

## STANDARD OIL TO BE DISSOLVED

Decision of Supreme Court of the United States Goes Against Mr. Rockefeller's Combination.

WASHINGTON, May 15.—The Standard Oil Company of New Jersey and its nineteen subsidiary corporations were declared today by the supreme court of the United States to be a conspiracy and combination in restraint of trade. It was otherwise held to be monopolizing interstate commerce in violation of the Sherman anti-trust law. The dissolution of the combination was ordered to take place within six months.

The case was argued before the court on the part of the government to put down, by authority of law, a combination which it is claimed was a menace to the industrial and economic advancement of the entire country. At the same time the case was argued on the part of the Standard Oil Company by a team of lawyers who claimed that the company was a "business world," and that it was entitled to the same protection as any other business.

The court, in its decision, declared that the Standard Oil Company was a combination of persons and property, and that it was entitled to the same protection as any other business. It declared that the company was a "business world," and that it was entitled to the same protection as any other business.

Over since the decree in this case in the lower court, the United States circuit court, eastern district of Missouri, was announced, hope has been expressed by the "business world" that the law would be modified so as not to interfere with what was designated as "business world." Tonight that section of the opinion calling for the use of the rule of reason in applying the law is regarded in many quarters as an answer to the prayers of the "business world."

The opinion of the court was announced by Chief Justice White. It contained more than twenty thousand words. For nearly an hour, the chief justice discussed the case from the bench, going over most of the points in the printed opinion, but not once referring to it in order to refresh his memory.

Before him sat an audience of the most famous men in the country. Senators and representatives left their chambers in the capitol to listen to the epoch-making decision of the court.

Most eager to hear were Attorney General Wickersham and Frank B. Kellogg, special counsel for the government, who had conducted the great fight against the Standard Oil.

Today, as on previous decision days for months, rival groups of agents, who were in line to the stock markets, many expected that the decision in the dissolution suit against the Standard Oil corporation would be handed down immediately after the decision in the Standard Oil case. This was not done, however. The decision is expected on May 22, the last decision day of the court until next October.

The opinion of the court was construed to mean that the tobacco case, like every other case in which restraints of trade are alleged, must be subject to the new test of reasonableness of the restraint, as laid down in the Standard Oil decision.

By far the greater portion of the opinion of the chief justice was devoted to the justification of the court in requiring that the "rule of reason" be applied to restraints of trade before they were held to be violations of the Sherman anti-trust law. The court found some justification in the common law and in the general law of the country at the time the Sherman anti-trust law was passed.

In short, the court held that the technical words of the statute were to be given the meaning which those words had in the common law and in the law of the country at the time of the enactment. This meaning of the words, according to the court, called for the exercise of reason in determining what restraints of trade were prohibited.

**Attorney-General's Comment.**  
Commenting on the Standard Oil decision, Attorney-General Wickersham tonight said the court unanimously affirms the decree rendered by the circuit court in favor of the government in every particular, save that it gives the defendants six months instead of thirty days' time in which to comply with the decree.

"Substantially every proposition contended for by the government in this case is affirmed by the supreme court," said the attorney-general. "In the reason given by which the chief justice reaches the conclusion, in which the whole court concurs, he expresses the view that only contracts, combinations, etc., which in any way unreasonably or unduly restrain interstate trade and commerce, or which are unreasonably restrictive of competitive conditions, are within the prohibition of the first section of the Sherman anti-trust law."

The chief justice also holds that the second section of the act seeks, if possible, to make the prohibitions of the act all the more complete and perfect by embracing all attempts to reach the ends prohibited by the first section that is, restraints of trade by any attempt to monopolize, or monopolization thereof, even although the acts by which such results are attempted to be brought about, or are brought about, are not embraced within the general enumeration of the first section.

"He further holds that the criterion by which it is to be determined in all cases whether a contract, combination,

etc., is in restraint of trade, within the meaning of the law, is the direct or indirect effect of acts involved."

**Governor Hadley's View.**

JEFFERSON CITY, Mo., May 15.—"Since the greatest combination of money and power that the world has ever known has been defeated in its contest for existence, all other combinations must of necessity submit."

This is the view taken of the Standard Oil decision by Governor Herbert S. Hadley, who, as attorney-general of Missouri, asked and obtained, after a notable fight, the ouster of the Standard Oil Company of Indiana, from Missouri.

