

ON SATURDAY NIGHTS the Real Estate columns of the "News are closed" by the "News" are closed in buying or selling Real Estate.

LAST EDITION.

River Records Are Broken.

Mississippi Higher at St. Louis Than it Ever Was Except in 1844—Predicted That it Will Continue to Rise—No Communication With Madison—Nine Persons Reported Drowned—Many in Great Peril.

St. Louis, June 8.—The entire group of east side cities lying just north of East St. Louis and including Venice, Madison, West Madison, Newport, Brooklyn and Granite City, are under from 10 to 18 feet of water which is still rising, and deaths from drowning are variously estimated at from five to 20. Eight thousand persons were driven from their homes. Very little communication of the reports of drownings can be had, as these places are all cut off from railroad service and telephone communication is uncertain at best. The weather bureau promises relief after the river shall have risen to about 35 feet. It is now within a few inches of that mark, but rising slowly.

The harbor boat Mark Twain and private yacht Annie Russell, with several yachts, have gone to Madison and Granite City, where the floods have caused a number of deaths and where scores of families are cut off from escape at the mercy of the rising water. Dummy trains of the terminal association, connected with the river, commenced this morning the work of bringing across the river more than 700 persons who spent Sunday afternoon and night on the tops of houses and at other points of elevation above the flood in Madison, Venice, and Newport. Four drownings were reported by the refugees, but none could be identified as victims. One said that a father, mother and child had been drowned while trying to reach a point of safety and another told of the death of a man under the circumstances.

In East St. Louis, on proclamation of Mayor Cook, business is suspended, the saloons are closed and everybody is ordered to stay at home. The city is making every effort to save the city, which is from one to four feet below the level of the water that presses up against the embankments. A hastily constructed levee of sandbags and mud is all that stands between the city and almost complete submersion. If the levee gives way all the main part of the city will be quickly flooded and not a street in the business section will be left out of water.

KNOWN CASUALTIES.
So far as known the casualties are as follows:
John Crittenden, aged 10, drowned near the Merchants bridge in Venice.
A woman and seven children, swept from a fence by a flood in sight of the terminal railway operator and killed, who was attempting to save them.
A woman drowned in Madison, near the American Car works.
Edmund Shipley, of the Madison Car works reports seeing seven employees of the American Car & Foundry company drown.

John Edwards, farmer, drowned near Granite City. His wife was rescued.
Others are reported.
According to the local weather bureau, relief seems in sight for the flooded districts in the vicinity of St. Louis. This morning the stage recorder at the river gauge is 37.5 feet, a rise during the past 24 hours of 1.3 feet. This breaks all records but that of 1844. It is expected the river will rise to 40 feet tomorrow night, and that the predicted 35 feet, at all, will be barely attained. Then after remaining stationary for a short time, the river will begin to rise again. The water will begin to rise Tuesday evening or Wednesday morning. Unofficial reports from St. Louis, on the Missouri river, are that the river is rising very little, if any.

NINE LIVES LOST.
Inability to secure communication with Madison and Granite City, Ill., lying a few miles north of St. Louis, where a number of persons were last night reported in danger of losing their lives from the encroaching flood, caused great anxiety here. At Madison, nine persons are reported drowned and others either on a crumbling levee or in unsafe buildings are in peril. Nothing different than that can be learned from there. From the reports of the levee commissioners, living at Venice, comes a report of lives lost through the collapse of a brick hotel at North Venice. The hotel, which was a three-story building, was blown away by the water from the roof of the house they were living in. Six feet of water is reported sweeping through the offices of Hedges hotel, where guests are being imprisoned in the upper stories.

IN GREAT PERIL.
Residents of Granite City are in great peril from several breaks in the levee protecting that manufacturing town. Persons living about the manufacturing plants in which they are employed are reported fleeing from the flood that comes from the north and a fresh break in the abutment to the west. Adjacent farm lands are being flooded and the residents of the levee are seeking safety with those of the city. Efforts are being made in various ways to reach these places by water and land and afford help, but it may be several hours before anything definite can be learned.

John Biehrer, who lives on Chouteau island, 12 miles north of St. Louis, reports that 13 people on the island cannot get away. He wanted assistance but was unable to secure aid, as all the boats are at present busy and cannot reach the island.

