

# BIG FORTUNE

## Likely to Come to Heirs of Russell Sage's Friend.

### BY CLERK'S ERROR.

#### A Purchase of Railroad Bonds Made Years Ago May Result in Riches for an Entire Family.

New York, April 27.—The error of a law clerk many years ago may mean a fortune to Russell Sage Raphael and his mother and sister.

Many years ago Nathan Raphael, a close friend of Russell Sage, purchased \$680,000 worth of second mortgage bonds of the Waatch & Jordan Valley Railroad Co., which owned a line in Utah. The interest on the bonds of the road was defaulted and the first mortgage was foreclosed, cutting out the holders of the second mortgage securities. Nathan Raphael spent a large part of his fortune trying to recover from the railway, but was unsuccessful. Worry caused his death.

A short time ago Russell Sage Raphael, a son of Nathan Raphael, began suit in the federal court on the bonds and secured a judgment for \$1,680,768, including interest. This judgment has been returned by the sheriff as unsatisfied and was filed in court Friday. While working up this case Mr. Raphael's lawyers discovered that when the first mortgage was foreclosed the holders of the second mortgage, probably by a clerk's error, were not made parties to the suit. This, it is claimed, invalidates the foreclosure proceedings.

The old railroad property, which now belongs to the Denver, Rio Grande & Western, is said to be worth about \$20,000,000. The second mortgage bonds issued by the original road amounted to \$800,000. It is not known who owns the other \$120,000 of these bonds.

#### Freshmen Tied Judges to Trees.

Upper Alton, Ill., April 27.—Having decided in favor of the sophomores in an oratorical contest at Shurtleff college Thursday night, Prof. M. M. Muggan, of St. Louis, and E. M. Dey, general advertising agent for the Missouri Pacific system, two of the three judges, were seized by the freshmen, tied to trees on the campus and left helpless until morning. Attorney Harold Johnson, of St. Louis, the third judge, who voted in favor of the freshmen, was not molested. Muggan and Dey struggled for hours to free themselves after being tied to the trees, but to no avail. Before dawn they were released and permitted to return to St. Louis.

#### Woman Shot Man at Race Track.

Baltimore, April 27.—Excitement was created Friday during the races at Pimlico by a woman whose name is given as Mrs. Nina King, shooting William Dunn, a betting commissioner whose home is in Elmira, N. Y. Dunn saw what Mrs. King was about to do just in time to throw up his arm and there receive the bullet aimed at his head. The ball made a bad, but not dangerous wound. Mrs. King, who comes from Buffalo, N. Y., is said to claim to be the wife of the man she shot. She was arrested.

#### Long Balloon Voyage Planned.

Washington, April 27.—The first long distance balloon ascension test which Capt. Charles De F. Chandler, of the signal corps, and Mr. McCoy, of the Aero club, New York City, are to conduct will be undertaken today at St. Louis. The objective point will be this city, and the trip is to be taken in order to demonstrate the efficiency of balloons as signal agencies in warfare. The aeronauts expect to make no descents, but to land in this vicinity Monday next. The balloon has a capacity of about 30,000 cubic feet.

#### Trolley Roads to be Merged.

Columbus, O., April 27.—Incorporation papers for the Columbus, Kenton & Lima Railway Co., which will be a consolidation of the Columbus, Urbana & Western Electric Co., the Lima, Kenton & Marion Traction Co. and the Delaware, Magnetic Springs & Northern Traction Co., are being prepared. The Columbus, Urbana & Western will be extended to Larue and connect with the Lima, Kenton & Marion, and when all the connecting links are built the company will have an air line from Columbus to Toledo.

#### Murphy Denies the Story.

Los Angeles, April 27.—Francis Murphy, the noted temperance worker, denies the story that he is nearly stone blind and that he is shortly to retire from active work.

#### Case is Shrouded in Secrecy.

New York, April 27.—The district attorney's office last night had succeeded in delaying for another day publicity concerning the details of the conspiracy through which the Trust Company of America was robbed of bonds, the aggregate value of which is known only to the persons directly interested. This much is known, both Broker Dennett and Loan Clerk Douglas dictated statements at the district attorney's office Friday. When they were concluded the prosecutor refused to give a hint of their import.

#### Store is a Mark for Burglars.

Bowling Green, O., April 27.—For the eleventh time in seven years, Davidson's general store at New Rochester, east of here, was robbed by burglars Thursday night.

## THEY WILL COME TO THEIR UNCLE FOR CAMPAIGN EXPENSES.



It is suggested that Uncle Sam open his barrel for both parties during the national election.

