# min loopen DESERET EVENING NEWS. To him who watches everything is revealed." This includes all sorts of "want ad. bargains" to those who "watch" the want ads, day by day. The French say that "Nothing is a footless stocking without a leg:" and that is about the only thing you can-not buy or sell through advertising. TRUTH AND LIBERTY

MONDAY JANUARY 21 1907 SALT LAKE CITY UTAH

# 10 PAGES-LAST EDITION SWETTENHAM-DAVIS INCIDENT

United States Government Decides Not to Take Official Notice of It.

REGARDED ACT OF INDIVIDUAL

British Foreign Office Will Call on Governor for His Version Of the Affair.

people of Kingston Condemn Him-English Press Hopes Friendly Relations Will Not be Endangered.

WashLigton, Jan. 21 .- From official sources it is learned that no attention will be paid by this government to the action of Gov. Swettenham of Jamaica in asking Admiral Davis to withdraw his forces from Kingston. It is held here that the act of the governor is that of a single individual, for which the British government is in no manner to be held responsible.

THANKS FROM SWETTENHAM. Jan. 21 .- Shortly after 5 o'clock this afternoon the colonial office received a dispatch from Gov. Swettenham asking the British government to convey to the government of the United States the thanks of Jamaica for the American assistance rendered by Admiral Davis.

The telegram contained no mention of the incident involving the departure of the American warships.

SWETTENHAM'S VERSION WANT, ED.

London, Jan. 21 .- After a conference today between officials of the foreign office and the colonial office. the latter cabled to Gov. Swettenham of Jamaica asking for his version of he situation which led to the withdrawal of Rear Admiral Davis' warships from Kingston. Nothing had been received from the governor concerning any phase of the incident. No persons were more surprised at the governor's action than the officials of the foreign office who learned the

first particulars through the press. In the absence of Foreign Secy Grey, the senior secretary of the forcign office immediately went to the ionial office and suggested the prooriety of securing the governor's statement without delay as it was felt that the incident might cause irreparable injury to the friendly relations between the two governments if not promptly explained. When the foreign officials

lieved.

here were shown Asst. Secy. of State Bacon's statement, cabled from Washington to the effect that the authorities had no information regarding the deparature of the American warships TRANSMISSOURI DRY om Kingston, they were somewhat

cause of humanity pushed Admiral Da-vis beyond the necessities of the case and led him to encroach too far upon the sphere of British authority." The Pall Mall Gazette assumes that both the admiral and the governor were animated by the best of motives, and adds:

adds: "Englishmen certainly do not wish the misunderstanding to be magnified in any sense of pique and the Ameri-can public ought to be broadminded enough to regard it with the same char-itable disposition." The Westminster Gazette says there can be nothing but regret at the fact that any difficulty has arisen between Admiral Davis and Gov. Swettenham, and while awaiting a fuller explanation, adds: "In the meantime the United States

adds: "In the meantime the United States can be assured that we in this country deeply appreciate the generous, sympa-thetic way in which its clitzens volun-teered assistance to the British cr 'ony." SWETTENHAM'S COURSE DISAP-PROVED.

PROVED. New York, Jan. 21.—The feature of the news from Kingston, Jamalea, to-day is the declination of Sir James Alexander Swettenham, the governor of Jamaica, to accept American aid and the departure in consequence of the American warships under command of Rear Admiral Davis. A dispatch from Santiago today stated that the cruiser Marietta which arrived last night at Santiago had sighted Rear Admiral Davis' ships making for Guantanamo Bunday afternoon. The vessels prob-ably arrived Sunday night so that offi-cial dispatches on the American rebuff should soon be forthcoming. Swettenham's action appears not to have met the views of the people and city officials of Kingston. It is reported that the city council promptly disapproved the governor's action and not only sent a letter of re-syret to Rear Admiral Davis, but asked him to reconsider his decision to leave, and to remain with the American ships, as every aid was still urgently needed.

gret to Rear Admiral Davis, but asked him to reconsider his decision to leave, and to remain with the American ships, as every aid was still urgently needed. Davis replied that he had no alterna-tive but to go in accordance with the desire of the constituted authorities. English newspaper comment on the incident is unanimous in regretting the occur ence and in expressing the hope that the good relations existing be-tween the United States and Great Britain will not be endangered thereby. No official American comment had been forthcoming up to an early hour today inasmuch as the American gov-ernment had not been officially in-formed of Swettenham's explanation of his course and the outcome of the incident are awaited everywhere with keen in-terest. WANTED DAVIS TO STAY.

