

Who horse may starve, waiting for the grass to grow, and your store may grow lean if you wait until you are ENTIRELY READY to advertise it adequately.

SECRET EVENING NEWS.

If you are building a house to sell don't wait until it is finished before advertising it. You might as well have the first cash payment in hand by the time painters and decorators are through.

10 PAGES—LAST EDITION.

MONDAY, DECEMBER 5, 1904. SALT LAKE CITY, UTAH.

FIFTY-FOURTH YEAR.

INDEPENDENCE SPREADS IN RUSSIA
Influence of the Zemstvo Meeting Is Already Beginning to Assert Itself.
BAR ASSOCIATION MAKES MOVE
Assembled at Regular Hall in St. Petersburg and Found the Doors Closed.
THEN MARCHED TO TOWN HALL.
Their President Refusing to Preside, Elected a Chairman and Passed Resolution Censuring the Procurator.

LOS ANGELES
And
SALT LAKE.
Story of the two cities told in pictures and paragraphs in the
CHRISTMAS NEWS.

A QUESTION OF RACE PREJUDICE.
The Novoe Vremya Declares There Is More in the United States Than in Russia.
IT ARGUES FROM LYNCHINGS.
Commission on Passports Has Not Yet Reached Case of American Jew.

LOS ANGELES
Will be
ILLUSTRATED
In the News best style in the
CHRISTMAS ISSUE.

PRESIDENT AND CASHIER ARRESTED
Beckworth and Spear of Citizens' Nat'l Bank of Oberlin in Custody of U. S. Marshal.
MISAPPROPRIATION OF FUNDS.
That is Charge Against Them—Bank Mixed Up With the Chadwick Affair.

LOS ANGELES
Up-to-date
PICTURED
In the
CHRISTMAS NEWS.

THE HEARINGS IN THE SMOOT CASE
Chairman Burrows Says That They Will Be Resumed Next Monday.
SUBPOENAS SENT TO UTAH.
They Will Be Served Upon Some Forty Witnesses, Service Being Made Today.

St. Petersburg, Dec. 5.—The marked independence of the attitude of various classes since the zemstvo meeting is illustrated by the action taken by the bar association today on the occasion of the anniversary of the codification of the laws under Alexander II. The association assembled at the regular hall set apart for this purpose by the government but found the doors closed by the orders of the procurator of the court of appeals, corresponding with attorney-general. Thereupon the 300 members marched up Nevsky prospect to the town hall. There the president declined to preside, declaring that the meeting was illegal but the members refused to disperse, elected a chairman and passed a resolution censuring the procurator which will be officially lodged with Interior Minister Sviatopolk-Mirsky. Then the association entered into a general discussion of the causes why many of the laws passed in years ago remained dead letters, and adopted resolutions declaring that the laws could not be in living force and protect citizens against misrule until the inviolability of domicile and freedom of the press, conscience and association were guaranteed.

Redemption of Chilean Paper.
New York, Dec. 5.—After a lively discussion, the chamber of deputies has passed a bill, recently introduced, providing for the redemption of paper money until January, 1910, cables the Herald's Valparaiso, Chile, correspondent. The bill increases by 30,000,000 pesos the paper currency, which shall be issued in monthly installments. It also provides for the creation of a special fund and guarantees the total conversion of paper into gold when the time limit expires. The measure has not yet been acted upon in the senate.

GEN. TYNER DEAD.
He Was Postmaster General Under Gen. Grant.
Washington, Dec. 5.—Former Postmaster-General Tyner died at 9:35 o'clock this morning.
Mr. Tyner was postmaster-general during President Grant's administration. His last official duty was as assistant attorney-general for the post office department, from which office he was removed last year and afterwards indicted together with his nephew, Harrison J. Barrett, on a charge of conspiracy in connection with the use of the mails by certain alleged "get rich quick" concerns. On this charge he was acquitted by a jury. He had been in ill health for a number of years. He was born in Indiana in 1825.

