

10 PAGES—LAST EDITION.

GERMANY AND FRANCE FIRM.

It Looks as Though the Algeiras Conference Would Result In Failure.

EACH HAS DIFFERENT POLICY.

France for a General Mandate; Germany for Combined Administration by Interested Powers.

Suspicion is Growing on Either Side, And the Situation Likened to Period From 1866 to 1870.

Berlin, Feb. 12.—Some exchanges of suggestions between this and other governments regarding the Algeiras negotiations are proceeding although there is really no expectation of an agreement. Both France and Germany have taken up seemingly unyielding positions. France for a general mandate in Moroccan affairs, and Germany for a combined administration by all the interested powers. The view of the German foreign office is that if France intended to insist on a paramount position in Morocco why did she take part in the conference? If Germany should now agree to give over Morocco to France, the efforts of years would be fruitless and a long period of unrest in European affairs, it is believed, would begin, the issue of which no one ventures to predict. It is likened in official quarters, however, to the period from 1866 to 1870, when the economic life of the principal continental countries was disturbed continuously by fears and rumors of war. The dissolution of the Algeiras conference while not in itself the cause of war, will certainly be the cause of the revival of mutual mistrust between France and Germany. Suspicion was aroused here today by the news from Lalla Marnia, province of Oran, Algeria, that the Moorish pretender, El-Hamami, is assembling the independent tribes for a foray against towns near the Algerian frontier. As the pretender is considered to be fully controlled by the French, his activity at this moment is disquieting as indicating that France has resumed her forward policy in Morocco.

DELEGATES CONFIDENT.
Algeiras, Spain, Feb. 12.—The reports current in European capitals that a crisis has been reached at Algeiras are not warranted by the actual conditions here. The negotiations upon the police and finance questions are proceeding uninterrupted but have reached a deadlock point on which neither the French nor the German delegates show any disposition to yield. This firmness on both sides has caused some apprehension of an eventual deadlock, but the delegates so long as the negotiations continue, will not admit that crisis has been reached. Inquiry today among the delegates showed that they are confident of a successful result. The delegates deprecate the alleged attempt of the German press to persuade the public that if the conference fails it will be the fault of France and Great Britain.

REVOLUTION BREAKS OUT IN SAN DOMINGO.

Cape Haytien, Hayti, Feb. 13.—A messenger who arrived here today from Monte Cristi, in the northern part of the republic of Santo Domingo, reports that a revolutionary movement has broken out at Monte Cristi. Gen. Ney, at the head of a numerous body of troops, has attacked and captured the town of Dajabon, on the frontier of Hayti. Ney is a devoted partisan of Gen. Jimenes, former president of Santo Domingo, and it is generally believed that the movement is in favor of Jimenes, and that its object is to prevent the government from holding the approaching elections.

INSURRECTION DENIED.

Washington, Feb. 12.—Secy. Root, before going to the cabinet meeting today received from the navy department a cablegram from Commander Sutherland at Monte Cristi to this effect: "There is an insurrection; small force at Dajabon, 24 miles south of Monte Cristi."

Commander Sutherland adds that there is no danger if the defecto government acts promptly.

FALSE RUMORS.

Those Wilfully Circulating Them in Russia to be Punished.

St. Petersburg, Feb. 12.—The council of ministers has decided that the promulgation of newspapers of false rumors against the government, individual officials of the army shall be punished by two to eight months' imprisonment and fines not exceeding \$150. In the event of such rumors causing an outbreak of illegal acts or disturbances among the troops, the penalty will be increased to 15 months' imprisonment.

THE TENNESSEE'S SPEED.

Boston, Feb. 12.—The new armored cruiser Tennessee made an unofficial speed of 21.6 knots on her speed trial yesterday, according to her report of one of the trial board. There was a slight accident in course of the trial which was repaired, but which resulted in a delay of several hours. The speed shown is 1/16 of a knot in excess of the contract requirements.

THREE LIVES LOST.

