

Many of those who are advertising in the classified columns today for the first time will develop, in the course of a year, into regular and successful advertisers.

10 PAGES—LAST EDITION

## ARMIES LOCKED IN A DEATH STRUGGLE

Oyama is Countering Thrust of Kuropatkin at the Right of The Japanese

LATTER TAKE THE OFFENSIVE.

The Russian Right Gave Ground, but The Center Held Its Own.

BATTLE OPENED AT DAYBREAK.

It's Not Definitely Known Which Side Has the Advantage—Sakharoff Gives Some Details.

St. Petersburg, Oct. 13, 1:55 p.m.—The Russian and Japanese armies resting below Mukden seem now to be definitely locked in a death struggle for the mastery. Field Marshal Oyama is countering Gen. Kuropatkin's thrust at the Japanese right by an advance against the Russian right. The situation on a much larger scale, resembling that of Vafanov, where Gen. Sakharoff in essaying to turn the Japanese right had his own right turned.

The Japanese assumed the offensive yesterday against the Russian right, facing the latter to give ground. But when the center, stretching from Yen-tai station eastward, where Gen. Nodzu also attempted a desperate counter attack and where the fighting was hot, the Russians held their own. This result at night left a draw. This is the result at night received by the war from Kuropatkin, but according to the dispatch of the Associated Press from Mukden, the Japanese resumed the offensive again this morning. No word has come regarding the operations of the Russian turning movement on Oyama's right, on which the success of Kuropatkin's plan of battle seems to depend. The war office explaining that reports from this point had not reached Kuropatkin when he sent his dispatch.

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Russians on both sides of the railroad and north of the Yental mines. A fierce fight raged all day long, and by night the greater portion of the position held by the Japanese in Khoua pass had fallen into the hands of the Russians, who, however, at 5 in the evening, had not yet succeeded in capturing a wooded hill, constituting the key to the position.

Throughout Oct. 11 the Russians maintained the offensive along the entire front against the Japanese advanced position, except at some points where they were obliged to retire to their main positions.

OYAMA'S ACCOUNT.

Tokio, Oct. 13 (9:45 a. m.).—Field Marshal Oyama, reporting from the field Wednesday afternoon, expresses satisfaction at the progress of the operations and fighting between the Taitse and Hun rivers. The center and right armies made substantial gains. While the left army was desperately struggling to envelop the Russian right, Field Marshal Oyama dispatched two telegrams, the first of which said:

"The state of affairs in the direction of Mukden is as follows: On the morning of Oct. 12 the central column of the right army at 5 o'clock occupied Lokoulin mountain and the northern heights of Puchentzu. The left column of the right army occupied the northern heights of Sha Otakou and continues to pursue the enemy's central column. The right army succeeded in occupying Maerh mountain. The central army, beginning operations from midnight, Oct. 11, reached the heights extending from Sanchiatzu to Cankanshi mountain, on the northwest, and is probably pursuing the enemy. The left army continues to attack the enemy along the Schull river and at Lungwangmiao and Wulchih since last night, but has not yet attained its object. At present, aided with reinforcements, the left wing is trying to envelop the enemy's right flank by means of a rear engagement in the direction of Penhsu, and the fighting continues. Judging from the above state of affairs the operations in those directions are proceeding favorably toward the attainment of our first object."

The second message is as follows: "In an engagement at midnight on Oct. 11 we captured two field guns and eight ammunition wagons. Maj.-Gen. Murai was wounded and one colonel was killed."

RUSSIAN FELL BACK.

Field Headquarters of the Second Japanese Army, Oct. 13 (5 p. m.), via Fusan, Oct. 13.—During the night the Japanese occupied the hills held by the Russians, on the right and center of the line, the Russians falling back a distance of three miles. The Japanese infantry advanced within 1,500 yards of the Russian lines at noon and defeated the Russians in a fierce counter attack, almost annihilating the attacking force, who made three charges. The Russian artillery was silenced despite a fierce shelling all day.

JAPS SEEMINGLY SUCCESSFUL.

Tokio, Oct. 13, 1:30 p. m.—An extended report received from the headquarters of the Manchurian armies, a brief summary of which is published this afternoon, indicates that the Japanese were generally successful in the fighting of yesterday, and that all three of the Japanese armies gained decided advantages.

