

THE RICHMOND PALLADIUM

AND SUN-TELEGRAM.

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RICHMOND, IND., THURSDAY EVENING, DECEMBER 10, 1908.

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LEGISLATORS ARE NOW DRIFTING ON SEA OF DOUBT

Time of Meeting of Democrats in Indianapolis for Conference Kicks Up a Pretty Muss.

HOFMAN EXPECTED TO LAY DOWN LAW TO TAGGART

Understood He Was Today Scheduled to Seek Taggart's True Position—Progress of Senatorial Fight.

(Palladium's Special State Correspondent.)

Indianapolis, Dec. 10.—And still no one knows whether the democrats of the legislature will hold that meeting on the fifteenth of this month. Maybe they will. Maybe they will hold it on the seventeenth. Maybe they



will not hold a meeting. No one knows. W. S. Wells, the representative from Allen county, who was made chairman of the committee of legislators that was to call the meeting for the fifteenth but who failed to send out the letters came to town yesterday and in a short time he was all "het" up over the situation. He said he did not know that the notices were not sent out. He thought everything was "all set" for the conference and the news that it was not, nearly made his speechless. Wells said when he was here last week he left instructions with a hotel stenographer to write the letters and send them out to the democratic legislators and when he arrived yesterday he found that she had not done it.

Wells Furious. Some of the Marion county representatives got tired of waiting, and it was learned yesterday that they sent out notices a day or two ago for a meeting on the seventeenth. When Wells heard this he was furious. Marion county had stepped on his toes.

Wells' meeting for the fifteenth was called for the Grand hotel. Tom Taggart used to own the Grand. But when the Marion county representatives sent out their call they made the place the Denison hotel. Tom Taggart now owns the Denison. When Wells arrived at the Denison hotel he had a talk with Taggart and then gave it out that his meeting, if anyone attends will be held at the Denison. But the democratic legislators out in the state will now be in the air. They will not know whether to come in on the fifteenth or the seventeenth or whether to come at all. Wells insists on his date, the fifteenth, and Representative Zearing, of Marion county, who eats out of Taggart's hand, insists that they shall come on the seventeenth. Wells says Zearing "buted in" on the arrangements. Zearing says Wells talked a lot but didn't do anything. But Taggart was busy last night trying to get the matter straightened out, and it is believed that he will fix it up some way.

Stampede to Slack.

The talk about the probability that when the fight for senator reaches the critical point there will be a stampede to Slack of all the anti-Kern votes is proving true. So true, in fact that Edward G. Hofman, of Fort Wayne, one of the candidates for senator was expected to come to this city last night or today and have a talk with Tom Taggart about the senatorship. While it was not given out as a certainty that that would be the line of their conversation, it was pretty well understood that Hofman would ask Taggart to tell him plainly whether or not he intends to help any candidate for senator. Hofman wants to know for sure and certain whether Taggart is behind Kern, and he wants the information from Taggart himself. It was understood that Hofman would assure Taggart that there is no combination as yet between Slack and Steve Fleming's forces and that there will not be any such combination if Taggart keeps his oar out. But it was said that Hofman would not promise Taggart that such a combination would not be made in case it is found that he is meddling in the senatorship. Hofman insists that he is in the race as a bona fide candidate and that he wants the place. He says he will be active in his own campaign from now on.

Just Two Rival Camps.

The visit of Hofman to this city (Continued on Page Eight.)

LIMITED WRECKED OIL IS DISCOVERED

SPREADING RAILS CAUSE.

Bismarck, N. D., Dec. 10.—One man was killed and twenty-five were injured when the North Coast Limited on the Northern Pacific railroad jumped the track and rolled down an embankment near McKenzie last night. Spreading rails caused the wreck. A relief train was sent this morning.

TENTATIVE PLANS FOR DEDICATION

Secretary Goodwin Prepares Preliminary Program for Y. M. C. A. Dedication.

RECEPTIONS AND BANQUET

EXERCISES WILL EXTEND OVER PERIOD OF FOUR DAYS AND ON NEW YEARS MEMBERS WILL HAVE RALLY.

