

# READY BATTLES WITH DESPERADOES

On Trail of Mile and Half They Left Two Dead, Eleven Wounded.

ONE KILLED, ONE CAPTURED.

Career of Terror Started Tuesday Night With Hold-Up of Boston Saloon.

Ended This Morning With a Search, a Race and a Shooting in Calvary Cemetery.

Boston, July 23.—After three deadly battles between three desperadoes, the police and a small army of citizen night fighters, the first encounter being Tuesday night in a barroom, the second last evening in a peaceful street, and the third early today in the quiet of a cemetery, one of the bandits was killed, another captured, and a third believed to be wounded, and being searched for by the police.

Trail of Desperadoes.

The desperadoes left behind them over their trail of a mile and a half two dead and 11 wounded. All are believed to be foreigners.

The desperado captured is believed to be Giuseppe Develio. He is charged with murder, having been identified by four men as one of the three who "shot up" the saloon Tuesday night.

The desperadoes were first seen on Tuesday night by the shooting up of the saloon of Winterston & McManus on Washington street, shortly before the closing hour, when the bar-room was full of men, three men, apparently Italians, made their appearance at the door and shouted, "All hands up."

When the shooting was over, it was found that Frank J. Drake had been killed, Patrick Doran had received a bullet in the head, and another man, who had been shot at the base of the skull and in the left arm.

The police made a careful search all night long without result. Yesterday morning the desperadoes made their appearance at a house on Burn street and demanded that they be given food.

DISCOVERED IN CEMETERY.

About 7 o'clock last night they were discovered in Calvary cemetery. When the desperadoes found that they were being pursued they drew their revolvers, and with a yell, began firing all sides. The first person hit was Mrs. Della Fallon, who was walking down South street. She was hit in the head and received a bullet in the leg. The desperadoes passed through Cunningham field, Lee street and into New Keyes street, down which they ran directly toward the Calvary cemetery.

The men continued on through New Keyes street to a hill where they stopped and, according to some men who watched them, they commanded everybody to hold up their hands and even ordered the motorist of an approaching car to stop. The motorist dropped the car to stop. The desperadoes then turned and fired at the car. One man, Thomas Moore, who stopped the car to see what was the trouble, received a bullet in the leg. Michael Flinn picked up a bullet to hurl at the desperadoes and received a bullet in the head over the right ear, and another passed over the left ear, knocking off his hat. Patrick McGinn was shot in the wrist.

ADVANCE ON MURDERERS.

About daybreak the officers who had been guarding the cemetery to prevent the outlaws escaping, were given the order to advance toward the center of the cemetery. Scarcely a quarter of an hour later a man sprang up in front of the officers at the south side of the cemetery and started off in a run. He was followed by a broken and ragged car on his back and in one hand he carried a heavy revolver, which he shot through the air, a reel of cartridges. For more than a mile across the cemetery the men raced madly over graves, around shrubbery, through gullies and over mounds, an ever-increasing number of policemen following in his wake. All at once he disappeared in a ravine not 200 yards from the main Morton street entrance to the cemetery grounds. But one bit of shrubbery marked the lower level of the ravine and into this the man sprang to make his final stand. In a moment the sides of the ravine were brought to bear upon the bush in the gully, and shot after shot was poured into it.

RIDDLED WITH BULLETS.

When the rain of shot was over officers approached the bush and parting the leaves found the desperado body pierced by a hundred bullets.

Almost at the same time another commotion was created on the opposite side of the main gate within the confines of the cemetery and a man who had refused to throw up his hands had been seized and disarmed. Both the dead bodies and the captive were taken to the Calvary cemetery.

THE PHILIPPINES.

More Generous Tariff Policy Would Materially Aid Them.

Chicago, July 23.—William Cameron Forbes, vice governor of Manila, and

# THREATS TO PIPE OUT INHABITANTS

At Natalbany, La., Five Hundred Italians Gather and Send Warnings.

EVERY STREET IS PATROLLED

Trouble Started by Young Man Interfering in a Fight Between Two Small Boys.

Natalbany, La., July 23.—Italians have gathered 500 strong here and have sent word that they are coming in before daylight to wipe out the inhabitants of this town. Armed guards are patrolling every street. All day yesterday the foreigners were moving out their families in obedience to warnings issued to Italians.

The race trouble started Tuesday when Walter Simmons, a young man, interfered in a fight between two small boys and was fatally shot by two Italians who resented his action.

As a result of the Simmons shooting two Italians who claim to be innocent of any wrong doing were warned by a sheriff's posse near Natalbany yesterday and the mutually inflicted wrongs have wrought residents are fleeing for a race war of threatening proportions. Gov. Sanders and the Italian consul at New Orleans have been notified.

