

## THE RICHMOND PALLADIUM

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GOVERNOR'S SUIT  
WILL SERVE AS A  
GENERAL EXAMPLELitigation Against the C. & O.  
of Indiana Will Result in Re-  
vision of Laws, Governor  
States.IS AN OBJECT LESSON  
TO PEOPLE OF STATEDefendant Road Has Had a  
Stormy Career Since Its Or-  
ganization, One Trouble Fol-  
lowing Another.

"This is, perhaps, the first time a concrete example has been presented to the people of this state of how stocks and bonds are manipulated on a tremendous scale. If I do not accomplish anything more I will present such a case as will result in the next legislature revising the laws of the state and preventing the formation of corporations in this state on wind and water. I am against the investment of wind and water as money."

Thus Governor Thomas R. Marshall declared himself Saturday to the Indianapolis correspondent of the Palladium on the alleged fraud practiced on the people in the transfer of the C. C. & L. railroad to the Chesapeake & Ohio railroad company and its reorganization as the Chesapeake & Ohio of Indiana.

The chief executive expects to show the people of the state in the prosecution of the suit to dissolve the C. & O. of Indiana that the corporation was formed for the purpose of stock jobbing and juggling.

## A Pretended Organization.

He avers that it is merely a pretended corporation and that it was organized in the expectation that the state officials would think a foreign corporation, which the governor believes is the real owner, was acting in compliance with state law. He said that the Chesapeake & Ohio was the real owner and that the stockholders as announced do not possess bona fide shares of stock. Among the number of stockholders named is Harry C. Starr, formerly of Richmond and elected vice president of the road at the organization meeting held in this city.

The state asks that the court dissolve the pretended corporation on the grounds that it is organized for fraudulent purposes in that its directors seek to evade the state laws and that it be restrained from exercising any of the powers allotted to legally constituted domestic corporations and from carrying out the purposes the company has planned.

The road has had one of the most checkered careers that any commercial concern in Indiana has ever had. It had a struggle from the time it was first proposed.

The glowing possibilities of compelling the Pennsylvania railroad company to reduce its freight rates to local shippers caused the builders to demand a bonus of \$225,000 from Richmond alone. The money was voted the company after a hard fight.

The fight for the bonus here was much the same as elsewhere where the road entered.

## Its Erratic Career.

For a few years the company enjoyed ordinarily good business. An occasional wreck stirred things up and then wrecks became more frequent.

Then a freight war with the Pennsylvania railroad company was started and while the company has won in many issues of the contest the matter has not yet been definitely settled.

Not having sufficient capital it is said the road was unable to stand the drain on its treasury which was caused by the panic of 1907, and the road was placed in the hands of a receiver. Upon its sale to the C. & O. railroad company its affairs reached a climax with the suit for dissolution which was filed in the Cass county circuit court on Saturday. The road was bid in at public auction in this city on June 22 by representatives of the C. & O. railroad company for over \$2,000,000. The amount actually paid over here was a little more than \$20,000. It is understood. The organization of the C. & O. in Indiana was then perfected and a few weeks later a suit was filed in the federal court at Cincinnati wherein a banking institution claimed it had a million as a result of the deal. This action is now pending. The company's officials recently filed a mortgage in favor of the Mercantile Trust company of New York City calling for a loan of \$10,000,000. This action prompted Governor Marshall's investigation and subsequent suit for dissolution.

For along time in English history money has been considered the unlucky color for coronations. Charles I was white vestments when he was crowned.

## THE WEATHER.

INDIANA AND LOCAL—Showers; but most change in temperature.

## SEND IN ENTRIES!

All exhibit and horse show entries for the Fall Festival should be made immediately with Secretary Will W. Reller at rooms 20 and 21 Colonial building. It is important that the entries be made as soon as possible in order to maintain a system and assure the exhibitors of good positions.

## HAS PITIFUL STORY

"Lake Erie Bill," Crossed in Love, Is Now Alleged to Be Unbalanced.

## IS RELEASED FROM JAIL

"Lake Erie Bill," a professional hobo with a history, was released from custody at the county jail on Saturday by Sheriff Meredith on orders from Judge Fox of the circuit court. The tramp, who in his better days went by the name of Thomas McMahan was charged with trespass, having broken into the cigar store of Harry Beard at Cambridge City on September 12.