Secretary George L. Goodwin, of the Richmond Y. M. C. A., has prepared a tentative program for the services and exercises incidental to the dedication of the Y. M. C. A. building. On Sunday, December 27, the building will be formally dedicated, then on the following Monday, Tuesday and Wednesday, there will be other exercises. On Friday, New Year's Day, the building will be formally thrown open to the members, who now number 100 juveniles and 80 adults.

This program may be changed at any time, but it is quite probable it will be closely adhered to. Mr. Goodwin says that in a few days he will announce who the speaker that is to deliver the dedicatory address, will be, and who the speakers at the other exercises will be. The program as now arranged is as follows:

Sunday, December 27. Special meetings in all the churches in the morning for the benefit of young men.

In the afternoon at 2:30 o'clock, dedicatory exercises in the gymnasium of the new building. From 4:30 to 6 o'clock open house for the purpose of inspecting the building.

Monday, December 28. At 7:30 o'clock in the evening a reception in the gymnasium for lodge members, shop employees and clerks. This will be known as "Educational Night" and an address will be delivered on the mutual benefit of the Y. M. C. A. to employees and employer.

Tuesday, December 29. In the afternoon at 4 o'clock a reception will be held for boys in the gymnasium. An appropriate address will be delivered at 5:30 o'clock either refreshments will be served or a banquet held.

In the evening at 7:30 o'clock a reception will be given in honor of the ministers, members of church organizations and church representatives. An address will be delivered along the line of the association's relationship to the church and the mutual benefits to be derived.

Wednesday, December 30. In the afternoon at 2:30 o'clock a reception will be tendered in the gymnasium to the wives, mothers and sisters of the young men of Richmond. In the evening at 7 o'clock a banquet will be served to the business men of the city and appropriate toasts will be responded to.

Friday, January 1.

This day will be known as "Membership Rally Day" and the big building, from basement to garret, will be thrown open to the use of the members. The receptions and banquets to be given during the week following Sunday, December 27, although called by certain names in the program and arranged for certain classes of our citizenship, will be open to every citizen of Richmond. If the banker wishes to attend the meeting for the lodge members, shop employees and clerks, he will be welcome," stated Mr. Goodwin. The program as arranged is regarded as an excellent one and well adapted for all classes.

TWO MEN KILLED.

Springfield, Ill., Dec. 10.—John Solomon and John Babsky, shot-firers, were killed by an explosion in the Springfield Colliery company's mine north of here last night. The mine was partially wrecked and two other men were injured.

FROZEN TO DEATH.

New York, Dec. 10.—John Wubbenhorst was found frozen to death this morning in a yard adjoining his home in 101st street. He had been ill.

GENEROUS SUPPLY SECURED FROM ABANDONED GAS WELL NEAR HAGERSTOWN.

THE WELL WAS REOPENED

Hagerstown, Ind., Dec. 10.—Considerable interest has been aroused here by the discovery of oil on the Allen Pierce farm. Two years ago a well was sunk in the effort to obtain gas. It did not prove satisfactory, however, and was plugged. The well is owned by R. R. Brant and a few days ago he decided to open it up and make another attempt. Brant believed he might secure sufficient gas to provide fuel for his residence. The pumps were set to work and now are throwing out a generous supply of oil. If the flow continues the well will become valuable.

ART GALLERY FOR RICHMOND

Will Be Given Place in New High School Building to Be Erected.

A CONFERENCE IS HELD.

PROPOSITION PRESENTED BY SCHOOL BOARD ADOPTED BY ART ASSOCIATION UNDER CERTAIN CONDITIONS.

Richmond people are assured of a public art gallery to be included in the new high school building. This announcement was made last evening at a joint meeting of the school board and the Art association of Richmond, held at the Garfield school building. The school board representatives were S. S. Stratton, Jr., Dr. M. F. Johnston, L. E. Nussbaum and Superintendent T. A. Mott. The Art association representatives were Mrs. M. F. Johnston, Miss Carrie Lesh, Miss Alice E. Unthank, Prof. C. K. Chase, Mrs. Paul Comstock, Elwood Morris, James Morrison, Mrs. Jennie M. Yarnan, M. C. Nordyke and Miss Anna Newman.

