

THE EUGENE WEEKLY GUARD

VOL. 42

EUGENE, OREGON, THURSDAY EVENING, JULY 23, 1908

NO. 39

FAMOUS STANDARD OIL CASE MUST BE RETRIED, SAYS COURT

Chicago, July 22.—By a unanimous opinion of the 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 \$29,400,000 by Judge Landis, in the district court, must be retried. The decision was concurred in by Judges Baker and Seaman, and delivered here today by Judge Grosscup, who wrote the opinion.

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 holding each car lot a separate offense, and that in imposing the maximum fine for the first offense he abused the discretion vested in the court.

"It is a strange doctrine," says the opinion, "whereunder a million-dollar corporation such as the defendant, the Standard Oil Company of Indiana, may be fined twenty-nine 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.

Judge Landis, after the higher court's decision was announced, declared he had no comment to make. United States District Attorney Edward Sims said:

"All I can now say is that what has happened was not expected. However, we shall make the best of it. Undoubtedly there will be an early retrial." John S. Miller, Alfred D. Eddy and Moritz Rosenthal, of the defense of the corporation, were very happy, and declared that the decision was "nothing more than we ex-



JUDGE K. M. LANDIS.

Whose decision in the famous Standard Oil cases was reversed by the court of appeals.

STANDARD OIL STOCK WILL BE INCREASED
Chicago, July 22.—The Daily News (Continued on Page Twelve.)

NIGHT RIDERS DESTROY SEVERAL RAILROAD DEPOTS

Hopkinsville, Ky., July 22.—Night Riders burned the stations of the Illinois Central railroad early today at Gracey, Christian county; Cerulian, Trigg county, and Otter Pond, Caldwell county. The action of the Illinois Central in giving permission to the soldiers on duty in the Night Rider region to camp on its property at Cobb, near Otter Pond, aroused indignation.

COLONEL VILAS IS STILL VERY LOW

Madison, July 22.—Colonel Wm. F. Vilas, who suffered a cerebral hemorrhage Monday, is still unconscious today. A change for the better or worse is momentarily expected.

William Berri, proprietor of the Brooklyn Standard-Union, has been proposed for the Republican nomination for governor of New York.

OUT OF SIGHT.



—De Mar in Philadelphia Record.

PRESIDENT'S YACHT SINKS A SCHOONER

MAYFLOWER COLLIDES WITH MENEWA IN DENSE FOG—CREW OF SCHOONER PICKED UP BY YACHT AND PRESIDENT EXPRESSES GREAT CONCERN REGARDING ACCIDENT

Newport, R. I., July 22.—The president's yacht Mayflower, with the president on board, in a dense fog last night ran into and sank the lumber-laden schooner Menewa. All on board the schooner, the captain and five men, were taken on board the Mayflower. The president's yacht had its bowsprit and one anchor carried away, but the jar was so slight that none of the president's party knew of the accident until they arose this morning. The Menewa belonged to C. G. Pendleton, of Isleboro, Me. The collision occurred at 1:15 a. m., when the Mayflower was between New London and New Haven.

After the president had dressed, the crew of the Menewa was presented to the chief magistrate in his cabin. The president expressed great concern regarding the accident, the loss of the vessel and gratitude that the rescue was accomplished without loss of life. The crew of the Menewa will be sent to their homes at the expense of the government.

CHILDREN'S 25c PARASOLS 15c



MID-SUMMER Clearance Sale IS ON IN FULL BLAST

Departments are being cleared of all warm weather goods. You can use the sheer thin fabrics these warm days. You can buy them at one-half the former price

10c lawns now being sold at, yard..... 5c
14c fine batiste closing at, yard..... 7c
20c silk stripe sheer lawns, dots and floral designs, the yard..... 10c
20c madras cloth, 32 inches wide, the yard..... 10c

MID-SUMMER Clearance Sale of Waists

Every One Reduced no Reserve; all Must Go

\$2.00 shirt waist of sheer lawn, lace trimmed, sale price..... \$1.15
\$2.50 waist, fine lawn and trimmed with excellent embroidery, sale price..... \$1.75
\$3.00 waist, during this clearance sale price will be, each..... \$2.25

Gloves Are to Move Out ALL REDUCED

75c 12-button lisle gloves, black, white and colored, the pair..... 55c
\$1 16-button lisle gloves, black, white and colored, the pair..... 85c
\$1.35 16 button lisle gloves, black or white, the pair..... \$1.00
\$1.50 Kayser double tipped fingers, sale price, the pair..... \$1.25

Ladies' Tailored Suits Closing at One-Half Price

16 summer suits worth from \$16 to \$35, midsummer sale..... \$17.50
price, \$8 to.....