EAST ST. LOUIS SAVED.
At 2 o'clock Monday morning the combined forces of the Missouri river and Cahokia Creek broke the barriers at the relay depot, East St. Louis. The relay depot was surrounded with water and the embankment of clay and sand bags made by the workers Sunday, saved the city from the rush of water. Trains continued to pass on the tracks around the depot, but at 4:45 the East-bound Southern train was stopped on the bridge incline. The water had risen so high that the engine could not pass through without "blowing" the bridge.

An army of men is working along the tracks that reach from the north extremity of the city to the south, and

now from the eastern bank of the Mississippi. East St. Louis city authorities expect to hold the embankment until night, hoping that by that time the crest of the flood will have passed. In order to do so, the different plants of East St. Louis have sent their men to work for the city. Elliott's frog shops have been converted into a commissary. East St. Louis women, under the direction of Dr. J. L. Wiegman, have worked in the commissary night and day, giving food to the workers on the levee.

Stop water has entered the cellars and basements in the central portion of the town, and men not at work on the levees are removing goods to higher places. After daylight this morning water began to break through at Cohn station, in the railroad yards west of Summit avenue. The several breaks were stopped before the water gained any great headway.

WATER IN STREETS.
Just back of Elliott's frog shops, three blocks south of Broadway, the water is three feet higher than the street, and it is kept back by an embankment of clay, topped with sandbags. It keeps through constantly, but does not break the bank because it has little current, and is not beaten by the wind. Rush City and the portion of the town east of the Southern tracks and south of Broadway are under water. Residents of that part of town have left their houses and gone to the northern part of the city, owners of different flats and large buildings in East St. Louis have proffered them for the use of the flood sufferers.

Guards are on duty at the canal bridge on the Mississippi river, and the Centerville station, seven miles south-east of town. Backwater from the river has flooded farms to the southeast, and the country between the city and the river is threatened to cut the timber blocking the river. Should this be done the waters would back up in the city. All railroad tracks in the city are under water. The city limits of East St. Louis and gain another point of attack on the city.

The Associated Press received the following national stockyards at East St. Louis this morning:
No market here today account high water.

This indicates that the meat supply of St. Louis, which comes through these yards, will be cut off until the river falls considerably.

With all east side terminal points between Alton and St. Louis in the embrace of the flood and the Merchants and Eads bridges accessible only to a few lines, St. Louis passenger and freight traffic, both incoming and outgoing, is temporarily paralyzed.

No attempt has been made to transport freight between this city and East St. Louis and relief from this critical situation is not expected with in the next 24 hours. It is estimated that the flood disaster has already cost the railroad \$2,000,000.

TRAINS MAROONED.
All incoming eastern passenger trains are marooned in St. Louis. The Vandavia was the only train that started to the east today, but it was held up for two hours late leaving Union station, and there is no assurance that it will make anything like schedule time, even if it succeeds in getting through East St. Louis.

The Missouri Pacific, the Burlington, the Big Four, the Louisville & Nashville, the Chicago & Alton and the Toledo, St. Louis & Kansas City are suffering from a short of coal. The Missouri Pacific has been unable to make a made for northern and eastern points. No trains can be operated between St. Louis and Cairo. The Illinois Central has the only line made for St. Louis today. It arrived at Union station three hours late.

The Southern railway held its own against the flood. The only train encountered difficulty at East St. Louis was a number of its cars are now tied up. The western roads are experiencing similar hardships. The Washburn, Chicago & Alton and Burlington have practically ceased operations between here and Kansas City. The Missouri Pacific is handling westbound business. Freight tonnage has been reduced to a minimum and only the most imperative shipments can be made.

DURKEE ESTATE CASE IN COURT

Judge Marshall Makes Order of Dismissal Against Western Pacific.

SHEEP OWNERS ENJOINED.

New Trial Wanted by Man Accused of Burglary in Sandy Postoffice—Bankruptcy Case Dismissed.

Judge Marshall spent a busy morning today in the federal court when the following business was transacted: In the case of John L. Kuendall, on behalf of the Durkee estate wherein suit is entered with the object of recovering stocks in the Harriman systems to the value of about \$50,000, the court ordered the bill against the Western Pacific to be dismissed unless the plaintiff so amends the bill by July 1 as to show the jurisdiction of the court. In the same case the motion to quash was sustained as against the Union Pacific railway; the same motion as to the Southern Pacific was overruled.

