### THE DESERET EVENING NEWS. TRUTH AND LIBERTY

#### FIFTY-SECOND YEAR

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# ASSASSIN CZOLCOSZ **UTTERLY COLLAPSES**

President's Murderer Breaks Down on Reaching Auburn-Had to be Dragged -Cried and Yelled.

Auburn, N. Y., Sept. 27--Czolgosz, | Dr. John Gherin, examined the man President McKinley's murderer, in the custody of Sheriff Caldwell, of Erie ounty, and twenty-one deputies, arrived in Auburn at 3:15 a m. The prison is only about fifty yards from the depot. Awaiting the arrival of the train there was a crowd of about 200 people. Either for fear of the crowd, which was not very demonstrative, or from sight of the prison, Czolgosz's legs gave out and two deputy sheriffs were compelied to practically carry the man to the prison. Inside the gates his ndition became worse and he was Kinley.' dragged up the stairs and into the main hall. He was placed in a sitting posture on the bench while the handcuffs were removed, but he fell over and moaned and groaned, evincing the most abject As soon as the handcuffs were locked the man was cragged into the incipal keeper's office. As in the case all prisoners the officers immediately occeeded to strip him and put on a hew suit of clothes. During this opera-ion Czolgosz cried and yelled, making prison corridors echo with evidence f his terror. The prison physician, a bad name.

and ordered his removal to the cell in the condemned row, which he will oc-cupy until he is taken to the electric chair. The doctor declared that the man was suffering from fright and terror, but said that he was shamming to some extent.

The collapse of the murderer was a surprise to everyone. En route from Buffalo he showed no indication of Buffalo he showed no indication of breaking down. He ate heartily of sandwiches and smoked cigars when not eating. He talked some and ex-pressed regret for his crime. He said: "I am especially sorry for Mrs. Mc-Kinley."

He'reiterated his former statement that he had had no accomplices and de-clared that he had never heard of the man under arrest in St. Louis, who claimed to have tied the handkerchief over his hand, concealing the pistol with which the Breathent was that with which the President was shof, He says the handkerchief was not tied. He went behind the Temple of Music, arranged the handkerchief so as to hide the weapon, and then took his place in the crowd. To Jailer Mitchell he sent

this message to his father: "Tell him I am sorry I left him such



Carnival is a Big Financial Success-Director General Stoll and Exalted Ruler Freed Elated-George Jabour Says Salt Lake is the Champion Show City.

SOME CARNIVAL COMPARISONS.

'The daily attendance at the Salt Lake Elks' carnival has surpassed every other carnival held by that fraternal organization in the United States to date. Here are the figures of the heaviest one day receipts by the Jabour Amusement company, which pitches its tents and shows at the Elks' carnivals throughout the country: SALT LAKE CITY ...... \$3,400 

road. From here I go to Dallas, Texas, to attend the carnival there. Salt Lake to attend the carnival there. Sait Lake City is one of the best show towns I have struck, and when it comes to the ladies"--here words failed him. Continuing Mr. Jabour stated that he had 130 people in his show and that the daily expenses were nearly \$800, out of which sum he paid the Austin sisters \$500 a week. He said he thought Amer-ica was the finest country on the globe ica was the finest country on the globe and he proposed to stay here and end his days. "I came from Syria at the time of the World's Fair in 1893 at Chicago, where I had a show. I have traveled all even the world and I know

Jabour should say so while in Salt Lake and the reporter smiled. "I mean it." he said, "my best day here so far has been \$3,400. Previous

to this Tacoma was the best place, but

to this Tacoma was the best place, but the heaviest day there only brought in \$3,000; Louisville, Ky., came next with \$2,400; Brooklyn, N. Y., \$2,200; Portland, Ore., \$1,700, and Chicago, \$450, but I never like to talk about Chicago, be-cause I lost \$8,000 there. Yes, sir, the Eiks are all right and I am going to invertible there does not year.

stay with them and next year put on a show which will be the biggest on the

traveled all over the world and I know what I am talking about when I say that the Americans beat the world in intelligence and everything else."

EDWARD RECEIVES MR. CHOATE His Majesty Thanked for His Deep

Sympathy with Mrs. McKin le. Londons Sept. 27 .- Kink Edward re-

ceived the United States ambassador, Mr. Choate in audience at Marlborough house today, and personally re-newed to him his expressions of deep sympathy and condolence with Mrs. McKinley and the American people, already expressed in his telegrams at the time of President McKinley's assassination.