New York, Feb. 12.—At least three lives are believed to have been lost in the East river today, where a hay barge was cut completely in two, and two others had holes stove in them by a fog, and rammed into shipping at the foot of East Twenty-first street.

WISCONSIN'S CREW STRAIGHT.

Washington, Feb. 12.—The state department has received a letter from the United States legation at Tokyo

praising the crew of the battleship Wisconsin for their exemplary behavior during their visit to Yokohama. The Wisconsin took part in the celebration of the return of Admiral Togo in Yokohama harbor, and though the men were given full shore leave not a single case of drunkenness or disorderly conduct was reported.

VENEZUELA'S REPLY TO PREMIER ROUVIER'S NOTE.

Caracas, Venezuela, Feb. 9, Friday, via Port of Spain, Island of Trinidad, Feb. 12.—The Venezuelan government yesterday, Feb. 8, transmitted to M. Mauborguet, the former charge d'affaires of Venezuela at Paris, who is also Venezuela's representative in London, a long note dated Feb. 7, of which the following is a synopsis: "I am ordered by my government to say that to appreciate the situation and the case it is necessary to discriminate. The real facts are that the Venezuelan government said it would not treat through M. Taigny (former French charge d'affaires in Venezuela) until satisfactory explanations were given, and not as Mr. Rouvier's note states, that for Minister Ybarra had notified the French representative that he would not have any further official relations with him. "That regarding the cable company, France did not, because she could not, allege a denial of justice and instead of a denial of justice, she should have proceeded in a friendly manner as she has done, thereby abandoning the legal road and assuming the responsibilities of the cable company. "If not, Venezuela yields. Otherwise she holds France responsible and is willing to submit this to arbitration. "Venezuela throughout has acted in a friendly manner and withdrew her note of protest requested to do so. She prohibited the rebanding of M. Taigny in Feb. 12 in order to avoid greater unpleasantness, but France violently expelled M. Mauborguet without alleging any fault. "It must also be remembered that the French before the mixed tribunals claimed \$5,000,000 bolivars, but they never had a quarter of this in Venezuela. "If these facts can be disproved, Venezuela bows and accepts the obligations. (Signed) "YBARRA."

COAL MINERS' DEMANDS.

Sub-Committee Formulating Those to Be Submitted to Operators.

New York, Feb. 12.—The sub-committee of six, made up of the presidents and secretaries of the three anthracite mine districts continued their conferences today, with relation to the framing of a set of demands to be presented to the operators Thursday. Although the scale committee has been working for a week in an endeavor to draw up the propositions they wish to present to the operators, there still remains much to be done. The committee has in its hands an exceedingly large number of resolutions, petitions and requests from the local unions, each asking for the correction of some difficulty. Some of these have been rejected while others have been adopted in various forms. While the scale committee has decided on the main points, there still are some minor grievances on which they have not agreed, but which, according to the district officers will be disposed of without causing any friction. The sub-committee probably will be in session all day. After it has concluded its work it will make a report to the full committee, which numbers 35 men. This probably will not occur until tomorrow. Pending the conclusion of the work of the sub-committee, President Mitchell devoted the greater part of the day to the routine work of the national organization.

William Little, a member of the international executive board, and Edward M. McKay, a national organizer, both of whom belong in the Pittsburgh district, arrived here today in response to a telegram from President Mitchell. Immediately upon their arrival they went into conference with the national president. Beyond saying that he had summoned them to discuss conditions in the Pittsburgh district, Mr. Mitchell declined to say why he called them to New York.

BEAVERS PLEADS GUILTY.

Sentenced to Two Years in the Moundsville, W. Va., Penitentiary.

Washington, Feb. 12.—In the criminal court today George W. Beavers pleaded guilty to the indictments charging him with conspiring with former state senator George E. Greene of Birmingham, N. Y., and W. D. Doremus to defraud the government of the United States in connection with the furnishing of supplies and also of bribery and was sentenced to two years in the Moundsville, W. Va., penitentiary. He was taken into custody and will be conveyed to Moundsville with the first batch of prisoners going there.

INDICTMENTS AGAINST ABE HUMMEL UPHELD.