The Japanese captured a total of ten guns. The operations designed to isolate and surround the Russians at Benshu are progressing favorably. The numbers engaged in the struggle exceed the forces which fought at Liao Yang.

In some places the fighting surpasses in desperation anything shown since the war began. The losses are not indicated but they unquestionably are heavy.

A telegram covering yesterday's operations, arrived here today, says: "In the direction of Benshu the enemy's attacks have been repulsed at all points."

"Communication with Chiaoao has been firmly established. The main force of the enemy, undertaken by the main force of the right and center armies, has progressed remarkably."

DESPERATE FIGHTING.

St. Petersburg, Oct. 13, 6:10 p. m.—Private dispatches sent the night of Oct. 11 from the headquarters of Gen. Sakharoff, describe the bloody and desperate character of the fight along the railroad north of Yental station where on Monday the Russians repeatedly charged the Japanese trenches at night. The fighting continued into the night. The Japanese reserved their fire until the Russians at the double, were almost upon them. An instance is given of a regiment getting within a few yards of the Japanese trenches, only to be repulsed by the murderous volleys of the Japanese, then coming on again with reinforcements literally under a shower of shrapnel and finally succeeding in driving out the Japanese. But the Japanese artillery fire was so withering that the Russians were unable to remain in the trenches.

That night the Japanese artillery bombarded the Russian center, preparing the way for a general counter attack, which Field Marshal Oyama ordered for Tuesday. The Japanese offensive extended to their extreme left. Gen. Oku's army being for the first time engaged. At nightfall Tuesday the Japanese had forced back the Russian right, but the center held fast, although a few positions had fallen into the hands of the Japanese.

The latest newspaper reports say Gen. Reinemkampff and Kashtalinsky encircled the Japanese right, crossed the Taitse river and came out on the Feng Wang Ching road, the Japanese retreating before them. The news from these mixed columns is three days old. A special dispatch to a newspaper, dated last night, says the battle continued desperately along the whole front, the most severe fighting being transferred to the eastern front.

Another newspaper dispatch dated from Harbin today says the tide of battle is with the Russians. Upon the basis of this dispatch "extremes" with flaming headlines announcing a Japanese retreat along the whole line were sold by thousands.

Sighted Japanese Transport.

Tacoma, Wash., Oct. 13.—Capt. Enlund, master of the Russian ship Glenard, which arrived in port Tuesday night from San Francisco, reports having sighted a Japanese transport while coming from the east. The captain says when he sighted the transport he expected to be overhauled and possibly taken. He was some distance away from the steamer, however, and did not show his flag, and as a consequence the two vessels parted company without closer acquaintance. Capt. Enlund considered he had a narrow escape from a capture. The Glenard is here to load lumber for Australia.

Capt. Enlund says today that he believes the ship was a regular Japanese merchant liner. Enlund did not see any Russian flag and kept away from the Japanese ship. Reports that the Glenard was overhauled are not true.

## Gen. Oku Captures 25 Russian Guns.

A Total of Thirty Has Fallen into the Hands of the Japanese Since the Battle Began—Russian Force is Reported to be Retiring Along the Entire Front.

Tokio, Oct. 13, 4 p. m.—Gen. Oku has captured 25 Russian guns, making a total of about 30 Russian guns which have fallen into the hands of the Japanese since the battle began.

The latest reports from the front tell of continued Japanese successes. Tokio, Oct. 13, 1 p. m.—It is reported that the Russians are retiring along the entire front and that the Russian force at Penhsu was probably enveloped. Eight more guns have been captured by the Japanese.

Mukden, Oct. 13.—The battle south of this place continued throughout Wednesday with ever-increasing fury. In respect of desperation, bravery and bloodshed it far exceeds the battle of Liao Yang.

Towards evening the Japanese repeatedly assumed the offensive. The fight continues today with unabated fury and determination. It is now the fourth day of the battle.

## SALVATION OF THE SOLDIERS.

It Rests Upon the Restoration of The Canteen in the Army.

A CURE-ALL FOR ALL EVILS.

Its Absence Leads to Sickness, Military Offences, Desertion and Other Crimes Ad Infinitum.

Washington, Oct. 13.—That the canteen is of great moral benefit to the army is the claim of Brig.-Gen. G. H. Burton, in his annual report to the secretary-general of the army, to the secretary of war made public today.