"The effect of this decision, in so far as the Standard Oil is concerned," he said, "will depend on how vigorously the national government enforces its decree, but the greatest importance and value of this decision is that it establishes for all time and beyond all question the supremacy of corporate interests to the law of the land."

**Good Crop Promised.**

TORONTO, May 15.—Premier Sifton, of Alberta, is at the King Edward, en route for England for the coronation. He spoke this morning enthusiastically of a bumper wheat crop in the west this season. "So far, he said, 'it has been the best looking season we could possibly ask for.'"

**Intercolonial Surplus.**

OTTAWA, May 15.—The total surplus for the past year of the Intercolonial Railway was \$272,712, which in view of the unusually heavy expenditure is an exceptional showing. The total income of the year was \$3,844,783, from which was deducted \$3,572,071 for equipment account, \$25,000 for revenue account on equipments, \$25,000 to cover the cost of replacing the shops destroyed by fire at Campbellton, and \$5,000 per month in expenditure of new fire account, in addition to all general operating expenses.

## WOULD SHORTEN ATLANTIC TRIP

LONDON, May 15.—Sir Edward Morris, interviewed at Fishguard, connected the reports that a body of English capitalists were at present in America negotiating with the view of constructing a railway through Labrador and establishing a new steamship service in connection therewith.

This, it is stated, would shorten the journey between Europe and America by three nights only on the sea. The immediate object of the capitalists is to obtain charters from the Canadian and Newfoundland governments to carry on the work. There is every probability that they will be granted. In a further interview, Sir Edward said Newfoundland was against confederation with Canada, but was prepared, however, to discuss the question of reciprocity with the United States.

## TOUCH LIVE WIRE

Two Men Meet Instant Death in Vancouver by Contact with Wire Hanging from Pole

VANCOUVER, May 15.—Two men met instant death within a few seconds of each other just after 1 o'clock this afternoon at the corner of Robson and Bidwell streets. The name of one was Charles Dubrau, an expressman, said to be in the employ of the Vancouver Transfer company, while the other is Tom Costello.

Dubrau had been called to move a trunk to a residence near the corner mentioned. He was passing along when his wagon when his head came in contact with a wire dangling from a pole. He commenced to fall.

Costello, who appears to have been passing within a few feet rushed to the other's assistance and caught hold of him by the shoulder.

Both fell to the ground together and lay quiet. A third man ran to the spot and found both dead. A shock that disabled him. But by this time the wire had been disengaged from Dubrau's head and several people who came running from different directions carried the men toward the sidewalk. The first two were, however, dead.

The wire which Dubrau's head had struck was a lead messenger cable, which, however, had not lately been used. The upper end of the wire had come in contact with the 5,000 volt wire of the lightning circuit. The lower end dangled within five feet of the ground. How long it had been in that position no one seems to know.

**Killed at Saint Ste Marie.**

SAULT STE MARIE, Ont., May 15.—W. Stanila was instantly killed this morning at the coke plant of the Lake Superior corporation by falling between two coke cars. Both legs were cut off.

**Section Men Killed.**

LUND, Ut., May 15.—Three men were killed by the overturning of an automobile between Cedar City and Lund yesterday. They were Mexican railroad section hands. The dead: Jose Padella, Benjamin Centias, Jesus Prieta. The injured are: S. W. O'Donnell, Dant Dix and George Blomgren, the chauffeur. Their injuries are not dangerous.

**Lutheran Churches.**

ST. LOUIS, May 15.—English Lutheranism today lost its identity as a distinct denomination, when the eighty congregations comprising this branch of the Missouri Synod became merged with the 3,000 German congregations. Henceforth the English churches will comprise the first of twenty-four districts of the Lutheran church in the United States.

Two Sundays ago sixteen hundred pounds of mail arrived at Hazelton in a single day.

## AGAIN ENDEAVOR TO GAIN PEACE

Carbajal Given Full Power to Carry on Negotiations and Holding Conference with Madero.

JUAREZ, May 15.—Francisco Carbajal, official peace envoy of the federal government, and Francisco I. Madero, provisional president, entered into a conference concerning peace at 7 o'clock tonight at Madero's residence on the outskirts of the city.

