

LAST EDITION—12 PAGES.

## Under Arrest; Pleas Entered.

"Not Guilty" of Libelling County Attorney Nye, Say Cottrell and Fernstrom—Latter With Sarcastic Humor Intimates That the Council May Order the Complainant to Defend the Case—Hearing Goes Over—No Bonds.

President Charles Cottrell, Jr., and F. S. Fernstrom of the city council, by appointment, met with County Attorney Westervelt at Judge Diehl's court at 11 o'clock this morning. While there, Deputy Sheriff J. Parley White read to them the warrant for their arrest on the charge of criminal libel. Councilman Fernstrom stated that he would like a copy of the complaint, so he could learn what he was charged with.

"I don't even know yet that there is any complaint against us," he said. County Attorney Westervelt explained that they were in court for the purpose of having the complaint read. Clerk Bernheim then read the complaint, and Mr. Cottrell and Mr. Fernstrom entered pleas of not guilty.

"When will you have the case set?" asked Judge Diehl.

"I would like the matter to go over until some time next week," said Mr. Fernstrom. "I notice that the complaint states that this offense was committed by an official act of the committee. As it is alleged to be an official act, and as the council does not meet until Monday night, I would like the cases to go over until after the meeting on the reason that the council may instruct the city attorney to defend the action."

## CIRCUS HIT THE TOWN TODAY.

Sells & Downs' Shows Parade the Streets and Give Afternoon Performance Before Good Sized Crowd—Engagement Closes This Evening.

The Sells-Downs circus, with its tented village, gilded wagons, callopes, fine horses, ponies, elephants, camels and other animals that belong not to domestic life, hit the town this morning. Camp was struck at Eighth South and Main streets, where a performance was given to a large audience this afternoon. The engagement closes this evening, when it is certain there will be a big turnout.

## YALE WON THE BOAT RACES.

New London, June 25.—The hundreds of devotees of college boat racing who gathered in this little old whaling town yesterday and last night in anticipation of the twenty-fifth annual regatta on the Thames between oarsmen of Harvard and Yale scheduled for today awoke to find the conditions weatherwise anything but encouraging. Though the early morning brought with it a let-up in the rain a bleak wind blew out of the northeast and the atmosphere was raw and penetrating.

Of the 24 races which have been rowed on the Thames between the varsity eights from Cambridge and New Haven universities, Yale has a record of 16 victories. Harvard has won 8. The Yale men confidently expected to make it 17 today, while the young men from Cambridge were not without encouragement that this was to be Harvard's day.

Before 9 o'clock this morning the chairman of the regatta committee and the referee, W. H. Melkham of Columbia, went out on the river and over the course for a final inspection. They reported that everything was in readiness for the contests except the weather.

**FOUR OARED RACE.**

Gales Ferry, June 25.—11:30 a. m. Both the four-oared crews are now in position and ready for the starting signal.

11:33.—The crews are off. Yale caught the water first and soon led the crimson by a quarter of a length, rowing strong 28, while Harvard rowed 23.

Both crews are splashing considerably and on their way to the half-mile flag, increasing their stroke slightly.

At the half-mile Yale led by a length and three-quarters, covering the half mile in 2 minutes, 41.4-5 seconds, Harvard in 2:49.4-5.

Near the mile flag Yale increased her lead and passed the flag two lengths ahead. Time—Yale, 5:38.4-5; Harvard—5:45.

Shortly after leaving the mile flag both crews slackened their stroke somewhat. Yale rowing 31 to Harvard's 23. Just before reaching the mile and a half Harvard pulled up until it got within a length. Time, mile and a half—Yale, 8:25; Harvard—8:32.

A quarter mile from the finish both boats increased their stroke. Yale rowing 23 and Harvard 23.

An eighth of a mile from the finish Yale led by two lengths and had the race apparently won.

Yale wins by three lengths. Official time, 10:58.2-5.

Harvard, 11:10-5.

