

LAST EDITION.

DESERET EVENING NEWS.

TRUTH AND LIBERTY

WEDNESDAY, APRIL 1, 1903. SALT LAKE CITY, UTAH.

Adams Dissolves

FIFTY-THIRD YEAR.

PUT AN AD. IN THE "NEWS" If you would reach the par basers in this city. Our readers how for your store news,

"Oh! shentlemen glef me protection for he treaten me. I will put him under a Mayor Vetoes The Resolution

Returns That by Councilman Eardley Without His Approval-Spurns the Idea That Capt. Burbidge is Ranking Officer of the Police Department and Says the Resolution is Null, Void and Absolutely of No Effect.

the

***** "Salt Lake City, Utah, "April 1st, 1903.

To the Honorable President and Members of the City . Council, Salt Lake City, Utah. "Gentiemen: I herewith return Eardley, instructing the city to communicate with recorder to communicate with

lohn B. Burbidge, captain of po-lice, etc., without my approval, for the following reasons: "Pirst: The city council of Salt Lake City is the legislative brach of our municipal goverment, and it has no exec-tory powers whatever. The substance contained in the resolution beyond the jurisdiction of the ond: The resolution is null,

rold and absolutely of no effect whatever. 1 am, Very respectfully (Signed) "EZRA THOMPSON. "Mayor."

n connection with the pay roll of a certain department, which pay roll is of necessity a means to the ultimate and of the payment of certain city of-loers, and hence connected with an exin the above polite and positive mana Mayor Thompson today informed eity council that it has nothing ever to say as to who is the head renditure of money. The original lia fility against the city, and the proposi the police department and that its tion involving an expenditure of money was passed upon when the ordinance tion, passed on Monday night, de. using Capt. Burbidge to be the rankcating the police department was assed, and the salaries of the officers u officer of that department and aund men fixed. My conclusion is, therefore, that this riting him, as such, to approve the moils of the department and othercoolution does not need to be present-d to the mayor for his approval, as a assume control, is beyond the juresolution involving the expenditure of

the city.

operative.

ers, etc.

There is, however, in my opinion, an-other view to bet aken of this resolu-

mayor necessary before it can become

captain of police that he is respon

attempted removal of the chief of

This resolution is, therefor

Chapter 28, of the Se

Clearly, such attempted action

fiction of the council and absolutely blov bna lle Now that the mayor has vetoed the tion, the question is whether or at the anti-Sheets faction can secure the 10 votes necessary to pass it over mayor's head. It is an assured fact at such an effort would prove fruit-m for a vote on the matter would re-mit just the same as on the original such an effort would prove fruit-

ge of the resolution, namely 8 to The next question to be considered, if upon which the greatest contention bably arise at the council meet-Monday night, is, whether or not is anything involved in the respproval or disapproval.

all probability the anti-Sheets men

peace warrant, I svear I vill." Cohen was locked up in the county jail, and will have a hearing before Judge Diehl. DISTURBANCES IN NORTH ALBANIA Constantinople, April 1 .- Details of

the disturbances in North Albania show that the revolt which has broken out there against the reform scheme of the powers is a very serious one. Several thousand armed Albanians surrounded the town of Vucsteen March 29, and de. manded the surender of 11 Servian gendarmes who had been enlisted in accordance with the reform plans. The governor surrendered the Servians who vere bound and taken to Bristina, after having been maltreated. A number of the Servian inhabitants and bands o Albanians later surrounded Mitrovitza

and serious fighting ensued with the Dear Sir-Replying to your verbal request for an opinion as to whether or not the resolution adopted by the Turkish garrison, consisting of 3,000 troops. The fighting continued until March 30, when the Albanians finally city council on Monday, March 30, in structing John B. Burbidge, captain of were repulsed with great loss. Heavy reinforcements have been orde ed from the vilayet of Acdin. As'a M'nor and police, to certify all pay-rolls and vouchers in the police department, etc. other places to the scene of the out-break in order to suppress the rebuillon. is a resolution "appropriating or involv-ing the expenditure of money," falling within the language of section 195 of the Revised Statules, and as such re-quires the signature of the mayor be-fore it can become operative, permit The Albanian rising bas c used a panic among the Christians of all Servia who are fleeing toward Servia

A panic has occurred at Prilep in conme to say: The statutes make a well defined dissequence of the growing fanaticism of Albanians against the Christians. The tinction between contracts, resolutions latter have closed their shops and schools and are preparing to seek refuge at Monastir. Numbers of Chris-tians have been murdered in the Prilep diture of money direct, as a necessary part of such contract, resolution or proposition and other resolutions and district during the last few days.

