# THE DESERET EVENING NEWS.

FIFTIETH YEAR.

# **IBJECTIONS MADE** TO MR. ROBERTS

avler of Ohio and McRae of Arkansas Head the Opposition to His Being Sworn In.

wher introduces a Resolution for a Committee to Investigate the Charges Against the Member from Utah-Case Goes Over Till Tomorrow Afternoon-Text of the Resolution-Inquiry Can be Prolonged Indefinitely-Committee to Consist of Nine Members-Authorized to Secure Testimony-Both Sides Agree to Postponement Today-Some Doubts as to Procedure-Mr. Roberts's Entrance Into Representatives' Hall-Converses with Democratic Leader-Buzz of Comment but No Disrespectful Demonstration-Election of Speaker

MPECIAL TO THE "NEWS."] adiagton, Dec. 4 .- When the clerk id the name of Representative Robin the oath of office, Representa-Taylor of Ohio objected to his besworn in

restative McRae of Arkansas anded the request.

h Taylor then offered a resolution wining the Speaker to appoint entire of nine members to investithe charges preferred against Mr. ters, and to report the same to the

heresolution was laid aside until af-& President's message is read to-

Roberts shys he has nothing to ato what action will be taken toer, and will give no statement unthe House concludes its consideraof Taylor's resolution.

shington, Dec. 4.-Mr. Taylor of abjected to the swearing in of Mr. nu of Utah.

Speaker's private office, where he shared his time with the House leaders and with those pleading for admission cards.

Representative Richardson of Tennessee, the Democratic House leader, was also early on the scene, conferring with his lieutenants.

MR. ROBERTS COMES IN. Shortly before 11 o'clock Mr. Roberts of Utah, in silk hat and black frock suit, made his way through the crowd to the members' private lobby. Here he chanced to meet Mr. Richardson, and the two held a short conference as to whether Mr. Roberts would seek to ad-

dress the House. A buzz of comment followed the gentleman from Utah wherever he went, but there was no disrespectful demonstration.

Seldom, if ever, have such enormous crowds swarmed about the House to witness the opening scenes of the ses-sion, as besieged the doors today. The sion, as besieged the doors today. The assembling of the new Congress al-ways attracts a big attendance. Today the proceedings in the case of Repre-sentative-elect Roberts, which prom-ised to be exciting and possibly sensa-tional, furnished an additional attrac-tion

For hours before noon, the hour for the House to meet, people streamed through the corridors to the galleries, where the statesmen were congregating. By 11 o'clock a brilliant gathering had assembled. The galleries were black with people and through the swinging doors could be seen pushing hundreds who were unable to gain admission. Entrance was only obtained by cards for which there was an enormous demand. The ladies and members' galleries were filled with brilliantly gowned wo-men, the wives of members and their friends. The executive gallery was filled with high dignitaries of the government and the diplomatic gallery re-splendent with the representatives of foreign governments. Scattering through the galleries were ople prominent in the political, social and financial world.

sixth Congress. Thereupon Mr. Gros-venor, of Ohio, as chairman of the Re-publican caucus, presented the name of David B. Henderson, of Iowa. The mention of the name of Gen. Henderson was greeted with a round of ap-plause from the Republican side. Mr. Hay, of Virginia, chairman of the Democratic caucus, nominated James D. Richardson, of Tennessee, and his name drew the plaudits of the Demo-cratic side.

Mr. Ridgley, of Kansas, nominated John C. Bell, of Colorado, as the Popu-list candidate, and Mr. Wilson, of Idaho, placed Francis G. Newlands, of Nevada, in nomination as the candi-date of the Silver party. Each party date of the Silver party. Each party having put forward its candidate, by the direction of the clerk the roll was called and each member voted for the candidate of his political affiliations. ELECTION OF SPEAKER.

