

AUTHORITIES SAY FIGHT
WILL NOT OCCUR IN UTAH

The Law Will be Enforced and the Law Prohibits Such Exhibitions—The Governor, the Sheriff and the Chief of Police Say it Will—Legal Departments in Same Attitude.

"My attitude with reference to the proposed fight? Well, I am bound to uphold the law and I shall do so. I think that about covers the situation, does it not?"

—Gov. William Spry.

"The Jeffries-Johnson fight is no different from any other fight so far as the law is concerned. The law is plain on the subject and I shall enforce it, and I shall do everything in my power to prevent the fight if it comes here."—County Atty. Job P. Lyon.

Sheriff Joe Sharp says it is his duty to enforce the law and he will do so. The chief of police says the same.

THE LAW.

The law, as set forth in the revised statutes of Utah, Sec. 4308, under the caption of "Pride Fights" reads as follows:

"Every person who engages in, instigates, encourages or promotes any prize or prize fight, or any other premeditated fight or contention without deadly weapons, either as principal, aide, second, umpire, surgeon or otherwise, is punishable by imprisonment in the state prison not to exceed two years."

Unless the arguments of the promoters can prevail over the law, the world's championship fight between James J. Jeffries and Jack Johnson will not take place in Salt Lake City or in any other city in Utah. If the great majority of the people of Utah want the

fight here and do not want the law enforced it might take place here, but it is safe in saying that San Francisco and not Salt Lake City will be the battle ground for the heavy weight contest.

That a great majority of the business men of Salt Lake are in favor of permitting the fight to take place here is claimed by those who are promoting the scheme. It is claimed that prominent and wealthy men of this city want the fight, not because they want to see it, but because of the advertising advantages and the amount of money the promoters claim the fight would bring to the city and state. Many prominent merchants in legitimate lines declare they are not in favor of the fight here for any reasons whatever.

The names of those behind the movement, the men who have pledged themselves to put up a hundred or more thousands of dollars, are withheld from the public. These men, it is said, care little whether or not they get dollar for dollar back in cold cash from the receipts of the fight. They say they will be amply repaid in advertising and in the money that will be spent here.

When the subject of securing the fight was first proposed some weeks ago, it did not take long to raise \$25,000 as a guarantee of good faith on the part of the promoters. They figured that, with a carnival of sports, the attraction would be enough to compensate for the amount raised for the fight. It is argued that the top notches of the country in various branches of athletics would be induced to come here and offer their services and at no great cost.

But, a prize fight is against the law and the authorities declare they will not permit it. Therefore, Salt Lake's chances look decidedly slim for the attraction and no doubt San Francisco will get it.

KARGER OF ST. PAUL
LEADING PITCHER

Milwaukee, Wis., Dec. 4.—Karger of St. Paul was the leading pitcher of the American association for the season of 1909, according to the official pitching and fielding averages issued here today by President Joseph D. O'Brien. Karger won seven and lost three games for a percentage of .700, and Olmstead of Minneapolis was second, with 21 won and 12 lost for .667.

MOROS AND SANANOS
ATTACK CONSTABULARY

Manila, Dec. 4.—Frenzied Moros and Sananos forced a fight on a detachment of constabulary under Lieut. Elaris near Mount Malindang, Mindanao island, last Sunday. Six members of the constabulary, four porters and one policeman were killed and one of the constabulary was wounded. The aggressors left 20 of their number dead when they finally scattered.

Some 4,000 fanatics gathered in the vicinity of the mountain two weeks ago and Gov. Perahim anticipated that reinforcements would be sent to the scene of the fight but no further trouble is expected, as the tribesmen are reported to be returning to their homes.

PREPARING FOR
OPENING OF CONGRESS

Washington, Dec. 4.—With the opening of the first regular session of the Fifty-first Congress but two days away, senators and representatives from near and far are arriving in Washington today.