### ON THE GREEN DIAMOND.

#### Washington and Boston Americans Were Whitewashed on Friday.

AMERICAN LEAGUE.			
Standing of the Clubs.			
	Won.	Lost.	Pct.
Philadelphia	8	3	.727
New York	7	3	.700
Chicago	7	4	.636
Detroit	7	4	.636
Cleveland	5	4	.556
Washington	3	7	.300
Boston	3	8	.273
St. Louis	2	9	.182

Following are Friday's scores:

At Cleveland—Chicago 2, Cleveland 1. Walsh, Sullivan; Liebhardt, Clark. At Detroit—St. Louis 1, Detroit 3. Howell, Stephens; Willett, Schmidt. At New York—Washington 0, New York 4. Graham, Warner; Brockett, Kietlow.

At Boston—Philadelphia 1, Boston 0. Dygett, Barry; Pruitt, Armbruster.

### NATIONAL LEAGUE.

Standing of the Clubs.			
	Won.	Lost.	Pct.
Chicago	8	2	.800
New York	9	3	.750
Pittsburg	5	3	.625
Philadelphia	6	4	.600
Cincinnati	4	6	.400
Boston	4	7	.364
St. Louis	3	9	.250
Brooklyn	2	7	.222

At Philadelphia—New York 4, Philadelphia 2. Matthewson, Bresnahan; Sparks, McCloskey; Jacklitsch.

At Brooklyn—Boston 4, Brooklyn 2. Flaherty, Brown; Rucker, McIntyre, Butler.

At St. Louis—Chicago 5, St. Louis 3. Overall, Kling; Brown, Marshall.

### DUN'S TRADE REVIEW.

#### Weather Conditions Have Been the Dominant Factors in Business During the Past Week.

New York, April 27.—R. G. Dun & Co.'s Weekly Review of Trade says: Weather conditions have again dominated trade, but reports have become irregular, some sections still complaining of unfavorable temperature, while most dispatches reflect the brighter results of tardy sunshine. Similar uncertainty is recorded as to progress of the crops, while the cereal markets are responsive to the strengthening influence of a broader foreign demand. It is noteworthy that manufacturers continue vigorously preparing for future activity.

A few small strikes are interrupting manufacturers, but in the aggregate a very limited part of the nation's producing power is inactive, and most of the idle machinery is due to the scarcity of labor.

Pig iron cannot be produced with sufficient rapidity in this country to meet the requirements of steel mills, more Middlesborough iron being imported despite a further advance in foreign quotations. Prices of all forms of iron and steel are strong.

#### Page is Oldest Man in the Prison.

Columbus, O., April 27.—John Page, aged 85, firebug, who by his confessions has been the means of sending a large number of men to the penitentiary, is now one of the many working in the cigar shop of the state prison, stripping tobacco. He is there to serve two years and was received at the prison Friday. The specific charge for which he was convicted was the burning of a barn in Williams county in 1896. Page is the oldest man ever admitted to the prison.

#### Must Not Ship Beer to Dry Towns.

Alliance, O., April 27.—E. P. Newhall, the Pacific Express Co.'s Toledo superintendent, issued an order to their local agency here to stop shipment of beer and liquors of all kinds to "dry" towns on the lines of the Lake Erie, Alliance & Wheeling railroad. The order has caused consternation along the road.

#### Told of Discrimination.

Columbus, O., April 27.—A number of Hocking Valley coal mine operators testified Friday before E. E. Clarke, of the inter-state commerce commission, regarding alleged car discrimination. Arguments on the testimony will be made before the entire commission at some future date.

### MINOR NEWS ITEMS.

#### Prof. Albert von Mosegg-Moorhof, the famous surgeon and introducer of iodiform, fell into the river Danube at Vienna and was drowned.

#### Patrick Gallagher and John Novack, miners in No. 5 drift of the Delaware & Hudson Co. at Olyphant, Pa., were crushed to death by falling roof.

#### A dispatch from Ferrie, B. C., says the miners' strike there has been settled temporarily, the men agreeing to return to work pending the outcome of the government investigation.

#### More than 30,000 cotton mill operatives in Fall River, Mass., will have their wages advanced on May 27 when the agreement in force between the Textile Council and the Fall River Manufacturers' association expires.

#### A Murderous Assault by Negroes.

Pittsburg, April 27.—Beaten into unconsciousness and laid on a railroad track where a locomotive ran over him, cutting off both legs and one arm, Frank Driska, 42 years old, an employe of the Pressed Steel Car Co., is dying at the Allegheny General hospital. Driska regained consciousness long enough to tell his story of the assault. He said he had come to Pittsburg to collect some money and while crossing the tracks of the Pennsylvania railroad in Allegheny on his way home, he was set upon by three negroes, who beat and robbed him.

