12 PAGES -LAST EDITION

MONDAY SEPTEMBER 23 1907 SALT LAKE CITY UTAH

FIFTY-SEVENTH YEAR

OWNERS tomorrow.

Some of the real estate advertised in

these columns today will have new

NURSE TESTIFIES REERS FOUGHT TWO

Hospital Official Says Doctor Told Her He Was Helpless To Defend Himself.

INQUEST AT OGDEN TODAY.

Attending Physician Holds That glunt Instrument Was Cause of Death Through Bruise.

Walker and Lawrence May Be Asked To Tell Details of Fight at Session This Afternoon.

An inquest over the body of Dr. Earl S. Beers was begun in Ogden to-

Ino men fought the doctor according to the story he told the nurse at the Ogden general hospital. The doors where the fight occurred

were locked. Gunnit, who locked them at the request of Lawrence, heard a struggle

and a man crying for help. The cab driver who took Beers to the hospital talked with him when he got out, conscious. He did not sink pio anconsciousness for several hours, and then because a blood clot formed on his brain from a fractured skull. iiis skull was thinner than the nor-

(Special to the "News.")

Ogden. Sept. 23 .- The inquest in the Beers murder case was called at 10 clock this morning before Acting Corener John D. Murphy, with the following jury empaneled: Henry Wilsms, John Spargo, John O'Nell,

The state was represented in the case y County Atty. Harris, who is taking be examination, and Dist. Atty. Hal-

sen who is assisting him. The defendants Walker and Lawce, are represented by Atty. Hutchon of Salt Lake. The court room a filled with spectators when the uring began, among the number be-several women. Mrs. Beers, wife the murdered man, together with aunt and father, are also present. ATTENDING PHYSICIAN.

The first witness called was Dr. R. S. byce, who testified that he was called a attend Dr. Earl S. Beers at the Og-ten general hospital Wednesday, Sept. heral hospital Wednesday, sept. We o'clock in the morning. Beers the dressing room of the hospital heral her ck of the right ear, a slight cut in sides of his mouth, a cut one ong over his right eye, and other about his face, which was ter-twollen. He dressed the injuries 1. During the time he was car-the patient he appeared to be sus, and did not lapse into unntll after he had been red to his home.

REMAINED CONSCIOUS.

r. Joyce testified that he returned time afterward to the hospital found the patient had lapsed into asclousness. He made an examinat the back of the ear, and found fracture had been inflicted, and d that an operation was necesthat an operation was necessition.

He performed the operation, alog the skull, and found a clot and on his brain large enough to all a teacup. This was removed the wound dressed, but the patient regain consciousness. He said the four teach is the four teach the said the four teach teach the four teach teach the four teach t regain consciousness. He said is examination showed the fact he skull of the deceased was only with of an inch thick, which is easily thinner than the average

INSTRUMENT USED.

When the doctor was asked what kind of an instrument the wound had been inflicted with, he said, "Some kind of a blunt instrument." When questioned closely upon this matter, however, he said he did not desire to inter by "blunt instrument" that it must also been an instrument of mechanical construction, but that it might have but that it might have flicted by a boot or a shoe, or by against something. He said the was not a cut, but a bruise, and aid be possible even for it to inflicted with a man's fist. asked him if he did not the instrument had been o al nature, to which the dec believe that it was.'

CAB DRIVERS STORY. witness called was T. C. driver of the Gurney cab ed Dr. Beers to the hoseved Dr. Beers to the hostestified that a gentleman
did not know and had not
came to the cab office and
sab. He got on the seat with
d they drove to the rear of the
Supply and Fixture commere on the alley between
arth ad Twenty-afth street,
who had riden with him
rem the cab and went to the
and called to "Ed." In a few
some one came to the door
red it. Then the man went in
a a couple of minutes he with
man heiped at third party, one
ide, out of the rear door, when out of the rear door, when iom they were assisting.
If into the cab. The man
Dalton (who was Lawim to take the man to the ch he did. Arriving the cabman was met Edwards, matron of the to asked the doctor if he to ley. He replied by shown was admitted Beers paid Gan axion manual norm. ook but I am feeling mighty

mult was the next witness told of the men meeting in m of the Electric Supply & upony's office, and of his all the coors of the room acthe tructions given him by the plso said he heard a ter help, and heard strugger room, the struggling and a perhaps, five minutes.

