

## HARRIMAN FORCES VS CLARK TALENT

Notable Gathering of Legal Lights in Supreme Court.

### CONDEMNATION HEARING.

Judge Talbot Listens to Arguments in the Lincoln County, Nev., Grade Dispute Today—R. B. News.

A formidable array of legal talent gathered in the supreme court room this morning on the occasion of the hearing by Judge G. F. Talbot, of Nevada, of the arguments in the novel condemnation proceedings embraced in the complaint of the Utah, Nevada & California railroad company against the San Pedro, Los Angeles & Salt Lake railroad company.

The Harriman interests were represented by Judge W. R. Kelly, of Omaha, counsel for the Union Pacific; Judge LeGrand Young, of the same system; Attorney Parley L. Williams, of the Oregon Short Line, and Attorney C. S. Varian. For the Clark road, General Counsel T. E. Gibbon and Attorney C. O. Whittemore appeared.

The morning session was taken up by Mr. Whittemore, with the exception of about five minutes at the close, when Parley L. Williams had the floor. The proceedings commenced at ten o'clock, and from present indications, the arguments will be concluded today.

While the proceedings in court this morning might have been possibly tedious to the average layman, every move was followed with interest by principals and the sprinkling of the legal fraternity which were present in the capacity of spectators. The whole tenor of the morning session effectively demonstrated that both sides were striving every nerve to make every move tell with the court.

The proceedings were commenced with the withdrawal of the demurrer to the complaint by the Clark forces. Then Mr. Whittemore proceeded to read the complaint that had been filed by the plaintiff and introduced a motion which embraced the cutting out of some eight sections and paragraphs on the grounds that they were immaterial and irrelevant.

Taking each of the paragraphs in turn, he proceeded to analyze them. Mr. Whittemore proceeded to argue that there was no allegation in the complaint that the plaintiffs succeeded to the rights of the old Utah, Nevada & Pacific. Continuing he maintained that the fact that the officers of one corporation caused another corporation to be formed and launched in another state did not of necessity mean the transfer of the rights of the old company.

Then taking up the section which set forth that \$200,000 had been spent on the grade from Nevada to Clover Valley Junction, thence to Pioche, Mr. Whittemore maintained that that had nothing to do with the case, as the question before the court related to an entirely different right of way. He also held that the statement that the Oregon Short Line gave a mortgage to Eastern capitalists and subsequently became financially embarrassed to the extent that the project of extending the line was for the time being abandoned and had no place in the complaint. "The Oregon Short Line is not a party to the complaint," he said, "the Oregon Short Line stops at Clover Valley Junction and its officers and stockholders incorporated another company." This same position was taken in the statement regarding the "financial embarrassment" incident to the panic. Mr. Whittemore at this juncture proceeded to make somewhat sarcastic and said: "Is there any need of offering or proving such apologies. Let the apologies, failures and ancient history of the Oregon Short Line alone; they have nothing to do with this case."

The A. W. McCune feature of the next paragraph, which embraced a short history of the Utah & Pacific, and the subsequent taking Nevada line and the subsequent taking Nevada line and the subsequent taking Nevada line, was objected to on the same ground that the Utah & Pacific had nothing to do with the Utah, Nevada & California. Mr. Whittemore suggested that possibly it was introduced in order to convince the court that the Oregon Short Line would ultimately, at some date in the future, push on the line. He maintained that it was not necessary under the laws of the state of Nevada to show that there was an auxiliary railroad company behind any project, in order to establish its rights.

The right of way of the plaintiff, Mr. Whittemore contended, extended from Nevada to Clover Valley Junction and thence to Pioche. Consequently there was nothing, he maintained, upon which to institute condemnation proceedings on the right of way of the San Pedro road below Clover Valley Junction on the Culverville ranch. The intention of the Short Line to build at some date, as set forth in the complaint, Mr. Whittemore contended was outside the consideration of the court in this case. He therefore asked that the paragraphs he cited should be stricken out of the complaint.