TWO HOSTILE CAMPS.

Daylight today found this town divided into two armed camps with race hatred strained to a dangerous pitch. During the night preparations were made for a race war of threatening proportions, but the passage of the night without actual fighting is believed to have averted further danger.

One of the hostile camps consisted of Italians and the foreigners gathered beside blazing fires on the outskirts of the town, and said to number, including their wives and children, about 500 persons. All day yesterday these foreigners gathered in camp, after moving out of their homes here and in vicinity, in the fear of reprisals by Americans.

Walter Simmons on Tuesday and subsequent shooting by Americans and Italians yesterday. Some of the foreigners were holding continuous debates, and said that the men at their countrymen's camp intended to attack and wipe out the town before morning.

The sheriff sent out scouts, picked the town and ordered every available man to be ready to fight. At intervals the scouts approached the foreigners' camp fires and reported that excited latters were holding continuous debates, and said that the men at their countrymen's camp intended to attack and wipe out the town before morning.

GOULD STOCKHOLDERS TALK CONSOLIDATION

Denver, July 23.—Stockholders in the Denver & Rio Grande railroad met this afternoon to ratify the plan for consolidating all the Rio Grande railroads in Colorado and Utah, excepting the Rio Grande Southern and to authorize an issue of \$150,000,000 in bonds.

The new bond issue will be used to retire the debt of the Denver & Rio Grande companies and to finance the construction of the Western Pacific, the new Gould line from Salt Lake to San Francisco.

It is stated that none of the big officials of the Gould lines will be present at the meeting. Local officials of the Rio Grande have been furnished with proxies and the matter taken up are voted upon.

CASTRO EXPELS DUTCH MINISTER FROM VENEZUELA

Caracas, Vza., July 23.—President Castro has expelled J. H. Derus, the Dutch minister from Venezuela. The minister's passport was sent him by Senator Paul, the Venezuelan minister of foreign affairs, who in a letter credits President Castro with saying:

"You are incompetent to serve as a friendly medium in the relations between this government and the Netherlands."

SENATOR PAUL in another letter to the foreign minister of the Netherlands says:

This indispensable measure affects only Mr. Derus. It will not affect the existing friendly relations between Venezuela and the Netherlands. Venezuela desires to cultivate these relations."

# "AT HOME" TO MORROW SURE

Boosters from Numerous Cities Will Join Hands With District.

TO BE A GREAT CELEBRATION

Mining Stock Exchange Will Be Dark Two Days Because Every Broker Is Going Along.

Tintic district is all ready for the invasion of boosters who will go there from this city, Provo and other cities, towns and burgs tomorrow. The excursion has several meanings. The M. & M. A. boosters from this city will join the Commercial club and other boosting citizens from these and other cities, will journey over to Tintic to celebrate three things, first, Pioneer day; secondly, the opening of the pioneer smelter of the district and Utah's knight smelter, and thirdly to join hands in celebrating with the district over its past, present and glorious future.

EXCHANGE CLOSED.

There will be no mining stock exchange sessions in this city tomorrow or Saturday as all the brokers will be on the excursionists. A dozen brokers who should have been poets were collaborating yesterday on a song to sing. This was completed last evening and contained four clever verses.

The M. & M. A. will go out armed with literature, boosting Utah generally and the Provo organizations will be doing things for Provo and Utah on every minute of the journey in folk songs will be sung by the Provo boosters, too, so there will be a medley of melody.

TREMENDOUS CROWD.

All the camps of the district will hold celebrations of some nature, the celebration to terminate in the evening with dancing and fireworks from the highest hill near Eureka. Special trains will leave this city from the Rio Grande and Salt Lake Route depots at 8 o'clock tomorrow morning. Returning trains will leave camp at 7:30 and 10 o'clock.

CHANCE TO LEARN.

All who care to go through the mines of the district or to be shown through the new smelter will be taken in folk songs by guides, who in being miners and smeltermen themselves, will send the general public a word of advice.

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BRYAN RETIRES FROM ACTIVE WORK ON COMMONER

Lincoln, Neb., July 23.—William J. Bryan has retired from active work on the Commoner and will not be personally responsible for matters published in it during the present campaign.

Mr. Bryan will be the publisher and Richard L. Metcalf, will during the campaign. The following statement was issued by Mr. Bryan relative to the editorship:

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# FIVE ESCAPE FROM REFORM SCHOOL

Quintet of Bad Boys Take French Leave by Means Of Fire Escape.

FOUR SENT FROM SALT LAKE

Youngsters Had Lunch Stored in the Barn, Which They Divided Up.

