

Against Railroad, Coal Companies and United States Officials.

FRAUDS INVOLVING MANY.

Miernoon Proceedings in the Investigation Productive of Decidedly Interesting Testimony.

Yesterday afternoon's proceedings in the investigation of the alleged wholesie frauds involving the Union Pacific rallroad and coal companies; the Utah Fuel company, the Rio Grande and other companies and well known individuals were productive of some interesting testimony. Grave allegations were made regarding dilatoriousness on the part of former Land Commissioner W. A Richards, former governor of Wyeming, and Senator Warren, who, it was inferred, used his influence in fayor of the coal company.

The examination of Capt. Hare, spedai agent for the general land office, was continued. He testified that the investigations he had made snowed that investigations he had made showed that the Utah Fuel company and the Pleas-ant Valley Coal company held 31,256 acres of coal lands in Carbon country, Utah. The law says that a corporation shall hold but éla acres and an indi-pidual 160 acres. He affirmed that 20 shall hold but 640 acres and an indi-vidual, 160 acres. He affirmed that 20, 000 acres of this land had been selected by agents of the company. Among the caries which are now held by the coal empany were those filed by that arch ompany were those filed by that arch conserver of public morais, Charles Mestyn Owen, C. B. Sprague, William B. Sprague and Mrs. Clara B. Sprague iso had transferred their holdings to

who paid for the lands? A.-I haven't the information with Witness, in answer to questions on the part of Commissioner Clark and My. Thomas, said that the ground apme. The information is not in person-al possession at the present time. Q.-What is that information? pared useless as agricultural or graz-ug lands, but it showed coal outcrop-

MR. ALLISON OBJECTED.

A.-In the case of Hyrum Tidewell, W. S. Ronque, Joseph Seeley, Joseph Tidewell, R. C. Ronque, and associa-tion; W. F. Thomas, John F. Thomas, John F. Evans and the entries of John Mr. Thomas explained that the state ts not entitled to take up coal lands and the purpose of the investigation was to show that some 20,000 acres were selected by the Utah Fuel, company's agents and the Pleasant Valley Coal company's agents under affidavits that b. Sprague, Scherben Triewen-these entries were paid for by one cashier's check on McCornick & Co.'s bank, Salt Lake City, for \$45,050. These paid for cash coal entries for sections 142 to company's agents under antiavits that they were agricultural and grazing lands and they were selected from the government under that representation, and hey are now held by those coal 149 inclusive, Q .-- Do you know by whom it was furnished? mpanies as coal lands and some of

What is the average of state selec-ibas of government land, the title of which is now in the Utah Fuel com-pany, as shown by this exhibit? was A.--It was paid by William H. Bird. Q.--And he was attorney for the Utah Fuel company? A.-He was the attorney who trans-acted all the land business. That Commissioner Clark will not al-low corporation attorneys to attempt to

Mr. Allison objected. He held they were not known to be coal lands at block proceedings was exemplified in the curt manner in which he sat down the time they were selected. In answer to a question, witness said int the Utah Fuel company has 12,142 on Atty. Allison for the Utah Fuel com-

paily. Mr. Allison drew from witness that Mr. Forrester was Q-What is the acreage in state se-gens, the title to which is now held was Pleasant Valley Coal company? he was told that Mrs. Forrester was the mother of "the Forrester" of the Utah Fuel company. Allison promptly objected to such hearsay evidence, whereupon the commissioner settled the L'The Pleasant Valley Coal com-parts 5,579 acres. I will state that has lands are not protected by the question by saying that Mrs. Forrester was generally accepted as being Rob-ert Forrester's nother and the witness was competent to testify to that fact. same of limitations, title is still open is attack. Q-You mean to say that they were

SOME METHODS USED.

1-Tes, sir. The witness then gave a list of those Michael Myendorff, special agent of the general land office at Portland, was since then are detailed in the record ordered transmitted to the honorable I hereby, with a conscientious belief in their truth, make the following ad-

ditional and specific charges: THE CHARGES.

DR.PRICE'S

Gream Baking Powder

Has a dietetic value greatly beyond the conception of any one

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quality and a digestibility not to

be obtained from any other bak-

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But more important than all else,

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As every housekeeper can understand.

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phosphate powders - must carry to

the food acids injurious to health.