Considerable apprehension is felt at the Russian embassy for the safety of propositions affecting indirectly the exrenditure of city moneys without acthe Russian consul at Mitrovitza

or creating an original liability to pay upon the part of the municipality. In my opinion it cannot be suid that the The outbreak has made a great impression at the pulace. The sultan was ntensely exercised and measures were taken to watch two Albanian battalions belonging to the imperial guard on duty recolution under consideration creates a llability against the city, or involve the expenditure of money simply be cause it is an attempted direction to a certain city official to do a certain act at the Yildiz Klosk in order to prevent disorder at the palace.

ASSAULTED REVENUE OFFICER

Fifteen Sailor Smugglers Set Upon Him.

Jersey City, N. J., April 1.-While Revenue Inspector Driscoll was on watch at the end of the Manhansette hier last night, 15 sailors started down he plank from the Phoenix Line steamship St. Nicholas, marching shoulder to shoulder with a quantity of Sumatra tobacco concealed in their pockets.

Driscoll, who suspected their inten-tion, called upon them to halt. Instead, the 15 men at once set upon the revenue officer, and throwing him to the ground noney, or creating a liability against began kicking him. The noise of the scuffle brought two other government agents to the scene and the smugglers at once broke for the street. ion, which makes the approval of the

Then ensued a desperate struggle between the revenue men and the smugglers. The former, seeing that they were greatly outnumbered, drew their

revolvers and poured after the escap ing smugglers a rain of shots, which awakened the neighborhood and drew a

Operative. On March 23, the concurrent action of the mayor and a majority of the city ecuncil, appointed George A. Shoets as chief of police. His eath of office and approved bond have been fied in your office. He is in charge of the police department, and is, in my opinion, unquestionably the head of the department. It is true that some curstion is being made as to the lebig crowd to the scene. On a dead run the sailors made for the end of the pler, with the officers in full pursuit. Most of the smugglers carried knives, which they drew menacquestion is being made as to the le-gality of his appointment, but the fact ingly as they neared the crowd which had gathered to intercept them,dashed through the crowd as it gave way, all remains that until the question is pass-ed upon by a court of competent jurisdiction adversely to him, Mr. Sheets oners were at once taken back to the is the head of the department. end of the pier, where a search re-vealed 15 pounds of tobacco, valued at The resolution under consideration recites contrary to the fact that "there about \$60, in their pockets. is now no legally qualified chief of the police department," and after certai

The Injunction

Wabash Loses Its Case Against Brotherhoods of Locomotive Firemen and Railroad Trainmen-Charges of Consp.racy to interfere With Interstate Commerce and U. S. Mails Not Sustained-Law Relating to Employes.

States district court today Judge Elmer

The decision dissolving the injunc-tion was rendered at 10:50 a. m. to-

In his decision Judge Adams first and Trainmen to force an undesired strike upon the men, who were members of their organizations: that defendants threatened and were about to further enforce their demands to eve-cute their conspiracy by preventing the rallroad from performing its duties as carrier of interstate commerce and the

by the interstate commerce act. GIST OF CONSPIRACY.

The gist of the conspiracy coming within the jurisdiction of the federal courts, as charged in the bill, was to precipitate a strike undesired by the men and thereby and by other means specifically charged in the bill, to interfere with the inter-state commerce and the mail service of the United States. Upon the showing that the first step ce and

wages and conditions of services are not supported; that irrespective of the stion of whether the men or the mmittee of the brotherhoods represling them first suggested the increase wages and change of rules, the embyes themselves, at end for a long as prior to the filling of the bill of emplaint were dissatisfied with their ages and conditions of service and a cal difference of opinion existed beween the railroad and a large majorty of its employes, members of the wotherhoods with respect to their rages and that the defendants, as offiters and committees of the brother-noods were fully authorized by reason of their official relation to their mem-bers and also by direct written authority to represent them in the effort to secure his wages and change conditions of service and that the proposed strike, netead of being officiously ordered by

defendants, was a result of the vote of he employes acting without coercion and directly authorizing the same, CHARGE NOT SUSTAINED.

The court further finds after a full xamination and an analysis of the evidense that the charge of a conspiracy to interfere with the interstate com-merce of the United States or the mail ervice of the United States is not sus.

discussing the issues after reviewing many authorities, the court concludes and lays down the law governing the rights, duties and privileges of employes as found on the latter part of page 8 and the forepart of page 9

of the opinion. The court finishes its opinuion by stating its conclusions with a summary of the situation pertaining to the controversy.

