

Behind Closed Doors.

(Special to the "News.") North Platte, Neb. / Feb. 27 .- The celebrated Cody divorce case, in which Buffalo Bill, who seeks the separation. has made damaging and criminal charges against his wife, was resumed today behind closed doors, your representative and the attorneys only being present. Sentiment in this section is all

James Neal, Alias Roy Ballew. barrels on the wharf and extending the flames in every direction. Ten ships were lying at the docks when the fire started and all except two escaped without damage. The Indian of the Leland line, had her rails, cabin house, wasts, etc., wiped clean off and the Cy-cle was burned about the bow and sides. All the tugs in the harbor that had steam up hurried to the scene when the fire started and by her forces succeeded in pulling the steamer into the river out of reach of the flames. barrels on the wharf and extending the Says He Killed Cynthia Johnson. Denver, Feb. 27.-James Neal, 18 years of age, who has been living in Denver under the name of Roy Ballew, has given himself up to the police and confessed that he murdered Cynthia Johnson, a widow, who lived on a farm near Kennison, I. T. Neal says he killed the woman because she had drawn a gun on him, and said she was going to kill him. He says the crime the river out of reach of the flames. was committed on June 28, 1903. C. M. Dunn, directed the force Neal says he was driven to confess the crime through remorse. The local authorities have telegraphed to Vinita, of the railroad company for several hours and when the fire was under control went to the office of the com-I. T. to have Neal's statement verified pany, where he spent the night in wire communication with officials east and west, in settling the lines for clearing

committee has determined to report favorably on: Bond Issues, What For. Pr School of mines at Proposed. On. Hailey\$ 50,000 Industrial school, improvement 20,600 Pocatello academy 78,000 University improvement 56,000 Lewiston Normal school improvement Albion Normal school, 40,000 30,000 40,000 30,000 improvement 12,000 12.000 Intermonntain road commission..... Miscellaneous Bonds-50,000 50,000 Lewiston Normal, Ha brary Albion Normal, library, 2,500 Iniversity of Idaho 7,500 7,500 Lewiston supreme court 3,500 3,500 library Soldiers' home, improve-14,000 14,000 ment Penitentiary, improve-50,000 50,000 Land department, for surveys chool of Mines, at 50,000 50,000 40.000 Hailey or Moscow ... Total\$480,600 \$342,000

lose his leg. Decided 20,600 \$ 20,000 45,00

were being switched, humped into the car knocking him down and running over his leg. He is at St. Mark's hos-pital and the chances are that he will lose big leg. rule imposing silence. VOTING BEGINS. BALLOT WAS NOT SECRET. The voting on the impeachment case The voting on the impearment case of Judge Swayne began at 10:10 today on the first article, which charged Swayne with certifying a false claim for expenses. The vote was: Guilty, 33: not guilty, 49. The detailed vote on the first article follows.

How the Vote Was Manipulated in Morgan--Peculiar Methods.

(Special to the "News.") Ogden, Feb. 27 .- In the election confollows: test case, Judge Howell, the contestee,

Gullty-Bacon, Balley, Bard, Bate, Berry, Blackburn, Carmack, (Mont.); Clay, Cockrell, Culberso -Clark.

was genuine when he was first put upon the stand to identify the forged orders. The one new forgery discovered is or-der No. 121, in favor of the Allen Trans-fer company, dated March 4, 1904, for No.85. Saturday Gov. Wells and Mr. Rumel were together examining the complete list of orders and both agreed user this one as hear forced. pon this one as being forged. in favor of Mrs. Cody. WHITAKER WANTED TO OBJECT.

that this voucher

among those already made

good by the Cannon association

and is the gne which Gov. Wells stated was genuine when he was first put upon

thoritatively

One incident occurred which promised for a moment to lead to something sen tor a moment to lead to something sen-settonal, and this was averted by the refusal of the committee to allow Di-rector General Whitaker to address it of a question of personal privilege. The Streetor-general held in his hand a copy of the Tribune containing an interview with Representative Miller.