Avoid the alum powders—study the label

Q .- Have you any knowledge as to , nies, especially the Diamondville Coal

First-I charge the Union Pacific Coal company and its officers with fraudulentiy obtaining title to large tracts of coal land in the state of Wyoming particularly described as follows, to-wit: Cash coal entry No. 186, made Nov.

Cash coal entry No. 186, made Nov. 20, 1903, by one P. W. Spaiding, Evanston, Wyo., for lots 3 and 4 and east half of southwest quarter of sec-tion 18, township 21 north, range 102 west, 6th p. m. The said Spaiding testified under oath before the inter-state commerce commission at Sait Lake City, Utah, on Sept. 24, 1906, that he was an attorney for the Union Pacific Railroad company, that he purchased the said land for and at the instance and request of the Union Pacific Coal company, that they paid him for the said purchase, that they furnished the money to make the purfurnished the money to make the pur-chase and took the deed for the same. That he had never seen the land and did not know where it was. That he did not know what eath he subscribed did not know what oath he subscribed to when he made the purchase, but did everything under the direction of the officers of the said company. For proof of this charge, I respectful-ly refer to the record of this transac-tion now in the archives of the general land office and the stenographic notes taken at the interstate commerce com taken at the interstate commerce c mission investigation as aforesaid. com

U. P. PAID BONUS.

Cash coal entry No. 187 made November 20, 1903, by one Cyrus Beard, now one of the supreme judges of the state of Wyoming, for the S. E. quarter, section 16, township 21 north, range 102 west, 6th p. m. The said Cyrus Beard testified under oath before the interstate commerce commission at Denver, Colorado, on the 27th day of Septem-ber, 1906, that he purchased the said lands with funds furnished him by the Union Pacific Cosi company who paid him a bonus of 2200 and task a doct to him a bonus of \$200 and took a de the land. He admitted that he had never seen the land. land.

never seen the land. Cash coal entry No. 180, made Novem-ber 2, 1903, but Charles Durham, a clerk in the employ of the Union Pacific Coal company at Rock Springs, Wyoming, for the S. E. quarter section 20, town-ship 21 north, rance 102 west 6th p. m. This man testified before the said inves-tigation at Sait Lake City, that beto tigation at Salt Lake City, that he purchased the land for and at the in-stance and request of the Union Pacific coal company, his employers, and the coal company, his employers, and that the said company furnished the money to make the purchase and that he never made any improvements on the land or fulfilled any requirements of the law. Cash coal entry No. 175, made first

by coal declaratory statement, Jan. 5, 1903, and on a later date changed it 1908, and on a later date changed it to a cash purchase. This land is the northeast quarter, section 28, township 21, north range 102 west, 6 p. m. Frank Brizgs testified before the interstate commerce commission at Denver, on Sept. 27, 1906, that he took up this land for the Union Pacific Coal company and that he way hald for so doing.

Cash coal entry No. 189, made Dec. 11, 1903, by August Paulson, foreman for the Union Pacific Coal company at Rock Springs, Wyo., for the northeast

Rock Springs, Wyo., for the northeast quarter, section 20, township 21, north range 101 west, 6th p. m. This man testified before the said commission at Sait Lake City that he took up the land for the Union Pacific Coal company and that he had no in-terest in the said land; that the said company paid him for his right, fur-nished the money, and took the deed to the hand. these entrymen entered upon the land and mined the coal? the land.

I also charge the said Union Pacific Coal company with fraudulently ac-quiring title to the land described upon pages 21 and 22 of the protest filed Q .- Who informed you it was none

erewith. I also charge the said company with violation of section 5440 of the revised statutes of the United States, in that they, did conspire with the Union Pa-cific Railroad company and the Supe-rior Coal company to defraud the United States government by its and their agents and employes by false statements, oaths and employes by false state-ments, oaths and representations, and in this way gained title to large and valuable tracts of coal lands in the state of Wyoming SUBORNATION OF PERJURY,

4ST. LOUISGIRL



Miss Celia M. Schnyder, 1308 Dillon St., St. Louis, Mo., writes : "For two years I have been in very poor health. I suffered with indigestion and stomach catarrh, which robbed me of my vitality.

"I became nervous, and it seemed that nothing could lift me out of this condition.

"A friend suggested that I try Peruna. Before I had taken four bottles, my appetite increased and my food no longer oppressed me, neither did 1 cough.