**CROWING LOUD** 

WANTED DAVIS TO STAY.

WANTED DAVIS TO STAY. Guantanomo, Cuba, Jan. 21.—The U. S. battleship Missouri has arrived from Kingston. It was stated today that Gov. Swettenham held up Saturday night's dispatches from Kingston re-questing him to reembark the American marines who had been landed to assist in the relief work ashore. Just previous to the departure of the American warships the mayor and city council of Kingston sent a petition to the admiral begging him to remain and the relief committee, headed by Archbishop Hubball, threatened to re-sign. When the American surgeons left the ho.pital the 'patients wept and begged them and the American war-ships to stay, and the Red Cross nurses declared that the governor's action in causing the Americans to withdraw was nothing short of criminal. THANKS, AWFULLY.

THANKS. AWFULLY. London, Jan. 21, 7:05 p. m.-The dis-patch of Gov. Swettenham asking the British government to convey to the government of the United States the thanks of Jamaica for the assistance rendered by Admiral Davis has been forwarded to the state department at Washington with the thanks of the gov-ernment of Great Britain for the aid rendered by the American admiral.

Judge Marshall Not Only Holds That State Had No Right to Sell Land Known to Contain Coal, But That Subsequent Discovery of Coal Will Not Prevent the Voiding of Such Ownership and Title.

A decision that promises to be of 1 far-reaching effect was rendered to- of 1287-1888.

Many cases are gone into by Judge day by Judge John A. Marshall in the Marshall, but in none of them does he United States district court, when the see any warrant for granting the petifemurrers of defendants were sustions of defendants, and he concludes tained in the cases of the United States versus the Utah Fuel company, et al and the same plaintiff against the Pleasant Valley Coal company et al. If intimations made by Judge Marshall

ventuate when the cases finally come to trial, there will be an overturning of matters relating to coal lands in this state. Taking as authority long established rules of the department of the interior, the court holds to the opinion that not only does the state have no right to dispose of lands known to contain coal, but if title passes and it subsequently develops that coal actually underlies the land. although it was not known at the time that such was the case, the ownership by innocent persons is not only voidable but void.

UTAH FUEL LOSE.

In the case against the Utah Fuel ompany, the suit was brought to quiet title, for an accounting of coal heretofore mined from certain lands, and for an injunction against the further extraction of coal. The Morton Trust company of New York, a mortgagee was made a party defendant, and both it and the Utah Fuel company demurred specially to the bills, the latter on the ground that it is a citizen of New Jersey and that suit can only be maintained in that district. The trust company demurs on the ground that it is a resident of New York and can only

FOR SALT LAKE

Nearly One Thousand Fluffy Birds

Assembled at the Poultry

Show.

SEEKING LEGISLATIVE HELP.

Officers of Chicken Association Will

Try to Get Bill Passed Making Au-

nual Appropriation for Exhibits.

1907..

That's the way the chicken show is

making pace for the greater Salt Lake.

Every old prize winner that is back in

his coop this morning at the annual

his decision in the following words: "Of course, if the defendants do not appear, a decree can only be effectual with respect to the property within the jurisdiction of the court and described in the bill, but on appearance full relief may be granted. The demurrer will

be overruled." In the case of the United States versus the Pleasant Valley Coal company, suit was brought to annul certifications of lands by the interior department to the State of Utah, for fraud, mistake of fact and error of law in the proceedings ending in the certification, and because of the land being mineral and not a character intended to be granted by the government to the state.

The Morton Trust company made an appearance for the purpose of objecting to the jurisdiction of the court over it. The same point was passed upon in the other case, and the demurrer was overruled on the same grounds.

IMPORTANT RULING.