It is understood that the director-gen-A is understood that the director gen-ral wished to ask Representative Mill-er if he was correctly quoted, and in the vient of securing an affirma Nye answer. If asking that he be removed from the committee on the ground of being committee on the ground of bein blased. Mr. Whitaker refused to mak any statement of his position for publi-tation, although his attitude was cleary that an injustice was being done him having investigators look into his fairs who had already passed judgment upon them.

FORGERIES NOT TRACINGS.

Orson P. Rume! when placed upon the stand was asked if there was any way in which he wished to modify his Yes.'

he replied, "I would like to amend it in several particulars." He was shown order 134, and asked if he had observed anything particurly in regard to it, not mentioned in the last testimony.

"When I looked at the order under a miscroscope of high power," he ex-plained, "it appeared not to be a trac-lus. In fact none of these forged or-ders appear to be traced. There are important divided to be traced. mportant discrepancies in the formaof letters. They start with the letters "er" letters "er" in Heber. Mr. Rumel then explained the nature of the descrepanese wherever they occurred. He was asked:

"Are you able to state who forged the name of Gov. Wells?" "I have compared the signature with the handwriting of John Q. Cannon, and would would

would say that John Q. Cannon wrote the forged name, -

WENT FOR LIGHT BILL.

"Have you examined order 121?" "Yes. It is forged." "Have you looked at order 111?" "This order is genuine. On looking it up I find that it is charged to the ac-count of storage and freight, but in re-ality it went to the Utah Light & Rall-way company to pay a bill against Em-ity H. Cannon. There is no voucher for H."

The check upon which this order was paid was issued Feb. 6, 1904, by Hoyt Sherman, treasurer of the commission, for M4.75. "Did you ascertain anything about order 124?"

" I did not."

This concluded the examination of the witness. Attorney H. A. Smith he witness. Attorney H. A. Smith hen announced that the committee ould not well proceed with the investicould not well proceed with the investi-sation because the auditor was still hard at work on the books and could not get ready to report for several days. He also stated that in the meantime a sub-committee would go to St. Louis and look over every item connected with the commission's business there and moved an adjournment until a week from today. In putting this mo-tion the chairman was intercuted by Director General Whitaker, who asked as a matter of personal privilege that the be allowed to make a statement to the investigating committee. After a brief discussion the request was refus-ed. The motion was then put, amend-ed to make the next meeting upon the return of the committee, instead of next Monday. It carried in this form, after Joseph, Stookey and Miller had

after Joseph, Stockey and Miller had been named to make the St. Louis trip.

A STAR CHAMBER SESSION.

Preceding the open session a star of closing the doors to visitors, the all hands yelling.

The startling statement is made by the attorneys and close friends of Mrs. Cody that she still loves the colonel and would gladly take him back today if he would but say the word. She would forgive all charges he has made against her, except the poisoning charge and all he would have to do is deny that publicly and she would welcome him back and try and make his last days happy.

The defense knocked several large holes in Cody's case today when the depositions of a dozen former witnesses John Murray, M. J. Cohn, Mrs. John Carroll, and others who lived in Cottonwood canyon, near Old Ft. McPherson, Neb., in 1871, at which time witson, Neb., in 1871, at which time wit-ness Blake says a house of ill fame was located in the canyon and that Cody was there at that time, corrob-orated Blake in every detail. Mrs. Beach Hinman, Mrs. Wash Hin-man, Mrs. J. H. Hershey, all wives of wealthy and prominent citizens of

wealthy and prominent citizens of North Platte, swore that Mrs. Cody never used profane or vulgar language; that she never drank intoxicants and that she was ever mild and gentle with he scout and his friends. Mrs. Miner Hinman said she was at the

the T. E. ranch of Cody in the Big Horn basin in 1901 and there was a cartridge belt with the name "Bessie Isabelle" thereon. Mrs. 'Himman and P. H. Spleisinger were at the depot when Cody came home on Christmas, 1901. He greeted his wife affectionate-1901. ly and she reciprocated. When the colonel took his leave that night, which was the last time he visited North Platte, he kissed his wife and affection-ately bade her good bye, and gave no signs that it was his last leave taking

ram his companion of 40 years. Mrs. Cody will give her deposition and some sensations are looked for.

