# THE DESERET EVENING NEWS.

TRUTH AND LIBERTY

THURSDAY, JANUARY 18, 1900, SALT LAKE CITY UTAH.

## FIFTIETH YEAR.

# ARGUMENTS WILL BEGIN TOMORROW.

estimony in the Mills Murder Trial is Now Practically All In-Evidence Offered by the Prosecution in Rebuttal.

County Attorney Putnam Puts a Medical Expert on the Stand-Dr. Samuel Hughes Testifies Regarding Insanity-Evidence of Hon. Parley L. Williams Tends to Strengthen the Defense -Chief Hilton and Detective Sheets on the Stand-In Anticipation of the Arguments, the Attendance of Spectators Was Unusally Large Today-Mrs. O'Melveney Highly Amused at What She Terms the Pretense of the Defense That She Will Hurt Somebody.

enne, he brought some messages from

at the same boarding house in Chey-enne that Mills did. This was on Sat-

urday before the tragedy, and the fol-lowing Sunday he went to church, wit-

After the services the defendant went

with witness to dinner at her sisters

Mrs. La Forge. Miss Clark said she

was so slightly acquainted with Capt

Mills that she could not say whether

Assistant County Attorney W. T

Gunter testified that he met Capt. Mills at the city hall after the shooting and

heard him request that Mr. Williams be sent for. Mr. Williams was unable

to act as attorney for defendant and

Judge Powers was sent for. Detective Sheets told Mills that the

newspaper men were there and Mills

his conduct and conversation was un-

usual or out of the way.

ness meeting him near the church.

sister of the witness, who stopped

Today's proceedings in the Mills mur- | the defendant came back from Cheytrial were the least interesting and ortant of any since the taking of imony began. Very little of any imnance was brought out, each side envoring to round up its case and get edy for arguments tomorrow morn-

Putnam put Dr. Samuel Hughes Health Commissioner J. C. King the stand as experts, to rebut the timony given by Drs. Givins and Pike for the defense.

Upon a hypothetical question, present. og the prosecution's view of this case, witnesses gave it as their opinion hat Captain Mills was sane when he hot O'Melveney.

### PARLEY WILLIAMS TESTIFIES. telis of His Conversation with Mills After

the Shooting. Hon. P. L. Williams was put on the and by the prosecution by consent as wighed to catch a train.

Part of the time Mills was lying down and part of the time he walked to and fro. Once he approached me, and said: w. Williams testified that he had own Mr. Mills for some years. In "Mr. Gunter, that was a very unpleasestember last the defendant came to ant duty to perform.

he office of witness and gave directions e to drawing up his will

BENBROOK CASE IS AGAIN RESET. women have ever suffered, but the name of my children, so far, has not been tarnished. You may be sure that they shall never suffer through any act of their mother. I shall never put a stain upon them. "As for Mrs. Mills, I look upon her

suffered through those people as few

as I would upon a common woman, from her own statements. I want noth-ing to do with her, and she need never fear any act of mine. "What do you think of the action of the defense in putting Capt. Mills at a

listance from you when in the court room and having a deputy sheriff placed between you?" "I think that is a move made by the defense for effect. At the same time it is altogether ridiculous," and Mrs. Benbrook murder case, claimed his hon-O'Melveney laughed as she glanced or's attention and asked permission to

FILES A DAMAGE SUIT.

Reuben Hargis Wants \$5,270 from Port

land Cement Company for Injuries. Ruben Hargis filed a suit against the Portland Cement company in the Third listrict court today in which he seeks reconier the sum of \$5,270 as damges for alleged injuries received while defendant company's employ. The complaint alleges that on July 16

399, plaintiff was in the employ of the efendant company, whose place of busess at that time was situated on th st side of Fifth west, between Eighth and Ninth South streets, serving in the capacity of nightwatenman and olier of machinery. While attending to his duties on the night of the date referred to he stepped on a round ball of cement rock, on the second story of the build-ing, lost his balance and fell on to a belt connecting two pulleys and running at a high rate of speed, which carried him several feet and then threw him through an opening to the floor below, a distance of twenty feet. In his descent plaintiff says he first struck a brick wall and then fell into a hot rock pit,

burning his head, left arm and both hands severely, and breaking his left arm and shoulder. The cause of the accident plaintiff alleges, was due to an mperfect and defective elevator and hopper, which caused cement rocks to fall on the floor, making it unsafe for a person to walk upon. Plainiff says that a few days before the accident occurred

he called the foreman's attention to the condition of things, and he was told the defects would be remedied, a prom ise, plaintiff alleges, which was not kept. On account of the injuries received plaintiff says he was confined to his hed for fifty-five days,

Zane and Rogers are plaintiffs at torneys.

