

The Madison Daily Leader.

ESTABLISHED 1890.

MADISON, SOUTH DAKOTA, TUESDAY, JULY 28, 1891.

PRICE FIVE CENTS.

ROCK ISLAND WON.

Justice Brewer Decides the Union Pacific Must Live Up to Its Contracts.

And that the Rock Island May Use Its Tracks to Get Into Omaha.

The Rental of \$90,000 a Year Held not to Be an Inadequate Amount.

OMAHA, Neb., July 28.—Justice Brewer has handed down his decision in the famous Rock Island-Union Pacific bridge case in the United States circuit court. In it he sustains the Rock Island in every position it took. The court holds that a contract signed by the presidents of both roads, attested by the secretaries under the seal of the corporations, and approved by the executive boards is valid. The ground that it was not approved by the stockholders at their annual meeting is held to be not well taken, for the reason that the stockholders by resolution delegated their powers to the executive board. The allegation that the contract was ultra void as it was of greater scope than the corporation could assume was not sustained, but on the contrary the court held that the company had the legal right to rent any portion of its property which was not exclusively used by it. Justice Brewer held that a court of equity had a right to determine whether the contract was valid and whether a specific performance could be made compulsory and lastly decided that a specific performance of the contract must be had and granted the prayer that the Union Pacific be compelled to live up to its contract. The opinion, which is a very elaborate one, says the allegation that the value of the property being \$5,000,000, the rental of \$90,000 is not adequate, is not well founded. This is a substantial victory for Omaha, as it has been for years trying to get the Rock Island and Milwaukee and St. Paul into the city, and this decision will bring about that result. The decree will be entered Wednesday. The Union Pacific gave notice of an appeal, and asked that a supersedeas bond be fixed. The Rock Island will contest this, and it is the general opinion that the court will refuse this and require the performance of the contract instantly.

A DESTRUCTIVE FIRE.

The Business Portion of Blair, Wis., Burned.—Loss \$50,000.

MILWAUKEE, July 28.—A special to The Evening Wisconsin from Whitehall, Wis., says the business part of the town of Blair, Trumpleau county, Wis., has been burned. Loss \$50,000 to \$75,000.

Where Is Columbus Buried?

WASHINGTON, July 28.—The press of San Domingo is urging a convention of all the historical societies of the world to be held in that city in order to discuss and settle definitely the vexed question of the place where rest the earthly remains of Christopher Columbus. Havana claims to have the only genuine bones and this is indignantly denied by the Dominicans and the contest rages in the papers with as much vigor as the question of superiority of two Western towns. It is thought that if a representative body of men of that kind could be gathered there on the scene of the acts in dispute, that the matter might be settled forever.

The Gun Wasn't Loaded.

WHEELING, W. Va., July 28.—There was a picnic at Wood's Run, ten miles from here. Andy Hite came along with a gun and stopped to see the fun. Barney Fabey took the gun, asking if it was loaded, and being told that it was not, fired directly toward where Sarah McGowan, George Weitzel and Annie Kinney were sitting. Miss McGowan fell, and Weitzel put his hands to his face and sank down. The second girl was not hurt. Miss McGowan lived twenty minutes. Weitzel is dreadfully mangled about the face and may lose both eyes. Fabey gave himself up. He is distracted.

Chastised and Succeeded.

LAFAYETTE, Ind., July 28.—The body of Jennie Kurtz, the pretty 16-year-old daughter of Charles W. Kurtz, of this city, was found in the Wabash river Saturday afternoon. Mr. Kurtz objected to his daughter receiving the attentions of Ellwood Good and last Monday evening severely chastised her with a strap for disobeying him. Tuesday morning she started for the factory where she had been employed, and that was the last her family saw of her alive. She had removed her shoes and stockings and sprang into the river.

Reduced Telegraph Rates.

