

ed corporation composed of five separate corporations, never became properly or lawfully consolidated into such corporations; that the facts and conditions of things existing, did not authorize it; that no law authorized the consolidation of a company in this State with companies not adjoining and that the alleged corporation therefore had no power to make the mortgage. It is also claimed by the contestants that the

MORTGAGE WAS FRAUDULENT

and that the large amount of bonds secured thereby was issued to members of the syndicate who formed the pool to construct the road without consideration, and that the road never received one-third in value of the amount of the bonds, stock and preferred stock issued to the members of said syndicate. All the charges are controverted on behalf of the bondholders.

Topeka, Kas., 14.—In the United States court an opinion of Judge Brewer was filed this morning in a case of great importance,

INVOLVING THE POWERS

of the Atchison, Topeka & Santa Fe Railroad Company to extend its lines in other States and Territories outside of Kansas. The suit was brought by Clarence H. Verner, of Boston, to restrain the Atchison Company from acquiring the Gulf, Colorado & Santa Fe Railway in Texas, and from building through the Indian Territory to connect with that road. Verner, who was a stockholder, claimed it was in violation of the charter of the Atchison Co. to purchase another railroad and the laws of Kansas did not authorize such a purchase. The case was argued in July, and on account of its importance was taken under advisement by Judge Brewer. The Judge sustains the power of the Atchison Company to acquire the Gulf, Colorado & Santa Fe, both by virtue of its charter and of the subsequent statutes of the State of Kansas. The opinion is very lengthy, and is an exhaustive discussion of the powers of railroad corporations, and especially of the Atchison. The court decided that this company was originally incorporated with the distinct purpose of extending its line southwesterly to Santa Fe and southwardly to the Gulf of Mexico, and that the acquisition of other lines beyond the limits of the State of Kansas was but carrying out

THE ORIGINAL PLAN

of its projectors. In addition to this, the decision holds that the general laws of Kansas permit railroad companies to extend their lines beyond the borders of the State. The contract between the Atchison and Gulf companies which was made last winter, provided for an exchange of stock of the two companies, and Judge Brewer holds this to be a lawful and proper exercise of the power of the companies, and that Verner can not be permitted to buy the stock of the Atchison Company and then come in and attack its validity or the validity of its contracts.

St. Louis, 14.—Arthur Arthbutust, alias Al Pitman, alias Charles Walker, alias Parsons, recently arrested at Covington, Tenn., has confessed to the sheriff of that county of having murdered the late Mayor Bowman of East St. Louis on the 20th of last November. The sheriff has sent the confession to the East St. Louis authorities.

Arthbutust said: "During the early part of November, 1885, I was visiting in East St. Louis and while walking in the outskirts of town about dusk one evening I was approached by a well-dressed man of pleasing manners, who stopped and conversed with me. After a while he asked me if I wanted to make some money. I told him yes. I was pretty hard up, so I was ready to do most anything. He said there was a man in East St. Louis who he wanted to put out of the way. I told him I was his man and could make arrangements to

KIDNAP HIS VICTIM.

He said he didn't want him kidnapped but put out of the way. I said I would murder a man for \$5,000. If I was going to be hanged at all, I wanted to sell myself for a decent amount. I didn't intend to commit murder, however. I meant to kidnap and keep him in an asylum. By this means I could extort money from my captive, and my principal at the same time. I made an appointment to meet him again, and at the second interview I learned that my employer was a vice-president of a railroad company and a resident of St. Louis. Final arrangements were then made, and I then agreed to do the job for \$2,500. I started immediately for New York, and while there made arrangements with "Dandy Jim" and "Striped Charley Blake" to assist me. On the 19th of November I went back to East St. Louis and there completed the details of my scheme. I bought a

HULL-DOG REVOLVER,

a five-shooter of 44 calibre and two long hunting-knives. I didn't intend, I want it understood, to murder Bowman, but only bought the weapons to defend myself if he should resist my attempt to kidnap him. That evening I met the railroad vice-president by appointment, and while we were talking together Mr. Bowman passed by. "There is the man," said my companion, "that I want you to put out of the way." He gave me his photograph so that I could make no mistake. On the next night my plans were complete, except that my accomplices had not arrived. I stationed a hack near Bowman's house, in which it was my intention to drive him to an asylum where I had

made arrangements for his confinement.

