EVENING NEWS. THE DESERET

TRUTH AND LIBERTY.

FIFTIETH YEAR.

MARCHING ON TIEN TSIN NOW

weeted to Reach the Place Saturday-Admiral Kempff Reports the Situation Very Critical.

& Minister Conger Says Affairs Have Not Improved, and Asks Instructions - These are Given - Foreigners Will Ad Together-All May be Commanded by Capt. McCalla, U.S.N.-Tien Tsin Not in Danger-Under the Guns of an American Vessel-Empress Dowager to be Brought to Time British Reinforcements Not Allowed to Proceed-More Russian, Austrian and German Troops-France Acts With Other Powers.

tubington, June 8.-The following was received at the navy ment this afternoon;

w Ku, June 8 .- June 3rd landed protect American Interests with fifty-six Pekin, rest force both Man. Nations sent to injury so fur. British, Rus. hinese admirals and twenty warere. Crops likely to fail, causably more trouble in the near Our landing force under Mc-June 5, situation most critical as force began fighting; I landed mmen; have requested Helena m immediately protect interests Consider battalion el like her. segreessary, Gunboat as base inme 6.-TienTsin, Pekin railway ert naval forces other a to protect interests if neces-Meeting foreign senior naval of-Present English, French, as Austrian, Italian, Japanese american; arrange for combined no protect life and property if

a Russian, a Frenchman, or an Eng-lishman. This temperary subordination of authority might be brought about and in fact would exist solely through

and in fact would exist solely through a military exigency. If Then Tsin is to be attacked by a vast horde of Boxers it is entirely con-ceivable, according to military practice, that a successful defense of the fore 4 n lives and property in the city can be maintained only through the assump-tion of the command of the foreign naval forces by one competent officer; too'many cautains may mean defeat. too many captains may mean defeat. In view of this possibility the assump-tion of the command of the American forces ashore by Capt. McCalla may be significant.

MCCALLA MAL COMMAND.

It is an unusual course for a captain of a ship himself to take command of a landing party, as has been done by Capt. McCalla. His rank would correspond with that of colonel of marines and it may be that he would himself be the senior officer at Tien Tsin and thus be obliged to assume command of the defense and direct in a general way the operations of the European naval parties landed there. The naval officers here are confident

that Tien Tsin proper is not in particular danger.

UNDER GUNS OF THE HELENA.

The gunboat Helma will soon have the town under her guns and there are believed to be three foreign warships position to co-operate. Almost the only subject enbinet meeting today was the situa-tion in China. Secretary Hay read a cablegram from Minister Conger at Pekin in which he stated that there was improvement in the situation and asked for instructions? Secretary Hay stated after the meet-ing that a reply would be sent to Mr. Conger, substantially re-affirming the one sent a day or two ago to the effect that he would be expected to do whatever is necessary to protect the lives of Americans and their property and to maintain the dignity of this govern-ment. He will be instructed to form no alliance with any government. WILL CALL ON THE EMPRESS DOWAGER. It is understood here that the representatives of the powers in Pekin will call in a body on the dowager empress and present the necessity of her taking immediate and vigorous action to sup-press the rioters. It is assumed that Conger will join the other representatives. It is believed telegraphic communication is interrupted between Pekin and Taku, a fact which will prove em-barrassing to Minister Conger should he find it necessary to call upon Ad-miral Kempff for reinforcements.

FRIDAY, JUNE S, 1900. SALT LAKE CITY, UTAH. **HEARD HAWORTH** CALLING OUT THE CEN. OTIS SAYS STATE TROOPS **CONFESS TO WEBER** THE WAR IS OVER Comprehensive Statement of the Preparations Therefor Being Made | William Brody Tells a Story That is Damaging to the Defense. in Missouri, Situation in the Philippines, AGUINALDO'S POWER GONE. ST. LOUIS MEN WANT IT DONE HAD MANY PLANS TO ESCAPE

Robbers Will Have to be Suppressed for Years - The General Tells * About the Censorship.

