THE DESERET EVENING NEWS.

TRUTH AND LIBERTY.

SATURDAY, JUNE 1, 1901, SALT LAKE CITY, UTAH.

FIFTY-SECOND YEAR.

24 PAGES

AGDEN'S MAYOR TO ENFORCE LAW.

Declares That' He Will Suppress Vice as Far as Possible-What He Proposes to Do.

(Special to the "News.") Ogden, June 1 .- This morning Presi-W. Shurtliff and Rev. J. W. the Citizens' Reform coma conference with Mayor see what steps are going to be taken, looking to the suppresear future of the vice that These gentlemen say that the mayor emphatically proposes olutely, all the slot machines no matter whether or not licenset have been paid on them. He also sid that the Sunday closing of saloons so that the Sunday closing of saloons | eight or ten saloons operating within would be enforced to the letter; that | those limitations.

all side and back entrances would be locked up, and that the screens and blinds would be removed so that the public might command a view of the whole interior of the saloons. The members of the committee are accused of working with undue haste

in regard to the reform, and moreover they are charged with being too radical. But they say that all on earth they re-The quire is obedience to the law. latter provides very clearly that no saloon shall be permitted to stand within 300 feet of any school house or church, while on one street there are at least

POLICE WILL RAID DRUG STORES.

The "Wink," "Two Finger" and Other "High Signs" to Be-Abolished by Official Action-Shameful Sale of Intoxicants to High School Students.

Numerous complaints have been to these places on the pretext of being made at police headquarters of late whisky and soda under some "innocent" whisky and soda under some "innocent" made at police headquarters of late about salcons selling liquor to young men below the age of twenty-one, and charges have actually been made that young girls have no difficulty in obtaining intoxicants. Chief Hilton at once hegan a rigid and determined investigation of the charges and made the startling discovery that while there were one or two saloonkeepers guilty of of the ordinance. the offense complained of, the source of the growing call is elsewhere, namein certain drug stores of this city. Several days ago a case of a respecable young lady, who was given a drink of whisky and soda under some fancy name, was reported to the po-lice; and that is not the only one by eans, Not many days ago Detective Janner notified some of the drug must be resorted to to abolish the sale dispensaries doing a rushing business of liquor to them. The offending dispensaries doing a valid have "to in this line, that they would have "to hack up," or in other words, put a stop to the unlawful traffic. They were in-tormed that the "wink," "two fingers." "gag" and other "high signs" wouldn't to any more, but it is as easy to charge the signs as to break campaign pleages, as will be presently seen. There is more than one place in Salt Lake where a call for "bread and but-ter" or "pigs feet," will bring out a full stitution Chief Hilton this afternoon instructed grown glass of whisky, syrup and soda. Chief Hilton stated the other day that the evil was growing and becoming more dangerous every day, and he toposes to put a stop to it. He says that he knows of cases where young girls have been taken in- I secured, be promptly prosecuted.

fancy name. He says that it is a start for many young men and women to become confirmed drunkards. Some of the drug stores have taken

out a liquor license, and the chief is determined that if they persist in sell-ing intoxicants to minors and women, and especially after 7 o'clock p. m., the proprietors will be arrested and treated the same as any other violator of the ordinance. A most lamentable spectacle in con-

nection with the practice has been the flagrant sale of liquor by drug stores to school students. Not long slores out ditions became so had in this particu-lar that complaint was officially made to Chief Hilton that High School sin-GRAND JURY ADJOURNED dents frequently went back to their studies from recess in an incapacitated condition, and that heroic measures Just Before Body of Prominent Citi-



GIVEN PASSPORTS. Secy. Hay So Directs Ambassador Choate -Entitled to Protection of United States -Circular to be Sent Diplomatic Agents.

ENGLISH GOVERNMENT RETICENT.

Failure to Give Out News Concerning Operations in South

Africa Causes Anxiety-War Office Answers

Do Not Allay It.

London, June 1.—The reticence of the government regarding the battle of Viadfontein and other military events of some importance which have recent-

government regarding the battle of Vladfontein and other military events of some importance which have recent-ly occurred at widely separated points in South Africa has led to considerable anxiety. This is in no way allowed by

peace.

course.