The man is mentally unbalanced and it was intended to make an effort to get him into the Eastern Indiana Insane hospital. When arraigned before Squire Bowmaster of Cambridge City he was found guilty but the sentence was suspended, as the man was also declared to be insane by the justice of the peace. Prosecuting Attorney Charles Ladd moved that the affidavit charging trespass be dismissed and gave as his reasons that the man was insane he could not be guilty of the act in the eyes of the law.

During his confinement in the county jail the man sat in a corner removed from the other inmates and whistled and clapped his hands almost all the time. He became a tramp about twenty years ago when his sweetheart, a Columbus, Ohio, girl, married to another man. His home is at Cambridge City.

## STILL AT LIBERTY

Worthy Hicks, who was recently declared insane by a lunacy commission of Judge Abbott's court and placed in the Home for Friendless, from whom she escaped on Wednesday evening, has not been apprehended. The police have searched the city high and low for her. They are at a complete loss to account for her getaway. They expect that she is either visiting friends who have hidden her or that she is in the country. It is feared that she may suffer from exposure.

## POSSESSION WANTED

Possession of real estate and damages in the sum of \$300 are asked in a complaint filed in the circuit court on Saturday by the attorney for Mertie Richardson against Benjamin Miles and wife. The plaintiff also desires that the title to the property be quieted. The farm which consists of 82 1/4 acres has been in the plaintiff's possession since 1899. The defendants have been in possession since 1907.

## GAYNOR OUT OF IT

(American News Service.) New York, Sept. 24.—"I am not a candidate for the gubernatorial nomination; I have authorized no one to present my name and I never have been a candidate," said Mayor Gaynor today at his country home at St. James.

The mayor had been asked for a positive expression upon his attitude toward the democratic nomination for governor.

EARLHAM IS NOW  
ONE OF THE BEST  
INDIANA SCHOOLS

Reports Submitted by the Institution to Indiana Yearly Meetings Pleasing to the Many Delegates.

COLLEGE HOWEVER IS  
NEEDING MORE MONEY

A Collection for the Institution Was Not Taken as a Personal Canvas Has Been Contemplated.

Saturday afternoon was Earlham afternoon at the Indiana Yearly Meeting of Friends. Reports from the president, board of trustees and treasurer showed that the college now ranks as one of the leading educational institutions in Indiana and that it was gravely in need of finances.

The fact that Earlham college is now recognized as one of the five best educational institutions in the state was emphasized in the address of President Robert L. Kelly before the Yearly Meeting yesterday afternoon. Judge Fox in a very earnest address, following his annual report, said that there were three organizations in this country, which pass upon the quality of work done by the educational institutions. These are the Carnegie Foundation, the General Education Board, endowed by John D. Rockefeller and the Indiana State Board of Education.

Earlham college, as an institution maintained by Friends, was not considered by the Carnegie institution. The General Education Board has made an investigation of all the leading colleges of the United States and has selected five in Indiana as reaching its standard and Earlham is one of the five. The state board of education has also made certain requirements for colleges wishing high standing and Earlham is one of the Indiana institutions conforming to these requirements.

## An Educational Trust.

"There is a great tendency today to build up an educational trust," said Earlham president. "Just now there is great danger for Earlham and all other institutions, for it is thought that certain educational institutions may be ground to powder, under the rolling machine of the big trust. The general education board has made a classification of colleges, saying which ones are good, which ones are poor and which ones are not worthy of life. Some colleges have already did as the result of this classification.

"Each college has today life and death struggle," he continued, "such as it has never had before, especially if it is not on a good financial basis. I am gratified to think that we rank well as a college. One of the denominational colleges recognized by the general educational board has already increased its endowment fund until it is twice that of Earlham. Two others have very much increased their endowments and today Earlham stands fourth in the standard as to the finances."

## Debt is Now \$45,000.

President Kelly asked that the Indiana Yearly Meeting consider the conditions of Earlham and make it possible for the college to give the best education that any college can give, and subscribe to the fund to remove the debt of the college which is now about \$45,000.