The Pleasant Valley Coal company interposed a general demurrer, which challenges the equity of the bill. This is the objection that brings out the most important ruling of the court. The first question to be considered on this phase of the case is whether under the grants of land to the State of Utah by the enabling act approved July 16, 1894, in which the state was authorbe sued in that state. Both objections ized to select certain lands. Here

ILLINOIS JUDGE.

are based on section I of judiclary act | again the court considers many cases, after which he says: "The department of the interior charged with the supervision of this matter (the regulation of land affairs) has consistently ruled that the State of Utah had no right to select known

mineral lands in satisfaction of its grants." After citing an opinion by Asst. Atty. Gen. Vandevanter in State of Utah, 30 L. D., 301, Judge Marshall again says: "A different interpretation would deprive the states of many of the benefits intended by the grants of the general government, and it would leave the title of land so granted unsettled indefinitely, although title had been transferred to innocent purchasers, except as Congress has since the date of the act in question adopted a limitation. But such could not have been the intent of the statute. But as the other parties to the transaction complained of, including the state, are alleged to have been mere agents of the above company for the procurement of the title in defiance of law, and that company is charged with knowledge of the facts rendering the title voidable, I see way in which this distinction can ad-

way in which this distinction can ad-vantage the defendants. "So far as the demurrer interposes the defense of the statute of limita-tions, it has been withdrawn without prejudice, to an answer raising the same defense. Other reasons in sup-port of the demurrer were advanced in argument, but I do not find it necessary to discuss them in detail. The demurrer will be overruled." Defendants in both cases are given 20 days in which to answer the allegations

days in which to answer the allegations to the complaint, and the cases will sub-sequently be tried in the federal court



clsed. "If your legislature will take a hand in the matter, and help the good work along. I see no reason why Utah can-not soon increase her output in poul-try and eggs, until at least the Rocky mountain section is independent of the middle west." The deluge of bills promised for tha

NEGLECTED HIS CHILDREN.

J. Joseph Sentenced to 60 Days in County Jail.

surety bonds in corporations not au-thorized to transact susiness in the State of Utah. H. B. 13. by Clegg. This is an act authorizing county commissioners to provide depositaries for public funds and for securing same, and for other purposes. It is provided in this act that any bank may apply for the appeint-ment as dispositary, to handle the pub-lic moneys, and the commissioners shall select a bank qualified under the law, requiring said bank to pay to the county two per cent interest on public funds so handled. Sweeping Coal Land Decision In Federal Court OF EMERY COUNTY They Are Everywhere and Every Town has One or More Mines LEGISLATIVE SIDELIGHTS. "I shall oppose the rallway commis-

"I shall oppose the railway commis-sion bill." said Representative J. L. Toiton of Beaver, this morning. "I come from a section which needs rail-roads, and I believe in encouraging them rather than putting stumbling blocks in the way of progress. There, are of course certain evils which should be corrected in the transportation busi-ness, but generally speaking railroads need encouragement in our young com-munity, and I, for one, propose to do what I can to see justice done." Mr. Toiton is a prosperous merchant and

what I can to see justice done," Mr. Tolton is a prosperous merchant and banker of the thriving city of Beaver, is a broad-minded citizen and one of the acknowledged leaders of the min-ority in the house. "I move we call the house to order," said Tolton of Beaver as he entered the lower chamber on the upper floor at 10 o'clock this morning. "This is the only time the minority will be in the ma-jority in the house this session." and a hearty laugh went round the group. There in a cluster sat five Democrats, namely, Glies, Larsen, Cottom, Meeks, and Tolton, while one lone Republican, Thompson, was the sole majority repre-sentative present. Thompson moved an adjournment but was ruled out of order by the newspaper representatives present, and the pleasant social session continued. ontinued.

### ELLEN TERRY SAYS THAT SHE NEVER SAID IT.

New York, Jan. 21 .- Miss Ellen Ter-

y, the actress, whose daughter, Miss Edith Craig, who is to be har stage manager, arrived yesterday on the Philadelphia. She is a part of Charles Frohman's boquet of artists, and with her score of players will begin an en-

gagement on Jan. 28 at the Empire theater, in George Barnard Shaw's satirical play, "Captain Brassbound's

satirical play, "Captain Brassbound's Conversion." Miss Terry was last here in 1902 with the late Sir Henry Irving. Miss Ter-ry is still all gesture, action and nerves. "What did you mean by saying in England that you would not leave the civilized parts of the United States?" she was asked. "Indeed no, I did not say it." she pro-tested. "I cannot understand how re-ports like that get out. "Oh, how terrible, indeed! No, I like the west. Some of my most tender recollections are locked up with the west, west of the Mississippi and with the part of the United States south of Mason and Dixon's line. Even if I had thought such a thing, it would have been indecent in me to say it." Miss Terry said she would tour only the eastern cities this trip, not touch-ing the western cities at all.

INQUIRY INTO THE HARRIMAN MERGER.