Albany, N. Y., Feb. 12.—The court of appeals today upheld the indictments against Abraham H. Hummel, the well known New York lawyer, charging subornation of perjury in the Dodge-Morse divorce case.

KING CHRISTIAN'S BODY.

Removed From Palace to Christianborg Church to Lie in State.

Copenhagen, Feb. 12.—The coffin containing the body of King Christian was removed today from the palace to the Christianborg church, where it will lie in state until Feb. 15. The crown prince and other members of the royal family, the court officials and army and navy officers followed the hearse on foot through the city streets. A brief service at the church the royal party returned to the palace, leaving the body in charge of a guard of army and navy officers, who will remain day and night stationed at the head and the foot of the catafalque. The public will be admitted to the church at stated hours only. Hours before the church was opened the vicinity was densely thronged with those desirous of paying their last respects to the body of the old monarch. The line from the church door was fully a mile long and constantly lengthening when the doors were opened to the public and thousands passed the bier during the subsequent two hours. The German minister during the morning placed two enormous floral tributes from Emperor William at the foot of the catafalque.

TAFEL MIT LECTURE.

Washington, Feb. 12.—Secy. Taft has agreed to deliver a series of four lectures in the Dodge series before Yale university next April. His subject will be "The Responsibilities of Citizenship."

PEACE HAS COME IN BIG COPPER WAR IN MONTANA

Involves Countless Millions and Carries Transfer of All Silver Bow Properties of Heinze and United States Copper Company—Same Gigantic Trust Reaching Out For the Copper and Lead Interests of Utah.

Butte, Mont., Feb. 12.—Arthur C. Carson, representing Thomas F. Cole, of Duluth, this morning took possession of all the mines and mining property of F. Augustus Heinze and the United Copper company in Silver Bow county, which have been in controversy or litigation with the Amalgamated Copper company. This means that peace has come to the warring copper mining interests of Butte.

The announcement that a sale of the Heinze properties had been made in a telegram this morning from John D. Ryan, managing director for the Amalgamated Copper company, who is now in New York. Mr. Ryan, with his attorneys, left Butte for New York early last November on the business deal, which was consummated today. He was closely followed by Mr. Heinze. Since then, many reports had been received that a deal was pending, but no official announcement of the fact was made until today, when it was concluded.

The transaction involves property valued at many millions of dollars; but no intimation was received here today from official sources as to the terms of the deal. It is only known that Heinze has sold all his interests in Silver Bow county and that he has been completely eliminated from the copper mining operations of this district. His properties have been acquired by interests friendly to the Amalgamated Copper company; and, it is understood, that the development of the properties transferred today will be pushed with all possible speed.

Included among the properties turned over to Mr. Carson this morning were the Minnie Healy, Rarus, Corra, Belmont, Nipper, Shoshonah and the interests of the Hypocrite Mining company, Guardian mining company, and the Montana Ore Purchasing company. Among these interests are a number of properties not now producing as well as producing mines and a smelter. The deal settles for all time the vexing litigation and disputes that have retarded the development of the district in the past and enables the Amalgamated Copper company, its subsidiary companies and the new owners of the Heinze properties to operate everything they own.

It releases immensely valuable ore bodies owned by each of the contestants and claimed by both. Included among these ore bodies are those of the Minnie Healy, Michael Devitt, Trans-

way, Shoshonah and Nipper groups, and there are many others. More than 100 lawsuits, involving claims for more than \$5,000,000 are settled by the deal, which has just been consummated by Mr. Ryan and his associates.

Thomas F. Cole's possession means he is taking title to properties transferred to him in the Amalgamated Copper company, the North Butte Mining company and the United Copper company interests will be associated. That the transaction means a large additional product and immensely greater profits for the Amalgamated company is certain. That it means a greater output and larger profits for the new owners of the United Copper company's holdings is equally true, as it increases the number of producing mines of the district and is the means of adding materially to the already heavy output of the mines on the hill.

