

of the government in the appealed case of the Standard Oil company, which seeks a reversal of the \$29,240,000 fine imposed by Judge Landis, was filed by Assistant District Attorney Sims and Assistant James H. Wilkerson.

The chief foundation of the oil company's appeal is the size of the fine imposed for accepting concessions in oil shipments from the Chicago and Alton railroad. The oil company held that the fine was excessive. On this point the government in its brief presents

The gotominant in the process of the following arguments: "The questions of fact were sub-mitted to a jury and its decision was against the Standard Oil company. Did not all the circumstances call for the infliction of the extreme penalty?



Washington, April 28. — The engage-ment of Joseph Leiter, of Washington and Chicago and Miss Juliette Will-iams of this city, daughter of Col. and

PENDER VICTIMS OF

years.

CYCLONE BURIED TODAY Late reports add the following to the list of casualties: Fort Deposit, Ala., three killed: Mohnad, Ala., two killed, Democrat, Kla., five killed: Columbus, Ga., two killed, dozen injured. LOSSES ARE HEAVY ALL OVER ALABAMA Birmingham, Ala., April 28.—Reports, though still somewhar meager as to the results of the tornado that went

******************************* MILEAGE BOOK LAW

Bismarck, N. D., April 27. — The state supreme court has declared unconstitutional the state law requiring the railroads to furnish 1.000-mile mileage books for families at \$20 flat. ************************

at the time. The roof of the Congre-gational parsonage was partly torn from the structure. The loss from the tornado, which lasted but 30 seconds and wrecked 22 buildings, amounts to about \$20,000. Allen Hedges, who had his collar bone broken by falling tim-bers, is the only person injured. This was the second tornado that had visit-ed Valley Springs Curing the last 20 years.

MILWAUKEE TO DO EXPRESS BUS NESS

Springfield, Ill. April 27.—The Ill-nois democracy adopted the unit rule and instructed its delegates to the na-tional convention at Denver to vote for W. J. Bryan and "to use all honor-able means" to secure his nomination. After a hot fight in the resolutions convention, the party adopted a plat-form plank declaring in favor of the "greatest possible personal liberty" to individuals, provided that such liberty to deter people. The "porsonal liberty" and Bryan resolutions are as follows: The "personal II verty" and Bryan resolutions are as follows: "We believe that orderly customs and habits long pursued should not be disturbed by intolerance, and we here-by declare in favor of that fundamental doctrine of democracy and free gov-ernment, which gives to the individual the largest measure of personal lib-erty so long as he does not infrings on the personal rights of others. We are opposed to all sumptuary laws. "Recognizing the broad statesman-ship, matchless eloquence and untiring efforts of our great leader, the Hon. William J. Bryan, in the cause of hu-manity, we, the democrats of Illinois, honoring a native son, and taking pride in ¹⁴/₈ distinguished leadership, instruct the delevates to the mational convention of our party at Denver, from this state. to support his can-didacy for the nomination for the pres-idency and use all honorable means in als behalf. We further instruct the Illinois delegates to the Denver con-vention to act as a unit on all proposi-tions." tions

Enormity of Offense Told.

"It had been established by a chain of circumstances, so convincing as to leave no room for doubt, that the of-fense was not a mere technical one in-volving only the carelessness of the railroad in not filing the 6 cent billing order and the oversight of the Stand-ard Oil company in failing to find out about it. It was demonstrated by a about it. It was demonstrated by a series af facts as convincing as can be found in human affairs that the omission to file the 6 cent order, while It was demonstrated by Alton was holding out to the state Commerce commission and terstate public that 18 cents was the lawful rates, was part of a deliberate conspiracy by the Standard Oil company and acy by the the Alton.

Why Fine Is Not Excessive.

"A letter carrier abstracts a letter from the mails; he forfeits as the smallest penalty permissible his liberty and his earning capacity for a year. Is the penalty extreme? A bank officer misapplies the funds of his bank; the law, as the least punishment which can be inflicted, takes away from him and his family his liberty and his earning capacity for five years. Is the pun-

ishment excessive? "And can it be said, in view of all the circumstances of this case, that a punishment is excessive which, accord-ing to the statement of the oil company as it appears in the record of this case, takes away from this company on the basis of its own net earnings for the year in which the indictment was re-turned, not its liberty, not even its carming capacity, but the profits of its business for less than three years?"

