

MURDERER TERRELL MUST AGAIN STAND TRIAL FOR CRIME

Wells County Man Discharged From Easthaven But Is Held There Awaiting Bluffton Sheriff.

BENCH WARRANT ISSUED FOR MAN'S ARREST.

Terrell Is Accused of Murder Of His Son-in-law Who It Is Charged Mistreated Terrell's Daughter.

Saturday, John W. Terrell was discharged from the Easthaven insane hospital as cured, but he is still held there pending the arrival of the sheriff of Wells county, who will take him into custody on a bench warrant charging him with the murder of Melvin Wolfe.

Terrell, a few years ago, was the central figure in one of the most celebrated murder cases ever brought to trial in Indiana. He was charged with the murder of his son-in-law, Melvin Wolfe. However, Terrell's attorneys were successful in their insanity defense and instead of the murderer being sent to the gallows at the Michigan City prison, he was sent to the insane hospital in this city.

"Do you now regard Terrell as a sane man?" Dr. S. E. Smith, superintendent of the insane hospital, was asked this morning.

"I cannot be interviewed on that matter," he replied. "All I can say is that Terrell was discharged because I do not believe it necessary to hold him here any longer. While Terrell has been discharged from treatment at the hospital, he is still held pending the arrival of the Wells county sheriff, who holds a warrant for his arrest."

It is expected that the Wells county sheriff will arrive this evening to take charge of Terrell and return him to Bluffton, where he will be tried for a third time on the charge of murdering his son-in-law.

Excitement at Bluffton.

The reported release of Terrell from the insane hospital caused much excitement at Bluffton, where the authorities evidently attempted to suppress the news until the aged prisoner had been brought back to that city. This morning one of the Bluffton newspapers called up the Palladium over the long distance phone and asked that the report of Terrell's discharge from the insane hospital be confirmed. The Bluffton reporter stated he had been informed by one of Terrell's former attorneys that Terrell had been discharged from Easthaven and that a bench warrant for his arrest had been issued, but this "tip" could not be confirmed by interviewing the authorities at Bluffton. The reporter stated that he had communicated this morning with Miss Lucy Terrell, daughter of the prisoner, but she stated she knew of no new developments in her father's case.

It will be remembered that about a year ago a letter, which was alleged to have been written by Terrell, was published all over the state and in this letter startling charges against the management of the Easthaven insane hospital were made. In this letter Terrell stated he was not insane, and he thought it an injustice that he was confined in that institution. Terrell also stated in the letter that he would rather be confined in the state prison than be kept in such an institution as Easthaven. The letter further purported to relate abuses practiced on the inmates of the hospital.

Story of Crime.