FACES THE JURY FOR A SECOND TIME
Nan Patterson Again Placed on Trial for the Murder of Caesar Young.
INTEREST IN CASE INCREASES.
Not One of the Star Witnesses Has Yet Been Called to the Stand.
New York, Dec. 5.—For the second time Nan Patterson, the former show girl, today prepared to face a jury which is expected to decide whether she is guilty or innocent of causing the death of Caesar Young, the wealthy bookmaker who was shot to death while riding in a cab with a young woman just six months ago yesterday. Contrary to the usual order of things, it is expected that the present trial will attract even more widespread interest than did the first. The case had scarcely passed the preliminary stage when the interruption of the trial by the several persons frequently spoken of as "star witnesses" had been called to the stand.
During the past week Miss Patterson, weakened by the strain of the first trial, has been ill in her cell in the Tombs prison but she had recovered sufficiently to permit her to go to court today.

CHARGES AGAINST THEM.
Cleveland, O., Dec. 5.—President C. T. Beckwith and Cashier A. R. Spear of the closed Citizens' National bank of Oberlin, appeared here today before United States Commissioner Stark for a preliminary hearing on the warrant served out charging them with misappropriation of the funds of the bank. Both men waived preliminary trial and were bound over to the grand jury which meets in February.
Immediately after the hearing President Beckwith declared that he would not be able to provide bond. Cashier Spear sent out a message in quest of a bondman.
The bank officials having waived a preliminary trial, no witnesses were put on the stand. Hence Receiver Lyons, of the Citizens' bank, who, it was expected, would be called upon to state the nature and value of the collateral found by him, did not testify.

THE CONGRESS. CONVENED AT NOON.
Washington, Dec. 5.—The house convened today at noon for the last session of the Fifty-eighth Congress. The ever-interesting event attracted to the house side of the capitol the usual opening day throng who, although conscious that admission to the galleries was by card only, nevertheless began to assemble as early as 9 o'clock. From that hour the crowd grew in size until the corridors became choked with constantly moving humanity, many of whom indulged in the vain hope that by some stroke of good fortune they might gain admittance, while others were content if they but only could peep in. The gallery doors were thrown open at half past 10 o'clock and in a short time every seat was taken. The diplomatic corps was well represented. Now and then as some favorite entered the chamber he was liberally applauded. In his private room for some time before the house met, Speaker Cannon held an informal reception to "the boys" as he is wont to call his associates in the house. Without distinction as to party, the members dropped in to pay their respects and for each he had a pleasant word.
The formal display was beautiful in the extreme. There was hardly a desk that was not banked with floral pieces of some kind.
The house at 12:35 adjourned.

WILL PROCEED WITHOUT DELAY.
Not Decided Which Members of Committee Will Come to Utah—Depends On Nature of Evidence Obtained.
(Special to the "News.")
Washington, D. C., Dec. 5.—The hearings in the Smoot case will be resumed next Monday," said Chairman Burrows this afternoon, "and I expect to complete their side before the holiday recess. Subpoenas have been sent to Utah to be served upon some 40 witnesses. My understanding is that service will be had some time today. That will allow these summoned ample time to reach Washington by Monday next and we expect to proceed without any delays until the final testimony is before the committee."

SEARCHING FOR GOLD.
Wells-Fargo Detectives Turned Loose After Lost Treasure.
San Francisco, Dec. 5.—The detectives of Wells, Fargo & Co., have been turned loose in search of the man or men guilty of stealing the \$15,000 which mysteriously disappeared a week ago from the forwarding department of the express company. All hope that the missing money might be eventually found in one of the east-bound coin bags, where it was thought it might have been placed by mistake, has been abandoned.
Reports have been received from all parts to which coin safes were shipped that the coin disappeared. The money has not been accounted for and the only theory left for the officials of the company is that it has been made away with by some one.
The detectives are said to be working on the theory that the money was hidden in the safe of a customer, and inside is to blame, as the officials are positive in their statements that it would be practically impossible for an outsider to get at the money in any way.

Adeline Sargeant Dead.
London, Dec. 5.—Adeline Sargeant (Emily Frances Adeline Sargeant), the novelist, died at Bournemouth today after a long and painful illness. She was born in 1851.
CHARGED WITH MURDER.
Thos. Clark Arrested for Killing Brother-in-Law.
Dandridge, Tenn., Dec. 5.—Thomas Clark, son of a former county sheriff and now traveling for a Knoxville house, is under arrest at Knoxville charged with the murder of his brother-in-law, who died in a hotel there two hours after the tragedy. The principals were among the attendants at a wedding and at its conclusion went to Mallico's home, accompanied by Miss Mallico.
After remaining a short time at the Mallico home, Clark and the young lady left in a vehicle. They were followed by Charles Mallico. Soon after the couple's departure, Mallico was killed by a shot from the buggy. Clark and the young woman proceeded to the home of a minister where they were united in marriage.
Owing to the prominence of the families, the affair has created a sensation.