Following a time-honored custom, both houses will adjourn soon after convening at noon on Monday out of respect to the memory of those members who have died during the recess of Congress.

Senator Johnson of North Dakota died several weeks ago, and his successor already has been chosen and probably will take the oath of office on Tuesday.

Frederick L. Thompson of Idaho, N. D., the new senator, is a Democrat, although his predecessor was a Republican. Senator Thompson was appointed by North Dakota's new Democratic governor to fill out Johnson's unexpired term, which ends Jan. 1, 1911.

The deceased representatives are David A. De Armond of the Sixth Missouri district, who met death in a fire which destroyed his home at Butler, Mo., only a few days ago, and Francis H. Lassiter of the Fourth Virginia district.

Successors have not been elected in either district.

Tuesday is likely to be devoted to final houses to the reading of President Taft's message, and after that the lawmakers should be able to get down to business immediately, as all the committee appointments and other details of organization have been completed.

MRS. DOXEY WILL DENY
SHE GOT INSURANCE MONEY

St. Louis, Dec. 4.—Mrs. Dora Elizabeth Doxey, in denying the charge that she killed William J. Erder with a revolver, said today that she received Erder's life insurance or that she knew his life was insured. She will deny also that she married Erder and will attempt to prove that he had another wife, from whom he was separated.

"This statement was made by her attorney, I. J. Albert, today."

When the Washburn train carrying Mrs. Doxey arrived in the Union station, station employees, with an invalid's chair, were waiting on the platform.

Mrs. Doxey was carried to the car to the chair. A heavy veiling covered her face, and effectually concealed her features from a curious crowd as she was taken to a carriage.

After she had been carried into police headquarters, Chief of Police C. C. Cressy declared that she was shamming, and that her apparent collapse was due solely to the drugs which her husband had been permitted to ad-

TRANSPORT PRAIRIE
STILL STUCK IN MUD

Philadelphia, Dec. 4.—The transport Prairie, carrying 700 marines and a cargo of equipment to be used in a possible campaign in Nicaragua, is still stuck in the mud at Pea Patch island, 35 miles from this city, where she grounded early Thursday night. No attempt was made to pull the big ship out of the mud this morning, but an effort will be made at 5 o'clock this afternoon. The lighting of the vessel's coal and stores continues. The ammunition is also being unloaded.

The marines have not yet been taken off, but they probably will have to be sent ashore.

The Prairie is almost a quarter of a mile out of her course, river men declare, and it is expected she will have to be brought back to the navy yard here for survey. So far as can be learned, however, no damage has been done to the ship.

The transport Dixie now at the navy yard, which may be called upon to take the place of the Prairie, is far from prepared for a sea voyage.

BELIEVE THEY HAVE
LONG AND SHORT

McFall and Severance Thought to be Men Who Sandbagged Scott Groesbeck.

The police believe that in George McFall and C. S. Severance, who were captured after a clever piece of sleuthing by Detective Howell today, they have at last caught the "long and short men" who have been committing numerous holdups and daring robberies in Salt Lake City during the last month.

