

THE DESERTEER EVENING NEWS.

TRUTH AND LIBERTY

FIFTY-SECOND YEAR

WEDNESDAY, DECEMBER 11, 1901. SALT LAKE CITY, UTAH.

NUMBER 18

OPPOSE THEIR REAPPOINTMENT

Considerable Opposition to Marshal Miller, Register Hobbs and Receiver Smith—Postmaster Thomas' Requests Granted.

(Special to the "News.")

Washington, D. C., Dec. 11.—There is considerable opposition to the reappointment of Glen Miller as United States marshal and of F. D. Hobbs as register, and George A. Smith as receiver of the Salt Lake land office. There are rumors here that there are a number of candidates for these positions. Senator Kearns will make recommendations in a few days for these offices. It is not known who are candidates at present. Congressmen Sullivan and Reed have received a petition from the Salt Lake postoffice threatening to close if the present postmaster is reappointed.

CANNIBALISM IN THE PHILIPPINES

Washington, Dec. 11.—Cannibalism has appeared in the varied list of crimes charged against Filipinos by American military courts. According to the record of a court-martial convened in the department of the Visayas, P. I., which has been received at the war department from Raymond Ponce, a native, found his working companion, Liberato Benito, sleeping in his (Ponce's) boat. Ponce became enraged, killed the sleeping man with a blow of an ax, cut off his nose and ears and according to his own confession, cooked and ate part of the body. He was sentenced to be hanged at Capiz, Panay, on the 13th inst.

BANK ROBBERIES IN OHIO.

Washington, Dec. 11.—Burglars have appeared in the varied list of crimes charged against Filipinos by American military courts. According to the record of a court-martial convened in the department of the Visayas, P. I., which has been received at the war department from Raymond Ponce, a native, found his working companion, Liberato Benito, sleeping in his (Ponce's) boat. Ponce became enraged, killed the sleeping man with a blow of an ax, cut off his nose and ears and according to his own confession, cooked and ate part of the body. He was sentenced to be hanged at Capiz, Panay, on the 13th inst.

WANT CLEMENCY FOR MISS EASTWICK

Washington, Dec. 11.—The application for clemency in the case of Miss Eastwick, the American girl confined in prison in London for "raising" a railroad bond has been forwarded to the United States embassy at London, and Mr. Eastwick, secretary in charge, has all in his power to ameliorate the condition of the prisoner. The British government has, it is said, been very liberal in view of the fact that the reason to expect that it will continue to be so.

DOWN WITH THE JUNKERS.

Budapest, Dec. 11.—The differences between capital and labor are assuming aggravated proportions here. Hundreds of unemployed persons paraded the streets today shouting "Down with the junkers." They made such a noise that the police were obliged to charge and disperse them. Numbers of arrests were made.

ATTEMPT TO WRECK ERIE TRAIN.

Lima, O., Dec. 11.—An attempt was made last night to wreck a westbound passenger train on the Erie railroad near this city. Two men were seen in the act of placing dynamite on the tracks. The engineer discovered the obstruction but was unable to stop his train until the ties had been shoved aside a distance of over 100 feet. The engine was derailed but no other damage was done.

THE MCKINLEY CARRIAGE BURNED.

Chicago, Dec. 11.—The carriage in which President McKinley rode when he was assassinated in 1901, which was played a conspicuous part in the McKinley memorial services, was destroyed in a fire early today in the delivery stable of the Leroy Hayne company, 121 Michigan avenue.

MURDERED HIS WIFE.

Minneapolis, Minn., Dec. 11.—Reuben Pickett, who has been on trial for the murder of his wife, was found guilty in the first degree by a jury today.

CHICAGO JURY BRIBING CASE.

Chicago, Dec. 11.—In Judge Smith's court today, the testimony began yesterday in the trial of Alexander Sullivan, charged with conspiracy in connection with the jury bribing operations of the Chicago Police Department.

SENATOR J. C. S. BLACKBURN MARRIED.

Washington, Dec. 11.—United States Senator J. C. S. Blackburn of Kentucky was married here today at the rectory of St. Paul's church by Rev. Father J. Lynch, ex-bishop of the diocese of Louisville. The bride, Miss Mary E. Blackburn, a daughter of the senator, was a traveling companion of the senator, wearing a costume of gray cloth with hat to match.

NEW YORK EDITORIAL FIRE SHOT.

New York, Dec. 11.—Francis Ives, an editorial writer on an afternoon newspaper, who was shot early this morning by Alexander Kerr, a book-binder and printer, in the rear of the second floor, was taken to the hospital. The wound was a serious one and it is believed that he will not survive.