"It seems to be almost the unanimous sentiment of the army," he says, "that the one thing lacking to meet the soldiers' wants and tastes is the canteen feature. The absence of this leads to sickness, the commission of military offences, desertion and other crimes, as well as impaired discipline, by driving men to resort to the low dives and grogeries that have sprung up like mushrooms around military reservations since the prohibition law was enacted. In fact the canteen feature is not only a benefit morally but the profits derived from the sales of beer and light wines are used to improve the mess as well as for the purchase of periodicals, publications, all of which add to the soldiers' comfort and contentment."

Gen. Burton then quotes the inspector-general of the Philippine division as saying regarding the canteen: "Its absence is seriously felt. The effect, especially in the provinces, is to encourage men in the use of the various native drinks, in some instances of opium."

In the present of recent instructions from the war department fixing the term of duty in the Philippines of staff officers at three years, Gen. Burton quotes the inspector-general of that division as saying that "few men in their third year of continuous service in the islands are in their normal condition of physical and mental vigor. It is further believed that a third year of continuous service will result in so great an increase in the number of officers invalided home or who return to the states broken in health, requiring months of leave and rest for recuperation, that no economy to the government will result."

In general he finds the conditions of the several departments of the institutions of the army good and well administered.

SURGEONS FAVOR CANTEEN.

St. Louis, Oct. 13.—The most important action of today's session of the annual convention of the Association of Military and Naval Surgeons of the United States was the unanimous adoption of a resolution, recommending that the sale of beer be permitted at the army post exchanges, subject to such regulations as shall be determined by the general staff and the secretary of war.

A resolution was also adopted, petitioning Congress to reorganize the medical departments of the army and navy, and to give to the medical officers the dignity and power enjoyed by officers of similar rank in the respective branches of the service.

Fairbanks in Illinois.

Moline, Ill., Oct. 13.—Senator Fairbanks began the last day of his extended western campaign tour with a speech in this city today. An immense crowd greeted the senator with a round cheer and listened intently while he spoke. He contrasted industrial conditions under Democratic administration. Senator Fairbanks was met here by Hon. Charles S. Deneen, Republican candidate for governor of Illinois, National Committeeman Frank Lowden and a large number of other prominent Illinois Republicans.

The senator's program for the day includes speeches at Moline, Geneseo, Sheffield, Springfield, La Salle, Ottawa, Morris and Joliet, with a night address at Chicago.

GALEN'S NAME.

Suit Will be Brought to Have it Placed on Ballot.

Helena, Mont., Oct. 12.—The state Republican state committee will this afternoon bring proceedings in the supreme court to compel the secretary of state to place upon the official ballot the name of Albert J. Galen, for attorney-general, which was omitted through an oversight.

Iroquois Theater Trials.

Chicago, Oct. 13.—Peoria county was selected today by Judge Kersa, for the last place for the trial in the Iroquois theater manslaughter trials. Change of venue from Chicago was granted on the ground of prejudice here against the defendants.

TRUTH AND LIBERTY.

THURSDAY, OCTOBER 13, 1904. SALT LAKE CITY, UTAH.

## HEINZE DEMOCRATS TURNED DOWN BY SUPREME COURT.

Helena, Mont., Oct. 13.—The supreme court this morning held the "Walsworth" Democrats of Silver Bow county to be regular. The effect is to shut out the so-called Heinze Democrats of that county from a place on the ticket under the designation "Democratic."

Secy. of State George M. Hays has just been served with a writ of mandamus from the supreme court, restraining him from placing the anti-trust Democratic and anti-trust Republican tickets, the so-called Heinze tickets, on the official ballot.

The writ was made returnable Saturday.

## SENTENCES BY COURT MARTIAL.

Such a Lack of Uniformity in Those in the Navy That an Investigation is Wanted.

SOME LIMITATION NEEDED.

Legislation to Compel Attendance of Civilian Witnesses is Requested.

Washington, Oct. 3.—Such is the lack of uniformity in the sentences imposed by a summary court-martial in the navy and so imperatively necessary does he regard a remedy for this condition that Capt. S. W. B. Diehl, judge advocate general of the navy, in his annual report, approved by Secy. Morton, today announces his intention to ask at an early date for an investigation of the whole subject by a board of officers appointed by the department.