### Gillespie Wins Suit.

said he didn't care to see them. When reporters came in Mills told them The jury in the case of Mary L. Macall that he had no statement to make. Sheets showed Mills a gun and asked laren vs Moroni Gillespie, as constable of the Third precinct, has returned a ver-dict finding the issues for the defendant him if it was his. "It looks like mine,' was the defendant's reply. Action was brought by plaintiff to re-cover \$790.55 for the value of a printing plant operated by James Maclaren several years ago, in Godbe, Pitts building, and seized and sold by Gillespie under an attachment and writ of execution.

Civil Jurors Excused for Term.

A Sensational Charge Made by Attorney L. R. Rogers in Court This Morning-Two Witnesses Sent Away-C. M. Jackson is Wanted.

this morning Hon. L. R. Rogers, one of the attorneys for the defense in the Benbrook murder case, claimed his hon- a continuance was asked.

present a motion for continuance. Senator Arthur Brown, one of the attorneys for the prosecution, was ready

for the motion to be taken up, and Mr. Rogers then read a long affidavit. This sets out that two witnesses in the

case, Nana Witbeck and Emma Matheson, were abseut from the State, and without them, the defendant could not safely go on trial.

The defendant expected to prove by these girls that Morris made an assault upon Benbrook just before the killing and that they heard the defendant call for a policeman to protect him from the assault; that they were eye witnesses, and the only ones, to this whole scene

That John Witbeck, father of one of the girls, gave them the money with which to go, for the sole purpose of preventing them from testifying in the

#### A SERIOUS CHARGE

That one of the witnesses for the

State furnished the money given to the girls for their expense in leaving the State. That the defense did not know of any other witnesses who could testify to the

same facts as these girls. That the motion was not made for delay, but because these witnesses were necessary to the defense, and it was believed that their attendance or de-positions could be secured, should a con-tinuance be granted.

C. M. JACKSON WANTED.

Mr. Rogers then read an affidavit of F. L. Benbrook, a brother of the de-fendant, in . hich it is set out that deponent believes that it can be proven by C. M. Jackson that immediately after the shooting, an additional gun was found in the room where the trouble occurred. Mr. Jackson, it is stated, now in Washington, a witness before the Senale committee on elections; that he intends to remain away some time

tional pistol cannot be proven by any other witness. This is the second ground upon which a continuance was asked.

JUDGE POWERS' CONDITION.

As soon as Judge Norrell opened court | man. Unless the judge took absolute rest, Dr. Bower was of the opinion that he would break down.

This was the third ground upon which Mr. Rogers stated that the defense

relied almost exclusively upon Judge Powers in the conduct of the case, and if the witnesses were even feared that to go into the case might result in his collapse. This, said Mr. Rogers, was the first favor the defense has asked, and they asked the continu ance both as a favor and a matter of right

SENATOR BROWN OPPOSES.

ford, wealthy packers, are sponsors ford, wealthy packers, are sponsors Sir Thomas Lipton has owned an operated a meat preserving pork pack ing plant at the stock yards for severa Senator Arthur Brown was opposed to The two girls had al continuance. years, but he has had no membership in the board of trade, being represented by the managers of his Chicago office. ready testified, at the preliminary, and the nature of their testimony was un Besides there had not been lerstood. the slightest diligence exerted to se cure the witnesses.

As to Jackson, Mr. Rogerts had stat-ed that he had heard Jackson would be UNVEIL WEBSTER STATUE a witness. It was perfectly well known that Jackson was going East. It had been heraided abroad and yet not the slightest effort had been made to have him subpoenaed or obtain his deposition. The defense had calmiy waited until Jackson left and then come in

ith, this remarkable statement As to what the girls would testify to, there was nothing to indicate that they would state what Mr. Rogers had in-dicated. They had testified under oath and professed to give all that they knew.