PRINCIPAL WITNESS. The procedution next called Miss tion-

Maud Edwards, matron of the Ogder general hespital, to the witness stand. Miss Edwards, testified that she met Doctor fleers at the door when he was driven up in a cab, and asked him where he came from and if he had any money. He replied that he had come from the place of bushess of the Ogden Supply & Fixture Co. and that he had money. She showed him into the dressing room, where he asked her what the price would be. TWO FOUGHT HIM.

TWO FOUGHT HIM.

Terms were arranged, and Dr. Reers was told that he must have a doctor to attend him. The doctor denurred. Saying that he thought one of the nurses could dress his wounds. Miss Edwards insisted on his having a doctor, and with his permission called Dr. Joyce, who was in the building. "I haid to Dr. Beers," said Miss Edwards, "that he looked like he had been beaten up pretty badly, and said that he must have gotten the worst of it." The doctor replied, "Two men beat me up." I asked him if he did not fight back, when he replied, that he had no chance with two men against him." Migs Edwards testified that he asked her to call Mr. Daly, his business partner, which she did, and then left him in the care of the attending physician. care of the attending physician.

The hearing was then adjourned until 2 o'clock this afternoon,

RETAIL JEWELERS.

National Association Meets in Convention in Chicago.

Chicago, Sept. 23.—Brooke's casino has been transformed into a great jewelry palace, with thousands of precious stones and rare and costly examples of the goldsmiths' and silversmiths' art, forming a magnificent exposition that will be formally opened this evening to the numerous delegates here for the convention of the American National Retail Jewelers' association. Max Jennings. of St. American National Retail Jewelers' association. Max Jennings, of St. Clair, Mich., president of the association. will give a reception this evening to the visiting jewelers from all over the country. The first business session will be held at 2 o'clock tomorrow morning, and will be opened with an address of welcome by Mayor Busse. All of the prominent manufacturing jewelers of the country are represented at the convention by their executive officials, many of whom, as well as other authorities on the jewelry trade, will deliver addresses dur-

well as other authorities on the jewelry trade, will deliver addresses during the convention.

One of the most important subjects to be considered is the mail order problem. The jewelers, owing to the fact that such goods as they handle are light and can be sent by mail at slight cost, have, suffered more than other retailers from the competition of the mail order houses. The parcels post proposition, which is now being pushed by the powerful influences back of the great mail order houses, will also receive unflattering consideration.

ration.

The convention will hold its final session next Friday afternoon, when officers for the coming year will be elected and installed. The association was formed last August in Rochester, N. Y., and is made up entirely of state organizations of retail dealers, being the recognized head of all such bodies.

SQUIRES AND SULLIVAN.

Interest in Their Approaching Glove Contest Increases.

San Francisco, Cal., Sept. 23.-Interest in the Squires-Sullivan glove contest, scheduled for next Saturday afternoon is rapidly increasing. Yesterday several hundred people went to San Hafael to witness "Bill" Squires punch the to witness "Bill" Squires punch the bag and spar with Big Ed Martin, the clever colored boxer. It was generally agreed that Squires was in good con-dition and had improved in his ring

His prospective opponent, Jack "Twin" Sullivan, is training at the Ocean Beach in this city, where he ex-hibited his skill yesterday to about 2,000 persons. No bets on the fight have yet been recorded.

PREPARING TO DEFEND THE AMERCA'S CUP.

Now York, Sept. 23.—Preparation for the defense of the America's cup has because by the New York Yacht club. At cast one syndicate is being organized to oulld a yacht to defend the trophy, and there may be a second, possibly more. There seems to be only opinion as to the management of the defender, Every one appears to be of opinion that it will be vested in E. D. Morgan. Those mentioned as generous subscribers to the syndicate are Edward H. Harriman. Col. Robert M. Thompson, C. K. G. Billings and noy A. Rainey.

The cost of reproducing the Reliance would be upwards of half a million deliars.

FULTON'S MEMORY HONORED AT JAMESTOWN.

Nortolk, Va., Sept., 22.—Elaborate and beautiful ceremonies marked today's observance of "Robert Fulion Day" at the Jamestown exposition. Of the many historical events commemorated by the tercentennial, none has been of greater importance and deeper significance than the celebration of the practical application of Robert Fulion's inventions to the needs of the world.

