

the remarks were in bad taste coming at the time they did. "Mr. Kearns has had several years in which to denounce his former friends," said one western



which losses were slight.

the general hand office to Carbon coun-ty being included in the district. This consent came only through the fact that whenever necessary the president could change the boundaries of the could change the boundaries of the land districts, and could thus relieve Carbon county of any inconvenience. Senator Kearns yielded his contention for locating the office at Price to hav-ing it any place the secretary of the interior would designate. This would be a distinct violation of the general land laws, and would leave the district without an office. Senator Smoot ad-Did you ever use profane or vulgar language 'No, I never did." 'Were you ever drunk?" "Ever use intoxicating liquors?" "I occasionally took a mouthful for medicinal purposes but I did not like land laws, and would leave the district without an office. Senator Smoot ad-vocated leaving the office to be located by the president, which is not contra-ry to the laws. Officials assented to this. Senator Smoot conferred with members of the senate land committee, who have agreed to report a bill, that being the only way it could ness the 'Did you ever use a buggy whip in "Did you ever use a buggy whip in chastising your children?" "No, sir, I had a small riding whip I used to scare them with occasionally." "Did you ever burn your daughter "main face with a match?" Irma's face with a match?" being the only way it could pass the Mrs. Cody entered strong denial to all of the charges of the plaintiff. She told of their life since Cody found an-other to love and mentioned what she It is now provided that Uintah and At is now provided that portion of the Carbon counties and that portion of the Uintah Indian reservation in Wasatch county shall constitute the new land district, the office to be located by the president. Unless Senator Kearns obhad seen and heard with reference to Isbel 'Cody gave me all of this North-Flatte property and at the time said's 'unit work-lighter property and at the time said's 'I give this to you knowing that you will keep it for us in our old age.' 'She told of the funeral trip to Roches-ter, N. Y., when Arta was burled and denied that Col. Powell came to her ects, the bill will have the unanimous consent of the senate, and will pass in this form. Congressman Howell says he thinks the house will accept it. ---and asked her to a reconcillation with Col. Cody. She also denied that she threatened to denounce Col. Cody over BATTLING NELSON the grave of her daughter as her mur-derer. She admitted sending a tele-gram to Cody in which she said his AND YOUNG CORBETT ctions in bringing the suit had broken Arta's heart. A letter was here introduced and proved to be one of the most pathetic incidents of the trial. It was a letter from Arta, daughter of Cody and his wife, written to Mrs. Cody, three days before she died and the last letter written by her in which she sold that the bringing of the divorce suit had Both Men Are Confident and Both Are in the Pink of he bringing of the divorce suit had broken her heart. Cross-examination failed to phake Condition. Mrs. Cody's testimony in any important particular.

presume that it was on these occasions that people thought I was drugging him

of the late Interior Minister Von ways run off on copying machines. The

but has twice received from abroad formal letters signed by different groups informing him of his sentence to death and of the assignment of men

candidate for the place had sought his favor; it came to me without price or solicitation on my part. The friends and mouthpieces of some of the pres-ent leaders have been base enough to charge that I bought the senatorship from Lorenzo Snow, President of their own Church. Here and now I denounce the calumy against that old man, whose unsought and unbought favor came to me in that contest. That I ever paid one dollar of money or asked him to influence legislators of his faith. s as cruel a falsehood as ever came from human lips. So far as I am con-cerned, he held his power with clean hands; and I would protect the mem-ory of this dead man against all the abuse and misrepresentation might be heaped upon him by those who were his adherents during life but who now attack his name in order that they may pay the greater deference to the present king. I am about to retire from this place of dignity. No man can retain this seat from Utah and retain his self respect after he dis-covers the methods by which his elec-tion is procured and the objects which Church monarchy intends to achieve.

lost several machine guns. Their cas-ualties are estimated at over 2,000. JAPANESE LOSSES.

Tokio, Feb. 28 .- It is reported that when the Japanese attacked and de-foated the Russians Feb. 23, at Esinkhetchen, 25 miles north of Simachi on the extreme Japanese right, the Rus-sians numbered 12,000 men. Their losses are estimated at 200. The Japanese

of the matter, and yesterday succeeded in getting the consent of the secretary of the interior and the commissioner of

"Did you ever tell anyone, and es-pecially Mrs. Boyer, that you drugged the colonel to get him to sign papers for you?" "No, sir: I never did."

