

The French say that "Nothing is a fooder without a leg!" and that is about the only thing you can't buy or sell through advertising.

12 PAGES—LAST EDITION

FOR TWO DEAD IDENTIFIED

Fifty-one Bodies Recovered From Cars That Plunged Into Water Near Atlantic City.

MARY ARE UNACCOUNTED FOR.

Gen. Manager Atterbury of the Pennsylvania Declines to Make Any Statement.

List of Victims Continues to Grow—Already More Than Half a Hundred Have Been Recovered.

Atlantic City, N. J., Oct. 28.—As the details of yesterday's terrible wreck on the electric line of the West Jersey & Seaboard Railroad developed during the night, the disaster became more appalling. The total number of persons whose lives were snuffed out almost instantly is probably 66, with nearly a score injured, several of whom, it is thought, will die.

At 11 o'clock today 51 bodies had been recovered from the two cars loaded with men, women and children, which plunged into the water, and one of the cars had been brought to the surface. How many of the bodies are those of the dead is not known, but with the second car it is thought that the bodies of the dead are being recovered outside of the car.

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THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

LANGDON DISTRICT ATTY. DE FACTO

Superior Judge T. F. Graham Hands Down a Decision to That Effect.

POLICE CLEARED COURTROOM.

San Francisco Board of Supervisors Calls Meeting to Resist Attacks on Union Administration.

San Francisco, Oct. 28.—Unattended by excitement or disorder such as marked the proceedings of last Friday afternoon, the session of court held this morning was nevertheless of great importance.

Superior Judge T. F. Graham was on the bench scarcely five minutes, yet the time sufficed for his recognition of W. H. Langdon as district attorney de facto and his announcement of a decision which will authorize Asst. Prosecutor Francis J. Heney to proceed with the examination of the members of the grand jury for the purpose of determining their qualifications to serve.

It may be confidently stated that the delay is not occasioned by any serious trouble. A merely technical point on one phase of the transaction has been raised, and it is certain that that will be settled within a very short time, perhaps during the day.

The brief character of the proceedings surprised and bewildered many of those in the courtroom who had expected a long argument before the decision was rendered. The fact that Dist. Atty. Langdon had been recognized by Judge Graham was not generally known until the police began to clear the courtroom.

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THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

THE LIGHT AND RAILWAY DEAL

The Date for Transferring Stock And Reorganizing Goes Over Another Day.

BANCROFT TO BE PRESIDENT.

General Manager is to be an Experienced and Up-to-Date Eastern Railroad Man.

Some Money is Said to Have Passed Through Local Banks in the Transaction Today.

The date for transferring the stock of the Utah Light & Railway company and electing a president of the reorganized corporation was again deferred today. The directors of the old company met at 10 o'clock this morning and adjourned until the same hour tomorrow, when it is said there is little doubt that the transfer will be made and the reorganization completed.

It may be confidently stated that the delay is not occasioned by any serious trouble. A merely technical point on one phase of the transaction has been raised, and it is certain that that will be settled within a very short time, perhaps during the day.

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THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

AUTO RIDES COME HIGH IN NEVADA

Utah Mining Men Pay One Thousand Dollars to Go to Greenwater.

DISTANCE OF FIFTY MILES.

Much Excitement Over New Inyo County, California Copper Camp.

Special Correspondence.

Rhyolite, Nev., Oct. 27.—Think of paying \$1,000 for the use of an automobile for a trip of not to exceed four days' duration. It would not take long to pay for a machine at that rate; but the sum stated is what it cost a party of Utahans to go from here to Greenwater, the new copper camp over in Inyo county, California a few days ago.

The distance from Rhyolite is only about 54 miles; the roads are in fairly good shape and the trip one way can be made in not to exceed four days. Nevertheless that is what it costs and mining men figure that they are getting off easy if they can hire an automobile and chauffeur on the basis of \$250 per day.

The party referred to consisted of Lafayette Holbrook and Sam A. King of Provo, David Evans, formerly a well known mining operator and attorney of Salt Lake, and a Mr. Tipton, the young Bullfrog mining man who recently sold the Polaris mine adjoining the famous Montgomery Shoshone, his interest bringing \$350,000 cash.

Mr. Holbrook and associates had secured a short time option on a copper property at Greenwater and if it had cost twice as much as it did for the auto they would have gone in anyway. It was a case of necessity. Others were after the ground and willing to pay higher prices for it, so it was in the nature of a race to see who would get there first.

