



SHOOT UP BOSTON

Desperadoes Kill One and Wound Ten

TWO MORE WILL DIE

Bandits in Cemetery Are Surrounded by 300 Police and Many Citizens

CHASED 2 MILES BY CROWDS

Men Are Thought to be Two of the Gang That Robbed a Saloon the Night Before—Shoot Everybody in Sight.

BOSTON, July 22.—Two desperadoes tonight shot and killed one man and shot ten other persons, two fatally and are hiding in the Forest Hill Cemetery, with 300 police surrounding the burial place. The murderers were pursued by policemen and a crowd of citizens fled for two miles through the thickly populated settlement of Jamaica Plains, firing madly right and left and disappeared in the woods near Franklin Park. The men are believed to have been two of the gang of three, who robbed a saloon in Jamaica Plains last night after shooting and killing one man and wounding two others. Herbert E. Knox, the night watchman of Forest Hill Cemetery, who was shot in the abdomen, died late tonight.

Mrs. Delia Fallon is one of the most seriously injured of tonight's victims. She was standing in front of her house with her baby, when two men pursued by the crowd came down the street. As they passed her one of them fired and the bullet entered her head, behind the right ear. She was removed to the city hospital and cannot live through the night.

Edward McMahon, a Dorchester policeman, received a bullet in the abdomen and is dying at the Emerson hospital. It is believed that the desperadoes lay concealed in the Calvary Cemetery today, while the police are hunting for them. Being driven from their hiding places by hunger, and fearing that they would be surrounded by the police who were searching the neighborhood two men appeared on Charles street in Jamaica Plains about dusk and proceeded to shoot up the town. They looked like Italians and were roughly dressed. Some of the citizens who had been assisting in the hunt for the robbers saw the men and tried to intercept when they began running with revolvers in each hand firing at every person in their path.

Through the resident districts the front porches of houses were thick with people enjoying the evening air while the streets of the business section were filled with the usual throngs. The appearance of the two desperate men shooting to each side as they ran and shouting as if crazy caused a general stampede for cover. Michael Flynn stopped to pick up a stone as he saw the two men coming toward him and instantly one of them fired, the bullet grazing his ear. Another went through his hat. As the fugitives were running along Keyes street they reached a Washington trolley car coming along. "Hold up you ——" shouted one of the men waving his revolver about his head. The motorman set the brakes and Conductor Thomas Moore jumped off. Instantly he was the target and a bullet entered his leg.

ANOTHER DROWNING.

PORTLAND, July 22.—While swimming with a number of other lads in the Willamette river near Wilsonville, Ore., today, Oscar Larsen, 18 years old, was drowned in sight of his mates, and despite their desperate efforts to rescue him.

Across Washington street and along North Keys street the robbers fled with hundreds of men pursuing and soon they disappeared in Franklin, shooting down Officer Cox who tried to intercept them near the Park Gate. As soon as possible a cordon of police heavily armed with revolvers and rifles was thrown about the park while thousands of citizens gathered in the vicinity. According to a small boy who saw the two men reloading their weapons in Sandhill near the park, each carried three revolvers.

Patrolmen McMahon and Thompson sighted the supposed Italians in the neighborhood of the park late in the evening and went down before their well directed fire. Aided by a calcium searchlight 100 police in addition to those surrounding the cemetery explored the interior. The officers were confident that they had the men surrounded.

TAFT JOINS ROOSEVELT.

To Confer With President Concerning Nomination Speech.

HOT SPRINGS, July 22.—Judge Taft left here tonight for Oyster Bay to confer with President Roosevelt concerning his coming speech, accepting the republican presidential nomination. He will arrive at Sagamore Hill tomorrow afternoon. Taft will doubtless be the guest of the president Thursday night. He has arranged to leave New York Friday for Cincinnati where he will arrive Saturday. When Judge Taft was informed of the decision at Chicago in behalf of the Standard Oil Company, he said: "It is a matter which obviously I cannot discuss."