Mr. Choate left with the king a letter as follows: "I desire to express in person my sin-

cere appreciation of your majesty's constant sympathy with Mrs. McKinley and the American people i their dis-tress and bereavement and of profound thanks of my countrymen for this un-falling interest."

Te audience was strictly private. No one else was present in the India room, where it was held. A representative of the Associated Press learns that the king was most cordial in his remarks, expressing warm regard for America and Ameri-

cans. His majesty received the news of the attack on President McKinley at the second station from Kiel, and was deeply affected, members of the king's entourage say, and personally wrote a message to Mrs. McKinley.

LIPTON IS VERY HOPEFUL.

He Cables Friends that Shamrock II Has a Good Chance of Winning.

#### London Papers Look to See Columbia Win-Boats Lying Quietly at Their Moorings.

London, Sept. 27 .- Sir Thomas Lipton as cabled to his friends her am very McNitt explained in his letter to the hopeful." but the feeling is not resecretary, did not include outstanding. flected by public opinion, which foresees defeat for Shamrock II in har races with Columbia for the America's cup. The afternoon newspapers derive scant comfort from the accounts of yesterstanding bills." day's contest. The St. James Gazette defense for the purpose of showing that the local treasurer's reports were absopoints out that in spite of all suggestions that the conditions prevent acculutely correct seven months before the alleged defalcation, that the cash balrate judgment of the comparative merits of the two yachts, "the plain fact ance as shown on the cash books was stands out that under a condition of Mr. Hills then testified that the cash weather which was the same to both balance as shown by the bank books on June 6, 1900, was \$50,663.39, and on the American boat got a good bit nearer the winning line than our own." June 30, was --- this latter amount The Pall Mall Gazette is practically was not stated, as there seemed to b some discovancy between them and the figures that Traveling Auditor Craig had testified to at the preliminalone in thinking that the American experts are easily satisfied if they already are convinced that the Columbia is the better boat. The paper's com-ment is probably based on the conclu-sion of its own correspondent's long ac-count of the races which commences: "The Columbia did much to shatter arv Judge Powers then asked Mr. Hills upon what authority he had examined Mr. Van Kuran's accounts. Was there any by-law of the company authorizing the Lipton hope, yesterday," and con-cludes: "The day's saling did nothing to suggest that the Shamrock will, not win in a good breeze. I think she will." this authority? Mr. Hills said that he did not know of any such law. "Did you have authority to remove Mr. Van Kuran?" asked Judge Powers. In an editorial today the Times says "Then why did you go into Generai Manager Bancroft?" In an editorial today the Times says it is very gratifying to know that the course during the first of the series of races for the America's cup, was ad-mirably kept by the patrol boats and mirably kept by the patrol boats and

BOATS AT THEIR MOORINGS.

New York, Sept. 27 .- The defender

Everything was quiet on board

Shortly before 11 o'clock Sir Thomas

Lipton with Mr. Jameson and Mr. Wat-son went on board the Shamrock. Be-fore leaving the Erin. Sir Thomas said

to an Associated Press representative. "While yesterday's race was not at all a fair test of the Shamrock's speed

I was very well satisfied with what she did. What we want is a good strong breeze, and then I'm sure Shamrock

will give a good account of herself." From an authentic source it was

learned today that there is a very strong protest on the part of Capt.

Sycamore and those in charge of Sham-rock, at what they term crowding of

shamrock at the start yesterday by

"If he is going to continue those tac

instant in a race in British waters.

taust not expect us to stand it, and vi

York Yacht club and with the princi

pals in this event have been so ex-

one man's action shall not be permitted

Hays Will Not Talk.

San Francisco, Sept. 27 .- President

Hays, of the Southern Pacific company

through his secretary, Mr. Ingraham,

efused to discuss his plans for the fu-

tremely pleasant that it is to be have

Our relations wigh the

in any way either boat.

Shamrock

Capt. Barr.

to mar them.

**AUDITOR HILLS UNDER FIRE.** 

FRIDAY, SEPTEMBER 27, 1901. SALT LAKE CITY, UTAH.