#### Priest's Revolver Killed a Millionaire.

Puebla, Mexico, April 27.—A revolver falling from the pocket of Hilario Hernandez, a priest, sent a bullet through the heart of Joaquin Casarratio, a young millionaire of this city, while the two men in company with A. Guevara, a rich land owner, were out riding in Guevara's automobile. Guevara and the priest were arrested.

#### Yacht was Burned.

Norfolk, Va., April 27.—The gasoline yacht J. Daeght, owned by James Havily, of Miami, Fla., was burned in Albemarle Sound, N. C., following the explosion of a gasoline tank Thursday night. John O'Neil, master of the yacht, and his crew of four men escaped in a small boat and were rescued by a tug.

#### Wrestled in Their Bare Feet.

Chicago, April 27.—That the discarding of shoes will not prevent the using of the bare feet to advantage in wrestling was demonstrated last night when Frank Gotch, of Iowa, defeated Fred Beel, of Wisconsin, for the American championship, winning the first and the third falls. Neither wore shoes.

#### Commissioner Allen Resigns.

Washington, April 27.—The resignation of Commissioner of Patents Frederick I. Allen has been tendered to President Roosevelt, effective June 1. Mr. Allen will again take up the practice of law which he gave up when he was appointed as head of the patent office April 1, 1901.

#### Sullivan's Horse Wins Big Purse.

New York, April 27.—Dr. Gardner, Timothy D. Sullivan's big bay 4-year-old colt, won the \$10,000 Excelsior handicap at Jamaica Friday in the easiest sort of style. Glorifier, winner of the Carter handicap, was second and Cairngorm third.

#### John D.'s Latest Gift.

Chicago, April 27.—John D. Rockefeller, it was announced last night, has presented to the University of Chicago a tract of land comprising about ten city blocks, valued at \$2,000,000.

#### A \$200,000 Fire Loss.

Utica, N. Y., April 27.—The plant of the Acme Road Machine Co., of Frankfort, was destroyed by fire last night, entailing a loss of \$200,000 on equipment, besides the building, which was owned by the West Shore Railroad Co.

#### Burton Declares for Taft.

Trenton, N. J., April 27.—Congressman Burton, of Ohio, made an address here last night at the banquet of the Republican club. He declared himself in favor of the nomination of Secretary Taft for the presidency in 1908.

# TO THE JURY

## The Case of Binger Hermann Is Given.

### AFTER LONG TRIAL.

#### Arguments in the Case Culminated in the Lie Being Passed Between Opposing Counsel.

Washington, April 27.—The question whether Binger Hermann, former member of congress and former commissioner of the general land office is guilty or not guilty of destroying public records, was placed in the hands of the jury Friday afternoon, at the conclusion of the twelfth week of his trial.

The argument in the case, which was begun last week and progressed daily without interruption since that time, culminated in the lie being passed between opposing counsel just at the close of United States District Attorney Baker's summing up for the government. Justice Stafford administered a severe reprimand, saying he should regard any further colloquy between counsel as a contempt of court and would act accordingly.

The incident which aroused the ire of Attorney Worthington, for the defense, was the reference made by Mr. Baker to the testimony of Mrs. Hermann, wife of the defendant, some weeks back in the trial. Mr. Baker asked the jury if they had noticed Mr. Worthington's face when Mrs. Hermann was asked if she had discussed with anyone the testimony she was to give on the stand.

"Do you mean to insinuate that I in any way signaled to the witness during her testimony? If you do, it is absolutely a lie," interjected Mr. Worthington with much heat.

"O, no," responded Mr. Baker. "I simply mean that your face turned red—that you blushed."

"That is false," shouted Mr. Worthington, and as he did so the court administered his warning. Mr. Baker concluded with a scathing denunciation of the defendant, saying that after six years of dishonesty as commissioner of the general land office he had destroyed his 35 letter press books to conceal the trace of his dishonesty.

During the argument and charge to the jury Mrs. Hermann and several women relatives sat beside the defendant in the court room, which was crowded with spectators. Mrs. Hermann went silently during many of the severest passages of the prosecuting attorney. The defendant sat unmoved during the ordeal.

Having failed to reach a verdict after more than six hours' deliberation, the jury was locked up at 10 o'clock for the night.

#### Street Railroaders Struck.

Binghamton, N. Y., April 27.—The employes of the Binghamton Railway Co. struck Friday as the result of a refusal of their demands for a reduction in hours and increased pay. The men also asked for the reinstatement of men who they say were discharged because they joined the union organized among the employes here this week. The officials of the company were jeered when they appeared on the streets. There were a few instances of violence. A mob pulled a railway foreman from a car, but he was not injured. Late in the evening the few cars running were stoned and a motorman was injured.