While the exercises today were under

Robert Fulton's inventions to the needs of the world.

While the exercises today were under the direction of the exposition officials, added preminence was given them by the participation of the Robert Fulton monument association, many members of which arrived here yesterday. The orator of the day was Martin V. Littleton of Brooklyn. Cernellus Vandsrbilt, the president of the association, came from New York on his yacht North Star and Dr. Samuel L. Clemens (Mark Twain) came on the yacht Kanswha, each being accompanied by a party of guests. Rear Admiral P. F. Harrington. U. S. N., retired, headed the committee appointed to receive the distinguished guests.

A spectacular feature of the celebration was a typical representation of what the inventions of Robert Fulton have meant to the world. It was the assembling in Hampton Roads just of the exposition grounds, of every sort of craft propelled by steatin. The vessels, of all sizes and descriptions, all abliaze with flags and buntings, formed a marine parade which was reviewed by the guests from the decks of the visiting yachts.

The day's program included the award of the sups presented by President Roosevelt, King Edward and Sir Thomass Lipton for the winners in the various classes of yacht raises.

MRS. L. Z. LEITER H.L.

Paris, Sept. 2.—Mrs. Levi Z. Letter widow of the capitalist and mother of the ate. Lady Curson, is confined to be partments at the Hotel Ritin hers, suffer the troop lines bounds.

apartments at the Hotel litts here, suffering from liver trouble.

A cablegram has been sent to Joseph Leiter, her zon, who is in Chicago, and ie will start at once for Paris, Mrs. Colin Campbell, who was Miss Nancy Leiter, is on the way from Scotiand and Lady Suffolk, who was Miss Daisy Leiter, is expected to arrive soon. Mrs. Leiter a physicians have ordered her to take a complete rest.

MARCONI ARRIVES.

Sidney, N. S., Sept. 23.—Mr. Marcont. arrived at Glace Hay, N. B., last night to make arrangements for a trans-Attentic whiclose communication between Canada and Great Britain. Within a few weeks, it is hoped that a constant night and day service will be in operation.

KELLOGG HAS SOME SURPRISES

Regarding Relationship Between Rebates and Profits.

WILL NOT SPRING THEM NOW. FIREMAN ALSO NEAR DEATH. GIVES HIM TEN MILLIONS.

Pernsylvania Railroad and New York Central Officials.

New York, Sept. 23.-It is understood that Frank B. Kellogg, the government's counsel in its suit to dissolve the Standard Oil company, of New Jersey, has important evidence in his possession, bearing on the alleged refationship between railroad deliates and the profits of the corporation in the last eight years. It is also said that this phase of Mr. Kellogg's case is being reserved until the line of questioning he pursued last week is finished. To back his reported evidence as to relates, Mr. Kellogg has had subpoenes served on several reliroad men, among them being Jefferson Justice, assistant comptroller of the Pennsylvania lines and W. T. McCulloch, auditor of freight accounts of the New York Central. They have been ordered to produce certain papers dealing with the transportation of oil.

John G. Milburn, counsel for the Standard Oil company, has made a statement about the hearing in which he said that the company had nothing to conceal, and that it was perfectly willing to place at Mr. Kellogg's disposal any of its records. this phase of Mr. Kellogg's case is be-

INDIANA LABOR UNIONS TO TAKE PART IN POLITICS

Muncie, Ind., Sept. 23 .- Plans for the complete organization of the organized workmen of the state along political lines will be considered and probably adopted during the annual convention of the Indiana Federation of Labor, which commenced a four days' session here today. It is the purpose of the federation, according to President Edgar A Perkins, to provide a state committee of approximately 7,500 union men. The duties of this committee will be to second the population and elecmen. The duties of this committee will be to secure the nomination and election of men to the state legislature and Congress who will bring about the legislation desired by organized labor. Along the lines of national legislation, the principal demand will be for an anti-injunction measure and an eightthe principal demand will be for an unti-injunction measure and an eight-

heitr law.

The state plan of organization is along the lines of that already successfully adopted by the Indianapolis Central Labor union. That body has a committee of five to look after its political interests. It is proposed that each local union in the state shall appoint a committee of five members, and that these committees shall work together to secure labor legislation by the election of wen friendly to the labor interests. As there are over 1,500 local unions of the various trades in Indiana, the total strength of the labor political committee would exceed 7,500.