## The former, it is said, at one time worked for the latter, FINED \$50.

Mrs. Cromer appeared before Judge Diehl this afternoon and was fined \$50. The court said that he was inclined to give her the limit, which is a \$300 time, but in consideration of her mental af-but of the source of the space. Mrs. Cromer appeared before Judge fliction, had decided to fine her as stated.

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year or more ago rather than to have walted for the last few days of his term if he desired to create any impres-. sion. And talk with senators convinces me that the utterances of the senator from Utah have fallen absolutely flat." SPEECH, HOW RECEIVED.

The speech of Senator Kearns, in the senate today, is regarded as a most cowardly and unjustifiable attack on the people who honored him by making him senator, but who have found it necessary without distinction of creed. color or sex to repudlate him. His speech evoked intense disgust in the minds of dignified senators. The first impulse of the Utah delegation was that of anger at the malicious falsehoods uttered by Kearns, and when the latter had concluded his reading Senator Smoot arose and sought to obtain recognition from the presiding officer. Instantly the senators around Senator Smoot requested him to desist from making any reply. They urged him to pay no attention to it and appeared chagrined that any member of the august body should demean himself as Kearns had done. Senator Smoot yielded to the requests of the senators and the incident closed for today.

As Senator Smoot's case is pending it is hardly regarded as senatorial etiquette for him to discuss any of its issues but the chief reason urged to Senator Smoot when he arose with the intention of challenging the coarse insults to Utah offered by Kearns was that the speech was not worthy of notice. There is a strong feeling here, buiside of the Utah contingent, that one of the most fortunate actions the State has performed in a long time has been to reject as its representative in the senate a person so utterly unworthy of the high trust given him as Senator Kearns has shown himself.

> (By Associated Press.) THE SPEECH.

Washington, Feb, 28.-Mr. Kearns, being recognized, said he could not per-mit the occasion to pass without say-ing what it seemed should be said by a senator, under such conditions, be-fore leaving public life. He then re-viewed the bistory of Utah and recited the conditions under which statehead he conditions under which statehood was granted. "The pledges given by the people of Utah," said the senator, eve consisted of the following propositions:

#### THE COMPACT.

That the Mormon leaders would live That the Mormon leaders would live within the laws pertaining to plural marriages and the continued plural marriage relation, and that they would enforce this obligation upon all their followers, under penalty of disfel-lawship.

That the leaders of the Mormon Church Church would no longer exercise politi-cal away and that their followers would be free and would exercise their freedom in rolling ould exercise their social affairs."

Continuing, he said: "Utah secured her statehood by a sol-n compact made by the Mormon aders in behalf of themselves and teir records

heir people. at compact has been broken wilfully and frequently. "No apostle of the Mormon Church has publicly protested against the vio-

HAS PONDERED LONG. "I know the gravity of the utterances | inviolate."

HIS SUCCESSOR.

"When the question of my successor became a matter of great anxiety to new aspirants for this place, the dis-cussion was not concerning the fitness of candidates nor the political popularity of the various gentlemen who com-posed that waiting list, nor the pledges of the legislators, but was limited to the question as to who could stand best with the Church monarchy; as to whom it would like to use in this position; as to who could make for the extension of its ambitions and power in the United States.'

"MORMON" MARRIAGE RELATION. Mr. Kearns then took up the subject of the "Mormon" marriage relation,

of the

and said: 'Plural marriage relations have been continued deflantly, according to the will and pleasure of those who had formerly violated the law, and for whose obedience to law the Church monarchy pledged the faith and honor of its leaders and followers alike in order to ob-tain statehood."

Mr. Kearns charged that every Apos-tle of the Church is in a large part re-sponsible for this condition and that it is quite evident the Church monarchy is trying to re-establish the rule of the polygamous class over the mass of the polygamous class over the mass of the "Mormon" people. He charged that not more than three of the four of the quorum of Apostles have refrained from practising polygamy and that "special reasons may exist in some particular case why a man in this class has not entered into such relation."

KEARNS' DEDUCTIONS.

