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A Fresh Shipment
Allegretti
AT SIDES

ABILENE DAILY REPORTER

VOLUME XI. MONDAY, APRIL 15, 1907. NUMBER 239

JUST RECEIVED
a fresh shipment of
Wylies Candy
Joe's Kandy Kitchen

STANDARD IS GUILTY

SO SAID THE JURY IN CHICAGO TRIAL.

IS LIABLE IN 1,462 COUNTS

Fines Will Aggregate Into Millions of Dollars If Maximum Penalty Is Given.

CHICAGO, April 12.—The Standard Oil company was found guilty at 10 o'clock tonight of rebating by a jury in Federal Judge Landis' court. The jury declared the trust was not guilty on 441 counts of the indictment, but that it was liable in 1,462 counts. The maximum fine is $20,000 in each count and the minimum $1,000. Therefore the maximum gross fines may aggregate $29,240,000.

CHICAGO, April 13.—The jury retired to consider the evidence at 6:16 p. m. and devoted two hours of the time intervening between the retirement from court and the return to render a verdict to eating a coarse dinner. The minds of the jurors were made up. They had been listening to the evidence for six weeks and eventually arrived at a conclusion before the final arguments. Judge Landis returned from dinner, attired in a full dress suit. He opened court, sent for the jury and received the verdict." Immediately on its reading, attorneys for the oil company moved for a new trial and next week was set for the time for hearing. Before this motion was disposed of, question of whether the defendant can be fined in more than one count, must be determined.

Whether the court has any direction to ignore the jury's finding and fine on but one count is a disputed question. The defense does not believe the count will inflict such an unprecedented and enormous sum in fines. United States District Attorney Sims declares the full penalty in each will not be disproportionate. He says that if a common criminal is sent to prison for theft of an article worth a few dollars, then the imposition of $29,240,000 in fines against a corporation worth $200,000,000, a large portion of which wealth was amassed by collecting rebates, will be reasonable and according to the practice of the court in cases of petty criminals.

The high priced lawyers for the oil company were crestfallen over the defeat. They express a determination to carry the case to the supreme court of the United States rather than to permit their clients to pay the gigantic fine. If a single fine of a hundred thousand dollars is imposed they will pay it, but if the fine exceeds $100,000 they will make a desperate fight before advising payment.

The Standard Oil Company of Indiana was indicted by the federal grand jury of the northern district of Illinois for accepting concessions in storage charges, reductions in rates and receiving other rebates and concessions. The amounts alleged to have been given aggregate $275,000 within eight months. The investigation of the grand jury also disclosed it is said that oil has been shipped at reduced rates for the Standard from Whiting to southern points. At Grand Junction Tenn., it was shipped without rebanding, it was averred, while the product of rival companies was rebanded in a more expensive manner. The investigation was completed before two judges, representing the divided jurisdiction of the court. The charges on the northern shipments have not yet been heard. The railroads mentioned in that connection are the Chicago & Eastern Illinois, Evansville & Terre Haute, Illinois Central and the Southern. The common carriers involved in the evidence of the case decided are the Chicago & Alton, Chicago Terminal and St. Louis Bridge company.

Of the 1,904 counts, 456 were quashed or defective. The remainder left the company liable to fines of not less than $1,000 or more than $20,000 for each offense. The possible aggregate of fines is more than 29,000,000. The court charge left the jury a discretion as to how many of the counts it must have to find the company guilty. The case will be further argued next week.

Judge Landis agreed to permit the jury to find a verdict this week, so that its vigil of six weeks might end. He will rule as to the number of offenses next week. If he limits the offenses to but one crime there can be nogreater fine than $20,000 and possibly less. On the other hand, he has the power to rule that each shipment constituted an offense and the company of the aggregate of maximum fine nearly $30,000,000. The ruling will be the most important in the federal jurisdiction. It will determine whether the federal laws against railroad discrimination are enforcible.

We take orders for morning delivery up to 11 o'clock and for evening deliveries up to 6 o'clock.
J. SIDES CONFECTIONERY CO.

NEGROES RETALIATE

WHITE MEN FIRED UPON BY A CROWD OF NEGROES.