WINTER RARE CUTTING IN COLORADO.

Colorado Springs, Colo., Dec. 11.—The winter rare cutting today cut between the Colorado and Grand rivers, cutting a deep channel in the snow. The water was very much below the normal level and there was no ice on the river.

DEATH WAS DUE TO SUDDEN SHOCK

Hemorrhage on Brain of Dead Miner the Cause.

PROBABLY BLOW OR FALL.

Coroner's Inquest Over Remains of Nicholas Odgers Places Thomas Hill in Unenviable Position.

CARNALITY NOT GUILTY OF CONSPIRACY.

Columbus, O., Dec. 11.—The jury in the Carnality conspiracy case returned a verdict of not guilty today. Carnality, president of the United States Navy and Mail Publishing Company of Washington, D. C., was charged with conspiring with agents, five of whom were now serving time in the penitentiary, to defraud the government of the pension bureau. The case attracted widespread attention.

GOLD FOR EUROPE.

New York, Dec. 11.—Hedelbach, Isckelmeier & Co. have engaged \$500,000 in gold for export tomorrow. It was reported that the National City bank would withdraw \$250,000 from its vaults for shipment to Europe tomorrow, but the authorities of the bank decline to confirm the report.

CUT HIS THROAT.

Chicago, Dec. 11.—F. C. Steinmann, a well-known Jeweler of the New York jewelry firm of F. C. Steinmann & Co., committed suicide here today by cutting his throat with a penknife. No reason for the act is known here.

DANNY MAHER ARRIVES.

New York, Dec. 11.—Danny Maher, the American jockey, who will ride the race horse owned by King Edward VII of England, has just arrived in New York. He is expected to win the Kentucky Derby. Maher is a native of Ireland and has been in the United States for several years.

GERST PLEADS GUILTY.

Buffalo, Dec. 11.—City Treasurer Philip Gerst's hearing upon an order to show cause why he should not be removed from office for alleged misconduct in office, was begun before Mayor Diehl today. Gerst, in a written statement, pleaded guilty to the charges that a shortage had existed but said that since November 13 the shortage had been made good and that there is now no shortage existing in the city treasury on his account. Mr. Gerst added that he did not desire to make any defense against the mayor's charges, but consented to the mayor making an order removing him from office.

IRISH NATIONALS SAIL FOR HOME.

New York, Dec. 11.—John E. Redmond, Thomas O'Donnell and Patrick A. McHugh, Irish nationalists, who came to this country to solicit subscriptions to the United Irish league, sailed for Europe today on the Oceanic.

DEATH FROM TUBERCULAR PLAQUE.

Sydney, N. S. W., Dec. 11.—A death from tubercular plaque in the suburbs of this city is reported today.

KRUGER AT UTRECHT.

Utrecht, Dec. 11.—Mr. Kruger, former president of the South African republic, has arrived here and has taken possession of his new residence.

WOOSTER, OHIO, UNIVERSITY BURNED.

Wooster, Ohio, Dec. 11.—The main building of the University of Wooster burned early today. Loss \$250,000; insurance \$70,000.

SUBMARINE BOAT FULTON RAISED.

New York, Dec. 11.—The submarine torpedo boat Fulton, which sank at her dock at New Suffolk, L. I., on Monday, was raised today by the water that poured into her through the open forward hatch. Her bottom was not damaged. After her machinery has been overhauled and cleaned the vessel will be as good as ever.

RE. REV. THOS. P. GAMMON DEAD.

Louisville, Ky., Dec. 11.—Right Rev. Thomas P. Gammon, chancellor of the diocese of Louisville, died suddenly here today of heart failure, following an attack of grippe.

MRS. ADA DENNIS STILL LIVES.

Washington, Dec. 11.—Mrs. Ada Gilbert Dennis, the fashionable dressmaker, found mysteriously assaulted in her apartments yesterday morning, is hovering between life and death today. She showed some improvement this morning but the chance for recovery is very slight.

PARLEY'S CANYON.

East Mill Creek Farmers Threaten Injunction Proceedings.

INDIAN TERRITORY OIL CO.

Trenton, N. J., Dec. 11.—The Indian Territory Illumination Oil company, capital \$2,000,000, was incorporated here today. The company is authorized to purchase, own and control all the rights of real estate, personal property, documents or other securities of the Phoenix Oil company and Sage Oil company now operating in the Indian Territory.

NOVEL SOCIETY FOR STUDENTS.

L. D. S. University Grants Charter To the Rho Beta Pi.

"THE COLUMBINE" FOR GIRLS.