WHAT COUNSEL SAY.

Mr. F. M. Judson, of St. Louis, spe-cial counsel for the brotherhoods, stated to the Associated Press that he and Col. Wells M. Blodgott general so-licitor of the Wabash Railroad comlicitor of the Wabash Railroad com-pany were making efforts to bring all the parties in interest together, and that in his opinion an amicable agree-ment would be arrived at and that there would be no strike. W. G. Lee, vice grandmaster of the Brotherhood of Railway Trainmen, is the only official of the two brother-honds here. He sould to the Agreement

hoods here. He said to the Associated Press: "The decision was certainly sweep-ing. It completely removes the in-

unction. We believe now as we

COL. BLODGETT.

ounsel for the grievance committees

and I conferred together briefly but no

conclusions were reached. I want some time to go over the situation, and can-

not make any expression today

idea what may be done

After

the decision

while enroute.

Firemen, said:

ials said:

pealed.

the injunction would be dissolved.

question on the strike proposition

JUDGE W. T. IRVIN.

order, is out of the city today.

mittee still halks and says its mind is made up, and that it will not recede from its action, whereupon it has been said that the ald of the courts will be involved. invoked to compel it to make th award. To this it replies that it would prefer that the courts should settle the nent to the awarding of a prize unde the matter stands. What the next will be remains to be seen. It eay be that the exhibiti a committe fill carry the matter to the courts of the strength of the opinion from the at-torney general. Many think that it has a good chance to win, and that it has done the only thing if could consistent. By do, But as stated the award com-mittee looks at the controversy through different spectales and with wheth ifferent spectacles and with wholl, ifferent feelings,

CAMBRIDGE DEFEATS OXFORD SIX LENGTHS.

Putney, April 1 .- It was raining and a light wind was blowing previous to the Oxford-Cambridge annual boat racon his western trip under the most fa. . today. The water was smooth. Oxford vorable auspices. As the special train won the toss and chose the Surrey side pulled out of the Pennsylvania station of the river but the choice carried litthe president stood on the platform of tle advantage under the prevailing conhis car, tipping his hat and smiling in response to the enthusiastic cheers of

The boats started at 3:33 p. m. Camhundreds of admirers. bridge was first afloat, quickly followed by Oxford. As the crews paddled down to the stake-boat they were heartily cheered. Cambridge immediately shot ahead, stroking 32 to Oxford's 36, Cambridge was leading by a length at Craven steps

Cambridge still ahead at Harrod's

By the time the saccharine works were reached Cambridge had increased her lead to two lengths. their hats. forms were crowded with people anx-ious to extend to the president their Cambridge was still two lengths ahead at Hammersmith bridge and rowing very steadily

good wishes for a safe and successful journey. Notable precautions were tak-Passing the lead mills Cambridge was still going ahead. Both crews were

this going anead. Both crews were rowing 36 strokes to the minute. Four lengths separated the boats on passing Thorneycrofts. Oxford drew up and Cambridge was only three-quarters of a length ahead of the oschtree. it the crabtree.

By the time the Devonshire meadows were reached. Cambridge was three lengths ahead. The race had become procession.

Combridge shot under Barnes bridge three and a half lengths in front and won by about six lengths. Oxford rowed out the course in good form. The official time was 19 minutes, 216

REMARKABLE ADMISSION.

Chas. Shapiro Says He Has Been Shamming Insanity.

New York, April 1 .- Charles Shapiro, under indictment for murder, made the remarkable admission, when arraigned for his second trial, that he had been shamming insanity for five years and had deceived local physicians as well as the physicians of the Matteawan Insane asylum

When Shapiro was first taken to the Tombs he began acting queerly and he has confessed by direction of a lawyer and physician whose names have

sane after his indictment and he was sent to Matteawan asylum.



MISTORIAN'S OFFICE, Church of Jesus Christ of Lotten-dey Sain

He Left Washington This Morning at 9:06 o'Clock Under Most Favorable Auspices - Station and Platforms Crowded to See Him Off-Train is One of the Finest Ever Run Oat of the Capital.

