prices.

Under their agreement the members of the combination proposed to auction off the right to bid for contracts to supply with pipe cities not in the allotted territory, the successful bidder to meet no opposition from other members of the trust. In cases where bids were asked in territory allotted to members of the combination the agreement was that no bids should be made except under the supervision of the company in charge of that territory.

Combination Violated Federal Law. The charge was that the combination was in violation of the clause of the constitution regulating interstate commerce. The district court in which the case was heard refused to take this view, but it was reversed by the Court of Appeals of the Sixth Circuit, which held that combination to be monopolistic to the constitution, and ordered the issuance of the injunction prayed for.

There were two questions before the court in connection with the case today, Justice Peckham said. The first was whether the constitutional clause forbidding interstate commerce applied to individuals and corporations. The second was whether, if the clause be found to so apply, the combination is a regulation of interstate commerce.

The court held that the constitutional clause did apply to the combination, and that the agreement does by its provisions restrict and restrain commerce between the States. Hence the agreement was held to be void as applying to interstate business, and the injunction was sustained.

Combinations Restrict Trade. Referring upon the general aspect of the case, Justice Peckham said: "We have no doubt that where the restriction and combination of trade in a commodity is to destroy competition between individuals and corporations, even though contracts to buy such commodity at the enhanced price are continually being made."

The opinion adds: "It is almost needless to add that we do not hold that every private enterprise which may be conducted in a part of the territory of interstate shipments is therefore to be regarded as relegated to the interstate commerce and those applying to the State only. The opinion attracted very general attention, because it is the first opinion on the subject of trusts since the decision handed down the subject of trusts has come into great prominence."

Lawyers Defend Recent Combinations. Although the decision of the Supreme Court which was handed down yesterday, declaring the Addyston Pipe and Steel Company to be a violation of the Sherman Anti-trust law, had a temporary depressing effect upon industrial shares in the stock market, it was generally maintained by corporation attorneys and others that there was no similarity between the company adduced in violation of law and the other organized industrial companies. For this reason inside interests in the various industrial stocks purchased the shares, and the bears and so prevented any serious decline in these speculative issues.

The Addyston Pipe and Steel Company was a combination of six companies, situated in four States, engaged in the manufacture of iron pipe. The agreement entered into was not to have any effect on the business of the company, but merely constituted the Addyston Company as a selling agent.

Charles B. Hill, who is recognized as among the foremost of corporation attorneys, said: "The decision handed down by the Supreme Court will have no effect on companies formed within the past two years. The Addyston Company was essentially a trust. Such a combination, made solely for a division of business and the maintenance of prices, was certainly a violation of the Sherman law. The companies which have recently been organized have not effected a combination of separate concerns in the same business, but have actually purchased various plants and have actually obtained the control of the actual ownership. The decision in the eyes of all attorneys whose opinion I have heard will have absolutely no effect upon these latter concerns."

ANDRAE PREDICTS CHAOS FOR VENEZUELA. He Says in Porto Rica That He Is Still President of the Country Whence He Fleed.

San Juan, Porto Rico, Dec. 4.—General Ignacio Andrade, the exiled President of Venezuela, is in San Juan with his wife. "I still consider myself the President of Venezuela," said Andrade. "Should I, today or to-morrow, decide to return, the laws of my country demand that I be recognized as the only legal Executive."

Castro's following has deserted him, and under Jose Hernandez, alias "La Moche," a revolution within a revolution has been started. He has foreseen this state of affairs, and it will be years before the country will become settled. "Prisings will occur here and there every few months."

BELMONT'S MONKEY TELLS HIS OWN TALE.



Different Poses of "The Missing Link."

At the invitation of the Journal a man skilled in the Garner monkey dialect went to Central Park yesterday and interviewed the new musical ape, presented to the Zoo by O. H. P. Belmont. The new arrival was found posing for his photograph and eating his afternoon meal.

"Excuse me for a few moments," he said, "until this may get through with his pictures. He's about the fellest alarm I ever run against. I've been posing an hour in one position and he hasn't got a satisfactory exposure yet."

At present the musical ape is strong and frisky. He has no tail, walks upright, has large brown eyes, an expansive smile and a tenor voice.

"I am awfully glad to meet somebody that can talk to me," he said. "I've been very lonesome, and find that my lonesomeness is aggravated here, for these other monkeys are not in my set at all and I can't understand what they say. From fragments of conversation I have understood I infer that the old inhabitants here are dead sore on me, especially this ante-diluvian duffer in the cage on my left. He has been calling me vulgar names all day, and once or twice he has reached around and tried to sock me with his right. After I'll grab him some day, pull him through the bars and kick his useless life out."

"No, I never had the pleasure of meeting Professor Garner, the monkey-talk man, but I have heard about him. He conducted his researches in Africa, while I have lived all my life on the island of Java. The African monkeys are not as intelligent as my fellows, who are really wiser in many ways than the inhabitants of the island who have to work for a living."

"You will notice that I am not hampered by a tail, although I have been informed by the oldest inhabitant of Java that my ancestors had tails. As we lost our tails gradually we accumulated more brain matter."

"Musical ability is a distinguishing mark of my family. I am not a grand opera performer, but I can make noises that have musical attributes according to my understanding. Of course, the music of Java differs in the height of harmony is believed to be the sound resulting from snailing a hollow log with a club. I trust that my stay in this country will prove beneficial in educating me to a higher idea of melody. Perhaps if I should go back to Java I might be able to teach the monkeys to sing rag tunes, and this would be a great honor of the beings of the community, they being imitative creatures."

"This is the first time I have ever been interviewed, and I rather like it. Will you bring me up a paper to-morrow? Thanks. I went to bed to read it, but I know that I will enjoy the pictures."