Strongly Cross-Examined by Judge Powers in Van KuranCase.

HELD HIS TEMPER WELL.

#### He Admits Having Had Detectives Shadow Defendant Before His Arrest-Alleged Promise of Help.

The entire forenoon today in the Van Kuran trial was consumed in the examination of ex-Auditor Hills, of the Oregon Short Line. When Judge Powers got at the witness in cross-examination he assumed his usual aggressive tactics. Mr. Hill's resentment at Judge Powers' course was shown in the flush of his cheeks although he never at any time during his rigorous and trying examination exhibited any signs of ill-temper. In fact he controlled his feelings in a most praiseworthy manner. Mr. Hills' was still on the stand when the noon recess was taken.

HILLS' TESTIMONY,

Auditor F. W. Hills took the stand when the trial was resumed this morning. The bank balance book was placed in evidence and Mr. Hills was asked by Judge Varian to turn to pages 71 to 75, and asked 1f he saw recorded there checks Nos. 6570, 6336, 6884, 6946, 6953, 6962, 6976, 6982, 6985, 0. 6992, 6993, 6997, 6998, 7008, 7004, 7005, 7008, 7007. Mr. Hills replied "Yes" in cach case. The nineteen checks amounted to 285 316 78 to \$25.316.75.

"Calling your attention to exhibits Nos. 1 to 6, I ask you what they are?" queried Mr. Varian.

where on the books.

There was no rule of examining the

"There was no rule of examining the books of the local treasurer by the auditor," said Mr. Hills in cross-exam-ination by Judge Powers, "but it was occasionally done. The last time the books were checked up prior to Febru-ary 8, 1901, was on May 22, 1900." Judge Powers then offered in evi-dence the auditor's report to the secre-tary of the Oregon Short Line Rallway company at New York dated May 22, 1900, which he offered in evidence, and the prosecution offering no objection. the prosecution offering no objection, the report was marked "Decendant's

ollected bills and accounts.

"Not so far as I know." "On the contrary, whenever you asked to see Mr. Van Kuran he always came, and alone?" Yes, sir,

"Yes, sir," "Did you about April 14th send tele-gram, in cipher to Mr. McNitt relating to the preliminary examination, your chief clerk, while you were in the east? "Possibly."

"Did you send any telegram that you wanted the preliminary examination postponed from April 14th to a later date, as the railroad company did not wish to prosecute?' '

"Not that I remember." "Did you ever authorize Mr. McNitt to say that you would see Mr. Abboit, and that matters could probably be

fixed up, when you returned?" "Did you authorize Mr. B. F. Red-

man to have the examination contin-"No, sir.

"Did not Mr. Van Kuran refuse to go to Chicago in company of an officer, for the purpose of fixing things up?" "I believe so," "This was before the ball had been

"You say in answer to Judge Powers that on those occasions, he (Van Ku-ran) offered no explanation of what he had done with the money?"

Mr. Hills stated that so far as the railroad company was concerned it was a matter of no consideration whether or not the matter was fixed up. Whenever the company was suspicious of anything wrong the surety company was always notified.

Judge Varian then asked Mr. Hills regarding the local treasurer's state-ment which Judge Powers had placed in evidence.

Mr. Hills explained that the outupon the court is Mr. Wm. H. Staystanding accounts referred to were acton, the attorney, who is understood to counts with the company all over the United States. be prepared to represent other naval

officers than Admiral Schley. He sits Mr. Varian made it a point that the report referred to could not possibly be an absolute check on the local outside the rail and does not in any way participate in the proceedings. He money money transactions of the Oregon Short Line Railway company. He said yesterday that so long as Admiral said that he proposed to show that there was something wrong with such Sampson was kept out of the case he Nos. 1 to 6, 1 data 1. "The exhibits are each statements of the day compared with those of last year." The balance shown on the first state-mant dated February 2, is \$64,924.73, mant date February 2, is \$64,924.73, mant da would have nothing to say. of Capt. Wise to make verbal changes in the official copy of his testimony. He altered his previous statement concerning the order of the navy department of May 29, 1598, in which he was direct-ed to "Inform every vessel off Santiago that the flying squadron is off Cienfu-egos," saying that he desired to correct his resonant to the second second

