f anything went amiss at the office to-day which a want ad. may remedy— and you hastened to fix up the want ad.—you' may stop worrying about the matter.

DESERET EVENING NEWS.

TRUTH AND LIBERTY.

FIFTY-SIXTH YEAR.

from the view point of the man who wants to buy a house the paper is not complete unless it carries the ads, of all houses in the city that are for

26 60 35



"In the meeting of Aug. 10, the question of full powers had been regulated so that there will be no more difficulties. on that subject. After this the Japan-

ese plenipotentiaries handed, to the Russian plenipotentiaries conditions, of peace in writing. It has been decided that the Russian plenipotentiaries will study the question and will as soon as possible give their answer in writing. In the meantime the meeting of the conference has been adjourned."

The presentation of the Japanese terms came at the very end of the morning session. Baron Komura himself handed the momentous document in duplicate in French and Russian to M. Witte who thrust the papers in his inside pocket and the session was declared adjourned.

Navyyard, Portsmouth, N. H., Aug. 10.-The morning conference of the peace envoys ended at 12:45 o'clock. when the envoys adjourned and immediately repaired to the lunch rooms in the naval stores building. The next meeting, according to the schedule of business arranged yesterday, is to be-gin at 3 o'clock.

Immediately after the plenipotenti-aries and ther secretaries gathered in the conference rooms and exchanged complimentary words partly in Japa-nese, Mr. Witte produced a diplomatic note addressed to the Japanese plenipotentiaries in connection with their failure to present their credentials at yesterday's meeting. What the contents of this note are cannot yet be learned, but there is a basis for the belief that Mr. Witte in this note took occasion to give expression to the surprise which he undoubtedly felt that the Japanese plenipotentiaries after having from the outset of the preliminary negotiations laid so much stress on the necessity of examining credentials before the first step was taken, should, at the first meeting, have failed to bring with them full official letters. It was the under-stanting of the Russian envoys that Baron Komura would decline to even open up negotiations of a formal char-ster unless he had satisfied binself of acter unless he had satisfied himself of the validity of the full powers of Mr. Witte. Historical precedents are quoted in the note to show the irregularity of yesterday's proceedings. The pur-pose of the Russian note was to make the permanent record complete and make it show clearly the attitude of the lenipotentiaries from the beginning of the conference.

PRELIMINARY SPARRING. Considerable Speculation Indulg-

ed in Before the Meeting. Portsmouth, N. H., Aug. 10 .-- In glorfous sunshine shortly after 9 o'clock this morning, the peace plenipotentiaries of the warring nations of the east, went to the navy yard to hold their second session at which, according to general belief, the Japanese might be expected to show their hand to their adversary, Upon the moderation or stiffness of the terms will depend the continuation of the war in the far east. In some well informed quarters, however, doubt existed whether the Japanese would today lay their cases on the table. For some reason the im-pression existed that Baron Komura was sparring for a little more time. In deed, it has been vaguely intimated that same minor preliminaries regarding procedure remain to be settled and that the whole day possibly might be con-sumed in decision upon these details.

JAPAN SILENT.

The Japanese envoys gave not the slightest hint of what was to be ex-pected. With all the secrecy observed by Omaya in planning a forward move | firm attitude.

Judge Marshall by the plaintiffs to inmight be interpreted as a desire on the part of the United States to interfere in the negotiations.

the negotiations. A clear sky and a cool breeze ushered in the day. The weather has not been excessively hot since the arrival of the plenipotentiaries, although in the mid-die of the day in the navyyard there has been a reminder of the summer season. Mr. Witte has remarked sev-and these on the warmin which seems

eral times on the warmth which seems to affect him somewhat unpleasantly. The hotel guests, as has already become a custom, thronged the verandas even before there was a possibility that the foreigners would appear. It was a few minutes after 9 when the Jap-anese plenipotentiaries, the prst of the

peace mission to appear, came out of the hotel, and at 9:10 in automobiles, took their departure for the navy yard. The Russians, M. Witte and Baron Rosen, accompanied by Mr. Nabokoff, also left in a motor car. They were preceded by a mail coach, in which were Prince Kudacheff, Mr. Korostevetz and Mr. Deplancon.

KOMURA LEFT FIRST.

