

J. I. C. Clarke summarizes an intensely human article thus: "Yuan Shih-k'ai, Dictator or Emperor?" See next Sunday's SUN.



THE WEATHER FORECAST. Fair and continued cool to-day and to-morrow. Highest temperature yesterday, 77; lowest, 63. Detailed weather, mail and marine reports on page 13.

ROCK ISLAND RECEIVERSHIP IS ASSAILED

Commerce Board Scores "Syndicate" for Putting Road Into Court.

\$25,000,000 LOSSES FROM 1901 TO 1914

Directors Who "Submit Blindly to Exploitation" Taken to Task.

WASHINGTON, Aug. 17.—The Interstate Commerce Commission's report on the Rock Island, handed down to-day, describes the recent court action which resulted in the appointment of receivers as "not a bona fide proceeding to collect a debt, but one instituted to carry out the purposes and schemes of the syndicate controlling the railway."

The report details losses to the railroad aggregating \$25,000,000 since 1901, this total including \$1,000,000 that was paid as "gratuities or contributions" to officers and directors. In addition the railway company paid to financial institutions in connection with the issuance of bonds, commissions aggregating more than \$1,600,000 and suffered discounts of more than \$17,700,000.

"The amount of gains," says the commission, "accruing to W. B. Leeds, D. G. Reid, W. H. Moore and J. H. Moore through their control and manipulation of the railway company is probably not ascertainable. Reid, when interrogated with a view to ascertaining his profits from the various transactions, explained that he always burned his books at the end of each month."

Little of Value Left.

The quotations placed in the record from the stock market of the New Jersey company stock had the railway company stock showed wide fluctuations. What ever have been the gains realized by these persons it is certain that the present holders of the stocks and bonds of the holding companies have that which is of little or no value."

The commission condemns the directors of the Rock Island. Here are a few of the things it says: "This record emphasizes the need of railway directors who actually direct."

"A director who submits blindly to the exploitation of his company is a party to its undoing and he could be held responsible to the same extent as if he had been a principal instead of an accessory before the fact."

"It should be just as grave an offense for an official of a railway to be faithful to his trust for financial gain as it is for an elected official of the Government to betray his trust for money reward."

The commission contends that the case of the Rock Island again demonstrates the necessity for legislation imposing a limitation on the issuance of stocks and bonds by railroads.

History of the Road. Before taking up the receivership proceedings the commission presents this brief summary of the history of the Rock Island:

In 1902 the main line of the Chicago, Rock Island and Pacific Railway Company extended from Chicago to Minneapolis and St. Paul, Minneapolis and Kansas City. The territory served is one of the richest and most prosperous in the country and the system's ramifications of branch lines insure to it a large volume of tonnage.

Mr. Taft was asked his opinion of the Federal Industrial Relations Commission and its work. "I am sorry the commission has pursued the methods it has in its investigation. It seems to me these methods have harmed the effect of the work undertaken. I say now, as I said before, that the chairman of the commission, when he admitted he tackled his subject without judicial poise, admitted his lack of seriousness, and as a result his conclusions will have but little weight with judicial minds."

Speaking of the tariff, Mr. Taft said: "The European war has ameliorated conditions imposed by the present tariff."

Hooks and Eyes For Kaiser. Pins and Buttons Also Wanted. Made of Needed Metals.

Villa Executes Eight Prominent Mexicans

Grandson of Luis Terrazas, Once Nation's Richest Man, Among Victims Put to Death for Treachery in Chihuahua.

CRUCIAL BATTLE GOING ON NEAR TORREON

El Paso, Tex., Aug. 17.—That Gen. Villa is not exactly in a peaceful mood is shown by news received from Chihuahua city to-night, confirming earlier reports of the execution of a number of men by his order in that city, following his return from his conference in El Paso and Juarez with Gen. Scott. The executions took place on Sunday, it is said, and the victims were some of the prominent men in Mexico prior to the Villa rule, or since he came into power in Chihuahua.

The men executed were: Guillermo Terrazas, grandson of Gen. Luis Terrazas. Felipe Gutierrez, Governor of Chihuahua during the Orozco revolution. Luis Garcia, brother of Col. Garcia. Aureliano Gonzalez, Governor of Chihuahua during Villa's first success. Silvestre Terrazas, ex-Secretary of Chihuahua State.

Enrique Garcia, secretary to the Mayor of Chihuahua. Perches Enriquez, ex-purchasing agent for Gen. Villa on the border. Gen. Del Paso, a brigade commander. These Villa officials were shot, it is said, on the charge of treachery, either because they were conniving to join Carranza or the peace faction.