Washington, April 1 .- President | who had come to see him off, The two Roosevelt at 9:05 this morning started | had several minutes' conversation, the president thanking the minister for his houghtfulness in coming to the sta-

No member of the president's immediate family except his sister, Mrs. Cowles, was at the station. Mrs. Roosevelt and the young children being down the Chesapeake bay on the Mayflower and Miss Alice in Porto Rico. Several mem-bers of the cabinet, including Secy. Cor-telyou, Secy. Hitchcock and Secy. Wil-As early as 8 o'clock a crowd began to gather at the White House to witson were present. The president and Secy. Cortelyou chatted several minness the president's departure. As he entered his carriage to drive to the stautes, the president expressing his re-gret that the secretary was not to action the men made the historic grounds company him. Other members of the cabinet had taken their formal leave of echo with cheers while women waved their handkerchiefs and many of them the president at the White House, Among other notable people at the station to see the president off were Asst. Secy. of State Loomis, Col. Theodore Bingham and Capt. W. S. Cowles, Sec-ond Assistant Postmaster General Shalenberger and District Commissioner

en to insure the safety of the president West police arrangements were under The train is one of the finest ever run the personal supervision of Commis-sioner West and Chief Sylvester. Uniout of Washington by the Pennsylva-nia road, handsomely equipped and formed officers, detectives, plain clothes men and secret service operatives surmanned by a crew of picked men. The only change in the personnel of the party as heretofore announced was that John McCoy went as special represenunded the president and covered ev-

taive of the Pennsylvania Bailroad in-stead of C. R. Rosenburg. In addition to those officially designated as mem-bers of the president's party three se-cret service men and two post-As President Roosevelt alighted from carriage he was joined by Secv Hitchcock and they walked down the latform arm in arm, the president topping now and then to greet friends. affice inspectors accompanied the pres-He was attired in a black cutaway coal, dark striped trousers and wore a black felt hat. He was in the best of spirits The dent as a personal bodyguard. fourney as planned will occupy nine weeks and three days and the party will travel a little more than 14,000 miles. and chatted enthusiastically about the Near his car he met Baron Speel von Sternberg, the German 'minister,



The Pennsylvania station and plat-

ry point.

Arrangements Made Today for His Reception in Salt Lake-Arrive Here on May 29 and Will Speak in the Tabernacle for Thirty Minutes-Other Details.

A meeting was held at Senator presidential party will leave on their yer and physician whose names have been given to Dist. Atty. Jerome for investigation. So well did he simulate insanity that i lunacy opprint the purpose of arranging for the recep-tion of President Roosevelt while in an open air meeting, after Mayor Glas-mann has offered a brief address of this city and Ogden. There were presill be 30 minutes as in the morning ent Gov. Wells, Senators Kearns and here. Following is the roster in full of the presidential party: At his request another commission Smoot, Mayors Thompson and Glas-examined him. He was declared sane mann, and George M. Hansen, of Or MEMBERS OF THE PARTY. den, as a committee of reception. The The president, Secy. Loeb. Asst. Secy. Exrnes, Surgeon General P. M. Rixey, U. S. N.; Mr. Nelson P. Webster, Mr. M. C. Latta, Mr. J. L. McGrew, ste-Isaac Michelson, who killed Martin Shepard, his business partner, and was as chairman, and Mayor Glasmann as meeting organized with Senator Kearns secretary. nographers: C. R. Rosenberg, repre-senting the Pennsylvania Railroad The president will arrive early on the morning of May 29, and leave his company: H. A. Colman, Associated Press; R. H. Hazard, Scripps-McRae ar at 8:30 for a drive about the city t 10 a.m., the presidential party will sit the Tabernacle where Gov. Wells Fress association, and Publishers' Press association; Lindsay Denison, New III make a five minutes' address of elecome, and Senator Kearns in a five Yerk Sun Press association; R. Dunn, Collier's Weekly; George fautes' speech will introduce the dis-regulated visitor. The president will uckey, Leshe's Weekly: N. Lazarnick, Harper's Weekly: H. A. Stromeyer, photographer; P. W. William, Western Union Telegraph company; J. P. Gooch, ake a 30 minutes' address. After the bernacle speaking, President Rossalt will be escorted to the palatial sidence of Senator Kearns to be en-Postal Telegraph-Cable company; F. H. Tyree, R. H. Taylor, S. A. Connell, tertained at lunch; and at 1 p. m. the I W. W. Stone, and three messengers,

B. Adams handed down a decision dissolving the injunction granted March 3, restraining officials of the Brotherhoods of Locomotive Firemen and Railroad Trainmen and other labor leaders from interfering in any way or ordering the men employed on the Wabash system to strike. The temporary injunction had been granted by Judge Adams, on allegations made by officials of the Wabash system that the defendants were conspiring to interfere with interstate traffic and the transmission of United States mails.

day.