The Japanese plenipotentiaries had about 10 minutes start of the Russians from the hotel. Baron Komura. Mr. Takahira and Mr. Sato sat three in a seat. Mr. Denison was beside the chafseat. Mr. Denison was beside the chai-feur. The secretaries went ahead, one of them carrying a suit case, which is supposed to have contained the creden-tials of his chief. He refused to let the bag leave his hands, and twice declined. the offer of the porter to put the pre-cious luggage in the automobile. Neither Baron Komura nor Mr. Taka-

Neither Baron Komura nor Mr. Taka-hira seemed to notice the crowds sur-rounding the hotel entrance. Both were ruffing intently on their cigarettes and looked straight ahaad, a pose which was advantageous to the man with a mov-ing picture machine, who wound it in their faces as they passed. As Mr. Witte and Baron Rosen passed the hotel versuda they doffed their

the hotel veranda they doffed their hats several times to the crowd and laughed good naturedly at the photo-

At 9:15 o'clock Mr. Witte sent Mr. Korostevetz to ask Mr. Peirce whether it was not possible to have a motor car for the conveyance of his secretaries to the navy yard, as otherwise he was afraid the Japanese would have wall

Mr. Peirce answered that he was very Mr. Peirce answered that he was very sorry that he had not at his disposal either a motor car or a steam launch, while the coach had been ready since half past seven o'clock this morning. After reporting this to Mr. Witte, the secretaries hurried off, Prince Kuda-cheff having been added to their num-ber as Mr. Witte desired to have him for some special work. Mc. Witte ex-pressed the hope that the Japanese would not object to this. When Mr.

Witte appeared on the veranda of the Russian quarters all those present took off their hats and he smilingly went around shaking hands with those whom he knew. The trip to the navy yard took about 50 minutes. The passage of the party through the city attracted no unusual attention. The Japanese envoys drove into the navy yard at 9:40 o'clock and the Rus-

sians followed a few moments later. Both perties went immediately to the conference boom.

ON A XIOUS SEAT.

Russian Sentiment is one of Pet simism Over Outcome.

St. Petersburg, Aug. 10,-Public sentiment in St. Petersburg shows signs of changing to a pessimistic tone. Decisive news from Portsmouth is awaited

most anxiously, especially as rumors are in circulation that the Japanese terms are high and that the plenipotentlaries on both sides will maintain a

corporate the name of this company in the bill of complaint. DISCLAIM FARMERS' RIGHTS. The answer of the United States

Bingnam Junction. It has since been

learned, that the Bingham Copper &

Gold Mining company owns this smel-

ter, and a motion will be made before

Mining company, and the American Smelting & Refining com-pany, which were filed today both allege that the plaintiffs have no both allege that the plaintiffs have no legal-right to seek to have the smelters close, because they stood quietly by while the vast sums of money spent to build them, were being invested, and then allowed them to run unmolested for a long period of time. This plea was successful on a former occasion when an attempt was made by merely accurd the smallers when they

people around the smelters when they tried to get out an injunction, and one of the principal reasons why the farm-ers refused to delay this suit and try to let the smelters work out their exto let the smelters work out then ex-periments, is that the time would pass in which they could legally com-plain. The area of damage spread greatly last year on acount of the in-crease in the height of the smokestack

of one of the smelters. WHAT SMELTER CLAIMS. As in the case of the Utah Con-

alidated these smelters put forth the claim that infinite damage would re-sult to Utah should the smelters close, sult to Utah should the smelters close. In support of its claim, the United States smelter advances a set of figures that run away into the millions. It states that it spent in building the smelter and equipping it, \$1,300,000. That it smelts no ere containing zinc continuent and its smoke sends out

or antimony, and its smoke sends out miv a trace of arsenic. That no support in injurious quanti-

ies is emitted. That its smelter employs 1,000 men, its lime quarries, 50 men, its coal mines, used to supply coal to the smelter, 185 men, its coke plant, 56 men, and its

mines, 40 men, a total of 1,331 em-That depending on its employes for support are 5,324 people, members of their immediate families,

That engaged in working mines which sell their ore to the smelter are 3.667 employes, upon whom are 13.068

That the annua dependent people. That the annual payroll for the smetter is \$560,000; for the lime klin,\$40,-000; for the coal mines, \$166,500, making a total annual wage list of \$52,900. In addition to this the men who work in mines shipping ore to the smelter re-ceive annually \$4,270,000. That in buying supplies for its plants the smelter company expends annually \$394,970.