Scattie. Wash. Jan. 21.—Franklin K. Lane, U. S. interstate commerce com-missioner, faced a distinguished assem-bly of rafiroad officials when this morn-ing at 10 o'clock he opened an inquiry into the Harriman merger and the car shortage in the northwest. The ses-sions are being held in a courtroom of the courthouse. Many witnesses are in attendance. The case for the govern-ment is in the hands of C. A. Sever-ance of St. Paul. J. C. Stubbs is here on a special train of four ears to look out for the Harriman end of the fight. He has with him Judge Lovett of New York, Harriman's personal counsel, and

SELLS FOR A DOLLAR A TON. Delivered at Three Dollars at the Most Remote Points, a Price

Of its Own.

Regarded "High."

The Problem That Seriously Confronts The People is Lack of Proper Transportation.

While the ontiro western country is groaning in the throes of a fuel famine, it is interesting and consoling to note. that there is at least one county in Utah which is not subject to the general complaint. Emery county, situated 163 miles southeasterly from this city. is the favored section, and, according to Representative C. E. Larsen, who hails from that district and is qualified to speak, the inhabitants of the valleys and canyons thereabout literally have coal to throw at the rabbits and coyotes.

AT EVERYBODY'S DOOR.

"Every town in Emery county," safd Representative Larsen to a "News" reporter today, "has a coal mine at its very door. A splendid quality of domestic coal is to be had at the mines for a dollar a ton, and a man with: a team can get all he wants at this price. The mines deliver the coal to any part of the county for \$3 per ton, and some of the people think this is a high price to pay. Coal formation seems to underlie the whole country. In any of the canyons it is possible to dig to a depth of eight or ten feet and secure a good merchantable quality of coal, but of course the quality increases aa depth is attained. There are any number of veins 10 feet thick by 20 feet wide at a very nominal depth, being worked, and yet the country has hardly been touched in the way of mining, and the possibilities are practically limit-

LACK OF TRANSPORTATION.

LACK OF TRANSPORTATION. . . "The chief reason that the coal is not obtainable in this part of the coun-try is the lack of transportation facili-ties. We are situated 30 miles from the nearest railway, and while we have been expecting what is known as the "Salina cut-off" to make our country for the past two or three years, we have as yet no means of getting our coal out. Price is the nearest railway station, and that is about 33 miles away, and up to this time it has not been profitable to haul the coal so fac to a railway. to a railway.

MUCH UNLOCATED LAND.

We have a wonderfully rich country

# FIFTY-SIXTH YEAR THE COAL FIELDS

"It is unexplainable," said an of-"It is unexplainable," said an of-feal of the foreign office to the As-sciated Press, "If it were not for fow Swettenham's letter, which is so ful of inconsistencies, it would be im-possible to believe that he has taken uch action. I am sure no one can peak for Sir Edward Grey as well a for the other officials of the foreign effice. Swettenham has always been emsidered an excellent governor but a for the other officials of the foreign effe. Swettenham has always been maddered an excellent governor, but its hard to see how he can justify his kiter to Admiral Davis. The most caritable view to take is that he is werwrought by the great nervous Rain and it is a great relief to hear that there has not been any real trou-ble or foundation for any. It is a great surprise to us, as when the news wime that Admiral Evans had sent ships to Kingston and later that men had been landed to help in maintain-ing order in caring for the wounded, the greatest appreciation was express-ed on every hand. Nor did we hear any criticism of the landing of amed men, which seemed quite ma-hal in the circumstances, and it is and ta realize how anybody could ob-zet to it. We shall make every effort bay and we hope the Americans will withold their judgment until this can of the off the colonial office ex-

e done." Officials of the colonial office ex-These of substantially the same lines. The colonial secretary not having had The colonial secretary not having had by word from Gov. Swettenham, de-dined to make any statement, but one of the highest officials of the office said: If the highest officials of the office said: "Thus far we are only able to judgo fan press reports, but these appear is show that Gov. Swettenham in-duged in unaccountable sarcasm. Pos-filly the terrible experiences connected with the earthquake may have caused him to lose his head, and it is hoped that the present frightful conditions at Xingston will be taken into considera-tion."

tion." It is learned that the incident be-tween Gov, Swettenham and Admirat bavis is not the only one which has risen at Kingston, as it now develops that he activities of Sir Alfred Jones in releving the situation have given the governor the idea that Sir Alfred bags to take the whole matter in had. Sir Alfred is one of the princi-ial basiness men of Great Eritain, resident of the Liverpool chamber of commercial party which has been vis-ing Jamaica.