At the conclusion of Attorney Whittemore's argument Counsel Parley L. Williams of the Oregon Short Line arose and stated that he had omitted inadvertently an important part of Section 10 of the original complaint filed. After an objection on the part of Counsel T. E. Gibbon, a portion of the paragraph was allowed to be stricken out and the words "and has succeeded to all of the interests owned and acquired by the Oregon Short Line and Utah Northern," added.

The court then adjourned until 2:30 p. m., when the arguments in the case were begun.

**DIRECTORS MEET.**

San Pedro, Los Angeles & Salt Lake Officials Get Together.

There was a brief meeting of the resident directors of the San Pedro, Los Angeles & Salt Lake Railroad company in the offices in the McCormick block at 1:30 this afternoon. At the close of the meeting Mr. Gibbon stated that there was nothing to give out for publication.

### KILLED IN TUNNEL.

Falling Rock Causes Death of Asst. Gen'l Supt. Duchesney of C. P.

Vancouver, B. C., Sept. 5.—E. C. Duchesney, assistant general superintendent of the Pacific division of the Canadian Pacific railroad, was killed this morning by a falling rock at No. 11 tunnel, eleven miles west of Ninth Bend. The timber buildings in the tunnel had caught fire and Duchesney was superintending the work of putting out the flames. Duchesney was 47 years of age, and leaves a widow and four children.

### "A Bumper Crop."

New York, Sept. 5.—Sir William C. Vanhorn, chairman of the board of directors of the Canadian Pacific railroad, estimates that the grain crop

the Canadian northwest will reach a total of 100,000,000 bushels. "This is a bumper crop," said Sir William, "and will allow the farmers a surplus for export trade."

### Will Burn Oil on Engines.

San Francisco, Sept. 5.—General Manager Kruttschnitt, of the Southern Pacific company, who has just returned from an extended inspection trip over the line from here to New Orleans, has announced that all the company's engines will be equipped for the burning of oil instead of coal as expeditiously as possible. To that end storage tanks with a capacity of 30,000 barrels each will be erected at Oakland, Fresno, Mendota and other points south and east on the line.

### SUCCESSFUL TO TYPHOID.

Typoid fever found a victim last night in Sugar House ward, in Joseph Christensen, the 19-year old son of N. C. and Gundie Christensen. He has been sick since the 24th of July and at one time he appeared to be getting quite well. He succumbed, however, last night shortly after 10 o'clock.

### PEOPLE WHO ARE PASSING

Cromwell Adair and Mrs. Adair of Kentucky are guests at the Knifed and are accompanied by Miss M. H. Waller on a pleasure trip.

Superintendent Eckhardt L. West of the railway mail service, with headquarters in Chicago, is visiting the city today with a party of easterners. They are at the Canyon.

Lieut. Colonel French of the Salvation Army leaves today for San Francisco to resume his duties there. He is much pleased with the local branch of the army.

W. J. De Lashmott, with his wife and children, have returned from Walker Harbor and are guests at the Walker House.

Senator F. Alder of Mantel has returned from a visit to Senator F. J. Kiesel's properties in Oregon, and is a guest at the White House.

Colonel H. B. Maxson of the U. S. survey, came in from Reno, Nev., this morning and is registered at the Kenyon. The colonel is en route to Lincoln county to look over the accounts of his party of government surveyors who have headquarters at Caliente.

### HOTEL ARRIVALS.

The following guests have registered at the hotels up to 3 o'clock today: Knutsford—Mrs. Wm. H. Gregg Jr., child and maid, St. Louis; Miss Louise Hays, Miss Clara Hays, San Francisco; F. D. Levy, St. Louis; J. W. Vail, Chicago; W. C. Morris, wife and boy, St. Louis; C. M. Adams and wife, Miss M. H. Walker, Kentucky; T. J. Ivers, Seattle; Geo. Carragan and wife, Bayonne; Louis Loeb, Philadelphia.

