## JEROME DECIDES AGAINST APPEAL

Will Let Thaw Trial Proceed to End Without More Interruption.

VERDICT LIKELY THURSDAY

District Attorney Finds No Law Sustain Demand to See Minutes-Three Days for Lawyers' Speeches.

**KEW YORK.** April 6.-The trial Harry K. Thaw will proceed on Monday morning, when Delphin M. Delmas, leadmorning, when Delphin M. Delmas, leading counsel for the defense, will bagin his summing-up address to the jury. District Attorney Jerome decided late today not to apply to the appellate division of the Supreme Court for a writ of prohibition or mandamus to halt the trial. He reached this decision, it was said, after a consultation with eminent counsel. Mr. onsultation with eminent counsel. Mr Jarome may argue briefly on Monday morning against the confirmation of the report of the lunacy commission which declared Thaw to be sane, but he is aware that Justice Pitzgerald's disposition is to confirm the report, which was unanimous. The District Attorney has many witnesses under subpens, but it is said witnesses under subpens, but it is said he has decided not to call them and will press the trial forward to an early verict or, what is regarded as more likely, disagreement of the jury.

Could Find No Law in Support.

When Justice Fitzgerald yesterday decess to the minutes of the lunacy com-mission, Mr. Jerome threatened to carry the matter to the appellate division on the ground that he had been excluded from the final examination of Thaw by the commission. He said he had been willing to waive the right to be present, with the understanding that he was to be allowed to have possession of the tea-timony. He had promised the commis-sion not to use this testimony against the prisoner in any way at his trial. Immediately after yesterday's adjourn-

ment, Mr. Jerome-set about seeking pre-cedents upon which to base his appeal to the higher court. He was at his office again early this morning and then went to the appellate division building. It was then that Mr. Jerome sought counsel among his judicial friends and reconsid-ered his determination to press the mat-

Three Days for Speeches.

Allan McLane Hamilton was on the the trial proper was halted more than two weeks ago. In order that the record may be kept straight he probably will be recalled Monday morning, although he may not be permitted to testify.

There was a stipulation in court some weeks ago that each side was to have one day, for summing up. It was learned to

day for summing up. It was learned to night, however, that Mr. Delmas may speak for two entire days. If he wishes this to be, it will undoubtedly be granted this to be, it will undoubtedly be granted him. Mr. Jerome has stated that his summing up would not require more than three or four hours. He has expressed the dealer to make his argument without any sort of interruption for a luncheon recess or adjournment. He will ask the lury to convict Thaw of murder in the to convict Thaw of murder in the

Seeks First Degree Verdiet.

No reference will be made or allowed on either side to the appointment of the hunacy commission or the nature of its findings. Mr. Jerome will maintain Thaw was sane enough to know the nature and quality of his act when he killed Stanford White and to know that the act was wrong. This is the definition, in this state, of legal sanity. Regardless of his al sanity. Regardless of his expressed personal conviction in the mat-ter, Mr. Jerome told the court yesterday that it would be his duty to press the prosecution to the utmost. It is thought that a verdict may be eached on Thursday.

#### CUBA EAGER FOR DECISION

Hopes Taft Will Name Date for End of Intervention

HAVANA, April 5.-There is much HAVANA, April 5.—There is much subdued excitement here over the expected arrival next Sunday of Secretary Taft, because of the belief that he will make a definite statement regarding the date of the end of American Intervention in Cuba.