argued that the report could not be taken as an absolute check, and Judge Powers objected. The court over-ruled the defense' objection and Judge Powers noted an exception. The court then took a recess till 2 o'clock. When this report closed yesterday Chief Clerk Kimball was still on the witness stand

vitness stand. He told how he had discovered an ex-

egos, saying that he desired to correct his response to the court's inquiry as to why this order was not carried out. "The flying squadron was ordered to proceed with all possible dispatch." he said, and added: "I did not desire to inform the commodore of the flying squadron of his own movements. The order was to inform commanders of the He told how he had discovered an ex-cess of \$2,000 in his cash but had been unable to locate the error on Satur-day. Feb. 7. On Monday he found that instead of being \$2,000 over he was \$10,000 short, and spoke to Mr. Van Kuran about it. The latter, towards evening, said that he had found the proor and it was all that he had found the order was to inform commanders of the

NUMBER 266.

## SAMPSON ASKS **TO BE REPRESENTED**

Court Decided That Attorneys Named by Him Could Not Appear-Hood's Talk With Schley.

Washington, Sept. 27.-In the Schley | as he was leaving the courtroom, Mr. ourt at 2:30 Judge-Advocate Lemiy | Hanna took occasion to say:

THOSE CHANGED DISPATCHES. "I will make an announcement while

"I will make an announcement while we are waiting. There has been in-troduced before the court a question of the correctness of the identity of a certain very important dispatch sort by the Harvard May 27 from off Santiago by the commanding officer of the fly-ing squadron. It appears that in the process of translation from the com-mander-in-chief to the department some changes in the language of that dispatch occurred. I do not desire at this moment to interrupt the proceed-ing by any discussion of that point, but I shall merely make the announce-ment here that we do intend to enter into that matter very fully and com-pletely, that is to say, as fully and as completely as the court may desire before we leave it."

LIEUT, JOHN HOOD.

Lieut. John Hood, who, during the war, commanded the Hawk, was the next witness. He said that on May 23 he had delivered dispatches from Ad-miral Sampson to Admiral Schley, when the latter was off Clenfuegos. He related that he had been called aboard the New York-Admiral Sampson's flagship-on May 21, when the officers of board were preparing dispatches. He spoke of the presence of Admiral Sampson. Mr. Raynor objected to the introduction of conversation or of verb-al orders, saying that the orders would speak for themselves and must neces-

al orders, saying that the orders would speak for themselves and must neces-sarily supersede any verbal instruc-ions. The question was argued at some length by Mr. Raynor and Capt. Lemiy. In closing his response, the judge-advocate said: "An objection of this character is al-most equivalent to withdrawing the re-quest for an investigation. He has asked to have the judgment of his brother officers in this matter. Let us have it and don't put technical obstruz-cons in the way of having the investitons in the way of having the investigation.

Mr. Raynor responded briefly, "I only desire to state that while this is our investigation, these are your specifications under the precept. We asked for this investigation and instead of letting us give the precept under which we would like to have the in-quiry take place, you form a precept of your own. Here is an applicant who asks for a court of monitor under sect sks for a court of moniry under heations framed by others and not by himself."



1	Louisville	2,400
	Brooklyn	2,200
	Portland	1,700
	Chicago	425

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That the Elks' carnival has been a t financial success from the start is patent to evryone. It has been will managed and launched forth after an energetic campaign that would have been worthy of a general election. For

two months past Director General Stoll and a stenographer have been working hard to make the occasion an unqualified success. How well Capt. Stoll has succeeded can be understood when the announcement is made that the Elks club building on State street will shortly be numbered among the prominent buildings of this city. Work upon the building is to commence within thirty days and the club house will be ready for occupancy by April 1. With the object in view of ascertaining whether the fair had come up to expectations, Director General Stoll Exalted Ruler Freed and George Jaour of the Jabour Amusement company were seen this morning and in-terrogated. The story they told was one of full coffers and general elation.