Uniform Bill of Lading.
New York, Dec. 5.—At a conference of bank presidents it has been decided, according to the Journal of Commerce, that the uniform bill of lading which the Trunk Line association of railroads recently submitted a copy of the bill of lading to put into general use in the east on Jan. 1, is not negotiable. Following this decision an announcement was made to shippers that the banks represented at the meeting will not accept the bill of lading as collateral for loans. It could not be learned just what bank officers were present, but it is known that the president of one large institution recently submitted a copy of the new bill to the bank's legal representatives and got the opinion that with the words "non-negotiable" printed on it the bill most certainly could not be accepted as collateral.
This opinion will be submitted to the interstate commerce commission during its investigation into the workings of the uniform bill of lading in Chicago this week.

TO FIGHT EMPLOYERS WHO INSIST ON THE OPEN SHOP.
Buffalo Bank Closes.
Buffalo, Dec. 5.—The German bank, of which President Emery of the German-American, is also president, has closed its doors. A notice posted on the door gives as the reason for closing: "Insufficient funds to meet a constantly increasing run."
At the German-American bank today there were no evidences of a run.
ESTIMATES FOR FISCAL YEAR ENDING JUNE 30, 1906
Washington, Dec. 5.—The estimates of appropriations required for the support of the government for the fiscal year ending June 30, 1906, were transmitted to congress today by the secretary of the treasury. These estimates aggregate \$219,669,502, as against \$214,548,867, the amount of the appropriations of the current fiscal year.
Following is the recapitulation of the estimates by departments:
Estimate for Appropriation.
Legislative \$12,314,015 \$12,168,867
Executive 253,349 233,267
State 2,257,000 178,886.86
War 19,074,200 118,490,274
Navy 117,249,318 106,273,682
Interior 12,524,000 11,450,868
Postoffice 15,452,926 2,211,127
Agriculture 6,419,819 5,212,820
Commerce and labor 12,726,083 19,828,063
Justice 8,248,480 8,824,927
Grand totals \$219,669,502 \$214,548,867
The estimates for 1906 which are nearly \$5,000,000 less than the estimates for 1905, include \$146,326,239 permanent annual appropriations already provided for by law.

EMIL CHADWICK.
Like a Sensible Boy Refused to Discuss Mother's Troubles.
Cleveland, Dec. 5.—Emil Chadwick, son of Mrs. C. L. Chadwick, arrived here today from New York. He appeared pale and careworn. Young Chadwick refused absolutely to discuss his mother's troubles. He simply stated that he had been instructed to keep silent and this he intended to do.
Chadwick carries a small valise, which, according to New York dispatches, contained his mother's jewelry. The young man refused to say whether or not the valuables were in the valise.
HEATON'S MESSENGER.
He Demonstrates that It Will Go Where He Wants It To.
Alameda, Cal., Dec. 5.—George E. Heaton, the inventor and designer of the aircraft "California Messenger" has demonstrated not only that his flying machine will fly, but likewise that it will go where it is bidden, regardless of the wind. The aircraft made another ascent Sunday, Heaton spending an hour in the air and traveling at will in any direction he desired. The mechanism for directing the ship worked without a hitch of any sort.

THE SENATE.
Washington, Dec. 5.—The senate convened for its final session of the Fifty-eighth Congress promptly at noon today. The floral decorations were equal to those seen in the last session of the senate. The largest single tribute was placed on the desk of Senator Tillman of South Carolina. It was a huge basket of American beauty roses and chrysanthemums.
When Senator Fairbanks, the vice president-elect, entered the chamber, he was greeted warmly by many of his colleagues. The visitors applauded him as he took his seat. He then, in reply to prayer the roll was called and 73 senators responded. Senator Allison made the usual formal motion that the senate do now adjourn. He then informed the president that the senate was ready to receive any message he had to communicate. President pro-tem Frye appointed Messrs. Allison and Cockrell for this duty.
On motion of Mr. Cockrell 12 o'clock was filed as the meeting hour of the senate.
The death of the late Senator Quay was announced by Mr. Penrose, who asked that a day be set aside that a public tribute might be paid. He withheld the customary motion that the senate do now adjourn in respect to the memory of Senator Quay, in order to give Mr. Lodge of Massachusetts, an opportunity to announce the death of his late colleague, Mr. Hoar.
Mr. Lodge then presented a resolution on behalf of himself and Mr. Penrose, asking that the senate adjourn. The session was adjourned at 12:30 o'clock.

