

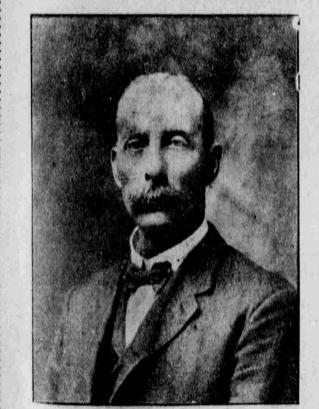
W. P. Hundley Charged with Stealing Gold Dust.

avenue last night, resulting in the de-molition of a single buggy, which was dashed against a reicgraph pole.

day.

արիներականականությունը, անականականական պատեսի անականական անականությունը։ Դանությունը հանությունը հանությունը հանությունը հանությունը հանությունը հանությունը հանությունը հանությունը հան JAMES KEFFER.

"he Was Hanged for Murder at Lander, Wyoming, This Morning, After a Night of Revelry.



SHERIFF CHARLES STOUGH,

Finning Official Who Today Conducted the First Hanging in the State Since 1893.

wshere today. The hanging was the Intevent of its kind ever held in Fretont county and, thanks to the care of thenff Churles Stough, there was not thich in the proceedings. A big crowd, a of the largest that ever gathered a Lander, way on hand to witness the anging. Only a dozen persons were alited to the enclosure around the saffold, but the trees near the jail, of houses and barns and every othtoncelvable position of vantage was cupled. A large number placed high itons alongside of the stockade and placing boxes and barrels in the sons were enabled to witness the ex-

ENROUTE TO THE GALLOWS. At to o'clock the condemned man, ed in somber black, his face ghastfrom the prison pallor and the inrd fear that possessed him, his natly large and prominent eyes sunk o in their sockets and fixed with a sk of despairing, hopeless and intent hal-like gaze upon the scene, new, nge, forbidding, descended the steps ng from the prison that he had octrusted men. Keffer had bidden his life." companions a solemn farewell and

a killed in December, 1901, paid the | You boys of the jury will some day alty for his awful crime on the gal- realize that you made a mistake and if you are ever on another case like this you will act differently." THE ROPE CUT.

Keffer bade Rev. James Leonard, his spiritual adviser good bye. After Sheriff Stough had adjusted the black cap, the sheriff said:

"Are you ready Keffer?" "Yes," answered the doomed man. Sheriff Stough cut the rope that held the trap in place and Keffer shot downward a distance of six feet. His neck was broken by the fall. A few violent spasmodic twitches of the tense muscles, a long shudder that seemed to the few per-

sons near the scaffold like that of a blood-stained soul entering, with great fear, the judgment hall, and James Keffer, murderer, thief and outcast, passed into the deep, dark and gloomy abyss of an unknown eternity.

A LIFE FOR A LIFE.

He had paid the penalty for his crime, he, whose hands were red with the blood of a feilow man, condemned by the courts of justice here on earth, stood before the Great Supreme Judge. Proied for two years, guarded closely phetic were the words, "A life for a

(Continued on page two.)

HOLDUPS ON TRIAL. James Kennedy, James Burke tion is barred, the attorneys for defend-ant will probably ask for a writ of probable cause of appeal, and if Judge Morse refuses to sign such a writ an attempt will be made to get a mem-ber of the supreme court to sign. A failure in that attempt would exhaust the resources of the defense and noth-ing more could be done. and Thomas Williams are having a hearing in the district court on the charge of attempting to hold up and rob Officer McIntyre of the Southern Pacific. The case will occupy the greater part of the

A FATAL ACCIDENT. The body of Allen Towson, an em-ploye of the Southern Pacific on the cut-off, was brought to Ogden this morning and taken in charge by Larkin

TO OPEN AVENUE.

went over for further investigation.

TOBACCO TO MINORS.

Druggists Are to be Prosecuted on

That Charge by County Officials.

One of the first criminal ac-

tions against dealers who sell '

tobacco te minors was launched

today in Judge Diehl's court.

Mrs. Nelly L. Walker swore to

a complaint in the county at-

torney's office this morning

charging Walter Lloyd and Ar-

thur Coombs, proprietors of the

drug store on the corner of Sev-

enth East and Seventh South

streets, with a misdemeanor, in

that they sold to Frank Walker,

the 12-year-old son of the com-

plainant, three cigars. The al-

"Any person who shall sell,

any sum not less than ten nor

more than one hundred dollars.