Kenyon—H. P. Saunders, J. K. W. Bracken, city; C. D. Van Dusen, Winnemucca, Nevada; H. B. Maxson, U. S. Survey; H. H. Shults and wife, Chicago; F. L. Flinerty, Chicago; Wm. H. Walker, Boston; Geo. R. Elder, Leadville; W. D. D. Smith, wife and daughter, Cripple Creek; E. H. Day and boy, Minneapolis; H. M. Knight, Galveston; C. C. Goff, city; C. D. Swift, W. R. King, city.

Culler—D. Stephens, H. O. Dorsey, N. Houghton, E. Houghton, B. Butler, E. Butler, E. Kinnle, Mrs. J. Butler, Miss Rose, Mrs. Rose, C. Cox, Woodbine, Ia.; B. G. Kirk and wife, Rawlins; J. F. Talbot, A. McDermid, Nevada; T. M. Martin, Rodeo, Prisco; J. C. Nicum, M. P. Johnson, Denver; H. F. Legenhousen, R. J. Darnley, Chicago; Wm. J. Kenna, Manning, Iowa; H. S. Munser, Colorado Springs; Lillian Walters, Illinois; Jas. H. M. Godfrey, Chicago; P. F. Powell, Omaha; H. C. Hart and wife, Edgar, Neb.; D. B. Mudgett and wife, Miss Edith Mudgett, city; C. P. Jones, Pueblo.

G. W. James, Chicago; G. P. Goodwin, Chicago; J. F. Healy, city.

White House—John Harrington, Jim H. Harrington, John Harrington Jr., and wife, Eureka, Nev.; Mrs. O. W. Mumma, Clyde Mumma, Dayton, Ohio; W. H. Clark and wife, Richmond; Mrs. Lainebach, Stockton; F. S. Woodard family, Ft. Collins, Colorado; Mrs. E. A. Butler, and family, Los Angeles; S. D. Kinkpatrick, St. Joseph.

### PERSONALS.

George A. Lowe has gone to Boston on a business trip.

Attorney James H. Moyle and family are home from Brighton's.

W. C. Dunbar, Jr., of Caldwell, Idaho, is visiting his brother D. C. Dunbar.

W. S. Fugate, the mining man, has fully recovered from the effects of a recent operation for throat trouble and has left the Holy Cross hospital.

Prof. Orson Pratt and family have removed from 813 East First South to their former residence, 54 Sixth East street.

Mr. and Mrs. Edward M. Serace and their son Clarence have gone to New York to visit Edward Serace, Jr., who is studying music there. Before returning they will visit some of the other great cities of this country.

S. H. Murdoch, section director of the weather bureau, is home from Millville, where he went to attend the triennial meeting of weather bureau officials. He says that over one hundred were in attendance and that several papers of much interest and value were read.

Postmaster A. L. Thomas, accompanied by Special Agent Ormsby of the rural delivery branch of the postoffice service, went to Murray this morning and will visit Sandy and the vicinity today and the words "and has succeeded to all of the interests owned and acquired by the Oregon Short Line and Utah Northern," added.

### ELKS' CARNIVAL NOTES.

A communication received at carnival headquarters today: W. A. Baldwin, No. 96, Pueblo, Colo.; Chas. J. Curran, No. 429, J. W. Curran, No. 11, Denver, Colo.; Lewis Hartson, No. 23, St. Louis, Mo.; Thos. Cort, No. 21, Newark, N. J.; W. H. Crompton, No. 10, Boston, Mass.; Eugene Stiles, No. 21, Little Rock, Ark.; Cook, Glenwood Springs, No. 224; H. A. Mass, Denver, Colo.; James P. Stevenson, No. 522, San Jose, Cal.; C. A. Pankey, Cripple Creek, Colo.

## NEW RULES.

Street Car Company Will Make a Number of Changes.