#### WILL CLEAR \$10,000.

Director General Stoll was the first an seen. Of course he was busy; that goes without saying. He was eating his breakfast that had been brought to his canvas office down on the grounds by a messenger boy. Be tween gulps he was giving Charley Mack, the Indian chief, some good advice and was at the same time order-ing chicken and various dainties for redskins from a purveyor who d at his elbow. Then the 'phone stood at his elbow. rang and Capt. Stoll held a plece succulent steak poised on a fork in mid air while he talked to the man at the other end and implored him to send in his bill so that he could pay it. "We have money to burn," he said by way of explanation, "and we want to get all our bills cleaned up." Then he disposed of his tit bit and made an inread on the soften ent while made an inroad on the coffee pot while he dictated a letter to his stenographer and told the Indians in the office that are would try and buy a drum for them to take back to the agency. Poor Lo then o the agency. Poor Lo then vanished with divers grunts of ap-proval almed at the big white chief. The next instant an employe came in and said that the Tintic goat was eating up all the bunting about the place and defied capture. The goat was disosed of and Capt. Stoll made an ef-ort to secure a second cup, but the elephone headed him off.

"Never too busy to talk to the News," said the director-general as he kicked some rubbish off a chair and pushed the seat forward. Then in an-swer to a question he relinquished the butter knife and seizing a pen made some rapid calculations. "At a conservative estimate the building fund will be enriched anywhere between \$5,-000 and \$10,000 by the time this carnival is over. I think that I can safely say. however, that it will be nearer the \$10,090 mark. Before we opened the Carnival we contracted debts and ob-ligations that reached \$11,900, but this money was practically covered by \$5,-000 that had been subscribed by the citizens and Elks, and the \$3,800 which covers the letting of privileges, con-

"Oh, yes, it is a success all right, but Salt Lake does not realize that this is a mere drop in the bucket to what will come off next August when the Grand lodge comes to town. Purple day next August will see over 25,000 Elks in line from every part of the United States. As it was last night we had represen-tatives from every lodge west of Den-ver and east of Portland in line. The very small when compared with what will come of next summer. As it is Sait Lake has had considerable advertising over this Carnival, but you just wait until next year.

450

"Despite the fact that we were much handicapped by the death of President McKinley and the attendant expense attached to the postponement and the two extra days for the hiring of the guards, lights, band and Indian contracts we will come out with a hand-some balance to our credit.

"We have met all bills and I think that no one will accuse us of being niggardly and not living up to our promises. Every suggestion made by Queen Mabelle has been carried out in regard to dresses, carriages and other things and the same holds good in all departments. Yesterday was our bin day and our actual attendance was 11. 936, with 6,403 paid admissions to the midway. We also expect to have big days today and tomorrow."

In course of further conversation Capt. Stoll was loud in his praise of the work of Chief Hilton and his men in the manner in which they handled the crowd and kept an eye on all suspicious characters. "I do not think that you could find another carnival in the counhe said, "that has been so well policed or so free from crooks or row-

BUILDING TO GO UP.

dyism."

At this juncture Exalted Ruler Freed

was caught. Mr. Freed energetically seconded all that Capt. Stoll had said Columbia and the challenger Sham-rock II are lying quietly at their moore about the police and proceeded to throw a few bouquets at Chief Hilton himself. He then went on to state that ings in the bay at Sandy Hook this morning. The former new the Stars and Stripes, but the Shamrock had no flag at either her masthead or taff the carnival had been a great success and just as soon as the bids could be awarded work would commence on the new building on State street. "I expect work to begin within thirty days," he said, "and the Elks' quarters will "and the Elks' quarters be ready for occupancy by April 1st. We feel very grateful to the people of Salt Lake for the manner in which they have responded and the way they turned out last night and packed the streets until the police had to fight their she will give a good account of herself. "She does not need any more spins just now," he said. "She is in very good shape." way through that solid mass makes us all feel good."

Coming down to the receipts at the Carnival Mr. Freed stated that they had been, perhaps, greatly exaggerated. Nevertheless he expressed the same opinion as given by Director General Stoil that the treasury would be en-tiched to the extent of close upon \$10,000 by the time the carnival closed tomor-row night

RECORD FOR THE UNITED STATES George Jabour, however, when seen, capped the climax. He asserted without any reservation that the Elks' carthing pulled off by that fraternal or-ganization to date in the United States. Mr. Jabour gave the figures as proof that he was not handing out what the profession calls "hot air." He makes a specialty of following the Elk carnivals throughout the country and in consetics there will be serious trouble," said the person quoted. "What he did yes-terday would not be tolerated for an quence is an authority.

