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TRUTH AND LIBERTY.

10 PAGES—LAST EDITION. TUESDAY, AUGUST 22, 1905. SALT LAKE CITY, UTAH. FIFTY-SIXTH YEAR.

PEACE MEETING AGAIN POSTPONED

Was Impossible to Finish Work Of Preparing the Protocols.

NO WORD FROM ST. PETERSBURG

M. Witte Could Not, if He Would, Recede or Compromise on Articles Five and Nine.

PREST. ROOSEVELT'S SUGGESTION

It is Intimated That the Japanese Are Prepared to Make a Proposition When Conference Reassembles.

Portsmouth, N. H., Aug. 22.—The following official bulletin was issued at 10:20 a. m.:

"Owing to the impossibility of finishing before 3 o'clock this afternoon, the work of preparing the protocols, the meeting of the conference today, has been adjourned until 9:30 o'clock Wednesday morning."

This gives another glimmer of hope. The meeting of the peace plenipotentiaries which was to have been held this afternoon was postponed until tomorrow at 9.30. The official reason assigned for this change of program was that the secretaries had not yet completed the work of drafting the protocols for submission for the signatures of the plenipotentiaries. This is true, but there is a more potent reason. M. Witte has not yet received final word from St. Petersburg. It was expected this morning. It did not come, and therefore with M. Witte's authorization, Mr. Pienoon, who was hard at work upon the Russian protocol, went to Mr. Sato, the Japanese secretary, and suggested the postponement. Baron Komura approved and the announcement was issued. As the situation now stands, M. Witte could not, if he would, recede or compromise on either article 5 (Sakhalin) or article 9 (indemnity).

The instructions given him by the emperor before he left St. Petersburg precluded the possibility of either and it can be stated up to the present hour every message he has received indirectly or directly from his emperor shows no sign of any change of mind. And from the private advices the advisers whom the emperor is consulting seem unanimous in support of the view that further concessions are inconsistent with Russia's dignity and honor, and that unless Japan is prepared to yield something substantial—not upon articles 10 or 11 but upon articles 5 and 8—it is better to continue the war.

Although it seems to be hoping against hope there is still a possibility that the emperor will take President Roosevelt's advice and take the only step which, the president thinks, can save the conference from wreck. The president's suggestion is not general and vague but quite concrete. If it is finally rejected it is not to involve a specific answer, but M. Witte is anxious that the emperor shall have full time to deliberate and the Japanese have no desire to force the issue. They will welcome a few days' delay if the delay keeps the door to peace open.

There is a strong intimation that the Japanese are prepared to make a proposition when the conference reassembles. But there is nothing to indicate they are prepared to recede on either articles 5 or 9. Articles 10 and 11 they might forego, but that would heardly bring peace nearer. Five and 9 remain now, as at the beginning, the seemingly insurmountable obstacles to peace.

Article 10 of Japan's demands provides that the Russian warships interned in neutral ports shall be turned over to Japan.

Article 11 calls for the limitation of Russia's naval power in the far east.

WOODWORKERS' STRIKE.

It is Settled and Men Will Return To Work.

Chicago, Aug. 22.—The strike of the woodworkers was settled yesterday and 2,300 men who have been affected by the strike will return to work in the 12 plants involved. The settlement is in the nature of a compromise.

The woodworkers struck for an increase in pay of two cents an hour and by three-year contract which was entered into yesterday they are to continue at the old wages, 40 cents an hour, for a period of two years. At the beginning of the third year the cabinet makers and machine hands are to receive an increase on one cent an hour, and the finishers 1½ cents an hour. The closed shop agreement will be maintained and the contract expires July 1, 1908.

DAUGHTERS OF LIBERTY.

Annual National Convention in Session in Chicago.

Chicago, Aug. 22.—The annual national convention of the Daughters of Liberty is in session here.

Votes already cast will be counted to determine whether or not all American born men may be admitted to membership under the conditions governing the admission of women at present, which probably would involve a change of name from Daughters of Liberty to the Sons and Daughters of Liberty.

The organization has 67,600 members. Twenty-four states are represented by 150 delegates.