For a number of years some of the richest veins in the district have been tied up through litigation that is now settled. Testimony given in the court during the last seven years has proved the value in these idle properties running into the millions. These values are known, the ore in many cases being blocked out but remaining in a storehouse with the door closed. The sale of the Heinze interests will unlock the doors of these storehouses today and permit the withdrawal of the treasure they contain.

Among the notable properties that have been idle for years and that will soon be again counted among the big producers of the district because of the deal closed today in the Nipper group, located directly west and north of the Anaconda, and north of the Parrot.

PROPERTY TURNED OVER.

The various superintendents and foremen in the employ of Heinze and his companies were assembled this morning in the office of the North Butte company, and there gave Mr. Carson possession of the properties under them. Among those present were William Kidney, general superintendent of the Butte, Bunker, Yampai and Utah Consolidated. It is not at all improbable there may be others included in the list; not excluding Newhouse's Cactus property in Beaver county. Nor is it unlikely that before the combination is complete that some of the Park City mines may be brought into the merger. Such things are rumored; but there is nothing definite on which to base a conclusion. Yet big things in the western mining world may be confidently looked for in the near future.

property connected therewith to Mr. Arthur C. Carson, as agent for Mr. Thomas F. Cole. And all employees are hereby instructed and notified that Mr. Arthur C. Carson, as agent for Thomas F. Cole, is in charge of this property from and after this date.

Dated at Butte, Mont., this 13th day of February, A. D. 1906.

"WILLIAM MOYLAN, Foreman."

Mr. Ryan was assisted in his negotiations at New York by Mr. A. J. Snodgrass, Mr. A. J. Campbell and Mr. L. O. Evans, of counsel for the Amalgamated Copper company. In addition to his New York counsel, Mr. Heinze was assisted by Lawyer Charles R. Leonard of Butte.

The story that comes from Butte today officially announcing the retirement of F. Augustus Heinze from the copper mining camps of Montana, will be read with the deepest interest by local mining men.

There is a world of significance attached to it. Not only because the conclusion of the negotiations, which have been pending for several months past, will stop further litigation in Butte; but because it is in line with what many of the noted copper mining men of the country said would come about as a result of the deep lead plans of the American Smelting & Refining company to get control of the principal producing mines in America, and therefore put that corporation in position to absolutely control the copper and lead markets of the world.

The much-talked-of Bingham consolidations are undoubtedly being worked out by the same heads that have engineered the Heinze-Amalgamated negotiations. When they are rounded out, it will be found to be a definite certainty that they will be operated from the same executive source. The Bingham properties that have been practically agreed on for this combination are the Utah Copper, the Bingham Consolidated, Boston Consolidated, Utah Copper, the Yampai and Utah Consolidated. It is not at all improbable there may be others included in the list; not excluding Newhouse's Cactus property in Beaver county. Nor is it unlikely that before the combination is complete that some of the Park City mines may be brought into the merger. Such things are rumored; but there is nothing definite on which to base a conclusion. Yet big things in the western mining world may be confidently looked for in the near future.

SCHLUSSELBURG FORTRESS EMPTY

Five Famous Political Prisoners Taken From Cells and Sent To Siberia.

TO BECOME A SHOW PLACE.

Since Reign of Catherine II Has Been Prison for Immuring Dangerous Agitators.

St. Petersburg, Feb. 12.—Five famous political prisoners, the last inmates of the Schlüsselburg fortress, were taken from their cells last night and sent to Siberia to serve the remainder of their sentences. They were Karpovich, who killed Minister of Education Bogatoff in 1901, for forcibly enrolling student demonstrators in the army; Gershtunin and Melnikoff, accomplices in the assassination of Interior Minister Sipia-gune, and organizers of the fighting organization of the special revolutionists; Sasonoff, the murderer of Interior Minister von Plehve, and his accomplice, Sekorsky. The sentences have been materially ameliorated by the emperor's amnesty decree of November last.

The frowning stronghold, the castles of which since the reign of Catherine II, when the authors Radtschaff and Novikoff were imprisoned for their liberal ideas, have always harbored political prisoners and within which most of the executions of the terrorists of late years have occurred, is now empty and the keepers have been disbanded. The walls, however, will be left standing as a show place.