The Conservative newspapers, recurred the conservative newspapers.

ognizing that enmittee engendered durnot absted, express no hope for the orities, while the Liberal organs, on the contrary, declare the country to be pacified and ready for new elections. The Liberal generals, in spite of their failure to establish party har-

treaty between the United States and Santo Domingo, intended to replace the Dominican treaty which has been pend-ing before the United States Senate for the past two years, was presented to Congress this morning and referred to a committee for examination and report. The new treaty differs from the original in its simplicity, particularly in the matter of substituting bonds to be delivered to the international creditors of Santo Domingo in stead of requiring them to await the payment of small installments of their money from the Dominican customs re-

More Cocoa, Less Coffee, Imported

WASHINGTON, April 5.—A report is-sued today by the Bureau of Statistics of the Department of Commerce, shows that cocca importations into the United States are now averaging more than \$1,000,000 a nth, against an average of \$250,000 a

ne importations of coffee show t lecline, especially during the last two years. In the eight mouths ending with February, 1907, there has been an increase of \$5,900,000 in the importation of cocoa, a decline of \$1,500,000 in the importations of coffee and an increase of \$1,250,000 in tea

Investigate Shipping Commissioners

WASHINGTON, April L.-Following the lines of recent changes in steamboat in-spection service. Secretary Straus, of the Department of Commerce and Labor, has decided to investigate the offices of the gists.

shipping commissioners in the large ports of the country with a view to improving the service and definitely determining the efficiency of the commissioners. The ex-amination will be rigid and searching.

Dr. Klopsch Gives \$60,000 More Dr. Klopsch Gives \$60,000 More.

WASHINGTON, April 5.—CommissaryGeneral Sharpe, of the Army, who is superintending the shipment to China of the
food supplies contributed by Louis
Klopsch, of the Christian Herald, today
received \$50,000 from Dr. Klopsch, in addition to a previous contribution of \$50,000.
The fund of \$110,000 thus available
will be used for the purchase of \$500 tons
of flour, which will be shipped to China
on the United States Army transport Buford, sailing from San Francisco on
April 30.

Say Major Fremont Is Bankrupt.

NEW YORK. April 5.—Major-General P. D. Grant today appointed a court-martial to try Major Francis P. Fremont, on the Fifth United States Infantry, on charges growing out of his petition in bankruptcy last year. Major Fremont is a son of the late General John C. Fremont and has lately returned from Cuba to meet the charges. Captain William G. Glasgow, of the Thirteenth Cavalry, will act as Judge-Advocate.

CITIZENS OF EPHRATA VAINLY ATTEMPT CAPTURE.

Held at Bay With Revolvers While Bank Is Looted and Robbers Flee -Bloodhounds on the Trail.

SPOKANE, Wash., April 6.-(Special.) -The Great Northern dispatcher here is advised that a desperate battle occurred late last night in the streets of Ephrata between bandits who were robbing the bank and citizens who were roused when the attempt was discovered.

Many shots were exchanged, the bankrobbers holding back the citizens while they proceeded to blow up the safe. A later dispatch tells of the looting of the safe and the escape of the bold ma-

Harry Draper and his bloodhounds have been sent for and will go on the first train. Ail particulars are meager. Ephrata is a small town in Douglas County, Washington, about 136 miles west of Spokane on the Great Northern

rauders in the darkness,

### HAS NOT GIVEN UP FIGHT

BONILLA MASSING FORCES WITH AID OF SALVADOR.

Defends Amapala With Strong Army and Gathers Allied Power on Frontier for Attack.

PUERTO BARRIOS, Guatemala, April After the battle of Namasique, in which the forces of Honduras were defeated by the Nicaraguans, President Bonilla withdrew and occupied Amapala, which is fortified and defended by a strong force of Hondurlans. Tegucigalpa, the capital of Honduras, was considerably weakened by forces being sent to Generals Barhona and Christmas, who were defeated after eight days' fighting at Namisquo, and a mutiny occurred in the garrison at the

The forces of President Bonilla and General Medal are uniting with the army of President Figueros of Salvador on the frontier, where the com-bined armies are being massed for con-

CRUISER WATCHES ZELAYA

Chicago Ordered to Move\_Bombardment of Amapala Fails.

SAN SALVADOR, April 5 .- The bom bardment of Amapala by Micaraguan steamers only Gamaged the interior of one church. The United States cruiser o anchored off Acajutla has re-orders from Washington to leave in the direction of the Gulf of Fonseca, in order to be near the prob-able scene of war development. President Bonilla has established governmental headquarters at Ama-

The Salvadorean frontiers are proa large army.

