

mom and it was their insistence which mused much of the disorder of the

ing day. Before the Thaw case was reached Justice Dowling charged the January grand jury and attended to the other formalities of the new term.

ague and the proposition to and the proposition to give the Minor league a representative on the national committee was much discussed. It was not believed that any attempt would be made by the minors to force recognition of either point, nor did there seem to be any prospect of scrious differences over other matters. acted. other matters That Prest, O'Brien of the American association, would ask that his organ-ization be permitted to place a team in Chicago has been announced, but it is believed that the commission has no authority in the matter and would simply be able to explain to him the steps necessary to be taken to accomplih that purpose. The unanimous consent of both the National and the American leagues is the one require

was shown in the proposed conference between the representatives of the minor leagues and the National Base-ball commision than the other business of the annual meeting before the base-ball leaders came together today. The changes in classification for the American association and the Eastern league and the proposition to

commission resulting from its increased authority have all combined to materi-sily diminish offensive practises of every sort and to signally promote the

velopments, all interest. Dr. W. J. Critchlow, who has served as city recorder for the past six years, retired, turning over his office to Ernest P. Brown. R. A. Mays, who has been city treasurer, stepped down in favor

an electric railroad from Camp Over-ton, on the north shore of Mindanao to Camp Keithley on Lake Lanao, in the center of the Moro country. He com-pares Baguio to the Adirondacks in atmosphere and climate and says that

heralded in the public prints, and it is probable that no report of its philan-thropic warfare against shortweights and peddlers who wickedly give them, will be announced tomorrow morning. Mr. Marriott has heretorore been an ardent advocate of this association, and spoke up in its defense during the recent agifation with it for a centering point. Whether his prospective move is with the backing of the association, or is to be made independent of it is not is to be made independent of it, is not yet known.

CLOCK PRICES DOWN.

THAW ELATED.

Thay was elated over the fact that day of his new trial had at last ar-

Mrs. George Lauder Carnegie, his sis ter and Josiah Thaw, one of his broth-ers, called on the defendant in the Tombs prison and brought him a meso is still too ill at her home in Pittsburg to come on for the trial.

the first time in several nat Thaw had seen his sister in several was ind brother and his greetings were afionate Mrs. Harry K. Thaw went direct

There were the usual number of rumors about the courthouse Wday, one of them being that the first 10 names had been stricken from the special jury panel of 300 on account of the publicity given to their selection. Clerk of County Penny said there was no truth in the report. One hundred talesmen are under orders to report on each of the first three days of the

DEFENDANT CALLED TO BAR.

Thaw was called to the bar at 11:27 His appearance showed little clock. no change from last year. As soon Thaw appeared, his chief counsel, artin W. Littleton, announced that the former plea of not guilty entered by his client would be amended to is client would be amended to "That the defendant was insane the time the deed was committed." haw was seated at the counsel table Littleton, Russell Peabody and Daniel O'Reilly. Dist. Atty. Jerome and Asst. Dist.

Atty. Garvin represented the people. MRS. EVELYN THAW.

Mrs. Evelyn Thaw, attired in the blue school girl dress which became familiar during the first trial, was in courtroom when the proceedings She was accompanied by Mrs. e and Josiah Thaw. egan. Carnegie

ice Dowling announced that until further notice there would be three From 10:15 a, m, to 1 p. m.; from 2 From 10:15 a, m, to 1 p. m.; from 2 F. m. to 6 p. m., and from 8 p. m. to 10 p. m. He also announced that the ury would be locked up throughout the

EXAMINING JURORS

After a somewhat informal discussion as to the method of selecting jurors, the work of filling the box was taken without further delay. Dist, At frome undertook the examination first talesman called to the witchair

^{stas} chair. He was William F. Miller, a decora-it. Miller said he had known Stan-ied White casually, and had formed an White casually, and had formed an White casually, and had formed an White casually, and had read of the ⁵³⁶. He felt he could render a fair ⁵³⁶ the felt he could render a fair ⁵³⁶ and upon this ⁵³⁶ and upon this ⁵³⁶ and upon this ⁵³⁶ and upon this ⁵³⁶ and upon the ⁵³⁶ and upon this ⁵³⁷ and upon the ⁵³⁸ and upon this ⁵³⁸ and upon the ⁵³⁸ and upon this ⁵³