The court also issued temporary injunctions restraining James Cole, Charles Nuby, James Cooper, Ed Widdow, Bert Bean and George Bean, sheep owners, from permitting their flocks to graze on the Utah reservation, it being alleged that they are so doing without first having secured the necessary permits.

In the case of the United States vs. James Carroll, convicted burglar, the trial was continued for one week pending the motion for a new trial.

Judge Marshall also dismissed the bankruptcy proceedings against William Woolley.

The motion by defendant for a new trial in the case of George W. Clough, charged with the murder of a woman, was denied for damages for personal injuries was denied by the court and five days additional time allowed in which to prepare and file a bill of exceptions.

CHRISTIAN SCIENCE CLAIMS.
Mrs. Eddy Puts Forth a Statement Regarding Them.

Concord, N. H., June 8.—Recent claims that Ralph Waldo Emerson is the author of Christian Science have been refuted by the following statement from Mary Baker G. Eddy:
"To him who may be in error, I am the pupil of Miss Sarah J. Redwell, the principal of the Christian Science academy of New Hampshire, and finished my course of studies under Prof. Dyer H. Sanborn, author of Sanborn's Grammar. Among my early teachers were Comstock's Natural Philosophy, Chemistry, Blair's Rhetoric, Whitley's Logic, Watts on the Mind and Moral Science. I was a student of the New York City, Chicago, Boston, Portland and at Waterville college, and have been invited to lecture at London and Edinburgh."

In 1883 I started the Christian Science Journal, and for several years was the proprietor and sole editor of that journal. In 1885 Judge J. S. Hanna began the Christian Science Journal and for ten subsequent years he knew my ability as an editor. In his recent lecture at Chicago he said: "Mrs. Eddy is a woman of great power, a woman of sound education and liberal culture."

"As a scientist, the celebrated naturalist and author, wisely said: 'Every scientific truth goes through three stages. First, people say it conflicts with the Bible; next, they say it has been disproved before; and lastly, they say they have always believed it.'"

"The first attack upon me was Mrs. Eddy's misinterpretation of the Scriptures; second, the charge that she was a plagiarist; and third, the charge that she was a woman of low character. I have always known it."

"I am rated in The National Mosaic as an authority on the rights of a kind of 22 of the foremost living authors."

"I claim no special merit of any list. All that I am God has made me. I will wait for the great Master, but not of the Greek nor of the Roman schools—simply how to do His deeds."

ROBBED AND MURDERED.
Chicago Polish Woman is Lured from Her Home by Countrymen.

Chicago, June 8.—Lured from home by countrymen who had been promised a large amount of money, robbed of \$50 and then murdered is said, by the police, to have been the fate of Mrs. Danilovsky, whose body was found in a lonely spot on the Illinois and Michigan canal.

Murder in the Second Degree.

Charge On Which Dr. E. S. Payne Now Faces the District Court—Trial Began Before Judge Morse This Morning—Most of the Day Spent in Securing a Jury—Miss Anna D. Hill, the Alleged Victim.

The trial of the case of the State of Utah vs. Dr. E. S. Payne, charged with murder in the second degree, was commenced in Judge Morse's court this morning. Most of the day was spent in an attempt to secure a jury to try the case. At the morning session three of the jurors, C. B. Hardman, George F. Palmer and J. R. Rand, were sworn and accepted to try the case. The defendant is charged with the murder of Miss Anna D. Hill, a young school teacher, on Dec. 20, 1902, at the office of defendant on East Temple street. It is charged that her death was caused by an attempted criminal operation by Dr. Payne. The defendant was present in court and was accompanied by his wife and little daughter who sat beside him during the entire session of court. He appears to have aged considerably since his confinement and shows unmistakable signs of failing health.

Dist. Atty. Eichnor is prosecuting the case on behalf of the state and city. Will P. Wanless appears in behalf of the defense. Prof. McKay, who is a relative of the deceased young lady, occupied a chair beside Dr. Eichnor. The jury was not more than half a dozen spectators present in court at the morning session. Among them was Clyde Ellison, who was just recently tried for murder and acquitted. It is very probable that the court will issue another special venire for additional jurors. There are very few names left in the jury box and it is not likely that a jury will be secured from those remaining.