KERMIT ROOSEVELT

Wants to Kill a Bear and Beat His Father's Record.

Chicago, Aug. 22.—A dispatch to the Tribune from Deadwood, S. D., says:

Kermit Roosevelt, Stanley Bullock and Paul Martin, in the care of Captain Seth Bullock and the guides, Burt Tilley and Will Harding left here last night for a ten days' hunting trip. The three lads are about the same age.

Kermit Roosevelt was the recipient of much attention here and talked good naturedly with everyone he met.

"If I can only get a bear," he said, "my highest ambition is to beat my father's bear slaying record but I scarcely expect to do that."

THREATENED WITH DEATH.

Chinese Ministers Who Oppose Anti-American Boycott.

Victoria, B. C., Aug. 22.—Advices were received by the steamer Shawmut that San Francisco Chinese sent a lengthly cablegram to ministers of the Chinese foreign office threatening them with assassination if they opposed the boycott against American goods. The telegram which purported to be from "100,000 Chinese residents in America," stated that a "brave hero would be sent to punish them." San Francisco Chinese stated that they were doing all possible to aid the boycott.

ILLINOIS AND OTHER STATES SHAKEN BY EARTHQUAKE

Chicago, Aug. 22.—Illinois was shaken by an earthquake shortly after 11 o'clock last night, the most severe in recent years. The shock in the southern part of the state, especially in the region surrounding east St. Louis, was severe enough to rattle dishes and furniture, cause dogs to bark as in alarm and children to awaken and cry. Houses creaked and in many instances their occupants rushed out in terror, fearing that the straining beams and joists would give way.

As far north as Springfield the shock was distinctly felt. Farther north it grew less perceptible, until in the region of Chicago it was not noticed, although it is expected that the delicate instruments placed in the office of the weather bureau, will, when examined, show that a seismic disturbance was recorded. The office was closed last night before the shock came and the instruments could not be consulted.

Not only in Illinois, but western Kentucky and parts of Tennessee and Indiana were shaken. Messages from the different towns in those states say that three distinct shocks in quick succession were felt. The waves of the earth motion seemed to be from east and west.

FRENCH MINISTER DEMANDS INDEMNITY FROM MOROCCO

Tangier, Aug. 22.—The French minister, Strenetaillandier, has presented to the sultan, Mulai Abdel Aziz, an energetic demand for an indemnity of $2,000 for the recent arrest of a Franco-Algerian citizen. The minister also demands the punishment of the official responsible for the arrest and an additional indemnity of $100 daily until the prisoner is released.

It is believed that the sultan will promptly grant the demands of the minister, as it is definitely known that the French government is determined to adopt forcible means to bring the sultan to terms should satisfaction not be immediately given, including, if necessary, the occupation of a Moroccoan port.

This incident is independent of the Franco-German controversy regarding the proposed international difference. Indeed, it is known that Germany approves the course of France in resenting the unwarranted arrest of one of her citizens.

This German approval goes even beyond the desire of France, as the German government has given official notification of its intentions to support the action of the French government, whereas, the latter has not sought, directly or indirectly, any support in maintaining the rights of French citizens.

Morroccan officials recently arrested the chief of the Algerian settlement at Gharb because of local troubles. The demand of the French minister for the release of the Algerian was refused, the sultan claiming that all Mussulmans the moment they entered Moorish territory come under his jurisdiction as saliph or islim.

Bryan Home Again.

Lincoln, Neb., Aug. 22.—W. J. Bryan is home for a short rest from his lecturing engagements, which will conclude, he announced, in two weeks. Mr. Bryan's son, William, who has been in a hospital at Chicago, but has nearly recovered, accompanied his father home.

In September Mr. Bryan and his son will go to San Francisco, to sail from that place for the orient, instead of to Europe, as has been previously announced.

Battenberg at Montreal.

Montreal, Quebec, Aug. 22.—Prince Louis of Battenberg, accompanied by five of his staff officers, arrived here today on a special train from Quebec. He was met by a reception committee representing the city. The visit of the prince will be observed by festivities lasting two days. Prince Louis will visit Ottawa, Toronto and Niagara Falls, before returning to the fleet, which will remain anchored before Quebec.