Mr. Morris, of Minnesota, Mr. Overstreet, of Indiana, and Mr. Carmack, of Tennessee, were appointed tellers. Mr. Newlands, himself a candidate, voted for Mr. Richardson,

The roll call resulted: Henderson 177; Richardson 153; Bell ; Newlands

 Newlands 2. The clerk thereupon announced the election of Mr. Henderson, amid great Republican applause. He designated Mr. Richardson, Mr. Bell and Mr. New-head of the second seco ands as a committee to escort the Speaker to the chair.

READY FOR THE OATH.

READY FOR THE OATH. When the name of Brigham H. Roberts was reached in the House roll call, the Utah member-elect proceed-ed alone to the area in front of the Speaker's desk, and awaited the ad-ministration of the oath. At the same time Representative Taylor of Ohio secured recognition, and amidst breathless interest protested against the swearing in of Roberts, on the ground of his being a polygamist and not a properly naturalized Ameri-can citizen. Mr. Taylor spoke calmly and dispassionately. Mr. Roberts stood gazing intently at him and not once moved a muscle throughout the once moved a muscle throughout the

Mr. Taylor said: "I do so Mr. Speaker, on my responsi-bility as a member of this House, and because specific, serious and apparent-ly well-grounded charges of ineligibility are made against him. A transcript of are made against him. A transcript of the proceedings of court in Utah evi-dences the fact that he, claimant, was in 1889 convicted or that he pleaded guilty of the crime of unlawful cohab-itation. Affidavits and other papers in the plagestion bullet my possession indicate that ever since then he has been persistently guilty of the sa crime, and that ever since then he nas been and is now a polyga-

'If this transcript and these offidavits and papers tell the truth, the member-elect from Utah is, in my judgment, in-eligible to be a member of this House of Representatives, both because of the statutory disqualification of the Ed-munds law, and for higher and graver and guite as sound reasons

and quite as sound reasons. "T ought also to say, in addition to what I have just said, that I have in my possession a certified copy of the entry under which the claimant to this coat was noticelized and that indicat seat was naturalized and that eminent unsel assert that if this be the record in the case this claimant is not a citi-zen of the United States. I offer and express no opinion upon that proposi-

tion. "Mr. Speaker, If it were possible to emphasize the gravity of these charges and the responsibility that is at this at imposed upon this House, we will find that emphasis in the memorials, a small part of which could be physically cared for in this hall, but all of which I now present to this House from over seven million American men and women protesting against the entrance of this Representative-elect from

FATAL COLLISION ON THE D. & R. C.

TRUTH AND LIBERTY.

MONDAY, DECEMBER 4, 1899, SALT LAKE CITY, UTAH.

Six Persons Killed Outright, and Several Severely Injured.

SIGNAL LIGHT WENT OUT.

#### Glenwood Passenger Crashes Into the Train Abead with Fearfully Disastrons Results.

Denver, Colo., Dec. 4 .-- A rear-end collision occurred between two passenger trains on the Denver & Rio Grande this morning in which six persons were killed outright and several others severely injured. The accident happened at English Switch, about six miles east of Salida, at 6 a. m. The killed are:

C. E. Osgood, of Denver. H. R. Mattews, Denver. Peter Barnes, Denver. Mrs. George Porter, Grand Junction. A. H. Johnston, Oberlin, Ohio. One unknown man. Seriously injured:

George W. Pierce, Denver. Thomas M. German, Denver.

A. M. Johnston, Oberlin, Ohio. Train No. 5, the narrow gauge train for Grand Junction, Durango and New Mexico points, which left Denver last night, had been flagged at that switch and had stopped, owing to an obstruc-tion at a bridge. Standard gauge train No. 15 for Glenwood Springs was fol-lowing, and failing to get a signal to slow up, plunged into the rear of the narrow gauge sleeper for Durango, which was filled with passengers. The Puliman was thoroughly splintered up and the coach ahead was also wrecked. The killed and injured were in these cars. night, had been flagged at that switch

Mr. C. E. Osgood, who was killed, was an elder brother of Mr. J. E. Osgood, president and general manager of the Colorado Fuel & Iron company, and was c. shier for that company. Mr. Matthews, another of those killed,

was traveling passenger agent of the Chicago, Burlington & Quincy railrozd.