Remnants of Wool Suitings

Consists of lengths suitable for waists, skirts or whole suits, all at half-price.

\$1.00 qualities, sale price, yard..... 50c
75c qualities, sale price, yard..... 37c
50c qualities, sale price, yard..... 25c

Wash Petticoats

Made of plain or striped seersucker gingham, wide flounce, each, \$1.00, \$1.20, \$1.25, \$1.40

Ladies' Wrapper Dresses Reduced

Dark colored percale wrappers, extra well made, with wide full flounce

\$1.25 grade, sale price..... \$1.00
\$1.50 grade, sale price..... \$1.25
\$1.75 grade, sale price..... \$1.50

Dusters or Auto Coats

Every garment reduced. You can save 50c on any of these much needed coats

\$2.25 coats at..... \$1.75
\$2.50 coats at..... \$2.00
\$4.00 coats at..... \$3.50

Ladies' Black Lace Hose Reduced

50c black lace hose on special sale at the pair..... 35c

Summer Underwear

The most complete stock of underwear, equal in quality and assortment, and the lowest price in the state.

Fine Swiss ribbed vests, each..... 9c
Good quality Swiss ribbed sleeveless vests, medium and large: 2 for..... 25c
Extra fine narrow ribbed vests, lace, top, each..... 15c
Long sleeve, high neck, fine Swiss ribbed vests, each..... 25c

Wash Dresses Reduced 1/2

Entire line wash shirt waists dresses on sale at 1/2-price. Sale price, \$1.50 to \$2.25

Long Kimonos Reduced for July Sale

\$1.25 long kimonos, July price \$1.00
\$1.50 long kimonos, July price \$1.25
40c short kimonos, July price..... 25c

CONSTRUCTION OF AMERICAN WARSHIPS

Newport, R. I., July 22.—With the arrival of President Roosevelt here this morning there will begin at the naval war college on Coaster Harbor Island the most important conference between naval officers affecting the future construction of American battleships and cruisers in the history of the sea-fighting establishment.

For several weeks two score of officers comprising the staff of the war college, the members of the summer conference and the personnel of the newly appointed "battleship commission," have been struggling with the plans for future battleships without arriving at an agreement. Today a conference of more than one hundred naval officers, together with a large representation from the army, will be addressed by President Roosevelt. The president afterward will participate in the discussion of the merits of the various plans with the officers, and will also take up the criticisms recently made upon American naval construction.

Large parts of the remarks will be made public, some 200 guests, made up of officers and their wives, having been invited, but whatever of a private nature is discussed it will be behind closed doors. It is not expected that a definite solution of any one problem will be reached today. The president will return to Oyster Bay this afternoon and it is believed that whatever opinion is arrived at during the following session will be referred back to the war college and board of construction at Washington with the president as final arbiter.

On the arrival of the president's yacht there were signal salutes and other signs of official recognition. The president returned to the Mayflower at 3 o'clock this afternoon and sailed shortly after for Oyster Bay.

KOSMOS LINER FAST ON ROCKS OF SAN MIGUEL

Santa Barbara, Cal., July 22.—Captain Nidevor, of the sloop liner, returned today from San Miguel Island, bringing dispatches from the wrecked Kosmos liner, Anubis. Nidevor left the wreck at 4 o'clock yesterday



GASTON PHILIP. New York millionaire who was tried for shooting a cabman in Washington.