Francisco I. Madero, Sr., and Rafael Hernandez, sole survivors of the Mexican revolution, who have endeavored to bring about peace were present. Senor Carbajal submitted definite propositions, that the provisional government is disposed to consider. A public announcement is not expected until tomorrow.

When Senor Madero will confer with his cabinet.

Senor Carbajal early today asked for a conference with provisional President Madero, and it was known that he had received a long telegram from Mexico City giving him new instructions. All day today an optimistic atmosphere surrounded the federal and rebel peace commissioners, and it was evident that communications were passing back and forth respecting new proposals. These culminated in the meeting of Senor Carbajal and Senor Madero tonight.

The most optimistic feature of the day's developments is the fact that Senor Carbajal has been invested with plenary powers and is authorized to sign a peace agreement on certain conditions. These terms have been kept secret, but the original demand of the insurgents that they be allowed to name fourteen governors of the 27 states and four members of the cabinet have not been received with enthusiasm by the federal government, despite the fact that the question of the resignation of President Diaz has been shelved as a result of Minister Limantour's explanations.

The federal government, it is said, is disposed to offer the insurgents only ten governorships and one member of the cabinet.

There is a vacancy in the present cabinet, due to the resignation of the portfolio of "Quintana Roo" or interior administration, by Vice-president Carral. It is believed this post has been offered to one of the rebels. There will be breakers ahead of the proposition of ten governors and one cabinet member to carry on the work. There is every probability that they will be granted. In a further interview, Sir Edward said Newfoundland was against confederation with Canada, but was prepared, however, to discuss the question of reciprocity with the United States.

## POWDER ACCIDENT

Nanaimo Man Seriously Injured by Premature Explosion—Death of Ship's Carpenter

NANAIMO, May 15.—While engaged in blasting operations near Combe's yesterday, a man named W. De Merchants was seriously injured. A charge he was handling exploded badly, injuring him about the face and head. He was brought to the local hospital, where his injuries, which are considered serious, were attended to.

The Norwegian steamer Thor, which arrived here yesterday from San Francisco to load a cargo of coal for that city, reports the death of the ship's carpenter Selverin Carlson, which occurred on Saturday night at six o'clock while the vessel was on her way to port, death being due to heart failure. He was 55 years of age.

**New Ruler of Abyssinia.**

ADDIS ABABA, Abyssinia, May 15.—Prince Lidlil Jassau grandson of Emperor Menelik, was proclaimed Emperor of Abyssinia yesterday. The coronation ceremony will take place later. Prince Lidlil was proclaimed heir to the throne May 15, 1909, when he was 15 years of age. Two days before he had been married to the Princess Momania Onoka, the seven-year-old granddaughter of the late Emperor John and a niece of Empress Taytu. At the same time Ras Tesfama, who had taken over the affairs of the empire because of incapacity of Emperor Menelik, was appointed guardian of the heir apparent. The recent died on April 18 last. Menelik was born in 1844 and has long been in ill-health.

Up to date the Rossland mines have produced \$500,000 tons of ore, of value of \$50,000,000.

A great celebration was held today, 1,000 citizens marching in the plaza. A. Guazardo, the new judge of the area, urged the people to give local support to their officials, adding: "If they don't do their duty, this revolutionary army will replace them with others who will." When he asked if each man would appoint himself a special officer to see that there were no disorders and fair application of the laws. He sent a set of officials to Naco today to reopen the customs house and establish provisional government. A. G. Bernstein, of Cananea, will be collector of the port.

**E. H. Gayon is to be the provisional governor of the state of Sonora, as Maytoreno is unable to come to Cananea because of illness.**

**Miss Campbell's Poor Showing.**

PORTHURST, Ireland, May 15.—Miss Dorothy Campbell, of the Hamilton, Ontario, ladies' golf club, the American and Canadian champion, made a poor showing in today's stroke competition of 18 holes in the 19th annual tournament for the ladies' championship on the links of the Royal Porthurst Golf club. Miss Campbell took 37 strokes for the course, while Miss H. B. Mather, of the Lynside club completed in 78.

**Duty on Travellers' Samples.**

TORONTO, May 15.—Some American firms which have travellers covering Canada with sample mail to appeal to the Dominion government for a little change in the tariff. When foreign travellers cross the border they must pay duty on all samples that are not returned when the goods leave the country after being exhibited. The same duty is charged as if the goods were sold here, and the Americans think it might be either be removed or reduced a little when the goods are returned to the States.