ROGERS' SERIOUS CHARGE.

furnished, actually, with money for leaving by a witness for the prosecu-

House of Representatives, the judiciary of the United States Supreme court and other branches of public life, participated today in the exercises attend-

in order that he may be dealt with." As to Judge Powers' witness, Mr. Brown did not think there was any evidence of that. He was now conucting an important case with marked bility, and showed no signs of collapse. Although," said the senator jokingly, it may indicate that he is on the verge some sort of emotional insanity. Mr. Putnam also objected to any conand that the facts regarding the addi-

seat on the stage and back of him sat Secretaries Hay, Gage, Root, Long, Hitchcock, Postmaster General Emory Mr. Rogers-If the other side desires he name of the man who gave the Smith, Attorney General Griggs, Sec-retary Wilson and Private Secretary money that sent these witnesses away, I am willing to tell them privately at ny time, i o know it. CASE CONTINUED. Next was presented an affidavit of Judge Norrell said that the matters Dr. Bower setting out that on Sunday ferred to were new and the testimony



Debate on the Reports Against Him Expected to Occupy Congressmen Two or Three Days, When Case Come Up.

This is Expected to be on Tuesday or Wednesday of Next Week -Tayler and Littlefield Preparing the Majority and Minority Reports, Respectively-These Will be Filed Together on Saturday-Makers of Minority Report are Hopeful That Their View of the Case Will be Adopted by the House-They Would Admit, Then Expel, Mr. Roberts-Majority of the Committee Confident of Winning-They Would Exclude the Utah Representative Altogether.

Washington, Jan. 13 .-- Chairman Tay- | tunity to be heard on the floor in his r, of the Roberts committee and Repown defense. Mr. Littlefield and Mr. De Armond of

sentative Litt'sfield of Maine, are Missouri, who will sign the minority rebusy preparing the majority and minport, are hopeful that the mode of proority reports respectively in the Roberts | cedure which they favor, to allow Mr. case. They will be filed together on Roberts to be sworn in and then ex-Saturday

pel him, will be followed, It is not expected that the case will be The majority of the committee, on the alled up in the House until Tuesday other hand, are confident that their rer Wednesday of next week. The debate port will be adopted, and that Mr. Rob. is expected to occupy two or three days erts will be excluded without being

Mr. Roberts will be given an oppor- sworn in. LORD ROBERTS It appears that when the Australians encountered the first body of Boers and found their retreat cut off they galloped for a nearby kopie, hoping to beat off the Boers, but on arriving they found another force of burghers con-SENDS A MESSAGE cealed. Sentenced Murderer Escapes. Chicago, Jan. 18 .- A special from Nor-Says Part of Gen. Buller's Army is Crossing Tugela River.

fo.k, Va., says: Lorenzo Brown, colored, under sentence to be hanged at Greenville, N. C., on Friday, escaped from the county jail today by cutting a hole through the wall. It is believed Brown was assisted by the other negro prisoners. Fifty armed men with bloodhounds have started in pursuit of the fugitive.

sit up in bed for a short time during

the day, though it will be some time be-

Choate Looking for the Goods.

in the ship's papers it has not yet been

don and the British government is try-

ing to learn from its officers the status

CHAMBERLAIN IS LEARNING.

Speaks Without Referring to the War-

Says Britain Has Something to Learn.

Birmingham. Eng., Jan. 18.-Jos. hamberiain, the secretary of state for

the colonies, presiding today at a meet-ing in the Mason University College

here, referred to a variety of subjects but carefully eschewed the war.

He emphasized the necessity of spe-

putation found all classes of education

Chamberlain said there was no doubt

ica and unless she learned it quickly

which was lacking in Great Britain. Mr.

England had much to learn from Amer-

of the cargo.

merce.

The Beatrice is at East Lon-

Washington, Jan. 18 .- Mr. Choate is

fore he can leave the bed.

Statesman. Washington-Distinguished Gath-

een taken.

SIR THOMAS AS A PLUNGER.

wuer of Shamrock Makes Venture as

Washington, Jan. 18 .-- A distinguished Mr. Rogers insisted on his motion, and stated further that the girls had been gathering of public officials, including President McKinley and his entire cabinet, representatives of the Senate and

Senator Brown said if any witness had done that, then he had committed a crime. "It is a crime, as I understand it," continued the senator, "for a man to

put up money to get a witness out of the way. This court certainly ought to be informed who the guilty man is

dependence of Mexico.

