

MAY CHARGE LAND FRAUD

Cross-Examination of Witness Andrus Brings Out Alleged Illegal Proceedings.

FEDERAL OFFICERS MAY ACT.

Capt. Hair of Government Secret Service Taking Notes During Trial.

Evidence Appears in the Course of Suit Brought by James Rawlin in State Court.

Under the stimulus of a cross-examination, an alleged plot to defraud the government out of land by illegal entry in the Utah reservation was developed this morning before Judge George G. Armstrong in the case of James Rawlin, who is seeking to compel the board of education of the Jordan school district to re-instate him as a member of the board. Capt. George Hair of the United States secret service, had an inspector in the court room taking copious notes on the testimony. As a result it is probable that charges will be made in the United States courts against Rawlin and 10 men who took up the land. Rawlin was disqualified after the school board election because it was held that he had taken up a homestead in Utah county, and was not a resident of the Draper school district from which district he was elected.

According to the testimony of Martin W. Andrus, one of the number who took up land and will probably be charged with perjury, Rawlin came to him as he did to the other nine and asked them to file on some land in Utah county. Martin with the others, Rawlin paying the railroad fare and looked over the records of the land office there. Rawlin designated what land they should take up and after they had made their affidavits, paid the filing fees. Then Rawlin built cabins on the land at his own expense.

AGREED TO SELL LANDS. Rawlin did this, it is alleged by the witness, under an agreement with Andrus, whereby Rawlin was to take care of their homestead rights and after they had secured title to the land they were to sell it to him for \$200 an acre. Andrus admitted that he had no intention of living on the land. Rawlin also entered upon a homestead on the same land and the entries of the other men.

It was brought out that none of the men who took up the land had been in Utah since it was filed on. About two months ago, however, when the inspectors of the land office under the direction of Capt. Hair began an investigation of the affair, several of the men relinquished their rights to the land, fearing prosecution, it is alleged. Andrus declared that the men who had entered the same agreement with Rawlin as he had were: Joseph A. Terry, Thomas Stokes, Richard Hoberg, William Brown, Harry Hughes, G. L. Baker, E. H. Parker, and Walter W. Hoberg, each taking up homesteads of 160 acres.

Several of these men have been called and will testify as to the transaction in regard to the agreement.

A. Smith, attorney for the board of education for the Jordan school district, is making the sweeping investigation into the matter. Attorney Will Ray, who is representing Rawlin, made a hard fight to have the testimony stricken out, but the court declared it was proper to allow the testimony of the matter. The case will probably consume several days.

ARGUMENTS ON CALHOUN'S MOTION FOR CHANGE OF VENUE

San Francisco, July 8.—The hearing of the application for a change of venue made by the attorneys for Patrick Calhoun, president of the United Railroads, accused of offering a bribe to a supervisor was begun today before Superior Judge William P. Lawrence.

Calhoun asked that the cases against him remaining until tried be heard in some other court, alleging that it was impossible for him to appear in trial before Judge Lawrence. Immediately after the opening of court a number of affidavits were presented, the most important being that of Judge Lawrence and Assistant District Attorney John O'Gara.

Judge Lawrence, in his affidavit, declared emphatically that he was biased, or had any feeling against Calhoun, and declared he was able to preside over the trial in a fair and impartial manner.

After the reading of the affidavits, an adjournment was taken until 2 o'clock, to allow the defendant's attorneys time to present counter affidavits.

"BIG FRANK" FELTON, FAMOUS GAMBLER, DEAD

New York, July 8.—The death of a hospital at Peekskill, N. Y., is announced of "Big Frank" Felton, a gambler who was widely known all over the United States. Felton retired from his calling three years ago and since then he and his wife had been living humbly on a farm near Peekskill, where they supported themselves by taking in boarders.

FLOODS WILL BE PREVALENT

SERGEANT ROBERT JOHNSON DEAD OF WOUNDS

Weather Observer at Kansas City Predicts They Will Continue All Summer Long.

VERY BAD AT SPRINGFIELD.

Worst in Its History—In Missouri and Kansas Conditions Are Vastly Improved.

Kansas City, July 8.—Weather Observer Connor today issued the following statement:

"Floods like the present one will be prevalent all summer. The snow melting in the mountains has so filled the Missouri river that rains as heavy as those of last week are liable at any time to cause a small flood."

BAD AT SPRINGFIELD, MO.