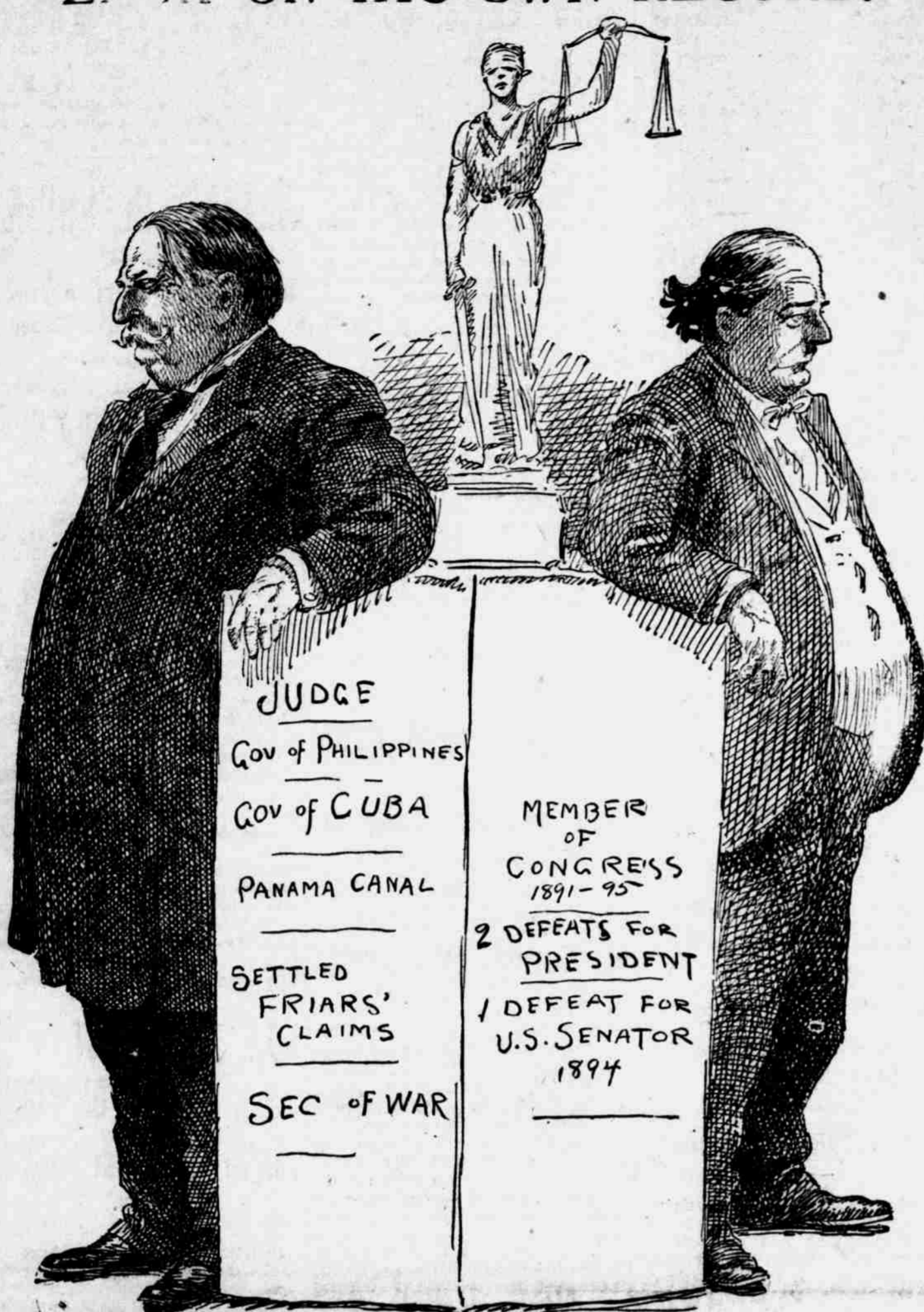
Terrell was formerly a well-to-do and respected farmer of Wells county. One of Terrell's daughters was married to a young man named Melvin Wolfe. The old man believing that Wolfe had abused his daughter and had then deserted her, waylaid the young man one day on the road and shot him, inflicting a serious wound. Later while Wolfe was on an operating table Terrell burst into the room and shot the young man to death. When Terrell was tried the first time he was sentenced to death but later he was granted a new trial. At the second trial his attorneys succeeded in convincing the jury that their client was insane at the time he committed the murder, and he was sent to the Easthaven insane hospital. About a year ago, Judge Irwin, of the Wells circuit court, visited Terrell at Easthaven and later announced it was his opinion that Terrell was still insane.

THE WEATHER PROPHET.

INDIANA—Fair Monday night and Tuesday, with slowly rising temperature; light winds shifting to southeast.

OHIO—Fair Monday night and Tuesday; warmer Tuesday; light variable winds.

EACH ON HIS OWN RECORD.



"Mr. Taft's candidacy is not based upon large and vague promises, part of which would be impossible of achievement and part of which would be absolutely mischievous to the people of the whole country if put into effect. His candidacy is based upon his great record of actual achievements, his great record of service to the public, upon his inflexible adherence to the highest standards of righteousness, and upon his proved and absolute fearlessness in relentlessly warning against evil, wherever it may be found. I appeal to all good citizens, to all high-minded, conscientious men who love their country for the sake of their country, to put such a man at its head."

Theodore Roosevelt

"Sagamore Hill, Oyster Bay, Sept. 21, 1908."

RAILROADS CASES TO OCCUPY TIME OF SUPREME COURT

Arguments to Be Heard on Many, Advanced Because Of Their Importance to the General Public.

SUIT AGAINST HARRIMAN ONE OF MOST IMPORTANT.