"In twelve weeks I was completely restored to health. I thank you for what Peruna has done for me.'

More Peruna is sold because people who have taken it recommend it to their friends, than from all other causes combined. When any one takes a bottle of Peruna they usually recommend it to a neighbor.

Unless a remedy comes up fully to what is claimed for it in an advertisement, the one who is persuaded to buy it will not buy again, nor will he recommend it to his friends. It is because Peruna does perform all that is claimed for it that constrains friend to recommend it to friend.

Denver, Blake runs only to 13th that smallest number is 1,300 on the street. The land thus purchased by D. O. Clark, vice president of the U. P. Coal Clark, vice president of the U. P. Coal company, was first entered by William M. Bell, who gave his address at 2712 Laramie St. Denver, Colorado, Inquiry revealed the fact that there was no such man at that number. This was another of Black's subborned entrymen. During the investigation of the interstate commerce commission at Salt Lake City, the presiding judge, Charles A. Prouty, refused to accept the testi-mony of George L. Black and others and at the session in Denver he likewise refused the testimony of Gifford and others, as he did not think they merited immunity. He likewise re-marked from the bench in Salt Lake City, that "If I had known as much as I know now, Dyer O. Clark would not have ben granted immunity in Omaha.

I now charge the Union Pacific Rall-road company, the Union Pacific Coal company and the Superior Coal com-pany with being one and the same organization, only operating under dif-ferent names. As such an organization I charge them individually and collectively with conspiring by and through the aid and assistance of their servants and employes with the crime of sub-ornation of perjury and a direct vio-

P. I is a man who is known to the U. aggregation. My appeals slumbered. wrote to the honorable secretary of the Interior and he promptly requested a report from the honorable commissioner. In that report the honorable com-missioner stated that he had suspended the alleged fraudulent entries and would investigate the matter. I was also informed that I would be given an opportunity to appear at said investi-gation. I have repeatedly requested that I be heard in the matter and have been as repeatedly spurned. I have been reliably informed that this investigation was had in the following manner

'A special agent of the department came to the town of Evanston, and in the office of an attorney of the Union the onice of an attorney of the Union Pacific Railroad-Coal company, a star chamber proceeding was held. A few employes of the said company were brought from Rock Springs, Wyoming, and their testimony taken and they were as secretly returned and this speed a company to his fail. were as secretly returned and this special agent returned to his field of labor and made his report, and upon that report these suspended entries went to patent. This was done in the face of my repeated protests which were then on file in the general land office and in the face of a protest of one Abraham McKinley, which was then on appeal to the honorable sec-retary and is still on appeal. I herethere on a point of the point o charges more specific or forever hold my peace. On the 30th day of December, 1905.

my solemn protest as filed in the gen-eral land office and on that very day the patents which I was objecting to so strenuously were issued and trans-mitted to Evanston, Wyo. These pa-tents were in the hands of the general land office, or under its control until Jan. 17, 1906, after this I almost gave up hope and in my despair I once ap-pealed to the honorable secretary of the interior. The records of the general land office and the local office at Wy-oming will be all the proof necessary in support of this charge. When I ob-tain a report of the celebrated in-vestigation I will then make this charge

INVESTIGATION DEMANDED.

in detail

Fourth-I now submit for your hon-Fourth-- I now submit for your non-or's consideration a newspaper clip-ping taken from the Salt Lake Herald of Oct. 19, 1906, and, whether true or untrue, I domand an official in-vestigation. The matters therein stat-ed and accredited to the general land office are color and untrue. He ture office are false and untrue. Its po-litical significance at the present time in the west may be apparent but it comes with ill grace from another branch of the government than the terstate commerce commission, hom it so seriously criticises and interstate tultifies.

This very investigation is alluringly referred to and its conclusions up held. The statement is there accredit-ed to the general land office that all these fraudulant entries were patented ver six years ago and are consequent. by immune. The fact is that no one of the patents mentioned in my pro-test is over three years old and most of them not a year old. I must respectfully refer this inter-

view to you and his excellency, presi-dent Roosevelt, so that if it is official I may charge the author with a mis-statement of the facts and an unjust criticism of another branch of the serice. If it is unofficial I respectfully sk that the department of justice take uch action as is meet and proper in he premises. I am not willing to hold Mr. Pollock

esponsible for this dispatch unless it s proven he gave it out as stated.