In a lamaica. John Westlake, professor of interna-John Westlake, professor of interna-beas await the Universit of Cam-beas await the University of Cam-beas await to the Associated Press. T as unable to see any justification of the date to the Associated Press. T as unable to see any justification of the date of the governor's per-beas of men. It was rather in-the date the was not even a technical breach winternational law, as it was appar-teria authority."

# COMMENT ON SWETTENHAM.

ion, Jan. 21.-Referring to the fawal of the American warships of the American warships , ston, the Pall Mall Gazette oon says that the "language by Goy. Swettenham would to malt and the store of th alt to justify in almost any cir-

at the same time the paper says it as it is possible that a praise-stay desire to do his utmost in the

xhibition of the Utah State Poultry FARMING CONGRESS

Denver, Colo., Jan. 21.-The Trans-missouri Dry Farming congress, which meets in this city on Thursday and Fri-day of this week, will bring together the greatest number of agricultural experts day of this week, will bring together the greatest number of agricultural experts ever gathered together at one time in this country. The convention was called by Gov. Jesse A. McDonald as the beginning of a united interstate movement for the development and settlement of the so-called "semi-arid" districts of the west No less than 12 experts from the depart-ment of agriculture at Washington will be here. Every agricultural college and state university west of the Missouri riv-er will have one or more men in attend-anc. Every governor of the sixteen states included in the call will either be present in person or send a special representative. In addition, there will be hundreds of business men from the cities and towns in all the country between the Missouri river and the Pacific coast, and hundreds of plain farmers who have been growing god crops in the westen semi-arid dis-incts for decades without a failure. The purpose of the congress is, first, to afford a chance for full discussion of the "dry farming" problem in regions of slight rainfall, and, second, to form a per-manent organization whose energies shall be devoted toward educating the people of the country concerning actual conditions and possibilities in the west. The realized of the country will also be well represented, and it is expected that one session of the country will also be well represented, and it is expected that over to the railroadsmen on the program.

#### GEORGE W. YOUNG DEAD.

Chicago, Jan. 21.-George W. Young, chief clerk of the rallway mall service, in charge of the Northwestern rallroad, died suddenly yesterday at his residence here. He had been ill for two weeks with bronchitis. Mr. Young was 63 years old and had been in the service of the gov-ernment for 35 years.

# FARMERS UNIONIZING

# IDEAS TO BE REALIZED.

There is no be normalized of the second seco

# FEARED NEGRO UPRISING.

FEARED NEGRO UPRISING. Beaufort, S. C., Jan. 21.—Murinurs of neuroses yesterday caused apprehension of an uprising and the authorities at once sought to secure military protection for the city. The superintendant telestraphed Col. W. R. Patterson, In command at Fort Screven, Ga., asking for a company of regular troops to be dispatched here for the preservation of order. The troops arrived last night. The discontent among the negroes, which it was feared night be famed into a fury, was caused by the killing of William Benneti, a negro, by a guard early yesterday while the negro was hanging about the ruins of the Peo-ple's bank, one of the buildings destroy-ed by the disastrous fire of Saturday.

association, feels that he has something to crow about, and there isn't a single one of them who isn't taking full ad-

vantage of his opportunity. Such a babel of chicken talk Salt Lake never heard before. The old white Wyandotte rooster is spreading his feathers because he isn't crowded completely out of notice by the ambi-

And first honor the red gets this year, despite the crowing of the old-time leader. When Americans first began leader. When Americans first began to apply the rules of Darwin to Ameri-can chicken breeding, they found about sixty-four varieties, imports from Asia and the Mediterranean countries. The first American home-raised chick-en was the Plymouth Rock, with her barred wings, and domineck head feath-ers. She reigned supreme for two deers. She reigned supreme for two de-cades, and almost every small Ameri-an home had a few running around the back door yard.

#### THE FIRST RIVALRY.

Afterwards came other breeds, for there are now 114 in all, where 25 years ago there were only 65, Grad-ually through one decade the White Wyandotte, with his fluffy feathers, and large breast-just right for eating, mas-tered the Plumouth Pack and the large breast-just right for eating, mas-tered the Plymouth Rock, and then came the Rhode Island Red, a larger bird by a slight margin, a huskier bird generally, and a rival in laying quali-tice. Gradually the red made his bid for fame, and the present chicken show marks his first acquisition of suprem-acy over the old favorite Wyandotte. Two years ago there were hardy new Two years ago there were hardly any of them. Last year there was almost enough to overcount the whites, and this year there is a safe lead in favor

#### SCORING TODAY.

of the reds.