BILL ANALYZED.

analyzes the bill of complaint upon which the provisional restraining order was issued, showing that the grava-men of the charge was that the defendants had entered into an unlawful and malicious conspiracy to secure recognition of their brotherhoods by false-ly representing that the employes of the railroad who were members of the brotherhoods were dissatisfied with their wages and conditions of service when they were in fact entirely satisfied and contented with the same: that defendants were about to exercise their powers as suprems and controlling offi-cers of the Brotherhoods of Firemen

mails of the United States by preventing such connecting lines from interchanging traffic with and affording the Wabash the facilities therefor required

St. Louis, April 1.-In the United | the employes were satisfied with their

tion which requires it to even ibmitted to the mayor, as it conare no provision for an expenditure meney. Therefore the mayor's veto my be ignored entirely. On the other ind the Sheets faction contends, acling to an opinion rendered by City they Nye today in relation to the that the resolution contemsible for the department, and is in structed to ignore the head of the de the removal of the present chief mike and empowering a subordinate tasume the duties of that office and require the concurrence of the

lafare submitting the resolution to ayor, City Recorder Nystrom sein opinion from City Attorney as to whether or not the resoluequired the approval or disaprotal of the chief executive. on holds that the resolution should Laws of 1899, requiring concurrent ac ion of the council and mayor, ubmitted to the mayor for his apral or disapproval, not because it ecome inoperative and of no effect. ves an expenditure of money, but tal of the present chief of police, it can become operative. he city attorney holds was lely confirmed.

CITY ATTORNEY'S OPINION. city attorney's opinion on that atter follows in full: April 1, 1903.

4.1.0. Nystrom, City Recorder, City,

DECLARED HE WAS HELD

of police,

am Cohen Creates a Scene at the Police Station and for His Pains is Arrested and Locked Up, Charged With Receiving Stolen Property-Raleigh as a Collector.

am Cohen, a Jew who deals in junk, scattered thoughts. Cohen was back the excitedly into the police station again, repeating his performance with ay and after tearing his hair, shedseveral variations.

a few scalding sobs and going "I yent into the Shermania saloon ough various amusing contortions. andt dot man grapped me mit my hair manded that the entire force be imunt squeeze me on de het unt my neck flately placed upon the trail of a unt press my nose unt try to take my at who had attempted to hold him sheck for tvelve tollars undt seexty cents.

Beatlemen vat iss dis country dot and get protections ven dot man seste me py my het and pinches my shrieked Cohen. His collar was did not care to listen to it until his ene a, his nose bruised and his clothing nd with mud indicating that he leen going up against a rather

held me up so helup me he dit." "Yes, and if you don't pay me that \$2.50 I'll wring your nose off," replied Raleigh. The latter explained that rushed out of the desk sergeant's m and tore frantically up stairs, the building who had authority, to Cohen owed him the amount referred to and refused to pay it, and that Coout at once and drag to jail the hen's cry of being held up was simply who had held him up. the result of his (Raleigh's) strenuous

Have the officers could collect their Cohen left the building shrieking:

I vill get me a gun and kill dot man!" At this stage of his ravings, Deputy

moment Jake Raleigh appeared on the

"Dot iss him," shricked Cohen; "he

and a second and a second a se SPECIAL CONFERENCE **EDITION SATURDAY!**

Next Saturday's "News" will be a specially enlarged and attractive tillion, devoted to the opening of Conference and many other special hatures. All orders for large advertisements should be handed in by Thursday.

All Semi-Weekly subscribers will be furnished with free copies on tailing at the "News" office.

High Prices for Books.

other recitals instructs you to notif New York, April 1.-A collection comprising the works of noted authors, in the order. the choicest of bindings editions de partment, and sign the payrolls, youch luxe of limited issues, fine art and illusdays trated books sumptuously produced works of the great romantiand the

lice by attempting to take away fro him, and vest in a subordinate officer certain of the powers and duties of the chief of police. If this could be ac-complished by the city council, without cists and historians in specially printed editions, has been sold at auction in this The total for the sale was about Some of the lots sold were as follows: the concurrence of the mayor, that pro

The aquarelle edition of Balzac's works, 40 volumes, Roberts Brothers, Boston, 1896, \$120. Memorial edition of Thomas Car-

lyle's works, London, 1900, \$195. Mark Twain's complete works, limited have the approval of the mayor before utograph edition. the first volume his signature, Hartford, 1899-1900, \$115.50

Finally, in my opinion, this resolution must be submitted to the mayor, not because it involves the expenditure of Manuscript edition of the works of Manuscript edition of the works of Charles Dickons, London, 1900, \$224. The complete works of Washington Irving, New York, 1895-97, author's au-tograph edition, a page of his original manuscript of "Alhambra" being inmoney, but because it practically in-volves the removal of the present chief Very respectfully, GEORGE L. NYE. City Attorney. erted, \$180.