Chicago, June 8 .- Major General E. S. Itls arrived at 7:20 this morning from San Francisco, and left at 10:30 for Washington, Mrs. Otis and daughter arrived in Chicago last night from New fork, and the general and his wife and daughter spent the hours between trains together-the ending of a separation of two years.

Gen. Otis declined to enter into a detailed interview, but he was perfectly willing to talk in a general way, however. The general said he had not been ill a day since he left the Phillppines, and at present was enjoying the best of health.

"I left the Philippine situation in the best of hands," he said. . "The officers are all able men and well qualified to cope with the different questions and situations that may arise. The war is over. This guerilla warfare cannot last long. To be sure, we will have to repress those people for a number of years, but there is no organized force of Filipinos. The depredations that are now going on are conducted by

robbers and ladrones. The United States troops are now engaged in de-fending the Inhabitants of the Philippines against the robbery and murder committed by their own people. But the conditions are generally improving

The considered to be between its and the stands are better than they have ever been. "We have 55,000 effective troops under arms in the Philippines. Estimates regarding the number of inhabitants in the islands are all wild, but the num-ber is considered to be between size and ber is considered to be between six and seven million. The great majority of the people desire peace and wish to again take up their business pursuits. Business in Manila has again resumed activity, and the inhabitants are peace-fully maximum their manifestion of the second

fully pursuing their avocations, "I do not know where Aguinaldo is. I never saw him personally. It is pos-sible, but not probable, that Aguinaldo is in the Cayagan section of northern merits of the cause were not considered Luzon.

St. Louis, Mo., June 8 .- Owing to the success with which cars were run over the main branch of the Lindell division of the Transit company' system last night, General Manager Daumhoff hasdecided to open up three other lines tonight.

Assailants of a Passenger Sent to the

Reform School-Arrests for Con-

spiracy-Danger in Cars.

It is just one month today since the strike began, and Mr. Baumhoff says the Transit company has all its lines in operation in the day time, except the southwestern. About half the usual number of cars are running. Mr. Baumhoff says it is too dangerous for passengers to ride over the southwest-

ern lines at present. A special train arrived here today from the east, carrying 250 experienced motormen and conductors from Phila-delphia, Pittsburg and other Pennsyl-vania cities, who had come to work for the Transit company

the Transit company. Gov. Stephens will reach here this evening, and will confer with the citi-zens' committee and police authorities as to the necessity and advisability of calling on the militia to help preserve order. order

A petition is being circulated on the Merchants' Exchange, asking Governor Stephens to order the State guard into active service

Chief of Police Campbell said today: "I am in favor of ordering out the State troops, and have always been in favor of tr"

favor of it

A special telegram from Jefferson City says: "It is reported that Thursday night Adjutant General Bull's office force at the State armory began making every preparation necessary for calling out the militia."

The application of John J. McCann for a writ of mandamus commanding the St. Louis Transit company to operate its cars according to the re-quirements of the various ordinances made for their regulation, was denied today by Judge John A. Talty. The court's decision was based on an ir-

[SPECIAL TO THE "NEWS."] Farmington, June 8 .- Wm. Brody who is awaiting trial on a charge of burglarizing a store at Woods Cross, was the principal witness at the

Haworth Begged Brody to Help Him

Get Away from the Farm-

ington Prison,

Haworth trial this morning. The witness is an inmate of the county jail, with Haworth and others, and testified that he had talked with the defendant many times with reference to his case, and that Haworth had often proposed plans for their escape from the prison.

ADMITTED GUILT.

On March 31st, the day after Sheriff Abbott secured the confession, witness heard a conversation between the de-fendant and Attorney Weber. The defense objected to this conversation be-ing detailed in court on the ground that communications between the defendant and his attorneys were held sacred

from the public. Judge Rolapp over-ruled the objection, however, and Brody proceeded to tell what he heard in the jail.