SAMUEL SLOAN AND HIS RAILROAD CAREER.

New York, Sept. 23.—Samuel Sloan, chairman of the board of directors of the Deliware, Lackawanna & Western railroad and ex-president of the road, who has just died at his summer home t Garrison-on-the-Hudson, spent 50 of his 59 years of life in active railroad work and only ceased to be engaged in it a short time before his death. In his long career, he joined forces at one time or another with many men whose names were conspicuous in the financial history of New York. He was directly associated with Jay Gould, Russell Sage, Commodore Vanderbilt and others and he outlived them all.

Mr. Sloan's interest was reasonable.

and others and he outlived them all.

Mr. Sloan's interests were many and large, but he will always be best remembeared for his presidency of the Lackawanna. It was a relatively unimportant road when he became its head, but he built it up until its stock sold higher than that of any other railroad in the country. He was a man of marked characteristics, not the least of these was his sturdy Presbyterianism. It was he who made the Lackawanna conspicuous during his administration because of its having no Sunday trains.

ration because of its having no Sunday trains.

"I would not work myself on Sunday," was his explanation, "and I do not see why the men under me should be made to work on Sunday."

Mr. Sloan was loyal to Ireland, his native land, all of his leng life, and he was delighted when, four years ago, he was selected a member of the Friendly Sons of St. Patrick.

In 1897, the employes of the Lacka-

In 1897, the employes of the Lacka-

wanns road presented him with a solid gold tea set, which it is said cost \$100,-

ARMY ENGINEERS.

Companies Are to be Recruited to the Maximum Limit.

Washington, Sept. 23.—All the engineer companies in the army are to be recruited up to the maximum limit of the law. This action was decided upon with a view to complying with a request made by Maj. Gen. Leonard Wood, commander of the Philippine division, that two additional companies of engineer troops he designated as the of engineer troops be designated at that station for service.

ADMIRAL DEWEY.

Fifty-Third Anniversary of His Entrance Into American Navy.

Washington, Sept. 22.—Admiral George Dewey entered the navy Sept. 23, 1854, and today is therefore the fifty-third anniversary of the day that the hero of Manila become one of Uncle Sam's fighting men. As usual, the students of the Annapolis naval academy will observe the anniversary of the suprance of the great admirat of the entrance of the great admiral with an informal celebration.

AMERICA'S OLDEST ACTRESS.

Mrs. Annie Yeamans Will Retire from The Stage Nov. 19.

New York, Sept. 23.—Mrs. Ainis Yea-mans, America a oldest actress, will relic-from the stage with the celebration of her county-second birthday on Noy. II, near. Mrs. Yeamans has been before the pub-its 22 years. It is for the roles size created widle a member of the famous Harriman and Hart company in the asvertices and chareafter that size is best remembered.

GUNPLAY MAXWELL PERU BACKS BADLY WOUNDED

Bully is Shot and Crawls Behind Table.

Has Subpoenas Served on Leading Battle Occurred in Helper Saloon -Several Versions of Story-Railroad Man in Salt Lake.

> Sympathy of People is With Plucky Fireman, Who Lies in Critical Condition in Salt Lake Hospital.

self-styled "bad man," who has terrorized Price, Helper and other towns in | McCune is given six years in which t Helper, employed by the Rio Grande. railroad from Huseho, Cerra de Pass met in a pistol duel Sunday morning to Ucayoti. This road runs straigh at Helper. Reidle is at St. Mark's through the great woodlands referre hospital in this city with a bad wound to, and gives immediate connection wrist. While nothing certain can be river, offered by the hospital attaches regarding his ultimate recovery or probable death he is reported as resting more easily this morning. Maxwell is in jail at Price with a wound in his

Is in jail at Price with a wound in his arm and one in his shoulder, neither believed to be fatal.

There are several versions to the story of the shooting. It seems Maxwell was in a saloon haif-dronk, as usual, with the "bad man" in him looking for trouble. A young fellow named Mack came in and spoke to Maxwell, asking him to contribute towards some fund for striking telegraphers or something similar. Maxwell's answer was some dirty oath, and the reports easy the bully started picking on the younger fellow. "I haven't a gun, but if you will throw yours away. I'll fight you as man against man," is said to be the meat of Mack's answer to the leering brute's nasty talk. Maxwell hinted that probably some friend of Mack's would lend him a gun, whereupon Reidle pulled out a six-shooter and laid it on the counter.