National Tennis Championship.

New Port, R. I., Aug. 22.—The largest number of players that ever played in a tennis tournament began here today, when the twenty-sixth national championship opened, 105 players from all parts of the country having sent in their names for the singles event.

In addition to the 50-odd matches in singles, there was scheduled for today a contest between the champions of the east and the west in doubles—F. B. Alexander and H. H. Hackett and Kreigh Collins and H. P. Weidner, respectively, the winners to meet the present national champions, Holcombe Warde and B. C. Wright, on the same court tomorrow.

The eastern champions in doubles, Hackett and Alexander, beat the western champions, Collins and Waidner, 6-4, 6-4, 6-4.

COUNCIL PRONOUNCED FOR CONCLUSION OF PEACE

Paris, Aug. 22.—The St. Petersburg correspondent of the Temps contradicts the reports sent to the London Times and the Berlin Lokal Anzieger, to the effect that at a council held at Peterhof, it was decided not to make further peace concessions. He says that the council on the contrary, pronounced by a small majority for the conclusion of peace and that the emperor has ordered the Russian delegates to make a new proposition relative to indemnity.

The correspondent adds that the Russian delegates have received telegrams from the generals in the field, urging against the conclusion of an unfavorable peace, as the army feels sure of victory.

TERRIBLE VOYAGE OF STEAMER ATHOS

Soon After Leaving Port an Eccentric Rod Broke and She Drifted At Mercy of the Waves.

PASSENGERS FACED FAMINE.

Crew Came Near Mutinying—An Ordinary Six Days' Run Took Seventeen Days.

New York, Aug. 22.—The steamer Athos, 17 days late, with eight passengers and a cargo of rotted bananas and with the bones of half eaten sharks on board to indicate the perils of her voyage, arrived off Scotland lightship last night.

On July 6, the Donald Steamship company's steamer Athos left Port Antonio, Jamaica, for New York, a six days' voyage, with provisions in plenty for this short period. Three hours out of port an eccentric rod broke and from that hour until last Sunday, proceeding sometimes only an hour a day under her own steam, the Athos drifted at the mercy of storms, in constant danger of famine, once without drinking water, and receiving supplies from time to time off passing vessels until Aug. 20 the disabled steamer gave up and signalled the steamer Allai for a tow. This steamer brought the Athos to New York. The trouble was in the engine all the time. From July 30 to Aug. 7 one to two breaks daily in the engine were recorded. The log shows that the delay was only 30 minutes long on Aug. 5. Two days later the catching of sharks is recorded. Chinamen on board attempted to eat the sharks, but the meat made them ill and the fish were thrown into the sea. During the next two days boats were lowered from the Athos in search of food fish.

On Aug. 8 the disabled steamer sighted the Adirondak and signaled "All well on board," but on the 10th the last tank of water was opened and was found to be tainted with the juice of rotting bananas.

Some dolphin were caught two days later and on Aug. 13 the incipient famine was further relieved by the steamer Montevideo, which supplied provisions.

For nearly a week, between Aug. 10 and Aug. 17, the engine's shaft was useless and not only was the steamer forced to drift about while repairs were under way, but for two days of this period a great storm and high seas broke over the helpless steamship. The log meanwhile indicates that more dolphin were caught. Finally on Aug. 18 the coupling flange broke and the Athos abandoned an attempt to reach New York under her own steam, after 26 days of continuous accident. It was decided to accept the first offer of a tow. This did not come for two days, during which a second food famine was averted by the steamer Vera, which came alongside the Athos, supplying eatables and drinkables.

Worse than the dangers of the sea, famine or thirst, the passengers say, was the odor of the decaying of the banana cargo.

At Scotland lightship last night the tow line broke as a last chapter in her long series of accidents and the Athos could not repair the broken line in the darkness, but anchored for the night while the Allai brought her passengers to quarantine. Today tugs were sent out to bring the Athos into port.

The passengers were John Douglas Donald, son of the owner of the Athos; Miss Julie Anna Damshee, the boy's aunt; Mr. and Mrs. Morriss Lunn of Rosenank, Staten island, and Keith and Fred Saunders of Bay Ridge, N. J., boy friends of young Donald and Henry Tamke. The entire party were guests of John A. Donald, president of the Donald Steamship company, who sent them on the Athos for a summer vacation trip.