Forty Young Men Instructed With Important School Functions—Ladies' Society to Give Programs.

CHARACTER OF RHO BETA PI.

This morning at the general meeting of the students of the Latter-day Saints university, important action was taken in the formation of societies, especially in that intended primarily for young men. This society is hereafter to be entrusted with some of the functions of the government of the institution. The faculty, acting under the consent of the board of trustees, have decided to award to the society, known as the Rho Beta Pi, the honor of representing the institution in all intercollegiate contests of a purely intellectual character as well as the important function of acting as a trial court.

ILLINOIS' NATAL DAY.

Springfield, Ill., Dec. 11.—The eighty-third anniversary of the admission of Illinois into the Union was celebrated here today.

MONTANA PIONEER DEAD.

Helena, Mont., Dec. 11.—Nicholas Kessler died here today of Bright's disease. He was a pioneer of both Colorado and Montana, having resided here since 1864. He leaves a fortune estimated at one million dollars. He was the leading breeder of stock in the territory and owned many valuable interests and he leaves two sons and a daughter.

JUDGES TO BE REAPPOINTED.

Washington, Dec. 11.—At a conference today between the President and the Senate, the President decided to reappoint the following United States judges: Arizona—Associate Justice, George H. Fletcher, Jr.; Missouri—Associate Justice, John H. McMillen; New Mexico—Chief Justice, John H. McMillen; New Mexico—Associate Justice, John H. McMillen; New Mexico—Associate Justice, John H. McMillen; New Mexico—Associate Justice, John H. McMillen.

FINAL ARGUMENTS IN BONINE CASE.

Washington, Dec. 11.—The final arguments in the case of Mrs. Loda Bonine, charged with the killing of Censur Clerk Ayres, Assistant District Attorney, began today in the Supreme Court. The case is being argued by Senator Bacon, who made a somewhat extended argument against the treaty as un-American.

SENATE PROCEEDINGS.

Washington, Dec. 11.—When the Senate went into executive session today the new Hay-Pauncefote isthmian canal treaty was immediately taken up. Senator Culberson spoke briefly in criticism of it and was followed by Senator Bacon, who made a somewhat extended argument against the treaty as un-American.

SALT TO COMPEL HIGHER ASSESSMENT.

St. Louis, Dec. 11.—The city of St. Louis and the board of education will bring a mandamus suit today against the state board of equalization to compel that body to raise the franchise tax of the United Railways company and several other St. Louis corporations.

PRINTERS ON STRIKE.

Marquette, Ohio, Dec. 11.—The three newspapers in this city are affected by a strike of printers. The Register and the Times were issued last evening under difficulties and the Leader was issued this morning with the assistance of linotype operators.

THE FLOWER EMBLEM.

It was then explained why the name and emblem of the society is the columbine, a beautiful native flower that is found growing wild throughout the Rocky Mountain region, and nowhere else in the world. The columbine has elegant plant with many leaves which divide and subdivide into three, and this threefold division is suggestive of the Trinity, and thus representative with propriety the motto of our country, "In God We Trust" as well as that of the university, "The Lord is my light." The columbine is of a yellow color, in the latitude it is usually colored white; further north it is often blue, and in Mexico it is red. It thus combines the national colors, red, white and blue. As looked at from the flower is a five-rayed star—like a national emblem. Looked at from the side, the flower has a faithful resemblance to a rock of snow in flight, hence the name from the Latin column, a dove, given to the flower by the early botanists. Moreover, the name Columbus is suggestive of the fact that the flower is a native of the Americas.

UTAH LAKE RESERVOIR PROJECT.

Outlook is Very Favorable for Securing It for the Public Benefit—Senator Thomas Kearns Writes County Commissioner Anderson on the Subject.

IN A LETTER FROM SENATOR THOMAS KEARNS TO COUNTY COMMISSIONER JAMES H. ANDERSON, RECEIVED TODAY, SENATOR KEARNS SAYS ON THE SUBJECT OF THE UTAH LAKE RESERVOIR:

"What you say is entirely in accord with my opinion; the reservoir should be kept for the use of the public, and I shall do what I can to prevent private corporations from gobbling up the most necessary feature of a municipality. With this in view, I have called the matter to the attention of the secretary of the interior, and have his assurance that nothing will be done in the premises unless I am consulted."

POSITION OF BULLET'S COURSE.

"Doctors are frequently at fault as to the course of the bullet after it penetrates the surface, are they not?" "Yes, but not so very frequently."

DR. NILES CALLED.

Dr. H. D. Niles was next called and testified that he, in company with Dr. Root, attended Haynes.

CONDITION WORSE.