#### Convict Tries to Kill a Guard.

Columbus, O., April 27.—Edward Berkley, one of the most vicious convicts in the penitentiary, a powerful colored man, sent up from Lorain county last February, attempted to kill Guard A. F. Painter, Friday, in Baldwin's forging shop in the prison and was shot at by the guard. Guard Painter shot to maim the prisoner, but only succeeded in cutting a hole in his clothing. When the guard fired the shot the negro became alarmed and, dropping his shovel, started to run. He was quickly captured.

#### Increase in State Tax Duplicate.

Columbus, O., April 27.—The state auditor gave out Friday a comparative table of the state tax duplicate for 1905 and 1906 showing that there was an increase in 1906 over 1905 of \$76,185,310. Though there was a reduction made in the state rate for 1906, this will mean an increase in the universal fund of \$72,726, and in the school fund of \$76,185. The total county and local taxes will increase \$4,466,891 and there will be a total increase in taxes of all kinds raised of \$4,569,550.

#### Col. Glenn Replies to Critics.

Columbus, O., April 27.—Col. E. C. Glenn in answering criticisms in some eastern papers declared Friday that some people in the east need to be taught patriotism, but that the people west of the Allegheny Mountains respect the flag enough not to take umbrage at a simple order of an old soldier requesting that the hat be doffed when they see the flag at the barracks here.

#### Merchants Will Hold an Auction.

Bowling Green, O., April 27.—On next Thursday the first general public auction will be held in this city by the merchants. The plan is to have a large warehouse where people from the surrounding country can bring anything they want to dispose of, and an auctioneer will endeavor to sell it to the highest bidder.



# PLAYS AND PLAYERS

## A Beautiful Actress



Who is Exceedingly Popular in Europe.

### ATE THE GRASS MATS.

#### Hungry Mules Play Sad Havoc With Dress Rehearsal Plans.

Now that "A Midsummer Night's Dream" has left the Astor theater, New York, it is possible to glance back and laugh at leisure at some of the funny things which retarded the opening of the play and play-house.

It was the occasion of the final dress rehearsal. The scenery had been set, the company had been called from the dressing rooms and the orchestra was busily sawing out Mendelssohn's overture, when Miss Russell, happening to glance out on the stage from one of the wings saw to her astonishment that there was no grass on the floor of the woodland dell where the confusion of the lovers is brought about by the mischievous little sprite. She called the stage manager.

"Do you see this?" said she, pointing at the bare floors. "Isn't there supposed to be some grass in this forest, or do Grecian woods have board floors?"

Perspiration trickled from the brow of the half-crazed man. He had suffered the tortures of the damned for three weeks and Miss Russell's angry queries, coupled with the arrival of Messrs. Wagenhals and Kemper in high stages of excitement, did not tend to quiet his nerves or straighten out his halting speech.

"You—you—see it—it—was this w-way," said he, his fingers twitching and his eyes rolling wildly. "The J-jack-a-asses have e-e-eaten the grass."

"The jackasses have eaten the grass?" said the amazed star.

"What jackasses have eaten the grass?" yelled Mr. Wagenhals.

"Whose jackasses have eaten the grass?" shouted Mr. Kemper.

Finally they extracted the whole pitiful story from him. The fire department had made another visit to the theater, had examined the grass mats, had found them highly combustible and had commanded the stage manager to have them fireproofed again. This was done as quickly as possible and the artificial coloring of the plank floor of the make-believe Grecian forest was placed out on the Forty-fifth street sidewalk to dry.

Two mules and perhaps near sighted, spied the "props," and before anyone discovered them devoured three large mats soaked in arsenic, prussic acid and eleven other deadly chemicals.

"I have heard of the man who painted grapes so realistically that birds came and pecked at the picture," said Miss Russell sadly as she turned to her dressing room, "but I did not suppose there was a scene painter who could work miracles with hay."

The death of James Ingram at Paducah, Ky., will be of interest to the theatrical people all over the United States. Ingram was a gunsmith, but his fame was not due to his trade. It was his laugh.

Whenever anything amusing occurred in a performance Ingram, who was a regular attendant, would let loose a high note, long sustained. The effect was to set the audience in an uproar and "break up" the show for the time being.

# Some People Worry

themselves almost to death over a few small debts which they are unable to pay.

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Monopoly. It was Eve who had the best husband in the world—at the time.—Terre Haute Tribune.

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