Chicago, Jan. 18 .- A special to the

The Indians of Sonora, the only race

individuality, are making their last

stand against the Mexican government.

Thus far it seems the Mexican soldiers

have been found inadequate to cope

A proclamation has been issued by

The nation has established

Switzerland Wants American Fruit.

Washington, Jan. 18.-United States Minister Leishman, at Berne, Switzer-

land, has cabled the state department

that the Swiss government has revoked

a former decision and gives general

authorization for the importation of American dried fruits. It also author-

and found to be exempt from scale or

Strikers Yield.

Pittsburg, Pa., Jan. 18 .- The rod mill

orkers of the American Steel and

mpany's terms. The mill will resume

At the Braddock plant the men are

RUSSIAN WARSHIP ASHORE.

Big Ironciad Poltava is in a Dangerous

Situation.

St. Petersburg, Jan. 18 .-. The Russian

ron clad Poltava, of 10,960 tons, is dan-

gerously ashore near Libau on the Bal-

who struck for an advance on Monday,

held an all-night meeting last night and decided to return to work at the

Pa.

Wire Company, at Beaver Falls,

operations in full tomorrow

with the Yaquis.

in part as follows:

nora.

in every way.

other parasites.

still out

the

in all Mexico that was able to survive the Spanish invasion and preserve its CATTLE AND SHEEP

Record from El Paso, Texas, says:

National Honor to the Memory of Illustrious

## Impressive Ceremony Takes Place at

## ering of Public Officials.

ing the unveiling of the colossal bronze

statue of Daniel Webster executed by

the Italian sculptor, Trentanove, and

presented to the United States by Mr.

Stilson Hutchins, of this city. The

statue occupies a position on Scott

circle, but prior to the actual unveil-

ing, the ceremonies of presentation and

acceptance were held at the Lafayette

Opera house. The President occupied a

### Chicago Board of Trade Member. Chicago, Jan. 18 .- Sir Thomas J. Lip on, owner of last year's America's Cu challenger Shamrock, has applied for membership in the Chicago board of trade. The rules of the board require that applications be endorsed by two members of the board. In Sir Thomas's case, John C. Hately and Henry Bots-

made two visita. Mr. Williams saw thing in his appearance to excite rticular attention, but when talking out the matter in Land. Mills showed

lence of some mental strain. Did he give directions as to the disosal of his property on that first vis-" asked Attorney Putnam.

He did. The will was typewritten isobmitted to him on his second visit. He did. fied that after the defendant gave up his rooms, he stored his trunk there.. On nade some changes in the copy, and meagain the third time. "Did you notice any peculiarity about

is manner on those occasions No, he seemed to me to be self pos-

## "Did you see him on the day of the

"Yes, I saw him at the police station to Cheyenne and was a little surprised to see him after he went to the store room. I did not see him leave the buildthe shooting, having been asked to me. There was not much conversation ing. He was somewhat surprised. that time. Mills said he had desired te to come merely because he was ac-DETECTIVE GEORGE SHEETS. inted with me. He showed consid.

able mental unrest and suffering. Nature of Capt. Mills' Talk Immediately ere was no mistake about it." After the Shooting.

a position. Mills replied that it was

"Yes. He examined it and said, 'It

had ever been convicted for killing an-

CHIEF HILTON.

tive.

Chief Hilton told about Mills' con-

duct at the police station. He said that

he stated to Mills, at the station, that

he had heard of defendant's previous

good character, and he did not wish

to treat him as a common criminal. If

on criminal

Dur-

"Did you show Mills his gun?"

looks like mine. I believe it is.

other who had seduced his wife,'

"Did he make any request of you with eard to judging him?" "Yes, he said, 'You won't kick a man then he's down.' I replied, 'certainly Detective George Sheets testified that he saw the defendant both at the Short Line building and in the chief's office after the killing. "I remarked to him," said Detective Sheets, "that there was a rumor on the d, and he repeated his remark. The reation was not continuous. Mills ss walking back and forth most of the street to the effect that he had killed O'Melveney because the latter had turned him down in his application for