"Limitations," he says, "in the punishments to be assigned under the statutes for various offenses should be prescribed by the department, these to be of an advisory and instructive nature so far as relates to the exercises of the judicial function."

Because of the annual increasing demands of the present system upon the time of the younger officers for summary court martial duty, Capt. Diehl recommends authorization by Congress of a summary court of one officer, instead of four, as is now required for the trial of minor offenses.

Legislation is requested providing for the reinforcement of the attendance of civilian witnesses before naval courts; the organization of examining and retreating boards, merging the professional and medical boards into one board and remedying the present cumbersome two board system and the convening of general court-martial in the islands necessary of the United States, by officers in command of such stations; the present law making it incompetent for the department to delegate such authority to officers.

Additions to the prison at the navy yard, Mare Island, and to that at the navy yard, Washington, costing respectively \$50,000 and \$14,000, are recommended.

CARGOES FOR PORT ARTHUR.

Fabulous Offers Made to Ship Owners.

Tsingtau, Oct. 13, Night.—The correspondent of the Associated Press learns, on most reliable authority, that a high Russian officer, who passed through Tsingtau yesterday on his way to Shanghai, is making fabulous offers to shippers to take cargoes to Port Arthur, and that this officer has admitted that the supplies there are alarmingly low, especially those of coal. The German steamer Emma, which cleared from here yesterday for San Francisco with a cargo of coal, will attempt to reach Port Arthur. The foreign crew of the Emma has been replaced by Chinamen. Many of the crew are upon learning the destination of the ship.

It is said that the Russians paid the owners of the Emma \$10 per ton, besides depositing the appraised value of the vessel, with a bonus of 25 per cent in bank before the cargo was loaded, and that the captain should be successful, is to be awarded a prize of \$1,250.

A dispatch from Tsingtau, Oct. 7, said that the British steamer Howick Hall was discharging a cargo of coal to the German steamer Emma, and that the latter was expected to make an attempt to reach Port Arthur within a few days from the time the dispatch was sent.

## FAMILY TROUBLES AIRED IN COURT.

Nancy J. Picker Pays Her Respects To Her Arrant Husband.

GIVES SOME INSIDE HISTORY.

Says Her Spouse is Cruel and Lived With a Woman Who is Not His Wife.

The family troubles between Nancy J. Picker and her husband, Edward H. Picker, a printer employed on the Murray Eagle, are being aired today in Judge Hall's court. In her complaint for divorce Mrs. Picker charges her husband with cruelty and failure to support. On the witness stand today she testified that her husband had deserted his first wife back east, and had eloped with another woman, with whom he lived in Kansas City and St. Louis, without going through the formality of a marriage, and that his first wife died of starvation and neglect and was buried in the pauper's field in her eastern home.

She also testified that he has called her vile and abusive names and has repeatedly accused her of unchastity. On one occasion, while they were out buggy riding, she said that he became angered at her and struck her with his hand and raised the spoon to his mouth. It got no further, when he began to sway, and fell over against the table unconscious. Mrs. Stiefel rushed to his aid and Mrs. Bover and Wilcox were sent for. But when they arrived, the unconscious man had passed into the beyond; he was dead. The physicians said it was a plain case of heart failure, so no autopsy has been held. The funeral will be held Sunday afternoon next, from the residence, 527 west First South street, according to the Jewish ceremonial, and also under the auspices of the Odd Fellows, as the deceased was for many years a member of Utah Lodge No. 1. The interment will be in the Jewish cemetery.

Richmond, Va., Oct. 12.—Miss Bessie Stone and Robert Gill, who eloped from Ashland Tuesday were found with their hands clasped dead near a pond in that vicinity today by a searching party. A "cold hole" had been dug, and the story of supposed double suicide or murder and suicide.

DEATH WAS SUDDEN.

Passing of Alexander Stiefel—Funeral Under Jewish Ceremonial.