Springfield, Mo., July 8.—Springfield and vicinity are suffering the worst flood in their history, following the overflow of the Jordan river; the result of a rainfall early today that amounted to nearly seven inches.

The river, normally but 20 feet in width, runs through the heart of the city. The tremendous downpour sent it up without warning and soon the stream was half a mile wide. Three persons are reported drowned and the damage is placed at \$100,000.

Scores of residences were flooded, wholesale houses and factories were partially submerged and thousands of dollars' worth of goods carried away. Numerous small houses were moved from their foundations and it was necessary to chop holes through the roofs to rescue the occupants. The streets today were blocked by tons of debris.

The water spread out over the surrounding country, causing much damage to farms and farming property. Today the water is receding.

FLOOD CONDITIONS BETTER.

Kansas City, July 8.—Flood conditions in Missouri and Kansas today were vastly improved. Except at Kansas City, where the Kansas and Missouri rivers are still overflowing, in this part of the southwest were receding this morning and it was believed the worst stage had been reached.

At Kansas City, the damage was confined to the west and east bottoms. Water stood in part of the quarantine pens at the stockyards along the Kansas river but the main yards were not in danger. Argentine and Armour, Kan., packing house and every suburb of Kansas City, were partially submerged.

At Patonburg, Mo., the water fell 14 inches during the night. The last of the refugees had been removed from house and tree tops this morning and the relief train from St. Joseph, which had been stalled near Santa Rosa, landed its passengers within two miles of Patonburg and the refugees there the remainder of the journey was made in boats. The rescuers quickly went to work. Ample food, at least for present needs, was distributed to the refugees. In the last two days many persons have suffered almost from exposure and lack of sleep.

At Patonburg, Kan., all of the marooned passengers from the wrecked Atchison, Topeka & Santa Fe passenger train, which ran into the river yesterday, had found shelter and were safe. The river that caused this flood, the Marais des Cygnes, has spread out over a large territory, but today is receding.

BETTER AT TAPEIRA.

Topeka, Kan., July 8.—The flood situation has improved since last night. The Marais des Cygnes river, which has been in flood since last night, is receding. The Marais des Cygnes river, which has been in flood since last night, is receding.

Reports from Manhattan indicate that the flood stage has passed. The Blue, a tributary of the Kansas, is reported to be about 10 feet out of its banks at Blue Rapids.

OTTAWA'S GREATEST FLOOD.

Ottawa, Kan., July 8.—With the gaze of the Marais des Cygnes river standing at 27 feet, Ottawa today experienced the greatest flood in its history. Sections of the town never before affected were inundated and four feet of water flowed through the Atchison, Topeka & Santa Fe railway station.

More than 80 families were rendered homeless while frame business houses on North Main street were carried down stream and the waters reached to the second story of others. School houses and churches were opened to the refugees and many were fed at the city's expense. No loss of life is reported.

The tracks of the Missouri Pacific and the Santa Fe are buried under many feet of water and numerous trains are stalled here. Damage to crops and live stock will aggregate thousands of dollars.

From upstream points it is reported that the Marais des Cygnes is falling.

DES MOINES OVERFLOWS.

Des Moines, July 8.—The Des Moines river has overflowed its banks and inundated hundreds of acres of land in the vicinity of its junction with the racoon river at Des Moines. Several sections of the city are flooded. The river is still rising.

SEVERE EARTHQUAKE SHOCK AT SIMLA

Simla, India, July 8.—A severe earthquake shock occurred at 2 o'clock this morning and was felt from Rawalpindi, the capital of the Rawalpindi division, the Chitral, the capital of the State of Chitral. Several houses were thrown down. The shock also was felt at Iskard, the capital of Bultistan.

Persian Pretender MAY CROSS RUSSIA

Chicago, July 8.—A St. Petersburg special cable to the Record-Herald says:

It is learned from a well informed source that the Russian government has given permission to Sidi Khan, the pretender to the Persian throne, to traverse Russia. The pretender lives in Paris.

Persons well acquainted with the situation deduce from this fact that the position of the shah is so critical that Russia foresees the possibility of the success of Sidi Khan.

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PURPLE DAY FOR SALT LAKE ELKS

Grand Exalted Ruler Rush L. Holland's Special Train Again Delayed by Wreck.

THE COLORADO DELEGATION.

It Comes One Hundred and Forty Strong—Automobile Rides, Organ Recital and Trip to Saltair.

DOINGS OF TODAY.