Witness testified that the defendant admitted to Attorney Weber that he was guilty of the crime charged against him and detailed all the circumstances ittendant upon his clarting from Og-len at 8:30, tieing up his team near Layton, waiting until about midnight and going to the store and shooting Sandall, etc.

AGREED WITH CONFESSION

The details of the crime as told by the witness were as they are given in the confession which Sheriff Abbott secured.

TOLD TO SHUT UP.

"Mr. Weber," continued the witness, "told Haworth not to discuss the mat-ter with anyone as he was tightening the coils about himself faster than his friends on the outside could loosen them. In fact, he told Haworth to 'keep his d-d 'mouth shut.' "

PLANS TO ESCAPE.

NUMBER 172.

OFFERS A REWARD FOR THE MURDERERS

Governor Wells Today Issued a Proclama* tion to Those Ambitious to Catch the Slayers of Tyler and Jackson.

One Thousand Dollars a Head is the Amount Which Will be Paid to the Captors-Calls Attention to the Atrocity of the Crime and Unsuccessful Efforts of the Sheriffs of Four Counties to Capture the Murderers-Considers the Nature of the Case Such as to Justify the Offering of a Reward as an Incentive to Bring the Criminals Within the Power of the Law--Telegram from Sheriff Preece - Thinks Moab Posse Should be Recalled.

Governor Wells today issued a procla- | Governor of the State of Utah, by virmation, stating that the sheriffs and deputy sheriffs of four counties in Utah have made a diligent seach for the murderers of Sheriff Tyler and Sam Jenkins, and offering a reward of \$1,000 each for the arrest of the bandits. The proclamation reads as follows:

PROCLAMATION.

Office leveles

Whereas on or about the 26th day of May, 1900, Jesse Tyler, sheriff of Grand county, State of Utah, and Samuel Jenkins, a respected citizen of this State, were murdered at or near Hill Creek, in said Grand county, by three men whose names are to the authorities

men whose names are to the authorities unknown, and "Whereas the sheriff of Uintah coun-ty and deputies: the sheriff of Carbon county and deputies; the sheriff of Emery county and deputies, and the sheriff of Sail Lake county and depu-ties, have made diligent search for the perpetrators of said crimes without success, and, Whereas it appears that said mur-

Whereas it appears that said mur-ders were unprovoked and exceedingly atrocious and cold-blooded, and all the circumstances connected therewith are such as to make the case a proper one for the exercise of the executive pre-rogative as to the offering of a reward for the apprehension of criminals, and, Whereas it is believed that the offer of a reward at this time will material-its add a believe that the offer

ly aid in bringing the said murderers to fustice T. Richard M. Well.

CASE IS DECIDED.

The Supreme court today delivered an

opinion in the matter of the appeal of

Alice S. Little, from the order and de-

cree of the Third district court in re-

fusing to allow her a homestead, and

one-third of the personal property of

the estate of James T. Little, deceased,

The record in the case shows that

affirming the lower court's judgment.

James T. Little died in this city in 1898.

leaving a will. The estate, as shown by

the inventory, consisted of about \$45,000

in personal property, and \$40,000 in real

estate. Furthermore the estate was

Mr. Little bequeathed to his four

children \$10,000 each, and to other

parties smaller sums amounting in all

to \$47,000. The balance of the estate,

both real and personal, the deceased be-

queathed to his wife and four children in equal parts to share and share, after

Judge Hiles, before whom the matter

QUESTION A NEW ONE.