At the offices of the Denver & Rio Grande railroad in this city it was said that a brakeman was sent back to signal the second train, but that the light in his lantern became extinguished and he was therefore unable to stop the

George W.Pierce, who was injured, was | cycles. a well known mining man, secretary of the Golden Fleece Mining Co., which owns valuable mines at Lake City. nes at Lake City, Colo. A. H. Johnstone and produces of the Arkansas Midland rairoad. His son, A. M. Johnstene, who was traveling with him, had his back broken and will probably die,

will take his departure for Great Brit-ain. Mr. Rees is a native of Swan-sed. South Wales, and came to Utah about three or four years. He is a brother to David Rees, an ex-Sait Lake barber, and now a resident of Silver barber, and now a resident of Silver

City. In the war now on between England In the war now on between England and the Boers the sympathies of Mr. Rees are altogether with the mother country. After paying a brief visit to his people in Wales he intends taking train for London and there join one of the regiments whose destination is South Africa. Although only twenty-three years oid young Rees has seen a great deal of the world, having spent four sears of his life on board ship. He reckons the war will be all over in six months, and if his life is spared, it is his intention, he says, to return to Utah.

Young Rees has a host of friends hereabouts, who wish him good luck. TALKS ON UTAH

Gen. Dodge Has Only Plasant, Words for the Mormons.

General Granville M. Dodge returned yesterday from a visit to Salt Lake City. He had not looked upon the spot for sixteen years, says the Denver News, and the ploneer was highly pleased at the evidences of progress not only in the development of the city, but in the thrifty towns scattered throughout the beautiful valley. While but in the theifty towns scattered throughout the beautiful valley. While in Salt Lake, the general was called upon by George Q. Cannon and many friends of past years, and oid experi-ences were renewed. General Dodge feels especially drawn toward the Mor-mons, as he was received by Brigham Young and the officers of the Church with great hospitality a third of a cen-tury ago, when the Pacific rallroad was in course of construction, and many evidences of friendliness were extended. "Brigham Young," said the general last evening, "was one of the best friends of the rallway, and when we needed men he ordered out his people by the hundred. When we needed sup-plies, he saw that they were abundant-ly furnished and that prices in all cases were reasonable. I found the Mormons honest and thoroughly conscientious in all their business transactions and I shall always have in my heart a warm place for those people. I regret that any differences have arisen over the congressional question and I trust that all these differences will be settled amicably. I made careful inoutiries congressional question and I trust that all these differences will be settled amicably. I made careful inquiries while in Salt Lake and it is my opinion that the Mormons are sincere in their desire to uphold the law and to be good American citizens. I never hear a plo-neer speak unkindly of the Mormons and critainty I never could find it in my heart do do so after the many evi-dences of friendship. I have experi-enced." "The general as interested in talk-ing to the early settlers about Salt Lake

and the reports that the surface of the lake is steadily receding. He says the water is much lower than it has been for forty years, although at the time the Mormons first entered the valley it was lower than at present. Cattle were then diven service on the table then driven across an arm of the lake to Antelope island, a feat which cannot be accomplished now. It is a question yet to be determined by science wheth the lake does not rise and fall in

ALLEGEDHOLDUP ARRESTED

# **STORY OF MODDER RIVER BATTLE.**

# Boers Held Their Own All Day, but Their Retreat at Night Saved the British Position.

Terrific Fighting for Fourteen Hours-At Night the Battle Was Undecided -- Boers Retire in Good Order, with All Their Equipment-Charge of the British Infantry-Boer Fire Horribly Accurate-Highlanders Forced to Retire - Hardest Fight in the Annals of the British Army-Scots Guards Had to Abandon Maxim Guns-Next Day the British were Too Exhausted to Follow-Kimberley in a Tight Place-Difficulties Before the Ladysmith Relieving Force-Ladysmith is Closely Pressed-Immense British Army in South Africa.