A familiar figure in this city is gone in the sudden death of Alexander Stiefel, the old time drayman. He went home early yesterday afternoon, after being around town as usual, and complained of not feeling well, and thought he would sit down in a chair for a moment. His wife advised him to come to the table and taste a plate of soup which she thought would strengthen him. Mr. Stiefel did sit down to the table, and raised the spoon to his mouth. It got no further, when he began to sway, and fell over against the table unconscious. Mrs. Stiefel rushed to his aid and Mrs. Bover and Wilcox were sent for. But when they arrived, the unconscious man had passed into the beyond; he was dead. The physicians said it was a plain case of heart failure, so no autopsy has been held. The funeral will be held Sunday afternoon next, from the residence, 527 west First South street, according to the Jewish ceremonial, and also under the auspices of the Odd Fellows, as the deceased was for many years a member of Utah Lodge No. 1. The interment will be in the Jewish cemetery.

Big Fire in Camden, N. J.

Camden, N. J., Oct. 13.—The big factory of William Scott & Co., wholesale dealers in coffee, tea and spices, was destroyed by fire today. Loss, \$100,000.

Davis' Battleground.

Underwood, W. Va., Oct. 13.—From Fairmont to Wheeling is the battleground today of Henry G. Davis, Democratic vice presidential candidate, and his corps of campaigners. Senator Bailey of Texas, leading the party today. Despite the arduous work yesterday Mr. Davis and Messrs. Whyte, Daniel and Hill show no ill effects of travel and talk. There is but 75 miles to Fairmont today with half meetings at Farmington, Mannington, Glovers Gap, Burton, Hundred, Littleton, Cameron and Moundsville. Wheeling, the scene of a night rally, will be reached late this afternoon.

Reception to John Redmond.

Queenstown, Oct. 13.—John Redmond and his party, including J. J. O'Callaghan of Boston, secretary of the United Irish League of America, were given a great reception upon landing from the steamer Ballie today. In replying to addresses from the national bodies, Mr. Redmond emphasized the immense success of his mission to America. It is proceeding to Dublin, where a torch light procession will be held tonight.

Grace Bond Won Ky. Stake.

Lexington, Ky., Oct. 13.—Grace Bond won the Kentucky stake, value \$2,000, in two straight heats, breaking the stake record in each heat. Time—2:10½, 2:10½. Lord Redcliffe gets second money; Alice Edgar—third; Totaria fourth.

the near future when in such gatherings the officials of the road would be present and grasp the hands of their employees. It is urged that men should stand up for right and truth. "When you have grievances be sure they are worth carrying to the officials of the road; otherwise you are only making a nuisance of yourself and aid passengers who in return will aid you in securing your rights. Live up to the rules of the company, and show them that you have their interests at heart."

At 1 o'clock this morning, the night shift and its lead and followed a guard. The entire function was a success. The committee in charge were: John Allen, W. C. Lee, Frank Webb and E. Grant.

LOOKS AS IF KUROPATKIN HAD BEEN WHIPPED.

Tokio, Oct. 13 (2 p. m.).—It is yet too early to measure the results of the tremendous struggle which has been waged for the past three days south of Mukden, but all reports reaching Tokio indicate that Gen. Kuropatkin has been decisively whipped and severely punished. The Russian commander was evidently caught while making his dispositions with his forces scattered, and he was beaten before he could recover.

Much depends on the ability and the resolution of the Japanese in applying and following up their advantages. Kuropatkin may turn upon favorable ground and succeed in beating back the Japanese onslaught, but the tide seems against him.

The Japanese yesterday began a desperate effort to turn the Russian right, and if this effort should be successful it will carry disaster to the Russian army. The struggle around Benshu is being followed with intense interest here. The Russian force there is estimated at 5,000, and its isolation or loss would be a severe blow.

Estimates of the total forces engaged vary. One telegram from Liao Yang says that the Russians have 200,000 men, with 1,000 guns. The Japanese force is estimated at 150,000 men, with 800 guns.

JUDGE PARKER VISITS NATIONAL COMMITTEE.

New York, Oct. 13.—Judge Parker today made his first visit to the headquarters of the Democratic national committee. He surprised his political managers, who had received no intimation of his intention to visit them. Judge Parker had left his apartments at the hotel with the purpose of taking a little morning recreation, and finding himself near the headquarters he decided to make an inspection of the rooms. He found all of the managers at their desks, except William F. Sheehan, chairman of the executive committee. Judge Parker passed through all the rooms and spent some time conversing with Col. John L. Martin, sergeant-at-arms; Delaney Nicoll, vice president of the national committee, and National Chairman Taggart. He spent nearly half an hour with Mr. Taggart. Mr. Sheehan came in just as Judge Parker was leaving headquarters. The campaign managers held a conference immediately after Judge Parker's departure. When Judge Parker returned to the hotel, he found several persons waiting for him. The correspondents of the day will be hurried in order to permit him to start for Esopus at 4 p. m.