"The question presented is a new one

in this State and our statutes are not

sufficiently identical with those found elsewhere, to make the adjudications

of other courts of much assistance. In fact no case is cited that bears direct-

iy upon the question in issue here. "Our opinion is that section 2731 em-

powers the testator to dispose of all his

real and personal property by will ex-

cept that being a married man he can-not legally devise away from his wife

more than two thirds of his legal and equitable estate in real property, with-out his wife's consent in writing. In other respects the statute gives the

"Our conclusion is that having re-nounced the will the widow is not en-

solvent and free from debt.

tue of the authority vested in me by law, do hereby offer a reward of \$1,000 each for the arrest and delivery to a safe jail the persons who committed the said murders. In testimony whereof I have here-

unto set my hand and caused the great seal of the State of Utah to be here-unto affixed at Salt Lake City, this Sth day of June, A. D. 1900. HEBER M.WELLS,

By the Governor. JAMES T. HAMMOND,

Secretary of State.

POSSES TO BE CALLED IN.

In speaking of the matter this after-noon Governor Wells said he would communicate with the posses now out as soon as possible, calling them all in. This is made necessary on acount of a lack of funds in the State treasury with which to meet the expenses, Those of the posses who care to remain out on their own individual responsibility will, of course, be allowed to do so. The offering of the \$3,000 reward for the outlaws will undoubtedly prove a great stigaulus and result in the organization of other posses and another scouring of the country in an endeavor to locate the murderers,

FROM PREECE.

Today Governor Wells received this. telegram from Sheriff Preece:

"Returned to Vernal sixth. No results. Believe outlaws are out of country. Advise recalling Moab posse unless on Have writte

nd Nine hundred men ashore urdve warships here.

"KEMPFF."

MERS TO ATTACK TIEN TSIN. misston, June 8 .- The following gan was received at the navy deant this morning from Admiral of on board the Newark, off the ar Ku. June 8 .- Battle between

me and Boxers near Tien Tsin. p number of Boxers expected to Ten Tsin tomorroy

"KEMPFF."

latter Conger at Pekin has also had from today. His message to sag department said there was wement in the situation and the instructions. It was not ad proper by the officials to indiwos just what point Mr. Conger survice, but there is an intimation the wishes to know to what exwato co-operate with the diplofeptesentatives of the European Ry at Pekin.

ary Hay took the message to het meeting, where the answer h framed.

state department is steadfastly ing the line of policy laid down at leginning of this Boxer trouble og my interference with Chiual affairs beyond such mea-Was may be absolutely necessary Expectatly it is determined of life and property to the policies be European can powers which United States in blve the Therefore, notwithstanding the news con eyed in Admira t tablegram, it seems entirely that Minister Conger will be slick in the same fine of which he has pursued to this

WILL GUARD AMERICANS.

the to be understood by this that flad States is desirous of evadany proper measures of responsiareful to point out that, while ing our independence of action, wernment is really acting con-mernment is really acting con-live with the European govern-respecting the Boxer trouble, it Take, Admiral Kempff is actsimilar manner with the comof other naval vessels assemalthough his orders are sub-approval of no one. In Tain, forty miles up the rivthe admiral expects to be atmarrow, the foreign naval

Mids are acting REIGNERS ACT TOGETHER.

is and that in case of an emermoving jennardy to the lives The Tain might even be directed in Gneral movement by the senior Muser ashore, even though that should happen to be a German,

INEXATION OF THE TRANSVAAL.

edia, June 8.—The driblets of news ends from the Transvaal fail to av much light on the situation in around Pretoria.

A dispatch from Capetown an-nounces that the work of organizing the government for the Transvaal is proceeding. A portion of Sir Alfred Milner's staff has gone to Pretoria to start the machinery, so the proclama-tion of the annexation of the Transvaal may be areadly extracted. alle interest centers largely in the t of the British prisoners, but it a probable that about 3,500 have released, including 139 officers. may be speedly expected. federals, therefore, have removed.

sulate

A

Battleships Go to Sea.

dispatch from Capetown

et 1880 at hostages. Te Lourenzo Marques dispatch to the Concell, Hollis Leves, Del., June 8.-The battleshipe Indiana and Massachusetta passed our to sea at 12:30 p, m. for Hampton Rossie that United States Consul Hollis to sea been conferring with President Roads.