Word was received at police headquarters early this morning that five boys had escaped from the State industrial school at Ogden. No information was given as to how the youngsters managed to effect their escape or at what time they left the institution, but it was stated they had come toward Salt Lake. Four of them were sent up this city, and the other was committed from Ogden. Their names are: Willie Cannon, Bert Brown, Stanley Rasmussen and Forest Wilson of Salt Lake, and Percy Atwood of Ogden. The police here are trying to locate the boys.

(Special to the "News.")

Ogden, July 23.—The five boys who broke out of the industrial school here this morning were William Cannon, aged 12; Percy Atwood, aged 20; Forest Wilson, aged 20; Bert Brown, aged 19, and Stanley Rasmussen, aged 18. All the boys with the exception of Atwood, were sent up from Salt Lake on charges of burglary and housebreaking. Atwood is a Canadian and was sent up from Toledo county.

At an early hour this morning, after the watchman had made his rounds, the boys secured a chisel and broke the lock on the screen of the fire escape. They went down the fire escape and into the school barn, where they divided up a lunch they had stored there, and made off in different directions. Three of them went in a southerly direction, while two appeared to go north.

The school officials were soon apprised of the break and immediately wired to the officers of adjacent towns, but up to a late hour have received no clue to the whereabouts of the boys.

"The boys were stationed in the boys' dormitory, and were the only ones remaining there, the balance of the inmates being in camp in South Fork on their summer's vacation. The escape was doubtless premeditated and arrangements had been made for its consummation. The quintet are the worst boys in the school, and have been very closely watched. They were all clothed in overalls at the time of the escape, with black shirts with a small white stripe, and wearing dark caps. None of them wore caps."

A different search is being made for the boys, and the school officials are confident they will be apprehended before dark tonight.

# OLYMPIC GAMES DRAWING CROWDS

As Close of Great International Athletic Contest Gets Nearer More Interest Manifested.

AMERICANS CHEERED WALKER

South African Won Their Applause Which Removed Some of Englishmen's Soreness Over Protests.

London, July 23.—As the Olympic games draw toward a close interest in them increases and fine weather, although late in arriving, is now favoring the great international contest for athletic supremacy.

Yesterday was the meeting what the Derby day is to Epsom, racing in the eyes of the general public being considered the most important event of the meet. Those who follow athletics, however, are just as keenly interested in the finals of the two races which are to be run off today.

The first of these is the 200-meter flat in which Cartmell and Cloughen, America, run against Kerr, Canada, and Hawkins, United Kingdom. The Americans have feared Kerr more than the Englishman, but after two grilling runs yesterday he may be slightly staid.

The other final is in the 400-meter flat race, in which Carpenter, Taylor and Robbins, America, meet Hallowell, a lieutenant in the British army and described as the greatest quarter-miler the United Kingdom has had in recent years.

In Robbins, however, the Americans feel they have a worthy successor to Taylor, who is hardly up to his form of four years ago in the great part of the day. They are also interested in the semi-final of the high diving contest, Fadzick, of the American team, with six Swedish, one Finn, one German and one Englishman having come up from the various heats to this position.

The semi-final of the 500-meter swim is on the program for today and, more important to America, the 14 heats of the 110-meter hurdles, which is one of the events the American team expects to win.

The Greek-Roman wrestling, lightweight to 147 pounds and the catch-as-catch-can matches between heavyweights up to 161 pounds going on at 10 o'clock.

THE HIGH JUMP.

Things moved very slowly at this morning's session of the Olympic games at the stadium and only the semi-finals of the standing high jump were completed when the lunch hour arrived.

The first section of this event was carried off by Telitiras, a lanky Greek who figured in the previous jumping event. He cleared 5 feet 11 inches. Platt Adams, New York Athletic club, equaled the Greek's jump in the second section, but he could not improve upon it.

J. A. Biller, Brooklyn Central Y. M. C. A., was the only competitor who came near Ewry. He did 4 feet 11 inches. Martin J. Sheridan, Irish-American Athletic club, failed at 4 feet 7 inches, after clearing 4 feet 6 inches. Henderson, United Kingdom, and Blystad, Norway, each beat Sheridan by two inches, clearing 4 feet 8 inches.

The third section was won by F. Leroy Holmes, Chicago, with 5 feet, F. C. Irons, Chicago A. A., and Gail-Germany, each made 4 feet 9 inches.

In the first section of the standing high jump at the stadium this morning Telitiras, Greece, won with a jump of 5 feet 11 inches. Adams, America, was second, with 4 feet 10 inches. In this event, the best eight in all sections came together in the final.