TAKING THE MAN EROM JAIL

Three Wounded, One Will Probably Die—Posse Hunting the Guilty Parties.

By Associated Press.

NEW ORLEANS, April 15.—While a number of white men were taking a negro charged with criminal assault on a white woman from jail at Bunkie, La., last night with the intention of lynching him they were fired upon by a crowd of negroes who were hidden near the jail for the purpose of rescuing the negro. Three of the white men were wounded, one will probably die. The injured are: John Dorman of Hanaville, abdomen; E. White, Brandon, Miss. shot in thigh; Howard Crudeher, Hanaville, shot in arm. A posse is scouring the country for the guilty negroes.

WILL TRY CALIFORNIA FOR A SHORT WHILE.

Frank L. Gordon for the past 12 months as employe in the job department of The Reporter office resigned his position last week and on Saturday left for Shidoke, California, where he had a more lucrative position offered him. He is a good printer and a responsible young man and worthy the confidence and esteem of his fellowmen, especially of his fellow-craftsmen. Shidoke is a wide-open mining town, but Mr. Gordon's friends have no fears for his future safety, as he is a young man who holds himself far above the evils that may fall across his pathway.

S. D. and Mrs. Jobe went to Putnam Sunday to attend the marriage of Miss Mary Robbins, sister of the latter to Mr. Linsey Morgan, the happy event taking place at the home of the bride's parents.

Mrs. Curry wife of W. A. Curry out on Elm, while stepping from her carriage on Sunday the horses moved up, throwing her to the ground so violently that she was painfully bruised.

J. R. Toombs is in from the Canyon today and says the three-link boys at Nubia and Dora will have a joint picnic in the Story pasture 15 miles southwest of Nubia on the 26th.

Charley Moore, Ed Allen, Owen Anderson, Charley Davis, Harvey Counts, and John Abernathy of Merkel came in on the forenoon train to attend District court.

Gus Schorsch came in from Comanche Sunday afternoon to spend a few days with his father E. G. Schorsch who has been confined to his bed and room two weeks with rheumatism.

Mr. J. H. Fitzgerald, a prominent and popular citizen of Palestine, is in the city for a day or two, and we were glad to meet him and hope that our people will have an opportunity to get acquainted with him.

On his return home to Brownwood from the Davis mountains, Tom Bellstopped in Abilene a day or so with his old friend, W. T. Barber.

After a short but pleasant visit to E. H. and Mrs. Boune, N. J. Carraway and wife left this forenoon for their home in Louisiana.

T. C. and Mrs. Campbell are visiting the parents of the former at Louisville, this state, leaving at 11:55 Saturday night.

J. W. Lowe, Carl Evans, T. T. Burns, A. T. Sheppard and Ben Pitcher of Merkel were visitors to Abilene on Sunday.

J. R. and Mrs. Johnson were in from Moro today buying furniture to furnish a new room just added to their home.

THE LONGEST EARTHQUAKE SHOCK FOR MANY YEARS

By Associated Press.

WASHINGTON, D. C., April 15.—The Weather Bureau reports distant earthquake shocks of great intensity recorded by the seismograph at 1:41 this morning. The greatest movement of the earth at Washington occurred from ESast to West direction lasting from 1:26 to 1:41. The records indicate unusually violent earthquake at distance, comparable in intensity with those which recently occurred at Valparaiso and Kingston.

ALBINY, NEW YORK, April 15.—The strongest and longest earthquake shock recorded on the seismograph at the state museum in this city since the instrument was installed began at 1:41 a. m. today and continued for more than two hours. The record was more pronounced than that made by the awful San Francisco earthquake last year. Maximum vibration so severe as to swing pendulum clear off the revolving cylinder. The shock may have come from some part of the ocean but fears are entertained that great damage has occurred at some distant place.

OVER ONE HUNDRED WORKMEN KILLED IN LAST FOUR WEEKS

By Associated Press.

LODZ, RUSSIA, April 15.—During the last four weeks over 100 workmen have been killed or wounded here as result of labor feuds. The government has failed to protect those willing to work and the latter have taken matters in their own hands, and violently expelled all terrorists, anarchists, and agitators.