It was one of the most important meetings ever held by the Art association and certainly a most unusual one to be held by a public school board. S. S. Stratton, Jr., president of the school board, announced at the opening of the meeting that its object was the inspection of the drawings for the new high school building, in which the board proposes to place a public art gallery.

W. S. Kaufman, the associate architect was present and explained the drawings. The perspective view in water colors of the finished structure received from Mr. Itner of St. Louis, consulting architect, was enthusiastically approved by all the members present.

The plans show an art gallery 66 feet by 50 feet, with top light and generous wall space for hanging. It is located above the auditorium and is directly accessible from the street. Since the entrance to the auditorium is on a level with the pavement the elevation of the gallery will not be uncomfortable.

Superintendent Mott stated that the auditorium would be well lighted and complete in every way, seating about 700, and that the board desired to make it serve not only the purpose of the school but that it should also be an educational center for the community.

Art is Essential.

L. E. Nussbaum, treasurer of the school board, in presenting the board's plan to include an art gallery in the new building made the following statement: "The Richmond school board has for many years believed that a knowledge of the world's art and training in art work are essential and necessary means of true education. It has done all in its power for many years to bring to a high standard the art work in our public schools. It has encouraged in every legitimate way the placing of choice collections of pictures in each of our school buildings. It has aided as far as was in its power in the holding of the splendid art exhibits that the Richmond Art association have so successfully conducted in our city for many years.

"The board, recognizing the deep interest existing among the citizens of Richmond in these different phases of art work, and recognizing the splendid work that has been done in our city by the Art association, has planned to build in the new high school a large and beautiful art gallery.

We, as a board, believe that the school should be the art center of our community life. In building this gallery we hope to make this new building the art center of eastern Indiana.

"In the management of this gallery, the school board desires the co-operation and help of the Richmond Art association. We want the Art association to make the gallery its home, and

(Continued on Page Seven.)

TEMPERANCE NOT TO BE CONSIDERED PRESENT SESSION

Legislation of This Sort Desired in District of Columbia And a Fight Will Be Made For It.

SENATORS PIQUED OVER JAPANESE AGREEMENT

May Ask Why They Were Not Allowed to Ratify Measure—Bacon and Spooner for Secretary of State.

By Sheldon S. Cline.

Washington, Dec. 10.—Interviews on the subject given out by members of the senate and house committees, having charge of affairs relating to the District of Columbia indicate that there is little probability of any sort of temperance legislation for the National Capital during the present short session of congress. Members of the committees point out that any attempt to prohibit or restrict the sale of liquor in Washington is bound to provoke a prolonged debate in congress, and they doubt the possibility of putting through any sort of a measure between now and March 4. As there will be only tariff legislation at the extra session, this would defer temperance legislation for a year, at least. By December, 1909, those who do not favor such legislation hope, the present wave will have largely subsided.

Work Is Outlined.

Advocates of temperance measures, however, are not going to submit to such postponement without a struggle. They are now organizing to make their influence felt at the capitol during the present session, and it will by no means be a pathway of roses for those members of congress who desire to avoid the issue. The Anti-Saloon League of the District of Columbia has been organized and placed entirely within the control of the churches, thus removing an element of "commercialism" which has characterized that body in the past. All the important officers are now filled by local ministers, and they propose there shall be no let up in the agitation for liquor reform.

Local Option Wanted.

There has been no demand by temperance advocates for complete prohibition in the district by legislative enactment. All that is asked is a local option law under which the district shall be divided into sub-districts and the residents thereof allowed to vote on whether liquor shall be sold within the prescribed territory. The most that is hoped for from this is that saloons will be driven out of the residential sections and confined to the downtown districts. This would certainly operate to greatly reduce the number of saloons, as under the present law the granting of liquor licenses is hedged about by close restrictions.

If the district committees of the senate and house refuse to afford the two houses an opportunity to vote on such a measure, the members of those committees will be marked men by the temperance workers and are likely to find themselves in a lot of hot water when they come up for re-election two years from now.

Senate Feels Slighted.

The debate which will take place at executive sessions of the Senate this winter over the recently concluded entente with Japan, will be one of the most important of recent years. Questions involved will be, What is a treaty? What is the treaty making power? and is there a treaty making power at all under the constitution as it is interpreted today?