Secretary Wells and Assistant Superintendent Arnold of the Consolidated Street Car company have been busy today compiling the new rules for the employees of the company. The rules are to be bound in a neat little pocket book and ultimately distributed among the men. Even the rules are consolidated, that is the best in vogue heretofore in the two companies have been selected and revised. The right of passengers to travel on either system and tender the tickets of the Salt Lake or the Rapid Transit companies are being taken advantage of generally, with the result that for long all the Rapid Transit ticket books will have been taken up. The old Rapid Transit office in the Galena block have not as yet been moved over onto First South, into the Hooper building, and it may be several days yet ere the change is made.

## GRANITE STAKE ACADEMY.

Opens Next Tuesday with Social Gathering, Program, and Ball.

Some months ago the Granite Stake board of education met with the board of education of the Central Seminary and entered into arrangements with them which resulted in the transfer of the grounds, buildings, and property of the latter. The Stake authorities, realizing the necessity of placing within easier reach of the young people, the kind of instruction which the church schools, took immediate steps to engage competent teachers and put the buildings and grounds in proper condition to begin school this fall.

The higher work met with the most hearty support of the people and has been in every way successful thus far. The building, which is well lighted and heated, has been thoroughly cleaned and furnished with the most modern furniture and apparatus. The best of the services of competent teachers have been secured. The ample grounds for a campus which surround the building have been cleaned of weeds, etc., and are ready to be used for baseball, football, basketball and tennis.

The building is located near the center of population in the Stake, and affords the accommodation of sixty teachers are provided on the grounds. This gives pupils who live at a distance the advantage of attending a church school, and being home mornings and evenings, as well as keeping them under home influences, and saving the expense of car fares or board away from home.

The courses of study offered are designed for graduates from the eighth grade of public schools, who will be admitted without examination. The arrangements have also been made for the instruction of students who are beyond school age that have not completed the eighth grade work. Full credit will be given by the L. S. University, of the University of Utah, for the work done in the regular courses of the Academy, so no time will be lost by pupils wishing to attend the latter for one or two years, with a design of doing advanced work in either of the other institutions later.

Monday, September 16th, has been fixed as the date of beginning instruction, but entrance examinations and enrollment will be attended to on the 11th, 12th and 13th inst. All the people of the Stake are invited to be present at the school building at 2 p. m. Tuesday next, when the opening exercises will occur. An opportunity will be given to the teachers and pupils, apparatus, grounds, etc., and to listen to a carefully prepared program, partake of some refreshments prepared by the committee, get acquainted with the teachers and school workers and have an hour or two of pleasant social enjoyment. The Stake officers will be present as well as members of the general board of education and an enjoyable time is anticipated.

In the evening a grand ball will be given in the academy building, to which all the eighth grade graduates in the Stake are especially invited to be present. The best of music will be in attendance and free lemonade will be served. No pains will be spared by the committees having the work in charge to make the day a grand success.

## NEW STAKE ORGANIZED.

It is the Teton and Don C. Driggs is the President.

Professor Douglas M. Todd, of the Granite Stake academy, has returned from Teton valley where he attended the conference of the Y. M. and Y. L. M. I. A., as a member of the general board. The meetings were exceedingly spirited and interesting and at their close the Teton stake was organized under the direction of President Joseph F. Smith and Apostle John Henry Smith.

The following officers were elected: President of the stake, Don C. Driggs; first counselor, J. D. Kilpatrick; second counselor, George S. Young.

President of High Priests—William Hill; first counselor, John Todd; second counselor, David R. Sinclair.

Stake Clerk—N. M. Norman. High Council—E. D. Jones, H. Bradley Clawson, E. B. Edleson, Henry M. Todd, D. J. Thomas, William Hill, Robert S. Reesley, Thomas H. Ingram, Joseph R. Bailey, David R. Sinclair, William Wilson, George Edleson.