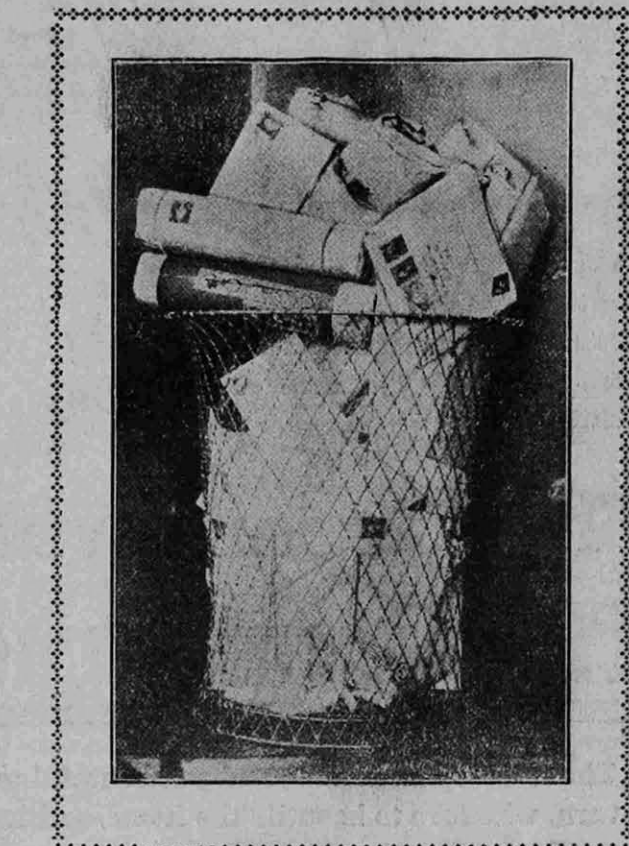
McFall and Severance were lodged in the city prison under a charge of having held up and beaten Scott Groesbeck, an engineer, as he was walking along a street, between First and Second avenues, last Thursday night at 3:20 o'clock. Groesbeck, John W. Simmons, an employee in the mailing department of the Consolidated Mining Machinery company, and M. M. Brown, a boxer who lives in the vicinity of the place where the hold-up took place, were summoned to the police station this morning, and Simmons and Brown identified McFall as the "long and short" of the couple who attacked and robbed Groesbeck. The victim himself stated that he could not positively identify either McFall or Severance, as they slugged him over the head with a sandbag and revolver as suddenly after shoving him to throw up his hands that he was unable to get a good look at either of the thugs. They robbed him of \$10 in cash and a \$75 gold watch.

Young Brown and Simmons were walking along the street, just behind the holdups, when they saw the robbers attack Groesbeck. They thought it was simply an ordinary fight, and rushed up to take it in, but the hold-ups got away when they saw them coming and ran away. Brown followed the robbers to the Eighteenth ward square, and saw him go down the stairs and hide in the basement of a house in the neighborhood. Brown called out to him, and asked him what he was doing. He told him that he was a robber, and that he was going to rob him. Brown then rushed up the steps and, grabbing him by the throat with the other hand, struck him in the face with his other fist. "I'll kill you if you make a sound," the hold-up threatened, according to Brown.

After releasing Brown, the tall man made off through the darkness. Detective Hall captured McFall and Severance in Victoria alley, and they made a show of fight at first, but were quickly subdued.

Young Groesbeck was terribly beaten about the face and head, but was sufficiently recovered to call at the police station this morning. He is resting at the home of his sister, Mrs. E. V. McCune, at 25 First avenue.

A series of misfortunes has befallen the family recently. Mrs. A. W. McCune, Sr., mother-in-law of Mrs. E. V.



WHICH IS THE WINNER?

It is not unheard of for story writers to have their efforts placed gently but firmly in waste baskets before they are even read. That is exactly what happened to the stories contributed to the editor of The News in competition for the \$50 prize offered each year for the best Christmas story—a big feature of the Christmas edition of The News. But this action was not unkind, nor was it unfair, for the great number of contestants made this method the only one by which the stories could be carried from the mail department to the editorial room. Every one of these stories has been rescued from the waste basket and they are now being read by members of the editorial staff. They will be read several times and the better of them put in one pile and the others in another, and then from among the better ones, the best of all and the prize winner will be selected. This will take some time and not until a fair and painstaking effort has been made to judge the winner will the announcement be made.

The wire basket shown herewith contains every one of the 105 stories. Which is the winner?

MURDERED AND
THEN ROBBED

NICARAGUAN TROUBLE.

President May Ask Congress for Authority for Further Steps.

Washington, Dec. 4.—There seems to be but little doubt that the president will lay before Congress at an early date the facts in the Nicaraguan situation with a view to receiving authority for any further steps he may see fit to take in the interest of Americans resident in that country and with a view to putting an end to the internecine strife in Central America.