The Allai towed the Athos 267 miles.

Passengers of the Athos, on landing today, reported that the famine caused small mutinies among the ship's crew of 18 Chinese. Trouble first started among the coolies over the dearth of tobacco and rice. A negro helper was stabbed during one of the fights of the hungry crew, but the officers and passengers were not seriously menaced. At one time the only water to be had was ocean brine which had been boiled and condensed. One swallow a day to each person was all this process furnished.

DESTRUCTIVE FIRE IN PORTLAND, OREGON.

Portland, Aug. 22.—Fire which started in a restaurant on the north side of East Stark street about 100 feet east of Union avenue completely destroyed four blocks in which was the business center of Old East Portland early today.

The loss is approximately $150,000. The insurance will probably cover a third of the loss.

With but few exceptions the 20 buildings destroyed were shacks, mostly occupied by Chinese laundries and second hand stores. There were, however, several pretentious structures in the burned district, including the old Cully block, on the northeast corner of Union and East Oak, the Kadderly block on the east side of Grand avenue, and between East Oak and East Pine, and the east Portland I. O. O. F. hall, on the southeast corner of East Pine and Grand avenue.

In addition to these the city will lose heavily on account of elevated roadways burned.

The area burned lies almost entirely over a gulch and is built on staging. This gave the fire an immense draft and it swept from one shack to another with indescribable rapidity.

The fire department was powerless to control the flames until they reached buildings on solid ground.

The area burned extends from the northeast intersection of East Stark and Union avenue, north along the east side of Union avenue to East Pine street, along the south side of East Pine to East Sixth, south to East Stark and west to Union avenue.

The only thing that remains standing is the badly damages trestle along Grand avenue, on which the tracks of the Portland consolidated run; one wall of the Kadderley building and the front of the Cully block. These two and the Iowa hotel building in which the fire started were three story brick structures. The hotel was valued at about $20,000, the Cully block $30,000, the Kadderly buildings, including the stock about $60,000, and the I. O. O. F. building about $5,000. The balance of the loss is in small amounts ranging from $100 to $2,500.

PRESIDENT AGAIN TAKES ACTION.

His Personal Representative Has A Special Conference with M. Witte and Baron de Rosen.

WHO HE IS IS NOT KNOWN.

A Distinct Lull in the Negotiations at Portsmouth is Very Noticeable.

FRANCE IS DEEPLY SOLICITOUS.

Much Concerned Over the Crisis—Optimistic Feeling of the Bourse Is Dispelled.

Portsmouth, Aug. 22.—At 1 o'clock today a personal representative of President Roosevelt was closeted with M. Witte and Baron Rosen in the naval general stores building at the navy yard. The appointment of the conference was made through Secy. Peirce last night. It is not yet known who the emissary of the president is. This sensation is yet unknown at the Wentworth. Since 12:30 the correspondents have been waiting on the veranda of M. Witte's apartments, where he had an appointment to meet them at that hour to be photographed with them.

They awaited his coming for half an hour and then dispersed, and every one is wondering where M. Witte is and whether he forgot his engagement. The conference is supposed to have begun about half-past 12. M. Witte and Baron Rosen left the hotel this morning in an automobile, supposedly for a ride. Mr. Peirce has not been at either hotels since this morning, and it is supposed he is at the navy yard where he may have received the president's envoy and presented him to the plenipotentiaries.

The conference between M. Witte, Baron de Rosen and the president's messenger at the navy yard ended at 1:10 this afternoon. M. Witte and Baron de Rosen entered their automobile and returned to the hotel. The president's messenger remained behind in the naval stores building and lunched with Secy. Peirce.

After the newspaper men who had been in waiting about an hour for M. Witte and Baron de Rosen to keep their appointment to be photographed in a groupe, one of the Russian attaches leisurely sauntered up and suggested that, inasmuch as M. Witte and Baron de Rosen had evidently been delayed, it would be advisable to postpone the appointment until 2 o'clock. Not the slightest suggestion was made of the important character of the business which had detained the Russian envoys.