Alternates—Lehi Pratt, William H. Tonks, George Green, Don G. A. Smith, H. Dean Fuller, Frederick Allen.

Sunday Schools—James F. Griggs, superintendent; George A. Little, David E. Rigby, assistants.

Y. M. I. A.—George M. Tonks, president; Samuel E. Rigby, John W. Hill, counselors.

Y. L. M. I. A.—Mattie Tonks, president; Hannah Price, Clara Clawson, counselors.

Primary—Fanny Little, president; Margaret A. Edleson, Estelle Little, counselors.

Relief Society—Sophia Rigby, president; Susanna Wilson, counselor.

Religion Class—Samuel A. Dalley, president.

Elder Oscar Crandall was appointed bishop of Driggs to succeed Elder Don C. Driggs, the stake president. Elder Nahum Curtis was made bishop of Victor in the place of Elder David R. Smith, who was placed in the High Council.

President Joseph F. Smith and Apostle John Henry Smith have gone on to Jackson's Hole, where they will visit for a few days. If the weather does not get too cold they will visit Tealston park before they return.

## BUSINESS AND REALTY.

Today's bank clearings show a half million dollar increase over those for the same day of last year. The clearings today amounted to \$538,524.22 as against \$280,519.69 for the corresponding day of last year.

and there is a residence thereon. The consideration is \$3,500.

A warranty deed filed with the county recorder today by James G. Megath records the transfer to him by James Hogle and wife of a piece of property 22½x165 feet, facing east on Fourth street, between South Temple and First South streets. The consideration is \$1,000. The deed is attested that the price paid is \$26,500.

## AFTERNOON MINING CALL.

Ben Butler Weakening—Carisa Active—Eagle & Blue Bell Firmer.

The mining stock was not materially changed this afternoon from the morning call. Ajax released 6,700 shares at prices ranging from \$1.57 to \$1.59½. Carisa was traded in to the extent of 1,400 shares at prices varying from 1.61½ at the opening to 1.60½ at the close. Tesora weakened to 82½ while Ben Butler dropped 6,000 shares around 16. Some 5,000 shares of Victor were sold at from 27½ to 27¾. May Day sold from 1.55 up to 1.59 and closed at 1.57½. Uncle Sam released 3,300 shares at prices ranging from 1.87 to 1.94. Sacramento sold at 29½. Star Con. was active as low as 23½. Northern Light was traded in at 6½.

Closing quotations were posted as follows:

Ajax	1.59	1.59½
Alvise	.35	
Black Jack	1.50	
Boise Tweed	.41½	.42
Bullion-Beck	2.50	
Boston & De Lamar	.01	
Ben Butler	.15½	.15
Consolidated Mercantile	2.75	2.7
Carisa	1.60½	1.60
Century	2.95	2.9
Dalton & Lark	.02½	
Daily	2.65	
Daily-West	39.25	
Dexter	.40	
Dalton	.01	.01
Diamond Consolidated	.25	
Emerald	.12	.12½
Eagle and Blue Bell	1.08½	1.10
Golden Eagle	.40½	.40
Gena	.25	.40
Grand Central	4.00	
Ingot	.02	.02
Joe Bowers	.07½	.08
Lower Mammoth	3.00	3.20
Little Chief	.20	.20½
Mammoth	2.10	2.22
Martha Washington	.25	.3
May Day	1.57½	1.57½
Northern Light	.65	.64
Ontario	10.75	10.90
Petro	.71½	.15
Richmond Anaconda	.27½	
Rocco Homestake	.80	
Sacramento	20½	21
Sheld	.21½	.21½
Sunshine	.09½	.10
Star Con.	.29	
South Swansea	.49	.50½
Showers Con.	.17	
Tesora	.37	.37
Ute	.82½	.82½
Utah	.68	.75
Uncle Sam	1.94½	1.94½
Valeo	.20	.23
Victor	27½	
Western Morning Glory	6.34	6½
White Rock	.22	
Yankee Con.	5.00	5.25

## TODAY'S REALTY TRANSFERS

Following is today's record of real estate transfers, made in the office of the county recorder up to 3 o'clock this afternoon.