Wi the fact that Miller had had some business relations with the architec-lural frim of which Stanford White was nember and that he had been celled not accepted as a juror at the last d. Mr. Littleton challenged on the

mai. Mr. Littleton challenged on the fround of actual bias and was sus-tained by Justice Dowling. The three takesmen who followed Mil-er under examination were excused be-fause of the unqualified opinions they fetlared they held. Justice Dowling himself took a hand in examining some of the proposed jurges and was inclined to cut the questioning short. Thomas

ment. JAPANESE ARMY RESERVE MEN NOT CALLED HOME.

Washington, Jan. 6 .- Mr. Miya Oka the charge of the Japanese embassy here, today authorized a formal de-nial of a report from Vancouver, B. C., that the Japanese government is recalling to Japan the army reserve men now in the United States.

Mr. Miya Oka says that such action could not be taken without the knowl-edge of the embassy here, and there has not been the least intimation of any such purpose on the part of Japanese government.

Moreover, a call for the return to Japan of the reservists would neces-sarily be preceded a considerable time by an order for the mobilization of the reserves in Japan, which has not been issued.

A CHICAGO MURDER.

Victim Probably Met an Enemy, as He Had Pistol in Hand.

Chicago, Jan. 6 .- Following the mur chicago, Jan. 6. – Pollowing the mur-ders of two pollcemen by west side thugs last week, Antonio Barbutto, was shot through the heart last night and killed instantly by his assailant hiding in a doorway at Polk and Desplaines

streets. The murderer escaped. A revolver, fully loaded was found clutched in the dead man's hand. The police think that while walking

on the street Barbutto met some enen drew his revolver realizing there uld be a duel to the death. Fifteen persons have been arrested on

suspicion

THREE PEOPLE ARE BURNED TO DEATH.

San Francisco, Jan. 6 .- Three people lost their lives by the fire which de-stroyed the outbuilding at the French hospital early this morning used a laundry and electrical power plant, The third body was discovered after the flames had been extinguished. It is believed to be that of the wife of Michael Franco, who with Jean Pons,

Michael Franco, who with Jean Pons, two laundry employes, were found dead by the firemen on their first search of the burned building. The two men had been sleeping in opposite reome on the second floor of the building when the fire broke out, and had ap-parently been smathered by the smoke before the flames reached them.

PROCTOR KNOTT PARALYZED,

Louisville, Ky., Jan, 6.-Former flov and ex-Congressman J. Process Knett, suffered a streigs of paralysis has night at his home near Lebanon, but is resting casily today,

purposes for which the law was en-Since the new rate law became effec

tive on Oct. 24, 1906, the commission has granted relief in the form of corrective orders in many cases. Up to Nov. 4 1907, the commission rendered decisions in 105 contested cases under the act. In 45 of these cases orders were made against the defendant carriers; in 45 Dickson and T. S. Browning, Fifth the complaints were dismissed; and in the remaining 15 no orders were made ward. In every instance except one, the or the old and new councilmen were ban queted at the Weber club at noon. ders of the commissions were complied with promptly. In the exceptional case,

the Delaware, Lackawanna & Western vallroad carried the order into th United States court, but, pending a de ision by the courts, is complying with Pennsylvania Supreme Court Refuse the order of the commission

ADVANCED RATES.

Two important subjects are discussed Two important subjects are discussed at length in the report, the one being the matter of advances in rates "which the commission is wholly without pow-er to prevent;" and the other the dreadful destruction of life in railway accidents, "which are not now the sub-ject of official investigation under fed-eral authority." Considering the ad-vance in rates, which "rests entirely with the railway," under the law, the commission success

commission suggests that when such advance is attacked in a formal com-plaint, the commission be given authority by legislation to suspend the opera-tion of the advanced rate until the mat shall have been heard and determined finally.

CAR SHORTAGE.

Respecting the important subjects of congested traffic and car shortage, the commission says the whole problem "may be said to be due to the fact that the facilities of the carriers have not kept pace with the commercial growth of the country. One eminent railroad president estimates that dur-ing the period from 1855 to 1905 the traffic offered for carriage duties in-creased 110 per cent, while during the same period the instrumentalities for handling this traffic increased only 20

per cent

handling this traffic increased only 20 (Special to the "News.")