CONSPIRACY CASE TEST OF ENDURANCE

Portland, July 22.—With snail-like pace the Booth-Singleton conspiracy case in the federal court is assuming the character of an endurance test. So much time is being consumed over dry-as-dust documents and languid examination of witnesses and official correspondence that Judge Wolverton has gently prodded them to better speed, for the judge would like to see the trial disposed of before the vacation period ends.

Of public interest not an item developed today in the prosecution of the case. I. Thomas Agee, the star witness of the prosecution, may be placed on the stand this afternoon providing the cross-examination of J. T. Bridges, ex-register of the Roseburg land office, is completed.

Bridges has already been on the stand a day and a half identifying records. In addition to Agee the government has a score or more of witnesses camping in the ante room to the office of the United States district attorney waiting to be called upon to testify.

Most of these witnesses are from the Willamette valley and are more or less familiar with Agee taking up the homestead and his exchanging it under the lien land act. At the present rate of progress the trial will continue for at least 10 days or more and probably even longer.

MINERS REPUDIATE INDUSTRIAL WORKERS

Denver, July 22.—The Western Federation of Miners today repudiated the Industrial Workers of the World by adopting an amendment to the constitution striking out the words "mining department of the Industrial Workers of the World" wherever they appear and inserting in lieu thereof "Western Federation of Miners."

WEATHER FORECAST FOR THE NORTHWEST

Oregon — Showers and thunder storms tonight or Thursday; cooler Thursday, except near the coast. South to west winds.

Washington — Fair tonight and Thursday; showers and thunderstorms tonight or Thursday; cooler, except near the coast.

Idaho — Showers and thunderstorms tonight or Thursday; cooler north and south-west portions tonight. Cooler Thursday.

PETITION FOR FREE DELIVERY AT ROSEBURG

The petition to the postoffice department asking that Roseburg be given a free delivery system is being circulated among the business men and citizens by Booster Zurcher. The reasons why Roseburg is entitled to this service as set out in the petition are as follows:

It is shown that this city is a point of no little importance, that the population is 5000, that the United



TERRY MCGOVERN. Lightweight pugilist who says he will regain his lost prestige in the ring.

ATTEND THE BIG CLOTHING SALE

We find more clothing on our counters than is desirable at this time of the year, consequently we are reducing the price on every garment in this great stock of men's and boy's clothing to make room for the immense shipments of fall goods now on the way from the east. In this sale we include the famous Hart, Schaffner & Marx clothing, "best on earth." We have clothing for boys at \$1.50 to \$7.50. Men's suits from \$6.50 to \$30.00. Any and all can be bought now at a good substantial reduction. COME IN.

CURTAIN SCRIM, YARD, 5 cents

36-in. Dotted Swiss, the Yard..... 15 cents

Hampton Bros.

558-564 Willamette St.
WHERE CASH BEATS CREDIT

1500 yards of silk, val., torchon laces and embroidered applique, worth from 8c to 20c, on sale at the yard, 5 cents

THE WHEAT MARKET

Chicago, July 22.—July, 90; September, 20 1/2; December, 92.

Portland, July 22.—Wheat is unchanged today.

NEWS NOTES

There is a cherry tree on the C. H. Taylor farm, six miles south of Salem, which measures seven feet seven inches in circumference, and bears as much fruit as some entire orchards, the crop this year being several wagon loads, says the Journal. The owner estimates that the tree is at least 50 years old. The cherries resemble Black Republicans, but are more tart and delicious.

Out of the six cherries which have a commercial value and are now being grown extensively, five were originated in the Willamette valley, only one, the Royal Ann, not being a Willamette valley product, says the Salem Statesman.

States land office is located here for the Southern Oregon district, that there is a resident United States disbursing agent in connection therewith, a United States weather bureau located at this point; in the town is the residence of a superintendent of the National Forest Service; that it is the county seat of Douglas; that it is the county seat of Douglas; that we have three passenger trains to Portland and two to San Francisco each way daily, and that the receipts of the local postoffice for the fiscal year ending June 30, 1908, were \$12,762.92, which fact in itself is sufficient to warrant the government establishing the free delivery service in Roseburg.—News.

Yesterday's baseball scores: Oakland, 8; Portland, 2. Los Angeles, 2; San Francisco, 1.