The deductions of Mr. Kearns con-cerning the Church "monarchy" were that it "pledged the country that there were that it would be no more violations of law and no more defiance of the sentiment of the United States regarding polygamy and the plural marriage relation; it pledged the United tSates that it would refrain from controlling its sub-

would refrain from controlling its sub-jects further in secular affairs. "Every member is responsible for the system of government and for the acts of the monarch. That monarchy sets up a regal social order within this republic; monopolizes the business of one commonwealth and is rapidly reaching into others; takes practically all of the surplus product of the toll of its subjects for its own pur, ose and makes no account to any one on earth of its immense secret fund; rules all politics in Utah, and is rapidly extend-ing its dominion into other states and territories, and permits its favorites territories, and permits its favorites to enter into polygamy and to maintain polygamous relations; and protects them from prosecution by its political powe

After charging that the piedges have een violated by the Church, Mr. been violated Kearns said: DUTY OF SENATE.

"It is the duty of the senate of the

"It is the duity of the senate of the United States to serve notice on this Church monarchy that it must live within the laws; that the nation is su-preme; that the institutions of this country must prevail throughout the land and that the compact on which statehood is granted must be preserved inviolate."

JAPANESE ACHIEVE VICTORY. Gen. Kuroki's Headquarters, Feb. 26, via Fusan, Feb. 28.—The Japanese yes-terday (Saturday) achieved a signal victory over the forces commanded by Lieut, Gen. Rennenkampf. While this victory is important in itself, it is more so because of the strategic advantage gained by the Japanese. The fighting was over a mountainous country be tween 30 and 45 miles east of Yentai, which is about 15 miles northeast of

Lizo Yang Lino Yang. Gen. Kuroki's infantry again dis-played remarkable qualities as hill fighters and proved their superiority to the famous cavalry of the Russians. The right of the Japanese winter po-sition has been near Ponchi, extending toward the southeast on the south of the Shakhe river and west of the Taits-river. Le vesteday's movement a body river. In yesterday's movement a body of Japanese troops which had been adadvancing from Ponchiswung around to-ward the northeast and swept the Rus-

sians before them. The Japanese now hold strong lines extending from southwest to northeast and partly eastward of the Taltse river,

threatening the Russian left flank. Gen. Rennenkampf commanded a division and a hlaf of cavalry, a divi-sion of infantry and a vody of sharp-shooters, with full complements of

The principal engagement was north-east of Chinhochen, where the Russiana held strongly defended entrenchments. The Russians left 203 dead on the field there and lost several machine guns. Their casualties are estimated at over

On Friday night, the Japanese took Tekiteki hill, which is south of the Shakhe river and a short distance northwest of Waitao mountain,

JAPANESE REPULSED.

St. Petersburg, Feb. 28.-Gen. Kuro-patkin, in a dispatch to Emperor Nicho-

patkin, in a dispatch to Emperor Nicho-las dated today, says: "Ten attacks made by two Japanese battalions and some cavalry west of the village of Tansintong have been re-pulsed. The Japanese renewed the at-tack in the morning of Feb. 27 and were again repulsed. They left a hundred corpses in front of our positions. The Buseden loss was six men." Russian loss was six men."

# A SATELLITE OF JUPITER.

### Asst. Astronomer Perrine at Lick Observatory Discovers It.

San Francisco, Feb. 27.-W. W. Campbell, director of the Lick observa-tory, announced today that another sa-tellite of Jupiter has been discovered by Asst. Astronomer Perrine of the Lick observatory staff. It will be known as the Seventh satellite, "Da discovery was actually made The discovery was actually made on Jan. 6 last, but the announcement of the fact was not made until the pres-

IDAHO BILLS.

### Sunday Closing Act Passed the Senate In Beise Today.

Sunday closing bill, possed the senate this morning on a vote of 16 to 5. The pure food measure passed yesterday. H. B. 138, providing for new capitol building passed the house yesterday, while the bill prohibiting the use of slot machines was killed.

ent time.