FILIPINOS WILL BE

his appliaction for Instructions Secv. Hay has directed Abmassador Choate at London to issue passports to the two Filipinos who appeared at the embassy yesterlay "as residents of the Philipplne islands, and as such entitled to the protection of the United States." The decision upon this point is of importance, as having, perhaps, some bearing upon the status of the people of the Philippines, Porto Rico and Guam. A year ago the decision was reached to regard the Porto Ricans as entitled to the protection conveyed by an American passport, but a formal decision of the test case was prevented through the withdrawal of the application. The Foraker act determined the right of Porto Ricans as "citizens of Porto Rico" to the protection of the United States government. It is now held that the Spooner law conveys the same privilege to the inhabitants of the Philippines.

Office 60m

the issue of a passport to any but American citizens. But those later acts, the Foraker act and the Spooner which may be regarded as qualifying | embassy for the action taken.

Washington, June 1 .- In answer to , the original act, and may enhale the government to avoid a decision upon the question of American citizenship of the islanders. At any rate, the circular instructions now in formulation which will be sent out to all United States diplomatic and consular representatives, will direct them to issue, not certificates, but genuine American passports to the islanders.

24 PAGES

H

NUMBER 165

REFERRED TO WASHINGTON.

London, June 1 .- The officials of the Inited States embassy inform the Associated Press that the matter of grants ing a passport to the Filipino who applied for one yesterday had to be referred to Washington as it was the first time such an application had been made by a person of this nationality. The Filipino desired to travel in Russia and though the applicant took the oath of allegiance to the United States in Spanish and English, the embassy considered it advisable to submit the matter The United States statutes prohibit | by cable to Washington, as it has frequently done when passports were requested. The embassy is now awaiting a reply. The applicant was quite concat, impose obligations in their turn | tented and thanked the officials of the

apothecary or apothecarles were promptly notified and cn improved con-dition was at once observed. But it is still patent that the signs above indi-cated are being worked to the demor-alization of those who employ them. Of course only a small preceduate of shi course, only a small percentage of stu-dents have been addicted to the habit, but there were enough of them to theroughly alarm those in charge of the in-

The legislature is still in session, con-

sidering appropriations. It has received a letter from Actg.-Gov. Cooper, glving

new estimates, but the Home Rulers

will probably cut them, as they are now

ordered him to stay there longer.

his men to serve formal notice on all drug store managers that they must keep within the law from this date. The first one who disobeys the order. will, if evidence against them can be

GRAND JURY CALLS WITNESSES.

lesstigation of Bribery Charges Against Hawaiian Legislature

Honolulu, T. H., May 25, via San | company have been summoned as wit-

oplum

ritory.

A DETECTIVE'S DRAMATIC SUICIDE

ally among the Chinese.

with

Goes On-Atty. Gen. Dole and Treasurer Lansing

Released From Testifying.

Francisco, June 1.- (Correspondence of

the Associated Press.)-The grand jury

called to investigate reports of bribery

in the legislature is still in session and

has made no report so far. Circuit

Judge Humphreys has released Atty .-

Ges. Dole and Treasurer Lansing from

testifying, on the ground that all they

had heard on the subject about which

the grand jury questioned them was

hearsay and they had given the names

of those from whom they received re-

ports. In the cases of Actg .- Gov. Coop-

r and the ex-superintendent of public

arks, both of whom were also cited appear before Judge Humphreys and

cause why they should not an-

have not yet been rendered. The

reported that its investigations

at the dispensary law and pro-

gislation having to do

anting of franchises for the Hono-

a tramway companies and the Hon-

pany. All of the directors of the latter

questions put to them, decis-

illing many witness s.

the efforts of liquor men

Busy to Attend to Matter.