A collection was not taken at the session yesterday afternoon because the authorities of the college wish to make a personal canvas of the members of Indiana and Western Yearly Meetings and secure subscriptions from people that have not contributed

(Continued on Page Two.)

## One of the Fall Festival Features



One of the many attractions at the Richmond Fall Festival Hippodrome will be the trained dog, pony and monkey show of Leon Morris. This is one of the best acts of its kind in the country. The diving monkeys furnish the feature performance of this act. There are numerous other acts booked for the Hippodrome, which promises to be one of the most popular places in the city during the big event. The hippodrome grounds are on South Fifteenth street between B and E streets. The hippodrome will be open all next week.

Charles M. Marsh, who managed the hippodrome at the Dayton Fall Festival which was such a splendid attraction will arrive in Richmond early in the week to take charge of arrangements for the hippodrome here during the Fall Festival. Much work is entailed in preparation for the hippodrome, which promises to be equally as good as that at Dayton, including acts which have made great hits wherever they have been given.

Mr. Kemper of the decorating firm has arrived and already outlined his plans for the stadium. He will begin work on the Midway on Monday.

## Two Earnest Workers For Earlham College



## HAINS ASKS PARDON

Father of Convicted Army Officer Wants Him Restored to Liberty.

## SENDS PLEA TO GOVERNOR

(American News Service.)

New York, Sept. 24.—Governor Hughes today notified District Attorney Frederick G. De Witt of Queens county that an application for the pardon of Captain Peter C. Hains Jr., the army officer, who shot and killed William E. Annie at the Bayside Yacht club in August two years ago, had been made by General Peter C. Hains, the prisoner's father.

Captain Hains, on his conviction of manslaughter in the first degree, after his trial last fall, was sent to Sing Sing to serve a term of not less than eight years and not more than sixteen.

General Hains, in his appeal to the governor for a pardon, reviews the whole history of the Hains tragedy and pleads extenuating circumstances.

## THEY MAKE SURVEY

M. S. Markle and L. R. Petry completed a survey of the Whitewater River gorge from the Main Street bridge to Teat bridge last evening and found that the gorge was over one hundred feet deep at several points south of the city. Mr. Markle is an assistant in the department of Biology of Earlham College and Mr. Petry is a student at the University of Chicago and a graduate of Earlham. Their topographical survey of the gorge will be presented to the college.

## ROAST KING'S ARMY

New York, Sept. 24.—A special cable to the Evening Post here today says:

"London, Sept. 24.—The British army maneuvers, it is admitted by persons of all shades of opinion, resulted in a frightful fiasco. The Express calls it a gigantic muddle. There was hopeless confusion. Some battalions fired on their own allies in the fearful and wonderful tangie. The foreign attaches openly expressed their contempt for the British generalship.

"The aeroplanes, which were to do the scouting, couldn't fly."

NEW ATTACK MADE  
ON T. ROOSEVELT

It Centers About His Very  
Drastic Primary Law  
for the State.

## TO BE A BITTER STRUGGLE

COLONEL SAYS THAT HE EXPECTS A HOT FIGHT BUT THAT EVERYTHING WOULD COME OUT ALL SATISFACTORILY.

(American News Service.)

Oyster Bay, N. Y., Sept. 24.—A new fight against Col. Roosevelt, centering around the drastic direct primary bill which he urges as a chief issue of the republican state convention developed today. This fight promises to be as bitter as the struggle over the temporary chairmanship and the wires started buzzing today towards the effecting of a compromise between the warring factions. At Sagamore Hill this afternoon Col. Roosevelt admitted that he had a new fight on his hands but declined to discuss it at length. He merely declared that some of the upstate delegations to the convention were dissatisfied with the direct primary bill which he is urging, and the enactment of which he wants pledged in the republican platform. The colonel said he believed everything would come out alright. The details were learned later today. Several delegations, among them Erie and Broome counties, it was said, sent word to Col. Roosevelt that, while they stood ready to vote for him for temporary chairman, they opposed the Cobb direct primary bill.

Hughes Also Favors It.

The colonel alighted upon the Cobb bill which would place every office from United States senator down at the disposition of the electors. Governor Hughes also favored this measure.