Outside of the excitement in western and southern Nevada attending the opening of the Walker Lake Indian reservation, Greenwater has the call and, as was the case in Ely and Yerington, Utah mining men have not been slow in getting in early and securing some of the best ground.

A brother of Sam King has arrived from Spokane and has formed a partnership with the latter to engage in the practice of law at Rhyolite. The new firm in opening up an office in a building centrally located, Curtis P. Mason, formerly manager of Fairbanks, Morse & Co.'s Salt Lake house, but now representing a Los Angeles firm, is in camp at Greenwater, the week placed orders for 10 gasoline holding plants.

KILLED WHILE LOGGING.

Santa Rosa, Cal., Oct. 28.—James Antonio, Jr., was so severely injured Saturday while working on a logging train that he died shortly afterwards. Antonio's father was drowned about a month ago in the Russian river at almost the same spot where his son was fatally injured.

SEPARATE SCHOOLS FOR JAPANESE CHILDREN.

San Francisco, Oct. 28.—"When Secy. Victor Metcalf arrives to inquire into the action taken by the board of education of the city and county of San Francisco, in providing a separate school for Japanese children, we will meet him more than half way," was the statement of President Aaron Altman today.

The position taken by the board was for the best interests of the public schools of San Francisco and in strict conformity with the state law. We believed that the best interests of the children of Japanese parentage to a separate school. If we have erred, and can be shown whereby we have done so, the board will be more than pleased to correct its mistake—if any has been made.

"Without receding from our position, the board claims that the fault—if any exists—is with the legislative body of the state. In plan and unmistakable language that particular section of the statute under which the board acted states that all children of oriental parentage shall be placed in a separate school. The board would like to have the constitutionality of this statute tested in the courts."

City School Supt. Alfred Roncovieri said the coming of Secy. Metcalf to San Francisco was unnecessary, as the exclusion of Japanese from the public schools provided for white children is required by law.

Many of the so-called Japanese school children, said President Roncovieri, "are men of from 20 to 25 years of age. They have no right to attend the schools established for our boys and girls, and we would not allow white men of the same age to go to these schools. These pupils are largely of the Japanese servant class, working for their board and lodging. They are to be commended for so working, but they are not entitled to go to school like little boys and girls."

THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

MRS. VOSS CAUSES SCENE IN COURT

Wife of Murdered Man Pounces Upon Slayer of Her Husband.

SHE MADE FURIOUS ATTACK.

Blow After Blow Was Rained on The Head and Face of the Prisoner. A. T. Day.

Assault Made While Witnesses Were Taking Their Places Before Beginning of Preliminary Hearing.

Shortly after 9 o'clock this morning, Mrs. H. H. Voss, whose husband was murdered on Oct. 14, by A. T. Day, made an assault upon the latter as he was about to be called before Judge Diehl, and but for the strenuous efforts of officers, would doubtless have done him much bodily injury. The occurrence, entirely unlooked for, was witnessed by a courtroom full of people, including several deputy sheriffs and many police officers.

WHEN ASSAULT OCCURRED.

The witnesses in the case had been called within the railing, and Mrs. Voss, heavily veiled, stepped also and was motioned by Judge Diehl to take a seat on the west side of the room. She started in the direction indicated, and when directly in front of the witness stand, she pounced upon him with the fury of a tigress. The movement was so quick and unexpected that no one could stay the infuriated woman though several officers were almost within reach of her. Blow after blow was rained upon the head and face of the prisoner before his assailant could be pulled away from him, and the efforts of three minions of the law and a bystander to do so. Day attempted to rise to his feet to defend himself, but he was powerless in the hands of Mrs. Voss, who is a very large woman, and besides she was wrought up to a pitch that bordered on frenzy.

OFFICERS INTERFERED.

A number of colored people who were sitting outside the railing and immediately behind Day, and who evidently were sympathizers with the woman, rushed as near as they could to where the struggle was going on, and would have taken a hand in separating her from her victim, had the officers not succeeded in taking her away.

ORDERED FROM COURT.

Judge Diehl ordered Mrs. Voss to be taken from the courtroom, and she was not permitted to again enter it during the whole of the hearing. The excitement incident to the unusual happening subsided in a short time, and nothing gave evidence of the fierce onslaught, except the look of fear and apprehension manifested by Day for the remainder of the forenoon. He resembled nothing so much as a wild animal at bay, expecting every moment to be attacked.