**FRESHMAN RACE.**

Gales Ferry, June 25.—Freshmen race

## A CIRCUS MAN DIES AT OGDEN

Walked in Sleep and Was Attacked By Elephant.

## COLORED MAN ARRESTED

On a Serious Charge—Downfall of a Young Girl—Boys Arrested for Malicious Mischief.

(Special to the "News.")

Ogden, June 25.—John Wilkins, the employee of Sells & Down's circus who received injuries on the train somewhere between Ogden and Evanston yesterday, died at 2 o'clock this morning from the effects of his accident.

The body was taken to the morgue and will be buried at 2 o'clock this morning from the effects of his accident.

The ceremony was made as short as possible in order to lessen the pontiff's fatigue. The pope sat on the throne facing the broad-covered benches in the form of a square, his voice was somewhat thinner and it was evident that his attendants were anxious.

There were many strangers among the crowds gathered in the corridors of the Sala Regia and Sala Terrena to witness the passage of the pontiff. The pontiff was borne in the sedia gestatoria by eight bearers clad in red robes. They were flanked by the members of the famous fabled or feathered fan.

The pope smiled while he blessed the crowds as he passed. In fact, at times, he tried to rise so as to better impart his benediction and it was only when he descended from the sedia gestatoria that his extreme weakness was apparent.

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The pope then rose, bestowed the apostolic benediction and preceded by the pontifical cross and surrounded by the cardinals and attendants retired. Subsequently the pope rejoined the cardinals in theistine chapel and the pontiff announced the new episcopal appointments. These appointments have all been previously announced from time to time.

The episcopal announcements for America were:

Right Rev. George Montgomery, bishop of Los Angeles, to assume the position of coadjutor archbishop of San Francisco; Most Rev. John M. Farley, archbishop of New York; Most Rev. James E. Quinley, archbishop of Chicago; Right Rev. Henry Mueller, bishop of Columbus, Ohio, as coadjutor archbishop of Cincinnati; Right Rev. Bertram Orth, bishop of Victoria, B. C., as archbishop of Vancouver; Rt. Rev. Thomas J. Conaty, as bishop of Monterey, Cal.; Rt. Rev. F. Z. Rooker, as bishop of Jarro, Philippines; Rev. Dennis J. Dougherty, as bishop of Nueva Secoria, Philippine Islands; Rt. Rev. Charles H. Colton, as bishop of Buffalo, N. Y.; Rt. Rev. James Keane, as bishop of Lead, S. D.; Rt. Rev. C. J. O'Reilly, as bishop of Baker City, Ore.; Rt. Rev. J. F. Regis Canavan, as coadjutor bishop of Pittsburgh, Pa.; and Rt. Rev. John J. Glennon, as coadjutor archbishop of St. Louis, Mo.

**VERDICT OF NOT GUILTY.**

Decision of the Jury in the Case Against Charles Hygh.

**Defendant Was Charged With the Murder of Lee Song, a Chinese Cook, and Pleaded Self-Defense.**

(Special to the "News.")

Boise, Ida., June 25.—The jury in the case against Charles Hygh, charged with murder, reported a verdict of "not guilty" at midnight, after being out about an hour. The crime with which Hygh was charged was the murder of Lee Song, a Chinese cook at a ranch where Hygh was employed, on March 3 last. The defense claimed that Hygh acted in self-defense, the Chinaman having threatened him with an axe before he shot. It was also claimed that the firing of the rifle which resulted fatally, was accidental. Hygh not knowing it was loaded. The trial of the case consumed two days.

**WATER MEETING TONIGHT.**

Prominent Citizens Will Appear Before the Council This Evening.

There will be a special meeting of the city council tonight, called for the purpose of considering the building of a reservoir in Parley's canyon, the proposed bond issue in connection therewith, and other incidental questions bearing upon an increase of the public water supply. Invitations have been sent out to prominent citizens and it is thought that a good many of them will be present to participate in the discussion and suggest what they think should be done in the premises.