Henry P. Richards and wife to Margaret E. W. Young lots 23-24-25, block 14, Forest Dale ..... \$ 650  
John McCreedy and wife to Louise Steward, lots 11 and 12, block 2 Midvale sub. .... 200  
Louis B. Leverick et al. to John Godin, lots 7 and 8, block 3, J. H. Whelan's addition ..... 600  
James Hogle and wife to James G. Megath, part lot 8, block 63, plat "B" Salt Lake City survey ..... 1  
Estate Thomas J. Curtis, deceased to T. D. Mathis, part lot 1, block 17, plat "A" Salt Lake City survey ..... 1,450  
James Storey to Arthur Frewin, part northwest quarter section 27, T. 2 N. R. 1 W. Salt Lake meridian ..... 500

## JUDGE DIEHL'S COURT.

The first offender to face the new police judge this afternoon was booked as John Doe Dummy. He is one of the old time and was well known to the police four or five years ago. The charge against him was that of drunkenness, and after he was informed by writing of the charge, he marked a cross to signify "not guilty." He promised, by a motion of his arm, to leave town instantly and was discharged.

Dan McNally, Charles Robbins, and Tom Brown each pleaded guilty to being drunk but it was the first appearance of each and judicial clemency was generously extended.

The case against Bert De Shazo, charged with stealing a bicycle from a silver man, Frank Ford, was continued until tomorrow on motion of Attorney J. M. Hamilton, counsel for De Shazo.

John Richardson, charged with assault with deadly weapon upon the person of William Parsons, entered a plea of not guilty to the charge and he will have a preliminary hearing tomorrow morning at 11 o'clock. Richardson is represented by Attorney James F. Smith.

## ODD FELLOWS HEARING.

Eight Members Tried for Alleged Misuse of Funds.

The eight Odd Fellows of the defunct Ridgely lodge, who were a month or so ago accused of appropriating funds aggregating \$12,000, were last night tried before the grand lodge committee, composed of J. A. Jones and consisting of Henry Williams, A. L. Hamilton, John Latey, R. W. Chiverrall and D. M. Griffiths. After listening to the testimony, the committee took the matter under advisement and will report in about two weeks.

None of the accused men expects the committee to report favorably to them, and it is said that they contemplate a libel suit against those who have been prosecuting the charges.

## WANTS TO BE IN.

Oscar Julius Would Like to Ride in Twenty-four Hour Race.

Oscar Julius, who is one of the good long distance men of the track, but who cannot ride in a short race with any degree of winning ability, wants to get in the 24-hour race which may be arranged between Chapman and King, the winner of the last race. He wants to put up \$100 right away, or more if necessary, and to make it a sweepstakes race, and to make it a side bet, and the management's money to be divided on the usual percentage. It is not known how the other riders will view this proposal. Oscar's friends predict a victory for him, should the race be arranged.

## Suit for Lumber.

The Utah Lumber company has filed suit against William F. James to recover \$40, interest and costs, said to be due for lumber. Plaintiff asks for a mechanic's lien on Mr. James' new residence on Seventh East and First South streets.

## Insist on Three Crown



There are some storekeepers who do not like to sell Three Crown Baking Powder. It is sold at a close margin, and the profits on it are not as large as some of the other brands. You know you get full value for your expenditure, because we set the price at which this article is sold. Our effort is for your satisfaction and we want you to have the best baking powder is why we make a feature of putting this excellent article on the market at the low price for which we sell it.

## HEWLETT BROS., CO.

PRESIDENT MAKES A SPEECH AT BUFFALO.

(Continued from page one.)

The construction of a Pacific cable cannot be longer postponed.