The only communication the state department has received from Vice Consul Caldera at Managua came this morning and related to matters of comparatively little importance. As to industry for the killing of the Americans, Groce and Cannon, there is reason to believe no demand will be made until the issue between the Zelayan government and revolutionists has been settled. It is the view of the United States that there is at present no responsible government in Nicaragua.

NO HOPE FOR PASSENGERS
AND CREW OF ELLAN-VANNIN

London, Dec. 4.—All hope of the survival of the passengers and crew of the Isle of Man steamer Ellan-Vannin was abandoned today when portions of the steamer's upper works and small boats picked up on the banks of the Mersey, were identified as belonging to the missing vessel. The Ellan-Vannin carried 12 passengers and a crew of 21. The little craft was the mascot of the Isle of Man Steam Packet company's fleet, and her luck was proverbial. For 49 years she had ridden the seas and she had never lost a passenger. She sailed on her last voyage from Ramsey, Isle of Man, for Liverpool at midnight on Thursday, and ran into the hurricane early yesterday. It is believed she was driven on Mersey bar and foundered.

The loss of the steamer Thistlepoor off Appledore in Barnstable bay was confirmed today, but some of the crew of 30 were saved. The steamer was abandoned today when portions of the time of the disaster, picked up one of the Thistlepoor's boats containing 10 men, one of whom later died from the effects of exposure. The steamer was a motor vessel, was damaged and was put back into Barry, Wales.

The gale continued over the Irish channel with unabated severity throughout the night.

MAYOR RESIGNS.
HAS NOTHING TO DO

Lake Arthur, La., Dec. 4.—Civic righteousness has made a new record and municipal, civil and criminal business is dull in this city, with the result that the mayor has resigned and the town marshal's salary has been reduced to \$1 a month. The mayor tendered his resignation to the council because he said there was "nothing to do."

MUST CLEAN SIDEWALKS.

Jeweler Arrested for Violation of City Ordinances on Subject.

A. J. Sears, proprietor of a jewelry store on First South street near Main, was arrested today by Patrolman Beynon on a charge of violating the sidewalk ordinance in refusing to clean the sidewalk in front of his establishment, after he had been ordered by the police to do so. The police aver that several people slipped on the ice in front of Sears' place, Friday and this morning, and one man was severely injured. When ordered to have the ice cleaned off, Sears flatly refused, and told the police he was none of their business. It is said. The police are determined to make an example of Sears, and a complaint was sworn out against him and filed in Judge Bowman's court. The word has gone forth from headquarters to arrest every person who refuses to keep the snow and ice off the sidewalk in front of his place, and the police will enforce the ordinance in this respect rigidly.

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BROTHERHOOD
VS. BROTHERHOOD

Quarrel Between Vice Pres. Whitney of Trainmen and Hawley of Switchmen.

BECOMING RATHER BITTER.

May Cause Dissension Among Strikers—Situation Generally Is Unchanged.

St. Paul, Dec. 4.—With both sides expressing confidence the fourth day of the switchmen's strike began with no apparent progress made toward a settlement of the controversy.

While the switchmen still claim to have the situation in hand, the railroads have been making headway by their steady importation of new men and today they promise to handle more freight than at any time since the strike began.

The claim that as soon as all the new men now on their way arrive and become familiar with the yards, normal conditions will be established. Reports from Duluth state that the strike at the head of the lakes is practically broken but in the Twin Cities the railroads so far have not been able to handle much business.

Discussion among various business organizations of the Twin Cities yesterday is expected to result in some definite movement to bring the railroads and switchmen together for a conference today.

The railroad officials say, however, that they will make no concessions and that if the switchmen return to work it will have to be under the same conditions that prevailed before the strike.

Quarrel Between Vice President Whitney of the Brotherhood of Railway Trainmen and President Hawley of the Switchmen's union is the latest element injected into the strike. Whitney, who hurried to Duluth from Buffalo in response to a demand from those switchmen who are members of the brotherhood declares the switchmen are not given an opportunity to vote on the strike in connection with section 312 of their constitution. Hawley retorts that the men were given the opportunity and the vote was taken.