JOSEPH WARE TESTIFIES.

The first witness called was Joseph Ware, who was present when Voss was killed, and who testified that during the time on suspicion of having been an accomplice of the murderer. He was in prison four or five days, and was released when it was ascertained that he was in no way responsible for the death of Voss. He today told in detail of the events leading up to the shooting and of the deed itself. Ware and Mrs. Yarbber, his wife, were in the room when there that Day created a disturbance on the evening before he shot Voss. The object of his wrath on that occasion was Matthew Edwards, whom he had severely injured in a quarrel concerning the relations of Day and Mrs. Yarbber. The following morning, Day called at the room of Ware and apologized for his conduct of the night before, and asked Ware to give him a drink with him. Ware consented and the two had nearly reached the head of Franklin Avenue, when they met Voss, who was going to see Ware, and then mildly reproved Day for his assault upon the aged colored man, Edwards. Ware wanted to see Voss up on some private business, and leaving Day, the other two walked to Ware's room. Mrs. Yarbber came in from an adjoining room and was discussing the late disturbance with Voss, when Day suddenly appeared at the partly open door and said to Voss, "I have a word for you," and then fired a word, first the fatal shot. Voss was leaning against a trunk in the room and fell almost at the feet of Mrs. Yarbber.

DAMAGING TESTIMONY.

The testimony of Ware was very damaging to the prisoner, and was examined by Attorney W. W. Little, counsel for defense, the witness adhered strictly to his story and could not be made to contradict himself in the least particular.

EDWARDS TESTIFIES.

Matthew Edwards, who had been beaten by Day the night before the shooting, and who was arrested and was both examined, entirely along the lines of the trouble between Edwards and Day. Neither of them witnessed the killing of Voss, nor knew anything of the events immediately preceding it.

DAY BOUND OVER.

THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

UTAH RUINS.

Commissioner Richards Recommends That Prehistoric Ones be Preserved.

Washington, Oct. 28.—The annual report of the commissioner of the general land office, which was made public today, shows that the total receipts for the year ended June 30 were \$7,586,524, an increase over the preceding year of \$47,712. The total area of the land disposed of was 39,411.187 acres, an increase of 237,466 acres. All of the recommendations made by Commissioner Richards in his report of a year ago are renewed except in instances where Congress already has taken the action requested. Under the passed by the last session of Congress the land office has under consideration the establishment of various parks to protect the prehistoric ruins of Arizona, New Mexico, Colorado and Utah, which recently were made the subject of a report by Prof. Edgar L. Hewitt.

ACCIDENTS IN LOS ANGELES.

Seventy-five Fatal Ones in Twelve Months.

Los Angeles, Cal., Oct. 28.—Reports now on file with the recently appointed city council commission on railway accidents show that of the 75 fatal accidents electric roads in Los Angeles county during the 12 months from Sept. 1, 1905, to the same date this year, 45 took place in the city and 27 in the county outside the city limits. There were altogether entered 443 accidents, all of which were serious.

MORE CAVALRY LEAVES TO ROUND UP UTES.

Helena, Mont., Oct. 28.—Troop L, Sixth United States Cavalry, left Fort Keogh Sunday morning and troop M, left this morning in effect a junction with the troops from Fort Meade on the Upper Powder river in Wyoming, and endeavor to force the renegade Ute Indians to return to their reservation, says a special to the Montana Daily Record from Miles City. The troops from Keogh are taking supplies for the troops from Fort Meade. Fears that the Utes will stir up the Cheyenne Indians are considered groundless, as all the able-bodied Cheyennes are at present working on the grading of the Chicago, Milwaukee & St. Paul railway near here and are perfectly contented.

GEN. PALMER IMPROVED.

Colorado Springs, Oct. 28.—At 8 o'clock this morning the condition of Gen. Wm. J. Palmer, who was seriously injured Saturday by being thrown from a horse, is reported to be somewhat improved. The general passed a restful night and the improvement derived therefrom is very noticeable.

HEARST STARTS HIS LAST CAMPAIGN TOUR.

New York, Oct. 28.—William R. Hearst, independence league and Democratic candidate for governor, started today on his last tour of the state. Tonight he will speak at Syracuse and Auburn and tomorrow at Seneca Falls, Waterloo, Geneva and Rochester. Wednesday he will speak at Medina, Lockport and Niagara Falls, and tomorrow evening he will deliver three speeches in Buffalo. He will return to New York on Thursday and devote the remaining five days of the campaign to work in Greater New York.