## IMPORTANT DUTY.

"In the furtherance of these objects of national interest and concern, you are performing an important part. This exposition would have touched the heart of that American statesman, whose mind was ever alert and thought ever constant for a larger commerce and truer fraternity of the republics of the New World. His broad American spirit is felt and manifested here. He needs no identification to an assemblage of Americans anywhere, for the name of Blaine is inseparably associated with the Pan-American movement which finds its greatest and substantial expression and which we all hope will be firmly advanced by the Pan-American Congress that assembles this autumn in the capital of Mexico. The good work will go on. It cannot be stopped. These buildings will disappear; this creation of art and beauty and industry will perish from sight, but their influence will remain to living.

"Make it live beyond its too short lives.

With praises and thanksgiving." "Who can tell the new thoughts that have been awakened, the ambitions fired and the high achievements that will be wrought through this exposition? Gentlemen, let us ever remember that it is in concord, it is in conflict, and that our real eminence rests in the victories of peace, not those of war. We hope that all who are represented here may be moved to higher and nobler efforts for their own and the world's good, and that out of this city may come, not only greater commerce and trade for us all, but more essential than these, relations of mutual respect, confidence and friendship which will deepen and endure.

"Our earnest prayer is that God will graciously vouchsafe prosperity, happiness and peace to all our neighbors and like blessings to all the peoples and powers of earth."

## Some from Utah.

Denver, Sept. 4.—The Rocky Mountain Interstate Medical association today finished its work and adjourned. The following officers: R. Harvey Reed, Wyoming, president; John D. Campbell, Montana, first vice-president; Walter Pike, Utah, second vice-president; E. S. Wright, Utah, treasurer; George P. Johnson, Wyoming, recording secretary; S. D. Hopkins, Denver, corresponding secretary. Board of Trustees—T. J. McKenzie, Montana; James Carter, Wyoming; W. F. Fisher, Utah; C. H. Jones, Arizona; J. H. Dean, Idaho; W. W. Grant, Colorado.

Committee on Admission—C. K. Fleming, Colorado; J. T. Spellman, Montana; J. W. Given, Idaho; A. C. Maclean, Utah; H. M. Bennett, Wyoming; I. S. Perkins, New Mexico.

Without opposition Cheyenne was selected as the next meeting place, the date to be determined later by the trustees.

## Wants Them at Washington.

Washington, Sept. 4.—Admiral Schley has made a request of the navy department that a number of witnesses whom he wished to call before the court of inquiry be brought to Washington at this time, in order to permit of conferences between them and counsel.

In response to this request Acting Secy. Hackett today advised the admiral that if he will furnish a list of those he desires to come they will be brought here as rapidly as circumstances permit.

The navy department has no official information as to the condition of Admiral Sampson. Some private letters have been received, however, rather favorable in tone. One of these came about a week ago from Mrs. Sampson, the admiral's wife having attended to certain correspondence owing to his indisposition. Mrs. Sampson stated that the admiral was considerably improved.

The official reports from the Boston navy yard continue to bear the signature, except when he is out of the city.

## Depends Upon Strikers.

New York, Sept. 4.—Terms of peace in the steel strike were discussed at length today at a secret conference at which steel officials of the United States Steel corporation, leaders of union labor and representatives of the civic organizations which have intervened. Unusual safeguards of secrecy were resorted to in order to preserve the privacy of the proceedings, but it was evident that no conclusion was reached, and that the decision either to arbitrate or continue the strike must be made by the strikers.

The nature of the agency of the Amalgamated association held by the labor leaders who participated in the discussion is not known, but it is believed they possessed an outline terms from President Shaffer, and that they will place before him and his associates the terms resubmitted by the Steel corporation.

It was also apparent at the conclusion of the discussion that if the conference is to be resumed or any further action toward peace taken the strikers must take the initiative. The labor leaders were in communication with Pittsburgh during the day, and it was anticipated that they would further discuss the subject with the Amalgamated men before they proceed any further with the peace plan.