**OUT OF WHOLE CLOTH.**

Imaginative Reporter Plans a Fine Trip for Director Hyatt.

The section director of the local weather bureau predicted that the temperature at 6 a. m. today would be six degrees higher than it was yesterday morning. Straightway, an enterprising contemporary improves upon this by making the weather office official predict the advent of a hot wave liable to destroy the crops. As a sort of sequel to the above, an imaginative young man suggested yesterday afternoon to the section director that a scientific trip around the lake would be a very good thing; and the official agreed with him, and said if an opportunity ever occurred he would like to indulge in such a trip. The result of this was a half-column announcement in a morning paper today stating that: "Local Weather Director R. J. Hyatt is planning a cruise of investigation on Great Salt Lake, the latter part of this week. If satisfactory arrangements can be made he will take a trip over a good portion of the lake for the purpose of gathering information in regard to the great sea. The cruise will probably last a day or a day and a half."

**PRISONER GETS AWAY.**

Ex-Convict Makes an Escape From the City Jail.

Some of the prisoners now under the care of Jailer Sol Kimball played a mean trick on that official this morning, and by so doing aided James Allred, an ex-convict to escape. Allred was arrested last night for cutting a negro during a fight. This morning when Jailer Kimball went to feed the prisoners he left the door open, as is the custom, in order to allow a little

## SHE ATE MATCH HEADS.

Sophia Hall Makes a Strange Attempt To Commit Suicide

## DEPARTURE OF THE MINISTERS.

All Received Like Instructions to Act Together in Quitting Belgrade—Regarded as Most Emphatic Way of Expressing Protest of Powers Against the Assassination.

Paris, June 25.—The French minister to Serbia has reported the circumstances attending the departure of the ministers from Belgrade as follows:

All the ministers received similar instructions to act together. Accordingly an understanding was reached that they should depart, this step being regarded as the most emphatic method of expressing the powers' protest against the assassinations of King Alexander and Queen Draga. The Russian and Austrian representatives apparently

shared in the principle of the protest, but did not withdraw because Russia and Austria were apprehensive that a united withdrawal of the entire diplomatic representation at Belgrade would precipitate another revolution. The officials here say the entire of the ministers to Serbia have become an entente of the powers in expressing a protest. The duration of absence of the ministers from Belgrade is indefinite and depends mainly on King Peter's course in the selection of his ministers and the terms of Serbia's notification to the powers of the inauguration of the new regime.

**CONVICTED OF NEGRO PEONAGE**

J. W. Pace, Prominent Planter of Tallapoosa County, Ala., Confesses, in U. S. Court, to Crime, Sentenced to Five Years' Imprisonment and Appeals—Three Others Guilty.

Montgomery, Ala., June 24.—Today in the United States court J. W. Pace, a prominent planter of Tallapoosa county, was arraigned for trial on 11 indictments charging him with peonage. He pleaded guilty, was sentenced to five years' imprisonment and appealed.

**THREE MEN CONVICTED.**

Macon, Ga., June 24.—In the United States court today Judge Speer imposed a fine of \$1000 each on three young men, William Ship, Arthur Clawson and Robert Turner for a conspiracy to defraud by involuntary servitude. He suspended the fine under condition and in so doing said:

"In view of the fact that it is the first offense of the kind which has ever occurred in Georgia, and because of the fact that the offense of the young men, sentence is imposed in order to convince the public that the law is being enforced, and to deter others from like crime. During good behavior the fine is suspended upon the payment of \$1 by each."

The offense was that the young men, who are prominent farmers, caught a negro who had gotten in debt to them, and then, in a whipping and made him go to work for them.

Judge Speer said that the problem of the times could not be solved by harsh measures and he wanted it distinctly understood that the laws of Georgia were against such treatment.

**Kaiser Inspects THE KEARSARGE.**

Kiel, June 25.—"I shall telegraph to the president today, telling him in what perfect condition I have found your ship," said Emperor William to Admiral von Altdorf on board the Kearsarge today after he had spent an hour and a half looking over the battleship and its quarters of the men, looking at the food in the galley and talking familiarly with some of the able seamen.