PHILIPPINE TARIFF INIMICAL TO SUGAR INTERESTS

Washington, Feb. 12.—Maj. Gov. representing Colorado sugar interests testified today before the senate committee on the Philippines in opposition to the Philippine tariff bill.

COLORADO & SOUTHERN RAILROAD SHOPS BURNED.

Denver, Feb. 12.—The Colorado & Southern railroad shops in this city were destroyed today by a fire which started in the warehouse department. Loss estimated at \$200,000.

THE PURE FOOD BILL.

The Senate Agrees to Vote on It February 21.

Washington, Feb. 12.—The senate has agreed to vote on the pure food bill Feb. 21.

FATHER J. E. LEARY ILL.

Chapman, Kan., Feb. 12.—Rev. Father John E. Leary, national chaplain of the United States, is dangerously ill with pneumonia at his home here.

"BROKE" AT NIGHT "FLUSH" BY DAY

Chronic Predicament of One Sampson, Saloon Robber, Held To Higher Court.

HE WAS HIS OWN ATTORNEY.

While Pleading Case He Frequently Designated Witnesses as "Liars" and Got a Judicial Call Down.

John Rolley, a decidedly colored, colored man appeared before Judge Diehl this morning to answer to the charge of robbing a Chinese laundry man, last Sunday morning. He waived preliminary hearing, and was held to the district court, the bond being fixed at \$150. Rolley was taken to the county jail by Deputy Sheriff Steele. Handcuffed with him went Dan Simpson, who was charged with burglary in the first degree, and who will board for a time at the expense of the county, in default of furnishing a \$500 bond.

HIS OWN LAWYER.

Simpson is accused of entering the saloon of Gustave Meyer, on North Third west street, some time during the night of Feb. 8, and taking therefrom \$5 or \$6 in silver. A number of witnesses were in court and gave evidence tending to prove the guilt of the accused. The defendant acted as his own attorney, but had very little to say, except to blurt out occasionally that some one was a "liar." The court warned the prisoner to be careful in his language, as it would no longer be tolerated.

USSD A "DUMB WAITER."

The evidence tended to show that Simpson, who had worked about the Meyer place as a porter, was "dead broke" at night, but "flush" in the morning. Some one with a deformed foot, like to one of Simpson's, as evidenced by the pedal prints in the snow, had placed a ladder against the rear of the building, whereby an upper room was reached by way of a very narrow "dumb-waiter," up and down which consignments of beer and empty glasses were wont to travel. After helping himself to what money could be found and some bottled goods, the robber went out of the rear door. Witnesses testified that during the night defendant tried to get \$5 in currency or gold for small change. He was arrested at Garfield the next day, and for a time maintained his innocence. He was afterwards admitted to an officer that he "didn't steal no 'tut" and three bottles of whiskey, but "tut" only about \$6 and a pint bottle, and did that only to get even with the proprietor for "hawling" him out for two glasses of beer.

CUMMINGS WILL LECTURE.

Tomorrow afternoon at the assembly hall of the University of Utah, Prof. Byron Cummings will lecture on "Life in the Homeric Age." The lecture is open to the public and will commence at 4 o'clock. This is the fifth in the series of Wednesday afternoon lectures scheduled as a winter and spring course at the University.

UNCLE SAM'S NEW FIELD GUN

It is Not Very Much More Powerful Than the Old One.

DIFFERENCE IN THE CARRIAGE

It Permits a Very Long Recoil and Can be Fired Very Rapidly.

Washington, Feb. 12.—Gen. Crozier, chief of the ordnance department, has given testimony before a sub-committee of the house committee on appropriations in explanation of his estimate for the field guns adopted two years ago.

"The new gun," so he said, "is not very much more powerful than the old one. It is of a little smaller caliber, nevertheless firing a little heavier projectile. The principal difference in the carriage is that for the new gun it permits a very long recoil of the gun upon the carriage on discharge. This recoil is sometimes over three feet. For this reason the action of the gun upon the carriage in the recoil is very gentle and the carriage is not displaced nor is any time lost in re-aiming the gun. Instead of firing one or two rounds a minute as was possible with the old gun, the new gun will be ready to fire 15 times in one minute."