Berted, \$189. The complete works of Rudyard Kip-ling, New York, 1897, \$155. "Paris, Known and Unknown," by William Walton, Philadelphia, 1901,

Seey. Moody at San Juan, P. R.

San Juan, P. R., April 1.-The Unit-ed States dispatch boar Dolphin, which arrived yesterday afternoon from St. Thomas visited Culebra Island before coming here. On arriving here the Italian warship Giovanni Bausan and the United States school sh p Alliance saluted the Dolphin, Gov, Hunt went on board the dispatch boat and plained to Secy. Moody that the dredging of San Juan harbor, which has a soft mud and coral bottom, does not

present any engineering difficulties. Mr. Moody and the members of his party will call on the governor today ere will be a reception tomorrow at the naval station. If you don't protect me I svear Mr. Moody when interviewed re-

garding the chances of San Juan beselected as a site for a coaling station said

Sheriff Cowan placed him under arrest for receiving stolen property. Cowar "I am not prepared at present to ana warrant of arrest but Coher ever that question. It depends on what land is available." my was safely lodged in jail. At that

When informed that the legislature was disposed to grant any necessary lands free of cost, Mr. Moody remark-

"If it can easily be dredged there is a possibility that the harbor may do." Mr. Moody will remain here two days and then go to Ponce.

Schenectady Carpenters on Strike.

Schenectady, N. Y., April 1.-The long threatened strike of the carpenters for 40 cents per hour instead of 35 as at present, began today and building op-erations are lied up throughout the city. Over 800 men are affected and they declare they will have the support of the allied trades. A leading con tractor said the non-union men will be brought here immediately. The strik-ers declare that if this is done men in all allied trades will refuse to handle the work.

No Change in Lower Mississippi. Washington, April 1 .-- The weather bureau issued the following special river bulietin today:

There is no change in the lower Misdissippi river situation except a new crevasse on the left bunk opposite the mouth of the Red river, resulting in the flooding of the state farm near An-gola. Stages at Vicksburg and New Or-leans this morpha were \$2.3 and 20.1

leans this morph, were 53.3 and 20.1 respectively, a tan of .1.

of the conspiracy, namely, of such strike. was immediate vays have that our requests were just templated by the defendants and that and reasonable and another attempt irreparable damage would necessarily befall the railroad unless a restraining ful settlement by the grievance mittees and the Wabash officials." order was forthwith issued the same was done for the purpose of holding the property and the parties in statu quo until both sides could be fully heard on the motion to set aside or modify bash said to the Associated Press: Leave was given to file

such a motion at any time within 15

RESTRAINING ORDER.

The provisional restraining order was nade without notice to the defendants, under the stress of the facts disclosed by the bill, and was fully authorized section 718 revised statutes of the inited States and was imperatively denanded by the general principles guity jurisprudence, recognized and nforced in many similar cases in the nited States and England. Many auhoritles warranting the provisional restraining order in question in cases of onspiracy to interfere with Inter-state commerce and otherwise are cited in

commerce and otherwise are cited in support of this last proposition. Within the time allowed by the re-straining order defendants duly ap-peared and filed their sworn answer, denying the alleged conspiracy in all its phases and particularly denying any purpose to interiere with inter-state merce or the mails of the United States and specially denying that the employes were satisfied with wages and conditions of their service; and denying the practice of any and all coercion or false representations to bring about a strike; averring that the only pur-pose on the part of the defendants in consenting to a strike was to better the condition of their members who were n the employment of the railroad, by

the exercise of their undoubted right to peacefully withdraw from such service until such time as their demands of should be conceded. Many affidavits and exhibits were filed on both sides and the case has been ably and exhaustively argued by eminent counsel.

THE QUESTION NOW.