BIG DOCK IN PERIL

Freight Laden Wharf at Portland Sliding Into River

TWO BUILDINGS IN DANGER

Ankeny Dock Has Already Moved Five Feet and May be in Harbor Before the Mass of Freight Can be Removed.

PORTLAND, July 22.—Ankeny-street dock, with its thousands of tons of freight, is sliding into the river. Already it has moved a distance of five feet, and is likely to find itself in the bottom of the harbor before the load can be removed. Building Inspector Dobson has forbidden teams entering on the upper story, where the weight lies. Two brick buildings, fronting on Front street, are threatened with destruction, as the upper portion of the big dock leans against the eastern walls, while the lower-story dock is dropping into the river.

The dock is the property of Couch Flanders and has a frontage on the harbor of about 200 feet. It is used by the C. J. Cook Company in storing sand, tile, brick and gravel, and it is the weight of this heavy material that is the main cause of the trouble. John Bingham and Rober Smith, a builder and pile-driver contractor, examined the premises this morning and decided the dock will have to be torn away clear to the foundation and rebuilt.

GREAT FINE IS REMITTED

Standard Oil Case Must Be Re-Tried

MATTER NOT ENDED

The Court of Appeals Reverses Judge Landis on Three Points

NEXT STEP IS NEW TRIAL

By This Decision Announced Yesterday Standard Oil Company Need Not Pay Its Enormous Fine of \$29,000,000.

CHICAGO, July 22.—By unanimous opinion of the United States Circuit Court of Appeals for the Seventh District the famous case of the government against the Standard Oil Company of Indiana in which the latter was fined \$29,000,000 by Judge Landis in the District Court must be retried.

The Court of Appeals differs with the trial court on three points, holding that Judge Landis excluded evidence for the Standard Oil Company, of Indiana, which should have been admitted to show proper intent in the rate the company paid on oil; that he erred in making each car lot a separate offense and that in imposing the maximum fine for a first offense, he abused the discretion vested in his court.

"It is a strange doctrine," says the opinion, "by which a million-dollar corporation, such as the defendant, the Standard Oil Company of Indiana, may be fined 29 times the amount of its capital stock in order to punish a defendant not even under indictment."

By this latter is meant the parent company, the Standard Oil Company of New Jersey.

This decision, concurred in by Judges Baker and Seaman, was delivered here today by Judge Grosscup, who wrote the opinion. The concluding sentence of the opinion reads: "The judgment of the District Court is reversed and the case remanded with instructions to grant a new trial and proceed further in accordance with this opinion."

The opinion begins with a brief statement of the manner in which the case was brought from the District Court to the Court of Appeals. Section six of the Interstate Commerce act relating to the publishing and filing of rates is quoted and the opinion continues: "There are 169 assignments of error, taking up 67 pages of printed record. In view of the conclusion, however, to which we have come, it is unnecessary to review many of these assignments—the ones reviewed covering all the propositions of law that we deem essential to the guidance of the District Court in the event of a second trial. Comprehensively stated, the assignments of error which we shall review, relate: "First, to the view adopted by the trial court carried out in its rulings on the admission and exclusion of evidence, and embodied in its charge to the jury that a shipper can be convicted of accepting a concession from the lawful published rate even though it is not shown as bearing on the matter of intent, that the shipper at the time of accepting such concession,

FIRE AT PORTLAND.

PORTLAND, July 23.—Fire broke out at 12:30 this morning in the Abington building, located in the heart of the city. But little wind is blowing, and although the blaze is exceedingly spectacular, there appears to be a good chance that the fire will be confined to the structure in which it originated.

The fire was brought under control shortly after 1 o'clock, being confined to the building where it started. The damage will run into thousands of dollars.

knew what the lawful published rate actually was:

"Second, to the view adopted by the trial court that the number of the offenses is the number of carloads of property transported, irrespective of whether each carload was the whole or the part only of a single transaction resulting in a shipment; and,

"Third, whether in the imposition of the fine named, the trial court abused the discretion vested in the court."