London, June 8 .- Dispatches from the Far East show apparently no cessation in the activity of the Boxers but the powers are gradually feeling their way to common action for the suppression of disorders. It is believed that when the dowager empress realizes the firm intention to check her connivance in the anti-foreign movement, there will be a speedy end to the rioting, as if the Chinese acted in good faith they could easily quell the rabble, which is armed

chiefly with spears, agricultural imple-ments, a few swords and some old rifles. BRITISH HELD BACX.

A dispatch from Tien Tsin, dated Thursday, June 7, 4 p. m., shows the British reinforcements had not then started for Pekin as expected, owing to the refusal of the authorities to allow them to entrain, although the British offered to repair the line as they went. Additional Russian and Austrian, troops have arrived at Tien Tsin, and the German cruisers Hansa and Gefion have stated come Kalence Theorem The

have started from Kaiou Chou for Taku with marines The fact that much needed rain has failen is expected at Tien Tsin to have a good effect in accelerating the sup-

pression of the rising, as the farmers in the movement will return to their ordinary pursuits. FRANCE JOINS IN.

Paris, June S.—At a cabinet council today presided over by President Lou-bet, the minister of foreign affairs, M. Delcasse, communicated dispatches concerning the situation in China. The French minister at Pekin, he said, was acting in unison with the other diplo-mats, and Admiral Courrejolles, who was at Taku with his squadron, had been instructed to co-operate with the other admirals and take such measures other admirals and take such measures for the protection of foreigners as the 'ituation demands.

Lazon. It is a rough mountainous country and very sparsely settled. At first he was regarded by his people as a leader,but of late he is losing preatige and is not held in such high regard. 'Funston is now in the Bulacan sev-tion. I will say I am not going into any personalities whatever. The offi-cers in charge are all capable men. 'Storles have been circulated, about depredations committed by men of our

depredations committed by men of our army, but they have been false. Our men have been held under close re-straint and have conducted themselves like soldiers. 'I cannot see that the administration

or our distinguished secretary of war has made any mistakes in this campaign.We may have made mistakes over there, but if so, they have been the result of human liabilities to commit

"Official reports of the warfare have not been exaggerated, and especially of late. I am not conversant with the newspaper reports. Although I rethe time to peruse them. The censor-ship has not been rigid, and we assisted the newspaper correspondents all we could. Of course some sensational telegrams were sent, as it was very difficult for newspaper men to secure orrect versions regarding our operations, as they were so extended, but we helped them wherever we could.

"I have no idea as to my course after I reach Washington. I have received no orders, and I simply await the com-mands of my superiors.

"My wife and daughter will not accompany me to Washington. They will return to New York today, and I will join them later. I was certainly overjoyed to see them, as this is the first time I have seen them in two

Regarding the situation in China. Gen, Otis said: "I know very little about the Chinese question. I left Manila early in May, before the recent complications in that country had eached the present critical state, and I know very little about it. The situation seems to be developing very generally, and all European nations are interested in it."

Listed With the Dead.

Fort Scott, Kan., June 8.-J. M. An-thony, brother of Susan B. Anthony and of Col. D. R. Anthony, editor of the Leavenworth Times, dropped dead of heart disease last night. He had for thirty years been a prominent business man in Fort Scott London, June 8.-Henry Wellesley, third duke of Wellington, died at Strathfieldsaye honse, Mortimer, Berk.

shire, today, in the 55th year of his age

Colorado Democrats Disagree.