SUBPOENAS ARE BEING SERVED.
The subpoenas for witnesses who are wanted in the case of Senator Reed Smoot, have arrived in Utah, and are now being served by U. S. Marshal Ben Heywood. At his office today it was impossible to learn upon whom service has been had, or the total number of subpoenas in his possession. Marshal Heywood is not serving them through his deputies, but is attending to the matter personally. In this case he is not handling the matter as marshal of the Utah district, but as agent for and under orders from the sergeant-at-arms of the U. S. senate. Deputy Marshal Smythe when asked if he had served any subpoenas, replied that he was not aware of the receipt of any. U. S. Marshal Heywood was seen later while on Main street, and he stated that he had the subpoenas in his office, and would make the list public as soon as practicable.

ALASKA RAILROADS.
Congress to be Urged to Grant Them Aid.
Seattle, Wash., Dec. 5.—Alaska operators resident in Seattle, and others interested in the development of that territory, say they will urge upon congress an extension of government aid to the construction of the railway, insisting that the rider to this effect be placed upon the bill passed by the last house guaranteeing 5 per cent income upon the Philippines, and which is now coming up as unfinished business in the senate. They claim that the United States is in duty bound to do at least as much if not more in the matter of development for Alaska, which is America's last, as for her far eastern island possessions.
Suicide Repented too Late.
Chicago, Dec. 5.—When B. S. Wasson, a publisher, felt himself dying, after he had cut his throat, he urged the physician who was bending over him to save him.
While preparations were being made to remove the man to a hospital, he died. The tragedy took place in the bedroom of the home of Wasson's mother, Mrs. Sadie Wasson, in Drexel boulevard. Wasson had been engaged in the publication of a railway magazine, a brother, Jesse G. Wasson, being associated with him. Mr. Wasson could assign no reason other than temporary insanity for his brother's act. The dead man leaves a widow and two children.

A Genuine Romney Sold.
New York, Dec. 5.—What is believed to be a genuine Romney, done in that artist's best period, has just been sold at auction for \$44,000, says a London dispatch to the Times. The painting was part of the estate of a man who lived in a miner's cottage at Whitehaven, Cumberland, and who was a hobby for buying and cleaning pictures. Every picture he cleaned he spoiled.
For some reason he did not clean the Romney, and after his death it was found tied up with two other pictures which, with the Romney, he had bought for less than \$5. One of the three is believed also to be a Gainsborough, though it brought only \$500 at the sale.
The Romney canvas measures 60x77 inches. It is a portrait of two children walking in a landscape, accompanied by a little terrier.

Rep. Cockran Introduces a Bill Concerning Them.
Washington, Dec. 5.—Representative Cockran (New York) introduced a bill today providing that when any sums exceeding \$50 shall be contributed to the funds of any political party or any money shall be expended by or on behalf of any candidate for representative in congress or for presidential electors, before an election at which representatives or presidential electors are to be chosen, a statement shall be filed within three days from such contributions or expending such moneys, in the office of the clerk of the district court of the United States for the district to which the person or firm or corporation making such contribution, or expending such moneys, specifying the amount, the name and residence of donors, and of the person or officer receiving it.
Provision is made further for publishing the statement and making the failure to file a statement a felony punishable by imprisonment not to exceed three years.
Representative Cockran (New York) introduced a bill today providing for the appointment of a special commission to inquire into and ascertain the amounts of money expended by both parties at all elections for presidential electors from 1892 to 1904 inclusive.