Gen. Rios del Rio, purchasing agent for Villa on the border, was arrested to-day in Juarez and sent to Chihuahua city. Partially confirmed reports received to-day stated that Gen. Manuel Chao, commander of Villa forces at Parral, is preparing to march on the city and join the Carranza forces in Durango.

A report is current that the Villa garrison at Santa Eulalia had declared for Carranza. Gen. Villa has gone to Torreon to defend the city and a battle with the Carranza forces is going on. Carranza once between Chihuahua and Torreon has been suspended.

Gen. Luis Terrazas, the richest man in Mexico and before the revolution owner of the largest ranch in the world, has been the victim of Carranza's extortions since Villa's first victories in Chihuahua two years ago. He fled from his great holdings in Chihuahua to El Paso and from there paid enormous ransom to the northern leader for the life of his son, Luis.

His ranch, according to several sources of information, was hung up, beate, and tortured by Villa until he disclosed places where his father had hidden his money. Carranza once ordered Villa to spare the Terrazas. Former Secretary of State Bryan through agents warned Villa to cease.

INTERVENTION IS NEAR IN MEXICO, SAYS TAFT

Wouldn't Be Necessary if Situation Was Approached Properly at Start.

DENVER, Aug. 17.—"If we had approached the situation in Mexico with proper foresight, we would not be proper intervention to-day," said ex-President Taft in an interview here to-night. "And intervention in this land of riot, disorder and revolutions can only be excused because Mexico, like Cuba, has become an international pest. I trust and hope we will not have to intervene, but it looks very much as if that will at last become necessary."

"The United States seems to have committed itself to a policy of protection, and perhaps our stepping in is the only solution of the terrible situation at the present time."

Mr. Taft was asked his opinion of the Federal Industrial Relations Commission and its work. "I am sorry the commission has pursued the methods it has in its investigation. It seems to me these methods have harmed the effect of the work undertaken. I say now, as I said before, that the chairman of the commission, when he admitted he tackled his subject without judicial poise, admitted his lack of seriousness, and as a result his conclusions will have but little weight with judicial minds."

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HILL MINNESOTA'S FIRST MAN. Named by Gov. Hammond as State's Greatest Citizen.

St. Paul, Aug. 17.—James J. Hill of St. Paul, capitalist and railway builder, is Minnesota's greatest living citizen. This was the decision reached to-day by the committee of five empowered by Gov. Hammond to name the recipients of honors to be conferred by the inauguration of the Panama-Pacific exposition at San Francisco.

PLOT IS CHARGED IN \$2,000,000 ESTATE

Broker, Doctor and Nurse Are Named in Contest Over Rutherford Will.

TWELVE COUSINS IN SUIT

Allegations That Testator Was Plied With Liquor Are Made.

Charges of conspiracy against Charles K. Phipard, member of the Stock Exchange firm of Whitehouse & Co. of 111 Broadway, Dr. George E. Steel, an eye and ear specialist, and Miss Edith Culver, a trained nurse, in connection with the will of Henry Rutherford, who died at the Hotel Astor on February 25, 1913, leaving an estate of more than \$2,000,000, are made in affidavits filed in the Supreme Court yesterday.

The affidavits were presented to Supreme Court Justice Giegerich on an application for a temporary injunction to restrain the distribution of the estate pending a suit to break the will. An injunction was granted pending the determination of a motion before Justice Sherman to-day to continue it until the will case is decided.

The allegations against Phipard, Dr. Steel and Miss Culver are based on information in a report of information that was given before his death. Mr. Rutherford was addicted to the use of liquor and drugs and that Dr. Steel and the nurse aided in keeping him in such a condition that when he made his will he was unable to exercise his own judgment.

The affidavits allege that as a result of the acts of the broker, physician and nurse Mr. Rutherford gave \$50,000 to the physician's wife and the same amount to her sister and gave \$100,000 to Phipard and named him executor without a bond. It is also charged that a bequest of \$200,000 to the Rockefeller Institute for Medical Research was made because a son of Mr. Phipard was an officer or employee of the institute. William C. Culver, a physician, was named in the affidavits set forth that she acquired luxuries after the death of Mr. Rutherford which she did not have before, and it is also alleged that she is a trained nurse, but is merely "held out" as such by Dr. Steel.