GREAT NORTHERN CLAIMS YEARLY LOSS OF \$27,000

Watertown, S. D., April 23, - The railroad commission was in session yesterday at Willow Lakes to hear the arguments in the case against the Great Northern railway for discontinu-ing the passenger service on its line between Watertown and Huron. The representatives of the company sought to show that the commission has no jurisdiction over the case for the reason that the train had been operated at a loss of \$27,000 for the past year. The hearing was completed and the commission reserved its decision.

TOWN GOES "DRY" BY TOSS OF COIN

Rock Island, Ill., April 23.—The vil-Inge of Carbon Cliff, which is in a "wet" township, was made "dry" by lot today when William Gainey, the "wet" candidate, and Steve Adams, the "dry," who thed for trustee in Tuesday's election tossed up a coin for the office. The late: wor. The board now stands 4 to 2 against the saloons.

Good opportunities for electrical undertakings in Spain are reported.

hams of this city, daughter of Col. and Mrs. J. R. Williams, has been an-nounced. The date of the wedding has not yet been decided upon, but it is expected to take place in Washington within a few weeks. Mr. Leiter is the son of the late L. Z. Leiter. Born in Chicago in 1863, he was graduated from Harvard in 1891. In the autumn of 1897 on the Chicago board of trade, he was the hero of per-haps the largest and most daring deal in wheat this country has ever known. in wheat this country has ever known.

Fiancee Striking Figure. .

"In every fashionable assemblage during the past whiter there has been no more striking figure than Miss Wil-liams, who is scarcely more than 20. Miss Williams was educated at George-town convent in this city, afterwards

town convent in this city, afterwards spending four years in Europe. She made her debut last winter at one of the largest teas of the season. Five years ago, just after "Joe" Lei-ter had emerged from his financial em-barrassment of \$9,000,000, lost in his spectacular attemnt to corner the barrassment of \$9,000,000, lost in his spectacular attempt to corner the wheat market, and add a few billions to the \$30,000,000 (state of his father, he was reported to be engaged to Mrs. Flora Bigelow Dodge, of New York, as striking a personality as "Joe." Mrs. Dodge was then in South Dako-ta, getting a divorce. The marriage to Leiter never took place, which was re-garded as a pity, because there was so much speculation as to what would be the outcome of the union of two such

the outcome of the union of two such daring spirits. Admirer of Lillian Russell.

It was long before this that "Joe" was a worshipper at the shrines of Lillian Russell, Fay Templeton and Nina Farrington

was then known as the man who He was then known as the man who couldn't be found. If he was expected in New York, he was pretty sure to be in Bombay, and if his sister, Lady Curzon looked for him to drop in on her and her husband, the viceroy of India, he probably would be heard of in Mexico engineering a mining deal or in Massachusetts fixing up a strike in his automobile factory. He went to China one time, and it was announced In Massachusetts fixing up a strike in his automobile factory. He went to China one time, and it was announced that he intended to buy the Chinese wall, but he returned to Wall street,

New York, and the Chicago stock ex-change without it. The three sisters of "Joe" Leiter all

The three sisters of Joe Leiter an married Englishmen of prominent fam-ilies. Mary, the eldest, was the wife of Lord Curzon, and became vicereine of India. She died in London in July, 1906 Namie married Major Colin-Campbell of the English army, and Daisy became the wife of the Earl of Suffolk.