UTAHNS AT WEST POINT.

Standing of Three Cadets From the State --- Coulter's Good Showing.

(Special to the "News.")

New York, Feb. 27 .- At the latest West Point examinations Utah students secured standings as follows: First class, Dunford 102, in a total of 115; second class, no Utah representative; third class, Sanschi, 53 in a total of 139; fourth class, Coulter, 24 in a total

OFF FOR WASHINGTON.

Eight High School Students Left Today for the Capitol.

The eight high school students appointed by Gov. Cutler to represent Utah in the inaugural ceremonies at Washington, left this afternoon for Washington, A representative from the Ogden High school joined them at Ogden. A large number of students from the East and West Side High Schools accompanied by boys to the depot and gave them a rousing fare-

ed this afternoon and were given a rousing send-off by their schoolmates

of 150 members.

The boys left on the Overland limit-

who chartered special cars and went rioting down to the Short Line depot with colors flying, bugles blowing and

CONSPIRACY UNCOVERED.

Important Developments.

and sheds could be restored within a year and that they would be made more extensive and substantial than those destroyed. Mr. Dunn said in his opinion the first opinion the fire originated from spon-

Throughout the night and today many messages passed between the local of-fices and the head offices of the com-pany in New York and Chicago and arrangements were set on foot to take care of the traffic now en route here and to provide for handling the export and import trade of the company until the docks are rebuilt. The Texas & Pacific has an immense elevator at Westwego and there also is an elevator the westwego and there also is an elevator at Chaimette, the property of the 'Fris-co. General Manager Preston of the latter road tendered the use of the Shaimette property to the lilinois Cen-

tral and it is probable that the traffic will be handled to that point. In addition to the railroad property the fire destroyed the Crescent Ice com pany plant, many small stores and a large number of small residences, and many pathetic scenes were witnessed as the poor occupants of them struggled to save their small belongings at the

the wreckage away. He said that it was prabable that the piers, elevators

neous combustion

risk of their lives. The fire will temporarily throw out of employment a large number of em-ployes, but this loss will be compensated by the very much larger number which will be employed in the course of a few days in clearing out the debris and reconstructing the terminals at the highest attainable speed.

NORTH SEA INCIDENT.

British Press Welcomes Report Of the Commission.

London, Feb. 27 .- The British press welcomes the report of the internationcommission of inquiry into the North sea affair with almost ified satisfaction. Some of the papers

think the decision does not go far enough in the direction of condemnation of Vice-Admiral Rojestvensky and tion of vice-Admiral Rojestvensky and the commander the the transport Kamtchatka, but at the same time they hold that it is now possible for Russia to make ample amends. The Russia to make ample ample amends. The Daily Telegraph's editorial says: "It remains for the czar to act upon the commission's finding. It is difficult to believe that he will dismiss with indifference the conduct of an admiral who so nearly involved his monarch end country in an unnecessary war."

and country in an unnecessary war." The Standard thinks the report leaves the question of the rights of the neu-tral shipping under a cloud of perilous uncertainty, and suggests that the whole subject should be carefully ex-amined when The Hague conference

reassembles after the war.

New Companies Incrporated.

New York, Feb. 27 .- Papers filed for New York, Feo. 7.-Fapers filed for new companies in eastern states during February with a capital of \$1.000,000 or over, represent a total of \$98,600,000. This is a decrease as compared with January of over \$17,600,000, due to several incorporations in January with much larger capitalizations than those in February. Notwithstanding the de-In February. Notwithstanding the de-crease in February, the total was much larger than for any month in 1904 down to May, when the incorporations were \$132,000,000.

were \$132,000,000. Maine, as for some months past, heads the list of new incorporations. with a total of \$42,000,000. New Jersey comes next with \$27,000,000 and New York with \$24,600,000,

CONFESSED TO MURDER.