The suit is brought by J. Franklin Gulick, Rutherford's nephew and ten-year-old maternal cousin of Mr. Rutherford, who was not mentioned in the will. Among the defendants named are thirty-two paternal cousins of the decedent living in Great Britain, the Canary Islands and Nebraska, who divide the residuary estate of \$1,250,412.

Cousins Contest of Will. The complaint drawn by William M. Seabury of 32 Nassau street states that the decedent had two brothers, James and John, one sister, Mrs. Mary Rutherford Marshall, and a wife, but all died before him without issue, leaving him no next of kin nearer than cousins. The plaintiff is the son of the decedent's mother, and they say they have no actual knowledge of the relationship of the defendant to the decedent. The complaint alleges that Rutherford was of unsound mind at his death and that if his will was executed at all it was not his, but that of the defendant. Dr. Steel, who is husband of Lydia Elizabeth Pearson Russell, two beneficiaries of the estate, and the wife of the Edith Culver, an "alleged nurse."

The chief affidavit is presented to Justice Sherman is made by Herbert L. Gulick, one of the plaintiff's brothers and two sisters of the decedent's mother, and they say they have no actual knowledge of the relationship of the defendant to the decedent. The complaint alleges that Rutherford was of unsound mind at his death and that if his will was executed at all it was not his, but that of the defendant. Dr. Steel, who is husband of Lydia Elizabeth Pearson Russell, two beneficiaries of the estate, and the wife of the Edith Culver, an "alleged nurse."

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GET FRANK'S LYNCHERS, ORDERS GOV. HARRIS OF GEORGIA AS HE RUSHES BACK TO HEAD INQUIRY

Residents Must Decide Between Law and Anarchy, Editors Say.

NEWSPAPERS UNITE IN SEATHING DENUNCIATION OF THE MOB.

DEMAND THE GUILTY MEN BE PUNISHED

Atlanta, Aug. 17.—Under the title "Georgia's Shame," the Atlanta Constitution will say to-morrow in part: "The sovereignty of the State of Georgia has been assaulted and desecrated. No wrong in the language is too strong to apply to the deliberate and carefully conspired deed of the mob."

"Every man, woman and child in Georgia will feel the ultimate effect of that act of law-defying mob, which went to Milledgeville and lynched not Leo Frank, who is only a detail in the awful story, but the State itself. It is Georgia, Georgia law and justice, that was hanged upon that 'Cobb county tree.' Those who ever take the law into their own hands for the purpose of preventing the recurrence of such a crime are guilty of the same crime."

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Ex-Gov. Slaton of Georgia, Gov. Nat Harris of Georgia.

STATE BOARD EXONERATES PRISON HEADS

Body on Way to Brooklyn After Thousands View It in Atlanta.

WOMEN RUSH TO SEE SHOCKING SPECTACLE

Crowd Restrained With Great Difficulty at Scene of Hanging.

ATLANTA, Ga., Aug. 17.—Gov. Harris of Georgia issued instructions to-day to the Sheriff of Cobb county, in which Leo M. Frank was hanged near Marietta, the birthplace of Mary Phagan, of whose murder Frank was convicted, to make every effort to apprehend the twenty-five members of the lynching party which kidnaped Frank from the Milledgeville jail late last night.

No State or county rewards have been offered for the arrest and conviction of the lynchers. It was said at the Governor's office that no application for a reward had been made.

Gov. Harris telegraphed to-night from Fitzgerald, Ga., where he is attending the Georgia Confederate Veterans' reunion, that he would start immediately for Atlanta to personally take charge of an investigation into the lynching. He said: "I am mortified and determined to have the fullest investigation of the entire affair. I intended to remain in Fitzgerald over Wednesday, but this horrible affair causes me to return to-night to take such steps as will immediately bring to justice those who are guilty of this despicable crime."

Members of the Georgia Prison Commission were in the Milledgeville Jail when Frank was kidnaped. They have investigated his seizure. They say the prison officials are blameless, although "the incident is regrettable."

Frank's body, after having been taken to Atlanta after shameful scenes in the field two miles from Marietta, where it was found, was placed on board a train at midnight for shipment to Brooklyn.

After Frank's body was found some of the 6,000 people who crowded around to view it advocated public mutilation, but after shocking scenes, of which women and children were spectators, calmer heads prevailed and the body was taken to a secret place in Atlanta for preparation for shipment.

NOT A SHOT FIRED BY LYNCHING PARTY

No Struggle With Armed Guards as Prisoner Is Captured.

MILLEDGEVILLE, Ga., Aug. 17.—Leo Frank's capture last night was accomplished without the use of any violence except such as a dozen or more men vented on Frank himself as they dragged him out to the automobile.