The question is now whether upon all the proof before the court it should ward a preliminary injunction or set iside the provisional restraining order already made The court after fully considering all

the proof finds that the statements of the decision will go fa the bill of complaint to the effect that relations with employes

UTAH ARTISTS IN CONFLICT

Courts May be Called Upon to Say Who is the Winner of the Three Hundred Dollar Prize Offered by the State-Exhibition and Award Committees Disagree.

have come from within the ranks of the Utah Art Institute for a considerble time past, have assumed disagreetible proportions. The society closed 's annual exhibit in the Social hall last night and there is much murmuring toloy occasioned by a conflict between two of the principal committees-exhibition and award. The former is composed of Mesars. Edwin Evans, J. B. Fairbanks and Mrs. Alice M. Horne and the latter of George M. Ottinger, S.

T. Whittaker and Alan Lovey. There are four pictures recommended for the \$200 prize offered by the state.

in the matter, and that it must make the award regardless of who the win Two of them are from the Brush of Mr. Evans and two come from the studio ner is or the value of the product of This means that the greate of Mr. Fairbanks. And here is where his or her brush. But the award com- the city will be inundated.

made to bring about a peacecom and upon retrial was convicted and sentenced to eight years in Sing Sing. General Counsel Blodgett of the Waone of Shapiro's pupils, was also sent to Matteawan asylum. He also was the decision was rendered

found to have been shamming and was sent to Sing Sing prison also for eight years on a plea of guilty. To Shoot Chutes Under East River

New York, April 1 .- When the tunnel Do you think there will be a strike?" under the East river now being built is completed passengers will "shoot the chutes" under the East river from Bat-"I am not prepared to answer that uestion, as at this moment I have no 'Will you notify President Ramsey of tery park, Manhattan, to Nassau street, Brooklyn.

The tunnel will be in the shape of a crescent, with a 3½ per cent dip on either side. The trains will be started by electricity, but the power will be 'No, we did not attempt it. President Ramsey, who is on his way to Calro Egypt, to attend the bedside of hi his laughter, left the steamer at Cher-bourg last Monday and immediately shut off when the gravity of the grade exceeds itself and the trains will shoot took the train. He is scheduled to ardown, acquiring a velocity of a mile a minute at the lowest portion of the tunrive in Cairo next Saturday and we do

not know just where to reach him to-day. Doubtless he will see the news nell in the middle of the river, and with enough momentum to climb the grade on the other side. The road will be equipped with electrical brakes, so that in case of an accident at any point on one track the train behind will be automatically stop-

ped. Trains will start from both sides of the river simultaneously This will be the only gravity tunnel road in the world.

Miss Iselin to Christen the Reliance

daughter of C. Oliver Iselin, it has been lecided, will christen the new cup deender Reliance.

Mrs. Iselin christened the Defender

will name and wish the greatest of suc-cess to the Reliance, which will be launched on Saturday, April 11.

Waudby, of this city is prominently mentioned for commissioner of labor to succeed Carroll D. Wright. He is a printer by trade, and is popular with organized labor. He has been special agent of the department of labo 1885 and is an authority on labor statistics.

San Domingo Situation Serious.

San Domingo, Republic of Santo Dorningo, Sunday, March 29,-The Dom-inican warship Presidente, flying the flag of President Vasquez, arrived off this port early today and signaled for a pilot, who went on board.

The cruiser then left after exchanging cannon shots with the fort. No damage was done on either side. Th situation is becoming serious and the arrival here of a foreign warship is anxiously awaited.

Big Strike in Greenwich. Conn.

Greenwich, Conn., April 1 -- Nearly 1,000 men employed in the building trades in this and neighboring vit. ages went on strike today to enforce demand for an increase in wages, Sat urday half-holiday and the use of ma-terial bearing the union label. It is understood that the contractors are willing to consider the pay increase asked for, but they object to the half-holiday on Saturday, and to the demand for the exclusive use of union-made material

Flood at Stockton, Cal.

Stockton, Cal., April 1.-The flood has come and several streets in Stockton are under water. Reports from the country east are to the effect that the worst may be expected this evening. This means that the greater portion of

NEARLY A SHOOTING SCRAPE. Messenger Boy, Hackdriver and Two Women Make Night

Hideous in a Rooming House, the Affair Culminating in a Desperate Fight in Which a Gun Figures.

There came nearly being a shooting I few cuss words. He then entered the room to further press his demands for scrape this incruing in a rooming house pence and quietude and the Curtis we man said things to him. Gallacher be-come enraged and struck Bertha on the breast. This was the cue for the meser the Favorite saloon on the corner of State and Second South streets, bu the man behind the gun was persuaded anger boy to get into the melee. Seizthat it would not be wise to shoot. There was a great deal of excitement breath fire and slaughter, and Gallacher rought up over the affair and the wat a hasty retreat. was in hot pursuit, bent on doing some target practise, but Sandberg interferrets as told by the principals were rather disjointed.