In conclusion I have to say that the sworn testimony given at the interstate commerce commission investigation contirms the charges I have made through my three years' efforts to ob-tain official recogniti. As stated in my petition to your honorable office, I could not possibly assert an interest in these lands until the fraudulent entries were set aside for the reason that be- | city,

to Los Angeles. His successor was and . fore I could file a coal declaratory statement for an application to pur-chase I must subscribe an oath that "No other person is in possession of the tract I desire to enter." This will be impossible as the lands are in the possession of the Union Pacific Railroad-Coal company. I degree to state that I have prospective interest in the land and interest I desire to assert and protect.

Very respectfully submitted. ARTIMUS J. SMITH. ----

The soothing spray of Ely's Liquid Cream Balm, used in an atomizer, is an unspeakable relief to sufferers from Catarrh. Some of them describe it as a Godsend, and no wonder. The thick, foul discharge is dislodged and the foul discharge is dislodged and the patient breathes freely, perhaps for the first time in weeks. Liquid Cream Balm contains all the healing, purify-ing elements of the solid form, and it never fails to cure. Sold by all drug-gists for 75c, including spraying tube, or mailed by Ely Bros., 56 Warren Street. New York,

THANKSGIVING SERVICES

Will be Held by the Evangelical Chrches Tomorrow.

The Evangelical churches will bold Thanksgiving services tomorrow moreing, as follows: At 10 a. m., the cast side churches, at the Liberty Park M. E. church, with Rev. S. A. Haworth of the East Side Baptist church as the preacher; the down town churches at First Presbyterian church, with Dr. Talbol, superintendent of Utah Methodist missions, as the preacher; the west side churches at Westminster Presbyterian church, with Rev. D. A. Brown of the First Baptist church as preacher. The two Episcopal churches vill hold services in their own places of worship.

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BANKER M'CORNICK HOME.

Returned From Three Weeks' Southern Trip-Speaks of Investments.

W. S. McCornick has returned from his three weeks' southern trip, He expressed himself this morning as having greatly enjoyed it, and was satisfied more than ever that his interest in the Palomas Land & Cattle company was a good investment, Mr. McCornick went as far south as the city of Chihauhua, which he found on the verge of a real estate boom. But his railroad experience south of the

border was not so pleasant, as the snowfall in that section was almost un-precedented, and the rain and the melting snow together caused several big washouts on the Mexican Central, and Mr. McCornick was tied up on his train for two and a half days. However, as there was plenty to eat, there was no real privation. The snow was a foot deep at El Paso, but south of there the depth diminished. The Palomas Land & Cattle com-

pany's ranch which Mr. McCornick vis-lited, covers 4,000 square miles, and 24. 000 head of stock are grazing thereou. Two thousand acres of the ranch ex-tend over into the state of Sonora, and tend over into the state of Sonora, and right up to the north and south moun-tain ranges. The ranch feed there is excellent, the tract is well watered, and the business prospects are very promis-ing. Messrs. F. J. Hagenbarth and J. D. Wood of this city are the central figures in the management of the com-pany. Mr. McCornick reports El Paso as a rapidly growing center, but is han-dicapped by having the railroads run-hang right through the middle of the ning right through the middle of the



5

the have made entries, among them has Hyrum Tidewell, eight in his they having made entries; Joseph Steley, Orange Seeley Q-Who is Jane Forrester?

non-within the six years?

A-The mother of Robert Forrester. Q-Who is Robert Forrester? A-One of the expert geologists and tigineers of the Pleasant Valley Coal

Q-Are there other members of the Perester family who have made en-

A-John Forrester, the father, has Q-Do you know

 $Q \rightarrow Do$ you know who Clarence prague is? A-He is a resident of Salt Lake City, a chemist, a brother of W. D. prague former employe of the Pleas

int Valley Coal company. Q-How many of the Sprague family have taken up entries of these coal

C. MOSTYN OWEN.

A.-Clarence D., William D., and Mrs. Carence D. Sprague. May Kimball, a mident of Salt Lake, and afterwards ife of Robert Forrester, had made en-The also a sister of Mrs. Forrester; Carles Mostyn Owen, S. J. Judson, No made entry upon 2,500 acres; Ed-Win Carpenter, general secretary of the Uab Fuel composition h Fuel company.