SCORING TODAY. Today the birds are being tagged as to honors. The day will be spent in judging for quality, as will also to-morrow, and then on Wednesday the public will be admitted to see whose birds are best and what constitutes high quality in each standard breed. The chicken men are an enthusiastic lot. Only a few of the fancy pens rep-resent commercial centures. For in-stance, Dr. C. G. Plummer has Orping-tons on exhibit that it would take over \$50 each to purchase from him, and if by any chance anyone else should pass him in honors he would be quick to buy in the winning birds, to make his pens perfect. He only has a few pens, and keeps them purely from the love of a fancier, while hundreds of commercial breeders will look at his exhibits, and take pointers on what kind of form and feathering to aim at in building up their flocks.

#### HEWLETT ALSO.

Orson H. Hewlett is represented by a number of Rhode Island Reds, just to prove that railroad commissions and civic improvements leave him time to brag about how many eggs his pet chickens lay, and how pretty is the lat-set red feather on the neck of his favorite cockered favorite cockerel.

#### AFTER THE LEGISLATORS.

The chicken interests are better or-ganized this year than ever before. Be-hind the organization is a little group of men, nearly all fanciers, who are de-termined that Utah shall have the best quality of fowl in the world, and that the day shall not long continue in which the state ships in over 90 per cent of the poultry for home consumption. The officials consequently are looking with a longing eye towards the legis-

J. Joseph was sentenced to 60 days in the county jail today by Justice of the Jeace Dana T. Smith for failing to sup-port his two children. This is the second time Joseph has been before the court on the same charge.



#### Webb, Charged With Assaulting A. Fred Wey, Faces Jury.

The trial of R. S. Webb, charged with assaulting A. Fred Wey of the Wilson hofel, is on before a jury in Judge Armsrong's court today. Webb is a hack driv-er and became engaged in a fight with Mr. Wey in front of the hotel recently. He was charged with battery. There was some delay in starting the trial this morn-ing owing to the failure of Mr. Wey to appear in court on schedule time. A bench warrant was issued for him and an officer served it upon the hotel man re-sulting in him making a hasty appear-ance at the courtroom. When asked for an explanation of his delay he said that he had been served with two subpoens and that one of them summoned him to appear in court tomorrow and he paid no attention to the date in the other, thinking that it was merely a duplica-tion. The explanation was satisfactory to the court so the trial was proceeded with. srong's court today. Webb is a back driv

#### BURIED AT LOGAN.

#### Mrs, Vendla Hanson Laid to Rest in Temple City Cemetery.

(Special to the "News.")

Logan, Jan. 21 .- The remains of Mrs. Vendla Hanson were tenderly laid to rest in the Logan cemetery, after impressive services in the Fourthward meetinghouse. The building was crowded with relatives and

triends of this city, Smithfield and other places. No death in a long time has caused such heartfelt sorrow,

time has caused such heartient sorrow, for Mrs. Hanson was beloved by all who knew her. Logan was her early home, but for many years past she had resided at Smithfield, where her husband. Alfred Hanson, is agent for the O. S. L. For several weeks the deceased had been at the L. D. S. hospital in Salt Lake, where the underwent all operation for at the L. D. S. hopftain in said Lake, where she underwent an operation for an affection of the ear. Her case was seen to be hopeless, and Thursday, at her wish she was taken to her home, where death resulted from hemorrwhere death resulted from hemorrlater

Mrs. Hanson was a beautiful woman in person and in character, and her life was considered blameless by those who knew her best. She is survived by a husband, one daughter and many other relatives.