A large number of learned senators are going to take the ground that the understanding with Japan is in fact a treaty, and as such, should be submitted to the senate for ratification. Though many senators are convinced that this is the correct attitude, their profound respect for the learning and acumen of Secretary Root will cause them to hesitate to take too advanced ground. Though they are unable to see how it is possible for their understanding of the compact and of the organic law to be wrong, they are satisfied Mr. Root will be able to staunchly defend his position and perhaps to vindicate it. Therefore, they want to hear from Mr. Root before going finally on record.

It is possible an opportunity will be afforded the secretary of state to appear before the committee on foreign relations and explain wherein the Japanese agreement is not a treaty within

(Continued on Page Eight.)

THE WEATHER PROPHET.

INDIANA—Fair and warmer Thursday night; Friday, increasing cloudiness and warmer; fresh southeast winds.

OHIO—Fair Thursday night; Friday increasing cloudiness and warmer, light, variable winds.

SIX ARE ACQUITTED IS CONSTITUTIONAL STAND OPPOSED

Those Accused of Whitecapping John Tribbey Freed Last Night

WIFE HELD GUILTYLESS

ELECTION IN DECEMBER.

Rushville, Ind., Dec. 10.—The six persons charged with whitecapping John B. Tribbey, were acquitted here last evening.

Tribbey was taken from his home on the night of August 5 last, by masked men and severely beaten with a board into which nails had been driven. Later he was tarred and feathered.

His wife, Leona Tribbey, Charles and Harry McFetrich, nephews of Mrs. Tribbey; Burt Kennedy, Perry Collins and Lafayette Goldman were charged with being implicated in the deed. Mrs. Tribbey was accused of having been one of the instigators.

BANDITS HOLD UP EXPRESS TRAIN

Three Masked Men Stop Great Northern Train, They Seeking \$20,000.

FIREMAN QUICK WITTED

UNCOUPLING ONLY MAIL CARS INSTEAD OF EXPRESS—POUCHES LOOTED, BUT EXACT LOSS IS UNKNOWN.

Spokane, Wash., Dec. 10.—Three masked bandits held up an east bound express train on the Great Northern railroad early this morning, intending to secure \$20,000 in currency known to be in transit.

Covering the train crew with revolvers, when the train was near Hill Yards, Wash., the bandits ordered the trainmen to detach the engine and express car from the train. Fireman Perrin outwitted the bandits in the darkness by uncoupling only the engine and the mail cars which the bandits took several miles distant, where they abandoned after rifling the mail pouches. The amount of booty is not known. The bandits escaped.

WORK HOUSE IS GENERALLY FAVORED

Charity workers of the city including the township trustee are in favor of the work house as a solution of one of their greatest problems. There are many poor persons, who abuse the charitable organizations. Some receive help from the trustee and without making known this fact solicit and secure further help from the organized charities. This is unfair to the other worthy poor and an effort will be made to break up the practice this winter.

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WABASH CIRCUIT JUDGE UPHOLDS COUNTY LOCAL OPTION LAW.

ELECTION IN DECEMBER.

Wabash, Ind., Dec. 10.—Judge Plummer, of the Wabash Circuit court, held Indiana's new county local option law constitutional, and that an election could be ordered even before an appropriation is made by the county council. This is the first decision and a restraining order against the county commissioners was dissolved. The election is for December 29, the first in Indiana.

INSTRUCTS JURY IN WILL CASE

Judge Fox Says Verdict Depends on Views of the Jury on Insanity

DECISION IS IMPORTANT.

MANY RESIDENTS HAVE SOUGHT INFORMATION IN REGARD TO ESTATES OF INSANE PERSONS, SAYS COURT.

This afternoon instructions of a general as well as particular character, were issued by Judge H. C. Fox to the jury in the Wayne circuit court, that has heard the Martin-Chitwood case.

The case, which had been on trial for almost two weeks, was concluded with the argument today. Thomas J. Study, of this city, and Judge Forkner, of New Castle, made the argument for the plaintiffs. The jury was appealed to by Henry U. Johnson of this city, and Mr. McKee of Connersville. The suit was instituted to have set aside the will of the late George Frybarger, of Fayette county. The case was tried in the local court upon a change of venue proceeding. The estate involved is valued at \$12,000. The court costs will be unusually heavy.

