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10 PAGES—LAST EDITION

WEDNESDAY NOVEMBER 14 1906 SALT LAKE CITY UTAH

FIFTY-SIXTH YEAR

## COUNTRESS GETS HER DIVORCE

Secures Sweeping Victory Over Boni and Has Custody of Her Children.

THEY MUST REMAIN IN FRANCE

Count's Demand for an Annual Allowance of \$50,000 Rejected by the Court.

Costs Go Against Him—President of Chamber of Deputies to Liquidate Castellane's Affairs.

Paris, Nov. 14.—The tribunal of first instance of the Seine, Judge Dille presiding, at noon today granted a divorce to the Countess de Castellane, formerly Anna Gould of New York, and gave her the custody of her children, who, however, will not be allowed to be taken from France without the consent of their father, Count de Castellane.

The end of the famous case came suddenly. The court brushed aside the demand of the count's lawyers for an examination of witnesses, and as anticipated, the public prosecutor did not even ask to be heard. Judge Dille handed down the judgment, which is a sweeping victory for the countess. In granting her petition for divorce, the court gave the countess the custody of the children, the count being allowed only the usual rights to see them and share in the control of their education, which was not contested.

The count is given the right to see the children at stated periods at the home of their grandmother and keep them a month annually during the holidays. The count's demand for an alimentary allowance of \$50,000 annually was pronounced by the court to be without foundation. In fact, the court decided in the count's favor was the imposition of the prohibition on the countess not to take the children out of France without their father's consent.

The court appointed the president of the chamber of deputies to liquidate the affairs of the husband and wife. The judgment was given with respect to the count. The decree, the reading of which hardly consumed five minutes, was delivered by the judge in a voice so low as to be practically inaudible to the court, and the reading of which hardly consumed five minutes, was delivered by the judge in a voice so low as to be practically inaudible to the court.

Many women climbed the chairs in vain efforts to hear the decision and when they were aware that a divorce was granted, they rushed to the court to see the countess. When the plaintiff protested the countess, she was in the presence of servants.

Upon the slightest pretext Count de Castellane created scenes going to the extent of striking plaintiff. In the course of one of these scenes at Rochefort, during the autumn of 1893, the countess was brutally seized by her husband, and the next day while still suffering from his violence, she revealed the fact to an American friend who was a guest at the chateau.

THE COUNT'S GALLANTRIES

3.—During the summer of 1893 and notably during a pleasure trip which the Count de Castellane took the countess was intimate with a married woman, "Mme. A."

4.—The count maintained a correspondence with Mme. A., fixing the date of his rendezvous at the residence of Mme. X. and "Mlle" in the Rue de Maubeuge.

5.—During the summer of 1895 Count de Castellane had intimate relations with "Mme. B." He had many meetings with her, principally at the Pavilion of St. James.

6.—During June, 1905, a lady entered the Count de Castellane's automobile, dined with him at Ville d'Avray and both later went to the Pavilion of St. James, where they spent two hours.

7.—During the same year, 1905, Count de Castellane was intimate with a woman living in a furnished room house in the Rue Castiglione.

8.—In 1905, the Count de Castellane was intimate with "Mme. C." which involved indiscretions, repeated rendezvous, and automobile excursions, objects of the domestic making almost public scandals. Count de Castellane went frequently with this woman to an apartment, which he maintained at Neuilly.

9.—While the Countess de Castellane was absent in America, Count de Castellane was intimate with "Mme. D." at the Cafe Anglaise and ordered orchids for the decoration of the table.

10.—On May 11, 1904, while the Countess de Castellane was absent, Count de Castellane took "Mme. D." to the theatre, and the next day he passed the afternoon with her.

MANY RENDEZVOUS

11.—For several years Count de Castellane rented in Paris a number of places for his rendezvous. In particular No. 26 Rue la Rochefoucauld, where he was known under the name of "Pascari," No. 16 Rue de General Foy, the Pavilion of St. James, and No. 5 Rue Ouve, at Neuilly. At these addresses he received, to the knowledge of several of his servants and chauffeurs, the women with whom he was intimate, belonging to the noble and the demimonde classes. Here follows a long list of dates extending from the years 1901 to 1906.