JURORS PRESENT.
Out of the special venire of 20 jurors summoned to appear this morning, 19 were present and examined as to their statutory qualifications by District Attorney Eichnor. Only nine passed the examination, the others being excused for various reasons. The nine who passed were: Charles B. Hardman, George F. Palmer, George B. Freeze, Andrew E. Leiby, John H. Quinn, John E. Cox, George E. Chandler, George Klenke and William R. Watson. The jury was sworn to try the case.

ANOTHER SPECIAL VENIRE.
Judge Morse ordered a special venire of 20 jurors returnable tomorrow morning at 10 o'clock after which the court adjourned until that time.

MAY INVALIDATE INDICTMENTS

Presence of County Attorney Westervelt in Grand Jury Room, In Absence of District Attorney Eichnor, Raises Question—Judge Morse Appealed To—Atty. General Excluded.

The right of the county attorney to be present as the adviser of the grand jury during the absence of the district attorney, who, by law, has charge of the investigations of the jury, will probably be tested in the courts. The law provides that the district attorney or the attorney for the state shall be allowed to be present during the deliberations of the grand jury. Dist. Atty. Eichnor commenced the trial of the case of the state vs. Dr. Payne this morning, and will not be able to be present at the sessions of the jury in the future.

The jury today was in charge of County Atty. Westervelt, and shortly after going into session this morning, the jury returned to Judge Morse's court for further instructions. Foreman Hardman stated that he was not allowed to be present during the deliberations of the grand jury, and that he was not allowed to be present during the deliberations of the grand jury.

PIONEER WOMAN DEAD.
Pallied a Handcart Over the Plains and Endured Many Hardships.

There passed away in this city yesterday, a woman who passed through innumerable struggles in the early days of Utah. She was Mrs. Mary Cook Brown, Gillespie.

DR. McILLAN DENIES.
Never Called "News" Editor a Liar And Never Showed Pistol in Pulpit.

A "News" reporter asked Dr. J. McMillan last evening, after his sermon, if he had been correctly reported in a local paper, that Mr. C. W. Penrose was a "liar." Dr. McMillan promptly replied that he was not correctly reported; that he had not used any such term, and never did say it to any one. But he said that Mr. Penrose was in error and had made a mistake. The doctor also stated that he never attacked "Mormonism" or the "Mormon" Church in the pulpit. In an interview, on the lecture platform, it was different, but never in the pulpit. He also stated that he did go armed into the pulpit on the occasion referred to years ago, but he never showed his weapon. When asked if the Sunday morning papers had reported him correctly in their interview, Dr. McMillan said one had a reasonably fair statement, while the other was a bungled up one that it afforded him considerable amusement.

THE CANOVAS DIVORCED.
Judge Stewart this morning granted Lillian V. Canova, a divorce from Thomas R. Canova on the ground of failure to cohabit. They were married in this city on Dec. 28, 1901. Plaintiff is retained name, Lillian M. Young.

CITY'S NEW DAM AND RESERVOIR

Councilmen and Other Officials Inspect Proposed Sites.

TRIP UP PARLEY'S CANYON

Believed That Site at the Youngberg Ranch is the Most Suitable—Report Tonight.

Ten members of the city council and a number of city officials took the trip up Parley's canyon yesterday to investigate the proposed site for the city's large storage reservoir. The party left here at 8 o'clock on the Rio Grande train and part of them returned at 6 o'clock on the train and part of them at 6 o'clock in the drag "City of Salt Lake," which was sent up there for the purpose of transporting the party up and down the canyon during the investigations. The party consisted of Councilmen Hewitt, Thomas, Eardley, Vigus, Arnold, Fernstrom, E. H. Davis, J. N. Sharp, W. C. Spence and A. C. Davis, City Engineer Kelsey, Asst. City Engineer Zollik, Land and Water Commissioner MacKnight, Street Supervisor Condie, Spencer Clawson and Mr. Murdoch, of the board of public works.