Grand Exalted Ruler: Rush L. Holland and party on special train again delayed on account of wreck near Grand Junction.

Denver delegation, 100 strong, headed by G. E. Turner, arrived this morning and left at 4 o'clock. Delegation includes Greely, Fort Collins and Victor.

Automobile rides this morning. Luncheon at Elks' club. Organ recital at noon. Special train to Saltair, returning at 2:15.

Southern Illinois delegation due at 5 p. m. Philadelphia delegation following "Garry".

Hermann special, No. 7, three sections, due this afternoon.

Elks' purple day today, special features at Saltair. Cincinnati delegation left over Salt Lake route at 2 p. m.

With three rousing cheers for Salt Lake City and Salt Lake route No. 55, with laughter, songs and music, with "Hello Bill" and with hearty hand-claps, the Colorado delegation, 140 strong, one-third women, swooped down upon Salt Lake this morning, and from the time of the arrival until the delegation departed at 4 o'clock there was one continuous round of applause.

And say, a happy journey you never saw in your life. The delegation was met by G. E. Turner, attired in a light suit, a freak straw hat and covered from shoulders to waist with medals and badges. Many of the ladies wore white dresses and white hats, trimmed with purple plumes and ribbons. Automobiles and carriages were decorated in colors of the order and the Elks' flag was everywhere.

Flowers were laid out in the order of the Elks' flag and the Elks' flag was everywhere. Flowers were laid out in the order of the Elks' flag and the Elks' flag was everywhere.

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WALKER WESTON FOUR DAYS BEHIND

Aged Pedestrian Expects to Make Up Two Days, Reaching San Francisco Tuesday.

HOW HE LOST SO MUCH TIME.

Caused by Excessive Heat in Utah and Nevada, and Keeping on Railroad Right of Way.

Reno, Nev., July 8.—Edward Payson Weston, the pedestrian who after resting all day yesterday in this city, left last evening at 6:15 on his tramp westward with the intention of reaching Truckee, 35 miles distant before morning. It was exactly 3:15 this morning when that point was reached, Weston immediately retiring for a few hours' rest with the intention of resuming his walk later on in the morning, traveling throughout the day and well on into the night with the idea of regaining some of the time lost in Utah and while crossing the Nevada desert.

Weston is exactly four days behind his schedule, but expects to reach San Francisco, the end of his journey, by next Tuesday, making up two days between this point and the bay city. Weston accounts for the lost time by the excessive heat throughout Utah and the eastern portion of Nevada, and to the fact that he kept on the railroad right of way instead of taking to the roads, the walking on the flies being slow.

After leaving Truckee, Weston, accompanied by Engineer Brown of the Southern Pacific as guide, will leave the railroad so as to avoid the long stretches of snow sheds and will cross the mountains through the canyons and across open country, thus saving much time, which fact, taken with the cool evenings, he figures will enable him to greatly increase his average of 45 miles a day.

He never felt better in his life and looks the picture of health.

ROUTE OVER SIERRAS.

Truckee, Cal., July 8.—As Weston's route over the Sierras takes him away from the railway line, it is probable that he will not be within touch of telephones or telegraph until he strikes some of the towns on the western slope tomorrow. He has 200 miles to go from Truckee to San Francisco.

TROOPS WILL QUELL COAL MINERS' DISTURBANCES

Glenn Park, N. S., July 8.—The arrival of a railroad of troops today from the barracks at Halifax, to assist in quelling disorders at the mines of the Dominion Coal company demonstrated the serious condition into which the strike of the United Mine Workers has developed. The Dominion Coal company states that it is well prepared for a long conflict which the strikers say that they have the mines completely shut up. To shelter the strikers who were evicted from the houses of the company, hundreds of tents have been put up.

FROM PITTSBURG TO CHICAGO ON HORSEBACK

Pittsburg, July 8.—H. H. Weatherly, a wealthy Pittsburg, left yesterday for Steubenville, Ohio, on a horseback journey. The Dominion Coal company recently established a record by riding one horse from Johnston to Pittsburg in one day. This is a distance of 78 miles.

His trip to Chicago is being made for the purpose of demonstrating that a thoroughbred running horse has the spirit and gameness and stamina and is fitted for practical work as well as for racing as a mere gambling machine.

FOOT CAUGHT IN TRACK, KILLED BY MOTOR

Chicago, July 8.—Held fast by his foot, which was caught in the temporary tracks at State street and Eldridge court, Joseph Andrews, a workman, was run down and killed by a State street car last night. He was still shouting and waving his arms when the car hit him, but the motorman did not hear either his cries or those of the crowd on the sidewalks.