"Missing Link" promises to prove a worthy successor to the late lamented Mr. Crowley. He is more intelligent than Crowley was, more frisky, and is the possessor of something that poor Crowley could never hope for—a singing voice.

The investigation into the escape of William F. Miller, of Franklin Syndicate notoriety, was begun yesterday. It is asserted that the Brooklyn police were guilty of incompetence or something worse.

To develop the exact status of the case Deputy Chief Mackellar, of Brooklyn, met Captain McClusky and Chief Devery yesterday afternoon in the chief's private room at Headquarters. It was said that when Chief Devery asked for Captain Reynolds, the head of the Brooklyn Detective Bureau, the Chief was told that the captain was out of town. It was allowed to be inferred that he was away on the Miller case.

RAMAPO'S STRAITS GAIN A NEW DELAY.

The Journal's Action Embarrasses Attorneys for the Defence.

NO ANSWER IS READY. Twenty More Days Granted, and David B. Hill, for Mr. Hearst, May Make Objection.

Albany, N. Y., Dec. 4.—Many difficulties are being found by Hoadly, Lauterbach & Johnson, the Ramapo lawyers, in finding a defence in the Journal's action brought by William K. Hearst in the name of the people to Hill the Ramapo Water Company.

Frank White, a corporation lawyer of this city, today obtained from Justice Alden Chester an order giving the Ramapo Company twenty additional days in which to plead to Mr. Hearst's complaint. The order was served on former Governor David B. Hill, counsel this afternoon. Last week Mr. White requested Mr. Hill to give the twenty additional days to plead, but Mr. Hill refused, saying that the request was mere procrastination.

Mr. Hill may move to set aside the new order or have it modified. Should the Ramapo lawyers apply to the court for more time, it will be time to be on notice to Mr. Hill, who may appear and object.

The straits of the Ramapo men are set down in an affidavit of Henry L. Scheer, manager of the firm of Hoadly, Lauterbach & Johnson. He swears that: "Inasmuch as the charge is made that for twelve years this corporation has suspended its corporate business, there is involved in the preparation of the answer in this case an examination and inquiry into exactly what has been done by this corporation during all that time. The officers of this corporation have changed, some of its officers and managers who had charge of its affairs in the past are dead, and numerous papers and documents and maps which have been filed and surveys made must be examined."

Further, Mr. Scheer swears that "the secretary of the company, who has in charge of numerous documents and who is familiar with its transactions for many years, is ill, and I have been unable to consult with him owing to his absence from the city on account of his illness."

WOMAN BITTEN BY A DOG. DEAD FROM HYDROPHOBIA.

Snapping and Snarling at Her Attendants, Mrs. Goodman Expired After Suffering Agonies.

Reading, Pa., Dec. 4.—The wife of Charles N. Goodman, proprietor of the Wayside Inn, a leading hotel here, died today, after suffering all the agonies of hydrophobia.

Nine weeks ago a stray dog entered the yard of her home, pounced upon and bit her pet dog. Mrs. Goodman attempted to drive the intruder out, when he made a lunge at her, sinking his teeth in her right hand.

The wound was cauterized and nothing further was thought of the matter. Last Friday Mrs. Goodman became melancholy. In the evening Dr. James D. Madras was called and said that she was merely suffering from melancholia.

Early Saturday morning the patient was attacked by spasms. She crawled for water, but when it was brought to her she would rave and growl like a dog. The victim was a heavy woman, weighing over 250 pounds, and she was unable to get out of bed for four men to hold her in bed.

She snarled, snarled, barked and attempted to bite those about her until she died of exhaustion. Mrs. Goodman was fifty-three years old.

Dr. Madras says the case unquestionably was one of hydrophobia. She had been per dog, which was bitten at the same time, appeared all right until today, when she was seized with rabies and was shot.

BROOKLYN WATER SUPPLY THREATENS TO BE SHORT.

Less Than Five Feet Depth in Big Storage Reservoir at Rockville Centre Now.

The Rockville Centre storage reservoir, on which Brooklyn's million and a quarter of people depend for water in times of drought, to-day contains but 4 feet 11 inches of water. DeWitt's Pond, an auxiliary storage, is practically empty.

The main storage, when full, overflows at 21 feet, and has a capacity of about one billion gallons. Ten to fifteen million gallons is the normal daily quantity sent to Brooklyn out of the main storage. Now only about five million gallons are running daily.

All of the dozen or so other ponds from which the Brooklyn supply is drawn are low, and the gauges of driven wells at various points are being forced to draw all the water they can.

The past two months had only half the average rainfall. For November it was 2.69 inches, while for the same month last year it was 9.50 inches, and in November, 1897, 5 inches. The Millburn pumping station is sending fifty-five million gallons daily from ponds and driven wells sent to Rockville Centre, and might send several millions more but for the fact that the conductivity from Millburn is limited to the fifty-five millions.

Francis C. Cantino, of No. 31 Nassau street, was yesterday appointed by Justice Gildersleeve as referee in a proceeding taken by the directors of the corporation of Harper & Brother, publishers, for the voluntary dissolution of that concern, with a view to reorganization. The State Trust Company was appointed by Justice Gildersleeve as temporary receiver of the assets.

The present corporation was formed in 1898, with a capital of \$2,000,000 and \$3,000,000 worth of bonds. The assets, estimated at \$6,282,716.55, consist of real estate, machinery, stereotypy plates, books, periodicals, etc. The liabilities of the corporation are \$5,163,212.19. The value of the real estate is placed at \$1,283,000.

Deputy Attorney-General Francis stated that there was no opposition to the application. The petition sets forth fully the assets and liabilities of the corporation, which consisted approximately of over \$6,000,000 of assets and over \$5,000,000 of liabilities.



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