Depends on Jury.

Judge Fox stated the decision of the controversy will depend entirely upon the view taken by the jury. In his instruction he has endeavored to place the law concerning the estates of insane persons and their rights to make wills in as clear a way as possible. In conversation the court declared he has been asked hundreds of times by residents of this county in regard to the estates of persons of unsound mind, or who were alleged to have been of unsound mind. For this reason his instructions in the case are of general importance, as they constitute judicial opinion upon the subject.

In part, the instructions follow: In determining whether a person is of sound or unsound mind in a given case it is manifestly impossible to lay down or state any definite rule or fix any general standard by which the

(Continued on Page Seven.)

TO THE PUBLIC UTILITIES BILL

Manufacturers' and Shippers' Attitude Will Be Different Than It Was on Railroad Commission.

B. B. JOHNSON ON THE EXECUTIVE COMMITTEE

Many Prominent Corporation Men Are Placed on the Legislative Committee of the Association.

Indianapolis, Ind., Dec. 10.—That the attitude of the Indiana Manufacturers' and Shippers' association toward the proposed public utilities commission for Indiana, is likely to be different from the organization's attitude toward the railroad commission for which it was largely responsible, became evident when the appointment of committees was announced today at the annual meeting at the Claypool hotel. The committee on legislation, which will have charge of any legislation the association may father or direct the association's lobbying on any bill that may come from another source, contains the names of five men connected with big public service corporations. They are C. C. Perry, of the Indianapolis Light and Heat Co.; L. C. Boyd, of the Indianapolis Water Co.; C. H. Graf, of the Indianapolis Gas Co.; T. B. Sylvan, of the Central Union Telephone Co., and C. H. Norton, of the Indianapolis and New Telephone companies. Others of the committee are: J. V. Zartman, of Indianapolis, chairman; C. M. Kimbrough of Muncie, bridge manufacturer; Manly D. Wilson of Madison, cotton mill owner; R. H. Morrish, of Chicago, sewer pipe company; D. C. Jenkins of Kokomo, glass manufacturer, and C. C. Foster of Indianapolis, lumber dealer. Of these, Mr. Wilson expressed himself as opposed to commission control of public service corporations. The representatives of the public utility corporations at yesterday's meeting asked that they have representation on the legislative committee.

Although the bill has been prepared by the executive committee, much on the order of the Wisconsin law it was explained by President J. E. Frederick that the purpose of the organization was merely to use that bill as an educational measure for the benefit of the members.

At last night's meeting President A. W. Brady, of the Indiana Union Traction company, discussed in a chilling vein the proposed public utilities law. This morning B. H. Meyer, chairman of the railroad commission of Wisconsin discussed the same subject and explained the benefits as seen in its operation in his state.

The executive committee as announced by President Frederick, is composed of the following members, the president and secretary, L. A. Clark, Muncie; L. L. Turner, Terre Haute; C. B. Stephenson, South Bend; B. B. Johnson, Richmond and J. Schwartz of Frankfort.

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PALLADIUM LEADS

in circulation over all other papers in Sixth Congressional District, Indiana.

On October 28, 1908, the circulation of the Palladium and the circulation of the Item were examined by Mr. Clarence Austin, official examiner of the Association of American Advertisers.

With considerable pleasure we present herewith a reproduction of the certificate issued to the Palladium showing its circulation for the year ending September 30th, 1908, amounted to an average of 5,453 copies daily. This is the largest circulation of any paper issued in Richmond or in the Sixth Congressional District of Indiana.



The Item recently claimed it had the "largest bona fide, net paid, regular subscription list."

The Palladium asserts it has the "largest bona fide, net paid, subscription list." Let the Item prove its statement if it can. The Palladium challenges the Item to print its detailed report of the American Association of Advertisers. This will prove conclusively which is superior in the local field. The Palladium wants the figures.

QUARANTINE REMOVED.

Mr. and Mrs. Walker Turner Are Released.

Mr. and Mrs. Walker Turner, 38 Ft Wayne avenue, who have been under quarantine on account of small pox were released today. City sanitary inspector Young says the small pox patients are being released from quarantine only when the physicians advise it.