WASHINGTON, July 28.—The bureau of American republics has information that the directors of the West Indian Panama Telegraph company have introduced an experimental reduction of rates for messages for St. Thomas, destined for places beyond Havana for 45 cents a word. The reduction affects only messages to the United States and Great Britain and the price per word from New York to St. Thomas will be \$2.68 instead of \$3.15 as formerly.

King Gets an Office.

WASHINGTON, July 28.—Hon. John S. King, of Chamberlain, S. D., will be appointed chief clerk of the registrar's office of the treasury department in the place of ex-Governor Waldron, of Iowa, deceased.

EVANSVILLE SHOCKED.

An Earthquake Causes Several Panics in an Indiana City.

EVANSVILLE, Ind., July 28.—The most distinct shock of earthquake ever felt here occurred at 8:28 p. m. It was preceded by a rumbling noise, resembling distant thunder. A moment later violent quaking occurred, lasting several seconds. The motion was lateral, apparently from north to south. Windows rattled and buildings swayed perceptibly. The populace fled in affright into the streets. Every open store in the business center and private residences were emptied of their occupants. Congregations at all the churches rushed pell mell into the streets without waiting for the benediction. Serious panics occurred at several churches. At the First Baptist a number of children fell down the steps and were hurt, none dangerously. No fatalities have yet been reported.

Reports received by The Courier from surrounding towns show that the earthquake was local. It was felt at Dekoven and Henderson, Ky., Mt. Vernon, Ind., and at various places eighty miles up the Ohio river. No damage is reported.

A COLORADO CLOUDBURST.

Disastrous Storm on the Central Railroad. Near Idaho Springs.

GEORGETOWN, Colo., July 28.—A cloudburst, followed by a disastrous washout has occurred on the Central railroad above Idaho Springs. A terrific storm and deluge of water on Red Elephant mountain filled the narrow creek canyon with a torrent. It carried destruction down the mountain side and cowed the track of the railroad. The mining camp of Lawson is buried under a mass of rock and earth. Three hundred and seventy feet of the Colorado Central tracks below Lawson were lifted up and hurled into the bed of Clear creek. A miner at Lawson named Nathaniel Brooks, was caught in the torrents of water and drowned. The east bound train was delayed five hours by the washout. The storm is described as something terrible. It came on about 2 p. m. and swept over the mountain peaks with resistless force. The mountain gulches were filled with torrents of water and flying debris. When the storm struck Elephant mountain there was a terrific cloudburst. It seemed to the people in the valley that the whole mountain was being torn away.

Two Indians Killed by a Train.

BILLINGS, Mont., July 28.—The east-bound passenger train No. 4 ran over two men lying on the track about one mile east of this station. The conductor stopped the train and discovered the remains of two Crow Indians. The coroner ascertained that the bucks belonged to Bob Tall Crow's following. The had been to Billings Saturday night and been furnished with whisky by some lawless characters, and, becoming intoxicated, got out for their camp five miles below town and fell by the wayside.

A Mexican Concession.

WASHINGTON, July 28.—The bureau of American republics has information that by the terms of General Herman Strum's railway concession from the Mexican government he is authorized to build a railway from Chapultepec to Cuernavaca, thence through the states of Guerrero, Puebla and Oaxaca to the port of Teconapa on the Pacific, with the right to continue along the coast to Palizada. He can also build branches, not to exceed two miles in length. Surveys must begin in six months construction in eighteen months and the line must be completed in ten years.

Musical and Dramatic Exposition.

WASHINGTON, July 28.—Mr. Wharton, assistant secretary of state, has received from the United States consul general at Vienna a dispatch giving the details of the exhibition which it is proposed to hold at Vienna next year, under the patronage of the Archduke Charles Louis, for the purpose of illustrating as completely as possible the history and progress of music and the drama. The objects which are aimed at are to provide an exhibition illustrating as completely as possible the history and progress of music and the drama.

Activity of Correspondents Responsible.