For a time the only opposition to this issue came from the old guard, but later delegations which indorsed it in a frightful fiasco. The Express calls it a gigantic muddle. There was hopeless confusion. Some battalions fired on their own allies in the fearful and wonderful tangie. The foreign attaches openly expressed their contempt for the British generalship.

A compromise would be effected, it was intimated here this afternoon. It is believed that the colonel will grant concessions although he will still cling to the direct primary issue as a principal feature for the platform.

There is a possibility that the fight will be threshed out in the convention hall. However, it is generally believed that a compromise will be made before the convention opens.

Chairman Wilcox, of the public service commission called on the former president today to enlist his aid in the movement to have telephone and telegraph companies put under the supervision of the commission. This may also be given a place in the platform.

## PAINFULLY INJURED.

Charles Ackerman, a clerk at the Hoosier Mercantile company, painfully injured his hand yesterday when he moved a large box into the store, catching the flesh of one finger on a nail and tore his finger open to the bone. It was necessary for the physician to make several stitches before the wound was closed.

## NOT A CANDIDATE.

For the information of my friends, I wish to state that I have never been, and am not now, a candidate for the office of county superintendent of schools. I greatly appreciate the kind solicitation of friends desiring me to be a candidate, but I feel compelled to decline the nomination.

A. L. Baldwin.

## DIES OF HIS INJURIES

William Ragsdale, Hurt by Falling Limb of Tree, Expired Last Night.

## WAS HURT LAST THURSDAY

William Ragsdale, colored, who was injured on Thursday afternoon by a large limb of a tree falling on him and crushing him in the Indianapolis region, died at Reid Memorial hospital on Saturday evening. He suffered from internal injuries so severe that at no time did the attending physician hold much hope for his recovery.

Ragsdale was working on the farm of John R. Johnson, south of the city. He was cutting down trees and in trimming off one branch it fell and caught him before he could get out of its way. He was a well known colored man and when young was perhaps the strongest man in the county, being large of stature.

## THE FOLLOWING ARE THOSE

THOSE KILLED IN TODAY'S WRECK: Joseph Kaker, motorman, Logansport; Lewis Broo, Kokomo, Ind.; Dr. W. C. Holthouse, Brooklyn; W. H. Holthouse, Brooklyn; Verdet Railback, Hymeria, Ind.; B. F. Welsh, Marshall, Mich. List of injured.

The following are most seriously injured: J. E. Ballinger, Shelbyville, Ind.; A. E. Curtis and wife, Indianapolis; Charles Gravé, Indianapolis; J. E. Hawkins, Indianapolis; Mrs. H. Hutchins, Alexandria; Mrs. Belle Jones, Greenstock, Ind.; J. W. Montgomery, Elwood; Mrs. T. A. Moore, Elwood; Vincent Zantoglio, Sharpsville.

Dr. Holthouse was on his way to Kokomo where he was to have been married tonight. His brother, who was also killed, was to have been the best man at the wedding. The bride to have been was Miss Nellie Coxon, daughter of the secretary of the Great Western Pottery company, Kokomo. Miss Coxon was prostrated when she heard of the death of her fiance.

The collision was between a north bound limited passenger train and a south bound freight. The south bound motorman had orders to wait at the first stop north of the crossing. It is said, but overrules that point, thinking he could make another switch.

A clump of trees hid the approaching cars and they came together at the curve. The freight plowed through the front of the limited, demolishing the smoker. The motorman and all the passengers in the smoking compartment of the limited were killed. The motorman and conductor on the freight car jumped and were not injured.

"I guess we over ran orders," said Motorman Dan Lacy when he had fully recovered from the shock caused by jumping from the car. Conductor Seebree was equally dazed at the collision and could not explain why they had passed the switch.

Four houses were opened for the reception of the injured and the bodies of the dead. Superintendent Seebree sent out extra cars, with cots, and all of the dead and injured were later brought here.

## ASK WALSH PARDON

Washington, Sept. 24.—George T. Buckingham, a lawyer of Chicago, filed a formal petition for the pardon of John R. Walsh, formerly president of the Chicago National bank, with the department of justice today. It is signed by several hundred thousand sympathizers. Walsh is now in Leavenworth, Kan., penitentiary having been convicted Dec. 12