I THEN CONCEALED MYSELF

In a lumber pile in front of Mr. Bowman's house and waited. I soon perceived the gentleman walking in my direction, and, when he came opposite I sprang out in front of him and presenting my pistol before his face commanded him to halt. He seized my hand and I told him to let go, that I was not going to kill him nor take his money. He dropped my hand and stepped away a foot or two and called for the police. In order to quiet him, I raised my revolver and fired. He fell face downward, and I then knew that I had hurt him worse than I intended. I did not even then comprehend that I had killed him. I only intended to disable him, place him in a carriage and take him to an asylum. I walked up to the body and found that he was dead. I then started to escape and had gone but a short distance when I met my employer. He then paid me my money, and we went to his house in St. Louis and spent the remainder of the night. Early in the morning,

DISGUISED AS A WOMAN,

I took the first train for Springfield, Ills."

The confession then details his travels through the South and his final arrival at Covington, Tennessee, and his subsequent arrest. He states that he makes the confession voluntarily, simply because of a guilty conscience. He knows his employer's name, his place of residence, and could easily identify him if he should ever see him again. He refuses to declare the vice-president's name, but promises to do so when the proper time shall arrive.

PORTLAND, Maine, 14.—In the First District, Reed (Republican) has a plurality of 1,350, over Clifford (Democrat).

Concord, N. H., 14.—The Republican State Convention this morning met, organized and nominated Charles H. Sawyer, on the first ballot, for governor.

The principal features of the resolutions adopted advocate the ten-hour law, exemption of wages from trustee process, the abolition of child labor, in manufacturing corporations and the submission to the people of constitutional prohibitory amendments; arraigns President Cleveland for vetoing the pension bills, and the Democratic party in Congress for opposing the extension of American commerce and for its inactivity on the fisheries question.

St. Paul, 14.—The Democratic Convention to-day nominated for governor Dr. A. A. Ames, by acclamation. The ticket completed is as follows: Lieutenant-governor, John Frank; secretary of state, Seth Jaeger; state auditor, J. J. Lundberg; treasurer, Henry Pachler; attorney general, John H. Ives; clerk of the supreme court, Geo. T. Gardner.

The platform endorses the administration of President Cleveland, condemns Republican rule for 25 years in Minnesota as ruinous, opposes convict contract labor, and urges the erection of a Soldiers' Home for the State.

SCRANTON, Pa., 14.—the situation at the Marvine shaft, where the cave-in occurred, remains partially unchanged. To-day Mr. Abnickal ventured down the slope with a safety lamp. He penetrated into the stope within about 35 feet of where Shafer's body is supposed to be, where his progression was stayed by the debris. There were crevices in the rock through which the air circulated and there was little gas in the stope. Abnickal called aloud here several times, waiting each time for a response, but none came. The "crop" is still in progress, but it is apparently the tail end. Spitting coal is still flying and occasionally the noise of rending rock is heard. The settling will soon cease, however, and work will then be commenced in the stope. The miners could not be induced to work there until the settling has ceased. An effort will be made to-morrow to pierce through the pillar into Hound's chamber, by means of a drill, and thus determine the question of the presence there of gas or air. The distance through the pillar is not great and the noise of blasting could be easily heard by those imprisoned within, if they were in a condition to hear, and if they would pound on the coal beyond, the miners in return could hear them.

St. Louis, 15.—Late yesterday afternoon, the Howard County Bank at Glasgow closed its doors and placed its business in the hands of a trustee for the benefit of its creditors. James S. Thompson, president of the bank, makes the following statement of the bank's affairs: The assets of the bank are ample to pay all depositors and stockholders in full. Hard times and the extreme difficulty of collecting induced the directors to turn over the business to a trustee, who will collect and pay off the depositors and then the stockholders. The assets amount to about \$500,000; the liabilities do not reach quite that sum.

Los Vegas, N. M., 15.—To-day a train of ten coaches arrived from the South, bearing the Chiricahua and Warm Spring Apaches from the San Carlos reservation, in Arizona, en route to Florida. There were 400 of the savages, guarded by three companies of United States Infantry. Although none in them have been on the warpath once Geronimo broke loose, it was well understood that they were furnishing his band with ammunition, and there was no telling at what moment

they might break out. For this reason the government decided to ship them to Florida, where they could do no harm. More than half of the Indians are squaws and their children, and a more repulsive and hideous mass of humanity never crowded in an emigrant sleeper before. The car doors were closely guarded by soldiers.