Not a shot was fired, there was no struggle with any of the twenty-five armed men stationed at the prison. It is true there was a show of violence; half a dozen of the lynchers displayed revolvers and shotguns and several of the prison officials were handcuffed and kept quiet under threats of being shot.

The twenty-five lynchers went about their business calmly and without display of any emotion except deadly seriousness and for the prison officials this was enough.

Lynching Is Denounced by Southern Governors

Harris and Slaton of Georgia and Others Deplore Mob's Defiance of Law and Predict Speedy Punishment of the Guilty.

The sentiment of the South in regard to the lynching of Leo M. Frank is reflected in opinions expressed last night by Governors of Southern States. These opinions were as follows:

Gov. Harris of Georgia. FITZGERALD, Ga., Aug. 17.—Gov. HARRIS, before hurrying back to Atlanta to-night, said: "I am greatly shocked and aggrieved and I do not believe the people of Georgia will at all approve of this action. I am sure that it will hurt Georgia greatly everywhere and I am extremely sorry that it occurred."

"It can be taken for granted that I will use my every power to see to it that the members of this mob receive fitting punishment for their crime. I will see to it that the authorities of the county in which this crime occurred are given every help at the disposal of the State."

Ex-Gov. Slaton of Georgia. SAN FRANCISCO, Aug. 17.—EX-GOVERNOR Slaton of Georgia, who commuted Leo M. Frank's sentence to life imprisonment, denounced the lynching in these words: "I would rather be lynched by a mob than be lynched by the judiciary. One is an attack upon the soul and the other only reaches the body."

"The act was a consummate outrage, and every man engaged in the lynching should be hanged, for he is an assassin. Such an act is contrary to the civilization of Georgia, and one which every good citizen will condemn. The English language is not strong enough nor broad enough to designate this in appropriate manner. The men who would do this sort of thing are of the same sort that kill women and children and men from behind a fence. No language is too condemnatory to express any sentiment in this case for which I will not stand responsible, and the words that I speak here I will repeat when I get home."

"I repeat that every good man and good woman in Georgia will resent this outrage, and will demand the speedy punishment of those who have perpetrated it."

Gov. Hall of Louisiana. NEW ORLEANS, Aug. 17.—Gov. Hall said to-night: "The lynching of Frank was the act of a band of lawless men, and it is severely condemned. I am sure, by the people of Georgia."

Gov. Goldsborough of Maryland. "When a State becomes the theatre of mob rule, every agency at the command of its Governor should be fully and fearlessly used to apprehend and punish its members, not men, but outlaws, who would uproot government and destroy the fundamental rights of civilization. This, and nothing less, I feel convinced, the Governor of Georgia will do."

Gov. Stuart of Virginia. BOSTON, Aug. 17.—Gov. Henry C. Stuart of Virginia, who is here to attend the conference of Governors' Week, spoke vigorously on the lynching of Frank, saying: "I deplore with all my soul all performances like this high handed violation of the law in the case of Frank."

"I cannot condemn such outbreaks with sufficient force to express my intense feeling against such a procedure. "I do not, however, think this new turn of affairs had anything to do with race prejudices against the Jews in the South. No person any longer regards nations in the South. Not once in the trial of Frank do I believe race prejudices entered. Judge and jury acted without regard to the nationality of the man on trial for his life."

"The better element throughout the entire South has the highest respect for law and order and would not under any circumstances endorse the lynching which has taken place. In my own State of Virginia no lynching has occurred for more than fifteen years. Lynching in the whole South has undergone rapid diminution in the last few years."

"This trial of Frank, with the subsequent outrages, springs from the feeling of resentment among all Southern people against attacks on young womanhood."

"With the increase of education among the Southern people I believe such outrages will pass, as they are in fact already frowned upon by the better educated classes everywhere. No one in the South will for a moment countenance this morning's crime against the State of Georgia, and the perpetrators if caught should be summarily punished."

Inquiry is the question of whether there was collusion between the authorities at the Milledgeville prison and the mob that succeeded in spiriting Frank away in such quick time."

"A small number of men have murdered the fair name of Georgia in the slaying of Frank. All the horrible things said about us by those outside the State they have made true by their treachery to a commonwealth."

"One thing that will require earnest law and order—and thank God, we believe we have more of this kind than any other—are appalled and ashamed at the actions of the mob last night. No greater wrong was ever done a State than that committed against Georgia upon this occasion."

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