BAR HARBOR, Me., July 28.—The great activity of correspondence here has been the cause of a libel suit for \$100,000 damages. Miss Margherita Arina Hamm is about to bring against the Boston Herald an action for that amount for defamation of character. Miss Hamm, who is 19 years of age, secured an interview with Secretary Blaine, getting news in the secretary's house. She attributes the attack to a Mrs. Gorse, who she says is jealous of her.

Jumped from a Train.

SAN FRANCISCO, July 28.—At Champion Mills, Cal., three lady tourists leaped from a logging train, becoming frightened at a short turn in the railroad. Mrs. William Cameron was badly injured, Miss Nellie Prater had her collar bone and ribs broken and is seriously hurt, and Miss Eva Prater suffered from a broken leg and other serious injuries.

Pritchard-Smith Match Off.

LONDON, July 28.—The boxing match between Ted Pritchard and Jim Smith for \$5,000, which was to have taken place Monday in the rooms of the club in this city has been postponed. It was found when the men came together that Pritchard had more than the stipulated number of supporters (ten) present. Smith's backers thereupon declined to allow the fight.

Pensacola At Acapulco.

WASHINGTON, July 28.—The navy department has received a dispatch announcing the arrival of the Pensacola at Acapulco. The arrival of the Enterprise at Bar Harbor and the Yantic at New York navy yard is also reported.

THE FAMILY SLAIN.

A Negro Murderer Kills Three Kentucky People Without any Apparent Cause.

Pursued by Neighbors and Killed—A Missouri Crazy Man Tries to Kill His Family.

Babies Starved to Death in the Kansas City Foundlings' Home. Crimes.

LEXINGTON, Ky., July 28.—Last Friday morning George Craig, a negro confined in the Cynthiana jail for killing a negro, made his escape by bullying the jailer's wife. Sunday morning he appeared at the residence of Nathan Conway, in Bourbon county, near Paris, and asked for a drink of water. William Conway, the eldest son, aged 33, got him a dipper of water and when in the act of handing it to him, the negro struck him a terrific blow on the head with a rusty scythe, laying open the scalp and fracturing the skull. He followed this up with other blows that cut the young man all to pieces and he fell to the floor. His father at this juncture came to his assistance, but the black brute turned on him and with the first blow split the old man's skull open.

He Fell Dead Beside His Boy.

Old Mrs. Conway then came up, only to be slaughtered by being cut from ear to ear. She died late in the afternoon. Charles Conway, another son, aged 28, arrived upon the scene and attempted to disarm the murderer. He was attacked and nearly killed. The other members of the family, all women, then ran to a neighbor's and got two men, armed with guns and corn knives. They rushed to the scene to find Charley running and the negro after him. A shot was fired at the negro from a rifle, but the bullet, although striking his skull, failed to injure him, and two loads of buckshot were then fired into his body. He turned upon his pursuers and showed fight, saying he had killed seven persons and that he was going to kill seven more. The two men drew their corn knives and the negro fled. He ran half a mile to a hay stack where he dropped dead, and where his body was still lying at sunset. William Conway's wounds are fatal, but Charley may get well.

STARVED THE FOUNDLINGS.

Why the Kansas City Home Was Closed. Thirteen Died in Two Weeks.

KANSAS CITY, Mo., July 28.—The facts regarding the closing of the foundlings' home have just leaked out. The home was backed by some of the best people of Kansas City, but was under the care of Mrs. Hinks, who, in caring for fifteen to nineteen babies only employed two nurses, one for day duty and one for night. During the time intervening between June 27 and July 13 there were thirteen dead babies taken from the home and buried at the expense of the city. They all died of cholera infantum. When the number of babies had been reduced to five the institution closed its doors. Mary Smith, who for weeks was a nurse at the home, said the babies were starved and uncared for.

HE WAS JEALOUS.

A South Dakota Man Shoots His Wife Three Times and Kills Himself.