The first of the countess does not go into the details of the countess' bill of particulars, "Inasmuch as Mme. de Castellane submitted letters and documents, several of which were from the count himself, establishing sufficiently that since their marriage, notably in 1898, 1902 and 1905, he had relations and correspondence with various women of the demimonde class, and was offensive to a wife, thus rendering himself guilty of acts justifying a divorce, and as he had failed to establish a reconciliation, the petition of Mme. de Castellane is granted."

NO ALLOWANCE FOR COUNT.

The count's demand for an alimentary allowance of \$50,000 annually, was denied on the ground that the guilty party in a divorce loses all the advantages accorded either by a marriage contract or the course of married life, and consequently the court refused to allow not only the count's original claim for \$50,000 per annum, but the \$30,000, which the countess offered, which it now seems the count claimed to have accepted Oct. 25.

The court also took a precaution against any reasonable attitude of the count allowing his wife to take her children out of France by providing that in case of his refusal judicial authorization could be granted.

The countess, to the surprise of those who send the children on Thursdays and Sundays to their grandmother, the Marquise de Castellane and their aunt, the Countess de Castellane, for a week at New York, and Easter and for a month in the summer.

ANNA GOULD'S MARRIAGE.

Anna Gould, the youngest daughter of the late Jay Gould, was married to Count Ernest Boniface de Castellane, the eldest son of the Marquis de Castellane, at New York, June 4, 1893, the late Archbishop Corrigan officiating. Miss Gould's wedding was understood to have been \$15,000, and it was reported that the countess received \$50,000 a year, immediately after the marriage the couple left the United States for France, where the extravagant manner in which they lived attracted the attention of the public. About five years after the marriage the Count and Countess de Castellane were reported to be financially embarrassed, it was reported that the countess had already spent about \$7,000,000 of her money. An adjustment of the affairs of the count and countess became necessary and considerable litigation followed. At the scene of the conflict the family intervened and the income of the countess was cut down to \$200,000.

On Feb. 5 of the present year the Countess de Castellane entered a plea for divorce, which was heard before Judge Dille, Maitre Cruppi appearing for the countess, and Maitre Bonnet for the count. Evidence in the case was heard on Nov. 7, when the final plea was made and the suit adjourned until Nov. 14, on the following day, Nov. 8, the case of the count's creditors was presented to the court and adjourned for two weeks.

The three children of the Castellanes, his George, Boni and Jay, the youngest being the namesake of his mother's father, the late Jay Gould.

HOWARD GOULD PLEADED.

Washington, Nov. 14.—Howard Gould, brother of the Countess de Castellane, who is in this city, when informed by the Associated Press that the countess had been granted a divorce from the count, said that while he was grateful for the information, he had no comment to make upon it.

He said that the countess, with respect to the children, was leaving France without the consent of the father, he said, was rather to be expected, as it was in accordance with the French custom.

BURLINGTON MAXIMUM FREIGHT RATE CASE.

Kansas City, Nov. 14.—E. M. Fisher, of St. Paul, at the instantant employed by the state of Missouri to examine the books of the Burlington Railway company, again went on the stand this morning in the maximum freight rate hearing conducted here by Atty. Gen. Herbert S. Hadley.

Mr. Fisher made the statement that the Burlington railroad frequently charged rates for the movement of freight less than that named in the Missouri maximum rate law now being contested. This was explained by the assertion that if the Burlington had charged the maximum rate, competition would have been driven from the field.

The state sprung a surprise when it announced that at the afternoon session they would place on the stand Charles S. Ludlum, of New York City, to disprove the claim of the Burlington that there is very little profit in handling local freight and buses yesterday, was reported today as having entirely recovered.

It developed that Mr. Ludlum, who is the expert accountant that had charge of the examination several months ago in New York city of the books of the New York Life, the Mutual and the Equitable Insurance companies, had been employed by the state of Missouri to examine the books in the auditor's office of the Missouri Pacific railway at St. Louis. The state asserted it would prove by Mr. Ludlum that local freight business is exceedingly profitable to the railroads in Missouri.

MAJ. H. N. RUST DEAD.