Answering Mr. Looftbourrow, he said when Haynes was taken to the hospital an exploratory examination was at once made and it was determined that the patient's condition was as follows: "Well, I hardly think so, as this case was much more plain than most cases."

J. D. H. McALLISTER TESTIFIES.

Deputy Surveyor J. D. H. McAllister, who made the map of the Knutsford

YOUNG ROY KAIGHN APPEARS IN COURT

Preliminary Hearing in the Sensational Shooting Case—W. S. Haynes' Condition Said to be Serious Today.

THE PRELIMINARY HEARING OF YOUNG ROY KAIGHN ON THE CHARGE OF ASSAULT WITH A DEADLY WEAPON, INTENT TO MURDER WILLARD S. HAYNES ON THE 28TH DAY OF NOVEMBER, BEGAN IN JUDGE DIEHL'S COURT THIS MORNING SHORTLY AFTER 10 O'CLOCK.

The state was represented by Assistant County Attorney F. C. Looftbourrow, and the defendant's attorneys were Judge W. H. King and Attorney Frank Hoffman.

YOUNG KAIGHN WAS BROUGHT INTO COURT BY DEPUTY SHERIFF CUMMINGS AND UNTIL THE CASE WAS CALLED, WAS WITH HIS REPRESENTATIVE WITHIN THE ENCLOSURE, BUT LATER TOOK A SEAT BY HIS COUNSEL, COL. M. M. KAIGHN WAS ON HAND AND CONSULTED FREQUENTLY WITH JUDGE KING AND MR. HOFFMAN.

A GOOD SIZED CROWD WAS IN THE COURT ROOM, BUT THE PLACE WAS NOT CROWDED.

HAYNES' CONDITION.

On account of the rumor current last evening and this morning that Haynes' condition had changed for the worse, it was expected the case would have to be continued again.

DOCTOR'S TESTIFY.

The first witness sworn to testify in the case were Dr. Root and Dr. Niles. Dr. E. F. Root testified that he attended Haynes soon after the shooting, sent him to the Holy Cross hospital and was assisted in the operation of removing the bullet.

ANSWERING MR. LOOFTBOURROW DR. ROOT SAID HE TURNED THE BULLET OVER TO OFFICER HOFFMAN. IN RELATION TO HAYNES' CONDITION NOW HE TESTIFIED TO PRACTICALLY WHAT APPEARS ABOVE.

ON CROSS-EXAMINATION BY JUDGE KING, WITNESS SAID HE EXAMINED HAYNES AT HIS RESIDENCE.

WHEN ASKED IF HE ASKED HAYNES HOW HE RECEIVED THE WOUND THE WITNESS WAS NOT PERMITTED TO ANSWER AS MR. LOOFTBOURROW OBJECTED TO THE QUESTION ON THE GROUND THAT IT WAS NOT PROPER CROSS-EXAMINATION, AND THE OBJECTION WAS SUSTAINED.

DR. ROOT SAID HE DID NOT KNOW HOW HAYNES KNEW HE (ROOT) WAS A PHYSICIAN, AND THAT HE DID NOT INFORM HIM OF THAT FACT, TO THE BEST OF HIS RECOLLECTION.

HAYNES NON-COMMITTAL.

"Did Haynes tell you of his trouble?" "He did."

"DID HE TELL YOU THE CAUSE OF IT?"

"He did not tell me how it occurred?" "He did not."

"DID HE TELL YOU OF THE TROUBLE LEADING UP TO IT?"

"No, I don't remember."

"WERE THE MEN LOOKING AT EACH OTHER WHEN YOU FIRST SAW THEM?"

"No, they were not."

"DID HE TELL HAYNES SAY 'IT'S ALL MY FAULT'?"

"No, I don't remember."

"WHEN YOU WERE ORDERED TO GET THE GUN FROM KAIGHN DID YOU NOTICE IF HE WAS STANDING WHEN HE FIRST SAW THE GUN?"

"Well, if I had obeyed orders then I would have got shot."

"DID YOU SAY THAT?"

"I didn't say that," sternly said the witness, "you have such a mad, mad, mad and foolish brain you are able to imagine almost anything. It is not a fact that you imagined a great deal of what you have said here."

WITNESS BARRATT WAS RECALLED FOR CROSS EXAMINATION.

"Who helped you carry Haynes to the ambulance?" "Mr. Root and Dr. Niles."

"DID YOU GO IN THE AMBULANCE?"

"No."

"WERE YOU THERE WHEN THE STRETCHER CAME?"

"Witness said that Mr. Jensen, Dr. Niles, Mr. Burton and a man named Paul were also there and some others whom he did not know."