## INSTANTLY KILLED.

### Little Girl Meets Death at West Jordan in a Runaway.

West Jordan was the scene of the instant killing of little Mazle Jenkins yesterday afternoon. The child was out riding in a buggy in which there were three occupants, the other two being a gentleman and a Miss Roswell. The a gentleman and a Miss Roswell. The man had occasion to get out of the va-hicle to post a bill. Suddenly the horse becaure frightened and broke into a run, throwing out the child and killing her instantly, and seriously injuring Miss Roswell. The accident caused deep gloom to fall over the community. The funeral of the little girl, who was the daughter of George A. and Amita Williams Jenkins, and who was in her seventh year, will take place from the West Jordan meetinghouse at 1 p. m., on Thursday poxt. Thursday next.

Miss Roswell's condition is considered serious, though hopes are entertained for her ultimate recovery.

## VETOED BY THE MAYOR.

### Chief Executive Disapproves of the New Bill Board Ordinance.

Mayor Morris has vetoed the amended bill-board ordinance which places the construction of bill-boards under the construction of bill-boards under the supervision of the city building in-sepctor and provides for the payment to the city of a fee for each permit is-sued for the construction of the boards. The ordinance also provided for each company giving bonds in the sum of \$5,000 to protect the city against loss by reason of injuries sustained by citi-zens should the bill-boards collapse. The objectionable feature of the or-The objectionable feature of the or- I strong on Saturday, Jan. 11.

# SPEAKS FOR ALBERTA.

few years the entire district has been transformed. What was once a cattle ranching area is now devoted to farming. The most optimistic could form no safe idea of the rapid development in the southerly portion of Alberta. The people from Utah have played a most important part in setting up and developing their territory, and good thrifty towns can be seen dotted all over the southerly portion of that sec-tion—such as Cardston, Raymond, Macgrath, Sterling and others. In the Macgrath, Sterling and others. In the district of Cardston, general or mixed farming is carried on and fall wheat is successfully raised, while in the dis-trict comprising Raymond, Macgrath and Sterling, farming is also an im-portant occupation, but the growing of sugar beets is the most noted industry, and the latter has been done very suc-cessfully. As a matter of fact the pencessfully. As a matter of fact the peo-ple from Utah have been solely instrumental in developing southern Alberta and so rapidly and to such an extent

that the day of the big rancher is past there. there. "The Cochrane Ranche company, of which I am general manager, is one of the oldest established ranches in Southern Alberta having been started in 1881 by the late Senator Cochrane. It comprises 66,500 acres and carries about 12,000 head of cattle. There are settlements all around us now and settlements all around us now, where the big herd once grazed at ease off our own range, comfortable homes can now be seen, and lands are being fenced and farmed. The settlers have passed the experimental stage and an passed the experimental stage and an air of prosperity prevails throughout the district. The next few years will show a wonderful advance in Alberta as settlers continue steadily to flock in from all quarters of the globe. This is largely due to the excellent standing of our western Canadian lands and to the progressive emigration policy of the present Dominion government.

progressive emigration policy of the present Dominion government. Southern Alberta is admirably suit-ed for the winter feeding of live stock; and in the course of the feed yards will be built all over the country. Then instead of crowding cattle shipping in-to three or four months of the year, as we do now, the supply will be spread over the entire year, and higher prices must prevail. For instance, last April and May, prices were 2 cenis per pound higher than in the fall. This spring will, in my Judgment, witness a big in-flux of settlers into Albreta."

# TALBOT WILL FILED.

A copy of the will of Seth Talbot, Jr. who died at Lawrence, KEn., on Jau. who died at Lawrence, K.E., on Jan. 20, 1965, was filed for probate today in the district court together with the pe-tition of A. E. Sawyer, who asks that letters testamentary with the will an-nexed be issued to him. The estate in this county consists of real property valued at \$3,500, and personal property. Including a promissory note for \$500 and valued at \$3,500, and personal property, including a promissory note for \$500 and 42 shares of stock of the National Bank of the Republic of the value of \$5,250. There are two heirs to the estate. The petition will be heard by Judge Arm-strong on Saturday, Jan. 11.