The remainder of the court's opinion is lengthy and technical.

BASEBALL GAMES.

American League. Washington 0, Detroit 6. Philadelphia 3, Cleveland 4. New York-Chicago game postponed; rain.

National League. Boston 2, St. Louis 4. Pittsburg 2, Brooklyn 1. Cincinnati 1, Philadelphia 2. St. Louis-New York game postponed; rain.

Northwest League. Vancouver 4, Tacoma 3.

Pacific Coast League. Oakland 4, Portland 1. San Francisco 2, Los Angeles 1.

HAS NOTHING TO SAY.

NEWPORT, July 22.—President Roosevelt made no comment when informed of the action of the circuit court of appeals in reversing the Standard Oil case at Chicago.

TO STUDY THE EVIL

Chicago Social Problem to Be Investigated

REV. HARTZELL'S NOVEL IDEA

Proposes To Organize a Committee Of 100 Prominent Men, To Study The Conditions, That He Claims Are Growing Worse.

CHICAGO, July 22.—The Rev. Culver Hartzell of South Park Avenue M. E. Church, who has been strongly in the public eye lately as a crusader, has a novel idea for curbing the social evil in Chicago. He proposes an organization of a committee, of 100 prominent men in the city, to be selected from the various walks of life to study the evil scientifically and make recommendations to the city for legislative action.

Believing conditions in the city are worse now than ever before Mr. Hartzell desires the investigation to be made from every aspect physiological, economic, social and legislative. He wants physicians, lawyers, editors, ministers business men, settlement workers and college professors to coordinate their method as members of the committee.

He proposes that the committee emulate the work of the New York committee, of 50 which recently made a thorough study of the saloon problem in New York.

YANKEES TO THE FRONT

Make Good Showing in Olympic Finals

WIN THREE EVENTS

Irons of Chicago Gets Broad Jump and Bacon the 400 Meter Hurdles

WRESTLING MATCH IS OURS

Yesterday Was Really the First Fine Day Since the Opening of the Olympic Games and Attendance Was Gratifyingly Large—Fine Records.

YESTERDAY'S WINNERS.

Broad Jump—Irons, Chicago, 24 feet 6 1/2 inches; Dan J. Kelly, Irish-American A. C., 23 feet 3 1/2 inches; Bricker, Canada, 23 feet 3 inches.

100-meter sprint—Walker, South Africa, 10 1/2 seconds; Rector, University of Virginia, second; Kerr, Canada, third.

Featherweight wrestling, catch-as-catch-can—Dole, Yale, first. 400-meter hurdles—Bacon, Irish-American A. C., 55 seconds; Hillman, New York A. C.; Tremmer, United Kingdom.

LONDON, July 22.—This was the first really fine day since the opening of the Olympic games and the officials at the stadium welcomed an attendance exceeding that of any previous day except Saturday. The fine weather was especially fortunate, as the final in the 100-meter dash, in which the public had the greatest interest, was on the program. Those in the final were: R. E. Walker, South Africa; R. Kerr, Canada, and J. A. Rector and N. J. Cartmell, America. The experts were wary about attempting to pick the winner of this event, although most of them predicted it would be either Rector or Kerr.

The Americans were rather unlucky in the draw in the 200 meters flat event, having one man, Hamilton, in the first heat, who is opposed to Kerr, Canada; Rodocsy, Hungary, and Gutormson, Norway, while in the second heat no less than three Americans—Sherman, Cartmell and Huff—were drawn with Altman, Sweden.

In the third heat there was but one American drawn against Reed, Hurdsfield and George, of the United Kingdom, while in the fourth heat Hawkins and Roche, of the United Kingdom, complete with Malfait, France. The draw was even worse for the Americans, as they had their five men bunched in the last two heats.