GIRL'S CLOTHES STOLEN. WENT HOME IN BARREL

New York, July 8.—Miss Mary Hark, 15 years old, "hung her clothes on a hickory limb" when she went bathing in a canal near Paterson, N. J. While was in the water, a man stole her garments, but with the aid of a barrel, furnished by a woman who heard her screams, she was able to reach her home. The girl later obtained a warrant for Joe Doe, saying she could identify the man if she saw him.

BEVERLY CABMEN OBJECT TO TAXICABS

Beverly, Mass., July 8.—The request of a taxicab company of Boston asking the commissioners to license here during the stay of the president, has brought forth vigorous opposition from the double quartet of Beverly cabmen. The cabmen feel the license granted to the taxicab will stand by them for one of the three members is a blacksmith and another one operates a livery stable.

MASKED BANDITS INSPIRE TERROR

Butte, July 7.—A reign of terror reigned last night in Butte, when a masked bandit proceeded from one saloon to another, and in the course of less than an hour had robbed three saloons and emptied their tills. The first saloon to be robbed was that of Jim Lowmyer, on the Anaconda road, where the robbers entered with a flourish of guns and several shots in the ceiling. Three men went to the Railroad saloon where several men were lined up against the wall while the till was tapped. McCarthy's saloon on North Main street was the third, the bandits at this place beginning to shoot again. Six men were held up here. The sum total secured

SUFFRAGETTES ATTEMPT TO BEARD KING EDWARD

London, July 8.—Angered by their failure to gain an interview from Prime Minister Asquith, the Parliamentary suffragettes tried new tactics yesterday afternoon, and attempted to beard King Edward in Buckingham palace. Mrs. Pankhurst led the van.

There was no special detail of police to keep the women out, but the regular palace guards on duty gently but firmly ejected them from the palace grounds.

There was none of the violence which attended the women's last raid on the house of commons.

DUKE OF ABRUZZI.

In Himalayas Has Reached Points Never Before Attained.

Paris, July 8.—The Turin correspondent of the Echo de Paris states that the Duke of the Abruzzi has penetrated the region of eternal snows in the Himalayas. The expedition reached points beyond those reached by any other expedition. The duke, accompanied by his guides, scaled the loftiest peak on Himalayan chain.

There was none of the violence which attended the women's last raid on the house of commons.

VALUABLE WILL WRITTEN IN MEMORANDUM BOOK

San Francisco, July 8.—Although disposing of an estate valued at \$100,000, the will of Mrs. Matilda Wolfe, wife of William Wolfe, a well known wholesale dealer in San Francisco, was written on the last page of a small memorandum book. Mrs. Wolfe died May 15, but the will which was written in lead pencil was not found until a few days ago. One-half of the estate is bequeathed to the husband and the remainder to the children.

GOVERNMENT CHEMISTS INVESTIGATE "SOFT DRINKS"

Cincinnati, July 8.—What is said to be the most sweeping and systematic investigation of "soft drinks" sold in the south since the prohibition wave began sweeping that territory, was inaugurated here yesterday by government chemists, who from samples collected from many points in the southern states are to determine what percent of southern fruit is an ingredient in the drinks and is being used in them to violate the pure food statute.

Hundreds of samples of drinks have been sent to the laboratory of the local laboratory. The chemists in the laboratory here have a collection of cloths which they claim to have been dyed in southern fruit, and which are said to be dyed to a brilliant hue and this, it is alleged, proves at once that artificial coloring matter other than that of natural fruit is used in the manufacture of these drinks.

The government allows the use of seven of 60 coal tar dyes. These seven include three red, one orange, one blue, one yellow and one green. The dyes are considered by the government as being practically harmless.

USED TWO RIFLES TO COMMIT SUICIDE

New York, July 8.—John Wilbur, a corporal in the U. S. marine corps, used two rifles to blow the top of his head off in his tent at the rifle range at Fort Monmouth, N. J. When found, the body was lying over his bed. The body will be sent to his former home in Ohio.

SIX HUNDRED SIXTY-EIGHT ALIENS ORDERED DEPORTED

New York, July 8.—Since June 26 the immigration authorities at this port have ordered the deportation of 668 aliens, approximately double the number heretofore ordered during any similar length of time. The deportations ordered yesterday, amounting to 156 cases, broke all