WHITE PLAINS, N. Y., 15.—The probate of the will of Samuel J. Tilden, set down for to-day, was adjourned for one week. The adjournment was in consequence of the absence of Mrs. Caroline B. Whittlesey, who resides in Wisconsin. She is one of the heirs and must be present or be represented by counsel.

WASHINGTON, 15.—A call for \$15,000,000 three per cent. bonds will probably issue from the Treasury this afternoon.

New York, 15.—Henry E. Dixey, the actor, arrived here this morning with his company on the steamer Nevada. He was met down the bay by a number of actors and escorted up to the city.

The Union Pacific Railroad Company through Fredk. L. Ames, trustee of the land grant bonds, advertises for proposals for the sale to him of their land grant bonds of the value of \$2,164,000, which he is authorized to apply to such purchase. Proposals to be opened on the 20th inst.

New York, 15.—The Hudson River steamer Catskill, of the Catskill line, narrowly escaped being run down on her trip to this city early this morning by the Pennsylvania railroad ferry boat Baltimore. As it was, a hole 30 feet wide was knocked in her hull below the guard rail on the starboard side of the vessel and the water washed in threatening to sink her. Fortunately the steamer was only a few hundred yards from her pier, at the foot of Jay Street, and measures were promptly taken to stop the leak, which succeeded in keeping her afloat until she made her berth under a full head of steam. There were at the time more than 100 passengers on board. They were terribly frightened but no one was injured. Damage to the boat, \$5,000.

New York, noon, 15.—There has not been much excitement at the Coffee Exchange up to this hour. The market, however, presents a very strong appearance, and the trading is fairly active. Cable advices from Havre report an advance of 1/4 of a franc, and this, together with good buying orders, are the main causes for the advance. Prices are up 10 @ 15 points, with sales of 22,000 bags, at 10 cents for October and November, and 10 cents for December, 9 cents for January, 9.55 @ 10 cents for February and March, 10 cents for April and May.

WASHINGTON, 15.—The Secretary of State, some time ago, transmitted to the Treasury Department a complaint made by the Chinese minister that certain Chinese females who arrived at San Francisco on the steamer San Pablo were on their landing searched all over their persons by male customs officers at the wharf, in the presence of many spectators, and some of them had to take off their outer dress reluctantly by compulsory orders. After examination of the facts, a reply made to the Secretary of State stating that the females were searched by the male customs officers in the temporary absence of the female inspector, that there was no personal search, but that the females were compelled to remove from their bodies certain new and unworn overcoats which they wore in addition to their usual raiment for the evident purpose of smuggling into the United States. Furthermore, the report states, that "although it was plain from an external view that these females had on their bodies a large quantity of other unnecessary clothing or other material believed to be smuggled goods, yet the surveyor did not order their persons searched, for the reason that there was no inspector to perform that duty."

The treasury department has decided that Indians living in the United States near the Canadian frontier are not entitled to the privilege of purchasing horses and cattle in Canada and importing them into the United States free of duty.

St. Louis, 15.—Chief of Police Halloran, of East St. Louis, to day sent further inquiries to the sheriff of the county where Arthur Arthbutust confessed to the murder of the late ex-Mayor Bowman. The matter has been placed in the hands of the murdered man's son, and he will demand Arthbutust's return to St. Louis in order that the latter may be personally examined by the authorities there. The general opinion prevails here that Arthbutust is a crank.

SCRANTON, Pa., 15.—The work of boring through the pillar at the Marvine coal mine, where the coal was some 20 feet thick, for the purpose of ascertaining something definite as to the fate of the entombed miners, was proceeded with with vigor this morning, and the drill was not long in effecting an entrance to the opening beyond. When this was done, however, it was found that instead of the air rushing in, as it had been hoped it would, the gas came out. As no possible good could be accomplished by further work at this point it was stopped and work is now progressing at the first point where work was commenced and where the distance to be cut through is somewhat over 100 feet. About 27 feet of this was cut this evening, and by to-morrow morning half the distance will have been traversed. The "creep" has practically stopped, and the miners are fast losing the nervousness and apprehension which af-

fected them yesterday. There is no hope that the entombed miners are yet alive.