The general hopes to supply the army with 250 batteries of these guns, that is at a rate of two guns per 1,000 men for an army of 500,000 men, which he says is a very moderate estimate. Thus far, he said, the committee had appropriated enough for 49 such batteries of four guns each, of which 35 batteries have been for the regular army and the reserve and 14 have been for the use of the militia. At the present rate the supply will be completed in 1909.

NEW NATIONAL BANKS.

Authorized to Start at Weiser, Ida., and Douglas, Wyo.

(Special to the "News.") Washington, D. C., Feb. 12.—The application of E. M. Shelly, G. E. Harrison, G. M. Waterhouse, James M. Thompson and E. L. Taylor to organize the Weiser National Bank of Weiser, Idaho, was approved by the comptroller of the currency.

The Douglas National Bank of Douglas, Wyo., has been authorized to begin business with \$50,000 capital and the president, William L. J. Swan, vice-president, Wendell Collins, cashier.

REGISTER AND RECEIVER.

Frank D. Hobbs Will be Reappointed And Thompson Gets Receivership.

(Special to the "News.") Washington, D. C., Feb. 12.—Late last evening the Utah delegation in Congress got together and decided upon the names to be recommended to the president for land officials in Salt Lake. Frank D. Hobbs will be re-appointed register and E. D. Thompson

son, a friend of Senator Sutherland will get the receivership. Both gentlemen are supporters of Messrs. Sutherland, Smoot and Howell.

Mrs. Howell is in attendance at the National Women's Suffrage convention in Baltimore this week. Mrs. Howell will attend the banquet which will close the convention tonight.

THE SMOOT CASE.

Committee on Privileges Will Not Take It up at Regular Meeting Saturday.

(Special to the "News.") Washington, D. C., Feb. 12.—The senate committee on privileges and elections will hold its regular meeting on Saturday but the Smoot case will not be taken up. It will be several weeks before the senator's attorneys will have had the opportunity to perfect their plans and it has not yet been decided whether to refute the statements of Owen with witnesses or affidavits. There is now scarcely any probability that a report will be made before March.

COAL MINE OPERATORS AGREE ON GENERAL POLICY

New York, Feb. 12.—The coal mine operators have come to a full understanding and have agreed as to the general policy they will pursue at the conference with the committee of the mine workers' union to be held here Thursday next. The presidents of the coal carrying roads are unwilling to discuss for publication the questions at issue between themselves and the United Mine Workers prior to their meeting with Mr. Mitchell and his assistants, but their position, elicited by careful canvases, is as one president put it, such that "the miners will have to strike or back down."

"We do not propose," he said, "to accede to their demands in any way and don't see what else they can do but strike. They are coming into this conference to demand an eight-hour day and recognition of the union besides other things. It was clearly shown in

FIGHT REMOVAL IN SALT LAKE

Effort to Oust President of Ogden City Council Comes to the Capital.

THE BATTLE HARD PRESSED.

Authority of Judge Howell to Hear Case and Make Removal Was Strongly Contested.

While Matter is Presented to Supreme Court Here Ogden Judge Goes On With the Case.

The Utah supreme court this afternoon unanimously denied the writ of prohibition sought to be obtained by Chambers' attorneys, and word was at once telephoned to Ogden to that effect. This means that Judge Howell has jurisdiction and that Chambers will be compelled to fight his case through the Ogden court.

The question as to whether or not Judge J. A. Howell of the Second district court at Ogden has jurisdiction to hear the charges against Fred W. Chambers, a member of the city council



JUDGE JAMES A. HOWELL. Whose Authority to Hear the Chambers Case or Remove the Accused From Office Was Upheld by the Supreme Court This Afternoon.

of the report of the anthracite strike commission in 1902 that the miners don't work eight hours a day, and the claim is only a disguised demand for higher rate of wages per hour as was expected from Mr. Willcox's letter to Mr. Mitchell.