Whitney also says 75 per cent of the switchmen at the head of the lakes are members of the brotherhood and will not abide by the strike order and to this Hawley replies that only three of the brotherhood men have returned to work.

Whitney says the Switchmen's Union of North America, in calling the strike, was "unfair to the brotherhood, unfair with its own members and unfair with the railroads."

To the last statement, President Hawley retorted today: "Whitney's statement is a lame and contemptible excuse for the men that he wants to go back as scabs."

NORTHWEST SITUATION
PRACTICALLY UNCHANGED

Seattle, Wash., Dec. 4.—The strike situation in the Pacific northwest is practically unchanged since yesterday. Both the Great Northern and Northern Pacific railroads have several switching crews at work here and also have a number of green men undergoing instruction preparatory to adding them to the forces. Although there has been some movement of freight, the congestion in the yards has not been relieved sufficiently and the embargo against the receipt of freight from shippers has not been entirely removed. The action of the Brotherhood of Railway Trainmen in ordering its members back to work in the passenger yards has enabled the roads to get their transcontinental flyers out on time. Passenger trains are moving with accustomed regularity, subject only to those delays caused by washouts due to the recent severe floods.

Operating officials of the Northern Pacific and Great Northern say they are gradually resuming freight traffic. The Seattle Teamsters' union has decided not to strike in sympathy with the switchmen.

PLANNING TO SEND OUT
FREIGHTS AT SPOKANE

Spokane, Wash., Dec. 4.—The Northern Pacific has planned to send out 10 freight trains today. The force of switch engines has been increased to three, these being manned by the trainmaster, yardmaster and master mechanic with the aid of four strikebreakers.

The Great Northern made up five freight trains for the east and five for the west on Friday and expects to send out an equal number today. Four engines are working in the Great Northern yards, the officials being assisted by six strikebreakers.

NOT A CAR MOVING
IN MISSOULA YARDS

Missoula, Mont., Dec. 4.—Not a car moved out of Missoula over the Northern Pacific last night. Two deadhead freight crews were sent to Paradise to start time freight trains out of that terminal. Three freight trains left Helena during the early hours of this morning and made good progress westward.

The first serious delay to passenger trains since the strike started occurred last night when officials desired a sleeper attached to train No. 42. The sleeper occupied its regular position in the train and it was desired to switch it to the rear so that No. 41 would have no trouble picking it up when the trains passed on the Montana division. No one could be found to switch the sleeper and the train left with its coaches in the same position as when it arrived.

SUMMARY OF STRIKE
SITUATION AT ST. PAUL

Chicago, Dec. 4.—L. Dickeson of the Chicago, Burlington & Quincy railroad, speaking for the general managers association, gave out the following statement here today:

"We have just obtained the following summary of the situation by telephone from St. Paul:

"The Manager Gruber of the Great Northern states that 60 switch engines worked in the Twin Cities last night without interruptions, and 35 additional engines were in service this morning. About 115 switch engines is the maximum number employed on

GREEN MAY DIE
FROM HIS WOUND

His Condition Is Regarded as Desperate at Los Angeles Hospital.

HE WAS WELL KNOWN HERE

Married Jack McCune, Daughter of Mr. and Mrs. A. W. McCune of This City—Says He Struck Woman.

(Special to The News.)

Los Angeles, Dec. 4.—The condition of Ernest Green as reported from the hospital at 2 p. m. today is that he may recover from the effects of the wound if peritonitis does not develop. This, however, is hourly expected.

(By Associated Press.)