RAPID CITY, S. D., July 28.—J. W. Saulters, a mechanic, shot his wife three times, each shot taking effect. Thinking he had killed her he shot himself in the head and died instantly. Mrs. Saulters will probably recover, only one of her wounds being at all serious. The weapon used was a Colt's revolver. Saulters and his wife had not been living together for a year on account of Saulters' jealous disposition.

Italians and Poles Fight.

MOUNT MORRIS, N. Y., July 28.—A gang of Italians and Poles, numbering over a dozen, belonging to the Greigville salt shift, engaged in a free fight with knives and stones while waiting for a train here Saturday. Three of the Italians and two of the Poles were stabbed. A number of arrests were made.

Witnesses in the Davis Case.

MASON CITY, Ia., July 28.—Twenty-five witnesses from Davis county passed through this city for Butte, Mont., to give testimony in the Davis will case. The witnesses will testify that the will is fraudulent. The mother of the child heir, Jeff Davis, was a resident of Van Buren county.

Tried to Murder His Family.

SEDALLA, Mo., July 28.—J. R. Hall, a farmer living four miles west of this city, attempted to kill his wife and three children, but his shots all failed to reach their mark. Hall was released only a few months ago from the insane asylum.

Supposed Murderer Caught.

BENNINGTON, Vt., July 28.—Frank Almy, the supposed murderer of Christie A. Warder, of Hanover, was arrested at Woodford and brought to jail here. He will be examined in the morning.

Los Gatos Burned.

LOS GATOS, Cal., July 28.—Nearly the whole business portion of this place has been destroyed by fire. Loss \$90,000; insurance not estimated.

Spurgeon Recovering.

LONDON, July 28.—The latest report from the bedside of the Rev. Charles Spurgeon is that the sufferer is progressing towards recovery.

PREPARING FOR BATTLE.

The Insurgents Concentrating Their Forces at Coquimbo.

NEW YORK, July 28.—The Herald's Coquimbo, Chili, special says that the Junatas troops are massing at Huasco and it is expected they will soon march to Coquimbo and battle with Balmaceda's forces. The congressional fleet will operate in the combined attack that is to be made upon the government's stronghold. The insurgents' war ships Amazona, Aconcagua, Cochran and Esmeralda have again been seen a short distance from Coquimbo and are evidently waiting for the land forces to reach the city before opening fire. Balmaceda's troops have been reinforced by men brought from Valparaiso on government transports, and 10,000 men are now in the city. It is said that the insurgents' troops are about as numerous. It is not likely that the insurgent fleet will have it all their own way in making the attack. The best ships in the government service are now on their way north to engage their attention, so as to let the land forces have it out between themselves.

Horse Killed and Jockey Hurt.

CHICAGO, July 28.—A good horse was killed and a jockey seriously hurt at Hawthorne park Sunday morning. Jockey Stewart was schooling Souriere for next Saturday's steeple chase. The horse took the first two hedges all right, but at the third his fore feet caught and he rolled over on his head, breaking his neck and seriously injuring Stewart, who was caught under the animal. Stewart was unconscious when picked up, but soon regained his senses and will fully recover. Souriere was valued at \$1,900.

Powder Mill Demolished.

PLATTEVILLE, July 28.—The cylinder mill of the Laffin-Rand Powder company, in which 300 kegs of powder were in process of making, was blown up, completely demolishing the building and causing the loss of one life. John Lory, who had charge of the mill, was at his post at the time, and though diligent search has been made, a small portion of the mill is all that has been found of his remains. It is supposed that the whole body was blown to atoms. The cause of the explosion is unknown.

Many Injured in a Riot.

TORONTO, Ont., July 28.—The city council last Monday passed a law prohibiting public speaking in parks. This gave offense to the Orangemen, and Sunday a crowd of 20,000 of them determined to protect any one who asserted the rights of free speech. A man named Smith began speaking, when he was arrested by four constables. This was the signal for a terrible riot of sticks and stones versus batons. The crowd was finally dispersed, but not before many persons were severely injured.

