

## BY TELEGRAPH.

## AMERICAN.

BOSTON, 24.—The *Herald's* Augusta special last night says: The whole situation has, since 15 minutes past 11 o'clock, entirely changed. By to-morrow morning three companies of infantry, the Capitol Guards of Augusta, the Auburn Light Infantry, the Gardner Companies and the Androscoggin Light Infantry, will garrison the State House.

At 10 minutes past 11, Governor Davis and Inspector General Tilden, arrived at the Adjutant General's office. In three minutes Gov. Davis authorized this startling but well justified military movement. It was a timely act. The military authorities were out of patience with the politicians who have for several days had a dominant influence at the State House. This has been the most sensational of any night since the complications. But rumors of stirring events to come were not baseless. The fusionist militia are and have been drilling down town in this city, and it has been ascertained to the satisfaction of the military authorities that a concentrated attack upon the State House was likely to occur at any moment.

A statement has been drawn by a committee of the fusion legislature to be submitted to the Supreme Court, which details and defends the actions of the Governor.

Those who imagine the fusionists inactive and have abandoned their cause are laboring under a mistake. While the government is not alarmed, they fully grasp the situation, and will make the State House perfectly impregnable. The first military company that ever entered the State House marched in at midnight to-night, the Capital Guards. Messrs. Pillsbury, Blood, Channing and others are known to be enrolling men in every county in the State. Men are collected in the country towns ready for J. L. Smith's call. Captain Black, of Augusta, is drilling men nightly.

The Boston *Herald's* special says: Three companies of troops and a galling gun garrison the State House.

Pillsbury says in his *Daily Standard* this morning: "Men of Maine, the next article on the programme is to disperse by force the legislature convened in Union Hall. Are you, as free men, willing to submit to this outrage? See to it your representatives are protected. This is the culmination of the outrage inflicted on the democrats and greenbackers by the stalwart pimps of the republican party. Who is the man who will step out of our ranks and side with the cowardly men entrenched in the State House, who tremble at the sounds of their own voices, and do not feel safe unless backed up by the bayonets of the State militia? Let the end be what it may, history will read that Corporal Davis was the first man in the State of Maine to authorize an array of bayonets at the State House to keep from its portals the citizens of the commonwealth."

The fusionist Governor Smith hints that the republicans may get all the fighting they want.

Capt. Blick, of the fusion staff, says that all he asks for is to be arrested. It is reported that a case of carbines is secreted at his down town office.

Mayor Nash addressed the following note to Governor Davis to-night: "In view of the threatening attitude of persons hostile to the present government of the State, I feel constrained to say to your Excellency that I fear my civil police force will be unable to sufficiently protect the public property of the capitol or even hold possession of the building itself against such a force as the public enemies seem to be willing to bring against it."

(Signed) CHARLES E. NASH."

There are suspicious circumstances which lead to alarm, viz: Crowds of men collecting at various points, the continuance of the organization among the fusionists, the raising of money to sustain them in their action, the activity of Major J. L. Smith, the holding out of Sawyer, who claims to be secretary of State, the drilling of secret clans, armed men, and the incendiary talk of the greenback labor *Chronicle* of Auburn that the State House must be taken though it cost a thousand lives.

Information of the operation of the fusionists comes from reliable men in each county. The design is to take the house. The prompt ac-

tion of Governor Davis will avert all trouble. Men are known to be ready at the call of Smith from Lincoln and Somerset counties, who are to take sleighs across the country. The prompt action of Col. Peak's prevented movements in Piscataquis County. The Richards Light Infantry of Gardiner just arrived, at 2 a.m., and marched into the State House. A Gatling gun will be here in the morning. All the armories in the State are under guard. The republicans mean to hold possession, and if the State troops are not adequate, the President will be called on for aid.

A. F. Gould, legal adviser of the fusion government, characterizes the moving troops here as a deplorable act and sure to rebound to the political advantage of the fusionists. It is, he says, the biggest blunder yet made by the republicans. All the military in the State will be here by night, if the fusionists carry out the plans they are alleged to have matured.

Speaker Talbot told a reporter that his house needed protection more than the republicans. The fusionists showed unmistakable signs of nervousness over the state of affairs.