The conference held by members of the executive committee after Judge Parker had left was for the purpose of considering campaign matters. Chairman Taggart said that it was one of the meetings frequently held by the members of the executive committee for the purpose of discussing conditions and reports.

During his visit to the headquarters, Judge Parker pleasantly remarked, "I scarcely expected to see everybody hard at work so early in the morning. It looks good and is very encouraging." A vice president of the committee, "you can always find us hard at work, Judge. We are all interested in doing everything possible to secure your election."

Some time later, when asked if there was any news today, Chairman Taggart replied: "We have had a visit from the next president, which is about the most interesting event I know about."

IN DEATH'S EMBRACE.

Two Elopers Dead in Each Other's Arms.

Richmond, Va., Oct. 12.—Miss Bessie Stone and Robert Gill, who eloped from Ashland Tuesday were found with their hands clasped dead near a pond in that vicinity today by a searching party. A "cold hole" had been dug, and the story of supposed double suicide or murder and suicide.

Woman Burned to Death.

New York, Oct. 13.—Mrs. Nellie Ferguson, aged 38, formerly of Baltimore, was burned to death. A man said to be of local prominence who gave his name as John Smith, leaped from a window and sustained injuries which will make him a cripple for life and several persons had thrilling escapes from death or injury in a fire in a house on West Fifty-fourth street today.

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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.

FIFTY-FOURTH YEAR.

## LUCIN CUT-OFF FIRST MORTGAGE.

Kuhn, Loeb & Co. and Speyer & Co., Harriman Bankers, Purchase Bonds.

\$8,300,000 FOUR PER CENTS.

Are Guaranteed by the Southern Pacific Company and Secured by Prior Obligation.

ROCK ISLAND ANNUAL MEETING.

Meeting of Stockholders Develops That There is Also Something Doing—Railroad Men.

New York, Oct. 13.—Kuhn, Loeb & Co. and Speyer & Co., have purchased \$8,300,000 Central Pacific 4 per cent bonds, guaranteed by the Southern Pacific company and secured by first mortgage on the Lucin cut-off, which now forms part of the trans-continental main line.

GREAT NORTHERN MEETING.

New York, Oct. 13.—The annual meeting of the Great Northern Railroad company was held here today. All the retiring directors were re-elected. It is understood that the present officers will be re-elected.

ROCK ISLAND.

Davenport, Ia., Oct. 13.—The annual meeting of the stockholders of the Chicago, Rock Island & Pacific Railway company held here today was attended by Director R. R. Cable, President B. L. Winchell, Vice President John F. Stevens, General Attorney P. A. Jackson and Secy. and Treasurer George H. Crosby. The only business transacted was the re-election of four directors—William H. Moore, B. L. Winchell, B. F. Youkum and George G. McMurry for three years.

UTAH DAY.

Rate from Salt Lake to St. Louis Next Week.

The announcement was forthcoming today of a special rate from Utah common points and St. Louis on the occasion of Utah day at the world's fair. Tickets will be on sale Oct. 15 and 16, and the fare to St. Louis and return will be \$15.50.

The Rio Grande will operate two specials out of Salt Lake this evening, one to Bingham at 6:30, and the other to Ogden for the Woodmen half an hour later.

General Superintendent Young of the Rio Grande Western has returned from an inspection trip down the line.

THE WILLUMSEN CASE.

Murray Editor in Deep Water and a Long Way From Shore.

The Murray Eagle obscene literature case continues a topic of interest in political circles, particularly in view of the claim made by Willumssen, the proprietor of the paper, that Senator Kearns and the American party were disgruntled over their failure to secure control of the sheet's columns, "advertising space" or "editorial influence"—a claim, by the way, that seems to be very flimsy indeed following the publication of his own transparently anxious offer. It is generally admitted that Mr. Willumssen is in deep water, and that he is a long way from shore.

The case will be heard before Commissioner Twomey on Monday next at 2 p. m., and the outcome will be watched