Action Brought by the Interstate Commerce Commission—Rebate Cases Docketed.

Washington, D. C., Oct. 12.—The railroads of the country will occupy much of the attention of the supreme court of the United States during the term of 1908 and 1909, which began today. As usual, the court will first hear arguments on cases which have been advanced on account of their especial importance as related to the public welfare, and a large percentage of the assigned cases deal with questions affecting the railroad interests in one way or another.

Questions Asked Harriman.

Probably the case to attract most popular interest will prove to be that of the interstate commerce commission against Edward H. Harriman, president of the Union Pacific company. This case involves the right of the commission to propound certain questions to Mr. Harriman relative to his purchase of stock of other companies,

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AMERICAN BALLOON FALLS 4,000 FEET

A. Holland Forbes and Augustus Post Have Narrow Escape in Races.

80,000 SEE THE ACCIDENT.

BIG BAG FALLS A DISTANCE OF TWO THOUSAND FEET AND THEN FORMS ITSELF INTO PARACHUTE SAVING AERONAUTS.

Berlin, Oct. 12.—The international balloon race, which started yesterday from the suburb of Schmargendorf, was the occasion of a thrilling accident, two American aeronauts having a miraculous escape from death. The American balloon Conqueror, having on board A. Holland Forbes and Augustus Post of New York, less than two minutes after the start burst at an altitude of 4,000 feet. For 2,000 feet it shot down like a bullet and then the torn silk assumed the shape of a parachute and the rapidity of the descent was checked. Coming close to the earth, the basket crashed into the roof of a house, but the men sustained only slight injuries.

Twenty-three Balloons Contest.

The race, in which twenty-three balloons, representing Great Britain, France, Germany, the United States, Switzerland, Italy, Belgium and Spain, participated, started at 3 p. m. in the presence of 80,000 spectators. Amid the strains of "America" and cheers the first balloon was sent away. It was the America II, under command of James C. McCoy, who was accompanied by Lieut. Voghmann.

The second batch of eight balloons was led by Forbes and Post in the

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SEVERAL CHURCHES STILL OUT OF THE PRESBYTERIAN FOLD

Many Members of Cumberland Branch of Church in Southern Indiana Refuse to Join With Others.

TO BE CONSIDERED BY THE INDIANA SYNOD.

Practically Only Ones in the Country Who Refuse—Sessions of Indiana Synod Begin Tonight.

At the annual session of the Indiana synod, Presbyterian church of the United States of America, which opens this evening at the First Presbyterian church, it is quite probable that the action of several Cumberland Presbyterian churches in the southwestern part of the state in refusing to affiliate with the Presbyterian church of the United States of America will come up for consideration. Two years ago the Cumberland Presbyterian church buried the hatchet with the mother church and returned to the fold after an absence dating from 1810. It was decided when the reconciliation was effected that all Cumberland Presbyterian churches should in the future be known as a part of the Presbyterian church of the United States of America. Nearly every Cumberland church in the country has now discarded its old title, but there are a few churches in the south-

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MOTION TO QUASH BULLA INDICTMENT ARGUED IN COURT

Judge Indicates Probable Ruling Sustaining Motion Upon Technicalities Which Are Involved.

COURT'S ACTION WILL NOT INTERRUPT CASE.

Another Charge Must Be Preferred—Indictment Was Without Parallel in Statutes of Indiana.

Argument on the motion to quash the indictment in the case of the State of Indiana against Dr. J. M. Bulla and Eva Sullivan was heard in the Wayne circuit court this morning. Argument for the defense was advanced by John F. Robbins. There is reason to believe the indictment will be quashed. Subsequent to action of this kind, the grand jury, which remains in session, will prepare another indictment. Adverse action by the court on the present indictment will not prevent the continuance of the case.

Many legal technicalities arose from the form of the indictment and whatever ruling Judge Fox makes will become a precedent in Indiana. The Indiana statutes do not contain any parallel case and the attorneys in their argument have had to depend upon cases somewhat similar that have been decided upon by the supreme courts of Massachusetts, Iowa, South Carolina and several other states.