The greatest care had been taken to prevent the facts of the secret meeting from being made public. It has been intimated that M. Witte and Baron De Rosen had gone to York harbor for a ride. The true reason for the postponement of today's session of the conference is now apparent.

LULL IN NEGOTIATIONS.

Oyster Bay, Aug. 2. Though President Roosevelt has not relaxed in the least his efforts to bring the Russian and Japanese envoys into agreement, a distinct lull in the negotiations was noticeable here today. No visitors on business connected with the peace proceedings were expected.

Assistant Secy. of State Peirce at Portsmouth is keeping the president advised of the developments in the situation there, but the precise nature of the information he transmits is not disclosed.

So long as the conference remains in session, the president will hold himself in readiness to assist the envoys in any proper way to reach a successful conclusion of their mission. He is very much in earnest in the efforts he is making now to clear the way to an agreement, and it is believed his strong feeling in the matter has impressed itself upon the minds of the conferes.

That the president's earnestness took a practical turn in his conferences with Ambassador De Rosen and Baron Kaneko is beyond question, but there are reasons for the belief that the full purport of his proposals has not yet appeared. It is felt here that as an immediate break in the conference seems to have been averted, there is yet hope of a successful issue of the conference.

FRANCE IS SOLICITOUS.

Paris, Aug. 22.—A feeling of deep solicitude prevails concerning the crisis at Portsmouth, which officials expect will continue for some days pending the last desperate efforts to avert a rupture. The officials took a discouraging turn apparently as the result of confidential advices through official Russian sources.

The bourse today at first showed surprising buoyancy, Russian fours opened at an advance of 25 centimes, but later discouraging advices from Portsmouth, for the first time dispelled the optimistic feeling of the market and caused a general decline. Shortly before the close Russians and other securities were heavily offered and the closing was weak. This was in marked contrast to the steady sentiment of conference heretofore prevailing. Financiers continue hopeful that Prest. Roosevelt will find a way to prevent a renewal of the war, but at the same time they say that a continuation of the war will not seriously affect the market, owing to the fact that Russia has enough balance in Paris from the last loan to carry on operations for several months. Nevertheless the uncertainties of the situation have produced a feeling of nervous apprehension throughout official, financial and diplomatic quarters.

It is semi-officially announced that the special cabinet council to be held Thursday will be confined to topics concerning Morroco and the fixing of the date of the reassembling of the parliament. The omission of any reference to the peace negotiations is ominous of a growing disposition to hold aloof from profitless intervention.

The prevailing view among officials is that President Roosevelt, having initiated the movement, should cope with the difficulties without outside interference. French journalists at Portsmouth continue to quote M. Witte and other members of the Russian mission as declaring that a rupture is inevitable. Dispatches from St. Petersburg reflect the same sentiment.

BARBER COLLEGE IS INVESTIGATED.

State Board Brings it Up Standing for Keeping an Alleged Filthy Place of Business.

SECRETARY HILL'S TESTIMONY.

Female Barber Takes Exceptions to His Statements and Avers That Shop is Kept Clean.

The Moler Barber college was on trial this morning before the state board of barber examiners, and its "students," to the number of about 15, were given such a grilling in the ways of shaving men and boys as they never will have to pass at the hands of the college to enter the profession. The complaint for which the college was on trial was sworn to by Perley A. Hill, secretary of the board. It alleged that the shop was maintained in an uncleanly and unsanitary condition, to the detriment of the health of those who patronized it, and called upon them to show cause why their license should not be revoked.

The hearing occurred in the office of Dr. C. M. Benedict, treasurer of the board, and there were present President E. D. Harris, Treasurer C. M. Benedict and Secretary Perley A. Hill. Manager S. W. Thompson of the college was present in answer to summons, and was represented by Attorney S. P. Armstrong. The witnesses included nearly all the employes and students of both the back and front rooms of the "college."

MR. HILL'S TESTIMONY.

Mr. Hill testified to quite a different set of facts to what the amateur barbers did, and pictured conditions as he saw them in an inspection of the college in a decidedly unfavorable light.