\$394,970.

That in ores, it handles 314,705 tons annually, turning out in bullion \$12,-048.554.27.

DISTRESS FOR MANY. Following this formidable list of figures, the answer reads that should the smelter be closed down great numbers of people will be thrown out of employnent with no other employment open to hem in the state, their families and hose dependent upon them will be destitute and in distress and the business of those depending on the mining industry for support which is a large part of the business of the state, will be paralyzed and imperiled.

PROMISE SOLUTION.

Regarding the prospect for solving the smoke problem, the answer of both companies state that they have been at work experimenting for many months on devices to control the smoke from their smelters, so that it will do no harm, and they allege that "within the next year means can be and will be found and adopted that will absolute-ly and permanently prevent the emission from said smelter of any smoke. dust, fumes, or gasses that are deleteri-ous or harmful."

The answer for both the smelters was prepared by Judge Dickson, and both are similar except for the difference of figures as to output and expenses.

Seventh East. The mayor was of the opinion that such action would not be legal, but an opinion from Assistant City Attorney Bramel states that it is legal. How-ever Mayor Mowris believes that it would be against public policy to let a contract for public improvements call-um for the axpenditure of \$60.000 withing for the expenditure of \$60,000 dvertising for bids and letting it to the lowest bidder. He therefore vetoed the action of the council.

BRAMEL'S OPINION. In his opinion on the matter, Mr.

Bramel said in part: "The situation is such that the work to be done could well be deemed as an extension of his present work or extra work under the contract. There is no legal objection to the ordering of the present contractor to do the work contemplated,"

WHAT MAYOR SAYS.

Following is a part of the mayor's

'Notwithstanding the opinion of the assistant city attorney that there is no legal objection to latting the contract for this additional work without advertising for bids, I am compelled to take the ground that such action would be contrary to public policy and contrary to the spirit of the laws and ordinances Boverning the letting of contracts for public work. I am of the opinion that, Mr. Moran could not be compelled, un-

der the former contract, to do this additional three blocks of work and, therefore if he is not obligated to do it, I believe he is not privileged to do it."

ROOF OF TUNNEL SPRUNG A LEAK.

Twenty-Two Men at Work Narrowly Escape Drowning in

ONE CRUSHED AND DROWNED.

North River Bore.

Three Laborers Retained Presence of Mind and Pluckily Plugged Up The Break.

New York, Aug. 10 .- Under pressure of the weight of the North river, the roof of the northerly tube of the twin tunnels being bored from Fifteenth street, Jersey City, to Morton street, Manhattan, partly gave way yesterday and 22 men at work behind the boring shield, narrowly escaped drowning. One man lost his life, having been crushed by the shield, stunned and drowned.

Work on the southern tube of the tunnel was finished last fail. The borthern borg had been carried to with-in 200 yards of the New York shore when yesterday's leak began. The three men who remained plugged the hole with bags filled with sawdust, which are always kept near the shield for that purpose. The pressure of com-pressed air was increased and it heid the bags of sawdust against the open-ing until planks and timbers could be placed in position.

hat people need not patronize the rall oads which have shown no disposition o offer inducements for people to come to oner inducements for people to come here. This is rather complimentary to Provo than otherwise, if the people could look at if that way. Induce-ments have to be offered to get people to temporarily leave Provo, but some are needed to make them come here.

MAY TAKE TEAMSTER.

Registered applicants for Unitab lands who desire to go on the reservation to aspect the land, may take a teamster. inspect the land, may take a teamster. He must, however, go before a notary public and make affidavit that he is a teamster and going for no other pur-pose, and the affidavit must contain the names of the party for whom he acts as teamster. Registered applicants will also be permitted to take their fam-tiles. This 'matter was taken up by senator Smoot there below some un-Senator Smoot, there being some un certainty as to whether other than reg istered applicants for land would be permitted to enter the reservation. The senator received a telegram from Cap-tain Hall of Fort Ducheene, yesterday to the effect that the soldiers to pairol the reservation had been given instruc-tions as outfload above. tions as outlined above

NEXT OPENING.