George Jabour, proprietor of the Jabouy Amusement company, was found In his room at the Cullen at noon today. He apologized for the fact that the reporter had caught him in the act of getting out of bed, but then the glance at the lavender silk underwear was fully worth the price of admission. as the speller would say. Mr. Jabour certainly looked prosperous, which was not belied by the sight of some full bags of coin and a revolver lying on the dressing table.

"Are you satisfied with the business you have done in Salt Lake?" was the first question.

ture declining to discuss the possib "This is the best carnival held by the tive declining to discuss the management ity of his assuming the management of the Boston & Maine road. Mr. In-graham intimated, however, that Pre-sident Hays would probably issue a Elks as yet in the United States in every respect; largest in point of atdoings here during this week will look | tendance, best in regard to the order kept." statement of his plans in the near fu-

Of course it was natural that Mr.

Simply to have my action confirmed. "But it was not necessary to have that there is no suggestion that the crowd of yachts and steamers which it confirmed." went out to view the race interfered in any way with the movements of

Yes.

hearing

"Then it was a superfluous action ?" "Could the general manager have suspended you?" 'Yes.'

"As a matter of fact, Mr. Hills, you felt a little piqued that Mr. Van Ku-ran had resisted your authority, did you not?" "No, sir."

"After Mr. Van Kuran had been sus pended you took him a statement to O. K., didn't you?"

rail. There was no intention on the 'I don't recollect that I did." part of the American boat to send her "Didn't he say that he had no furout for a spin today. Capt. Barr had his crew at work overhauling some of the light sails. He said he thought fuse.

"I don't recall that I did." the Columbia was going as fast as she ever did, and that when a breeze comes Mr. Hills admitted that such a thing might have occurred.

"On the Monday when the publication of the defalcation came out in the pa-pers," continued Judge Powers, "did you say that you would be willing to do all you could to help Mr. Van Kuran?"

"I may have said so," "When you summoned Mr. Van Kuran to the Knutsford to meet Claim Agent Abbott of the National Surety company, didn't Mr. Van Kuran say that he was aware of what he had been called for, and that he had no money? "Substantially so; yes.

"Didn't he say in substance that if the matter became public and he were arrested it would cripple him in his ef-forts to square matters up?"

"I don't remember him saying any-thing of the kind." "When the reporter called on you on Sunday and said that he had the whole

particulars of the case didn't you say that you would neither affirm nor de-ny it?" "Yes, I did."

"He asked you what the insurance company wou'd do, and you said that if he fixed the malter up the insurance company would probably do nothing."

"And you held back from Mr. Van Kuran that the National Surety com-puty had already been notified?"

"And you professed to be his friend?"

Yes, sir. "Did not Mr. Abbott say that they would get him to fix up as far as pos-sible and then prosecute to the limit?" 'I was not aware that he did.' Was there any talk between you and

Mr. Abbott to the effect that he would go down to the jail and find out what he could about Mr. Van Kuran's circumstances?" 'Not that I remember."

"You had detectives on his track be-fore he was arrested?"

"Yes." "They never found out that he was trying to run away, did they?"

error and it was all right, but Kim-ball sell he was suspicious.

uncollected bills and accounts. "This showed the accounts." For the stand of the account of the output of the stand. The was subpletous. Mr. Hills was then put on the stand. I define allowed shorts on the stand. Standard Sta Yes, with the exception of the outand they together called Mr. Van Ku-He said at that the ran. This report was introduced by the ould do nothing, that he had "blown in" all the money. He asked till day to see if he coulds fix Monthings day to see if he could fix things up.

#### Afternoon Session

cross examination. The witness and that while of Clenfuegos he had been on picket duty two miles from shore on the night of May 22 and had been A+ 2 o'clock .Didge Varian resumed the redirect examination of Auditor Hills. sic. dias issuined to checks amount-g to \$14.741.39, paid by the Block, instructed to signal the squadron with two red lights in case the chemy Pallock iron company to the Oregon Short Line Railroad company, also a Mr. Raynor the read the eventy a tor-probe boats come out of the harbor. Mr. Raynor then read from the tes-timony of Capt. Harber, of the Texas, saying that there had been no picket vessels within the line of the fleet off Clantings The village and that the draft by Mr. Van Kuran on the iron company for \$13,815.71 and a check from the iron company for \$3,346.95, extending over a period from Dec. 23, 1899, to Cienfuegos. The witness said that the statement was wrong. April 30, 1900. Capt. Lemly said Capt. Harber had testified that there were no pickets "so