#### DIVORCED AND ORPHANED

Parents and Furious Husband.

The Liberal generals, in their failure to establish party harmony in Puerto Principe and Santiago provinces, are now making a last of fort to this end in Pinar del Rio for the purpose of showing Mr. Taft that the Liberals are united in four of the provinces.

Treaty.

Treaty.

he placed three revolvers in his pockets and went to the house in which the Rommells lived. Mrs. Rhein saw him enter, and ran out of the back door. Rhein fired at her twice, but missed her. The other shooting fol-

At the hospital to which Rommell and his wife were taken it was said both will die.

#### STEAMER BURNS ON RIVER

Passengers Escape From Hudson Liner-All Cargo Destroyed.

DOBBS FERRY, N. Y., April 5 .- The steamer City of Troy, of the Citizens' line, was burned to the water's edge here tonight. The \$5 passengers were

here tonight. The \$5 passengers were landed safely. The steamer was completely destroyed, with its cargo of freight and 12 horses.

The City of Troy left New York at 6 o'clock tonight, bound up the Hudson River for Albany and Troy. The fire was discovered at about 8 o'clock tonight, when the boat was about eight miles below Dobbs Ferry.

Don'ts for Grip Sufferers

Don't kies the children.
Don't kies the children.
Don't delay going to bed.
Don't take a cold or hot bath.
Don't use alcoholic stimulants.
Don't eat a heavy meal.
Don't forget to take
Chamberlain's Cough Remedy as directd for influenza. For sale by all druglats.



NEW RIBBONS

Just received a large importation of Fancy Ribbons in stripes,

checks, plaids, Dresdens and all the new ideas for millinery and dress trimmings.

BUTTERICK PATTERNS FOR APRIL, 10c and 15c-NONE HIGHER

# Lipman, Wolfe &



OPEN TONIGHT **UNTIL 9:30** 

thers on sale all day and evening until 9:30.

## 169 New Spring Tailor-Made Suits Regular Values to \$20 for \$14.75 Regular Values to \$30 for \$19.85

One hundred new Tailor-Made Suits; made in the latest Eton styles, of all-wool Panama, in black, navy and brown. The Etons are made in the newest collarless effect, trimmed with braid and lined with satin. The skirts are made in the newest plaited shape, trimmed with braid to match the skirts; sold regularly to \$20.00; special only... \$14.75

Sixty-nine new Tailor-Made Suits, in Eton and tight-fitting styles; of cheviots, Panamas and fancy mixed materials: in black, navy, brown and a large variety of fancy cloths; made in plain tailored and fancy trimmed styles, with short or long sleeves. The skirts are made in the newest plaited effects. Sold regularly up to \$30.00; special for this sale

## Saturday Sale Children's Coats

Ages 8, 10, 12 and 14 Years-Special Low Prices

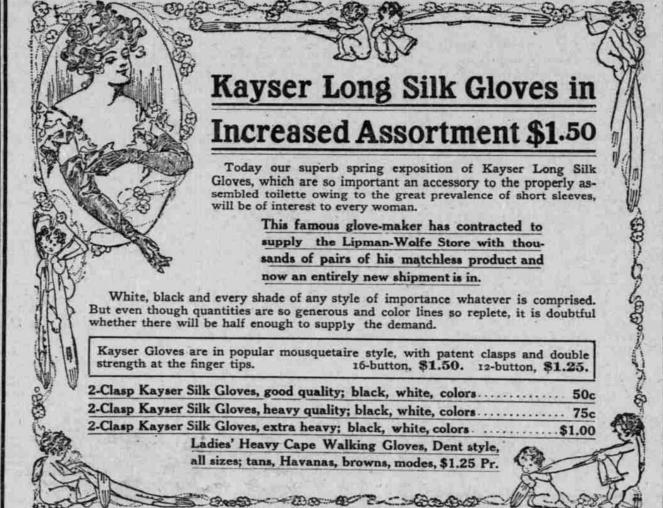


Children's 24-in, Box Coats of all-wool cheviot, in reds and navy; made double-breasted, full loose box back; notch \$4.00 collar, and embroidered emblem on sleeve..... Children's 24-in. Box Coat of fancy checked cloaking, made double