The party got off the train at the big bend just above the Youngberg ranch, and a thorough inspection was made of the proposed site, City Engineer Kelsey explaining in detail the entire location and its suitability for the construction of the reservoir. From there the party proceeded in the drag to Mountain Dell, where a thorough inspection of the site was made. The party then returned to the Youngberg ranch, and up to what is known as Mt. Summer Resort gate. Here a fine lunch was served and heartily enjoyed by all.

After lunch the party proceeded on foot up to Lamb's canyon and inspected a proposed site there. From there the party returned to Youngberg ranch, and up to what is known as Mt. Summer Resort gate. Here a fine lunch was served and heartily enjoyed by all.

WEST POINT CHANCE.
Senator Smoot Calls for Names of Applicants for Examination.

Senator Smoot announces an opportunity for young men with military inclinations, to gratify the same. The office of having the names of the applicants for examination at West Point, D. C., is now open. The names of the applicants must be between 17 and 22. Senator Smoot will endeavor to arrange for the local examination of the candidates at Washington. The final examination will be held at West Point on July 7.

SAIT LAKE P. O. CLERKS.
Postmaster General Approves Changes Made in Their Salaries.

(Special to the "News.")
Washington, D. C., June 8.—The postmaster-general has approved the changes in the salaries of clerks in the Salt Lake postoffice as follows: P. S. Smoot, \$1,000 to \$1,200; J. S. Morgan, \$800 to \$1,000; E. H. Davis, \$600 to \$800; J. N. Sharp, \$500 to \$600; W. C. Spence, \$400 to \$500; A. C. Davis, \$300 to \$400; J. R. Rand, \$200 to \$300; George F. Palmer, \$100 to \$200; Charles B. Hardman, \$100 to \$200; George Klenke, \$100 to \$200; William R. Watson, \$100 to \$200.

PENSIONS.
Pensions granted: John-Carles E. Bolton, \$5; John P. Sacks, \$5; Stephen M. Vanceamp, \$5; Darius Baker, \$5; Utah-Charles R. Boyce, \$10; John W. Reed, \$10.

IMPORTANT BILLS.
Live Stock Men Will Do Everything Possible for Their Passage.

Former Secretary of the Utah Woolgrowers' association, today received a letter from Charles F. Martin, secretary of the National Live Stock association, calling attention to the bills which will be considered at the next session of Congress, which are of great interest to sheep and live stock men in general. One of the bills provides for the marking and stamping of shoddy woolen goods, and the other provides for a classified census of live-stock every five years by the government. Accompanying the letter from Mr. Martin are petitions for the passage of both bills. The petitions will be circulated at large over the state for signature and will be forwarded to the committee having the bills in hand.

TOMORROW'S ORGAN RECITAL.
The program for tomorrow's organ recital at the Tabernacle will include the Stradella, overture, Weyly's Patriotic, Mendelssohn's Wedding March and Low-mimic of male quartet, Walter's Praise Song, and a march.

HISTORIAN'S OFFICE. Church of Jesus Christ of Latter-day Saints.

IT IS HOMES
That the advertisers want to get into. The "News" is the home page of the community.

FIFTY-THIRD YEAR.

Militia Prevent Assassination.

Attempt Was to be Made on B. L. Ewen, Principal Witness Against Jett and White—Parties Claiming to be Man And Wife Applied for Lodging at His House—Woman Was Man in Disguise—No Arrests.

Jackson, Ky., June 8.—It is believed that the soldiers guarding the house of B. L. Ewen, the principal witness against Jett and White, prevented an assassination last night. Even kept a hotel. Parties claiming to be man and wife applied last night for lodging and were taken in. Mrs. Ewen was suspicious and asked for additional guards. When the new lodgers were heard moving about in their rooms the soldiers made an examination and found both were men. The parties were turned away and no arrests were made. The soldiers cannot make arrest unless martial law is declared, and the county officers are making no arrests for drunkenness or on suspicion. There has been no town marshal here since Cockill was killed.

AM. FEDERATION OF ZIONISTS.

Dr. Herzl Sends Greetings—Also Max Nordau and Israel Zwing-will—Situation of Russian Brethren Serious and Calls For More Earnest Attention.