Not Going to Retire from the Senate.

PITTSBURG, July 28.—Senator Quay was shown the dispatch from Philadelphia which stated that intimate political friends of the senator's throughout the state said he was determined to resign his seat in the United States senate upon the meeting of congress in December next. When asked if the statement was true, Senator Quay replied: "It is a fake, pure and simple. I have not so much as thought of it and really I do not see why the story was started for there is no foundation for it whatever."

Negroes and Italians Fight.

CATLETTSBURG, Ky., July 28.—Last Saturday a battle between negroes and Italian workmen on the Nashville and Western road, in Logan county, W. Va., was fought, in which two Italians and one negro were killed and several wounded. The trouble arose over an Italian's wife, who left her husband and went to live with the negroes. The laborers of both sides have joined the fighters and another battle is expected when they meet. The officers were unable to make arrests.

Closed Lobster Factories.

HALIFAX, N. S., July 28.—A dispatch from Bay of Islands, N. F., says that the commander of H. M. S. Pelican has compelled the lobster factories there to cease operations. The people are destitute. The French factories are not interfered with. The Frenchmen at Port au Port are engaged in general business. They pay no duty and defy the Newfoundland authorities. Owners of the factories at Bay of Islands are making up their estimate of losses against England for compensation.

Watching the French.

LONDON, July 28.—A St. Petersburg dispatch says that the Russian police have been very much excited over a report that Anarchists, disguised as sailors of the French fleet were about to make an attempt to assassinate the czar. The consequence is that Frenchmen are watched more closely than Nihilists, and while to the outward appearance all is harmony and fraternity, the best police agents of St. Petersburg are keeping surveillance over the visitors.

DRUGS.

C. H. WOOD, DEALER IN DRUGS & MEDICINES.

FINE STATIONERY, Plush Goods, Albums, Fine Toilet Soaps, Brushes, Combs, Toys, Fancy Goods, Paints, Oils, Varnishes, Calomina, Wall Paper, and a full line of Patent Medicines.

CHOICE PERFUMERIES. Prescriptions carefully compounded day or night.

REGAN AVENUE, MADISON, S. DAKOTA.

MADISON

SUMMER RESORT CITY

OF SOUTH DAKOTA.

MADISON — IS LIGHTED BY — ELECTRICITY.

The Streets Illuminated by 12 Arc Lights

THE MOST COMPLETE PLANT IN THE STATE.

THE State Chautauqua ASSEMBLY GROUNDS

At LAKE MADISON, three and one-half miles southeast of the city. Connected by Motor line.

A Large Number of State Meetings to be held at the Chautauqua Grounds this summer.

The Lake provided with the Steamer "City of Madison," capable of carrying 100 persons.

A Beautiful Sheet of Water, Eight Miles Long and Two Miles Wide.

Lake Herman

Two and one-half miles west of the city, surrounded by beautiful groves of natural timber.

MADISON

Great Educational Center!

The seat of the State Normal School. Value of Normal buildings, \$55,000. The Normal School is now in session, with over 125 students from various parts of the state in attendance.

Excellent City Schools. New Central School building just completed at a cost of \$15,000.

MADISON

Is the home of Nine Churches! Excellent Society. Stone and Brick Business Buildings.

MADISON

Freight and Passenger Division of the S. M. Div. of the C., M. & St. P. R'y running north and west.

Fine Brick 10-Stall Round House.

MADISON

Is a great Grain Market. Four Elevators, Flat House and Roller Mill; 1100 Cars of Grain shipped from Lake county since Sept. 1st.

Lake County has NEVER Experienced a Crop Failure.

CITY PROPERTY

And FARM LANDS can be purchased at reasonable prices. HOMESEEKERS are cordially invited to settle in this community.

For additional particulars concerning the resources of this section, prices of City Property, Farm Lands, etc., etc., address:

CHAS. B. KENNEDY,
Madison, South Dakota.