BULLY SLINKS BEHIND CASE,

BULLY SLINKS BEHIND CASE.

A shot—several shots—followed, but just what happened and how are not known, as excitement was stirred up by the series of reports as the two guns barked. Reidle was seen to sway a bit as a rad spot marked the front of his shirt. Most of the eye-witnesses say a bullet from Maxwell's gun plowed into Reidle's breast before he could pick his gun up again. While reaching for the weapon he had denosited on the counter. Maxwell shot the railroad man in the wrist. Reidle got the gun with his left hand and pumped his gun's contents at Maxwell, who dropped to the floor and started to climb behind a case.

TALK OF LYNCHING.

Others stepped in at this moment and both men were taken in charge. Reldle was able to walk and with an over-out over aim went to his room a le of blocks away. Maxwell w paid very little attention until after Riddle had received care and was made comfortable. Then attention reverted to Maxwell but it was not a soft, loving attention; there was considerable talk of lynching Maxwell who has been in the practise of shooting up towns and bullying decent, respectable citizens when he can make his blaff good with the aid of a gun and drops on his man. While the lynching-talk was gaining circulation a hanging would have resulted had not the authorities spirited the "bad man" to Frice where he was placed under a guard in the jalf of that place. of that place.

REIDLE TAKEN TO SALT LAKE.

A special train was thrown together in quick time by Reidic's friends and after being made comfortable, he was brought to this city, reaching here at 2:10 yesterday afternoon. Dr. John F. Critchlow took charge of the injured man and after an examination said no announcement could be made with any feeling of certainty until 23 hours had elapsed as the critis will be met in this period. Owing to the extremely dangerous character of the wounds Reidie is being kept very quiet and is not permitted to talk about the affair either with his attendants or outsiders. He seemed fairly cheerful when being transferred from the car to the ambulance at the Rio Grande depot and smilingly said Maxwell would probably dangling from the end of a rope if the crowd had been given its way.

FEELING AGAINST MAXWELL. FEELING AGAINST MAXWELL.

So intense is the feeling against Maxwell that all persons who have been friendly to him have been ordered to get out of Helper and stay out. It was only a short time ago that Carl Williams, a young newspaper man of this city and formerly of Indianapolis called Maxwell's bluff. The story was told first in the "News" but in view of yesterday's affair demands brief retelling. Maxwell with a few companions of his own despicable type, came into Helper some few days ago and after filling themselves with railroad station whisky, began to indulge in the dome novel pastime of shooting up the town. While thus engaged officers of the law threw the party behind the town. While thus engaged officers of the law threw the party behind the bars and Maxweil had a hearing. Mr. Williams, a slight youth with rather long hair and of a poetic appearance generally, is editor of the Carbon County News. He dropped into the justice's office and began making notes on the Maxweil affair. The bad man himself appeared and with his perpetual leer and "tough" sway and swagger commanded Williams to "omit any mention of me in your paper or its you for de graveyard in a pine hox. See ""

WAS HANDED AN ARSENAL.

All Williams saw was his duty; that of furnishing news to the public, so he printed full particulars of the Maxwell affair. On the following day—sunday—he made his usual pligrimage to this city the's young and unmarried; and upon his return to Helper was met by a committee of citizens and officers who handed him a full fieldged armoat, toffing him to watch out for Maxwell who had hung around the printing shop all evening (probably knowing Williams was out of town). The bad man fild not show up again until resterday; if he had appeared at the office of the Carbon County News and stempled to frighten the postic-looking young fellow from Indiana, it is probable Mr. Reightwoold have sayed the trouble of risking his life to put a quictus on "Bully".

HON A. W. M'CUNE

Possesses Important Evidence In Pistol Duel With L. C. Reidle, Government Grants Salt Lake Man a Very Valuable Railroad Concession.

And 3.128,000 Acres of Valuable Timber Lands Providing He Completes Ruitroad in Ten Years.