Pittsburg, June 8.—The consideration of the annual constitution of the American Federation of Zionists, occupied nearly all of today's first session. Greetings from eminent Jews of the world were received and read at the convention. This telegram from Vienna was sent by Dr. Herzl:

"To the Zionist Convention, Pittsburg. The situation of our Russian brethren is very serious and calls for our most earnest attention. A great emigration movement from Russia is to be extended. We shall bring to the Biala congress a program which, we believe, will help our people. With Zionist greetings, (signed) 'HERZL'."

FROM MAX NORDAU.
From Barzil came these words from Dr. Max Nordau:

"I trust you will continue to develop into a power to the honor of America, Jewry and to the benefit of the Jewish people, whose position in the world is most precarious. The name of the moment in the last century. The name of Kishineff, written with letters of blood and fire in the other and ever new martyrology of Israel, is sufficient by itself to bear out this statement. It shows that for our people there is no such thing as progress. For us, history has not moved onward by one step for the last 2,000 years. We are still in the fearful period of the crusades when the religious warriors of the cross trampled themselves to their heroic work by the wholesale slaughter of Jews and the looting of defenseless cities. It shows also that Zionism is the only way to lead our miserable brethren in Russia and elsewhere out of their present hell, and to lead them to a new life of humanity and well-being. The free and happy Jews of America were to turn a deaf ear to the blood-curdling tale of Kishineff."

FROM ISRAEL ZWINGWILL.
Israel Zwingwill sent the following message:

"Greetings to the Pittsburg convention. The Kishineff massacre has brought home to the blindest the need for unity and really safeguarded homes for our unhappy race. When you come to consider, where this centralized home should be, you will find no place as practicable as Palestine, at least for a start, its neighbor."

"May the strenuous work of fire and steel in which you meet inspire you to bold and noble deeds. The name of Kishineff, written with letters of blood and fire in the other and ever new martyrology of Israel, is sufficient by itself to bear out this statement. It shows that for our people there is no such thing as progress. For us, history has not moved onward by one step for the last 2,000 years. We are still in the fearful period of the crusades when the religious warriors of the cross trampled themselves to their heroic work by the wholesale slaughter of Jews and the looting of defenseless cities. It shows also that Zionism is the only way to lead our miserable brethren in Russia and elsewhere out of their present hell, and to lead them to a new life of humanity and well-being. The free and happy Jews of America were to turn a deaf ear to the blood-curdling tale of Kishineff."

DEWEY AND OTHERS
LEAVE UNDER GUARD.

Denver, Colo. June 8.—A special to the Times from Colby, Kan., says: Under guard of a sheriff and posse and a company of state militia, Chauncey Dewey, alleged murderer of E. M. McCall, and two sons, left for a 40-mile march across the prairie to be held. It is believed that the march will consume three days, and as telephone wires in the hills have been cut, the men are not likely to be heard from until St. Francis is reached.

Dewey, who is son of a Chicago millionaire, is cousin to Admiral Dewey, refused to talk, but seemed cheerful and in good spirits. Officers of the militia and others do not fear an outbreak with armed settlers, but are afraid that as the party passes through the hills and wooded places efforts may be made by sharpshooters to pick off the accused prisoners.

FIGURE TRIBESMEN.
French Artillery Open Fire on and Punish Them.

Benicourt, Algeria, June 8.—The French artillery opened a shelling on the rebellious Figur tribesmen, who O'Connor commands in punitive expedition consisting of 1,000 of the foreign legion and a strong force of artillery, armed with guns firing molten shells. The details of the engagement have not yet been received. It was Gen. O'Connor's plan to surround the tribe in three columns and post his artillery on commanding hills surrounding the rebel stronghold.

The actual bombardment began at 7:30 and lasted until 9:30 a. m., when the French troops occupied two strategic hills, naming these positions by the names of the French soldiers. It is believed the native force was heavy, but no definite details of the casualties will be obtained until the French enter Figur. There was no loss on the French side.

France has formally notified the powers that she has no intention of taking Moroccan territory and will only punish the Arab tribes who attacked Gen. Jonnier.

Gen. O'Connor was instructed to give the women and children of Figur a fortnight to leave the town before the bombardment. A friendly Arab warrior bearing a notification to this effect was killed by the French. The women and children were being carried the message.

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