Secretary of State, Sawyer, of the fusion government, is out of the city. Should the fusion legislature go to Biddeford it is likely to find the doors of any hall it may engage guarded by soldiers. "No fooling any longer," is the republican talk to-day. The State House is converted into a sort of barracks, stoves being in the cellar to cook army rations of beef, etc., for the troops. At the Adjutant General's office they have information which is said to fully justify the calling out of the militia. Governor Davis is strongly urged to at once disperse the Union Hall legislature and the fusion government. Sunday night the troops will all be under arms. The republican authorities assert if there is civil war the responsibility rests upon the fusionists.

Augusta, Me., 24.—The Senate met and immediately adjourned till Monday afternoon. In the House the committee on judiciary was ordered to inquire what action if any was necessary, to prevent persons from falsely pretending to assume the functions and duties of any of the State offices. An act in relation to the State seal, public records and documents, and to certain public officers and their duties, came up on its passage, to be engrossed.

The following preamble and resolutions were adopted:

Whereas, Information is received that certain persons have been engaged in enrolling and enlisting men in a manner and for a purpose unauthorized by the laws of the State; and

Whereas, Such enlistment and organizations tend to the disturbance of the public peace, and to disorder and revolution; therefore,

Resolved, That a joint committee of seven on the part of the House, with such of the Senate may be for the purpose of investigating the truth of such reports, and to ascertain what action, if any, should be taken, and make report of their doings to the House, said committee to have power to send for persons and papers.

William M. Leeds, late chief clerk in the Indian office, was before the Senate select committee to examine into the circumstances connected with the removal of the northern Cheyennes from the Sioux reservation to the Indian Territory. He said the complaint of these Indians that they were being starved at the agency was true. The Indian office was informed by their agent of a lack of food and Commissioner Hayt failed to furnish the agent with the supplies which the treaty called for. Leeds said Commissioner Hayt's statement, in his annual report for 1878, referring to the food supplies for these Indians, is deceptive in several particulars, including the following: That it states the quantities were shipped and delivered to the agent as the amounts which were issued to the Indians and makes no allowance for loss and shrinkage, and omits the alleged fact for weeks immediately preceding the outbreak, the starvation ration upon which they had previously existed was further decreased by the non-delivery of 14 pounds per diem of flour to which they were each entitled.

The conference with the Piute Indians from Nevada has been satisfactorily ended. The Secretary of the Interior to-day signed the following, with which Winnemucca and his associates express themselves as highly pleased:

Piutes heretofore entitled to live on the Malheur reservation, who will make that reservation their permanent home, are to have lands allotted to them in severalty at the rate of 160 acres to each head of family and each adult male. Such lands they are to cultivate for their own benefit. Allotments will be made under instructions from their agent. As soon as enabled by law to do so, the Department is to give the Indians payment, for such tract of land, conveying to such occupant fee simple in the lot occupied. Those Piutes who in consequence of the Bannack war went to the Yakama reservation and who now may desire to rejoin their relatives, are at liberty to do so without expense to the government or transportation. Those who desire to stay upon the Yakama reservation and become permanently settled, will not be disturbed. None of the Piutes now living among white people and earning wages by their own work will be compelled to go to the Malheur reservation.

President Hayes has appointed as special assay commissioners to test and examine the fineness and weight of coins struck at the several mints during 1879, J. E. Hillgard United States coast survey; E. B. Andrews, Lancaster, Ohio; A. Wheeler, St. Paul, Minn.; R. W. Raymond, New York; R. B. Harrison, United States Assay Office, Helena, M. T.; Chas. Buckley, Montgomery, Ala.; Edward Daniels, Virginia; Chas. Avery, Clinton, N. Y., and Thomas Donaldson, Phila.

NEW YORK, 24.

Early this morning an elevated train was wrecked and seven persons injured, some seriously.

The engine of the train was thrown from the track by a misplaced switch and fell into the street, a distance of 25 feet. The four passenger coaches of the train remained on the track. The following employees were on the engine and fell with it: Edward Williams, right leg fractured and head seriously injured; John Constantine, head and face badly scalded; C. Fakenburg, John C. Schoon and Wm. Kimball were slightly injured.