Joseph S. Wells received a very pleasna letter from Hon. A. W. McCune in Post, stating that he had been granted a most valuable rallroad concession by the chamber of deputies Sept. 6 last including a government grant of \$10,-000,000 without interest, and 2.128,000 "Gunplay" Maxwell, bank robber and lacres of as fine a tract of valuable timber as exists in the world. Mr. Utah, and L. C. Reidle, a fireman of complete the building of 250 miles of in his breast und another in his right with the hendquarters of the Amazon

ACROSS THE CONTINENT.

When such connection has been

made, Mr. McCune will be able to ship his ores over the Andean Rockies to the Amazon, and transport them down the great water artery that cuts the South American continent in two, out to the Atlantic ocean, and thence to the northern smelters, instead of being compelled to ship clear around Cape Horn-s ong, difficult passage. Mr. Wells remarked that the Peruvian government had finally become convinced that Mr. McCune was a valuable man to have around, and it would be well to extend the glad hand to him, and give him aid in carrying out the great development schemes he has in view. With this new avenue of communication opened between the Peruvian coast and the Pacific, and the Brazilian coast on the Atlantic, it is patent that a large traffic will be opened up along the entire line, which can not help but prove most valuable to the Peruvian govern-

yous time of it down there in years past, but he has apparently got by the crisis safely, and with the local state government at his back, he ought to accomplish great things in the next

known parentage and has a record of crime that is something amazing. After serving a term in the Wyoming state prison for grand larceny, he appeared in Utah and on May 28, 1898, with another man whose name was believed to have been Johnson, held up the Springville bank, getting between \$5,000 and \$6,000. The plan of the robbers was to go to the entrance of robbers was to go to the entrance of Hobble Creek canyon in a buggy, there jump out into the undergrowth and y crawling evade their pursuers; hally mounting horses to be held in aiting by accomplices and then ride over the hills and far away." The "over the hills and far away." The ride to the canyon was made as per program, but the man with the horses became frightened and left, leaving the animals untied. They strayed off and when the robbers reached the designated spot there were no mounts waiting for them. A posse of cilizens and officials were right behind the robbers and a battle began, when the criminals were overtaken. Maxwell's partner was shot and killed and Maxwell was handcuffed to the dead man and taken to Provo. He was sentenced to serve 18 years in the state punitentiary.

During the first four years of his confinement, Maxwell showed devilish ingenuity. He delighted in manufacturing ugly looking imitation guns our of soap covered with its fell. He was building a weapon made out of a piece of pipe which was so throw leather wads by match-head power, when discovered. On Oct. 9, 1903, a jull break occured at the state penitentiary, and it will be remembred Maxwell fought with the guards in suppressing the outbreak. It is believed now that Maxwell took a part in stirring up the rebeliton and then turned on those who went in with nim, thinking this would win him favor. His deductions were correct as his conduct during the jail-break won him freedom. Since then he has been doing guard duty during labor troubles in Nevada and upon his return to titah resumed his habins of shooting up towns, seiting drunk, builying peaceable citizens and other pastimes, equally obnexious and disgusting. SERVED FOUR YEARS. equally obnexious and disgusting. Hence his trouble is not lightened by sympathy or attention from friends, for he has no freiends.

"KOSSUTH SONG."

When Sung Austrian Consul Refused To Rise and Concert Broken Up.

To Rise and Concert Broken Up.

New York, Sept. 23.—Because Baron Otto von Hohenning O'Carroll, consulgeneral of Austria-Hungary in New York, was mindful of his official obligations and would not rise, when a certain Hungarian song was sung at a concert here, there was a general disturbance and the concert broken up. The song was sung by M'lle. Rethey, a Hungarian actress at Terrace Garden, and the concert was attended by many persons in the Hungarian colonoy. It is called "Kossuth Sows" and officially it is under the ban of the Austrian government. Haron O'Carroll is a native Hungarian, but he represents the dual empire. No sconer had the actress started the song than the Hongarian jumped up and applauded with fervor. Baron O'Carroll and some attaches of his effice, who were with him, sid not do so, which was signal for a general demonstration against him and counter-demonstrations.

In New York.

n the postic-looking young fellow from Indiana, it is probable Mr. Reight and Indiana, it is probable Mr. Reight to be without exception the finant hose in his life to put a quietus on "Bully" "Madman" etc., Maxwell.

RECORD OF CRIME.