Los Angeles, Nov. 14.—Major Horatio Nelson Rust, noted archaeologist, friend and companion of John Brown, and veteran of the Civil war, died at his home in South Pasadena today at the age of 78. Maj. Rust was a son of Nelson Rust, the abolitionist, whose home in Connecticut was one of the stations on the "underground railroad" in slavery days. It was here that Maj. Rust, then a young man, met John Brown and shared in many of the counsels of courage and the famous abolitionist. Upon the breaking out of the Civil war, Maj. Rust enlisted in the medical corps of the federal army, serving under Gen. Burnside. He saw severe service in many campaigns. At the close of the war he spent several years in business in Chicago, coming to southern California in 1871. He has been identified with public enterprises and won a name for public spirit and philanthropy. He was born in Amherst, Mass., May 11, 1828.

NAT'L GRANGE CONVENTION.

Denver, Nov. 14.—Every state in the Union is represented at the national convention of the National Grange which was called to order in the chamber of commerce here at 11 o'clock today by President M. A. Schreiber of New Hampshire. The first session was occupied with the appointment of committees and other routine work. The session will continue 10 days and an attendance of 1,500 delegates is expected.

## FARMERS POCKET BIG SUGAR MONEY

Nearly Two Million Dollars Goes Tomorrow to Beet Growers.

FROM SALT LAKE AND OGDEN.

Lehi Factory Leads in Payments—Last Disbursement to be Made Next Month.

Tomorrow will be a busy day in sugar beet circles. The 15th of each month is pay day among the farmers for beets delivered the previous month, and from all 19 factories operated from the head offices in Salt Lake and Ogden checks and currency will be distributed to the beet growers. Nov. 15 sees the payments reach their maximum, as on that date the beets delivered during the month of October are paid for, and something like 75 per cent of the entire crop of the season is harvested and delivered during that month.

A close estimate of the amount of money sent out from the Salt Lake office today and tomorrow by the various factories of the Utah, Idaho, and Western Idaho companies is \$3,500,000. The farmers who grow beets for the Lehi factory and who are located in all the surrounding counties, secure a larger sum than any others. The beet growers who deliver at Garfield, Boxelder, Nampa fifth, and Blackfoot sixth, Ogden is the headquarters of the Amalgamated Sugar company and the Lehi factory and who are located in all the surrounding counties, secure a larger sum than any others.

The final payment for beets will take place Dec. 15, which will be the second payment for November delivery, and usually the beets are all dug before this month closes. The conditions with farmers have been unusually favorable, the shortage of cars forming the only drawback, but in many cases the sugar companies have allowed the farmers to put the beets in piles along the tracks where no cars were available.

PRINCE DE BROGLIE

Wants Son's Marriage to Miss Estelle Alexander Annulled.

Paris, Nov. 14.—Prince Amedee de Broglie, 14th Prince Robert de Broglie, has filed in the Paris courts a demand for the annulment of his son's marriage to Miss Estelle Alexander of California. Miss Alexander was married to Prince Robert de Broglie Aug. 14, in Chicago, and it was claimed at the time that approval of the French government was required for the marriage. The prince's divorce from a former wife had not been approved, and because the prince's marriage had not been recorded according to the laws of France, the marriage was legal under the laws of Illinois, and in Paris recent action was taken to annul the marriage. The prince's divorce from a former wife had not been approved, and because the prince's marriage had not been recorded according to the laws of France, the marriage was legal under the laws of Illinois, and in Paris recent action was taken to annul the marriage.

TO HARMONIZE CANAL WORK.

Washington, Nov. 14.—An organization of subordinate officials on the isthmian canal zone has been effected, which it is believed, will bring the various departments and divisions of the canal government into harmony and prevent the duplication of work and conflict between different branches of the governmental organization. The new association, according to advice received here, will hold meetings semi-monthly and all the heads of departments and divisions, including the general manager of the Panama railway, will attend. Each of these officials may bring subordinates with him if he desires to assist in the explanation of work to be undertaken. Each of the officials will make a statement of the tasks he has undertaken, or is about to undertake, and papers are to be prepared by various officials on problems they are facing.

MESSAGE FROM PRESIDENT.