Los Angeles, Cal. Dec. 4.—Ernest B. Green, who was shot yesterday by T. J. Fitzpatrick at the Green Tungsten mine in the Clark mountains, fifty miles west of Searchlight, Nev., was brought here today and taken to a private hospital. His mother-in-law, Mrs. A. W. McCune, wife of the Salt Lake mining millionaire, is on her way here and is expected tonight. Green is desperately wounded. The bullet fired by Fitzpatrick struck him in the abdomen and there are great doubts of his recovery.

According to reports from Nipton, where Green was placed aboard the Salt Lake limited bound for this city, the shooting was the result of a dispute between Green, who owns the Tungsten mine, and Fitzpatrick and his wife. The Fitzpatricks, it is asserted, demanded pay for supplies they are said to have furnished. Green is alleged to have struck Mrs. Fitzpatrick during the quarrel that followed. The woman's husband threatened to shoot Green. Fitzpatrick is reported to have surrendered.

Ernest Greene was well known in this city. Several years ago he married Miss Jack McCune, daughter of A. W. McCune, Friday night Mrs. A. W. McCune left on the limited for Los Angeles, to which place young Green was taken by a hospital car. It was reported that Greene and Fitzpatrick had "been gunning for each other" but those who knew Greene are not inclined to believe the statement.

The marriage of Greene and Miss McCune was bitterly opposed by the latter's parents, but they were married secretly and the fact did not leak out for some time. They lived in this city for several years and Greene was the local agent for a piano company. He then moved to New York and before long became interested in mining. A few weeks ago he passed through the city and was met by a man named Nevada and California to look after his mining interests there. He expected to return to his wife in New York during the Christmas holidays.

GOV. HARMON
CALLS OUT TROOPS

Columbus, Ohio, Dec. 4.—Gov. Harmon today ordered out the Eighth regiment Ohio national guard and parts of the Seventh and the Fourth regiments of the Ohio militia. The troops were ordered to proceed at once to Bridgeport, where the two guards in the mills of the Aetna Standard company were wounded in a riot last night.

ARTHUR BROWN IS
ARRESTED TODAY

Charged With Forgery, Passing Forged Instrument, Embezzlement and Grand Larceny.

Arthur Brown, formerly a clerk in the old Bank of Commerce, was arrested this morning and lodged in the county jail by Deputy Sheriff Corliss and Eddington, on two complaints, charging forgery and passing a forged instrument, and embezzlement and grand larceny, sworn to by J. B. Cosgriff, officer of the Continental National bank.

It is alleged that Brown cashed certificates of deposit left in the Bank of Commerce by friends of A. M. Bartholdi, who sent money to Salt Lake City from Alaska, several years ago. The Bank of Commerce was absorbed by the Commercial National bank, which was later reorganized as the Continental National bank, hence the reason for action being taken by the officers of the latter institution. The certificates aggregated \$396. Brown claimed that some unidentified person had taken the bank and cashed them, but the officers deny this.

The complaints against Brown were issued Friday by County Atty. Job F. Leavelle, and the sheriff's men quickly ran Brown down this morning.

Brown is involved in other questionable transactions, and is now awaiting his trial on a charge of having uttered a forged instrument of W. C. Oran, a prominent mining man of this city.

FOUR AEROPLANES BURNED.

New York, Dec. 4.—Four aeroplanes stored in a shed near the old Morris Park race track were destroyed by fire today. The aeroplanes were recently held on the race track, and the machines were awaiting final test. The loss is estimated at \$25,000.

all lines in the Twin Cities so that practically normal conditions prevail.

"Information over the wires at noon from Duluth shows that the yards are working full handed and business is resuming on all lines."

"Dispatches at hand from terminal points west of Duluth and the Twin Cities, up to and including the Pacific coast, indicate that switch engines are actively employed in every yard."

"We have been able to get all the men we need. Some of the mills at Minneapolis and other industries temporarily suspended have resumed business and the mines at Butte are open."

"The Burlington, Great Northern, Northern Pacific, Chicago, Milwaukee & St. Paul and other lines have officially notified all connections and shippers that all embargo notices are at once withdrawn."