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a great curiosity.

It may be conservatively stated that It may be conservatively stated that the inadequacy of transportation facili-ties is little less than alarming; that its continuation may place an arbitrary limit upon the future productivity of the land and that the solution of the difficult financial and physical prob-lems involved is worthy the most earn-est incurve of all when he est thought and effort of all who be-lieve in the full development of our country and the largest opportunity for its meanle" for its people."

WORK OF COMMISSION.

The work of the commission has in creased enormously in the past year During the year 276 hearings were held in various parts of the country against 73 in 1906; and at the hearings \$8,000 fallos of testimonies were taken. This indicates an increase of about 350 per cent. The hearings consumed the time of the commission of special examin-ers from two pours to 18 days, and several of the bearings consumed little

eral of the hearings consumed little short of a week each. In the course of the year the com-mission received 4,822 informal com-plaints, an increase of over 400 per cent over the previous year. Reparation was awarded informally to shippers in 561 cases, the argregate amount of the claims being \$104.700. The increase of the correspondence of the commission during the year was about 350 per cent. Inder the act of Congress the com-mission has awarded eight brouse medals of henor to persons, who, at grave peril to themselves, saved, or attempted to save lives on the lines of interstate carriers.

of Thomas B. Farr

NEW COUNCIL.

the invitation of Samuel Thomas

HARTJE DIVORCE CASE.

To Permit Appeal to That Body.

Philadelphia, Jan. 6.—The Pennsyl-vania supreme court today refused to permit an appeal to be taken to that tribunal from the superior court in the famous Hartje divorce case. Augustus Hartje was refused a divorce from his wife by the Pittshurg courts card the

wife by the Pittsburg courts and the decision was affirmed by the superior court. The highest court in the state

having refused to hear the case, it is said, Mr. Hartje may take his suit to the United States supreme court.

"LITTLE EGYPT" ASPHYXIATED

New York, Jan. 6 .--- Catherine De

vine, known as "Little Egypt." the dancer, was found dead in her apart-ments yesterday, died from gas as-

herds yesterday, died from gas as-physiation, according to a report sub-mitted to the coroner today by a phy-sician who performed an autopsy. Sev-eral marks on the body had caused the coroner to believe she had been a victim of foul play. The autopsy, however, disclosed that the marks were due to nost mortem tissue charges.

FOR SENATOR SMOOT

due to post mortem tissue changes

MANY CONGRATULATIONS

army than a post at that point, where every regiment in the island might be sent at some time during its tour of The new council comprises: J. W Austin, George Wilson, First ward; H J. Powers and Charles Humphries, Sec. duty in the islands. ond ward; Samuel Thomas and Joseph Dana, Third ward; Chris, Flygare and Horace Peery, Fourth ward; Dr. G. A.

A profound conviction of the import-ance of subject leads the secretary to earnestly adjure Congress to give heed to the pressing needs of the military department, which it has overlooked notwithstanding attention having been repeatedly been called to it.

HEALTH OF VOLUNTEERS.

The secretary says: "The failure to make proper and adequate provision for caring for the health and comfort of the volunieer forces in time of war—and this can only be done by creating a sufficiently here here of war-and surress with large body of competent surgeons with military knowledge and training-not only needlessiy prolongs the struggle and involves the country in expenditures of money far in excess of the act-ual cost of making proper provision in advance, but, most deplorable of all, brings anxiety and sorrow to house-holds all over the land and condemns many promising youths to unnecessary

grave Among the estimates submitted is an item of \$6,488,000 for the construction of batteries at Manila and Subig bay. This estimate appears in connection with others for the insular possessions and the other comment made upon it in the report is this:

"The places recommended for forti-fication have all been visited by one or more members of the national coast defense board and the suitability for

derense board and the sindability for fortification sites has been carefully studied by the board, and expenditures are being made accordingly." Accompanying the report are the es-timates for the support of the military estimate during the next fiscal year. The same being \$11,518,341 greater than her rear's amountations. By far the last year's appropriations. By far the greater part of the increase (more than 9 per cent), is for coast defense works, which about \$21,700,000 is require or the United States and \$18,800,000 fo the insular possessions.