and she was appealed to not to go abroad in her husband's com-pany. The letters naturally terrorized the family and household of the grand duke, who has aged greatly during the last few weeks under the strain of what he insists is the unjust criticism Canadian Business Man Tells of Trans formation of Prosperous Section. Mr. H. A. Mullins, one of the leading cattle exporters of Winnipeg, Canada, and an ex-member of the Manitoba legislature, is in the city on a visit. Speaking of Alberta Mr. Mullins says, among other things: "In the past few years the entire district has been has shaken off restraint declaring that he refuses to show cowardice and not only drives out in a closed carriage, but on Sunday walked for a short time up and down the quay in front of the win-ter palace. At his side, however, on each occasion was the Grand Duchess Marie Pavlovna. The grand duke tries to elude her, but she insists on being numediately appraised if he grees out. immediately appraised if he goes out, donning wraps and accompanying him. Today Grand Duke Vladimir received a letter from one group which had previ-ously warned him saying his sentence was temporarily suspended which is attributed to a more correct appraise ment of his share in the events of Jan 22 or to a general decision of the terrorists to give the autocracy a breathing spell and await the result of the as-sassination of Grand Duke Sergius. The latter coincides with the views of these acquainted with the methods of the terrorists who point out that a succes-nion of assassinations would defeat their object by compelling the emperor in the interest of the safety of the imperial family to thrust aside all ques-tions of concessions and to sanction the most drastic measures of repression.

STRIKERS'DEMANDS GRANTED

Directors of Vistula Railroads Decide on that Course.

Warsaw, Feb. 28, Noon.—At a meet-ing of the board of directors of the Vis-tula railroads today it was decided to grant most of the strikers' demands. It is hoped that train service will be resumed later in the day.

# NEVADA MOB HANC A PROFESSIONAL HOLDUP.

Reno, Nev., Feb. 28.-A mob at Hazen. Churchill county, hanged a hold-up tonight. "Red" Wood and a comup tonight. "Red" Wood and a co panion robbed two men at the rallro station, and a mob quickly collected and ran the two men into the sage-brush, where one of them was overtak-en and lynched. The other escaped.

A VALUABLE MANUSCRIPT.

That of "The Autocrat at the Breakfast Table" Sold for \$4,000.

New York, Feb. 28.—Original manu-script of Oliver Wendell Holmes' "Au-toerat of the Breakfast Table," has been purchased by J. P. Morgan for \$4,000.

\$4,000. The manuscript is in good condition, and is to be placed among the most valuable in American literature. It was preserved by the publisher of the mag-azine in which the papers first appear-ed. On the publisher's death several pages were found to be missing, but Dr. Holmes re-wrote them and they cannot be distinguished from the rest. The manuscript contains about 300 bloshy written quarto pages, and his clusicy written quarto pages, and he-cludes the poems. "The Wonderful One Horse Shay." "The Chambered Nautil-lius." "Parson Turrell's Legacy" and "The Living Temple."

## Dane Knows He Will Have a Harder Battle Than Before--Denver Boy is Sure. San Francisco, Feb. 28 .- The second meeting in the prize ring of Battling

Nelson and Young Corbett, which will occur tonight at Woodward's pavilion, promises to attract thousands of spec-tators for a desperate contest between tators for a desperate contest between the light-weights is anticipated. Both men are confident and both are in the pluk of condition. Although the bet-ting is at 10 to 8 with Nelson the favorite, Corbett's friends are not dis-couraged and much money has been put up on their choice. Jack Welch, well known in sporting circles through-out the country, will act as referee. In Corbett's corner there, will be "Spider" Kelly, Al Herford, Joe Gans and Frank McDonald. Back of Nelson will be Billy Nolan, Free Sanders and others. The men will fight at 130 pounds.

The men will fight at 130 pounds, Nelson says:

Nelson says: "I am feeling as well as I ever felt in my life, and while I have had some trouble making the weight, I don't feel any weak effects from it. I know I will have a harder battle with Corbett than before but I will get the money before the 20th round. If successful muth Corbett I want to meet limmy Corbett I want to meet Jimmy

(Special to the "News.") Corbett says Bolse, Idaho, Feb. 28 .- S. B. No. 9, the

Corbett says: " "As every one knows I have trained long and faithfully for my coming bat-tle with Nelson and I never was in better condition in my life. I know Nelson is a tough one but I expect to get the verdict by the knockout route. My other fight should not be counted, as I was out of condition."

MEN TO FIGHT AT 130 POUNDS