New York, Nov. 14.—The officers and crew of the steamer Advance, which arrived today from Colon, exchanged wireless messages with President Roosevelt during the voyage. When the Advance met the battleship Louisiana and her escorts the Tennessee and Washington, the following wireless message was sent to the president: "Hon. Theodore Roosevelt, U. S. A. Louisiana—The captain and men of the steamship Advance send greetings, wish you and Mrs. Roosevelt a most pleasant voyage and congratulate you on result of New York state election. (Signed) 'EDWARD HAMMOND, Captain.'"

President Roosevelt's reply was as follows: "Capt. Hammond and men of the steamer Advance: Heartiest thanks for your kind message. I shall be glad to hear of the success of your voyage. (Signed) 'THEODORE ROOSEVELT.'"

CALL ON NATIONAL BANKS.

Washington, Nov. 14.—The comptroller of the currency today issued a call for a statement of the condition of national banks at the close of business on Monday, Nov. 12.

SENATOR CULLOM RECOVERED.

Washington, Nov. 14.—Senator Cullom, who suffered a slight attack of acute indigestion and nausea yesterday, was reported today as having entirely recovered.

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CHRISTMAS NEWS

Will be Issued

SATURDAY, DECEMBER 15, 1906.

The theme of the issue will be

UTAH AND HER NEIGHBORS: Their Growth and Development During 1906, and Their Prospects for 1907.

The number will be issued in colors and enclosed in illuminated covers.

CHRISTMAS NEWS PRIZES.

In conformity with its custom in the past, which has proved so popular with the public, the Deseret News announces the following prizes for its Christmas issue.

First—A Prize of \$50.00 cash for the best Christmas Story submitted, not to exceed 8,500 words, about seven columns, or one page, of the Deseret News.

Second—A Prize of \$25.00 cash for the best Christmas poem not to exceed 1200 words.

The competition will close on Nov. 20th, 1906. All stories and poems submitted must be addressed the Deseret News, Christmas Department, Salt Lake City, Utah. They must be signed with a nom de plume, or a fictitious name, and a separate envelope must be forwarded containing the real name of the author.

Manuscripts not accepted will be returned on receipt of postage.

## SOLDIERS FIGHT OVER OLD FEUD

At Cheyenne Bad Feeling Between Artillerymen and Infantrymen Culminates.

KNIVES AND CLUBS ARE USED.

Several More or Less Seriously Hurt—All Engaged Had Been Drinking.

(Special to the "News.") Cheyenne, Wyo., Nov. 14.—Last night's battle in the streets of Cheyenne between soldiers of the Nineteenth field artillery and the Eleventh infantry from Fort Russell, will be investigated by the war department. The sanguinary battle was the culmination of a feud of long standing between these organizations. There has been considerable rivalry between the two branches of the service, and recently when two battalions of the Eleventh infantry were ordered to Cuba, the artillerymen were detailed to round up deserters. Their mounted patrol came to Cheyenne and for two days and nights chased and captured many of the infantrymen who were hiding out. It is charged that the artillerymen in the foot soldiers' men with their horses, shot at them without cause, wounded many, and otherwise mistreated them. This created a bad feeling among the members of the Third battalion left to garrison Fort Russell. There were not words passed back and fourth and late last night a squad of artillerymen attacked a number of the infantrymen, and a number of knives, clubs, and stones were used freely. The police broke up the fight and captured several of the combatants, the others escaped.

Among those seriously hurt, are Private John Cheeseman of the artillery, stabbed in the chest, may die.

Corporal John Wise, Eleventh infantry, stabbed across face and eye destroyed.

Private Lane, infantryman, stabbed in back of the head.

Private Layden, Eleventh, stabbed in the face.

Private Irvine, Eleventh, beaten with brass knuckles and stabbed.

Others were wounded but fled. The captured men were taken to the police station and their wounds dressed. All of the combatants had been drinking. Many arrests are being made today. At the scene of the conflict the sidewalk and windows of buildings are covered with blood.

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## MANKIND SOON TO NAVIGATE THE AIR

Santos Dumont Thinks Flying Machines Will be More Common Than Automobiles.

SAFER, FASTER AND CHEAPER.

Next Year People Will be Able to Go To the Seashore in Aeroplanes.