The next Indian reservation to be opened is the Flathead reservation in Montana. The act providing for its opening has been passed and approved and as the surveys are nearly all completed the proclamation of the presiden opening the reservation is looked for in the near future. Frank W. Parker field manager, and C. E. Woodworth representatives of the Flathead Reserfor ation Information agency of Missoula Montana, are here in the interest of their company, giving information in regard to the reservation, which con-tains 1,423,600 acres of land, 800,000 acres of which is agricultural land and 206,000 acres timber land. The coun-try is very rich with a mean temperature averaging the same as between Pocatello and Salt Lake. There are 2,133 Indians on the reservation, each of whom is to receive \$0 acres of land, and the rest is to be thrown open to settlers. The gentlemen who are here have photographs of farms and ranches owned by the Indians, some of whom are rich. One Bablo, part white, is said to be worth \$150,000. He is the owner of the largest hard of buffalces in the world. The company which has been organized to assist locator: has made a complete survey of the reservation and examined each 40 acres of land. The result of this examination is made easily available by the use of a card system used by the company which gives the description, legal subdivisions, quality of soil, etc., of each 40 acres, together with its value, which is from \$100 to \$200 an acre. The company has also secured all the water coming into the reservation, and can give as complete and accurate informa-tion on this part as on the land. This work has been done under the super-vision of Mr. Woodworth who was for its more the child land instantion of the 18 years the chief land inspector of the Northern Pacific Railway company, The company's methods are endorsed by Governor Tools and other state offi-clais, and prominent Montana men, and the great amount of information col-lected by the company will be of great aid to settlers in locating desirable lands. Mr. Parker has appointed Jos-eph Dusenbery of this city, the state

Two of the notaries entered into com petition at the depot yesterday in land-ing a victim for an affidavit for reg-istration. One of them was from Salt Lake and the other from Provo. After some arguments the Salt Lake man struck the Prove man, who complained to City Marshall Henry, and the Salt Laker was arreated. He put up 315 for bis appearance with Bail Commissioner Henry, and will probably leave it there. He will have to register 50 men before he gets even. He acknowledged



Registration-2.237 Entered.

Wilkesbarre, Pa., Aug. 10 .- From every section of the anthracite region miners and temperance workers cama here today and before daylight crowds with sunch boxes and umbrellas had camoed out in advantageous spots to awalt the arrival of President Rooseveit. Mayor Kirkendall said today that he

expects there will be 25,000 visitors in this city. All the mines are closed and many of the mills and stores have suspended business.

The Catholic Total Abstinetice delegates transacted but little business this. forenoon and at noon the 10,000 uniformel cadets and soldiers of the two regiments of the order paraded. This parade ended in time to the regiments to line up the streets and keep back the great crowds.

The president arrived here at 2:50 p. m. The president's son Kermit, his nephew Hal Roosevelt, and his cousin Phillip Boosevelt, accompanied the president on his trip. Other members of the party included Acting Secretary Parnes, Jacob Rils and Dr. Charles F. Stokes, U. S. N.

The president was received with the greatest enthusiasm by the thousands of people assembled at the station and in adjoining streets.

PIONEER DEAD.

William Stewart Passes Away at His Home in Kaysville.

(Special to the "News.")

Knysville, Aug. 10 .-- William Stewart, n original settler and founder of the shortly after midnight, at the age nere anority after monitor, at the of 80 years. He was one of the respected citizens of the commu-and ever since this region began bettled has worked earnisetly for h-building. He is survived by 11 adding. He is survived by 11 chil-iren, all of whom are residents of Carsville and vicinity, and a alsory Mrs. Elizabeth Marriett, who resides it Marriett, Weber county. She is at aresent in Idaho, and provided she an reach here in thus, the functal ser-frees will be held Sunday at 2 o'clock in the Kaysville meetinghouse. William Stewart was harn at Col-

William Stewart was born at Col-orth, Redfordathire, England, Jun, 5, 1824. He was baptized into the hurch by Eider Geo. G. Adams, May hurch by Elder Geo. C. Adams, May 1841, and since that date he has he-ored faithfully in its cause. In 1813 was married to Mary Ann Marriott Honeydon, Bedfordshire, Eugland, nd the couple emigrated to America in 850, landing at New Orleans, and con-inuing overland west to Utah in 1851. In that year they both went to Kays-ville to settle,

ville to settle. By his first wife, who died 28 years ago, he had five children, all out one of whom survive. They are Mrs. Chris-topher Burton, Mrs. John R. Barnes, Hyrum Stewart, and Mrs. Heber J. Philipps. He afterwards matried Su-Philipps. He afterwards married Su-sannah Manfell, and is survived by seven children by her.