LARGEST BROADWAY THEATER REDUCES PRICE OF ADMISSION
New York, Dec. 5.—A reduction in prices has been announced by the management of one of the largest Broadway playhouses. Beginning Dec. 26, the best orchestra seats will be sold for \$1. This is one-half the prevailing price at most of the other first-class theaters in this city and the cut has aroused considerable discussion among rival concerns.
When the theater was opened some years ago orchestra seats were \$2 but they were cut to \$1.50 some time ago. Second choice seats in the lower part of the house will be sold for 75 cents and the new scale will range down to 25 cents for the gallery.
American melodramas by American authors will be put on almost exclusively under the new arrangement, but prices will remain the same regardless of the bill.

Ripe Strawberries All the Year.
Santa Rosa, Cal., Dec. 5.—Ripe strawberries practically all the year round, grown in the open air without irrigation or special attention, is a luxury enjoyed by the residents of this city. This year is not an exception, and the crop in Sonoma county and barring unforeseen accidents there will be a large crop of the berries for the holiday season.
EXPRESS MESSENGER SHOT BY WOULD-BE TRAIN ROBBER.
Los Angeles, Dec. 5.—Reports have just reached here of a probable attempt to rob the express car on the Santa Fe westbound overland train No. 1 somewhere west of Bernalillo, on the California desert between 2 and 4 o'clock this morning.
Wells-Fargo Messenger Roberts, it is announced, was shot and probably fatally wounded by the robbers.
Nothing further is known here of the particulars of the robbery. Santa Fe officials stated that if the hold-up was successful it is believed that only a small amount was taken. The wounded messenger is being brought to this city, and is due to arrive at about noon today.
Later reports state that the hold-up occurred at Daggett, Cal., on the Mojave desert, which is the junction of the Santa Fe with the Salt Lake road. The robber, who is said to have been a ne-

GUilty OF CONTEMPT.
Frank J. Kratke et al Sentenced by Colorado Supreme Court.
Denver, Dec. 5.—Frank J. Kratke, city license inspector, Joseph Ray, Edward O'Malley and Charles Kofsky were today adjudged guilty of contempt by the state supreme court and were sentenced to jail. The sentences are as follows: Kratke, one year's imprisonment and \$1,000 fine and costs; Ray and O'Malley, six months imprisonment and \$500 fine and costs each; Kofsky, three months imprisonment and \$250 fine and costs.
These men were election officials in precinct 8 of ward 5 at the late election and were accused of disregarding the court's injunctive order. The principal charge against them was that they permitted repeating. Carl Wilson, election clerk in the same precinct, was found not guilty of contempt.
The court denied an application for release of the convicted men on bail pending an appeal to the federal court.

Snow in El Paso.
El Paso, Tex., Dec. 5.—El Paso has just experienced the first snow for two years. The storm in six hours, and was preceded and followed by cold rain and sleet. It is feared that cattle will suffer, and the loss may be considerable.
FIRST SERIOUS ACCIDENT IN SIX-DAYS' BICYCLE RACE.
New York, Dec. 5.—The first serious accident in the six-day bicycle race at Madison Square Garden, occurred early today, when Patrick Keegan, the Lowell, Mass. boy, was so badly hurt that he was forced to "leave the track." Whether his injuries will retire him permanently from the race could not be determined.
While the men were engaging in a heart-breaking sprinting match, Keegan suddenly went down and Agram, one of the Australian-American team, who was following close behind, crashed into him. Just as both riders started to slide down the embankment Keegan came around at a terrific burst of speed. His wheel struck Kofsky and Agram with terrible force. Keegan was thrown from the track. He was a pitiable sight. His face was covered with blood, which flowed from his nose and a deep cut across his forehead, and his nose was broken.
One team had been practically ridden out of the race before the Keegan accident happened. A long hard sprint, led by the French team, which continued for nearly an hour, ended in the King-Rosine team losing three laps. As the bunch of riders passed him for the third time King staggered down from the track to the enclosure and with the remark, "that's enough for me," declared that he was out of the race for good.
At 8 a. m. the 16 teams on the track were tied, with 175 miles even to their credit. Gougoltz and Bryton, the French riders had a lead of a few yards at that point.
Emil Agazzi, mentioned in the above dispatch, is one of the riders who have made Salt Lake their headquarters during the past two seasons. He left here recently to participate in the six-day race. He originally came from California about three years ago, and upon his first appearance here, was tiding in the amateur class. He is generally looked upon as being a rider of grit and stamina, without any great pretensions to a sprint.