The provisions of this section

giving or furnishing of any nar-

cotic upon the prescription of a

follows:

physician."

CANNOT IMPEACH.

ing more could be done

The supreme court has decided in a morning and taken in charge by Larkin & Sons, undertakers, who will prepare it for burial. Towson was afflicted with heart disease and fell into a fly-wheel with the result that his skull was so badly fractured that he died almost instantly. He was 36 years of age and his home is in Jackson county, Mo., at which point his relatives have been notified. Justice White of Willard, with County Attorney Parry of Boxelder, went out to the cut-off and held an in-quest last evening resulting in a verprevious case that a juror cannot im-peach his own verdict, so there is con-siderable question as to the standing of the present motion for that reason. THE MOTION.

The motion and affidavit as filed to

The motion and affidavit as filed to-day follow in full: "To the State of Utah, and Dennis C. Elchnor, District-Attorney:-You and each of you are hereby notified that the defendant will file a motion for a new trial in the above entitled action, on the grounds that the jury who sat in the above entitled cause, received evidence out of court, other than that resulting from a view of the premises and communicated with the officers and outside parties and discussed the case went out to the cut-oft and held an in-quest last evening resulting in a ver-dict that deceased came to his death through an accident. The unfortunate man has no relatives in this section. and communicated with the officers and outside parties and discussed the case among themselves, contrary and preju-dicial to the rights of the defendant; and that the jury were guilty of m's-conduct, by which a fair and due con-sideration of the case was prevented; and upon the grounds of newly discov-ered evidence material to the defendant and which he could not, with reason-able difference, have discovered and produced at the time of the trail, a copy of which motion is attached to this notice and made part hereof. "The motion for a new trial will be made upon the minutes of the court, the files, transcript, records, judgment roll A meeting of the law committee of the City Council, with the city attorney, mayor and owners of property abutting on Hudson avenue, held a meeting last evening for the purpose of considering that the matter of opening the avenue. Af-ter some discussion of the necessary assessment for this purpose the matter

files, transcript, records, judgment roll and stenographic report of the testimony and proceedings already trans-cribed and certain testimony and pro-ceedings to be transcribed and will also be based upon affidavits to be filed and also affidavits filed at the time of the service of this notice and motion for a new trial."

WHAT MORTENSEN SAYS.

Comes now the defendant, Peter Mortensen, and moves the court to vacat-the findings of judgment and verdici-rendered and entered in the above en-titled cause and to grant the defendant a new trial therein and for the fol-lowing reasons and upon the following grounds, to-wit:

grounds, to-wit: First—That the jury during the trial of said cause and while viewing the premises received evidence out of the court, other than that resulting from a view of the premises and received communications from outside sources and consulted among themselves and with the officers who had them in charge about the case contrary to the charge about the case, contrary to the instructions of the court and contrary to law and weight of the court and contrary , and prejudicial to the rights of the defendant. Second-That the jury while viewing

the premises were guilty of misconduct, by which a due and fair consideration section 4469 of the Revised Statutes of 1898, which reads as

the premises on and fair consideration by which a due and fair consideration of the case was prevented. Third—That new evidence has been discovered material to the defendant, and which he could not with reasonable diligence have discovered and produc-ed at the trial nor prior to the filing of the motion.

Strikers Return to Work.

Newark, N. J., Sept. 25 .- The employes of the North Jersey Street rail ployes of the North Jersey Street rail-way who went out on strike last night, returned to work today. The company signed no agreement but promised to consider changing present objection-able "special runs." All the lines of the public service corporation were in full working order today and traffic was being handled as usual. shall not apply to the use, sale,

Delegate Brophy's home is in Mon-

PARKS AGAINST BUCHANAN.

Former Thinks He Can Defeat The Latter's Election.

Kansas City, Sept. 25.-Although the election of officers of the International Association of Bridge & Structural Iron Workers is several days off, the dele-gates to the annual convention, are be-ginning to fake an active interest in the still declining to say whether or not he will be a candidate for re-election, is quoted as saying that he will be able to count on 53 of the 102 delegates to count on 53 of the 102 delegates when the time comes to show his strength. Samuel Farks and his fol-lowers, who favor H. F. Donnelly of Albany, N. Y., for the head of the as-sociation, assert their belief that the latter will be elected without much trouble, while the followers of W. C. French, of San Francisco, whose can-didacy has been announced here to didacy has been announced, hope to win out for French. Before the con-vention met today President Buchanan was unable to say when the gathering would be organized. Not until then will be deliver his annual address and as there still are several points in the credential committee's report to be considered, this may not be before tomor

RIOT AT GOMEL.