adopted. This was communicated to Alturas, Cal., June 1 .- Details have Gen. Wood last Tuesday by Secy. Root been received here of the causes leadand his action has been approved by the ing to the lynching at Lookout yester-President. day morning, of five men-Calvin Hall, his sons, Frank, Jim and Martin, and

zeus Arrived-District Attorney Too

his son-in-law, Daniel Yattis. It is claimed that for some time past, these men had been systematically pllfering, stealing and robbing throughout the entire lower end of Big Valley, and that hundreds of articles in their posproperty by the persons from whom

they had been taken. Last Tuesday, May 29th, three prominent citizens of Lookout came to Alturas to get the grand jury to take some action against these men, but the

grand jury had adjourned just three hours before the delegates from Lookout arrived here and hence could do nothing. The three Lookout citizens then went to District Attorney E. C. Bonner and asked him to go down and attend to the matter. He replied that he was too busy to go. They then went to Judge G. F. Harris of this place, and

employed him to take charge of the affair. He agreed to do so, if he could get the district attorney to deputize him for that purpose. He was not able to get the appolutinent, but instead the district attorney appointed C. C. Auble, of Adin, to investigate the matter.

engaged in making heavy cuts in sal-On Thursday Calvin Hall and his aries of government officials and clerks. The house tabled the estimates of the three sons and son-in-law were arrested for petit larceny under a warrant is-sued from the justice's court of lookout acting governor, with a message, to await a decision as to the legality of and their hearing or preliminary ex-amination was set for Friday. No ball his status as acting governor, a ques-tion having arisen in Judge Humphwas granted and the five prisoners were placed in the custody of A. Carpenter, M. Brown and Sidney Brown, who were officially designated for that purpose. reys' court as to his right to occupy such position. Atty.-Gen. Dole has rendered an opinion that he is legally acting governor. Gov. Dole is still at a J. R. Myers, the justice of the peace, also keeps a hotel at Lookout and the five prisoners with their three guards were in the office of the hotel when the mountain resort and his physician has The five

The presence of a large quantity of plum in Honolulu is helps much dismob came to seek its prey. and there is difference of opinion doomed men had not the slightest susas to who is responsible for its coming here. The police state that the oplum picion of the awful fate about to over take them and their three guards were also ignorant of the terrible tragedy is from Hongkong and that large quan-titles of it are unstamped, showing that which they would soon, be compelled to witness, About 1 o'clock in the mornit has been smuggled into American ter-There is now no territorial law ing the door of the room was suddenly thrown open and the me rushed in and seized the prisoners, in spite of the regarding opium, the old law having been declared unconstitutional. opium smoking is going on very generremonstration of the three guards.

of the guards fired his pistol and tried to prevent the infurated men from carrying out their awful purpose, but all In vain. The mob overpowered the guards and compelled them to go along and assist. With ruthless hands the five victims were taken along Main street to the large bridge which spans the Pitt river. Upon arriving there a hempen noose was quickly placed around the neck of each of the doomed men and the rope made fast to the tim-bers of the bridge. Then, without a mo-

MRS. M'KINLEY'S CONDITION.

Physicians' Bulletin Says Her Condition is Somewhat More Favorable.

Washington, June 1 .- The bulletin regarding Mrs. McKinley's condition this morning is the most encouraging statement given out since her return. The

three physicians were in consultation only a short time and at 11 o'clock, im-mediately after their departure, Secy. Cortelyou gave out the following bulle-

duced by Witnesses at Trial. main on control in Cuba until the Platt

The arguments for the defense in the Garland murder trial were opened by Attorney Straup this morning. He impressed upon the jury that they must find that the shooting by Garland had been done not only wilfully, unlawfully and feloniously, but of malice aforethought beyond a reasonable doubt before they could find him guilty of murder in the second degree.

POWERS' VERY STRONG PLEA

District Attorney Gives a Searching

Review of the Testimony Intro-

"Where is the evidence of mallce aforethought?" asked Mr. Straup. 'Take the evidence of all the witnesses and you will find none. A declaration made after the act will not justify you in guessing at the state of the defendant's mind before the shooting. Hopkins is something of an athlete and a trained boxer. The prosecuting attor-

ney scoffed at the idea of a man like Garland, so much larger than Hopkins not throwing the disturber out of the saloon when he became a disturbing element, but I recall how Jack Dempsey, the light weight pugilist, treated a much heavier man who thought that could throw the little prizefighter around.