Denver, Colo., June 8 .- The first thing which came before the Democratic. State convention when it reassembled at 10:05 this morning, was the report of the credentials committee. Two reports were submitted. The majority reports were submitted. The majority report favored the seating of the Thomas delegation, but made no ar-gument in support of its recommenda-tion. T'e minority report, signed by 24 of the 54 members of the committee, argued that the Maloney delegation was required that the Maloney delegation vas regular, and therefore entitled to

Kruger is creating some comment but in view of the Washington dispatch which asserts that Mr. Hollis has no official errand to the Transvaal, there is admission. Ex-Gov. Adams of Pueblo offered a substitute for both reports, providing for the scating of both delegations, the sending of both Thomas and Maloney ouncial errand to the Transval, there is little disposition to regard his move-ments as at all significant. A dispatch from Pretoria says that the only shell which took effect in the town the day prior to the occupation of Pretoria bit the United States comto the national convention, the appoint ment of a committee to decide the controversy between the two factions and the adoption of rules by the State Pretoria, hit the United States concommittee which shall govern the selec-tion of delegates to future conventions and thus make trouble of this kind impossible. This was amended to give each delegate half a vote. The debate which followed was quite heated at times. After voting to permit

one speaker from each of the contest-ing delegations to address the convention for thirty minutes, the convention took recess until 2 o'clock,

The maeting of the credentials com-mittee, which began at 2 o'clock yeserday afternoon, lasted until 1 o'clock this morning, at which time it was declded to submit two reports.

It is a rough, mountainous in arriving at the determinat

Annie Swez, Annie Kläsek and Mary Tritina, girls who, on May 30, partici-pated in the assault on Miss Pauline cause she had taken slige an one of the Transit company's cars, were each sentenced to two years' imprisonment in the reform school by Judge Clark, of the court of criminal correction, to-day.

Assist, Prosecuting Attorney Johnson has issued a warrant for the arrest of a saloon keeper named Schumacher who, on the day Miss Hensel was assaulted, refused her refuge from the mob and pushed her out of the door of the saloon. A number of other ar-rests in connection with this and other similar cases have been made and all are being vigorously prosecuted.

Warrants have been issued for the ar-rest of Thomas Reynolds, Albert Nichols. Frank Worth, George Hill, Joseph Ette and William Francis, charging them with conspiracy to interfere with the U. S. malls.

Women's Clubs' Convention.

Milwaukee, Wis., June 8.-The meet-ing of the last day of the clubs of the Women's convention was devoted to a short business session and for simul-taneous literary sessions. One was devoted to "Opportunities of the federa-tion," with Mrs. Sarah Platt Decker of Denver, in the chair. "A group of im-portant subjects," is the name given to another session over which Mrs. Charles Norris of Berlin, Wis, presided. Then came an interesting meeting conducted by Mrs. Lowe, when reports of working women's clubs were heard. The speakers were Miss. Charlotte C. Wilkinson of Syracuse, Mrs. Geo. W. Kendrick, of Philadelphia and Mrs. Cornelius Zebriskie of Brooklyn. The fourth session included art reports from various clubs and was conducted

by Mrs. Herman Hall of Chleago. At the business meeting this forenoon the federation proceeded to amend the by-laws. Provision was made for two ice-presidents instead of one. According to a change the council will meet not only at the call of the board of directors, but at the call of twenty-five members of the council representing as many States, with twenty members be ing considered a quorum.

NON-PARTISAN ELECTION.

Move by Republicans Regarding County School Superintendent,

A number of leading Salt Lake counnight to.consider the coming election ty Republicans met at Murray last for a county school superintendent to succeed Oscar Van Cott. The meeting was presided over by Hon. George M. Cannon and W. H. Lyon acted as secretary. The following resolution was

(5) be chosen by this meeting to meet with the county Republican committee and to request said county committee to propose to the county Democratic committee, that non-partisan primaries be held in each district, to elect representitive citizens to a non-partizan county convention at which shall be nominated a candidate for the office of county superintendent of district schools. And that if the Democratic county committee declines to join in a call for such non-partisan ticket the chairman of the county Republican committee at once call Republican pri-maries to elect delegates to a Republican convention for nomination county superintendent of district schools and the election of a campaign committee.

The committee appointed under the above resolution consists of George M. Cannon, James Godirey, W. W. Wilson, R. Knudson and M. Christophersen.