State Department Regards Inci-

dent as Closed. Washington, Sept. 25 .- The follow-ing bulletin has been posted at the state

department: "The department of state has re-ceived advices from the American charge at Si. Petersburg to the effect that in the Gomel riot eight Jews and five Christians lost their lives. Mr. Riddle says that no foreigners suffered." In view of the position taken by the Russian government at the time of the Kishineff affair, that the imperial au-thorities would decline to receive foreign representation concerning domes tic matters where no foreign interests were involved, the report of the Ameri-can charge at St. Petersburg that no foreigners or foreign interests were jeopardized in the recent anti-Semite riot at Gomel, closes the incident so far as the state department is concerned.

To Investigate President Shaffer.

Pittsburg, Pa., Sept. 25.-The special convention of the Amalgamated Assuciation of Iron and Steel Workers to in-vestigate the charges against President Theodore Shaffer, issued by the Niles, O., lodge, met here today. William Gibson, vice president, was chosen chairman of the convention. The investigation scill, probably has

The investigation will prohably be concluded by Saturday night. The statement is made that there are three specific charges, but the nature of these has not yet been given to the public, It is said Mr. Shaffer will make a formal reply to the charges, giving an ac-count of his movements during his alleged disappearance.

AMERICAN MAILS.

English R. R. Refuses to Supply Enough Cars to Carry Them.

Enough Cars to Carry Them. London, Sept. 25.-General Indigma-tion has been aroused here by a dis-pute between the postofflee authorities and the management of the London & Northwestern railroad over the pay-ment for the transportation of mails, by which the American mails have been seriously delayed at Liverpool when, under exceptional circumstances, they have not been landed at Queenstown. It appears that the railroad disputes its liability to carry to London a larger portion of the Atlantic mail than can be stowed away in an ordinary boat train without extra payment. The retrain without extra payment. The re- ' will back you.'

of the cathedral fund, \$52,000, has been invested in mining stocks by Father Callahan, according to the News, and at least half of the total sum has been lost through decremation of the stocks. through depreciation of the stocks. There is no suspicion that Father Cal-lahan has profited personally from the affair. It is believed that he began the speculation to increase the cathedral fund, and seeing that he was losing, has gradually invested the entire money in order to make good.

NORTHERN SECURITIES CASE.

Files Petition with Judge Lochran For Granting an Appeal.

St. Pau, Sept. 25.—A petition for an order allowing an appeal in the case of the state of Minnesota against the Northern Securities company was filed with Judge Lochren, of the United States circuit court for this district today.

The assignment of error filed with the petition in substance sets forth that the court erred in every finding in the decrees which dismissed the complain ant's bill of complaint. It is claimed that the court erred in holding that the agreement which resulted in the forma-tion of the Northern Securities company, with power to acquire a majority of the stock of the Great Northern & Northern Pacific railways is lawful and that the Northern Securities company was formed for a lawful purpose. It is further alleged that the court erred in holding that the Northern Securities company is merely an investing stock-holder in the stocks of the two railroads named and that it is without power to

interfere in the management or control of those two roads; that the court er-red in not finding that the Northern Securities company was formed for the purpose of gaining control of the ma-jority stock of those two railroads and

heir management. It is further claimed that the court It is further claimed that the court erred in failing to decide that the pe-curities company was organized with the intention of evading the laws of the state of Minnesota, which prohibit such mergers as the Northern Securities company, and that the court erred in ordering that the state was not entitled to any relief in the action brows to any relief in the action brought to dissolve the merger. The assignment of error closed with a brief petition asking for a reversal of judgment in the case,

Wants U. S. Ships Withdrawn.

Constantinople, Sept. 24.-The porte has expressed a wish for the with-drawal of the American warships now off Beirut, "so that the settlement of the questions pending between the United States and Turkey can be proeeded with.

It is thought here that the United States will not consent to withdraw her ships. Minister Leishman has arranged for a conference with the for-eign minister, Tewfik Pasha, today. Official circles take a calmer view of the Balkan situation and advices from Bulgaria point to a relaxation of the

No Hazing at Annapolis.