IN THE DISTRICT AND COUNTY COURTS.

District court convened this morning in regular session for the seventh week and is the last week of the march term.

The case of the State of Texas, vs. J. L. Haines charged with theft of money from the Ed. S. Hughes-Co., was called and a jury selected as follows:

J. R. Neal, A. R. Cox, J. S. Burns, B. F. Hawkins, Roy Boulbin, J. N. Gardenhire, Jim Carrigan, T. E. Ballard, W. B. Farmer, R. A. Bryant, J. A. Pavor, Theo. Wilkinson.

In addition to H. Rob Kesbie, Esq., Hardwicke & Hardwicke have been employed by the defendant and will make a hard fight in his behalf.

County court convened at 9:30 and the criminal docket called, and three cases disposed of, the parties pleading guilty to the charges:

State vs. Pablo Bernado, fornication, $50.00 and costs.

State vs. John Pruitt, disturbing the peace, $5 and costs.

Holiness Meeting.

Please announce through your paper our meeting at the Mission is progressing nicely. Large crowds, 24 souls have out through to victory the past week. Every body is invited to attend. Preaching 3 o'clock and 8 p. m. Rev. M. M. Lowry and wife C. W. Ely J. L. Price and wife are with us, pressing the battle for lost souls.
D. C. W. Petrick and Wife, Supts.

Johnson-Taylor.

Married, on Sunday, April 14th, 1907, Mr. M. E. Johnson and Miss Anna Taylor both of Iberis, the ceremony taking place at noon, by Judge E. M. Overshiner in the presence of a number of the friends of the contracting couple who accompanied them from their homes.

We join their friends in hearty good wishes for a happy life together.

LIFE TERM FOR KILLING HER HUSBAND.

NEW ORLEANS, April 15.—Mrs. Ada Drew of St. Francisville, West Feliana Paris, is the first woman in many years in this state, to receive a long term in the state penitentiary. Mrs. Drey was sentenced yesterday to seven years, for the murder of her husband at Turnbull Island, sixteen miles from St. Francisville.

The woman at first entered a plea of not guilty to the charge of murder, but yesterday the court accepted her plea of guilty of manslaughter and at once passed sentence upon her. She will begin serving her term at once.

GEORGE ROOSEVELT DIES AT MIDNIGHT AT BRUSSELS.

By Associated Press.

WASHINGTON, D. C., April 15.—The state department has received a dispatch today announcing the death of George W. Roosevelt, cousin of President Theodore Roosevelt, which occurred at Brussels where he is Consul General. Death came at midnight, the cause of which was not given.

SEVEN NEW CARDINAL CREATED AT SECRET CONSISTORY TODAY

By Associated Press.

ROME, April 15.—The Pope held secret consistory today in Vatican had created seven new cardinals as follows: Mgr. Cavallari, Patriarch of Venice, Mgr. Reginaldini Papal Nuncio, to Spain. Mgr. Lorenzelli, ex papal nuncio at Paris. Mgr. Lunaldi arch bishop of Palermo, Mgr. Mercier, archbishop of Malines, Mgr. Maffi archbishop of Pisa, Mgr. Aguirre Garcia, bishop of Burgos, Spain.

The ceremony was performed with unusual pomp and gorgeousness.

PIONEER PASTOR RESIGNS—1ST PRES. CHURCH NOTIFIED.

It is with the keenest regret that we record the fact that the pastorate of the First Presbyterian church may be vacated by one of the most popular pastors who has ever served in this city, and now the pioneer pastor, having served continuously for more than eleven years ever since he came from the seminary and began the work of the ministry, Rev. E. S. Lowrance. We stated some days ago that he had received a call to Bowie, and he visited that church last week, and upon his return made known the fact that he would tender his resignation to this congregation. It is evident that a strong effort will be made to induce him to reconsider, and we trust that it will be successful. It is stated that the matter will be taken up by the church next Sunday.

ENGINEER A. P. KITTRELL LEAVES THE SANTA FEE.