The engine was rattling on at the rate of 30 miles an hour, or more, dragging its single car with 15 or more human beings, all employees of the road, struck the switch with a jerk that threw every one off his feet, ran over on the middle and off of it on to the guard rail, crashing into a car standing there as it passed, reached the west or down track and at the curve jumped off, breaking the rail, guard rail and ties for a distance of 20 yards.

It is rumored that the consolidation of the Union Pacific, Kansas Pacific and Denver Pacific Railroads, was accomplished this afternoon. The new company will be known as the Union Pacific Railway Company. The following were elected officers: Sidney Dillon, President; Elisha Atkins, Vice-President; Henry McFarland, Secretary and Treasurer. F. Ames, Boston; Carlos S. Greely, St. Louis; Ezra Baker, Boston; J. G. Dexter, Boston; G. M. Dodge, Iowa; Russell, Sage, Jay Gould, Solon Humphreys, David Davis, New York; W. L. Scott, Erie; S. H. Clark, Omaha; T. T. Eckert, New York; John Sharp, Salt Lake, with the president and secretary are directors.

The plan of consolidation is an exchange of stock of the three roads for that of the new company dollar for dollar, per value. The different bonds remain as now. The liens upon the several divisions are as originally placed.

Augusta, 24.—The fusionists in Union Hall are thin, as many have gone home. Deckey offered the following order which was passed: That a committee of one from each county be appointed by the House with such of the Senate as may join, to prepare a memorial to congress and an address to the people of this State, setting forth the facts relative to the organization of the House and Senate on the first Wednesday in January, and all the facts relating to choice of governor, also members of the council and State officers, and all the facts connected with the legislature which may be deemed of importance by the committee.

Ingalls, of Wiscasset, said that in submitting to the Court we should understand that every man of the organization shall remain here until the decision of the Court is received.

The House then voted to send the questions to the Justices of the

court. The Senate voted to concur with the House.

A communication was received from the National Greenback Committee of New Hampshire, advising the fusionists to stand firm to the bitter end, if need be, to fight for their rights.

Both branches adjourned until Monday next.

Sentinels were to-night placed outside of the State House and the corridors are all guarded.

Col. White, of Bangor, was telegraphed to-night to guard the State arsenal in that city.

The presence of military at the State House somewhat excites the populace, who murmur at military rule, and the indications of a movement to intimidate.

The republicans claim that it was the presence of troops that brought the fusionists to their senses, and induced them to refer the case to the Supreme Court. About half the force is on duty at once. The whole force could be brought into line in a moment.

The State House authorities say they are now sure this was to have been the night for the fusion movement on the State House. They say they have intercepted fusionist dispatches, showing that the fusionist Governor was preparing to muster his forces. The plan was to move upon Augusta from all points.

Boston, 24.—A special from Biddeford says: Ferguson Haines, city treasurer, sent \$22,000, the amount of the Biddeford State tax, to White, the fusion State treasurer.

St. Louis, 24.—A special from Springfield says: Slegler Williams, a young man from Texas, visiting his uncle at Cave Spring, near Springfield, on Thursday last, in a playful mood, pulled a chair from under his cousin, Gemima Williams, letting her down on the floor, and then ran out in the yard. The young lady became very angry, seized a rifle in the room, followed Williams and shot him in the forehead, killing him instantly.

BOSTON, 26.—The *Herald's* Augusta special says: Fusionist Governor Smith last night issued the following proclamation to the people of the State:

To the citizens of Maine: My attention having been called to the repeated reassembling of armed bodies of men and military companies at the Capitol of the State, causing unnecessary excitement and disturbing the public peace I deem it due my fellowcitizens to advise them of the fact that this display of force is without any just cause, and serves to keep up excitement and direct attention from the revolutionary proceedings by which the party undertook to organize a State government. I have already publicly declared and now repeat, that the political party and friends with whom I act have at no time contemplated a resort to force. No force has been organized. None has been called for, nor have we had any here at any time. We rely upon the constitution and laws of the State and the honest judgment of the people for a vindication of our cause. The police force authorized by Governor Garcelon was placed under the charge of the superintendent of public buildings for the protection of the public property and legislature against any resistance which had been threatened in the excited public assemblies, was discharged almost immediately after the legislature had assembled and organized. Since that time all the forces, police and military, have been under the control of the republican organization without the presence of any force to oppose them, and without any just grounds for imposing upon the credulity of the people. The lawful government of the State has been excluded from the State House through military usurpation. The State House is at the present time filled with armed men, a Gatling gun covers the entrance, and the State is subjected to the expense of a thousand dollars daily for the purpose of maintaining this military show.