breasted, with four fancy buttons; full box back; \$4.50 notched velvet collar, and coat sleeves with cuffs. Children's 28-inch Long Coats of fancy gray plaid material, made double-breasted, full loose back, notched velvet col-\$5.00 lar; two side pockets.....

Children's 30-inch Long Coats of fine all-wool gray herringbone material, made double-breasted, with fancy buttons. \$6.00 Red velvet collar, full loose box back.......

Children's 30-inch Long Coats of fancy wool materials, in black and white check, and fancy plaids; made doublebreasted; notch velvet collar; full loose back... \$10.00





### Today Only GAS MANTLES 25c Vals., 10c

Just 1500 regular 25c Gas Mantles for sale today at the lowest price ever quoted. When this 1500 is gone, you will have to pay 25c for the same kind. They will probably not last all day. Not more than a dozen to each customer; while they last for, 10c

### Misses' Stylish Millinery

The particular styles and shapes that are most popular in New York have just been sent us by our New York office, and special for Saturday we offer large Black Hair Flats, luxuriantly trimmed \$5.00 with flowers; values to \$8.00, for .....

Large Black Hair Flats, Luxuriantly \$5

No two alike, but they are all trimmed in the most popular style for Misses' Hats this season. Bent up in pretty poke and drooping mushroom effects, and trimmed with flowers of all descriptions; also ribbons, malines and \$5.00 chiffons. Special today.......

CLAIMS SCORE OF VICTIMS

Devastates Four Towns, Wrecks Insane Asylum, Killing Three Inmates\_Reduces Steamer and Buildings to Kindling Wood.

TWENTY DEAD IN LOUISIANA.

NEW ORLEANS, April 5.-The reach 20 and the injured will number 50 in Louisiana alone, accord-Bullets Deprive Mrs. Rhein of Both ing to reports received late tonight.

> NEW ORLEANS, La., April 5.-Prob-NEW ORLEANS, La., April a.—Procably 15 lives were lost today by a tornado which swept across portions of three Gulf states and which was traceable for a distance of 300 miles. The tornado moved distance of an ast over the southern exceptions. striking into Alabama for a short dis-tance. Portions of four towns were de-vastated and damage approximating \$500,-

000 was done. The tornado began at Alexandria, La., soon after 1 o'clock this morning, in-stantly killing four persons there, fatally injuring three and seriously injuring 15

Soon after daylight it reached the Mis-Soon after daylight it reached the Mississippl River, killing four persons at Jackson, La., while at Bayou Sara, La., at least half a dozen others were killed. There was one fatal injury at Jackson. The tornado next appeared at Carson, Miss., were great property damage was done. About noon near Selma, Ala., the inhabitants saw the clouds rise into the air and the storm disappeared.

Dead and Injured.

The dead:
Omer Beck, Matthew Dunn, White and
Ora Dudley and Lydia Harding, negroes,
of Alexandria.
Three female inmates of the insane
asylum names unknown, and two negroes asylum hames unanown, and two negroes at Lackson, La.

One white man, Mrs. Collins and three negroes at Bayou Sara, La.
Fatally injured:
Miss Mary Les, of Jackson.

Seriously injured: Mrs. Omer Beck and two children, Mrs. Frank Hertense, Mrs. Matthew Dunn, T. R. Convile, wife and four children; Francis Demicio and Edward Steward White, of Alexandria; H. H. Ferguson, Jackson, La., and A. B. Crothers, of Bayon Sara, La.

Buildings Are Destroyed.