The sympathy of the entire commu-nity is extended to the family of the veteran ploneer, who is known by ev-eryone as one of the most loyal work ers the community has had.

Grand Junction, Colo., Aug. 9.—This was the banner day in the registration for lands on the Ulntah reservation, Utah, 2,257 names being entered. mains in the furnace of the same edi-fice. Nor did he say a single word, in defense of his friend Mabry, the brother Methodist minister who was charged by himself and others of despoiling a married woman of her vit-tue in the very building in which he then spoke. Did he tell how he stole then spoke. then spoke. Did he tell how he stole the intellectual thunder of another and used it as his own in a sermon in the Salt Lake Theater, while he was at the head of the Methodist missions in Utah? Oh, no. He wasn't there for that pur-pose. He was there to did up the past as it might relate to the "Mormons" whom he has maligned and misrepre-sented for a great mart of his life. He sented for a great part of his life. He was there to cast a stone against a people entirely innocent of the slander-ous and shameful charges made by him against them. He was there preaching something beside peace on earth and good will to men. He was there to cast stones at a people with more virtues than he ever possessed. And did it to the satisfaction of himself. And he least. The reports read at the meeting said that the work of the Methodists is growing harder in Utali every year.

Will auyone wonder why? What the Methodist ministers pres-ent thought of Dr. Iliff's needless atwonder why' tacks and references is not known. But, there was no public protest of them. It must be a fact, though, that they

It must be a fact, though, that they were displeasing to Dr. Taibot who now occupies the position in this state that Dr. Hiff once held, having succeeded the late Dr. Leilich who took the place vacated by Hiff. The conclusion that Dr. Taibot would not take kindly to "Mormon" misrepresentation is drawn from his report in which he says vio-lence and bitterness will not win. Dr. Hiff's personal appearance was most inclures giving thanks for what Methodist ministers had done in Utah one could not but recall his uterances of yesterday when he complimented the Hon. Reed Smoot for his personal life with what he said of him in New Jer-ney when he declared to the public and the press that when Smoot was a boy the press that when Smoot was a boy he had had him arrested in Provo for a pears disturbance. Twitted about the libel he deslared that he had only said so "for fun." That it was only "pleas-

antry." Nor could one refrain from recalling bis ridiculaus Chleago statement that polygamy was being practised in Utah to a greater extent now than ever be-fore. But then Dr. Hiff's vocabulary is unbridled. He is expected to make the best possible use of it tonight.

MUST CHANGE POLICY.

The Fight engine Foundation conference, if the Mathematic Episopal church he-path in this city this morning at a period at the First Methodist church an Third South street. The session was penel by Bishop David H. Moore of Portland, administering the sacrament. Er. J. H. Telbor, superintendent of the Utah mission presented the report the Utah mission, presented the report of the work done during the past year by that organization in Utah. The burby that organization in Utah. The bur-den of it was that the Methodists must change their policy of campaign if they are going to Jead the Mormons out of their ways. Violent efforts are not go-ing to win them over. Bitter means mo and going to avail. He sold that the 'Mormons' must at least be praised for their sincerlin, though we, the Methodists, have no good evidence that the varks upon which the 'Mormons' base their faith were the outcome of revelation or divine direction. No crebase their faith were the outcome of revelation or divine direction. No cre-dentials have ever been presented to the world, read the report, that have ever established the claim that Joseph Smith was a Prophet of God or that the "Mormon" faith is the only faith that rewards for work on earth and leads to salvation. But, the "Mormons" must not be condemned because they are true not be condemned because they are true to their belief, but Methodists must show to them the fallacy of their claims. The right to condemn any man's religion is not given the world.

ALL EYES ON UTAH.

The report continued to state that the



Nineteen of the workmen took flight

whether of the workmen took hight when the water began to trickle down upon them and fled toward the gate of the air lock. Three retained their presence of mind and plugged up the break in the roof. When they finished their work they were hip deep in the

vater. Work on the southern tube of the