Washington, Sept. 25.-Hazing at An-napolis was one of the subjects dis-cussed at the navy department today between Secy. Moody and Capt. Williard between Secy. Moody and Capt. Willard H. Brownson, superintendent of the na-val academy. Since returning from his vacation Capt. Brownson nas instituted a thorough investigation of affairs at the academy and today informed the secretary that no hazing exists at An-napolis. There are not more than 20 upper class men at the institution. As soon as the midshipmen return from their holiday the superintendent will re-new the vigorous policy against hazing which proved effective hast year. Secy. Moody recently sold to Capt. Brownson: "If hasing exists at Anna-polis, stop it and the navy department polls, stop it and the navy department i

ing Gold Dust. San Francisco, Sept. 25.—William P. Hundley, assistant weighing clerk in the United States mint, has been charged by Secret Service Ageni Burns with the alleged theft of \$200 in gold dust. The dust was taken to the mint on Tuesday afternoon by two miners. They could not have the de-posit accepted at the time and it was carried over until the next day. It is said that Hundley took a portion of the treasure and secreted it in a saloon near the mint, where it was found by the secret service men. Hundley was a confidential man in the weighing de-partment. He had had charge of all partment. He had had charge of all deposits and handled thousands of dollars every day. He has been employed at the mint for a number of years, His resignation has been accepted and it is said he will not be prosecuted.

KILLED FOR FIVE CENTS.

Quarrel Over that Amount Results Fatally.

New York, Sept. 25.—A dispute over five cents has resulted in the death no F. E. Balley, of New Rochelle, and ploye of the New Haven Ratiwa, Bailey had plenty of money in pockets and there is no known rea-

for the dispute. He was fatally h by falling from the elevated railw. structure of the Third Avenue line structure of the Third Avenue line Fourteenth street. The gateman the declares Bailey entered the wrong was and refused to buy a ticket. He alleges that Bailey finally pushed him off the platform to the tracks and that when he recovered and went for a policeman Bailey jumped into the street to escape. sustaining injuries which soon caused death.

CRIPPLE CREEK STRIKE.

Takes International Turn Through Arrest of Germans.

Denver, Colo., Sept. 25.—The strike at Cripple Creek has taken on an in-ternational complication. Four Ger-mans imported from Duluth to take strikers' places, refused to go to work when they learned of conditions there and were placed in the military prison. Through the Western Federation of Miners they have now appealed to the German consul in Denver to place the matter before his government and safe that action be taken looking to redress for the men imprisoned. Denver, Colo., Sept. 25 .- The strike for the men imprisoned

KALBAZA ARRESTED.

Charged with Inciting to Rebellion In the Philippines.

Manila, Sept. 25,-A Fulging samed Kalbaza, president of the National Kalbaza, president of the National party, was arrested today upon a sim-flar charge to that which has just over, preferred against Dominador Genez, He is accused of being conjusted with the latter in fomenting thi disturbances which have fately taker place in the northern province of Lingon, where a guerrilla warfare has been carsted on for some time past by ladronze agenes the peaceably inclined natives M. (s the peaceably inclined nutress My in now held to answer in charges of re-bollion and insurrection against its authority of the United Finles

Doctor Dies While Operating

Doctor Dies While Operating Chienge, Sept. 25.-A clanatich to the Tribune from Emporta, kan says: Dr. Charles Gardiner, one of the best known and most successful physicians in the west, has dropped dead from heat failure while performing an operation at the home of a patient. He had sust i se-farmed the operation and was in the aod of applying medicines to stop ine flow of blood, when he was seen to the nois and starser from the room to ar git-pling one. In which he will to the floor, deade.

dond. In the meanithe the patient what stead-ly bleeding. Other medical assistance was semmoned. Dr. Gardiner had no one with him because of the light character of the operation. The patient was scarly dead when a physician arrived.

give or furnish, any cigar, of this motion. Wherefore, defendant asks that a new, trial may be granted in said action. Dated this 25th day of September, 1903. STEWART & STEWART, cigarette, or tobacco, in any form, or any opium, or any other narcotic, in any form, to any person under 18 years of age in this state shall be guilty of a Attorneys for Defendant, misdemeanor, and, upon conviction thereof, shall be fined in

leged crime was committed on Sept. 24. The complaint was filed in Judge Diehl's court and a warrant issued to Sheriff Emery for the arrest of defendants. The action was brought under