The indictment in its first paragraph charges J. M. Bulla, Adolph Uhley (since deceased) and Eva Sullivan with conspiracy to commit an abortion. The second paragraph charges that as the result of this conspiracy, the operation was performed by Dr. Bulla and the other two "co-conspirators" were parties to the felony.

Claim Indictment Faulty. The counsel for Dr. Bulla, Robbins and Robbins and W. A. Bond, claim the indictment is at fault, because of the duplicity in the two paragraphs of the indictment. It is cited the second paragraph makes no new averments and it alleges only that as the result of the conspiracy between the three defendants named in the first paragraph the criminal operation was performed.

The court has expressed the opinion the indictment may be at fault inasmuch as the woman is made a party to the defense in each paragraph. No opinion has been rendered upon the motion, however, the court desiring to consult authorities first. The prosecuting attorney stated to the court, that if he believes there is a question as to the form of indictment the state would much prefer the indictment be quashed rather than the case proceed. It is not to be inferred from this that the action of the court will prevent a new indictment, however.

The Indiana law governing the charge of conspiracy is not perfectly clear to the attorneys and court. It was somewhat of a surprise that the state should prefer the charge it did, but the prosecutor said he did so in the hope of strengthening the case. By the charge as it now stands, Mrs. Sullivan, the state's witness in the case, becomes also a co-defendant. She is held as a co-conspirator with Bulla and Uhley. But in addition to the charge of conspiracy, the indictment prefers one of abortion and again the woman is named as a party.

Court Indicates Ruling.

Judge Fox holds that if the indictment charged either conspiracy or abortion alone, it might be held valid. The court holds that if a woman commits an abortion on herself, the act does not become a felony and she

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QUAKERS JOIN WAR ON CANNON

Own Church Turns Against Speaker.

SERBIA VOTES MILLIONS FOR PROTECTION

National Assembly Passes Resolutions Urging Vigorous Activity for Nation's Protection.

AUSTRIAN MINISTER REPORTED ASSASSINATED

Ferdinand Assumes Title of Czar of Bulgarians Today—England Dispatches Six War Vessels.

Belgrade, Oct. 12.—The national assembly in an extra session this morning voted \$3,000,000 in military appropriations. It passed resolutions of state urging vigorous activity for the protection of the nation's threatened interests.

Minister Murdered. Vienna, Oct. 12.—An unconfirmed rumor states that Count Ferguash, the Austrian minister to Serbia has been assassinated. There is great excitement here.

Spezzie, Italy, Oct. 12.—An Italian fleet has been ordered to hold itself in momentary readiness, pending negotiations regarding the Balkans.

Ferdinand Astonished. Philippopolis, Eastern Roumelia, Oct. 12.—Prince Ferdinand, who today assumed the title of "Czar of the Bulgarians" in an interview here, expressed astonishment at Great Britain's attitude toward Bulgaria's independence.

"What has become of the liberal traditions of Gladstone?" he asked.

Jerusalem Protests.

Jerusalem, Oct. 12.—A public meeting held here in protest against the declaration of Bulgarian independence and the annexation of Bosnia and Herzegovina by Austria. Vehement anti-Austrian speeches were made and resolutions condemning these movements were adopted and forwarded to the Young Turks party.

Coast of Arms Levelled.

Cettinje, Montenegro, Oct. 12.—During a demonstration in the streets Sunday a band of rioters tore down the coat of arms from the Austrian consulate.

Prepares to Sail.

London, Oct. 12.—The British Atlantic fleet of six battleships is taking stores preparatory to sailing for the Aegean sea.

Belgrade, Oct. 12.—After a secret session, lasting for more than twenty-four hours, the Warondna-Skupstina, or national assembly, adjourned last evening without having arrived at any definite decision with regard to its action against Austria Hungary. The assembly again met today.

According to the most reliable information, no vote was taken on the ques-

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BOTH LEADERS PREDICT VICTORY IN TODAY'S GAME

Chance and Jennings Each Say They Do Not See How They Can Be Defeated in This Game.

CHANCE PREDICTS WIN ON THE SERIES.

Says Detroit Will Be Defeated Just as She Has Gone Down Before the Cubs in The Past Two Games.

SCORE BY INNINGS.