Judge Powers took up the argument at twenty minutes past 11 o'clock. Facing the jury he commenced by say-"Gentlemen of the jury, you are here to determine whether or man (pointing to Garland) shall go to the penitentlary for ten years or per-chance for life. To unlawfully take a life there must be shown to be express r implied malice. If a man is suddeny struck in the face, passion will take the place of malice, and this is where manslaughter steps in. The prosecution has absolutely failed to show any express malice. There could be no implied matice unless the active agent in the killing can be shown to have an abanoned and malignant heart. These men came into the saloon riotously. abused this defendant, insulted him and insulted his mother. Had the district attorney believed that there was im-piled malice he would not have changed the charge from murder in the first murder in the second degree." Jud Judge Powers then gave careful and explicit definitions of the different kinds of manslaughter and homicide

The meanest man, charged with a crime must be put on trial with the presumption of innocence. To find him guilty this presumed innocence must be overborn by such a weight of evi-dence as shall serve to satisfy every man on the jury beyond a reasonable doubt that the man is not innocent This defendant must not be convicted an any mere theory, whim, caprice of suggestion. The great law of self defense is born in a man, and the Almighty has placed it in the breasts of the meanest creatures. Self preservation has truly been said to be the first

When the gun was fired the man was in great fear for his life. Gentle-men of the jury, think what you would do under a similar excitement, when you were being abused and insulted without cause, and even the name of your mother was dragged in and cov-ered with calumny. You may preserve your life and limb from threatening You may kill when it appears t acts. you that you are in danger of great Counsel then made a strong argument

to show that there was malice shown upon the part of Hopkins when he made Garland who assault on uietly attending to his business behind the bar.

"If he had killed Garland he would have been guilty of murder in the first degree. Therefore it is evident under the circumstances that Garland could not have been guilty of such a crime." Counsel then read at length from the testimony of Olson and other witnesse for the state who, he endeavored t show, were too busy with their card game to pay much attention to apything else going on in the saloon.

anxiety. This is in no way allayed by the curious answer of the war office today to a question regarding the ac-curacy or otherwise of the recent rethat the British were severely defeated near Pretoria May 2, losing cilled, 80 wounded, 600 prisoners and six guns. The reply which the war office I to Boer raids in Zululand.

Judge Powers finished his argument at 12:30 when a recess was taken till

The taking of testimony was concluded at 4 o'clock yesterday afternoon, and Prosecutor Eichnor occupied the remainder of the afternoon argument

to the jury. Garland was put on the stand during the afternoon, and testified that he heard violence on the part of Hopkins and his companions, and used his reand his companions, and used his re-volver for the purpose of defending himself. He swore that he did not in-tend to shoot but merely used the weapon to strike Hopkins and had no thought of hitting Williams. George Davis, Andrew P. Mayberry, B. B. Quinn, George A. Whitaker, Stephen Hays and C. W. Watson testi-fied to Garland's reputation for having

fied to Garland's reputation for having a peaceable and quiet disposition.

The district attorney gave a searching review of the testimony during his opening argument. He will arguments this afternoon and the case will go to the jury.

HISTORICAL CLASS. University Students Who Are Pursu-

ing a Pleasant Study. Among the prominent features today at Saltair is the visit of the Historical Society of the University of Utah. The organization consisting of about two hundred members, each with an American flag, went out on the 2:15 train. On arriving at the resort the afternoon was spent in talking over the prominent features and characteristics of the lake and surrounding country. brief talk was given the students Mr. Levi Young, who told of the early explorations in this part of the coun-ity from the time of La Hontan a French explorer of the sevente part century down to the time of the ad-vent of the "Mormon" pioneers. The remaining portion of the day was spent in dancing and merry-making, The His-torical Society was organized in 1900 under the supervision of Mr. L. E. Young of the University of Utah. and it has for its motive the study of Utah history. On Friday the following of-

ficers were elected to take charge of the organization the coming season: President, Arthur Adams; vice president, Amy Lyman; secretary, Claude Barnes; assistant secretary, Ellen Tib-bits; executive committee, John Deal, John Hume, Elise Ward, Ruby Wonn.

MORE HONORS. Young Utah Boy Scores Another Vic-

tory in Washington.

(Special to the "News.")

Washington, D. C., June 1 .-- Benjamin L. Rich, of Ogden, was awarded the second prize in a debate on the Cuban policy before a large audience last evening, he taking the affirmative side that Cuba should be free.

