

NEWMAN MILL ASSURED TO HATTIESBURG

CONGRESSMAN E. J. BOWERS REPLIES TO HON. E. M. BARBER

Says That the Records Have Been
Garbled to Place Him in
a False Light.

RECITES HISTORY OF HARBOR MATTER

Calls Attention to the Fact That Any
Railroad Can Enter Gulfport Under
Eminent Domain Proceedings—Ad-
dress in Full.

Daily News Special.

Soso, Miss., June 27.—Hon. Eaton J. Bowers, member of congress from the Sixth District and candidate for reelection, addressed an enthusiastic audience here today, the occasion being a picnic arranged under the auspices of the Woodmen of the World.

Hon. E. M. Barber, candidate for the same office, was present and delivered his address.

The feature of the day was the reply of Mr. Bowers to the recent published statement of Mr. Barber. In this connection Mr. Bowers said:

I now desire my fellow citizens to refer to a part of my record of which I am especially proud, viz: my connection with Gulfport and the improvement and taking over of Gulfport Harbor. All reference to my former legal connection with the Gulf and Ship Island Railroad Company and the complaint that while I remained its counsel I tried its suits faithfully and to the best of my ability I dismiss with the statement that by so doing I was rendering only my duty to a client, and a duty which every voter in the district knew I intended to perform. Had I been false to one trust I would have been unworthy of the other. But this is not all. The people of this district elected me in 1902, for a term of two years to begin March 3rd, 1903, knowing that I was the attorney of that railroad and knowing that I did not intend to resign. They knew that I would continue to represent it and their ballots were and are my warrant for so doing, and this is especially forceful in view of the fact that I was re-elected by an overwhelming majority in 1904 when the issue was again raised and while I was still attorney for that corporation, and at a time when I had no idea of resigning, though I subsequently did, to take effect January 1st, 1906 at a time when I was not a candidate and had no opposition. I have neither apology nor excuse for doing my duty to clients.

A strange misapprehension as to the law seems to have arisen in some quarters provoked by a memorial which was introduced and passed by me through the State Legislature in the year 1900, seeking permission to avail of certain rights granted to the Gulf and Ship Island Railroad Company. The theory seems to be that I regarded THE GRANT OF LAND

FRANCIS and BAILEY REJECTED BY BRYAN

Lincoln, Neb., June 27.—William Jennings Bryan has rejected the suggestion that ex-Governor David R. Francis, of Missouri, be nominated for vice president or made chairman of the national executive committee. Francis' connection with the Standard Oil Company is given as the reason.

covered by water made by the State of Mississippi to that corporation by section 17 of its charter of doubtful validity, and that the object of the memorial was to secure a CONFIRMATION OF A DOUBTFUL GRANT OF LAND. Nothing could be further from the facts. The State of Mississippi was and is the only power that could grant any submerged lands to any person or corporation. If there is any question well settled in the jurisdiction of the United States it is that the state AND THE STATE ALONE OWNS ALL OF THE SUBMERGED LANDS AND CAN ALONE GRANT THEM, and for the benefit of those who desire to investigate this question I refer to the cases of

Goodlittle vs Pollard, 9 Howard U. S. 471
Doe vs Kennedy, 13 Howard U. S. 25

Pollard vs Hagan, 3 Howard U. S. 212 from the syllabus of which last case I quote as follows:

"The shores of navigable waters and the soils under them, were not granted by the Constitution to the United States, but were reserved to the states respectively; and the new states have the same rights, sovereignty and jurisdiction over this subject as the original states."

"Add it—the constitution—leaves as much in the State of Alabama as the original states possess, over navigable waters within their respective limits."

This doctrine was afterwards reiterated in the famous Chicago Lake Front Case, being the case of the I. C. R. R. vs the State of Illinois and the City of Chicago, 146 U. S. 387, from which syllabus I also quote as follows:

"The ownership of and dominion and sovereignty over lands covered by tide waters, and the fresh waters of the great lakes within the limits of the several states, belong to the respective states within which they are found, with the consequent right to use or dispose of any portion thereof, when that can be done without impairment of the interest of the public in the waters, subject to the right of Congress to control their navigation for the regulation of commerce."