Today an attempt was made to secure a consideration of the guestion by the Democratic and Republican county committees. Chairmen Eichnor and Lloyd are scheduled to hold a confer-

at the witness join him in an attempt escape, but Brody had remonstrat ed, saying that such action would only prejudice the cases of both of them J.T. LITTLE ESTATE

and get out. Then on April 16th or 17th the defendant proposed that they make a dash for liberty when the jailer, Thos. Abbott, brought in the food.

JAILFR WAS ALERT.

Light was thrown upon the plan by the witness explaining that it was the practice at the jail to allow prisoners to which be acceled and the prisoners to use the corridor in front of their cells. This corridor, however, is also inclosed with bars and when the jalier brings the food he requires the prisoners to walk into their cells and close their doors, while he bolts them by a mech-nism reaching to the cutaids of the anism reaching to the outside of the corridor. When the cell doors are thus secured the failer opens the corridor door, lays the food in its place, goes outside of the corridor, the door of which he locks behind him, and then unlocks the cell doors with the same mechanism with which he locks them and the prisoners come into the corridor to get their meals. It was Haworth's plan to pretend to close his cell door, but to leave it sufficiently ajar to prevent the balt from slipping into the socket, and all other bequests and expenses were paid. All the personal property and furniture in the Little homestead was also bequeathed to the widow without when the Jaller entered the corridor, to spring upon him, overpower him and run for It.

REFUSED TO CO-OPERATE.

in the food,

inventory and without charge. Shortly after the testator's death a child was Brody testified that he refused to co-operate with the defendant and the jailer also noticed the position of the slightly opened door, and compelled born. The widow declined to accept under the provisions of the will, and before distribution filed a petition ask-Haworth to shut it tight before he took ing that the household goods, one-third in value of all legal and equitable estat in the real property, possessed by Mr. Little at the time of his death, one-DEFENSE WAS SEVERE third of all their personal property, and the homestead where the deceased re-

Brody proved to be a good witness for the prosecution and a blow to the defense, whose attorney, Mr. Weber, pat him through a most searching and sided be set off to her. was heard, decreed to Mrs. Little one-third of all the legal and equitable real scathing cross-examination, which was continued into the afternoon. The witestate property, but no personal prop-erty or homestead right. From that deness, though, admitted his own failings and impressed the spectators by his cree the widow appealed. The question for decision was whether frankness, and all seemed to agree that he was telling a straight story. Mr. the widow was entitled to one-third of all the personal property in addition to Weber went into the life of witness in an endeavor to impeach his testimony, one-third of the real estate allowed her by the decree, and also whether she was but the severe test was well withstood, much to the gratification of the proseentitled to the homestead and the per-sonal property situated therein. cution

GRISWOLD VS M'CUNE.

This question involved the construc-tion of certain sections of the revised statutes of 1898, which, the Supreme court finds, differ materially from those Number of Local Dentists Give Expert Testimony-Opinions Differ. of 1888. after quoting several provisions of the statute the opinion says: The The case of Dr. Hector Griswold, the provisions of the statute, governing the descent, succession and distribution of estates of deceased persons and homedentist, vs A. W. McCune, the trial of which began in Judge Cherry's law department on Wednesday morning, is still occupying the time and attention

stead rights are to a certain extent, en-igmatical. Statutes enacted to supply of the court jury and attorneys. defense is now putting in its t The rules for the distribution and successio testiof the property of the people of a State mony, but a conclusion is not looked for when court adjourns this evening, should be framed with less obscurity and doubt, and not be allowed to deand the probabilities are it will run inpend so much upon judicial interpretato Monday before being submitted to the jury. tion.

The action is to recover \$1,600 for a set of artificial teeth furnished the wife of defendant. Nearly the whole of the local dentists have been upon the stand giving expert testimony. There has been quite a diversity of opinion among them as to the value of the work performed for Mrs. McCune, which ranged from \$300 to \$3,000.