Paris, Nov. 14.—Santos Dumont, since the successful flight of his aeroplane, "The Bird of Prey," talks enthusiastically of the early approach of the day when all human mankind will be navigating the air and when flying machines will be more common than automobiles. Indeed he thinks that flying machines will eventually become the poor man's automobile, be safer, faster and cheaper. In an interview tonight, he said: "The machine I am experimenting with is very large, having a surface of 80 square meters, but the practical aeroplane, which will be for the air what the democratic bicycle is for the earth, will be much smaller. With ordinary flying machines, it is necessary to increase the size in order to increase the power. With the aeroplane, on the contrary, speed will be increased in direct proportion to the diminution of the resistance surface. My present aeroplane was intentionally built large to overcome main obstacles as to principles. But with increased power, which means speed, the size can be reduced to the safety, as a powerful motor is more easily manipulated. We can therefore, look forward to a practical aeroplane which can be comfortably housed in every home. From the standpoint of maintenance, the cost both of petroleum and repairs, the aeroplane will be much less expensive than the automobile car. There will be no expensive tires to burst and no bad roads to jolt them to pieces. There will be no collisions. Next year people will be able to go to the seashore on their aeroplanes. It will become a fact and the commencement of a new industry."

"What of the danger?"

"The only danger would be the risk of a broken rudder and I cannot see that a rudder can break itself. The aeroplane is immobility itself. The steering, which makes my descent, is done by a rudder, and so serious is the danger that it is possible that the rudder may not be realized."

CANADIAN GOODS FAVORED.

Ottawa, B. C., Nov. 14.—At Ottawa dispatch says:

The Canadian commissioner in New Zealand reports that substantial preferences are being given to Canadian goods over those of the United States in the new tariff of New Zealand. On the 20th of goods the tariff on United States goods will be 20 per cent more than Canadian goods. On bicycles, fittings of guns, kum bags, painting, paper, railways and tramways, sail cloth, canvas, surgical and dental instruments, United States products will be taxed a duty of 20 per cent, while Canadian products in these lines will enter free.

NO BADGE FOR TAFT.

Fort Worth, Tex., Nov. 14.—Secy. Taft and his party, who are on a tour of inspection of the army posts of the southwest, passed through here tonight en route to San Antonio. The secretary was met by a delegation of city and federal officials and members of the Fort Worth Roosevelt club. He declined to wear a badge of the club on the ground that his tour is in no sense political and to do so would be improper.

AN ULTIMATUM TO THE HOUSE OF LORDS.

London, Nov. 14.—The Liberal papers this morning comment on the speech of Augustus, president of the board of education, at Bristol last night, as an ultimatum on behalf of the government to the house of lords. The speaker declares the education bill is the last effort that will be made to reconcile popular control with religious education, and avers that if the present bill is destroyed it will be substituted by a denominational but a secular system of religious education.

BARON DES PLAINES RETURNS.

New York, Nov. 14.—After a year's absence, due to reasons of health, Baron Mayor Des Plaines, the Italian ambassador, returned yesterday on the Kaiser Wilhelm II. He has entirely recovered his health. "I have become a convert to the automobile and shall provide me with a car as soon as possible," he said. "When I left last year I was quite broke down. I staid last winter in Rome and in the summer at my country places in Piedmont. But had a season at Salsomaggiore. But better than any other treatment was the automobile I did in France. Bowling about in the open air has made me a new man."

CUBAN SUGAR CROP BIG. LABOR SUPPLY INADEQUATE

Havana, Nov. 12.—Certain members of the Agrarian league, which is composed of prominent planters, accompanied by a number of steamship agents, held a conference with Gov. Magoon today on the question of the probable scarcity of labor in the handling of the maturing sugar crop. The planters urged the necessity of making use of the \$100,000 appropriated by the late Cuban congress for the competition of other nations seeking immigration, especially the republics of South America, the United States, and from the importation of labor to Panama. The sugar crop promises to be very large, and the planters expressed grave fears that the present labor supply would be insufficient to handle it. Gov. Magoon arranged to hold further conferences with the planters.

MAJ. LADD RETURNS.