Civil Engineer A. P. Kittrell, the man who has made all the surveys preliminary to the Santa Fee cutoff, passed through the city last night en route to Kansas City. Mr. Kittrell stated that he had resigned his position with the Atchison Topeka & Santa Fe and will hereafter be in the employ of the Rock Island road.

He says he left the cut-off surveying party near Buffalo Gap and that they had only about two more days work before the entire preliminary work is completed. He has had charge of the party ever since it was put in the field at Brownwood last summer and had run many lines. He last surveyed a line from Talpa and crossed the Texas and Pacific railroad at Roscoe, but Mr. Kittrell doesn't think the Santa Fe will use this route. He is confident that Brownwood or Coleman survey will be utilized. The surveying party in which several Brownwood parties are working will return here within a few days.

Mr. Kittrell would give out nothing concerning what the plans of the Rock Island road are, but from his conversation it appeared that the road had secured his services on account of his familiarity with the topography of this section of the country. Mr. Kittrell is an engineer of marked ability and was formerly with the Rock Island.—Brownwood Bulletin.

Piles Cured at Home by New Absorption Method.

If you suffer from bleeding, itching, blind or protruding Piles, send me your address, and I will tell you how to cure yourself at home by the new absorption treatment; and will also send some of this home treatment free for trial, with references from your own locality if requested. Immediate relief and permanent cure assured. Send no money, but tell others of this offer. Write today to Mrs. M. Summers, Box P, Noerte Dame, Ind.

Let us figure with you on your hose. We have a large stock of fresh goods.
SPAULDING BROS.

THREATENED STRIKE EXPRESS EMPLOYEES WILL BE AVOIDED.

By Associated Press.

NEW YORK CITY, April 15.—The announcement is made today that as a result of the five days conference regarding the threatened strike of thirty five thousand employees of Express companies operating in the Metropolitan district has been avoided. The employees gained an increase in wages and hours from twelve to ten, in most cases.

COCKRELL ON STAND

WORK RESUMED IN UNITED STATES COURT THIS MORNING

FIRST WITNESS FOR DEFENSE

Testifies As to The Value of Holdings of Steffens and Lowdon Et. Al.

The trial of J. G. Lowdon and O. W. Steffens was resumed this morning, and the defense began their testimony, introducing as first witness Fred Cockrell. Mr. Cockrell testified as to the value of the holdings of the different corporations in which himself Steffens and Lowdon and others were interested, in rebuttal of the contention of the government which claimed that the statement which Steffens and Lowdon carried on their letter heads, "responsibility $200,000," and which it is claimed influenced parties in making the American National Bank loans, was not true. The testimony of Mr. Cockrell went to show that the value of the holdings of Steffens and Lowdon was in excess of the sum claimed by them, and that the failure of the bank was due to the failure of its New York correspondent to renew its rediscounts, and a consequent failure of the allied interests to obtain money with which to renew their loans. Witness testified, that he, J. O. Lowdon and S. P. Hardwicke, owned the entire stock of the Lytle Ice Co., Lytle Water Co. and Abilene Electric Light and Power Co. Mr. Hardwicke owning one share in each corporation, and he and Lowdon the balance. That the above corporations served the city of Abilene, and the ice company, Abilene and the surrounding country, and that said corporations were the sole servers of the public in their respective lines. That the water company was capitalized at $160,000, and that in his opinion the property and franchises of the three corporations were reasonably worth at the time the bank failed the sum of $300,000; that the indebtedness of said corporations aggregated $120,000.