London, Dec. 4 .- The Daily Chronicle | river and encamped on the Boer postpublishes the following dispatch, dated | tion.

Wednesday, Nov. 29, morning, from its correspondent at Modder River camp: The severest engagement our column has yet had, and probably the severest for the whole campaign, was fought yesterday on the banks of the Modder river. The battle was waged fiercely for nearly fourteen hours. The enemy occupied a strongly entrenched position, their front extending five miles along the bank of the stream. They were well supplied with artillery and fought desperately.

#### THE BRITISH FORCE.

Our force consisted of the second battalion of the Coldstream guards, the first battalion of the Scots guards, the third battalion of the grenadler guards, the first battalion of the Northumberland fusileers, the second battallon of the Yorkshire light infantry (the King's Own), a part of the first battalion of the royal Lancashire regiment, the ninth lancers, the mounted infantry, three batteries of field artillery, and the first hattalion of the Argyll and Sutherland Highlanders (Princess Louise's). The latter reinforced us from Gen.

Wauchope's brigade, and arrived just in time for the fight.

The experts here are unanimous in

NUMBER 12

expressing the opinion that Kimberley's needs must be very pressing to induce Gen. Methuen to expose the whole of his command to the Boer marksmen snugly entrenched in a semi-circular position. So deadly was the fire zone that the Scots guards pere compelled to leave their Maxim guns behind when they were forced to seek less exposed ground.

WHAT SAVED THE BRITISH.

It was only after dusk that a portion of the British troops succeeded in crossing the river by a mill dam on the extreme left. When night fell, the Boer artillery fire was still as vigorous as in the morning, but the Boers' retirement in the night saved the situation for the British. The exhausted condition of the British troops precluded the possibility of a pursuit of the enemy.

The conclusion of the correspondents that the Boers must have suffered heavily must be confirmed from official sources before it is accepted as fact. In any case the Boera retired without any sign of disorder, carrying off their guns and equipment. Th Gen. Cronje's force is still intact. The fact that Gen. Methuen and Gol Kekewich are now in communication may cause a reconsideration of the Boer commander's plan to give battle at Spytfontein, where he might be simultaneously attacked by both Brit-

THE RESOLUTIONS.

he following is the text of Repretaive Taylor's resolution for the ment of a special committee to etirate the Roberts case: Thursas, It is charged that Brig-

a H Roberts, a representative-elect the Fifty-sixth Congress, from the ad Utah, is ineligible to a seat in ouse of Representatives, and Thereas, such a charge is made gh a member of the House on his fbility as such member, and on tasis, as he asserts, of public rec-

affdavits and papers evidencing ineligibility. Rescived, That the question of the the facle right of Brigham H. Robto be sworn in as a representative fired to a special committee of numbers of the House, to be apand by the Speaker, and until such the shall report upon and the we decide such question, and right, all Brigham H. Roberts shall not mora in or be permitted to occupy at in this House; and said commitstall have power to send for perand papers and examine witnesses whin relation to the subject matof this resolution."

### FUT THE MATTER OFF.

ter conference by the House leadto both sides, it became generally food that the Roberts case would per until tomorrow, after the readd the President's message. is will permit the formal organiza-

a the House and the selection of the proceed today. The formal objection to Roberts also

iresented today, but the underthe internation will the main question will

entative Richardson, the Demale foor leader, is definite and formsome Republican members rethe procedure as doubtful.

taington, Dec. 4 .-- The two houses Outruse have been called to order. Smale by Mr. Frye of Maine, and In-Buse by its clerk Mr. McDowell. RELIC INTEREST AROUSED.

e opening of the Fifty-sixth Conat noon today attracted that spind attention which always at-is to the annual assemblage of the sai law makers. There was added in in the event this year, for many macang questions awaiting con-alos gave unusual importance to mara of Congress.

is from this, the Roberts case inad a phase which promised somebuside of the ordinary developof an opening day.