It is proper that our people should consider these matters and whether or not they are willing to countenance and support such high-handed outrages upon their liberties. Are they willing to yield their rights as freemen and become slaves to the forces which are thus burdening them with taxation and undermining and destroying their free institutions?

I have no fear but that the honest and intelligent sentiment of our citizens will not countenance this military usurpation, and will sustain the legal government in its

efforts to restore peace and order and promote the welfare of the State.

(Signed) JOSEPH L. SMITH, Governor.

Referring to the reports of a contemplated fusion attack upon the State House, it can be stated that a list of a company for this purpose enlisted in Augusta and containing 160 names has been obtained. The members of Smith's staff had enlisted men in Biddeford and at last Lewiston. Documents and other evidence sustaining these statements will be brought before the legislative committee on the subject. The aggregate men raised for this purpose is about 2,400, the first orders that were issued by the fusion governor were to call out three companies of militia. The reports of fusion movements were duly authenticated by A. P. Gould of Thomaston, who had been the legal adviser of Gov. Garcelon and had advised Smith to stand by his position, as the following letter by Gould to Smith on the promulgation of the decision of the court will show:

THOMASTON, MAINE,

Jan. 19, 1880.

Dear Governor.—I am too sick to go to you. The opinion is not worthy of respect. It is so partisan that all our people will denounce it. We might just as well have no Constitution if this opinion is sound. I advise you to pay no attention to it. It is not worthy of it. Let your action stand. The whole matter is now before the Legislature. This opinion will be then properly examined and answered. Protect all who hold your summons in their right to seats in chambers of House and Senate.

Yours truly,

A. P. GOULD.

All the evidence adduced authorizes the precautionary measures that have been taken.

Religious services were held at the State House yesterday afternoon.

Bangor, 26.—Henry Ingalls, fusionist representative, arrived from Augusta on Saturday evening with the fusion statement and questions which he laid before Chief Justice Appleton, on Sunday evening. The Chief Justice will probably confer with the court individually by telegraph as to entertaining the questions or else assemble a full court here to determine whether the document should be considered and answered. As the merits of the case were so directly involved in the two recent decisions, it is believed the present application will be very promptly disposed of.

On Saturday, Lieut. Lord, commanding the Jameson Guards, received a telegraphic order from A. G. Frank E. Nye, on Chamberlain's staff to obtain 70 guns and equipments from the State Arsenal. The fusion arsenal keeper refused to obey the order and declared he would recognize no authority but Joseph L. Smith as Governor, or his subordinates. This report was telegraphed to Augusta, and at 9 30 Col. White, commanding the First Regiment, received an order direct from Gov. Davis, to take immediate possession of the arsenal and all the property therein. A guard was at once put on, and Saturday morning, Col. White had the doors opened and new locks adjusted. Lieut. Lord and a guard of 13 men of the Jameson Guards are quartered in possession of the premises.

AUGUSTA, Me., 27.—The House met at 11. The Senate is not in session. The speaker presented an order, providing for a joint special committee to investigate in regard to taking the seat and records. The House transacted but little business and adjourned till 4 p.m.

The fusion Senate met with seven members this morning and took a recess until 4.

The republican programme, as outlined this morning, is after hearing what the Supreme Court has to say regarding the fusionist statement to have the Governor issue a proclamation commanding the dispersion of the fusionist government, and if any one persists in exercising administrative or legislative functions to arrest him immediately. Probably the Governor will give the fusionists not over 24 hours' warning. The fusionists appear to have entirely lost heart, and now only talk of an appeal to the people at the polls next autumn. It is expected that Wednesday will see the last of the dual government in Maine. It is reported that the fusionists employed the great seal to authenticate their document sent to the court at Bangor.