"Did you observe anything unusual the appearance or conduct of this "His manner and appearance was

not true. ery different on that occasion from hat I had ever seen it before. He was eedingly nervous and excited, alhough his manner was much ing the evening, he asked me if a man sup esed. The expression of his eyes was Judge Powers. Well, in answer to that, you told him you had never heard

"Did he seem to have control of him-

I thought he had difficulty in controllof an American jury doing any such ng himself, and his manner indicated thing didn't you. at nervous excitement. Detective Sheets-I told him that I "Are you certain as to the hour when had never heard of a man being consaw him 7 victed under those circumstances Judge Powers-I think that's all.

was about 5 o'clock, perhaps a dge Powers-"In drawing his will,

d you observe the omission of reference Mra Mills and call his attention to Tells How He Tried to Get at Mills' Mo-"I did."

How did your reference to it affect

there was an indisposition on his hart to discuss the matter, and I was ompelled to ask the question. Then I aw that he was greatly distressed and much grief. Tears flowed quite co-

Mills would give him some motive that would explain it somewhat, the chief said he would show him some different defense recalled Thomas F. homas, Jr., who testified that he had en some sixty insane people since he an officer of the county. With this the defense rested.

IN REBUTTAL.

liss Cora Clark, a School Teacher the First Witness Called. The prosecution opened at 11 o'clock, alling Miss Cora Clark, a school teach-

sin ply to show Mills' mental condir. She testified that she was slightly tion, and for that purpose the ques-tion was allowed, but the answer disuainted with Mr. Mills, and when closed nothing of importance.

# MRS. O'MELVENEY'S STATEMENT.

## Says Mrs. Mills Has Nothing to Fear From Her-Did Not Chase Her About Town as Reported.

The story published in the papers this | seeking to injure Mrs. Mills is ludicrous. orning to the effect that when Mrs. No, there wasn't any foot race. It is fills left the City and County building true that I went up town, after court sterday, after adjournment of court, te was pursued by Mrs. O'Melveney, adjourned, on the same street that Mrs. ad that a kind of footrace ensued. Mrs. Mills did. But I was half a block be-Affils eluding her pursuer by superior hind her and made no effort whatever leed and strategy, put Mrs. O'Melto overtake her. hey in an exceedingly good state of "Now as to my pacing up and down

When the "News" asked the lady

MRS. SUSAN RIDDLE All the petit jurors serving in Judge The Proprietor of the Halls Gives Some Cherry's court have been excused for the term. The February term begins on the 6th proximo, and a week or 80 Unimportant Testimony.

Mrs. Susan Riddle, proprietor of The Halls, where Mrs. Mills stopped for be drawn. some time, and where Capt. Mills Trouble Over Fence Line. stopped for a few days after coming from Cheyenne, was called. She testi-

Elmer E. Darling and wife filed an injunction suit against William Helme, W. H. Cromar and Omsime Bourdon in the afternoon of October 3, Capt. Mills called and asked to be allowed to get Third district court today, praying that the defendants be restrained by an in his trunk. I was not well acquainted order of the court from constructing a ence surrounding their property on East Temple street.

with him; had simply seen him going to his room. He called in the afternoon, near 3 o'clock. I thought he had gone Plaintiffs allege that they have been in possession of the disputed property for the past seven years, and that defendants have no legal title to it.

Judge Cherry issued an order requiring defendants to show cause, Saturday, January 27.

New Election Judge. L. Roy Mansfield was today appointed presiding school election judge for the Fifth municipal ward, in place of Fred Loofbourow, resigned.

HE DARED THE OFFICER. Fellow Who Defied Arrest Came to

Grief. A couple of dirty looking individuals

attired in fantastic garbs were parading about the principal business streets this afternoon, one of them bearing a sign upon his back: "We are looking for Opie Reed. He's in town." The fellow with the sign had a pocket full of pennies which he was throwing to e crowds of small boys that fol them about. At the corner of East Temple and First South a boy darted up to the "freak" and endeavored to steal some pennies. The walking "ad" grabbed the boy and yelled for a policeman. Officer Parry was soon on the scene and after learning the cause of the row, told the participants to go on about their business. "I don't have to," said the "freak." "I'll get you; I know your number." Parry told the fellow to move on or go to jall. "You can't arrest me, I dare you to," he said.