AUTOMOBILIST KILLED.

Climbing Race.

chaffeur is believed to be mortally in-

The race was immediately shopped.

they would lunch together at the end

where there was a similar fatality tw

years ago when a German automobil-

London, April 1.-Count Zborrowski

The accident occurred at the spot

Countess Zborrowski was awalting

shand at La Turbie, expecting

tween here and La Turbie.

jured.

ist was killed.

ed and prevented a tragedy. Then the It appears that a messenger boy who ssenger called for the police cases as being tough, and a hackdriver Officer Will Armstrong rushed to the The excitement was so inten usmed Sandberg, were in the rooming everybody trying to talk at once, that house with a couple of women, one of Armstrong threw up his hands in deswhom was Bertha Curtis, sister of the pair and fied from the place. The mes-senger and Sandberg followed him to orious Curtis boys. They had been aking and were not particular who the police station, the former declaring and their rows. They made so much he would have a warrant for the arrest re as to arouse the ire of a hack- | of Gallacher. His mind was so befud-ver named Gallacher who was in an | died that he soon forget what he was Joining room. The din was such | there for, and the hackdriver gently hat he could not sleep so he lodged a led him away. There were no arincorous objection embelished with a resta-

Bennett International Automobile cup, which is to be competed for in Ire-Accident Occurred at Nice in a Hill | land.

Denver Cooks' Strike.

The messenger

her of

CTO CTO

him him mony

Nice, April 1 .- Count Elliot Zborrow-Denver, April 1 .- The union cooks and ski of New York was killed today in walters rejected the ultimatum of the Restaurant Keepgra' association an automobile hill climbing race bepuiring them to return to work this norning at the old wages and threaten Count Zborrowski's car turned a ng, in case of their refusal to bar them sharp angle too quickly, turned over rom employment he future. The em ployers are endeavoring to reopen their and was wrecked. The count was places with non-union help. hurled against a rock, his head was cery employes, the meat cutters and the bakers are expected by the coolts split open and he died instantly. His.

and waiters' union to 1 ise to handle provisions for boycoited restaurants. The members of the local union of the Amalgamuted Sheet Metal workers, 250 n number, are out on strike to enforce their demands for \$4 per day and be n manufactories alleged to be unfair.

Three hundred cisas makers are idle because of the tobacco trippers' strike, Two hundred and alty thmers will strike today for included wages.

A Russian Consul Wounded.

was an American. He lived in Eng-Vienna, April 1.-A dispatch to the land for a number of years, and was devoted to bunting at Melton Mow-Neue Freie Press from Beigrade, says M. St. Cheribina, the Russian consul bray. In addition to entering the Nice M. St. Cheribina, the Russian consul automobile races this week, he was to at Mitrovitza, has been wounded in the have entered for the James Gordon back.

The rumblings of discontent that | the real breaker lies. The exhibitio committee declares unanimously that | vill not award a prize to a committe

hibition committee which avers that has acted with honest motives and has made the recommendation referred wholly on merit. And in the meanting it has fortified itself with an opinic from Atty.-Gen. Breeden who hold that the award committee has no optio

that recommends in favor of its ow numbers and aver further not one the four paintings is worth anywhe near the sum mentioned; also the other work that would have come competition was improperly exclud particularly a painting by an arti-named Adams. Naturally such a contention has resulted in a temporar blockade and aroused the ire of the ex-

grand victory for the laboring men and the decision will go far toward better

Col. Blodget then returned to the room where the legal men of the Wa-bash were engaged in closely reading the court's decision. SECY. ARNOLD'S VIEWS. Peoria, April 11.-When shown the Associated Press bulletin announcing the dissolution of the injunction of the

Wabash employes by Judge Adams of St. Louis, Frank W. Arnold, grand sec-

retary and treasurer of the Locomotive New York, April 1 .- Miss Nora Iselin "I was confident from the first that

Mr. Arnold refused to answer any Miss Iselin is now at Aiken, S. C., at Honelands, the Iselin home in that vil-Mr. Hanrahan, grand master of the

and the Columbia, and now Miss Iselin

Judge W. T. Irvin, one of the chief attorneys for the firemen in their fight over the injuntion of the Wabash offi-Waudby May Succeed Wright. The railroad made their complaint Rochester, N. Y., April 1 .- William S. on a set of imaginary facts and did not hope to win. The decision is well fortified and will not be overruled if ap The brotherhoods have won a