"HE SAID THAT THERE WERE MORE THAN TEN PERSONS PRESENT."

"Do you know how long Mr. Haynes was standing when he first saw the gun?" "I know it was not over ten minutes."

HE JUDGED THIS BY THE TIME CONSUMED IN EATING HIS LUNCH. HE WAS IN THE OFFICE PRIOR TO LUNCH.

"DID YOU WASH BEFORE EATING LUNCH?"

"I always do."

"I DIDN'T ASK YOU THAT."

"Yes, sir, I did."

"DID YOU WASH BEFORE EATING LUNCH?"

"I don't know."

"DID YOU SEE HIM BEFORE?"

"No, I don't think I did."

"WHO DID YOU SEE FIRST?"

"Mr. Haynes."

WALTER T. BARRATT, ENGINEER AT THE KNUTSFORD HOTEL, TESTIFIED THAT HE SAW YOUNG ROY KAIGHN SITTING ON THE SEAT IN THE LOBBY. HE WAS SITTING WITH MR. HAYNES. WITNESS WAS PASSING THERE WHEN HE SAW ROY RISE AND PULL A GUN FROM UNDERNEATH HIS COAT AND FIRE AT HAYNES. HE SAID HE DID NOT HEAR ANYTHING THAT WAS SAID.

"WHAT DID THE DEFENDANT SAY?"

"He didn't say anything."

"LATER KAIGHN SAID HE HAD TO DO IT. HE HAD ACCOMPLISHED WHAT I CAME HERE TO DO."

ANSWERING JUDGE KING, BARRATT SAID HE HAD TALKED WITH SIX OR SEVEN PERSONS FROM 12:15. HENSENBAW TO TELL TWO REPORTERS THAT HE HAD TAKEN THE CASE. HE FURTHER SAID HE TALKED WITH "ALL THE BOYS" AT THE HOTEL ABOUT THE CASE.

"WERE YOU COMPARING NOTES?"

"Yes."

BARRATT WAS QUESTIONED CLOSELY AS TO WHETHER HE WAS LOOKING FOR HAYNES OR DID HE ENTER THE LOBBY FOR THE PURPOSE OF FIXING THE MUSIC BOX.

"HE SAID HE WANTED TO FIX THE MUSIC BOX BUT WANTED TO SEE HAYNES ALSO."

"DID YOU LOOK IN TWO PLACES AT ONCE?"

"Yes."

"OH, THEN YOU ARE ONE OF THOSE PERSONS WHO CAN LOOK IN SEVERAL DIRECTIONS AT THE SAME TIME—YOU ARE SO CONSTITUTED ARE YOU?"

"NO."

GOING TOWARDS HIM.

Witness then stated that he was going directly towards Haynes.

"THEN," BARRATT SAID, "IF YOU WERE GOING TOWARDS MR. HAYNES YOU DID NOT HAPPEN TO LOOK AT MR. KAIGHN AS YOU STATED TO THE NEWS-PAPERS?"

WITNESS TRIED TO EXPLAIN BUT JUDGE KING DID NOT WANT AN EXPLANATION. FINALLY THE WITNESS BECAME CONFUSED AND HE DID NOT BELIEVE HE MADE THE STATEMENT WHICH APPEARED IN THE TRIBUNE, BUT A MOMENT LATER HE SAID:

"YES, I DID SAY THAT."

"DID YOU SAY 'I JUST HAPPENED TO LOOK OVER THERE'?"

"Yes."

IN REPLY TO JUDGE KING WITNESS DECLARED HE WAS MORE EXCITED THE NEXT DAY AFTER THE SHOOTING THAN HE WAS AT THE TIME OF THE OCCURRENCE.

GOING BACK TO THE TIME HE SAW THE TWO MEN ON THE SEAT, HE SAID HE WAS POSITIVE THAT WHEN HAYNES MADE A MOVEMENT TO GET UP, HE DID NOT PUT HIS HAND IN HIS COAT.

JUDGE KING THEN REFERRED TO THE INTERVIEW WITH THE TRIBUNE AND BARRATT SAID FIRST THAT THE INTERVIEW WAS CORRECT, THEN HE SAID HE DID NOT THINK HE SAID HE SAW 'HAYNES HALF TURN TOWARD KAIGHN,' AND IN ALMOST THE SAME BREATH SAID:

"I DON'T REMEMBER."

"WERE THE MEN LOOKING AT EACH OTHER WHEN YOU FIRST SAW THEM?"

"NO, THEY WERE NOT."

"DID HE TELL HAYNES SAY 'IT'S ALL MY FAULT'?"

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