Washington, Nov. 14.—Major Eugene F. Ladd, who has been in Cuba since the beginning of the regeneration, has returned to Washington and taken up his duties as assistant to the military secretary.

DESPERADO STILL AT LARGE.

Asheville, N. C., Nov. 14.—A posse is scouring the surrounding country for the negro, said to be Will Harris, who last night shot and killed Policemen Blackstock and Bailey, mortally wounding a negro named Nellie and wounded Police Capt. Page.

PATENTS FOR UTAH PEOPLE.

(Special to the "News.") Washington, D. C., Nov. 14.—Patents issued to residents of Utah: John Kempf, Jr., Salt Lake, fence post; William H. Pool, American Fork, insect destroyer.

## SAFETY SCANDAL

Many Sums of Money Sent for Relief of Sufferers Never Reached The Committees.

AGGREGATE MILLION DOLLARS

Over a Hundred Government Agents Have Been Making Investigation.

Pres. Roosevelt Moving Spirit Behind Inquiry and Declares No Guilty Man Shall Escape.

San Francisco, Nov. 14.—The Chronicle says today:

A new investigation is progressing in the course of developments in the local graft scandal. It now appears that many sums of money, large and small, that were sent from different states to San Francisco for the relief of the sufferers from the April calamity never reached the relief committee. Some of these amounts which aggregated a large sum were mailed to the care of Mayor Schmitz. F. J. Henry, Detective Burns and over 100 government agents have been making an investigation.

"President Roosevelt is the moving spirit behind the inquiry and he declares that no man guilty of diverting the relief funds shall escape justice."

The cases came within the jurisdiction of the federal authorities because of the interstate character of the postal service, which, it is alleged, was criminally tampered with.

A considerable sum of money was also sent through the express companies and Wells Fargo is now investigating the disappearance of \$10,000 sent in one package from the citizens of Searchlight, Nev., which the relief committee says they never received and which the company says was delivered to the representative of the committee to whom it was addressed. The crime of forgery is said to be included in the offenses of the raiders of the relief contributions.

It is said that in the aggregate the shakings will amount to a million dollars.

KARL HAU REMANDED FOR ANOTHER WEEK.

London, Nov. 14.—Karl Hau, alias Karl Hau, the professor of Roman law in George Washington university at Washington, D. C., who was arrested in this city Nov. 8, charged with the murder of his mother-in-law at Baden-Baden, was further remanded for a week at the Bow Street police court, the papers in his case not having arrived from Germany.

Mr. Wilson, who was retained by the prisoner at the last moment, briefs examined the officer who arrested Hau, counsel's questions suggesting that the defense will attempt to show that the prisoner found in London was never fired and was purchased in Constantinople and not in Germany, as alleged in some quarters.

After the remand had been ordered, Mr. Wilson said:

"Hau insists that he knows nothing about the murder and that he is quite innocent of the charge."

By the advice of his attorney, Hau declined to make any further statement to the press. The prisoner, who was stylishly dressed, assumed a confident air.

Constantinople, Nov. 14.—Considerable interest is manifested in certain quarters in the arrest in London of Karl Hau, on the charge of murder. The prisoner, who is well known locally, left Constantinople Oct. 15, after a year's residence here with only occasional breaks. While in Constantinople the prisoner did not change his American citizenship, but traveled with a Turkish passport, in which he was described as the legal adviser of the Turkish legation at Washington. He has practically no relatives in America, and has been in the city for some time. He was practically no relatives in America, and has been in the city for some time. He was practically no relatives in America, and has been in the city for some time.

A strict watch is maintained along both coasts of the gulf of Finland, but only one of the fugitives has been captured.

STRIKERS STORM ELECTRIC CAR.

New York, Nov. 14.—An electric car in which William H. Palmer, secretary of the New York Transportation company, whose chauffeurs are on strike, was riding through Sixty-ninth street near Sixth avenue, at 1 o'clock this morning, was bombarded with brick and stone by a gang of striking chauffeurs. The car was smashed and Mr. Palmer was bruised about the body. Detective Harrington arrested John Vannie and charged him with being the ring leader. Harrington had to draw his revolver to keep the crowd from rescuing his prisoner.

GEN. W. G. ELY DEAD.