Maxwell is 48 years old, of un-

of the \$12,500,000 expended in erective of the \$12,000,000 expended in erecting the magnificent edifice. The first guests of the hotel occupied their suites today, and the entire building will be ready for occupancy on Oct. 1. Among those who will become permanent guests at the Plana are Alfred O. Vanderbilt. George J. Gould, John W. Gaics. Mrs. Oliver Harrimen. Johns Fleischman and Frank R. Barnaboc.

TROLLEY CAR AND WORK TRAIN COLLIDE.

Los Angeles, Cal., Sept. 33.—A Holly wood trolley car, leaving this sit shortly before midright last night, col lided with a work train in Hellywood r, demolishing the whole front rar and severely injuring five pa-gers and the motorman. The lac-

The injured were: Mrs. Vera S. Beane, right leg broken right arm badly out; face out in severa

A. H. Barrett, badly cut face and had and severely brulsed.
Mrs. A. H. Barrett, left side injured and possible internal injuries.
The above were all guests at the Hollywood hetel.
Miss Dina Wilson, a resident of Holywood, severely cut and bruised.
Wilsam Kifalon, motorman, head severely cut and injured about the seck.

M. Mayamam, Japanese student, one side of face cut open and lips and nose terribly cut.

SEVEN WORKMEN AND TWO GIRLS EXECUTED.

Ludz, Russia, Sept. 23,-Seven work Lodz, Rusela, Sept. 23.—Seven work-men and two girls were executed here today by shooting without trial for par-ticipating in the murder of Marius Sil-berstein, owner of a large local cotton mill, who was killed by his employes Sept. 12, because he retused to pay them for the time they were out an

trike.
Police and troops Sept. 20 made a midden descent on the mill and arrested 800 of the employes.

HEAD-ON COLLISION.

Kansas City, Sept. 22.—Two Missouri, Kansas & Texas freight trains collided head-on at Evansville, Mo., 20 miles southeast of Moberly, early today and were wrecked. Four members of the crews were killed,

SILER BENEFIT.

Farewell Testimonial Tonight for Veteral Prize Fight Referee.

Chicago, Sept. 22.—Final arrangements have been completed for the big farewell testimental that will be given to George State, the veteran referee and puglistic authority, at the Colliseum tonight. Today is the sixty-seventh birthday of Eller, who has decided to retire permatently from the fighting game. His many triends and admirers in Chicago and all over the contrary base planned this woomste here.

SUBIG BAY DEFENSES.

Fire Control System to be Installed Immediately.

Washington, Sept. 2.—A fire control sys-tem is to be installed in the coast de-fenses of Subig bay, the navul base in the Philippines, Conditions in the far wast bays rendered it necessary to hasten the completion of this equipment.

NEW YORK'S CUSTOM HOUSE.

New One That Cost \$7,000,000 For-

mally Opened to the Public. mally Opened to the Fublic.

New York, Sept. 22—New York's new \$7.000,000 custom house was formally opened to the public today, with the Grand Army of the Republic of New York acting as master of ceremonies. The posts of the city marched down Broadway from City Hall perk and, to the accompaniment of ringing cheers from thousands of throats raised the Stars and Stripes over the magnificent structure crected by Unicle Sain. Col. Simpson Hamburger was in command of the veterans. Col. George A. Gaulden delivered an address, and Gov. Hughes, Gen. Frederick D. Grant and other prominent men were in attendance.

CAPITOL GRAFT PROSECUTIONS. Harrisburg, Penn., Sept. 22.—It is expected that many criminal indicaments of men alleged to have been concerned in the capital graft will be returned by the Dauphin county grand jury, which assembled today. If is said that the civil cases will not be propaged used the capital said that the civil cases will not be propaged used between these tried. nal nature have been tried.

FUNERAL SERVICES TOMORROW

(Special to the "News.").

Ogden, Sept. 23.-Funeral services over the remains of Henry Gwilliams will be held at the Hooper meetinghouse tomorrow, commencing at 2 o'clock, and interment will take place in the Hooper countery. The remains may be viewed at the residence of his daughter. Mrs. Joseph Manning. Hooper, during the forenoon of Tues

LEHI SUGAR FACTORY STARTS ANNUAL RUN.

(Special to the "News.")