At the police station the fellow gave his name as R. Peters. He was charged with obstructing the sidewalk and had to put up \$10 bail. ATTY. WANTS THE MONEY.

treatment from that usually accorded a On the 6th of October last, a young man named Joseph Miller was convicted Judge Powers indignantly objected to this sort of testimony. Here was an in-ducement, clearly held out, to give some sort of statement from the defendant. of stealing \$25 from a bartender at the Grand Pacific, named Tall. Miller was sentenced by Judge Timmony to serve Officers had no right to attempt such methods, and if they didn't know it, it a term of 100 days in jail. When apprewas time they learned it. Mr. Putnam said the purpose was hended he had just \$25 on him which the police took charge of. After serving about twenty-eight days of his sen-tence Miller managed to make his escape from the city jail and has never been heard from since. Today Attorney Arnold appeared before Judge Tim-mony and filed a bond to secure the \$25 left by Miller. Chief Hilton declines to give the money up on the grounds that it has never been identified as the

money stolen from Tall, and that the police department is responsible for the money.

## LATE LOCAL NEWS.

In relation to the sale of the Bullion-Beck mine which took place today, it is earned that there is a clause in the contract which states that if the present suit by John Beck against J. A Cunningham for the possession of 51, 000 shares of Bullion-Beck stock at one time held by him is decided in Mr. Beck's favor, the stock purchased to-day will revert to Mr. Cunningham.

Jostah L. Perkes today filed a petition bankruptcy with liabilities of \$7,300 and with no assets.

The funeral of Mrs. Howard an-nouncement to take place from the lind today. When the "News" asked the lady that there was in the report she replied Nothing at all. The idea that I was

he made an examination of the physical condition of Judge Powers and brought out. On this ground the court found him suffering from acute ed. graffied a continuance until February haustion and was far from being a well 19th, and all the jurors were excused WRITE DEMOCRAT INDIANS MAKING FINANCIAL PLANK What the Monetary League Pro- Yaquis Formally Declare Their In-

poses to Do this Year.

## HOPED FOR FROM BOER WAR AN APPEAL TO AMERICANS.

#### That it Will Press Great Britain to **Provisional** Government Established Open the Mints of India-W. C. -Native Born Americans Encour-Hall a League Member. aged to Assist the Indians.

Denver, Colo., Jan. 18 .- The executive committee of the monetary league has decided to hold a national convention at the same time and in the same city as the Democratic, Silver Republican and Populist national conventions. The object of the league is to write

the financial plank of the Democratic national platform. The following national executive com-

mittee of the league is announced by Judge A. W. Rucker: Judge Moses Hallett, Governor C. S. Thomas, Justice L. M. Giddard, Mr. T. M. Patterson, Judge C. I. Thomson, Senator Oscar Reuter, Thomas Tonge, Geo. G. Merrick, Mayor H. V. Johnson, J. N. Stevens, all of Denver; Gov. W. A. Poynter of Nebraska, Gov. Hogg of Texas, W. C. Hall of Salt Lake, Frank P. Drennam of Illinois, John C. Stall-cup of Tacoma, and A. W. Rucker. The officers are Judge Rucker, president; V. Johnson, treasurer, and J. N. Stephens, secretary.

President Rucker is in correspondence with friends of the cause in this country and England and he believes from the letters arriving from England that the Boer war will be the solution silver question. He believes that on account of the scarcity of circulation medium, Great Britain will be obliged by the overwhelming sentiment of pub lic opinion to reopen the mints of India to the free coinage of silver.

#### DOWN WITH BRYAN AND SILVER

izes the importation of fresh fruits, providing they are examined at Basle, Action of the Democratic House of Dels egates in Maryland.

Annapolis, Md., Jan. 18.-The Mary-land house of delegates, which is over-whelmingly Democratic, today refused to endorse William Jennings Bryan as the "recognized leader of the Democracy in the United States," and practically killed a resolution introd by a free silver advocate to invite Mr. Bryan to address the body.

Mr. Willis, of Talbot county, who in-Mr. while, of tailor county, who he troduced the resolution, asked that it be considered without reference, but the proposition was voted down, and the speaker referred it to the committee on federal relations.