April 30, 1900. Judge Powers had quite a tilt with Judge Varian this afternoon over the reference to typewritten statement made by Mr. Hills, after going over the various books, of the alleged shortages and manipulations of Mr. Van Kuran's Judge Powers elfcited the fact that Mr. Van Kuran had not made out the statement himself, and therefore he could not refresh his memory from it. After Judge Varian showed that the statement had been dictated by Mr. Hills to his secretary and afterwards verified by Mr. Hills, and he ar-gued that it was therefore admissible. The court ruled that the witness might refresh his memory and the defense noted an exception. Mr. Varian said that one of his points was to slow that two checks amounting to \$5,349.95 received from the Block, Pollock company had not been credited to them on the company's books by Mr. Van Kuran. This was one of the "outstand-ing debts" that did not show on Mr. Van Kuren's report of May 22, 1909, which was this morning admitted as exhibit A, and to which Mr. Varian ob-jected at the time of its admission into the testimony.

Judge Powers claimed that this was traveling outside the issues, but the court overruled his objection and the defense again noted an exception. At this point the "News" report closed.

### LOGAN COUPLE HERE.

#### Frank W. Thatcher and Wife En Route To Germany.

The many Salt Lake friends of Frank

W. Thatcher the one time star of the local bicycle firmament, will perhaps his second European mission

By instruction of Prest, E. S. Lovesy of the Utah Beekeepers' association Secretary J. B. Flagg gives notice that on October 5th the members will meet at the city and county building at 10 clock in the morning. The principal topics to be discussed are the effect of smelter smoke upon the industry, union of interests in the purchase of supplies and the most profitable means of dis-posal of hee products. After the bee convention the fruit

growers will hold a meeting.

movements of the flying squadron.' The court then asked; "Did you direct Capt. Sigsbee to give Commodore Schley the information contained in the dispatch from the navy department regarding the whereabouts

LIEUT. SPENCER WOOD.

Lieut, Spencer S. Wood, who com-

manded the dispatch boat Dupont dur-ing the Spinish war, was then called and continued his testimony, begun yesterday. Mr. Raynor resumed his

far as he could recall," to which Mr Raynor responded, "We are not m

yeaching Capt. Harber's veracity. We are impeaching his recollection, not his

The witness continued; "As I have

that I was there. Other people forget

"You are trying now to justify Capt. Harber's want of recollection by stat-ing that the commander-in-chief wrote

a letter that there were no picket hoats

"Do you recollect any statement made by the commander-in-chief when he

had a picket boat within the picket line that he had arranged a signal from the

picket boat to the flagship?" "He did not mention any, and I have

a letter on file in the department call-ing attention to the omission in that

"report." "I call your attention to the report of

the commander-in-chief in which he states 'the line of blockade.'"

THE DUPONT WAS INSIDE.

"I wish to bring it out that the Du-

pont was inside the line and that is the report I made to the department. I still stand on the point that he is not bringing out where the torpedo boat

You are perfectly right about that,

but are not asked in reference to any criticism you may have up n the re-

port of the commander-in-chief. The question is this: Capt. Harber has

definitely stated that there was r picket boat inside the line at Cientu-

gos. You say there was and that the Dupont was one of those boats."

'I was inside the line, inside the

"He dld not mention their presence

integrity.'

about it too

and I corrected it."

there.

Was.

We are not

of the Spanish squadron?" "I did not."

and prepared to proceed promptly with

the business before the court. Capt.

Lemly estimates that he will be able

to conclude the presentation of the

government side of the case by the close

of next week. He says he will have

about 15 or 20 more witnesses to in-

One of the most regular attendants

CAPT. WISE CORRECTS TESTI-MONY.

Today's session began with the recal!

troduce.

COURT SUSTAINS OBJECTION.

The court retired to consider the objections, remaining out longer than on any previous occasion. Admiral Dewey read the court's decision as follows: The court sustains the objection of

counsel so far as it relates to conversaions that took place on heard the New York, but this ruling does not apply to any verbal orders which the com-mander-in-chief directed witnesses to convey to Commodore Schley."