Lahi, Utah, Sent. Il.-At 7 n'clock this morning the sugar factory here. ecommenced cutting bests. The bects are being delivered in time shape from East Lake, Utah, Sanpets and Sevier countles, and are ingreed condition, the sugar content and purily being most satisfactory this year. While there will not be as heavy tonnam as last NEW PLAZA HOTEL.

| Presperous run is looked for. The factory has been put in excellent shape for the campaign and there is no doubt that the plant will be run

to no doubt that the plant will be run to capacity.

The men were placed in their respective positions saturday and there seems to be plenty of work for every-body at the factory and in the field.

In a month a new pan will arrive and be installed, which will greatly destited the bendities of the continue to the second of the capacity of the capaci

With Others is Charged With Conspiring to Defraud Government of Lands.

STEUNENBERG AMONG THEM.

Array of Counsel on Either Side Imposing Indicating There Will be Great Battle.

All the Defendants, With the Exception of the Senutor, Have Filed Pleas in Abatement.

Boise, Idaho, Sept. 21 .- U. S. Senator William E. Borah was placed on trial sefore Judge Edward Witson in the sistal court here today, charged with onspirary to defraud the government nut of the title to Ideho timber lands and the work of selecting a jury to

remaints was former Gov. Frank Steamsenterg, killed by a homb placed by
Harry Orchard.

The examination of jurors had not
progressed very far before a vein of
hias in favor of Senator Borah was
unearthed. One of the jurymen said
he had an opinion as to the senator's
innocence because of what he knew of
him as a man and what his federale. him as a man and what his friends thought of him. He was challenged by the government and excu d. Judge Whitson amounced that the jury would not be allowed to separate during the triat.

ARRAY OF COUNSEL.

The array of counsel on eithe side Burch, of Deiroit, and S. R. Rush of Ohama, Neb., both special assistants to the attorney-general of the United States. There was also present loday J. G. Timothy F. Burke, United States district attorney at Cheyenne, who was sent to Bolse to assist the special grand jury now in session in its investigation of t the charges against Dist. Atty. Rulck. Senator Borah's attorneys include James H. Hawley, sentor counsel for the state in the Haywood case: Alfred A. Fraser, S. L. Tipion, and Carl Paine, all local altorneys and C. W. Rundy, of Eau-Claire, Wis.

The latter also represents the interests of the Barber Lumber com-

to have profited by the alleged frauds

WHAT INDICTMENT CHARGES. The indictment against Senator Bor-ah alleges that he with 12 others named as co-defendants, conspired to-gether he defraud the government of many thousands of acres of timber and in Hoise county.

As a result of this conspiracy it is alteged that 108 residents of Boise took up timber claims and swore in doing so that they were acting solely in their own interest, whereas, those statements were false and agreements had been entered into whereby the had been entered into whereby the claimants were to tun their lands over to three selected men who in turn were to transfer them to the Barber were to transfer them to the Barber Lumber company, whose officers make their headquarters in Wisconsin and which is said to be affiliated with large lumber interests in the west. Among the 108 claimants are many of Bolse's best known people. In some instances five and six members of one family, including wives and daughters, are involved.

PLEAS OF DEFENDANTS,

All of the 13 men against whom indictments were returned with the ex-ception of Senator Bornh, "John Doe" and "Richard Ree," have filed pleas in abatement to the indictment on the ground of misconduct on the part of the district attorney, it being alleged that he made an argument before the the district attorney, it being alleged that he made an argument before the grand jurces, which is prohibited by law, and refused to leave the grand jury room on one occasion when requested to do so. Judge Whitson began a hearing Saturday morning in open more on the charges, the special grand jury having the matter in hand being adjourned for the time being.

A NEW COMPLICATION.

Benator Borsh's trial coming on with the pleas in abatement undecided, lends a new complication to the situation for while he has not joined in them a decision adverse to the government would seam to make it incemment upon the United State's attorney to take acquisances of the matter in his case.

WHAT RUICK SAID.

WHAT RUICE SAID.

ETEUNENBERG INDICTED.

In beginning the work of impansing a jury to try financiar Durch today. Dist. Ally Rules announced that former Gov. Frank know here was use of the menhadicied with Seasterfloran for conspiring to defraid the government out of tuber land. Stangenburg is represented in the indictment as "John Doe."