FIRST INNING.
Detroit—McIntyre hit to Evers and was put out to Chance. O'Leary hit to Steinfeldt, who fumbled, then threw a bit late to Chance, the runner being safe. Crawford dumped one in front of the plate and still, while Kling threw him out to Chance. O'Leary took second. Cobb singled to left, O'Leary scoring. Rossman hit to Steinfeldt who threw him out to Chance. One run.

Chicago—Sheekard struck out. Evers flied to McIntyre. Schulte singled to left. Schulte tried out Thomass' arm and found it good. He was out stealing, O'Leary taking the throw. No run.

SECOND INNING.
Tigers—Schaefer out, Steinfeldt to Chance. Thomas out, Evers to Chance. Coughlin going out, Evers to Chance. No runs.

Chicago—Chance flied to Schaefer, in right field. Steinfeldt struck out. Hofmann fanned. No runs.

THIRD INNING.

Neither team scored.

TODAY'S PITCHERS

Pfeister and Mullen.

Chicago, Oct. 12.—"Well here's just what will happen," said Chance when asked what would be the outcome of the world championship series. "We have beaten Detroit twice, and we will beat them here again today. Then we will go over to Detroit for Tuesday's game and beat them again, making it four straight games for us, just the same as it was last year. You see we still have two of our star pitchers left in Pfeister and Brown and they are both good for their games. I was willing to give the Tigers one game of the series before we started, but after beating them two days, coming from behind and winning out in both, I cannot concede them a change for eve a look in at a victory now."

Chance's opinion is shared by about every one in Chicago, who saw the game yesterday, and who watched the two teams play last year. The Tigers don't seem to class with the Cubs. That tells the whole story. "We don't care who the Cubs pitch this afternoon, we are going to beat them," declared Jennings.

DETROIT LOSES SECOND.

"Wild Bill" Donovan Blows up in Eighth.

Chicago, Oct. 12.—After fighting desperately for seven heart disease innings yesterday afternoon, Wild Bill Donovan, the Detroit mainstay who had allowed the desperate Cubs only one measly hit, blew up in the eighth and when the storm of hits had ceased six Chicago players had counted on a home run, a triple, a double and three singles. Big Jeff Overall for the Cubs was in grand form and he let the American league down with four hits. Detroit's only count came in the ninth when Jones, batting for O'Leary, drew a pass, went to second on Crawford's out and scored on Cobb's hard single. Crowd Very Small.

The crowd was in many ways, especially the size, a disappointing one. In spite of the intense interest in the game there were only 17,760 people there and the receipts were only \$25,927. This was distributed as follows: Commission, \$2,692.70; players' share, \$14,540.58; owners' share, \$4,846.86, each.

The big factor in keeping the people away was the belief that tickets could not be obtained. Ticket brokers secured many of the reserved seats and sold them before the game for from \$5 to \$10 each. All of the grand stand seats were sold early, but there were several hundred vacant bleacher seats when the game began.

There was a great crush of people at the park Sunday morning to get seats. Many had been standing in line since 4 o'clock and the crowd reached such great proportions that a squad of 350 mounted police had to be called out to handle the situation. It was figured at that time that the crowd would break all records, but news of the crush spread all over the city and thousands stayed away in the belief that they could not possibly obtain admittance.

Score by Innings.

FIRST INNING.

Detroit—Tinker, at short, acted as

Holds Book and Letter Bearing Signature of Sir George Williams

A. D. Craig, of this city, is the proud possessor of a book given him by the late Sir George Williams, who died in London, Nov. 6, 1906.

Sir George Williams started the Y. M. C. A. movement in 1844, when he formed a club of twelve members, which met in a small room at Blackfriars, London. Sir George lived to see this organization, which he called the Young Men's Christian Association, spread all over the world. Its membership grew by hundreds of thousands yearly, and today the buildings that shelter the associations of England and the United States are valued at \$20,000,000. Sir George was the son of a poor farmer and at the age of 17 years became a drug clerk at Bridgewater. Later he went to London and while there he conceived the idea that reading, recreation and religion might be combined to make a society that would be of use to some of the thousands of lonely young men who had left country homes and were trying to keep themselves out of the devil's clutches. In 1844, jubilee year for the Y. M. C. A., letter of Sir George Williams has been framed by Mr. Craig and is on exhibit

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