Uah Fuel company. Witness had seen lands and they Whe no good for agriculture or for Suing. They all showed well-defined stoppings of coal. W. T. Murray, an attorney of Salt uke, had also made entry; W. O. Wil-ins, auditor of the Utah Fuel com-ky.

For Bronchitis



TAKE VINOL it heals the bronchial tubes and remedies the cough

The centuries old-fashioned cod liver thas been prescribed by physicians the world over for coughs, bronchitis, weak lungs and consumption, but may could not take it on account of the useless fatty, fishy oll which en-winged the medicinal curatives, and a often failed to help those who could take it because it upset the stomach. Anyone can take the delicious cod the preparation, Vinol, which concenturies old-fashioned Anyone can take the delicious cod wer preparation, Vinol, which con-ulas all the medicinal curatives and bdy-building elements of cod liver at atualy taken from fresh cods wer old-tashioned cod liver off or musicons would do good. Vinol will be far more good for all bronchial ind lung troubles. We ask every person in Salt Lake winas bronchitis or weak lungs to by vinol on our guarantee. Druchi of Trainien, drugststs, also Smith Drug

Pranken, druggists, also Smith Drug

Note--While we are sole agents for mal in Salt Lake City, it is now a sale at the leading drug store many, Look for the Vinol agency pour town.

then called. He too the story investigation of the coal land frauds of Wyoming and how he had suddenly been transferred to Los Angeles. He explained how the Union Pacific had secured saloon bums, waiters and men of disreputable character who gave fic-ticious addresses to file upon coal

WHO PAID THE CASH.

Forrester, Joseph D. Tidewell, Clara W. D. Sprague, Jefferson Tidewell-these

lands, which were afterwards trans-ferred to the coal company. He forwarded affidavits to Washington, urging an investigation. The wit-ness said that he had met Judge Burch in Denver and had urged an investiga-tion. Witness said that George R. Polagainst carrying the matter before the secretary of the interior. This statement brought Atty. P. L. Williams to his feet saying:

Williams to his feet saying: "I object against this as hearsay, it being irrelevant and immaterial. The powers of this commission are limited. The Tillman-Gillespie resolution affords the commission power to investigate the ownerschip of coal and oll lands. Now the investigation seems to be one of the uepartment of the interior, par-ticularly of the commissioner of the general land office. You have no right to investigate conditions in the general general land office. You have no right to investigate conditions in the general or any land office. A house-cleaning may be needed, but it can't be brought up here. I would like to know by what permission you are doing this."

CONSPIRACY CHARGED.

Mr. Marchand in response said that they wished to prove a conspiracy and if the officers of the government were mixed up in it they must take the consequences. Commissioner Clark also said that if the names of govern-

also said that if the names of govern-ment officials were to be pulled in it would be unavoidable. Witness then stated that he was pre-paring to go to the lands when he was suddenly transferred to Los Angeles. Q.--When you were about to investi-gate these coal lands you got yourself into trouble with Senator Warren? A.--I had no trouble. In Denver, N. J. O'Brien, whom I found was a personal friend of the commissioner and of the senator, and I found also he was a friend of Mr. Macy, chief clerk of the land office; and he asked me to transfer the investigation of the alleged coal land frauds to him; that he was acquainted there and it would be better that I should transfer it to he was acquainted there and it was be better that I should transfer it to him. I declined, knowing he was a Wyoming man. He insisted that it would be safer for me officially to do

Witness stated he had had some cor-Witness stated he had had some cor-respondence with the land office in re-lation to coal lands and read a letter from J. H. Tindle, acting commission-er. He was about to go into the mat-ter concerning Senator Warren when Mr. Williams objected to the airing of dirty linen of the department. Commissioner Clark said he did not care to go into the matter, whether or not an investigation had been retarded by officials at Washington.

by officials at Washington.

TESTIMONY STRICKEN OUT. On motion of Mr. Williams all such

estimony was stricken out. Charles Kingston was next called. He estified that he resided at Idaho Falls. testified that he resided at famo Falls, but for eight years was register of the land office at Evanston. Q_{-} -Did you discover what you be-lieved to be irregularities in the tak-ing up of government coal lands? A.-I think I discovered that condi-tion

Q .-- By whom? A .-- I don't understand what you Q .- You know the requirements of

A.-Not as you mean. A.-Were any of them made fraudu-Q.-Were any of them made frauduently -I don't know that they were.

nut u rigid examination he testified to the methods employed by the Union Pacifie Coal company in filing upon lands. It was the old, old story.

company, and the officer wrote a letter to the general land office requesting information as to allowing these en-

Q .-- Who entered lands in behalf of

Q.--Who entered lands in bound of the Diamondville Coal company? A.--I don't remember. Q.--They were persons who made en-tries that eventually passed to the Dia-mondville company?