A few weeks ago the "News" gave an account of a debate that was held at the Columbian Law school, the insttution that young Rich is attending, in which the latter was on the winning side. The young orator is the eldest son of President Ren. E. Rich of the Southern States mission. He has only at-tended the Columbian Law school one year, having entered it last fall.

German Ironclads Sail.

Berlin, June 1 .- The German ironclad division salled from Wu Sang for Singapore.

through the Netherlands government, appealing to Mr. Kruger to sue for Lord Kitchener is suid to have given Botha permission to adopt this The Sun further hears that 10,000

o a be Zulus have gone on the warpath, owing t fi

ho

10

LAI

y W

wh

hav

the

te a m (

be a

Att

ing

VT.

and

fune

ia bl

and

y c

cKi

ston

an

ALL.

Sec

ing

cK!

to s

He

Was

iera

nes.

light

3g ()

etio

s dis

e W

the

th.

his

nt a

yea J. V

rised

ltreb

he.

nnto

rent

nne.

in 34

ng v

no s

IIT

8011.

hum

ecia

n, M

Wy

Gra

Its.

"THE POPE'S LITTLE BLACK." Was Famous in Catholic Circles for

His Literary Attainments.

New York, June 1 .- The Herald says: Tomorrow will occur the funeral of William A. Willyms, the sacristan of the Roman Cotholic church of St. Benedict the Moor. The sacristan was known throughout the United States for his learning and literary attainments. It was the great object of his life to become a priest. His father was a slave and lived on a plantation at Mount Vernon, adjoining the home of Gen. Washington.

Young Willyms was in Washington, b. C., for a few years, and then. through the influence of friends who were impressed by the aptitude which he showed in study, was sent to Rome. He was about 20 years old in 1856 when he arrived at Rome. He studied in the propaganda for several years, Mr. Wilyms was in the same class with Archbishop Corrigan. When his grace vis-lted the church of St. Benedict the Moor he always met the sacristan and talked to him in Italian of the days of

Mr. Willyms was in Rome in the days of Pope Pius IX. He was known as "the pope's little black." The outbreak elvil war made it impossible for Mr. Willyms to return to this country as a priest. He was never ordained, He saw that it would be a mistake for him o attempt to take orders. He decided to devote his life to teaching and to pursuits. He spoke Latin. iterary. Italian and French with fluency

Several years were spent by him as assistant librarian of the Pratt library in Baltimore. He was afterward sacristan and assistant librarian in the Cath-olic university in Washington. His services as sacristan at the church of St. Penedict the Moor extended over eight years. Mr. Willyms was regarded by persons

of his race as an oracle. He knew all about the old families of the South and their history. It is thought that among his papers will be found many docu-ments which will prove of literary and historic value. He was a frequent contributor to magazines and church publications. The journals devoted to the Interests of the negro race in this country contained many contributions from his pen.

Concerning his age there seems to be a confusion of dates. He said he was 64 years, but it is believed he was a little older.

Big Liberal Gains in Essex.

London, June 1,-J. A. Pease, liberal. has been elected to parliament for the North division of Essex, succeeding Armine Woodhouse, liberal, deceased, His majority was 792 as against a liberal majority of 110 at the preceding election.

Cerillo Wins Whitsunside Plate.

London, Jnue 1 .- Lord Falmouth's erillo won the Whitsunthic plate of sorvereigns at the Manchester Whitsuntide meeting today. P. Loril-lard's Amoret II. Maher up, was sec-ond, and War Paint, owned by Lord Durham, third. Ten horses ran.

Ian MacLaren on Revision.

London, June 1 .- The Rev. John Watson, (Ian MacLaren), who last year was moderator of the English Presbyterian synod, was asked by a representative of the Asociated Press for his spinion of the American decision to revise the confession. He writes: "Many on this side of the Atlantia

are glad to know that their Presbyter-ian brethren in the United States propose to revise the confession. It is an intellectual wonder, but would be improved by a reduction in size and an infusion of lava."