About 20 homes in Alexandria were completely demolished, 50 were damaged and altogether about 100 buildings were Northwest Scenery—Lobby Imperia

seriously wrecked, including several business houses. Six houses were blown down at Pineville and injuries were reported. The hall did much damage to crops.

The insane asylum at Jackson, La. was almost wholly wrecked with a loss of about \$200,000. In addition to three female inmates killed many sustained injuries. Tornado Sweeps Through
Three Gulf States.

Two negroes were killed on a nearby plantation. Reports from the surrounding country indicated that there was probably more loss of life among negroes, whose filmsy cabins quickly collapsed before the wind.

wind.

At Bayou Sara several passengers on the steamer Betsy Ann had a thrilling escape. The Betsy Ann was reduced almost to a total wreck. While the breaking timbers both from the steamer and from the shore flew through the air, the steamer and all the passengers safely ashore. crew got all the passengers safely ashore. Hardly a member of the crew escaped

At Carson, Miss., the Mississippi Central Rallroad depot was blown down, also a church, schoolhouse and two business buildings and several cabins. From Carson the storm crossed the line into Alabama, where it began to lose much of its destruction.

Insanity Cured by Shock.

A remarkable report comes from the State Insane Asylum at Jackson, La., where nearly all the patients were left without shelter, 20 of them seriously injured. Seevral cases of chronic hys-teria are reported to have been shocked into what their physicians deshocked into what their physicians de-clared may prove permanent recovery. Governor Blanchard has rushed tents and cots from the state military sup-plies for the temporary housing of the asylum inmates. The Governor issued a statement that the damage to the

BLOWS DOWN BIG FACTORIES Wind Sweeps Cars Off Track and

Smashes Them to Pieces.

ALEXANDRIA, La., April 5,-Several ersons were killed, many injured and a hundred factories, stores and dwell-ings totally wrecked or partially dam-aged by a tornado that passed over Alexandria after midnight today The city power plant, the Alexandria Ice & Cold Storage plant, and many mills and factories were wrecked or

mills and factories were wrecked or partially wrecked.

The tornado damaged an area extending from three miles above this city to Pine Woods, several miles below here on the Red River. All the buildings in the path of the tornado were destroyed and those upon the outskirts were badly damaged. The wind was accompanied by a heavy rain and hall.

A number of passenger coaches in A number of passenger coaches in the yards of the Iron Mountain Railroad were swept off the tracks and heavy pieces of weekage were blown entirely through some of the coaches.

Goes Up in Air at Selma.

SELMA, Ala. April 5.—A tornado passed over the country across the Alabama River from this city at noon today. It came from the southwest, and followed the river. When opposite Selma it lifted and broke, letting fall a shower of debris. The extent of the damage has not yet been learned. A vast number of trees were uprooted. A severe hall storm followed the wind.

THINK THE PRISONERS MAY BE PINK DOMINO BURGLARS.

One-Armed Man and Companion Taken Into Custody on Washington Street.

In the arrest of Will Feeley and R. L. Via by Detective Sergeant Baty and Detective Hellyer at Twenty-third and lice believe they have the pink domino burglars. Although in the matter of identity they admit they may be mistaken in the men, they are certain that at least one of the pair has been connected with some of the recent crimes.

Detective Sergeant Baty had worked all day on the theory that a one-armed crook was performing some of the robberries reported, and after being joined by Hellyer last night they came upon Feeley, who has lost his left hand above the wrist. He was unable to give a good account of himself. He was in company with Via, who was under the influence of liquor, and both under the influence of liquor, and both

refused to tell who they were when accosted by the officers.

Feeley admitted among other things when question by the officers that he had carried a blue-barreled revolver Thursday night, but his memory proved where he had been during the night. When scarched nothing in the shape of firearms or a mask was found, but among his personal effects was a key belonging to a room in the Oregon Hotel, and how he became possessed of this article he refused to state On this article he refused to state. On this clew the officers intend to make a further investigation this morning and have hopes of locating some one from whom the key was taken during the process of a hold-up or robbery. Both Feeley and Via were locked up and their records will be more completely investigated today.