He stated that on Aug. 7 he called at the college among a number of shops, and looked it over. He noticed that in the back room the aprons in use were exceedingly filthy, the coats of the barbers were soiled from long use, the table on which the razors were lying was dirty, and the razors had deposits from former shavings upon them. In the room was no hot water supply, and the jars of formaldahyde, or the jars that were supposed to contain formaldyhyde, were full of flies and had but a little of the disinfectant in them. The towels in use in wiping the lather off the patient in the chair, were very dirty, and showed that they had been used more than once.

Even in the front room a barber would use a towel already used to wipe off an application of lather, and all of this was contrary to law, and against the peace and dignity of the state.

A FEMALE SHAVER.

The first witness for the defense was a pretty young lady, who shaved in chair number three, and never once in all her life used the same towel on more than one person. Moreover, the men whose beards she trimmed never once were treated to a cold water lather instead of a hot water application. The witness was Miss May Gill, and when, after telling how spotlessly clean she was herself, she was asked how about the man on the chair next to her's. She replied indignantly that she had never even looked at him in all her career as a barber, and hadn't the slightest idea whether he used the same towel once or a dozen times.

The large number of witnesses compelled the continuance of the trial until this afternoon. Among those examined this morning were Chris Hazelman, Ren Shill, Frank Shill and Fred Meakin. This is the second time the college has been up on a charge of this nature.

USED A POCKET KNIFE.

A. C. Allen Held to District Court for Assault on Archie Webb.

A. C. Allen a porter working for the Pullman company, was given a preliminary hearing before Judge Whitaker this morning on the charge of assaulting with a deadly weapon, one Archie Webb. It was alleged that the men engaged in an altercation over a hair brush, and that Allen stabbed Webb twice with a pocket-knife. The court, after hearing the evidence, held Allen to answer to the charge in the district court.

HAYFORD STOLE BRASS.

For This Offense He Will Spend Ninety Days in City Jail.

A. C. Hayford, a young man accused of stealing $10 worth of brass from the O. S. L. yards, pleaded guilty in Judge Whitaker's court this morning, and was sentenced to serve 90 days at labor in the city jail. Hayford was accompanied in court by his young wife and their infant. Mrs. Hayford was greatly affected by her husband's severe sentence.

HAD THEM GOING SOME.

"Indians" Swoop Down on Governor's Party at Payson.

The "Indians" who maneuvered on the occasion of the visit of the governor and his staff to the Payson Indian war veteran celebration, had a great time with his excellency and his military aides. The latter had started for the depot in their carriage when they presently discovered that a redskin in full war paint was following them. Forty years ago, this fact would have occasioned intense anxiety, if not positive fear. But, at this time, the sensation was rather one of a morbid curiosity, as to what might possibly be up. Presently, the lone Injun waved his spear, and in a jiffy a score of braves came flying over the crest of the hill toward the governor and his aides and escort. Still, there was curiosity rather than fear on the part of the gubernatorial party.

In a few minutes, the bucks in their war paint came swooping down on the party, and the latter then hurried toward the depot. But they were overtaken by the attacking redskins, and "a hot fight" ensued, and the driver of the governor's carriage made his horses do the hot foot stunt for the depot. The station was reached, as the attacking party and party attacked flew scrimmaging through the streets of Payson.

The "Indians" then varied the performance by holding up the train in good old-fashioned plains style, amid the orthodox and traditional whoops, firing of guns, brandishing of spears and a general hullabaloo, intended to do some fall terrifying. However, there was no blood spilled, no scalps taken, and no express car blown up, though from the racket that was made, the unsophisticated observer might have thought his hair in violent danger.

The gubernatorial party was late, and had to make a dash for the cars in order to get off; and the train finally pulled out amid a series of war whoops that made the locomotive's whistle "go way back and sit down."

SHOT TOO SOON.

Premature Duck Hunters Fall Into Hands of County Game Warden.

The duck hunter who really can't wait till the end of the closed season, should not fail to provide among his ammunition a few $10-bills for wadding. They are not to be fired into the flock of ducks, though, but must be dropped at the office of the nearest justice of the peace. An obliging game warden, too, will be handy to relieve the hunter of his ducks and consume them.