Replying to a question put. In accordance with this decision, the witness said that his instructions were contained in the memorandum hunded him to be delivered to Admiral Schley, which was read to him. The witness then read dispatch No. 8 from Sampson to Schley of May 21.

telling the latter that the Spanish squa.

dron was probably at Santiago. He also read the Brookiph receipt memorandum showing the dispatch as well as the accompanying memorandum had been received at \$105 May 23. The witness Hentified there us the orders he had carried. He also said that he had carried two other envelopes, one containing orders from the department

seen since the commander-in-chief also reported that the Dupont was not there. I have written the department and the other a memorandum which had not been read to him. He said he had arrived off Cientuegos at 7 a. m., May 23, and had gone aboard the Brooklyn for the purpose of delivering the dispatches.

in response to a request from the judge advocate, Lieut, Hood related the conversation he had had with Admiral Schley after delivering the orders, saying that he (the witness) had told the admiral that it was Admiral Sampson's wish that the flying soundron should proceed immediately to Santiago, as his information was very positive. His statement was as follows:

"Commodore Schley read the dispatches and then turning to me, said; 'Captain, Admiral Sampson wishes me o go to Santiago. I cannot do ft.

I told Commodore Schley that the admiral certainly expected the squadron to leave the instant 1 arrived. Commedore Schley then said, in nearly these words: 'I am not at all satisfied that the Spaniards are not here at Clenturces. Resides my ships all want Cleafunges. coal.' That the Massachusetts, Texas and the Brooklyn wanted so many tons of coal, and that the day before Capt. Sampson had sent bim down the Iowa with only half her coal supply, so that she could not go anywhere; it was use-less to send ships down there only half filled with coal. I told Commodore Schley that I had passed a collier conf told Commodore voyed by a gunboat only a little before daylight that morning and it would certainly be there with at least four or five thousand tans of coal within two or three hours. He referred again to his belief of the Spaniards being in thenfueges and state ed that he had heard some firing about forty miles from part which he took to be a welcome to the Spanish sound-ron: he had also some some smoke which he conceived to be the Spanish squad-ron and he believed they were there, I said to Commodore Schley then that information which the ad-124 miral had he considered as definitial he had no doubt but the Spanish squadron was at San-Commuders Schley then said to ine, 'Capt, Sampson does not understand. He is not on the spot and cannot judge." I also informed Commodore Schley that the admiral certainly expreted the snundron to leave immedi-stery and that I had had verhal orders som the commander-in-chief which did

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not appear in my written orders, to remain with the Hawk alone at Clenfusgue after the squadron had left and conduct a blocksde for a day or two or as long as my coal supply lasted."

SCHLEY'S MANNER DESCRIBED. "Describe the commedore's manner

on this occasion," said Capt. Lemly. "The commodore was sitting in his chair all the time I was talking to him. (Continued on page two.)

OBJECTED TO RAYNOR'S METHODS.

there.

be surprised to learn that he has entered the state of wedlock. The wedding took place in the Logan temple yesterday and the happy pair came on to the city last evening. They re-gistered at the Knutsford and after a few days visit with friends in Salt Lake they will start for Germany, where Mr. Thatcher goes to perform The bride was Miss Mamie McAllis-

"No, sir."

taken while the flying squadron was off Clenfuegos to ascertain if the Spanish fleet was inside the barbor

"Was there any effort to destroy the

shore batteries there?" The witness replied that he knew of none. He said, replying to another question by Mr. Raynor, that vessels in the inside harbor could not have been discerned from the outside.

Lieut, Wood was then dismissed, and

Castino

By the Court-Could you see the Texas from the Dupont during the nights of May 22 and May 23?

Mr. Hanna objected to Mr. Raynor' methods of questioning and especiality to his characterization of Capt. Har-

ber's testimony as wrong when Capt. Harber had said distinctly that he only spoke from his best recollection, "This," he said, "is an indirect im-peachment of the witness."

Mr. Raynor again insisted that he had only intended to bring out the

Mr. Hanna asked if steps had been

"Not that I know of," was the res-

ter, of Logan, daughter of Manager John McAllister of Saltair. She is one of the belies of northern Utah and is as popular as she is beautiful. BEE CONVENTION. Stingers to be Removed From Some of the Vexing Questions.