LAST OF POLICE CASES. Mrs. Maud Kessler Requests Dismissal

of Damage Suit.

Maud Kessler, mother of Pearl Kess. ler, one of the three young girls subjected to a physical examination at the police station, has withdrawn her \$3,000 damage suit against Chief Hilton, De-tective Sheets, Police Officer Davies and Health Commissioner King, Mesdames ence on the matter before definite no-tion is taken. Dahi and Carney withdrew their suits

of the real estate by succession under section 2826 revised statutes 1898, as de-creed by the district court." The opinion was delivered by Justice Miner, Justice Juskia concurring. Chief Justice Bartch dissented.

WILLIAM H. PERKES.

Funeral of a Well Respected Citizen of the Nineteenth Ward.

The services at the funeral of Elder William H. Perkes yesterday afternoon were appropriate and impressive, Early in the day friends began bringing beau-iful floral emblems, and when the time came to remove the body to the Nine-teenth ward meeting house, there was an overwhelming abundance of those expressive evidences of esteem and affection placed on and around the white coffin. The cortege, which left the residence at 3:45 p, m., consisted of the pall bearers, the six associate presidents of Brother Perkes in the 30th quorum of Seventy, and an escort consisting of twenty veteran artillerymen, comrades of the deceased, with the family, relatives and intimate friends of the deceased. They reached the meeting house at 4 o'clock, when the proceedceased. ings were promptly commenced by Bishop Barton, who announced that the first two hymns, which were then sung, were those that Brother Perkes had been making an effort to sing, almost continuously, during the forty-eight hours preceding his death; they were "O my Father, thou that dwell-est in the high and glorious place" and "Guide us, O thou great Jehovah." Sisters Edward and Farnes, and Brothers Winter, C. Fike, A. Beesley and E. Beesley rendered the music exquisitely.

"I know that my Redecroer lives" was sung as a solo by Charles Pike in a soulful manner. The closing quartet, soulful manner. The closing quartet, "Rest for the weary soul," was also tenderly rendered.

Elder George Reynolds offered the opening prayer. The speakers were President Joseph F. Smith, Elder John Nicholson, President Angus M. Cannon, and Bishop Isaac Barton, A note from President George Q, Cannon was read, in which he expressed regret that other duties debarred him from attending the services, mentioned his long and affec-tionate acquaintance with Brother Perkes, and condoled with the bereaved of the decensed were dwelt upon by each speaker: his modesty, gentieness, virtue, integrity, trustworthiness, fe-markable exactitude and thoroughness in business affairs, and the conviction of his having sourced great reward in the resurrected life, were impressively stated by each who addressed the large congregation assombled. There were many representatives of

various organizations and business firms present, who, if the services could have been prolonged, would have added their testimony to the unalloyed char-acter of Brother Forkes, and the high regard in which they held him for his uniformly considerate conduct, and faithful performance of duties. The benediction was pronounced by America Hoher 1 Grant, and the house

Apostle Heber J. Grant; and the hearse containing the body was accompanied to the city cemetery by a large num-ber of friends in carriages; the veteran artillerymen and others going there in the street cars. The grave was dedi-cated by Elder John N. Pike.

The deceased was born July 24th 1838. at Dudley, Worcester, England, His widow and family are deeply grateful to those who assisted in ministering to bim during his illness, and to all who mani-fested esteem for him and sympathy for them by their presence at the obsequies and other kindly attentions.

Captured by Pirates.

Hongkong, June 8 -- A steam launch, owned by Chinese merchants here, tow-ing four junks, laden with gerosene oll husband absolute power over his real and personal property by will." from Hongkong for Canton, was at-tacked last night by pirates in an armed junk off Cape Suiman, eight miles from Hongkong. After looting the junks the pirates made off in a westerly direction with the launch and her titled to any of the bequests of per-sonal property contained therein, nor to one-third of the personal estate, but should be allowed her distributive share crew.

adopted:

"Resolved, That a committee of five