## SUPPOSED MURDERER DIES.

Eldorado, Kan., Jan. 21.-Robert Hall Eldorado, Kan., Jan. 21.—Robert Hall, the young man who is thought to have murdered Miss Mary Glass Wednesday night in the lonely Whitewater school-house, died last night without making a confession. For some time Hall could not speak above a whisper. He had torn the bandages from his threat and refused to take nourishment,

#### NO VERDICT IN SHEA CASE.

Chicago, Jan. 21.—The Shea jury was still out at 9 o'clock this morning and there were no apparent indications that a decision had been reached. It was the general belief today that the jurors stood 7 to 5 for acquittal.

anxious to secure an early hearing to clear the decks for the big railroad commission, and the consolidation fights

In the senate this afternoon, Hulani-ski started the ball rolling with four new bills.

tions of More.

opening of the second legislative week,

started early in both houses this after-

noon, and it now seems that the five

days of this week on which the two

bodies meet will establish the record for-

Senators and house members both are

the session.

new bills. The first goes after automobile driv-ers, but the horror of a slow speed law is spared them, for the bill does not designate how fast they may go in niles per hour, but merely says they must never go fast enough to "en-danger life or bodly safety or to cause destruction of corpecty"

"This means," said Senator Hulani-ski, "that when a motor car gets a free road, it can go as fast as its driver wishes so long as he doesn't endanger anybody's neck but his own. When however, he is in the city and in a crowd, he must slow over crossings and such places, to a reasonable speed. Violations of the law are classed as nisdemeanors.

The bill is numbered 14, and went to the committee on county and municipal corporations of which B. X. Smith is hairman.

#### OTHER BILLS.

S. B. No. 13, by Hulaniski, also adds a section to the law on the official bal-lot in elections. The new clause allows a candidate nonlnated by more than one party to designate the order in which the nominations are to be print-ed

S. B. 15 by Hulaniski provides that

8. If. 15 by Hulaniski provides that every person violating any highway law shall be guilty of a misdemeanor. S. B. 16, by Hulaniski, provides that any person violating regulations for the use of explosives shall be guilty of the some of explosives shall be guilty of the

nittee.

same offense. The committee appointed to review governor's message reported today wing what portions go to each com-

#### LAND RECLAMATION.

S. B. No. 17 by Callister, takes up the question of reclaiming alkall and wa-ter-logged lands. It requires an ex-periment station of the Agricultural periment station of the Agricultural college to co-operate with the U. S. department of agriculture in this work, and provides \$10,000 for experiments, this sum to be matched by like appro-prition from the government. Reports on progress to be published annually, 6,000 coples to be sent to farmers free.

#### IN THE HOUSE.

One of the New Bills Contemplates Appointment of Dry Farm Comm'r.

On the opening of the house today

On the opening of the house today Speaker Joseph announced the appoint-ment of Sutton and Robinson on the committee on mining and smelting. Senate bill No. 1, for the appropria-tion of \$25,000 for contingent expenses of this legislature was submitted for the signature of the speaker. Senate concurrent resolution No. 1, was submitted for the action of the house and under the suspension of the rules was passed. This was for the ap-pointment of a messenger from the leg-islature to the governor.

Blature to the governor. H. B. No. 14, by Jackson. deals with the new art of dry farming. It contem-plates a state commissioner to locate subterranean waters which may be used for culinary purposes in arid re-

H. B. No. 15, by Kuchler, amends the law on contempt of court, imposing a fine not to exceed \$200 and imprisonment up to three months for this of-

fense. The following bills were introduced: H. B. 12, by Clegg of Salt Lake. This is a bill for an act making it unlawful for any person to require the giving of

York, Harriman's personal counsel, and W. W. Cotton of Portland, Harriman's Northwestern adviser, and P. F. Dunne, attorney for the Southern Pacific at San Francisco. Attorneys and high traffic officials of the Northern Pacific and Great Northern are present.

# BROWNSVILLE QUESTION.

#### **Republican Senators Reach Agreement** On a Sub Resolution by Foraker.

Washington, Jan. 21 .- An agreemen

Washington, Jan. 21.—An agreement was reached today by Republican-Sen-ators on a substitute resolution on the Brownsville ouestion which is to be in-troduced by Senator Foraker, and it is asserted that it will receive the unani-mous vote of the majority party. It is said that the resolution in addition to providing for an investigation by the senate committee or military affairs of the facts connected with the affray at Brownsville, carries a declaration that the committee shall not raise the ques-tion as to the president's right to dis-

the committee shall not raise the ques-tion as to the president's right to dis-charge the negro troops. Senator Foraker did not give his con-sent to the compromise until today, but inasmuch as he is to offer it and it is not inconsistent with the position he has previously taken, he finally agreed to withdraw his objection. He was first given assurances, however, that the resolution will be supported by Senator Lodge and the unanimous strength of the Republicans in the sen-ste. It is not certain whether Senator strength of the Republicans in the sen-ate. It is not certain whether Senator Biackburn will offer as an amendment to the new resolution the amendment he presented to the pending resolution endorsing the president's course. If he does offer it the agreement by the Re-publicans would insure its defeat. Senator Foraker at the conclusion of routine morning business introduced the Brownsville compromise resolu-