But while this is true, and while it is perfectly clear that no power but the state can give or take away submerged lands, it is also true, as stated above, that the United States CONTROLS THE RIGHT OF NAVIGATION in the waters over the land, and that a grant made by the state conveys only the lands which are covered by water and not the water over them.

The title to the land under the water was complete, and the only purpose of the memorial referred to was to procure the government's assent to such operations in the water that might interfere with navigation and that were necessary to execute the legislative purpose of digging a harbor. The terms of the memorial were perhaps general, but every lawyer knows that the land passed by the state's grant, and that the government's permission was necessary only in so far as the operations incident to the work affected navigation. While the bill introduced under this memorial was pending in Congress, S. S. Bullis took a contract from the States authorities fixed a harbor line out to which point it would permit the work of reclamation to go. This settled the question and gave all needed authority and the proposed legislation became unnecessary.

It is idle to talk about memorial. Continued on Page Two.

TENNESSEE PRIMARIES

Carmack and Patterson Are Both
Confident of Victory at
This Hour.

BIG VOTE POLLED THROUGHOUT STATE

Two Covington Citizens Make Queer
Bet—Will Parade the Streets
Dressed in Furs and Other Heavy
Winter Garments.

Hearst News Service.

Denver, June 27.—The announcement that Governor John A. Johnson, of Minnesota, will come here and open headquarters as a candidate for the presidential nomination has caused much comment among Democrats, as such a course is regarded as unusual. Johnson adherents claim 362 votes on the first ballot, which is enough to block the nomination of Bryan.

Hearst News Service.

Chattanooga, Tenn., June 27.—Early reports indicate a landslide to Edward W. Carmack for governor over Patterson in the Democratic primaries being held throughout the state today. The local fight is hard. A Carmack parade more than two miles long passed through the streets this morning. The vote is the heaviest in many years and the count will be slow on account of the length of the ticket.

DEADLOCK CONTINUES

Still No Indication of Nomination
in North Carolina State
Convention.

Hearst News Service.

Charlotte, N. C., June 27.—At 2 o'clock this afternoon no signs of weakening are evinced on the part of any of the aspirants for the Democratic nomination for governor. Adherents of Home indignantly deny that he will withdraw. The forty-ninth ballot stood as follows: Kitchen 386, Craig 319, Horne 152.

The reason people can stand all the inconveniences at summer resorts is they have to pay so much for them.

JOHNSON HOLDS ON

Minnesota Man Opens Headquarters
in Denver and Claims 362
Instructed Votes.

Hearst News Service.

Denver, June 27.—The announcement that Governor John A. Johnson, of Minnesota, will come here and open headquarters as a candidate for the presidential nomination has caused much comment among Democrats, as such a course is regarded as unusual. Johnson adherents claim 362 votes on the first ballot, which is enough to block the nomination of Bryan.

WARM ELECTION BET.

Covington, Tenn., June 27.—Within the next few days Covington will witness the spectacle of one of its prominent citizens parading the streets for three successive days, clad in heavy fur coat, fur cap, ear muffs and other winter clothing to match. Whether C. P. Boals, a prominent attorney, or J. L. Garner, an insurance man, will furnish the spectacle is to be decided by today's primary election.

BRYAN FORTUNE IS NOT LARGE

Lincoln, Neb., June 27.—Taxable property belonging to Mr. and Mrs. William J. Bryan has been listed with the assessor. The total assessment is \$84,000. The Bryan home is assessed at \$21,000 and the Commoner at \$18,000.

EDWARD W. CARMACK.



THE BRYAN SMILE.

BRYAN NAMES CHAIRMAN OF DENVER CONVENTION; HIS NOMINATION ASSURED

Hearst News Service.

Denver, Colo., June 27.—The Democratic National Executive Committee today decided on Theodor Bell, former congressman from California, as temporary chairman and Henry D. Clayton, of Alabama, for permanent chairman of the Denver convention.

These men are the choice of William J. Bryan. It is stated that Urey Woodson, of Kentucky, will be made permanent secretary and I. J. Dunn, assistant attorney of Omaha, will nominate Mr. Bryan. The Bryan men today claim 703 pledged and instructed delegates.

Hearst News Service.