Arrest of a Driver May Lead to

New York, Feb. 27.—With the arrest of a driver employed by a carter doing much work for the board of education the police believe they have uncovered a conspiracy in which a dozen or more men are implicated whereby the de-partment of supplies of the school board has for the last three or four

board has for the last three or four years been mulcted of goods valued at \$10,000 or more. Complaint was recent-ly made in a public report by an official of the board that thousands of dollars' worth of school supplies were being stolen and detectives were at once put on the case. They found a store put he case. They found a store on lower East Side where the stolen articles were on sale, and several other

Articles were on sale, and several other stores are on suspicion. According to the police the driver in the course of one of his trips would stop and leave his truck unguarded, while men known to him would take from the wagon articles left in bun-dias. These were dismosted of lates to were disposed of later to small dealers.



Prisoners Before Judge Armstrong in The Criminal Court.

Five prisoners were before Judge Armstrong in the criminal court today for arraignment and for the purpose of entering their pleas to the charges against them. John L. O'Brien, who was arraigned last week on the charge of criminal assault alleged to have been

committed upon Hattle Sharkey, a 9-year-old girl, entered a plea of not guilty to the charge. Oscar Christie was arraigned upon the charge of burglary and was allow-ed until March 4 to enter his plea. Christle is charged with burglarizing the Utah Steam Dye works at 65 east Third South street on the night of Jan.

Two Bingham prisoners, both charged with assault with a deadly weapon with intent to do bodily harm, were arraign-ed and pleaded not guilty. George N. Aldrich is one of the men and he is charged with assaulting Thomas Tibbles with a rock on Aug. 21, 1904. The other man is Jacob Kaars and it is charged in the information that he made an assault upon W. W. Clays with a knife on Dec. 10, 1904. Charles Kromer was arraigned upon

two charges of burglary and was given until March 4 to plead to each. It is charged in the informations that on in. 3 and 5 he burglarized the barn the Salt Lake Transfer company, at east Fifth South street. and stole 13 sacks of cats valued at \$19.50

DUBOIS INTRODUCES ANTI-POLYGAMY AMENDMENT.

Washington, Feb. 27.—Senator Dubois introduced in the senate today a joint resolution provid-ing for a constitutional amend-ment prohibiting polygamy and polygamous conspitation. Washington, Feb. 27 .- Senator polygamous cohabitation.

SCHOOL OF MINES.

in deciding on an appropriation for a school of mines, has left it an open question whether this appropriation is to be for the benefit of the mining in connection with the state school school in connection with the state university, or with the proposed school of mines at Halley. The fight between these two plans it is expected will be a very bitter one. The Halley people have a large and active lobby here, while the Moscow people are represented by only a few persons. The univer-sity advocates have the advantage of the support of the north Idaho mempers, and that of the Coeur d'Alene mining regions, which produces about nine enths of the mineral wealth of the

state. The appropriation of \$30,000 for the and department to make sur-veys is so that immediate ad-vantage may be taken of the op-portunity for selecting all the remain-ing state lands provided by grant from the general government. This and done from the 6,000,000 acres of present forest reserves which Senator Heyburn has just secured an order throwing open. It is known that in the throwing open. It is known that in the Bitter Root reserve are thousands o acres of valuable timber, farming and grazing lands, the taking of which by the state would not interfere with the conservation of water supply-such conservation being the principle excuse for the creation of forest reserves.

TO CHANGE COLLEGE.