Senator Foraker at the conclusion of routing morning business introduced the Brownsville compromise resolu-ion. It is as follows: "Resolved. That without question-ing the legality or justice of any act of the president in relation thereto, the committee on military affairs is hereby authorized and directed, by sub-committee or otherwise, to take and have printed testimony for the pur-pose of association of the sen-affray at Brownsville on the high of Aug. 13-14, 1996. Said committee is authorized to send for persons and papers, to administer on the sen-nite, and. If deemed advisable, at Brownsville or recess of the sen-nite, and. If deemed advisable, at Brownsville on the distable, at Brownsville on the senate." "The resolution is identical with that introduced by Senator Foraker, on Dec. 19, except for the declaration against raising the question of the legality of the president's act, which were, inserted as the result of the conferences of Republican senators after the introduction by Senator Biaokburn of his amondment to en-dorse the president.

dorse the president,



#### Defendants Directed to Appear Before U. S. Supreme Court.

Washington.Jan. 21.-In the contempt eas of Sheriff Shipp and others charged with compileity in the lynch-ing of the negro, Ed Johnson, at Chattanooga, Tenn., the supreme court of the United States today entered an or-der directing each of the 28 defendants to appear before the federal district court and give personal recognizance for his appearance for trial.

"We have a wonderfully rich country down there, and fruit growing and stockraising and farming are only yet in their infancy but the people aro prosperous in these lines. Our climate is mild, we have plenty of water and land is to be had at a very reasonable price now. But in my mind, the coal industry is the coming industry of Em-ery county, and as I said before, the ground has scarcely been scratched for the production of coal. Much coal land, remains yet unboated, in the canyous and valleys, as the people are awaiting the advent of the steam horse before making any extensive investments in the coal mine line. But the day will speedily come," concluded Mr. Larsen, "when we shall be known for our coal, and favorably known at that." and favorably known at that."

### REPRESENTATIVE HOWELL IS PUSHING MEASURES.

(Special to the "News.")

(Special to the "News.") Washington, D. C., Jan. 20-Repre-sentative Howell succeeded yesterday) in securing favorable action in the house on the bill to reimburso the Brecker Brewing company. • He has not yet beer able to secure the passage of the senate bill to provide for the establishment of an assay of-fice in Salt Lake, but as the committee has made a favorable report on that measure its chances of ultimate enact-ment into haw before the end of the ses-sion are good.

sion are good. Complaint has been received here that the contractor for the delivery of mail at Kanab defaulted in his contract. At the request of Mr. Howell the sec-ond asistant postmaster general tele-graphed the postmaster at Panguitch to take the necessary steps to see the mails were properly delivered. Of course the contractor's bondsmen will Representative Howell has recom-

mended the reappointment of Thomas Braby us postmaster at Mount Pleas-

### NEW IDAHO POSTMASTERS.

(Special to the "Newr,")

(special to the 'News', j Washington, D. C., Jan, 21.—Idaho postmasters' appointed: Placerville, Eoise county, Nellie McDoviti, vice Jos-ephine McDoviti, removed: Stanley, Custer county, H. H. Marshall, vice H. L. Benner, removed. L. R. Howell has been appointed reg-ular and James E. Evans substitute rural carriers, route 1, at Preston, Ida.

## NATIONAL GUARD. Burning Question as to Who Will be

Adjutant General.

Mai. Heyburn is actively interesting himself in organizating a new military company at Kaysville and Layton to take

the place made vacant in the First infan-try by the transfer of E company to the

cavalry arm of the service. There are now 34 men in the new tracise, each the own-er of his barks, and when six more men with horses can be enlisted, the command will be mustered into the service of the

will be mustered into the service of the state. It has become a "burning question" in the guard, as to who will be the next ad-jutant-general. Captain J. E. Caine, as well as others of military experience, ad-vocating the detailing by the war depart-ment, at the governor's request, of an officer from Fort Douglas to act in that capacity, the state paying him extra for his services. Members of the guard ex-press the belief that if this were don-there would, indeed, be something doing and an esprit du corps could be built up likely to inspire the state troops to some-thing like united action and a determina-tion to make of the guard a popular and efficient body of men.