UNHAPPY END TO THIS

INTERNATIONAL MATCH

Vienna. April 28.—Count Gizycki, 2 Polish aristocrat who five years age married the only daughter of R. W Patterson, a Chicago millionaire clut man, is suing for divorce. The couni and countess are staying at separate hotels and the utmost secrecy is main-tained as to the grounds upon which the separation is sought. It is ru-mored, however, that the count in-sists his wife has been extravagant and insists upon spending the \$20,000 a year settled upon her by her father for dress

through parts of Alabama yesterday, indicate that 15 people lost their lives in this state, with between 70 and 100 injured, six or eight of whom are fatal-Injured, six or eight of whom are fatal-ly hurt. At Bergen, four are dead and 15 hurt. At Albertville, nine are dead and 35 injured. Near Reids, two are dead and three injured. At Cedar Creek eight are hurt, two fatally. At Demo-crat half dozen are severely injured, several country districts have been de-vastated and neonle burt Property. vastated and people hurt. Property damage will amount to many hundreds of thousands of dollars. The storm struck Griffin at 2 this

anorhing, cutting a path about a hun-dred yards wide through the city, de-stroying at least 25 houses, besides the Baptist church and one or two other public buildings. Four persons were killed and many inju.ed.

Telephone messages report a number of fatalities at Shipley, Harris City, McDonough and Locust Grove, La. Birmingham, April 25.—Twenty-five persons are reported killed at Albert-ville, Ala., in the tornado yesterday.

"TAMA JIM" PREDICTS A BUMPER CROP

Washington, April 23.—Secretary Wil-son says we ought to have a "bumper" crop throughout the country this fall. All conditions are favorable for a rec-ording breaking yield of all sorts, and unless something happens to head off mother nature's industry between now and the time grains fruits and years and the time grains, fruits and vege-tables are ripe the farmers from Maine to California ought to be rolling in plenty before snow flies.

"Of course, there is no way telling what will happen in line of weather to hurt the crops, but present indications point to bumper crops all over the country," said Secretary Wilson today.



Washington, April 28.-The special committee of the House investigating charges against the Electric Boat comcharges against the Electric Boat com-pany this afternoon entered an order for the production of the books and pa-pers of the Electric Boat company, the Lake Torpedo Boat company and copies of the letters signed with Representa-tive Lilley's name.

NEWSPAPER PUBLISHERS **RE-ELECT OLD OFFICERS**

New York, April 23.—After the elec-tion of officers the convention of the Arrerican Newspaper Publishers' asso-ciation for 1908 adjourned. Herman ciation for 1908 adjourned. Herman Ridder, of the New York Staats Zei-tung, was re-elected president; Medill McCormick, of the Chicago Tribune, vice president, and Elbert H. Baker, of the Cleveland Plain Dealer, secretary, W. J. Pattison, of the New York Even-ing Post, was elected to succeed Ed-ward H. Cali as treasurer.

the head. A nurse from Sioux City is taking care of him. Mrs. Magnusson. the wife, was blown out of the house into a corn field, but escaped injury. A number of farmers in this vicinity sustained severe property h Houses and barns were dest while the loss of stock is heavy. destroyed

ENGINEER AND FIREMAN

KILLED NEAR CLINTON Grand Mound, Ia., April 27.-Engin-eer Baxter and Fireman Seymour were

eer Baxter and Fireman Seymour were instantly killed when North-western train No 132, went through the bridge at Silver Creek. Brakeman John Doherty was badly crushed and is not expected to live. The heavy rain of Tuesday night and flood of water which poured down the creek all day yesterday weakened the foundation of the bridge. No. 132 is one of the crack fast freights of the Northwestern. It is drawn by one of the heaviest type of engines. The weight of the huge mogul was too much for the weakened structure. Sov-enteen heavily loaded freight cars were broken and crushed. Engineer Baxter broken and crushed. Engineer Baxter and Fireman Seymour were in the bot-tom of the heap and were probably in-stantly killed. The flood of water into which the engine fell prevented the wrecked engine firing the wreckage. Traffic on the main line of the North-western was entirely laid out. Investigation reveals that 17 wreck-ed cars of stock went to the bottom of Silver creek, resulting in almost a total loss and running the monetary damage into thousands of dollars. broken and crushed. Engineer Baxter

TORNADO IN LOUISIANA:

DAMAGE REPORTED HEAVY New Orleans, April 27-Raffroad officials here have received reports of a tornado, which swept across Rapids Parish today. No details are obtain-able, but damage reported to be very

able, but damage reported to be very heavy. At the Memphis office of the Yazoo and Mississippi Valley it was reported that several people were drowned and several killed at Walls. Six or seven stores and many residences were en-tirely demolished. At Mason, Tenn., the Methodist, Pres-byterian, Epis-opal churches were prac-tically destroyed. Several other houses were blown down. In Memphis the wind reached a velocity of 60 miles an hour, uprooting trees, blowing down telegraph and telephone wires and forc-ing in plate glass windows.