Charles E. Hughes, Republican nominee for governor, spoke at Danville today. He said that corporations should not be recklessly and indiscriminately condemned but that the structures of the state they must be held to obedience to the laws.

"Public service corporations," said Mr. Hughes, "should be compelled to render the service which they are under charter obligation to provide. I desire to see in this matter the law making power and the administrative power of government responsive to the just demands of the people."

Insincerely on the part of Mr. Hearst and his managers was charged in a formal statement given out today by Republican State Chairman Woodruff.

TRIED TO WRECK A TOWER.

New York, Oct. 28.—Four men attempted today to wreck a high tower erected by poolroom men at the Jamaica race track from which to view the races. The men were discovered by the watchers in the employ of the poolroom interests and a sharp fight followed in which one of the rioters was badly hurt. The defenders of the structure were victorious.

INDEPENDENCE NOMINEES.

New York, Oct. 28.—A special session of the court of appeals will be held in Albany at 2 p. m. tomorrow to hear and pass upon the decision of the appellate division on the independence league nomination cases in New York county, which put most of the league's candidates off the official ballot. This announcement was made today by counsel for the league after a conference with Chief Judge Cullen of the court of appeals.

DEATH CAME SUDDENLY.

Eugene Branch, Jr., Bishop of Wellington, Dropped Dead at Price.

(Special to the "News.")

Price, Utah, Oct. 28.—Eugene Branch, Jr., bishop of Wellington ward of Carbon county, dropped dead in Price about 9:30 o'clock this morning in a building where he was doing some plastering. It is not yet known whether it was from heart failure or a broken blood vessel from a strain. He recently contracted for the erection of a small building for the Price Co-op and had finished the work all but plastering and while engaged in mixing mortar this morning the end came. He was about 48 years of age and came here from St. George in 1884, being a substantial citizen of this county ever since. He leaves a wife and a large family of children. One of his sons was with him at the time of death. He was engaged in the mercantile business also at Wellington. An inquest is now being held; funeral announcement will be made later.

PRISONER IN COUNTY JAIL.

The colored people left the courtroom in the best of order, and by the time that Sheriff Emery and Deputies Elmer and Axel Steele were ready to leave with the prisoner, not a colored man or woman was about the court. A day was handcuffed to P. S. Cooney, who had been arraigned for highway robbery, and was loaded into the patrol wagon and driven rapidly to the county jail.

THE DESERT EVENING NEWS.

MONDAY OCTOBER 29 1906 SALT LAKE CITY UTAH

CHRISTMAS NEWS

Will be Issued

SATURDAY, DECEMBER 15, 1906.

The theme of the issue will be

UTAH AND HER NEIGHBORS: Their Growth and Development During 1906, and Their Prospects for 1907.

The number will be issued in colors and enclosed in illuminated covers.

CHRISTMAS NEWS PRIZES.

In conformity with its custom in the past, which has proved so popular with the public, the Deseret News announces the following prizes for its Christmas issue.

First—A Prize of \$50.00 cash for the best Christmas Story submitted, not to exceed 8,500 words, about seven columns, or one page, of the Deseret News.

Second—A Prize of \$25.00 cash for the best Christmas poem not to exceed 1,200 words.

The competition will close on Nov. 20th, 1906. All stories and poems submitted must be addressed the Deseret News, Christmas Department, Salt Lake City, Utah. They must be signed with a nom de plume, or a fictitious name, and a separate envelope must be forwarded containing the real name of the author.

Manuscripts not accepted will be returned on receipt of postage.

General Manager Atterbury said this afternoon:

"I do not believe that Stewart, the bridge-tender, said anything like what has been attributed to him regarding the jacking up or alignment of the rails. It is not a fact that when the rails are swung the rails have to be re-set. The drawbridge is of the latest improved type. We have nothing to conceal, and I do not think we can know until we have seen the trucks of the derailed cars."

When asked the direct question as to his idea of the cause of the wreck, Mr. Atterbury said:

"Perhaps a broken flange or some part of the car's gear gave way. Mayor Stoy made the following statement:

"At the present time I am not prepared to say anything concerning the cause of the disaster. An investigation will be made, and wherever the blame belongs it will be fixed and the public may depend upon that. Coroner Gaskill and I are one in this purpose, and no man shall get away from us who has been in the wreck. Coroner Gaskill will today impanel a jury, but neither of us believe that it will be possible to hear until the next latter part of the week."

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