Confronted by a Policeman, and Shrinking From Public Humiliation, He Shoots Himself in the Presence of 500 Peoplement's hesitancy, the furious men pushed their five victims off the bridge Once Did Secret Service Work in Ogden. Chicago, June 1 .-- Confronted by a po- | return from Alaska, two years later, he went to work as a detective in San Francisco. He also performed detec-tive work for the authorities of Ogden, eman with his pistol half drawn and eith a crowd of men and boys, led by i other officer closing in on him from Utah. whind, Aurelius W. Griffing turned a

Inquiry at Ogden today elicited litvolver against his temple last eventie information concerning the suicide. Chief Conlisk, present head of the poing and committed suicide. He was feeking to escape arrest on a charge of ice department, knows nothing of him, and Chief Pender, who has been doing official work in Ogden for the past six orse stealing, and when brought to hay, ended his life rather than submit or eight years, but faintly recollects him. It is stated, however, that he is Five hundred persons witnessed the known to have been stationed there

Griffing at one time had considerable money but lost it all in a venture in the Yukon district in 1896. After his

disgrace of capture.

volved:

and launched them into eternity.

"Mrs. McKinley's physicians report

that she rested well during the night and that her condition is somewhat more favorable this morning." The President appears to be encouraged over the slighth improvement shown and this morning took a stroll through the White House grounds in

Associated Press.)-The United States session had been identified as stolen warship Abarenda with Gov. B. F. Tilley, of Tutulla, was in Apla Sunday, the 12th of May and remained until the night of the 15th. During its stay Lieut. Com. Dorn assisted in the annua ceremony of placing a crown and cross of heather from Scotland on the grave f Rrobert Louis Stevenson. Matanfa has issued a manifesto calling upon all people to dwell in friend-ship and tendering his thanks to the

CONTROL OF CUBA

Washington, June 1 .- It is officially

stated that the United States will re-

amendment has been "substantially"

R. L. STEVENSON'S GRAVE.

Lient. Comdr. Dorn Places Cross of

Scotch Heather on it.

Apia, Samoa, May 17, via San Fran-

cisco, June 1 .- (Correspondence of the

German government for the state of peace now existing in the country. acknowledges in the same document that his title of "ullim slill," (highest chief.) is granted to him by the imperial German emperor, who greatest king of Samoa. Gov. Solf met Maleitoa in Fijl and has promised his people in Samoa that he will be allowed to return to his native country. The natives of Tutulla have almost completed the delivery of the capra

due for district taxes. Goy. Tilley will leave for the United States on the Venture, on May 29.

N. Y. Central Machinists Strike.

Buffalo, June 1.-About 400 machinists of the New York Central railroad and their helpers, numbering about 50, struck today for a ten per cent increase in wages.

TO URGE SYMPATHETIC STRIKE

President of International Machinists Going to Canada.

Chicago, June 1.-President Mellican and Business Agent Roderick, of District No. 8, International Association of Machinists, will leave tonight for Toronto to confer with President O'Con-nell, of the International organization relative to the strike of machinists now in progress in Chicago. It is assumed It is assumed he trip will be for the purpose of urg ng sympathetic action on the part of

he allied trades. The total number of machinists who are now out on strike in this city is approximately 1,400. The number was not increased today. Manufacturing Manufacturing Il meet this afternoon to consider plans for terminating the local strike.

Motormen Ordered to Quit Work.

Dayton, Ohio, June 1 .-- A union committee, in whose hands the matter was eft, has ordered the motormen and contors of the People's Street Rallway mbany to guit their cars at 4 o'clock this afternoon, the strike being delayed t of courtesy to members of the state and of arbitration who are in the city cking to secure an adjustment of the ifferneces arising out of the company's fusal to recognize the union. Two of e principal lines of the city are involved and officials assert that they will not treat with the union under any ircumstances. No other question is in-

Topeka Mayoralty Contest.

Hughes mayoralty contest case have agreed upon James E. Larimer as com-

missioner to count the bailots cast at the spring election. All disputed bai-lots will be designated and will ulti-

mately go before the supreme court for the dispute to be settled. On Monday the supreme court will be asked to ad-

vance the case for hearing not later

than the July session.

Topeka, Kansas, June 1 .- The attor-

for both sides of the Parker.

laws of nature.