Nashville, Tenn., June 27.—Tennessee's primary election is in progress today, with prospects of a record-breaking vote. The principal matter to be decided is the gubernatorial contest between Governor Patterson, the present incumbent, and ex-Senator Carmack. The utmost confidence is expressed at the headquarters of both candidates and early returns indicate that the result will be close.

Hearst News Service.

Covington, Tenn., June 27.—In an interview given to a Hearst News Service reporter here today regarding the anti-injunction plank in the Republican platform, Samuel Gompers, president of the American Federation of Labor, says that the workman asked for bread and was given a stone. "All that labor demands," he said, "is that it be placed on an equality before the law with all other citizens."

STEVENSON IN THE RACE

Former Vice President is Candidate
For Democratic Nomination
For Governor.

Springfield, Ill., June 27.—Ex-Vice President Adlai E. Stevenson will be a candidate before the Democratic primaries for the nomination for Governor. Among his opponents will be James Hamilton Lewis, of Chicago.

MR. THOMASSON WILL GO WEST.

One of the results of merging the National Bank of Commerce and the First National will be the loss of Mr. A. F. Thomasson, cashier of the First National from the city of Hattiesburg. Mr. Thomasson has already made arrangements to go out west and engage in the banking business. The public of Hattiesburg will regret to learn that Mr. Thomasson and his family will leave here.

Hearst News Service.

Washington, June 27.—Luke E. Wright, of Tennessee, will succeed William H. Taft as secretary of war next Wednesday. No change will be made for the present in the heads of departments and General Oliver will continue in the capacity of assistant secretary.

OFFICIAL DECISION

As to the Rebuilding of the Newman Plant Will Be Made
Within 30 Days.

RELIABLE INFORMATION FROM PRIVATE SOURCE

Certain That the New
Plant Will Be Rebuilt, but
Will Not Be Given
Priority Ready to Go

NO STATEMENT IS
OBTAINABLE NOW.

Daily News Special.
Scranton, Pa., June 27.—Officers and directors of the United States Lumber Company refuse to make any statement regarding the rebuilding of the Hattiesburg mill. From an unofficial, but thoroughly reliable source, it is said that the mill will be rebuilt on the former site and that plans for the new building have been adopted. Officers say that it will not be ready to make an announcement for three or four weeks.

It can be stated as an actual fact that the Newman Lumber Company will rebuild its plant in Hattiesburg, but that official information to this effect may not be given out for thirty days. Reliable information received yesterday afternoon from Scranton, Pa., convinces the Daily News that the directors of the Newman Lumber Company have virtually decided the matter of location and that Hattiesburg is the place.

This is inside information. company, official action was delayed but there is an understanding to the effect that the Hattiesburg plant will be rebuilt and an official announcement to this effect may be expected within thirty days.

When the official announcement is made, it is expected that work on the new plant will at once follow. It is believed to be due to the fact that the company does not care to commence work at once, that official action has been delayed.

But the matter of rebuilding has been virtually settled in favor of Hattiesburg, and while it has been done in an unofficial manner, the official action will follow, according to present plans, within thirty days.

This statement is based on thoroughly reliable authority.

Officials and employes of the Newman Lumber Company have recently purchased some considerable property near the mill plant and this of itself is a good indication outside of the geographic tip received yesterday afternoon from Scranton, Pa.

LUKE WRIGHT TAKES REINS

Tennessee Man Succeeds Secretary
of War Taft On Wednesday,
July 1.

Hearst News Service.
Washington, June 27.—Luke E. Wright, of Tennessee, will succeed William H. Taft as secretary of war next Wednesday. No change will be made for the present in the heads of departments and General Oliver will continue in the capacity of assistant secretary.

THE DAILY NEWS PROGNOSTICATOR



Washington, June 27.—For Mississippi: Generally fair tonight and Sunday.

Just a Plain Statement of a Plain Newspaper.

The Daily News reaches more homes in Hattiesburg than any other newspaper. It reaches more homes in the Hattiesburg district than any other two newspapers. It is better printed, contains more live news and less objectionable matter than its competitors. And advertising in the Daily News costs no more than you are now paying for less circulation.

Circulation Books open to Advertisers Every Day in the Week.