A .-- Yes, sir, Q .-- Who paid for them, the entry-

TOLD TO MIND HIS BUSINESS.

Q .- Why did you think they were ir-regularly entered?

A .- We had reason to believe, to sup-

pose, that they were making them for

A.-No, sir. Q.-Do you know that they didn't? A.-I think I know that they didn't? Q.-When you discovered the link.

Q.-When you discovered the irregu-larities did you report them to your

Q.-What was the result? A.-We were informed in so many

words that it was none of our busi-

Commissioner Clark did not think it was necessary to go into that. Q.--Who was your superior? A.--Binger Herman, commissioner of the sement land office

RIGID EXAMINATION.

Charles Kingston was then called and

of your business? Mr. Williams-I object to that.

the general land office.

he company. Q.-Do you know whether any

men or the coal company?

superior?

A .- Yes, sir.

A .- The entrymen, I believe.

Col. Percy S. Sowers, special agent in Utah, followed and told how Robert Utah, followed and told how Robert Forrester, acting as attorney in fact for 77 entrymen and the entries covering 3,600 acres, proceeded between the years 1899 and 1902. Witness said that he un-derstood that parties were paid from \$150 to \$200 for their entries. Many of those who filed on the land for the coal company were young stills. or those who hed on the land for the coal company were young girls. Wit-ness said that he heard that David B. Stephens was paid \$1,000 to withdraw from lands, and W. J. Bare, who pro-tested against an entry, was paid \$4,000. The commission then adjourned until 10 a. m. today.

SPECIFIC CHARGES.

Scathing Arraignment of Union Pacific And Government Officials.

The following affidavit read by Atty. Marchand yesterday was one of the sensations of the day:

United States Land Office, Evanston, Wyo., October, 1906. State of Colorado, County of Denver,

Artimus J. Smith being first duly sworn on oath deposes and says: I am a citizen of the United States, over the age of 21 years, and a resident of Denver. Colorado.

That I am the identical Artimus J. Smith who made application through the honorable secretary of the interior for an order requiring the honorable commissioner of the general land office to transmit the record now on file in the said general land office appertaining to my efforts to obtain a hearing on certain charges therein specifically

on certain charges therein specifically stated: That I filed the said application in the month of July, 1906, and on the 29th of the same month the said appli-cation was duly transmitted to the office of the honorable secretary of the interior. On Aug. 8, 1906, the honorable secretary granted the said order and further instructed the honorable com-missioner as follows: "You will furnish the petitioner with a copy of his letter advising that he will be allowed 30 days from the re-

will be allowed 30 days from the re-ceipt thereof in which to file with the department charges and evidence in support thereof as he may deem nec-

essary I received a copy of the said letter from the local office at Evanston, Wyo., on Oct. 22, 1906, the same being ac-companied by honorable commissioner's

letter of Oct. 17, 1906. Upon receipt of the said copy and acting upon the advice herein con-tained, I attach hereto (copy) which was filed by me in the local office at Evanston, Wyo., and transmitted to the general land office on May 25, 1906, but which has not yet been acted upon by the honorable commissioner.

The protest sets out in detail all the matters complained of up to the date of its filing, and matters transpiring

You can "Keep in

all right on

Second. I charge Dyer O. Clark, George L. Black, William I. Gifford and George Mossholder with suborna-tion of perjury in that the said Dyer O. Clark, as vice president and general manager of the Union Pacific Coal com-pany, did at divers times secure the services of numerous men, whose names appear on pages 22–23 and 24 of names appear on pages 22, 23 and 24 of the protest hereto attached, to go be-fore one George I. Gifford, an agent of the said coal company and make oath the said coal company and make oath to a statement of facts that were un-true and thereby defraud the govern-ment of large and valuable tracts of coal land in the state of Wyoming. That the said Dyer Q. Clark furnished the money to pay for this perfured evidence and employed the men, Black, Gifford and Mossholder, and paid them for this service. For evidence of this transaction L refer to the testimony of transaction, I refer to the testimony of the said Dyer O. Clark, given under oath at Omaha, Nebraska, before the interstate commerce commission on September, 1906, and now in the custody of the said commission (I call special attention to this testimony.)