There is a feeling among the mem-bers of the Legislature from the north-ern part of the state, that a plan has been at least partially formed to change the location of the agricultural college from Moscow to either Pocatello or Idaho Falls. It is even claimed by northern members that a bill has been drafted and is in preparation for indrafted and is in preparation for in-troduction moving the agricultural col-lege to the latter place. The Latah county members rather seem to be be-tween the devil and the deep sea. Hal-ey wants the school of mines, and eith-er Idaho Falls or Pocatello wants the members of the best primes agricultural college. At the beginning of the session, the members from Latah county proposed to have bond issues providing for the erection of an ag-ricultural college building, to cost about \$50,000, a mining college to cost together with equipment, \$50,000, and other imwith equipment, \$50,000, and other im-provements bringing the total bonding issues up to \$115,000. They were first forced to relinquish the proposal to secure bonds for the agricultural college, and are now in the position where if the school of mines is located at Hailey, there will be no appropriation for betterment of the plant at Moscow. It is apparently evident that no effort to move the agricultural college at this session will be made, but there is a strong feeling among the northern members that an attempt on this line has only been deferred. It is contend, ed by the members from the south and south central portions of the state that the agricultural college, in so far as it is conducted at Moscow in connection with the university, is a farce, that there are often years when there is not

placed several witnesses on the stand. who testified with relation to the votes which had been challenged in Morgan county, most of the votes having been

challenged by one side or the other in four out of the five precincts in the county, on the ground that the names of the justice of the peace and the con-stable had been written in these bal-lots, after they had been prepared and delivered to the voters. 1.500

delivered to the voters. Fred White, one of the Judges of lection in precinct No. 3 was the first diness. He testified that he wrote witness. the names of Frid White for justice of the peace, the witness being that indi-vidual himself, and the name of Joseph Florence as constable, the latter being a brother of one of the other judges of election, Sam Florence. The witness' testimony was that he wrote the names in 62 ballots, and he identified

these and also other ballots in which Orson Porter had written the names, amounting in all to 94 ballots. Porter wrote the names at the suggestion of White and the other judges. Porter was challenger for the Republican party. It is noticeable that the committee party

Porter was called to the stand Mr. Porter was called to the stand and testified that he was the challenger for the Republicans at precinct No. 3, in Morgan, at the last election, and that he wrote the names of Fred White and Joseph Florence in 84 ballots. The writing in of names was done by him-self and Mr. White at various intervals while waiting for voters to come in. They therefore tore off the ballots from the tab before the voters asked for bal the tab before the voters asked fo lots, and wrote the names upon them. This the contestant claims was illegal. and the ballots contained the marks of identification, and were therefore not secret. Mr. Porter also testified to another illegal act, in that the judy folded the ballots before they judges unwere anded to the voters.

These ballots had previously been challenged, and as a similar procedure had been instituted by other judges in Morgan county, the court decided to withhold his decision until the testimony of witnesses in other had been introduced and the matter argued

Should the court sustain the objection of contestant to the counting of these ballots for Judge Howell, it will

mean the election of Judge Howell, it will mean the election of Judge Rolapp by a considerable majority. Deputy Sheriff Sebring, who has cus-tody of all ballots in the district, un-der appointment by the court, and Messrs. Belnap and McCormick, who Messrs. Belnap and McCormick, who were chosen by the respective parties to the suit, as assistant custodians, went to Davis county and brought the ballots from there on Saturday eve-ning. Mr. Sebring states that the bal-lots in that county are the best pre-served of any in the district, having been scaled and safely guarded by Clerk Stahley and his deputy, who alone have access to the returns.

JAPANESE SHELLING MUKDEN

WITH 11-INCH MORTARS

Newchwang, Feb. 27, (via Tien Tsin, 6 p. m.)—According to a person who has just returned here from the front the Japanese are shelling Mukden with 11inch mortars. The bombardment which was recently commenced is further re-ported to have caused great damage far behind the Russian lines.