W in the day the throngs began fing at the Capitol. The day was and propitious and the thoroughlading to the building presented and animated appearance. With-building all was bustle and exat long before the hour for callte houses to order. The outer Vete open to all, and through fowed continuous streams of ity, until the great corridors, gal-ind rotundas were fairly packed. why as 16:20 o'clock the conspicu-true of Congress begin to arrive the served to give the walting a a temporary diversion. Renderson went direct to the

## MONSTER PETITION.

Very early in the day a monster peti-tion said to consist of seven million names, protesting against the seating of Mr. Roberts, was brought into the hall, it had been collected by a New York newspaper. It consisted of twentynewspaper. It consisted of twenty-eight rolls of names each about two feet in diameter, encased in the American flag. These rolls were stacked up in the area in front of the clerk's desk and were viewed with great curiosity.

were viewed with great curiosity. Later, Maj, McDowell, clerk of the House, ordered all except two of the rolls taken out into the lobby. Mr. Richardson of Tenn., who was selected as the leader of the minority on Saturday, came upon the floor early and was surrounded by a group of Democrats. Mr. Roberts came into the hall shorily after 11 o'clock, but he was not generally recognized, and he retired to the cloak room almost immediately.

to the cloak room almost immediately. At 11:20 a. m. a shrill-voiced clerk directed those not entitled to the floor to retire, and officers and pages rapidly retire, and officers and pages rapidly eleared out those already in. Conspicuous on the floor were the old veterans, Payne, of New York, the lead-er of the majority; Gen. Grosvenor, of Ohio: Mr. Hebburn, of Iowa; Mr. Dal-zell, of Fennsylvania; Mr. Balley, of Texas; Mr. McClellan and Mr. Sulzer, of New York. Senetor Rawting of Utah came over

of New York. Senator Rawlins of Utah came over from the Senate wing and held an earnest conference with Mr. Roberts. Mr. Lentz of Ohlo took part in the

conference. After it was over, the re-port was circulated that Mr. Roberts port was circulated that Mr. Roberts would not present himself to be sworn in. But this was immediately denied. Mr. Roberts himself said he had not de-cided what he would do, but that he night desire to be heard when his case came up. He took a seat to the right of the main aisle, and soon became the cynosure of all eyes. His daughter sat in the incombert sailery.

in the members' gallery. Mr. Tayler, of Ohio, who represents Prest. McKinley's district, who was to conduct the case against Mr. Roberts, was conferring with his colleagues on the Republican side. As the minute hand of the clock opposite the Speak-er's rostrum overtook the hour hand at noon, the gavel of the clerk of the last House, Maj. McDowell, descended with a bang. The indescribable buzz ceased. The members at once arose and the spectators in the galleries bowed their heads. In this stillness, the voice of the blind chaplain, Rev. Henry Couden, of

Michigan, was elevated and his prayer made the occasion reverent. After the invocation the reading clerk began calling the roll and a minute later the buzz had recommenced, mak-ing a noisy background for the staccato voice of the clerk as he called out the

names. ROBERTS ANSWERS ROLL CALL. Mr. Roberts sat listening intently for

Air, Roberts sat instaining intends for his name, and when it was called he responded "Here," in a loud voice. But he looked nervous and ill-at-ease. There were no demonstrations during the roll call. When it was con-cluded Clerk McDowell announced that 52 members had answered to their

names, a quorum. "The next thing in order," an-nounced the clerk, "Is the election of

Mr. Hepburn, of Iowa, offered a resolution which was adopted viva voce, providing that the House proceed to the election of a Speaker for the Fifty-

Utah. Representative McRae of Arkansas followed with a protest from the Democratic side, saying this issue was one involving the sacredness of the American home, a sentiment that brought an outburst of applause.