## APPOINTMENTS FOR PARTIZANS

Method of Selecting Census Commissioners and Enumerators is Severely Attacked in House of Commons.

OTTAWA, May 15.—Progress with private bills was the chief accomplishment of today's sittings of the House of Commons, but the interesting debate of the day was upon a resolution setting forth that "in the selection and appointment of public officers the government is exercising the public trust, and should be guided by consideration of the character and capacity of a person whom it is proposed to appoint; that a delegation of such public trust to a local party committee or an organization is a public scandal, and deserves censure of this House."

The resolution was moved by Mr. Staples of Macdonald, the man who arraigned the government, and especially the minister of agriculture, upon the partisan character of the appointments to census positions in the western provinces.

Mr. Staples and other members of the Opposition who followed cited glaring instances of party political influences at work in connection with the census organization, especially in Manitoba.

Hon. Mr. Fisher's reply was a general denial of the charges, although he admitted that the commissioners and enumerators who were appointed were selected on recommendation of party supporters. His attempt to minimize the offences of which certain officials had been convicted in the past drew upon the minister severe heckling from the Opposition benches. Mr. Staples read a circular letter sent out by H. E. Fisher, Liberal organizer in Winnipeg, notifying the enumerators of the appointments and inviting them to call at his office. "Perry, it was shown, was the man who had assisted three deputy returning officers in the Prince Albert election to escape from justice and remain in hiding in the United States."

Mr. Staples' resolution was defeated on a straight party vote, 84 to 51.

**Experimental Farms.**

During the debate precipitated by Mr. Seeley of Wentworth, who to square himself for his vote on reciprocity, asked the establishment of more experimental farms in Ontario, Mr. Burrell (Yale-Cariboo) urged the immediate establishment of experimental farms for fruit growers in British Columbia, many of whom were new at their business.

Mr. Barnard observed that the minister had done nothing to pull Mr. Seeley out of his hole into which the gentleman had precipitated himself by supporting reciprocity. Possibly the government would show more consideration to Ralph Smith and his long-standing promise to establish experimental farms in the electoral district of Nanaimo.

Mr. Fisher replied that he would have done so long ago but that lands there are held at so high a price.

Mr. Barnard said that difficulty will soon be settled as soon as the reciprocity agreement is ratified, saying: "You can then buy all the land you want at your own price."

In answer to a question, Mr. Fielding said Col. Sam Hughes had not been appointed military adviser to Sir Frederick Borden at the Imperial conference, "by this government or by any other government."

**Treaty With Japan.**

Hon. Mr. Fielding has given notice of a resolution bearing on the trade treaty with Japan, in which Canada participates with the Mother Country. The Japanese government has given notice of its intention to abrogate the treaty, and the Canadian government will be authorized of parliament to attend to Japan for a period not exceeding two years a reciprocal tariff, provided Japan extends similar treatment to the imports from this country.

The government is granting a subsidy of 3 per cent per annum for 20 years on a subsidy of \$80,000 upon a drydock being constructed by the Collingwood Shipbuilding company.

**Mrs. Taft's Health.**

WASHINGTON, May 15.—President Taft received assurances from New York this afternoon that the condition of Mrs. Taft had improved so much that she would be able to return to Washington on Thursday. Announcement was made that the social programme which Mrs. Taft had mapped out for the spring would be carried out.

**Previously Afflicted.**

BOSTON, May 15.—Mrs. Elizabeth Baria, arriving in Boston on the steamer Marquette from Antwerp, was handed a sheet of telegrams at the pier, saying that her father, a judge in Canada, was dead, her mother dead and her son in a precarious condition at San Diego. She took the first train for the boy's bedside.

**Killed by a Bear.**

CALGARY, Alb., May 15.—Ludell, the 20 months old baby of Mr. and Mrs. F. Morry died on Saturday night as a result of mauling received from a bear that was kept in a yard adjoining fire headquarters on Friday. The child strayed to the fire hall menagerie and was pulled away from the big bear with which it was trying to play. A fireman took the baby home and left warning that it was not to be allowed in the yard again. So far the infant strayed in again and no one saw it until a fireman noticed the bear mauling its helpless body. Chief Smart had the animal killed at once.

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