ARGUE DATE OF TRIAL Defendant Doesn't Want April 16

Because Witness Not Present.

WASHINGTON, April 5.—An unsuccessful effort was made today to have April 16 set for the date of the beginning of the trial of Mrs. Annie Bradley, indicted for causing the death of ex-Senator Brown, of Utah. Counsel for Mrs. Bradley opposed it on the ground that it would be impossible because the defendant's witnesses, most of whom are to be brought from the West, will be unable to be here so soon. The matter was left undecided, although attention was called to the fact that the Hyde-Benson-Schneider land-fraud cases are set for April 22 WASHINGTON, April 5,-An unsuc land-fraud cases are set for April 22. This case will require several weeks for trial and should the Bradley trial not precede it, the indications are that Mrs. Bradley will have to rem jail until the Fall term of court

Enjoins Dividends on Water.

NEWARK, N. J., April 6.—The suit of William Nelson Goodenow, of Boston, against the American Writing Paper Company has just been argued in the

Chancery Court here. The suit is designed to prevent the company from paying dividends on alleged excessive capitalization. Vice-Chancellor Bergen, who heard the arguments, has taken the matter under advisement.

GOING TO VISIT ALFONSO

BIARRITZ, France, April 5.—King Ed-ward took a special train for Toulon, where he will arrive late in the evening. embark upon the royal yacht and awalt the arrival of Queen Alexandra tomorrow. Their majesties will then sail for Carta-gena, where they will be met by King Alfonso.

Great Care to Guard Alfonso. MADRID, April 5.-Great precautions are being taken by the Saragossa & Li-cente Railway Company in regard to the coaches on the special train which will convey king Alfonso and his mother, Queen Christinia, on their journey to Cartagena to meet King Edward and Queen Alexandra. The company has af-fixed seals to the doors of all the coaches in the train and has detailed a special watch to guard over the coaches night and day. This watch has been ordered to allow nobody to approach the coaches, not even employes of the company.

Queen and Princesses to Join King. LONDON, April 5.-Queen Alexandra, the Dowager Empress of Russia and Princess Victoria left London for the Continent this morning. The Queen and her sister will separate at Calais, the former and Princess Victoria proceeding to Toulon, where they will join King Ed-ward preparatory to the meeting between the latter and King Alfonso at Carta-The Dowager Empress will go to Biar-

HEARST MUST MAKE REPLY Attempt to Evade Jerome's Libel

Suit Against Journal Fails. NEW YORK, April 5.-The appellate di-

COFFEE

Who is responsible for your coffee? Who returns the money

if you don't like it? Your grocer returns your money if you don't like Schilling's Lest.

.........................

WEDDING AND VISITING CARDS W.G.SMITH&CO. WASHINGTON BUILDING

vision of the Supreme Court today handed down a decision affirming the interlocu-tory judgments by Justice O'Gorman in two cases for libel brought by William Travers Jerome, one against the Star Company, and the other against the New York Evening Journal Publishing Com-

pany.

Justice O'Gorman overruled demurrers interposed by the defendant companies and those interlocutory judgments are and those interlocutory judgments are now affirmed by the appellate division, but with leave to the defendants to withdraw demurrers and to answer on payment of costs.

> Use Dr. Graves' **Tooth Powder**

and note the delicious after taste. Even if you have good teeth they need regular attention twice-a-day. Watch the

effect on your friends. In handy metal cans or bottles, 25c. Or- Graves' Tooth Powder Co.





Positively cured by these Little Pills.

They also relieve Distress from Dyspepsis, Indigestion and Too Hearty Eating. A per-fect remedy for Dizziness, Nausea, Drown-ness, Bad Taste in the Mouth, Coated Tongue Pain in the Side, TORPID LIVER. They

Regulate the Bowels. Purely Vegetable. Small Dose Small Price.