#### MUST STAND ASIDE. Speaker Henderson then addressed

Roberts, saying: "Will the gentleman stand aside until

the roll call is completed?" Mr. Roberts assented with the statement that in so doing he waived none of his rights.

"I can assure the gentleman," an-swered the Speaker, "that he waives none of his rights by this course." Mr. Roberts then resumed his seat and the roll call proceeded. It was agreed by unanimous consent

that the consideration of the resolution should go over until tomorrow after the reading of the President's message. The swearing in of the remaining members was then concluded.

#### OTHER PROCEEDINGS.

The officers of the House, Clerk Mc-Dowell of Pennsylvania, Sergeant-at-arms Casen of Wisconsin, Doorkeeper Glen of New York, and Postmaster Mc-Elroy of Ohio were elected.

Elroy of Ohio were elected. The usual resolution to inform the President and the Senate that the House was organized was adopted. A committee consisting of Messrs. Payne of New York, Cannon of Illinois and Richardson of Tenn., was appointed to mait on the President with a similar

wait on the President with a similar committee from the Senate. The financial bill drafted by a special committee of Republican members was today introduced in the House of rep-resentatives by Representative Over-street of Indiana and accurded the dia street of Indiana, and accorded the dis-tinction of being Bill No. 1. on the records of the House.

### THE ANTI-ROBERTS PROTEST.

The formal memorial and protest against the admission of Brigham H. against the admission of Brigham H. Roberts to a seat in Congress was cir-culated in printed form and placed on the desks of the members during the day. The main points are that Roberts is not a citizen, since "at all times after 1883 he was and now is a bigamist and compared to the law. that polygamist, contrary to the law; that he had been prosecuted and punished for unlawful cohabitation with more than one woman; that he was born of British parents within the British realm, and has never renounced his al-

legiance to Queen Victoria." After reciting the legal and moral objections to Roberts, the petition asks that he be not allowed to take the oath of office or to take a seat in Congress, that a special committee investigate

the subject, and that the Roberts seat be declared vacant. The document is signed by Jostah Strong, New York, president of the Lesgue of Social Service, and many others

#### PROCEEDINGS IN THE SENATE. Tribute to the Late Vice President-Quay's

## Credentials Presented.

Washington, Dec. 4 .- In the shadow of the recent death, the Senate convened at noon today in its first session of the at noon today in its first session of the Fifty-sixth Congress. The death of Vice President Hobart cast a pall over the preliminary proceedings in the Sen-ate. As usual in the opening days of Congress the Senate chamber was a veritable conservatory. Scarcely a sen-ator was forgotten in the lavish floral display and particularly notable was the offering of flowers to the new mem-bers of the body. The desks to which they had been assigned were loaded with they had been assigned were loaded with the choicest selections from the public and private conservatories of the city,

(Continued on page two.)

# DELINQUENT TAX LIST. Publication Begun in Tonight's "News"

### -Will Run Ten Eays.

The "News" this evening commences the publication of the delinquent tax list for Sait Lake county. According to law it will be published for a period of ten days. It contains about 7,000 names and represents about \$100,000 of unpaid taxes, which is very near that of last year, both with reference to the number of names and as to the amount

of money. "Most of this, however," said County Treasurer Lynch today, "will be paid in before December 18th, when sales will begin. It should be understood that it does not altogether represent taxes that are difficult to collect. Some large owners permit publication simply to have the use of their money another ed to rob his companion, and says he to nave the use of their money another month. That is notably true of a num-ber of companies and individuals whom I might name. You see it costs them but 25 cents extra for publication, whereas the use of \$500, or \$1,000 for the time mentioned is worth considerably was merely joking. Former Bishop of Santaquin Died Tomore to them than that quarter of a dollar.