The winner in the standing high jump was Ray C. Ewry, New York Athletic club, cleared 5 feet 11 inch. J. A. Biller, Brooklyn Central Y. M. C. A., was second, with 4 feet 11 inches. Martin J. Sheridan, Irish-American Athletic club, failed at 4 feet 7 inches, after clearing 4 feet 6 inches. Henderson, United Kingdom, and Blystad, Norway, each beat Sheridan by two inches, clearing 4 feet 8 inches.

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# REHEARING IN THE STANDARD OIL CASE

U. S. Dist. Atty. Sims Announces That a Petition for One Will Be Filed.

WILL BE BASED ON ERRORS.

Bonaparte Says Prosecutor Did Everything to Protect Government's Interests.

Attorney-General Will Advise Him Fully When He Shall Have Received the Opinion.

Chicago, July 23.—United States Dist. Atty. Sims today announced positively that a petition for a re-hearing in the case of the government against the Standard Oil company of Indiana decided adversely to the government by Judge Grosscup yesterday would be filed. Mr. Sims today received the following telegram from Mr. Bonaparte:

"I feel that you and your assistants have done everything possible to protect the interests of the government and promote justice. I will write fully as soon as the opinion comes to hand."

That the petition for re-hearing will be based on two alleged errors in the quoted portions of the opinion of the court is the generally accepted opinion of attorneys interested in the case.

THE DEADLY PARALLEL.

Local newspapers today print parallel statements taken from yesterday's decision and from the record of the original trial.

This from Judge Grosscup's opinion: "The evidence in the case is conflicting. The evidence of one Edward Bogardus, who, being in absolute charge of traffic affairs of plaintiff in error, offered to testify that... he did not know anything about the 18 cent rate over the Alton road, that his attention had not been called to any such rate by any person, or by the examination of any document; and that it was his understanding and belief, based on what he was told by the Holland traffic clerk for the Alton, that the rate over the Alton road was 6 cents, and that such rate had been filed with the interstate commerce commission."

Following is the testimony of Bogardus before Judge Landis as taken from page 413 of the printed record: "The witness, in response to questions by counsel for the defendant was permitted by the court, over the objection of counsel for the United States, that the evidence was incompetent and immaterial and merely the confusion of witness and not the facts, to testify that he had heard during the years I have mentioned, 1901-05, I did not see anything about an 18-cent per hundred rate on oil over the Chicago & Alton railway between Chicago and East St. Louis, in any tariff whatever. My attention had never in any way been called to such a rate by any human being, or by the examination of any document, or by any kind of character, or otherwise. During the period of time mentioned it was my understanding and belief that this 6-cent rate regarding which I have testified was in accordance with the interstate commerce commission, that understanding and belief was based on what I was told in the Chicago & Alton office."

"During all that period of time in connection with their shipment of oil over the Chicago & Alton railway by the Standard Oil company, as far as I am concerned, I had no intention to violate any lawfully established rate of the Chicago & Alton Railway company. During all that time I believed, and I still believe, that the shipping of oil under a lawfully established and filed rate issued by the Chicago & Alton Railroad company."

WHAT LANDIS MEANT.

The papers also print an excerpt from the record that shows that while Judge Grosscup states that Judge Landis referred to the Standard Oil company of New Jersey as no "virgin" offender, Judge Landis really referred to "the defendant," namely, the Standard Oil company of Indiana.

ISSUE INVOLVED.

New York, July 23.—It was learned today through sources identified with the Standard Oil company that the \$29,240,000 case is not likely to go to the supreme court. The United States, however, it is believed, the case will be retried before Judge Landis, as the Standard Oil company would protest against it and ask that some of the issues be retried. The issues involve no constitutional questions such as are necessary to take the action to the supreme court.

YOUNG TURKS' DEMANDS.

London, July 23.—A dispatch from Monist, European Turkey, says the committee of the Young Turks party has sent a memorandum to the representative of the sultan setting forth the party's wishes and demanding a reply in 11 days. If the party refuses the demands, the committee announces that it will seize the municipal administration of Monist and establish a parliament.

PRESIDENT AT OYSTER BAY.

Oyster Bay, July 23.—The yacht Mayflower with President Roosevelt on board arrived here from Newport this morning.

KILLED AT GUN DRILL.

Newport, R. I., July 23.—Joseph J. Henry, an ordinary seaman and powder passer on board the new battleship Mississippi, was killed during a gun drill in one of the forward eight-inch turrets today. His neckerchief caught in the training coils of one of the guns and Henry was drawn into the machinery and his neck was broken.

CONDITION UNCHANGED.

Los Angeles, Cal., July 23.—The condition of William Winter, the New York dramatic critic, who was yesterday taken to the California hospital after suffering from a nervous shock, was today reported as unchanged, although the patient is said to have passed a comfortable night.

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