This condition of things is just what Charles Brodelsen and M. G. Reichert encountered yesterday afternoon, when they dropped $10 each at the suggestion of Dana T. Smith, and had the satisfaction of hearing from County Game Warden Bingley that he enjoyed their mess of ducks immensely. Bingley ran onto the hunters Saturday and found in their possession two ducks and a snipe. He placed them under arrest, and on being tried, they were found guilty and fined $10 each. The warden promises to be very watchful of the ponds till Oct. 1, to protect both the hunters who obey the law and the birds who are entitled to their out of season comfort.

SCHOOL BOARD FILES ANSWER.

The board of education has filed its answer to the condemnation proceedings instituted against it in the district court by the San Pedro Los Angeles and Salt Lake Railroad company, which seeks to condemn a right of way over the Uintah school grounds, located in the southwestern part of the city. The board alleges in its answer that it has a fine school building on the property and that there are about 160 children who attend school there regularly and the maintenance of a railroad over part of the property would materially interfere with the school. It is claimed the purpose to which the ground is now put is a more important public use than that which the plaintiff seeks to condemn it for. Judgment is therefore asked that plaintiff take nothing by its complaint.

LIEUT. MORRIS HERE.

Utah Officer in Uncle Sam's Navy Visiting His Parents.

Lieut. Robert Morris, U. S. N., is visiting in the city with his parents, Mr. and Mrs. Jos. R. Morris. The lieutenant has just completed a year and a half's service at the Olangapo naval station, P. I., and is home awaiting orders for duty elsewhere. He anticipates an assignment to some station or vessel on the North Atlantic.

Mr. Morris is one of Utah's fine officers in Uncle Sam's navy. He was appointed to a cadetship at Annapolis in 1896 by Representative Allen, from which institution he graduated in 1900 and since then has served on the Pacific and Asiatic stations.

LOST HIS CLOTHES.

But the Reason Was He Was in the Wrong Bathroom.

Harry Cole, the well known stock broker, went out to the lake Saturday to take a bath. There is nothing unusual in this, as Harry does so quite frequently. But on emerging from the briny deep he betook himself to what he considered the proper bathroom, only to find that his clothing, every stitch of it, had vanished, he knew not where. Then it was that Harry, according to the story, waxed wroth. He accused the management of the resort with being in cahoots with the thieves and showered a regular fusillade of invectives on their innocent heads. Later he regained his reason and in sober soliloquy wondered if it was not all his own fault. He examined the bathroom again and found it was in the 500's, whereas he had divested himself of his wardrobe in the 600's. This explained the whole difficulty and on learning where he was at, Mr. Cole immediately repaired to the proper place, put his clothes on and with an apologetic air sauntered out into the open.

LIVELY BIDDING.

Contractors Eager to Do the Work on The Water Conduit.

From all indications there will be some pretty lively competition in the bidding on the contract for the construction of the city's Big Cottonwood water conduit. The city engineer has received requests for copies of the plans and specifications for the work from 20 contractors. Of that number five are local contractors and the others are outsiders. The original plans for the conduit called for an expenditure of $350,000, but the plans have been revised and it is estimated that the cost will be much less. Bids for the work will be received by the board of public works up to Sept. 4.

ROCK CRUSHER COMING.

Will Arrive Tomorrow and be Installed At Hanauer Slag Dump.

The new rock crusher purchased by the county commissioners will arrive tomorrow and will be installed at the Hanauer slag dump, which the county has leased for 10 years. As soon as it is installed, the work of laying slag on the county roads will be commenced, and the county will soon have some first-class roads. Twelfth South street will be macadamized with slag first, and it is the intention of the commissioners to make it a fine boulevard. As soon as that street is fixed up, State road from Twelfth South to Murray will receive attention and will be macadamized, after which a number of other county roads will be macadamized.

OGDEN CHOIR MAKES BIG HIT.

Sweet Singers from Utah Score Triumph at Opening Session Of Irrigation Congress.

TOM RICHARDSON'S TRIBUTE.

Tells Congress That This is Utah's Offering to it and Lewis & Clark Fair.