# TO FIGHT THE BOERS. George R. Rees Aided Uncle Sam and

# Will Now Assist John Bull.

George R. Rees, a former member of Battery B, who returned along with the rest of the Utah boys from the Philippines lest August, came in from Silver Citv this morning, and tonight | years old.

other men were slightly hurt.



# Samuel Pulver Killed in the Dragon Iron Mine-Frank Harriman Expected to Die-Two Others Slightly Injured.

[SPECIAL TO THE "NEWS."] | tore Pulver almost to pleces and Harri-Silver City, Dec. 4, 3:45 p. m -At | man's injuries are such that he may 11:39 this morning an accident occurred

Pulver was married only recently and at the Dragon iron mine here in which his wife is now living at Robinson. E. Samuel Pulver was killed and Frank H. Pulver of the Tintic Miner, a broth-Harriman seriously injured, while two er of the deceased, was notified of the accident and arrangements were made to ship the body to Payson, where the The men were at work in the 500-foot parents reside, for burial. Harriman was level of the mine when they drilled into sent to the Keogh-Hosmer hospital in an unexploded charge of giant powder left by the night shift. The explosion | Salt Lake on this afternoon's train.

# **KIMBERLEY IS RELIEVED.**

# Dispatch from London Which May Mean that General Methuen's

#### Vanguard Has Entered the Town.

London, Dec. 4 .- The Evening News it learns that a cable dispatch was received today from an officer of the guards saying simply: "In Kimberley," which, it is added, may mean that Gen. Methuen's van-

guard has entered Kimberley. 3 - J. T. S. C.

#### A. A. Pero Charged with Attempting to Rob C. Carlson.

ELI OPENSHAW.

day of Bright's Disease,

Santaquin, Dec. 4 .- On yesterday Ell

died of Bright's discord and a complica-

Special per Deseret Telegraph

#### OPENING THE BATTLE. The battle started at daybreak, our guns shelling the Boer left. Sergt. Burbidge and Officer Roberts

The enemy replied with artillery made the arrest of A. A. Pero, a Hotchkiss and Maxims, and the artiiswitchman in the employ of the Union lery duel lasted some hours. Then there Pacific, last night, on the charge of was a brief lull in the enemy's operahighway robbery. It is alleged that he tions, of which we immediately took held up C. Carlson near the corner of advantage. Infantry advanced across the plain towards the river in two brigades.

held up C. Carlson near the corner of Third West and Second South streets. The particulars, as related by Carlson, are that he in company with Pero and two other men were out for a time and ware making in the direction of the Grand Pacific hotel. The men separat-ed, leaving Pero and Carlson together. They had not proceeded far when Pero shoved a pistol into the face of Carl-son and told him to throw up his hands. The latter seized the gun and promptly dragged the would-be hold up into the light. Pero then tried to convince Carlson that he was only having a little fun at his expense. Carlson swallowed The guards on the right were met by an awful hail of bullets from the enemy's sharpshooters posted close to the river on the opposite bank. Ours had no cover whatever and were simply mowed down. It seemed impossible to live through the terrible fire, but the brave fellows did not retreat an inch. The Boer fire was horribly accurate, fun at his expense. Carlson swallowed the story and released Pero, but later had him arrested. He stated that he had \$175 on his person and that Pero knew of it. Pero denies that he intendand they must have numbered at least 10,000.

FORCED HIGHLANDERS BACK. The Scots guards advanced six hundred yards before they were fired on Then they had to lie down to escape the deadly fusilade, which lasted without intermission throughout the day. The Highlanders made several attempte

to force a passage of the river, but they were exposed to such a murdero is enfilading fire that they had to retire after they had suffered terribly. Openshaw, an old resident of this place

Subsequently a party of the guards got over and held their own for hours against a vastly superior force.

died of Bright's disc in and a complica-tion of other instills. He was former-ly Bishop of this place and was much respected by the people as a good eiti-zen. For many years Bishop Openshaw was superintendent of the Co-op store here and at the time of his death was agent for the "News". He was born Feb. 1, 1835, and was consequently 64 The general opinion of the staff is that there had never been such a sustained fire in the annals of the lightish army as that our troops had to face y storday. Our men fell in dozens while trying to rosh the bridge.