(Special to the "News.") Washington, D. C., Jan. 6.—Senator Smoot has received hundreds of con. gratulations from all parts of the west on his "dry farming" bill, but it has developed that quite a large number of entrymen in Utah as well as other states in the dry regions are unable to obtain patents for the lands enter-ed, because, owing to lack of water, it is impossible to comply with the terms of the existing laws regarding residence. The senator will ask the senate to agree to an amendment so as to make the act apply to homestead As to the plea of insanity, Mr. Jerome explained to each of the proposed jur-ors in turn that a person is excused from criminal liability in this state only upon proof that he was at the time of the deed suffering from such a defect of reason as not to know the nature or quality of bis act, or that the act was wrong. He also questioned each talesman closely as to any opinion held or any conscientious scruple contained against capital punishment. senate to agree to an amendment so as to make the act apply to homestead locations made within the last two years, where such locations are upon arid and semi-arid lands and where irrigation is impossible. The senator feels confident that his bill with the smendment metioned will be put through both houses

FIRST JUROR ACCEPTED.

Charles E. Gremmels, a ship broker was called for examination just before was called for examination just before the close of the morning session. He said he had certain scruples against capital punishment, but if sworn as a juror he felt he could lay it aside and vote for a conviction if the evidence seemed to warrant it. Mr. Jerome was inclined to challenge for cause, but Justice Dowling ordered the examina-tion proceed. In other ways Mr. Grem-mel's was acceptable to the prognation and was turned over to Mr. Littleton In response to requests by Senator Smoot for adequate provision for work upon the Strawberry valley reservoir, the reclamation service has set aside from the fund \$190,860 for work this year, and should it be found advisable there will be an addition made to this sum. mels was acceptance to the progecution and was turned over to Mr. Littleton of the defense. He was finally accepted and took his place in the foreman's chair. Gremmels was not sworn, how-ever, as it has been decided not to ad-minister the oath until the box is filled. All the incore thus will be subject to aum. During the holiday recass Senator and Mrs. Smoot have entertained Utah people in Washington on several oc-casions. All the Utah delegation saw the old year out and the new one in at the Smoot residence on Connecti-cut svenue and on New Year's day, the senator toek his small children to the White House to pay their re-spects to the president. As they werp the only little once present in the great throng the children attracted a great deal of attention. as well as curiosity, All the jurors thus will be subject i peremptory challenge up to the last

minute. After Gremmels' acceptance the luncheon recess was ordered. In concluding the report Secy, Taft

says: "It seems to me that the time has come to recognize in the same way the service of one who was not a soldier."

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in Brooklyn, having just arrived from the far east, want nothing more to do with stowaways of the class they encountered on their homeward trip from the China coast. A couple of days afnothing could be of greater aid to the ter leaving Dalny, it was discovered that 24 chickens, half of the ship's supply, had been killed, evidently by an animal of some sort. Search was made for the intruder, but without success. The white officers of the shin armed themselves with guns and the Chinese crew with whatever weapons they crew with whatever weapons they could lay hold of and waited for the next appearance of the animal. A special watch was kept over the chicken coop, and a couple of days later there appeared suddenly in the coop a tiger cat which evidently had stowed away at Dalny. The animal was shot and beaten to death, but not until sev-eral more of the chickens had fallen a prey to the strange stowaway.

JOHN F. FANNING DEAD.

Chicago, Jan. 6 .-- John F. Fanning, ell known among railroad men as a pioneer railroad builder, who built the Des Moines division of the Rock Island railroad and a considerable portion of the Northern Pacific and Unior Pacific systems, died yesterday after a long illness, at his home here, aged 81. suffering and possibly to a premature Mr. Fanning came to this country from Ireland in 1844.

BURNED TO DEATH.

Viroqua, Wis., Jan. 6.-Miss Helen Munson, aged 22, a daughter of Col. C. G. Munson, private secretary of Gov, Davidson, state senator, and one of the best known public officials in Wisconin, was fatilly burned while starting a fire in the furnace at her home here yesterday. The lower part of the girl's body was burned to a blister, Mrs. Munson was painfully burned while burned while

DRUG CLERKS SCARCE

trying to extinguish the flames.