TORNADO SWEEPS AWAY MISSISSIPPI TOWN

Memphis, Tenn., April 27.—A tornado swept over Walls. Miss., early today. It is reported to have destroyed the town. Three people were killed and several injured. The wires are all down between Memphis and Walls.

Watertown, S. D., April 27-Five res-idences were struck by lightning and one barn burned during a severe storm that passed over the city yesterday morning. Nearly two inches of rain-fell during the day.

Milwaukee, Wis., April 27. - The dally News says: The Chicago, Milwaukee & St. Paul Railway company is preparing to conduct its own ex-

is preparing to conduct its own ex-press business. The Continental Express company is being organized by men within the iailway company and it is said that the new express company will be ready for business within a few months. Edward S. Averili has been selected as general manager of the continental concern.

oncern. It is said that the contract of the It is said that the contract of the United States Express company with the St Paul system will expire in about a year and that it will not be renewed.

WESTERN ROADS REFUSE

LOW CONVENTION FARES

LOW CONVENTION FARES Chicago, April 27.—Action was taken yesterday by rallroads east of Chicago and west of Chicago regarding re-duced rates for conventions. The east-ern roads decided to make a rate of 1½ cents a mile as the minimum rate. The Western Passenger association ex-plained that because of a 2 cent law in various states the western roads have already reduced their through rates to correspond. Application for reduced rates for a merchams' meet-ing in Chicago and St. Louis and for the Commercial Travelers Protective association convention in Milwaukee were refused. The General Passenger association

were refused. The General Passenger association will limit its reduced rate to conven-tions at which there is an attendance of 1,000 or more. As a concession to the roads which made the low tates, tares from points within 100 attes of the convention city will be placed on a higher basis, double local rates being charged.

CLAIMS TO BE MODEL FOR "CCLUMBIA" ON COINS; TO ALMSHOUSE

Binghamton, N. Y., April 27.-Desti-tute and 80 years old, Mrs. Oline Wil-liams, whose face, if her story is true, appears on all of Uncle Sam's silver dollars, has been taken to the Broome county almshouse. She says she not only never received a cent for her por-trait in silver but that she has even been robbed of the honor due her.

ANOTHER TITLE IN VANDERBILT FAMILY

VANDERBILT FAMILY New York, April 27.—Coincident with the sailing today of Mrs. Cornelius Vanderbilt, sr., to make her home abroad it was learned that Baron Otto Hoeming Oca-rolla, Austro-Hungar-fan consul here, had sailed on Wednes-day. The baron has been a frequent caller at Mrs. Vanderbilt's house and it was reported today that sne would shortly marry him. In discussing the report society friends of Mrs. Vanderbilt went so far as to assert that the marriage prob-ably would be celebrated in Italy dur-ing the early part of June.

PUBLISHERS PRAISED BY UNION LEADERS

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GENERAL LINEVITCH DEAD. St. Petersburg, April 37.-Lieutenand General Linevitch, former commander in chief of the Russian army in Manchurla, is dead.

BOOTELACK IS TUTOR OF GREEK IN A HIGH SCHOOL IN ILLINDIS

Alton, Ill., April 27 .--- Thos, Kalenda a bootblack, has been appointed critic of the Greek class in Shurtleff college The boy is 18 years old and a graduate of the Athens nigh school. He gives a haif a day each week instructing the Greek students of the college and in exchange accepts instructions in Eng-

STORM CAUSES MUCH DAMAGE AT WATERTOWN