An ong the many heroic deads, one of the most conspicuous was that of Lient. Col. Compton of the Coldstream guards, Capt Sellpeyn of the Queensland contineent, and a dozen members of the Coldstream guards, who turned into the river and swam nearly to the other side in the face of a steady fire: but who were forced to retire, and, filming hands, swam back, two of their number helt g nearly drowned in the retreat

#### NIGHT STOPS THE FIGHT.

The British guns kept up a heavy fire

all day, and fearful havoe was wrought on the Eoer positons, the enemy being forced to ily from their entreachments. Night put an end to the terrible bloodshed. The infantry brigade was dreadfully cut up.

The Boers retreated at night, taking their guns with them, and we are now occupying their positions. The enemy's lass way tremendous.

London, Dec. 4 .- The later details recelved from Modder river show that even the desperate courage the attacking force displayed al day long (Nov. 28: falled to drive the Boers from their strong entrenchments, and night fell on an undecided battle.

#### BOERS RETREATED.

But, apparently during the course of the night, Gen. Cronje, commanding the Boers, who are said to have numbered 11,000 men, decided that the struggle was hopeless, for the British found the town and surrounding posi-tions evacuated when daylight broke, and the whole British army crossed the for the sixth circuit was affirmed.

ish forces. It is reported that Modder river bridge has been repaired, and that the British resumed their march towards Kimberley today.

The fact that the DeBeers mines foundry is casting shells while the garrison seldom replies to the Boer artillery is said to point to a scarcity of ammunition at Kimberley, partially accounting for Gen. Methuen's haste. DIFFICULTY IN NATAL.

All the news from Natal emphasizes the difficulties before Gen. Clery.

There is growing a belief that some delicate flanking operations has been in. trusted to some tactician, while Gen. Hildyard carried out the direct front demonstration.

The latest advices from Ladysmith, dated Saturday, Nov. 25th, say the shelling of that place was continued. It also appears that Gen. Schalkburger, commanding the Boers, sent a message suggesting that all the wounded be sent to a neutral camp and that Gen. White peremptorily refused, when it is added, the Boers deliberately shelled the hospltal.

All accounts agree that the Boer shells were much more damaging than previously.

A number of civilians and police were killed or wounded, while the Liverpool and Gloucester battalions lost eleven men November 24th.

The slege of Ladysmith was then growing stronger. The Boers were estimated to number from ten to fifteenthousand men.

The health of the British garrison was good.

The Boer force at Colenso is estimated to be 15,000 men with fifteen guns.

ARMY CORPS HAS ARRIVED.

New York, Dec. 4 .-- A despatch to the Tribune from London says:

The army corps has now virtually arrived in South Africa, only a few cay-alry and artillery details being still afloat or on the rocks. The entire British force now in the

field as estimated by Col. Drunker is 78,500 men, with 174 guns, exclusive of naval brigades, colonial contingents and local forces, which range between 20,000 and 25,000 men.

The fifth and sixth divisions which are to arrive will increase the strength of the army by 20.000 men, and there are additional forces of cavalry and artil-lery now afloat, not included in these figures

Ingures. The British army in South Africa has been underestimated by nearly all writ-ers for the London press. The mounted force is now said to range between 13,000 and 14,000 men, including 5,000 provision. al volunteers and Gen, White's cavairy. This looks like an overestimate made to cover the shortcoming of the staff.

#### Decided a Pipe Case.

Washington, Dec. 4 .-- In the U. S. Supreme court today the Addystone Pipe case was decided. This case involved the constitutionality of the combina-tion of pipe manufacturers to manufacture pipe which, it was charged, was a trust. The decision was handed down