In the first section of the running broad jump at the Stadium this morning, Cook, American, was first with a jump of 22 feet 10 1/2 inches; Bellah, America, second, 21 feet 9 1/2 inches; Haley, Hungary, third, 21 feet 5 1/2 inches; Bleaden, United Kingdom, fourth, 21 feet 1 1/2 inches.

In the second section, Dan Kelly, American, covered 23 feet 3 1/2 inches, beating Ahearne and Bellerby, the United Kingdom's best men. In the third section, Irons, America, jumped 24 feet 5 inches, beating the Olympic record. Mount Pleasant, the Carlisle School Indian athlete, was second to Irons, with a jump of 22 feet 4 1/2 inches. Williams, United Kingdom, was third, 21 feet 10 inches.

The final in the 400 meter hurdle race was won by J. C. Bacon, Irish-American A. C. Harry L. Hillman,

New York A. C., was second, and Tremmer, United Kingdom, was third. The time of the winner was 55 seconds.

In the first heat of the semi-finals 200 meter flat race, Kerr, Canada, beat Hamilton, America, by the barest margin, only a foot. Time, 22 1/2 seconds.

Martmell, America, won the second heat, with Sherman and Huff, America, second and third. Time, 22 1/2 seconds.

The third heat went to Cloughen, America, in 22 1/2 seconds.

Hawkins, United Kingdom, defeated his teammate, Roche, in the fourth heat by a yard in 22 1/2 seconds. No Americans were drawn in this heat.

In the first bout in the wrestling match for featherweights up to 133 pounds, Dole, American, defeated Cockings, United Kingdom, on points.

In the second bout, catch-as-catch-can, Dole, America, beat Webster, United Kingdom.

In the semi-final of the catch-as-catch-can Dole threw McKie, United Kingdom.

G. S. Dole, Yale University, won the final in the catch-as-catch-can wrestling match, defeating Slim, England.

In the second section of the running broad jump, John J. Brennan, Marquette University, was second, with 22 feet 6 1/2 inches; Weinstein, Germany, third, 22 feet 2 1/2 inches; Ahearne fourth, 22 feet 1 1/2 inches, and Bellerby fifth, with 21 feet 1 1/2 inches.

In the fourth section, Murray, United Kingdom, was first with 22 feet 1 inch; Lukeman, Canada, second, with 21 feet 7 inches; and Watt, United Kingdom, third, 21 feet 4 inches. There were no Americans in this section.

In the fifth section Bricker, Canada, was first, 23 feet 3 inches. There were no Americans competing.

F. C. Irons, Chicago A. A.; Daniel J. Kelly, Irish-American A. C., and Bricker, Canada, qualified for the finals.

In the final of the running broad jump, F. C. Irons, Chicago A. A., did 24 feet 6 1/2 inches, which is a new Olympic record.

MAY SAVE ANUBIS

Unless the Hole Punctured in Hull is Too Large

16 FEET OF WATER IN HOLD

Plenty of Provisions on Board For the 68 Passengers and Crew Who Are Patiently Awaiting Transportation to Land.

SANTA BARBARA, Cal., July 22.—Safe on Flea Island, with plenty of provisions and shelter, for the 68 passengers and crew on the freight steamer Anubis, which was wrecked early Monday on the sunken reef off San Miguel Island, are awaiting transportation to the mainland.

Captain Van Salsen of the Anubis has hopes of getting the vessel off safely. The wreckers will take advantage of the favorable weather conditions and make every effort to get the vessel into port. With 16 feet of water in her hold, the steamer leans fast on the rocks with a chance for saving her dependent of the size of the hole in her bottom. Captain Van Salzen explained to Captain Nidever of the tug Ynez that his failure to reckon shoreward currents setting in at the point of Conception caused the wreck.

Captain Nidever does not believe the vessel can be saved. He thinks that sharp rocks have punctured the vessel's hull. The passengers will be brought to Santa Barbara as soon as transportation can be afforded.