#### Congressman Sherman Declines.

Washington, Jan. 18.-Representa-tive Sherman of New York, who re-turned to Washington today, has definitely declined the secretaryship of the

The Poltava was built at St. Peters. "I have declined," said he, "because the people of my district have evidenced a desire that I should remain in the House." burg in 1894. She is 367 feet 6 inches long, and 69 feet wide and has a depth of 26 feet. Her indicated horse-power is 11,255. Her armament consists of



As the President and cabinet came upon the stage the entire audience rose while the band played "Hail to the Chief." After an eloquent prayer by day: the blind chaplain, of the Senate, Rev. Dr. Milburn, Senator Chandler, on be-half of the two branches of Congress read Mr. Hutchins' presentation lette and added a brief but glowing tribute to the statesmanship, the oratory and the patriotism of Webster. Secretary Long then accepted the statutes in behalf of the United States. His remarks were warmly applauded and then amid another outburst of applause Senator Lodge delivered the oration of the day.

The formal ceremonies concluded with a benediction of Rev. Mr. Couden, chaplain of the House. The President and most of the other

distinguished guests then proceeded to Scott Circle where, at 12 o'clock, the statute was unveiled. The drawing of the veils was per-

formed of Jerome Bonaparte a great-grand son of Webster, assisted by Mrs. Hutchins and Miss Katherine Deering

ARE AT ISSUE

the ruler of the Yaquis nation, addressed to "The American people," and Fort Worth, Texas, Jan. 18 .- The convention of the National Live Stock asso-"The Yaqui nation has begun its ciations began its third day's session struggle for independence. It will no by consideration of a resolution that all longer tolerate the Mexican army in public lands adapted to grazing pur- be the rule instead of exception, poses be subject to lease by stockmen the British advance in a northeasterly provisional government, the offices of who are citizens. This was discussed which are at Bavispe. In the event of the success of the Yaqui people over until adjournment last night. The prosthe Mexicans, no foreigners except napects are it will receive indorsement the dispatches show the burghers octive-born Americans will be allowed in Sonora for several years. The propof the convention but not without very cupy strong positions. erty and persons of Americans in Sonora will be protected by the Yaquis strong opposition, as the sheepmen of nearly every State and Territory of the entire West are here fighting hard to de. British are within a few miles of Acton feat the measure.

Col. Hobb, of New York will be commended by the executive committee is a good road direct to Ladysmith. for appointment as United States com. While Gen. Warren's force was crossmissioner to the Paris exposition in the interest of the dressed meat industry, Speeches made today were by T. B. F. Sottram, of Missouri; J. H. Pickeral of Illinois;Col. E. E. Edmonson, of Kan-

Col. Edmonson's theme was "The Western march of the Thoroughbred." He traced the history of the cattle raising industry in the United States from the native Texas steer of frontier days to the thoroughbred of today, but days to the thoroughbred of today, but in conclusion said: "The march of the thoroughbred is the sign of progress of the world. The world has less use for shams and fads each passing day. We stand here for the best that can be in the live stock world for this crowning century."

### GUS MARION BERE

#### Well-known Horseman of California En; ronte to Montana.

Gus Marion, one of the most prom-inent horsemen of California, arrived in this city last night from the coast en route to Montana to attend the race meeting there. Marion used to ride oc. casionally with Tod Sloan, and it is said that Tod could never down Gus. Mr. Marion has been connected with the San Francisco. Examiner in the sporting column.

Roland Reed Improving. EXPECT HEAVY FIGHTING. New York, Jan. 18 .- Roland Reed, the actor, who is ill in St. Luke's hospital, is improving slowly. He is now able to

Boers at Rensburg Ambush a Colonial Patrol - British Think Tide Now Favors Them.

prosecuting his efforts to learn just where the provisions are that were seized of Delagoa Bay on the Mashona, the Maria and the Beatrice. He has re-ported that the goods on the Maria are London, Jan. 18 .- The war office has received the following dispatch from n the custom house at Durban, subject Gen, Roberts from Capetown, dated toto the disposition of the owners. The goods carried on the Mashona are belleved to be still on board the ship at Capetown, but owing to imperfections

"I have received a telegram from Gen. Buller, stating that one brigade and possible to clear up the facts in that Howitzer battery have crossed the Tugela river at Potgieter's Drift. Flve miles farther west at Trichard's Drift, Warren has thrown a pontoon

bridge over the river. By this part of his force crossed yesterday. The re-mainder is expected by this morning to be on the north bank. Warren hopes he vill be able to turn the enemy's position which, five miles off to his right front, is being strongly entrenched.