MUST HAVE THEIR HEARINGS.

Men Charged With Burglary Wanted To Waive Preliminary Examination.

(Special to the "News.") Ogden, Feb. 12.—In the criminal division of the city court before Judge Murphy this morning, the case of the State vs. Charles Miller and T. B. Chay, charged with burglary in the first degree, was called.

The defendants were not represented by counsel, but they had evidently had court experience before, as they asked that they be permitted to waive their preliminary examination. This was resisted by County Attorney Hulanicki, who declined to consent to the waiver. The case was then ordered set for tomorrow morning at 10 o'clock.

EDWARD DALY RELEASED.

Missing Witnesses Delay Prosecution On Charge of Perjury.

(Special to the "News.") Ogden, Feb. 12.—In the case of the state vs. Edward Daly, charged with perjury, Dist. Atty. Halverson this morning asked for an order continuing the case without date, and the release of the defendant on his own recognizance. Judge Howell issued the order and Daly was released.

In making his motion, Mr. Halverson stated that all the material witnesses for the prosecution had left the state, and it was useless to go to trial until they could be secured.

Daly was arrested several months ago at the request of the district attorney. Daly was a witness in a case against a man named Wilson, who was charged with assaulting a man with a knife. Under oath, Daly declared that he, and not Wilson, was the man wanted; that he used the knife. It was quite evident to the court officials, when the statement was made, that Daly was telling a falsehood, hence his arrest. Wilson was later convicted and sent to the state prison.

STOCKHOLDERS MEETING.

The annual stockholders' meeting of the Consolidated Wagon & Machine company was held yesterday afternoon in General Manager Odella's office, when the reports of the president and the secretary were read and considered as highly satisfactory. There was an election of officers as they were in 1905, and are not chosen again until 1907.

of Ogden, and remove him from office, will be passed upon by the supreme court. Mr. Chambers, by his attorneys, Maginnes & Corn, today filed a petition in the supreme court, asking that a writ of prohibition be issued against Judge Howell to prohibit him from taking further action in the proceedings against Mr. Chambers.

The accusation was made against Mr. Chambers by J. D. Skeen and he is charged with collecting illegal fees from the city of Ogden for services which, it is alleged, he did not perform. Mr. Chambers filed a demurrer to the accusation on the ground that it does not contain a statutory charge, and on the further ground that the court has no jurisdiction to hear the accusation. This demurrer was overruled and the court is about to proceed in the case.

In his petition for a writ of prohibition, Mr. Chambers again raises the point that the accusation does not state a statutory charge, and that the district court has no jurisdiction in the matter, and it is asked that Judge Howell be prohibited from taking any further action in the matter.

WHAT OGDEN SUSPECTED.

Belief Was That Chambers' Attorney Was After a Transfer.

(Special to the "News.") Ogden, Feb. 12.—In the district court before Judge Howell, this morning, the case of J. D. Skeen vs. Fred W. Chambers, was called.

In the action, Skeen seeks to oust Chambers from the presiding chair in the city council, alleging that Chambers voted himself money from the city, and that his acts were unlawful. When the case was called this morning, Attorney J. N. Kimball asked that the name of Attorney C. C. Richards be entered on the record as one of the counsel for Mr. Skeen.

The complaint, in its amended form, was strenuously objected to by Judge W. L. McGinnis, one of the attorneys for the accused. Judge McGinnis filed a special and a general demurrer, but his objections were overruled by Judge Howell, and the case ordered set for trial, beginning at 2 o'clock this afternoon. A venire has been issued for a jury, and unless the attorneys for the defendant can secure a delay, the case will go on today.

In connection with the above, it may be interesting to note that Attorney Herbert R. McMillan, one of Chambers' attorneys, left Ogden this morning for Salt Lake. While it is not definitely known the exact purpose of Mr. McMillan's visit to Salt Lake, it is rumored that he went there in the interest of his client. He will make an effort to have the case transferred to the third district court.