The emperor came along the starboard gun of the Kearsarge, steering his own barge and attended by Capt. von Grunne, while up the port gangway came Admiral Seely, von Tirpitz, Admiral von Senden-Bibran, Gen. von Plessen and Count von Eulenberg. Admiral Cotton and his staff, Capt. Hemphill, all the other American commanders and all the officers of the ship, except the midshipmen who were at quarters, received the emperor on the quarter deck.

"I am happy to welcome your majesty on an American ship," said Admiral Cotton, "and I wish that I were receiving you on American soil."

"I am very happy to be here," the emperor replied. He then shook hands with all the captains and with the day calling them by name, and with the juniors who were presented in turn.

"Now, captain," the emperor said to Capt. Hemphill, "I want to see your ship."

Capt. Hemphill thereupon led the way with the emperor, Admiral Cotton following accompanying the members of his majesty's suite.

**Tremendous Rain at Topeka.**

Topeka, Kas., June 25.—A rain so tremendous in volume that it was practically a cloudburst fell over Topeka about midnight last night. A number of residents in South Topeka were compelled to leave their homes and flee to higher ground while a few of the smaller houses were washed from their foundations.

Soldier creek, which was such a factor in destroying North Topeka recently, came up with a rush and is today flowing over Kansas avenue bridge. The Kaw is also rising.

**Ammonia Gas Explosion.**

Washington, June 25.—An explosion of ammonia gas in the citizen's brewery early today wrecked the building and resulted in fatal injury to Chas. Brunke, the night brewer, and serious injuries to Charles Howard, night engineer, and to Frank Fisher, night fireman. Several firemen were overcome by the fumes of ammonia. The night engineer is said to have turned steam into

## The President To Take Action

Has Decided to Transmit to Czar's Government Petition Presented Him by Executive Council of the B' Nai Buth Regarding Treatment of Jews in Russia—He Does Not Know How it Will Be Received.

Washington, June 23.—The president has decided to transmit to the Russian government the petition presented to him by the executive council of the B' Nai Buth regarding the treatment of Jews in Russia. This action has been taken after mature consideration. At first it was decided that the petition should not be presented because it might be resented by the Russian government and lead to a response that would cause a break in the relations of the two countries. However, the first conclusion has been reconsidered and by direction of the president the petition will go forward. What the result will be is problematical. As indicated in the following note from Secy. Hay to Simon Wolf, the presentation will probably be made to the Russian government through the United States charge at St. Petersburg. The note reads:

"Department of State, Washington, June 21.

"Dear Sir.—The president has concluded to transmit to the Russian government the petition of which you presented him a draft on the 15th of this month. The matter which he had to consider most seriously was whether or

not such a proceeding would be to the advantage of your persecuted and outraged co-religionists in Russia. On this point he has decided to accept your opinion and that of the numerous and intelligent groups of American citizens of the Jewish faith whom you represent. He requests that you will send him the petition in due form on your earliest convenience. Of course, you will understand that the president cannot tell you what reception your petition will meet with at the hands of the Russian government.

"I am, sir, faithfully yours,"

"Hon. Simon Wolf, Washington, D.C."

The petition, which will be transmitted to the Russian government, is the one which the executive council of the B' Nai Buth handed to the president as a tentative document to be signed by leading citizens of the United States outside of federal officeholders. It is expected that it will take about two weeks to secure these signatures, work along that line already being in progress.

Upon learning that the government of the United States had decided to forward the petition to the Russian government Count Cassini went to the state department and consulted with Secy. Hay.

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prayer and then read the oath which the king repeated in a firm voice. Loud cries of "Long live Peter" punctuated the king's repetition of the oath.

After the metropolitan had bestowed the benediction all present joined in the national hymn.

The king took leave of the assemblage with the words, "God be with us, brothers."