That the Black Mountains Cattle Company was organized in 1900 with a capital stock of $200,000, that the stock was owned equally by himself, J. M. Daugherty, O. W. Steffens and J. G. Lowdon, witness being president. That tat that time the company acquired four smaller ranches in El Paso county and leased other University and school lands, aggregating about 500 sections, that they had about 125 sections under fence, and drift fences, so that hey had the use of about 1600 sections, that all the lands they had were leased except half a section, the leases running from ten years and more, and were in the absolute lease district. Various improvements were made on the ranch by the company, which he enumerated. The company bought in 1900 about 15,000 head of cattle, paying therefor from $16 to 20 per head, mostly cows and heifers, also bought about 400 head of mood bulls, bought 400 head of horses. That on Jan. 19, 1905, there were on the ranch about 20,000 head of cattle, of the reasonable market value of $16 per head, besides the horses and other property. The indebtedness of the company amounted to $290,000. That a short while after the bank failed, Jan. 18, 1905, meetings of creditors were held of the above mentioned companies at which witness was present. At said meetings he and the stockholders of all the companies in which he was interested turned over their property to the creditors, and committees were appointed by the creditors to take charge of and manage said property for the purpose of paying the debts. Mr. Cockrell was still on the stand at 2:30 o'clock this afternoon.

We take orders for morning delivery up to 11 o'clock and for evening deliveries up to 6 o'clock.
J. SIDES CONFECTIONERY CO.

FIGHTING FOR BAIL

TO BE STARTED AT ONCE BY THAW'S ATTORNEYS.

DELMAS MAY QUIT THE CASE

Thaw Very Anxious to Get Out and Tells Delmas to Go and Make Good on The Situation.

By Associated Press.

NEW YORK CITY, April 15.—Interest in the case of Harry K. Thaw now centers about the changes he has made in the staff of lawyers he will have to conduct his next trial. While no official announcement has been made the intimation comes from the lawyers themselves considerable changes have been made and that others will follow.

Delphin Delmas, who led the fight in the recent trial has it is stated severed his connection with the case. Daniel Oreilly makes the announcement that he is now counsel of record for Thaw and that he will be in active charge of the case hereafter. He was appointed to that position couple of week ago, Oreilly is authority for statement that he is only one of the five lawyers retained. He says he will move within next week to have Thaw released on bail and believes that his efforts will meet with success.

The real reason for Harry Thaw's desire to be admitted to bail pending his re-trial aside from his natural craving for freedom, it developed tonight, is that he fears his wife may utterly collapse unless he can get her away from New York at once.

Evelyn Thaw is a wreck. One of the men who has been her constant attendant ever since the arrest of Thaw confessed today that the great worry of the whole Thaw family is for Evelyn's health.

"Since last July," said this guard, "Mrs. Thaw has wasted away fifty per cent. She is only a shadow of her former self. If she should catch cold and it settle on her lungs in her present physical condition it would mean almost certain death to her. His wife's condition furnishes the real motive for the demand that his counsel will make during the coming week for his release under $250,000 bail.

"Evelyn Thaw refuses to leave New York without her husband. Members of his family have coaxed her in vain to consent to leaving New York for a little while, but she insists her place is beside her husband. Persons who do not like Thaw's defense are inclined to consider his anxiety for his wife, especially in this connection, a selfish motive. They point out that the only thing which gave Thaw the shoot of a chance in his recent trial was Evelyn's appearance on the stand. If she should die or should fail so that she would be unable to go on the stand and repeat her story, opinion generally agrees that it would take far less than forty-seven hours for a jury to agree and that it would probably be the death chair for the slayer of Stanford White.

Gives Delmas Orders.

Thaw's anxiety to get out of prison was demonstrated today in a conversation with Delmas, the lawyer who practically conducted his defense. Thaw, it is said, practically put it up to Delmas to get him out on bail if he wished to remain in the case. He openly charged that the Californian, so the story leaked out of the Tombs' had thrown away his chances with the jury by his plea of justification.

"Now, go and make good. Get me out of here on bail. That's the thing I want now; this is the remark which Thaw is reported to have thundered down the corridor after Delmas as he beat a hasty retreat from the cell, but to get bail for Harry Thaw will be no easy task for Delmas.

District Attorney Jerome is determined that the young millionaire shall spend every moment of the time, until he faces trial again, in prison. He expressed himself forcibly on the subject just before starting for his home in Lakeville, Conn., this afternoon. "If there is an application for bail, I shall oppose it thoroughly," he said. "If any notice of such service is made on my office I will be informed at once and will take immediate measures to meet the application."

There was a rumor today that Jerome would agree to the sending of Thaw to Matteawan if his attorneys desired it. The district attorney vigorously denied this.

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