A Capetown special dispatch dated oday says it is persistently reported there that Ladysmith has been relieved. The rumors from Capetown that Ladysmith is already relieved are ap-parently ahead of the facts. In any cialized training and referring to the deputation which recently visited the universities and colleges of the United States and Canada, he said the dease Lord Roberts, whose report was ispatched this morning, was not aware It, and his dates preclude the possi-Bity that the troops mentioned in his ispatch have so soon reached the beeaguered town. Though there are some discrepancies in the telegrams, the whole tenor of the news tends to Generl Buller's advance having been begun with good prospects of success, but it is generally recognized that with an nemy so resourceful as the Boers have oven themselves to be, it is idle to

dulge in over confidence. net result, so far as known, is that Gen. Buller occupies the commanding positions north of the Tugela river, ereby securing at least two crossings

y which he can bring up necessary renforcements The officials of the war office here are satisfied that the tide has turned and news of a more hopeful character from

a British point of view will hereafte direction will be fiercely resisted cipated. The Boer strength fully ant s probably superior to the British, and

There is a doubt as to whether the Sproenkop, occupied by Gen. Warren, Homes, the scene of the earlier conets between Gen. White's forces and the invading Free Staters, whence there ing the Tugela river, the Boers orcu-pied a thickly wooded plantation a mile north of the river and sent several "For a while the

olleys into the advance guard. British replied, s- i the artillery opened on a neighboring kopje. As the Britcol. Edmonson's theme was "The found their position uncomfortable and found their position uncomfortable and found their position uncomfortable and the pontoon bridge was completed, the whole British force crossed. thought probable that a combined for-

ward movement has since developed. In the meanwhile, the naval guns on chwartskop has been persistently helling the Boer entreachments facing the kopies occupied by Lyttleton's brig-

Rensberg, Cape Colony, Jan. 17. Wednesday -A patrol composed of sixteen men of the New South Wales ancers and South Australians, was amushed yesterday by the Boers and overwhelmed, after a severe fight. Eight of the detachment escaped and have arrived in camp. were killed or captured. The remainder This morning a patrol visited the

scene of the fight and found one dead Australian and one wounded man. A number of dead Boer horses also were number of dead Boer horses also were proof of such claims before ound, showing that the Australians the court of claims. It has been made a gallant fight before surrender- favorably reported by the Senate com mittee on caima

she was bound to fall behind in com-SWINDLED IN TWENTY STATES. People Who Trusted Baker & Co's Get-Rich-Quick Plan Lose \$200,000. St. Louis, Mo., Jan. 18 .- The Post Dispatch today says: Numerous complaints against John A. Baker, the commission broker, who is charged with using the mails to further

charged with using the have reached a get-rich-quick scheme, have reached Chief Post Office Inspector Dice. Mr Dice declared to a reporter that the firm of Baker & Co., of which John A. Baker is the acknowledged head, had hundreds of intelligent patrons, whose losses figured together would exceed \$200,000.

"I at first supposed," said Mr. Dice, "that we knew his field of operations, but I find it embraces probably twenty I have just received a com States munication from an attorney at Topeka, Kas., stating that he invested \$5,006 with Baker. He says he received no with Baker. He says he received no dividends and when he made a demand on Baker, the latter replied that he had temporarily suspended payment. There is not a dollar in sight so far as I know and I have been besieged for the last If days by persons who invested their sav-

"For a while the plan worked successfully; dividends were paid out of the principal, but when business beame slack there was a slump. Baker ound himself hard pressed, the banks refused to accept his money for de-posit, and he, deprived of checks, complained that he could not make payments.

#### Payment for Seized Cotton.

Washington, Jan. 18 .- Southern senators express themselves as hopeful over the prospects of securing legislation during the present session of Congress during the present session of Congress looking to the refunding of money pair into the treasury of the United States soon after the Civil War, as the result of the sale of cotton captured by the Federal forces. There was originally about \$30,000,000 of this money, but a position of it money but to the coupers of portion of it was paid to the covners o the cotton soon after the close of the war. The remainder was left in the treasury and has remained there eve since. Senator Money says that the sum left amounts to about \$11,000.000 A bill introduced by Senator Davi gives one year additional time for