Advices from Chinese sources say that a general engagement is in prog-ress all along the line. The heaviest fighting is reported to be occurring on the Japanese right and Gen. Kuroki is said to be sweeping far north and threatening to crumple the Russians

threatening to crumple the Russians back on the railroads. A special force is reported to be mov-ing from the south and east with the intention of cutting off the Russian's communication by railroad from Vladi-vostok.

n. Dan-(cl. Foster, (La.), Gorman, Kittredge, Latimer, McCreary, McCumber, Me-Enery, McLaurin, Mallory, Martin, Money, Morgan, Nelson, Newlands,

Money, Morgan, Nelson, Newlands, Overman, Patterson, Pettus, Simmons, Stone, Tallaferro, Teller--33. Not Guilty--Alger, Allee, Allison, Ankeny, Ball, Beveridge, Burnham, Hurrows, Clapp, Clark, (Wyo.); Crane, Cullom, Depew Dick, Dietrich, Dilling-ham, Dolliver, Dryden, Dubols, Elkins, Fairbanks, Foraker, Foster, (Wash.); Evene, Futton, Gallinger, Gamble, Gib-Frye, Fulton, Gallinger, Gamble, Gib-son, Hale, Hansbrough, Heyburn, Hopkins, Kean, Kearns, Lodge, Long, Me-Comas, Millard, Penrose, Perkins, Platt, (Conn.);) Platt, (N. Y.); Proctor, Quarles, Scott, Smoot, Spooner, Stew-art, Warren-49. The vote on the second and third ar-

ticels being on similar charges, resulted in each case 32 guilty, 50 not guilty. Clark of Montana voted not guilty on the second and third article and this was the only change from the first. The fourth article related to Swayne's

use of the private car on the Jackson-ville, Tampa and Keywest Railroad company. The vote resulted: Guilty,

13, not guilty, 69. The senators who voted guilty on the The senators who voted guilty on the fourth article were: Balley. Berry, Blackburn, Carmack, Cockrell, Culber-son, Daniel, McLaurin, Martin, Money, Morgan, Newlands, Pettus. The fifth charge was similar to the fourth, and the vote was the same as the vote on the fourth.

the vote on the fourth. The sixth article charged Judge Swayne with non-residence in the district. The vote was: Guilty, 31; not guilty, 51. The vote was the same as on the second and third articles, except the votes of Dubois and Gibson, which were for conviction for the first time, and Clark (Mont.), who voted for the conviction and the vote of Kittredge, which was for acquittal.

The seventh article was similar to the sixth, and the vote was 19 guilty, 63 not guilty

The eighth article related to the con tempt case of E. T. Davis, Guilty, 31; not guilty, 51.

On the ninth article the vote wast Gullty, 31; not gullty, 51. Artfcle 10 related to the contempt

case of Simeon Belden and vote was: Guilty, 21; not guilty, 51. Article 11 was similar to article 10 and the vote was the same,

The twelfth and last article was the contempt case of O'Neal, and the vote was: Guilty, 35; not guilty, 47. This acquitted Judge Swayne of all

A LITTLE RACE WAR.

Two White Men Killed and One Negro Wounded.

Yazoo City, Mass., Feb. 27 .- A diffi-

culty occurring late yesterday after-noon between Ed. Stevens, a prominent

planter living near this city, and four negroes, led to the killing of Stevens and his brother, W. H. Stevens, and the

wounding of a negro named Wilder, one of the slayers of the Stevens broth-ers. The negroes escaped.

A sheriff and posse are now scouring the country for the quartette of blacks and a lynching is believed to be inevit-

able if the negroes are caught. De-tails regarding the killing of the Ste-vens brothers, which occurred on a

plantation two miles from this city, are meagre. Ed. Stevens, it is said, had gone to the cabin of Wilder, near the

former's home, became engaged in a quarrel with him, Wilder's wife and two other negroes. W. H. Stevens run-

two other negroes. W. H. Stevens run-ning up tried to quiet the disturbance

Later the guarrel was renewed and he

charges.