New York, Jan. 6.—Although salaries have practically doubled in the last two years, there is a great scarcity of drug clerks in New York today. Many phonometric as bard out to find an pharmacles are hard put to find as sistance and there seems to be little prospect of a renewal of the former sup-ply. The scarcity is largely accounted or by the strict provisions of the new aw which requires graduation from a college of pharmacy as well as four 'ears''actual experience as an assistant before a man is entitled to a ce cate as a pharmacist. The new cate as a pharmacist. The new law while it has caused the decrease in the

number of clerks available, will, the druggists say, be of great benefit as it requires a much more complete techni-cal education than the former law,

FIGHT FOR \$50,000,000.

Albany, N. Y., Jan. 5.—According to a statement made here tonight, the will of William Rhinelander, who died last week in New York City, leaving an estate said to be valued at \$50,000,000, is to be contested by William Rhine-lunder a son who lives in Albany and lander, a son, who lives in Albany and who, it is said, is disinherited by his father. This statement was made to-night by Juliette Catherine Maier, who says she was married to Rhinelander in

says she was married to Rhinelander in New York in 1857. William C. Rhinelander is ill, accord-ing to a story told by the woman, who says she is his wife. She says her husband, as soon as his condition per-mits, will go to New York for the pur-nose of claiming his share of the esose of claiming his share of the es-ate left by his father. Rhinelander and his wife reside in

tion of Albany. He is about 55 years oid, and his estrangement from his family, it is understood, dates back from 1876, when, it is stated, he married

On Main street one of the changes forecasted in the "News" to begin with the new year, is making itself felt. The gilded clock in front of the Lichenstein Jeweiry company, which has vied with the older landmark at First South and the one in front of Park's as the public indicator of the time, was stopped this morning at 15 minutes to 10. No one connected with the firm has now sufficient interest to wind it up again and the firm name across its fa will soon disappear. Inside an auction-eer tells loudly the merits of articles of jewelry that go at the highest figure bid, while the Lichtensteins have told their friends of an intention to move

In a short time the Lichenstein store will be occupied by the Romney Shoe company, who will abandon its present premises to make room for the Will Grey Clothing company, which v eave the Auerbach premises it now oc-

MILLER STORE LOCKED.

The small Christmas sales in jewelry were the feature of the shifted desires in holiday spending, and by the same cokens, no other jewelry store cares to take over the Lichtenstein stock, and today another jewelry store is not open for business. It is the Miller es-tablishment on east Third South street. The Utah Association of Credit Men may take over the business, and an at-tempt to verify a report to this effect was unsuccessful this afternoon, as the place was locked.

ANTIDOTE DUE.

For the landlords of Main street property, who have been boosting their rents during the past year an antidote has been arranged by the county asses-sor. It is to add a little item of 20 per cent to the value of their assessments, on the ground that if the buildings produce an increasing amount of rev-enue they should also produce an in-creasing amount of tax. The trimming of sail through de-

The trimming of sail through de-creasing the number of clerks employed at various stores continues to be a symptom of current business, Fifteen were paid off at one large institution Saturday evening.

NEW COUNCIL AT MURRAY.

Old City Officials Step Down and New Regime Steps In.

The old city council of Murray this morning held a special session winding up its business, and afterwards turning the government over to the newly elected officers. Mayor Charles Brown succeeds himself, while of the new con cil W. H. Lyon comes in from the First cil W. H. Lyon comes in from the First ward, Ed. Parkinson from the Second, Daniel B. Jones from the Third, F. C. Howe from the Fourth and A. J. Wal-quist and P. B. McMillan from the Fifth. The retiring members are; A. E. Lee, First ward; John Wood, Third ward, and W. H. Atwood, Fourth ward, The old council adjourned and the new council took its place, when a speech was made by Mayor Brown. The council shortly adjourned until tomorrow even-ing, when regular work will be taken up.

BROKE JAIL IN WYOMING.

Word was received by the police department this morning from Rock Springs. Wyo., to the effect that a man named John Darling, who was under arrest there for forgery, broke jail last night, and it is thought he is headed for Sail Lake. The police have been furnished a description of the man and are keeping a sharp bookout for him.