CHARLESTON, S. C., 15.—Ex-Governor Lucius Fairchild of Wisconsin, Commander-in-Chief of the Grand Army of the Republic, requests the following address to be telegraphed to the Associated Press.

Charleston, S. C., Sep. 15, 1886. Comrades of the Grand Army of the Republic: With you I have been profoundly touched by the great calamity to Charleston and vicinity caused by the recent earthquake. I am here as your representative to learn the exact facts as to the necessities of the people and to take such action as the occasion might require. The situation is briefly as follows: The immediate demand for food is promptly answered by the funds already contributed, but there is a class of citizens whose houses are more or less shattered and who have no means wherewith to repair them. This class and those who being houseless have nevertheless suffered the loss of personal property, require aid from abroad. It will be to them a continued calamity unless help is rendered. The community here have done and are doing everything in their power. A large sum of money is required to do all that ought to be done. This condition of affairs warrants immediate and extraordinary effort. I feel confident every comrade is anxious to do what he can to bring comfort and happiness to the stricken people. I therefore request the Department Commanders to call upon each post in their Department at once and to appoint a committee which shall collect such sums as the comrades and their fellow citizens in cities, villages and on the farms may desire to contribute. The money should be transmitted to the Department headquarters whence it will be sent to W. A. Courtenay, Esq., Mayor of Charleston. A committee consisting of seven of the best citizens of Charleston will see to it that the money is properly applied to the relief only of the worthy and necessitous.

(Signed) LUCIUS FAIRCHILD, Commander G. A. R.

SARANAC INN, N. Y., 15.—The third attempt at a deer hunt proved successful this morning. No rain had fallen through the night, and as the conditions were favorable for the scenting on the ground, the dogs were put out about 8 o'clock. The hunt was in charge of Mr. Charles F. Cutler, of New York, and Col. Belo, of the Galveston News. President Cleveland remarked he had not much faith in its success, so far as he was concerned, but he called out his guide and together they made their way toward the watch ground assigned them. One lucky hunter among those who started out of the lun was Mr. A. L. Coolidge, of Boston, who was stationed at the long pond, and who was fortunate enough to kill a buck.

On Friday, the President's party will, in all probability, start for Tupper Lake region.

The report has recently found its way into the woods that Col. Belo, who is spending the summer here with his family, would probably be selected for the Austrian mission. Both Colonel Belo and President Cleveland unite in saying that the rumor is entirely unfounded.

MADISON, Wis., 15.—The Democrats in State Convention here to-day nominated Gilbert A. Woodward for Governor and J. D. Putnam for Lieutenant Governor; Secretary of State, John C. Ludvig, Milwaukee; Treasurer, John A. Johnson, Madison; Attorney General, J. M. Bird, Jefferson; State Superintendent of Schools, Edward McLaughlin, Eau Claire; Railroad Commissioner, James Meehan, Stevens Point; Insurance Commissioner, John Kreel, Kewaunee; W. A. Walker, of Manitowish, was re-elected Chairman of the State Central Committee.

The platform supports the principles of the democratic party; supports the present administration and commends the action of the Postmaster General in relation to the Pacific Mail's subsidy; the leasing of convict labor is condemned, also the practice of allowing vast tracts of public lands to fall into the hands of foreign land companies.

MARLBORO, Mass., 15.—Henry McGlore of Natick and Eddy Welsh of Ashland fought eight rounds at the Ocean Pier skating rink last night for \$200 and the light featherweight championship. About 200 sporting men were present. Each of the contestants weighed 120 pounds and both were well trained. McGlore forced the fight in the battering ram style. Though Welsh was more agile McGlore secured the first knock-down in the fifth round. In the eighth round he landed a swinging blow on Welsh's jaw knocking him completely out. Welsh could not stand on his feet for twenty-five seconds and the fight was awarded to McGlore.

Chicago, 15.—Jack Burke, with his backer, will start to-morrow night for San Francisco to meet Jack Dempsey in an eight-round glove contest, Marquis of Queensbury rules, September 27th, the winner to take all the gate receipts.