TOOK FALSE OATHS.

That the said George L. Black, as superintendent of the said coal com-pany, after subborning the aforesaid men mentioned on pages 22, 23 and 24, took these false oaths on other docu-ments and went therewith to the local land office at Evanston, Wyoming, and filed coal declaratory statements on land office at Evanston, Wyoming, and filed coal declaratory statements on valuable tracts of coal land and took possession for and in the name of the said coal company and worked them for coal and kept possession of the same and afterwards furnished the money and secured the services of cer-tals employee of said coal company in tain employes of said coal company to make oath to conditions that the said Black knew were false and untrue, and thus purchased the said lands from the government. That the method of procedure adopted by the said Black was to get men of disreputable character to go to the coal companies offi-ces at Denver, Colorado, and by ficfitious names and addresses secure from them a power of attorney and a from them a power of attorney and a relinquishment signed in blank, and the said Black, armed with this flett-tious power of attorney and other pa-pers, on Jan. 5, 1903, filed three declara-tory statements on 1,280 acres of land and on the 25th day of January, 1903, he filed 15 coal declaratory state-ments on 2,480 acres of land. That the man Black well knew at this time that these filings were fraudulent and yold. That he caused to be paid to void. That he caused to be paid to these men who so committed perfury sums of money ranging from \$3 to \$10, that at the expiration of the time for making application to purchase the said Black produced the blank relinquish-ments and after filling them out filed them in the local land office and caused the land to revert to the government.

the land to revert to the government, and thereupon he procured the said employes of the coal company who took the required oath that each one was in actual possession, or in the exact lan-guage of the oath, "and I solemnly swear that no portion of said tract is in the possession of any other party, and I do further swear that I am well acquainted with the character of said described land and with each and every local subdivision thereof, having fredescribed and and with each and every legal subdivision thereof, having fra-quently passed over the same." Several of these witnesses, on the stand, under oath, before the interstate commerce commission investigation, notably P. W. Spalding and Judge Beard, testi-fied that they had never seen the land and did not know where it was.

THE LAND PURCHASED.

The land thus purchased by P. W. Spalding was first entered or filed upon by Abraham L. Roberts who gave his address as 656 Blake street, Denver, Col-A.-I don't know that they were. Q.-Were they made irregularly? A.-I think they were. Q.-In what regard do you think they were made irregularly? A.-We thought the entries were made in the interest of various compa-

lation of section 5440, revised statutes of the United States.

For the evidence, I refer to the records of the general land office at Wash-ington, D. C., and the local land office at Evanston, Wyo. I also refer to the testimony of Dyer O. Clark and others before the interstate commerce com-mission as contained in the stenographc notes of that investigation.

AGAINST LAND OFFICE.

Third-I reluctantly charge the gen-Third—I reluctantly charge the gen-eral land office with all its helps and governments with failing to keep faith with me and by a system of procras-tination and indifference compelling me to resort to such indirect methods as the record of these proceedings dis-close. I make the bold assertion that there is now in the records of this case in the general land office an office in the sentence. there is now in the records of this case in the general land office an affidivit that carries the aspersion that this arm of the government is controlled by the corporations known as the Union Pacific-Railroad-Coal-Superior-Coal-Company. I do not give much credence to this worn statement and only refer to it so that I may be par-doned in my belief that I arm a victim of misplaced confidence, when I ap-peared before that department and as an American citizen asked for recoran American citizen asked for recog-

I appealed in vain in the year 1903. I appealed in vain in the year 1903, I have continued my appeals up to and including the present. I have spent a vast sum of money that I could illy afford. I have diligently striven to get my petition to the foot of the throne. I have falled, and atmost disconsolate and broken hearted I have at last reached the ear of the honorable sec-retary of the interior.

HE WAS TRANSFERRED.

In 1903, I laid bare this infamous land grabbing scheme before Special Agent Myendorff at Denver. I pro-duced before him witnesses whose sworn testimony was recorded and for-warded to Washington, that testimony is the same as has been produced be fore the interstate commerce commission. This special agent has made his report and was by the general land office almost immediately transferred

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