GREATEST OF
ALL STRIKES

United States Threatened With Biggest One in History Of the Nation.

WILL AFFECT ALL RAILROADS

Imminent Danger of Complete Tie-up by Walkout of Many Employees.

Various Organizations Have Agreed Upon Uniform Demand of 10 Per Cent Wage Increase.

Chicago, Dec. 4.—The Tribune this morning says:

"The United States is threatened with the greatest railroad strike in the history of the nation."

"Practically every railroad line in the country, east and west, is in imminent danger of being completely tied up by a walkout on the part of the large numbers of its operation employees this month."

"Officers of the organizations of engineers, firemen, trainmen and switchmen have agreed upon a uniform demand of a 10 per cent wage increase, without deviation or compromise."

"That the crisis is approaching rapidly was indicated yesterday by the announcement at New York by officers of the Brotherhood of Railroad Trainmen that they would present their demands on the 11th of this month and the wage conferences will begin on the 15th. Although every effort will be made to avert a general strike, it is impossible to predict what the outcome of the conferences will be."

"Both the railroads and the leaders of organized labor among the railroad employees are preparing for the struggle, which, when it once begins, will without doubt develop into one of the greatest industrial battles that have ever been fought in this or any other land. The attitude of the leaders on both sides of the dispute which menaces the industrial peace of the country is at the present time that of iron stubbornness."

"While it is known that it is not the plan of the leaders in the railroad labor organizations to call out the men at one time, their intention is said to be, by those who are acquainted with their plans, to call out sufficient men on each big system to make operation a practical impossibility."

"This means that over a million men will engage directly in a battle with the railroads unless some fortunate circumstance arises to avert the trouble. More than 150,000 miles of railroad track will cease to bear their burdens of freight and passengers, with the consequent paralyzing effect on the commerce of the country, unless a settlement is reached quickly."

"So serious has the situation become that early this week the railroad presidents quietly notified the largest shippers along their lines that they had best prepare for an emergency and the shippers so notified, including miners of coal, manufacturers, jobbers and shippers of grain and other foodstuffs, have been exerting themselves to the utmost, to lay in their stocks and distribute their products into the consuming centers."

DECLINES TO DISCUSS
QUESTION OF GENERAL STRIKE

Chicago, Dec. 4.—W. G. Lee, of the Brotherhood of Railway Trainmen, who is here today conducting negotiations with Chicago railroad officials, declined to discuss in detail the published reports that the roads of the country are on the verge of a great labor war.

"It is misleading to say that the trainmen's organizations have made demands for increased wages from the roads," he said today. "The proposition for an increase of wages on the lines east of Chicago has been referred by the officials of the organizations to the men themselves. There are at least 75,000 interested and each man must consider the proposition of the demand for more wages and vote on it, before any such demand can be made."

"It will take some time for the decision of the men to be registered, and until the situation cannot be regarded as acute."

GRAND MASTER CARTER
TAKES OPTIMISTIC VIEW

Peoria, Ill., Dec. 4.—W. S. Carter, grand master of the local firemen and engineers, does not anticipate any interference on the part of the locomotive firemen and engineers in sympathy with the strike now existing in the northwest. On the contrary, he takes an optimistic view of the situation and believes a settlement will soon be reached. The switchmen, he believes, will be willing to arbitrate, and that the railroads would accede. The demand for an increase of 10 per cent by the Brotherhood of Railway Trainmen, if such demand has been made, has no bearing on the present strike, so far as Mr. Carter knows.

"Absolutely nothing has come to the attention of Mr. Carter in connection with the switchmen's strike and he relies on the newspaper reports."

NATIONAL MARATHON
DOOMED TO GO

Chicago, Dec. 4.—Holding that the long grinds are too much of a strain and are injurious to the runners, the athletic committee and directors of the Illinois A. C. have announced the doom of the National Marathon. The movement toward the end of long distance running for the Illinois A. C. and the discouragement of any such feat by its membership.