St. Louis, 15.—A special from Waco, Texas, says: Oliver Gathens (colored) was yesterday induced to have his photograph taken, and when finished, they will be sent to a friend in Chicago who takes an interest in the man, and if the Chicago papers should get hold of them, Mrs. Lucy Parsons will look up on the face of her husband, whom she deserted in Waco to become the mistress of Albert B. Parsons, the anarchist. Oliver Gathens is a negro, not light colored either. He says her ro-

mantic story of her mother being an Indian woman and her father a Mexican is false, and that she is really a mulatto, her mother being a negro and her father a white man. It was Oliver Gathens who first encouraged his wife to read, and not Parsons, and he aspired to elevate her to as high a plane as was within his power. He soon found out, however, that Parsons was attracting her attention and alienating her affections. He says he once made up his mind to kill her, but thought better of it, not caring to risk his life for such a woman. Then the attachment between his wife and her lover became fully developed, and they shortly afterwards left Waco. Gathens has remained here, a hard working, contented man, and has the good-will and sympathy of many friends.

SAN FRANCISCO, 15.—The steamer Gaelic arrived this evening with Hong Kong dates to August 24th, and Yokohama, to Sept. 2nd.

The authorities of Maci have recovered \$13,000 from Jose Dacruz, who is believed to be an accomplice to F. Betram, who obtained \$30,000 by a forged draft from a chartered bank at Hong Kong. Dacruz has been arrested. Nothing has been learned of Betram.

The British naval court at Yokohama in the case of the American ship *Clarissa B. Carver* versus the British steamer *Glamorganshire*, which arose out of a collision between those vessels near Higo, Japan, June 17th, 1885, allows the American vessel \$67,000 damages.

In connection with the late anti-missionary riots in China, the Tsungli Yamen, or Foreign Board, have adopted the suggestion of the Viceroy, that the propagation of Christianity should be countenanced if carried on openly, but if secretly, it should be suppressed.

The *Japan Gazette* says: The total number of cholera cases throughout the country since its first appearance this year is 50,000, of which 37,000 ended fatally. The indications are the epidemic is now abating.

Intelligence from Seoul, Corea, says: The cholera is still raging at that city. According to the official returns the fatal cases for July of this year were 33,600 out of a population of 250,000. Outside of the capital the epidemic is equally fatal. At Shushu, Province of Keishoo, 5,000, and at form 6,000 deaths in one month are reported.

SACRAMENTO, 15.—Michael Davitt arrived here from the East this morning. The *Bee* this afternoon publishes an interview with him on the subject of the pamphlet issued by the English Loyal and Patriotic Union "On the Status of the Irish Tenant Farmer." Davitt says the arguments advanced in the pamphlet are utterly misleading and tend to create a misconception in the minds of the American public as to the exact state of affairs in Ireland. He draws marked attention to the great depreciation that has taken place within the last few years in the prices of all Irish agricultural products, and denies that Irish farmers enjoy greater advantages of tenure than others do. He says the facts and figures which Parnell will present when he introduces his bill into the House of Commons Friday next, will completely refute the misrepresentation made in the pamphlet, and establish the truth of his charges against the entire Irish landlord system.

Mr. Davitt left here this afternoon for Monterey, where he will remain for a few weeks, after which he contemplates delivering a series of addresses in the principal cities of California.

CHEYENNE, 15.—Owing to the bad weather to-day, the first day of the Wyoming Territorial fair races will be postponed until next Saturday, each day's program being carried over. The railroad companies have made the rates good until the 19th. The fair is a great success, financially and otherwise, almost every branch of agriculture and a great variety of stock being represented.

DRS MOINES, Iowa, 15.—A fire at Brooklyn this morning destroyed all the business portion of the town, including the *Chronicle* printing office, several stores, offices and shops. The total loss is estimated at \$100,000. The fire originated in Holmes's grain elevator near the railroad, supposed to be set on fire by a spark from a passing engine.

—On Thursday, Sept. 9, ground was broken at Cheyenne, Wyo., for the new territorial capitol building, which is to cost \$150,000.

—The Wyoming Territorial Convention will meet at Rawlins on Saturday, October 2d, to nominate a candidate for Delegate to Congress.

—On Wednesday, Sept. 9th, at Butte, Montana a Union R. R. locomotive jumped the track, inflicting severe injuries on Fireman Barker.

Did you Sup-

pose Mustang Liniment only good for horses? It is for inflammation of all flesh.