MISS GATES GIVEN AN OVATION.

Prof. McClellan, Prof. Ballantyne and Mrs. McClurg Called For by Large Audience.

(Special to the "News.")

Portland, Ore., Aug. 22.—"I don't blame you a bit for it is the greatest musical treat the people of Portland ever had." So declared Tom Richardson in an eloquent burst of speech at the Music Hall last night, as the great audience which filled it to the last seat in the gallery, cheered and clamored for an encore. For three minutes Mr. Richardson stood his ground, waving and attempting to stay the demands of the audience, which responded again and again with volley after volley of appreciative applause. But as master of ceremonies he repeated firmly, "Not tonight, not tonight, but tomorrow night, I adjure you." So, after a time the audience was quieted under the assurance that the work of the Irrigation congress must proceed, and that there would be no other chances to hear the Ogden Tabernacle choir, which had in succession just given in superb style and finish Prof. McClellan's "Irrigation Ode," words by Mrs. McClurg, and "The Soldier's Chorus." In the first named Emma Lucy Gates, granddaughter of President Brigham Young, the father of irrigation in modern America, sang like the silver-throated nightingale of Utah that she is, the soprano part of the desert's cry. With the splendid chorus support she received the effect was electrical, and many a crystal fount was seen to flow in the moistened eyes of the veteran delegates. It was indeed a rare scene, a tribute such as but few organizations ever received. In concluding his speech Chairman Richardson said:

RICHARDSON'S TRIBUTE.

"I want to tell you that this is the greatest 200 voice chorus in the United States, and that Mapleson in his palmiest days as a conductor never had any thing better. I also want to remind you that this marvelous music has come from "Mormon" throats, that every singer in the choir is a "mormon" and that collectively they have come to help this congress out, to show the people of Portland and the Lewis and Clark exposition what they can do, and more than that they are making the trip and the demonstration at a cost of more than $11,000. That is the offering that the splendid and enterprising city of Ogden lays at our feet this week."

ARTISTS CALLED FOR.

Then there were demands for the artists who had been heard. Miss Gates, Mr. West and last, but not least, Professors Ballantyne and McClellan, the former having wielded his baton like a master and the latter acting as accompanist, not only of his own work, but also in the "Soldiers' Chorus." Each was given an ovation. Mrs. McClurg was called for and made a speech.

PRAISED BY OREGONIAN.

Tonight the choir gives its first regular concert. Of its work last night, the Portland Oregonian, which has been decidedly frigid to things "Mormon," this morning said: "Not since President Roosevelt touched the Golden key opened to the world the Lewis & Clark exposition has such an ovation been tendered any individual or number of individuals as was last night accorded the "Mormon" tabernacle choir of Ogden which rendered the Irrigation Ode before an assembly that packed the auditorium from pit to dome. For fully ten minutes after the magnificent volume of the splendidly trained voices had echoed out across the Dream City the applause of the thousands of appreciative hearers continued."

ALL DOUBT DISPELLED.

If there was any question of the appreciation of the music loving public of Portland for good music it must have been dispelled. Director Joseph Balantyne led the 200 vocalists composing the chorus from a dias at the front of the large stage, with the piano at the right in front and the choir arranged in a semi-circle.

Miss Emma Lucy Gates, the sweet voiced singer, sang the words of the ode to the magnificent musical arrangement of John J. McClellan, the talented and modest accompanist of the choir, with such ease and perfection as to thoroughly captivate the crowd.

Applause punctuated rests in the composition more than once, and at the conclusion of the tribute to the cause of irrigation the enthusiasm of approval was superb in its expression. "The Soldiers' Chorus (Gounod) was sung as an encore, and again the audience gave prolonged applause in the hope of receiving further entertainment from the musicians who traveled 300 miles to attend the session. Secy. Tom Richardson, with marked difficulty, suppressed the demand for a continuance of the entertainment that the program of the evening might be taken up.

Architect Waterhouse Dead.

London, Aug. 22.—Alfred Waterhouse, a well known architect, and prominent member of the Royal academy, died here today. He was born at Liverpool in 1833. Mr. Waterhouse designed many of the great buildings.