

FELIX LANDRY IS CHARGED WITH LARCENY

CLAIMED THAT HE TOOK HORSE OFF THE RANGE AT ELLISTON TO HIS RANCH.

STATE'S TESTIMONY ALL IN

Brother of the Accused Will Also Be Tried for Guilty Knowledge of Same Trial—Will Be Expensive Affair.

(Special to Inter Mountain.) Deer Lodge, April 17.—Felix Landry, the Lewis and Clarke county stockman who is charged with having stolen a mare from the range near Elliston last fall, is on trial and is moving along slowly in the district court here.

It was begun on Tuesday morning and it took two days to present the state's testimony. This morning the defense began and the defendant was placed on the stand in his own behalf.

It is claimed by the state that Landry took up a stray which afterwards proved to belong to Warren Smelset, and drove it from near Elliston to his ranch in Lewis & Clark county and there put his brand upon it.

Landry claims that he raised the animal in question from a colt and branded it more than two years ago.

Expensive Trial.

Isaac Landry, a brother to Felix, is jointly charged with him of the crime and his trial will come up as soon as the one now on is closed.

The trial will prove to be an expensive one to this county as almost 50 witnesses from the section between Elliston and Helena are subpoenaed here.

County Attorney Odell W. McConnell of Lewis and Clarke county and W. B. Rhodes of this place are representing the state. County Attorney Smith being disqualified because he appeared for the defendants at their preliminary hearing. Ex-Attorney General Nolan of Helena is looking after the interests of the defendants.

The case will probably go to the jury about noon tomorrow.

WILL DEAL WITH THE POPE.

Gov. Taft to Consult Church Officials With Regard to Friar Lands.

(By Associated Press.) Washington, April 17.—Archbishop Ireland of St. Paul had a conference with Secretary Root today, following a talk he had with the president respecting the Philippine friars' land question.

It was the idea of Archbishop Ireland and Bishop O'Gorman to have this complex question settled directly at Rome instead of through the Archbishop of Manila, who, they pointed out, would have been obliged to delay proceedings greatly by frequent reference of every important phase of the negotiations to his superiors in the Vatican.

The government here has come to accept the Ireland and O'Gorman view as the most business like proposition, and that is why Governor Taft will stop at Rome on his way back to Manila and endeavor to arrange directly the basis for an agreement for the transfer of the lands to the Philippine government in trust for the Philippine people.

Not Mrs. Luetgert.

(By Associated Press.) Chicago, April 17.—The demented woman who was at first thought to be Mrs. Louise Luetgert, for whose murder Adolph Luetgert, a wealthy sausage-maker, was convicted, is not the woman, according to W. A. Vincent, who was Luetgert's attorney.

He sent two men who had known Mrs. Luetgert to see the demented woman today, and they reported she was not Mrs. Luetgert.

QUIET AT BRUSSELS.

(By Associated Press.) Brussels, April 17.—The strikers in the Liege district now number 40,000 and the strike at Verriers has extended to all the surrounding communities. The striking miners at La Louviere, however, declared today that they would resume work shortly.

At Herstal 2,000 men have returned to work.

Quiet prevails everywhere this morning.

BREEN WILL NOT ARREST JOHN PAUL FOR ROBBERY

County Attorney Breen takes little or no stock in the statements attributed to John E. Walters, the Rutten and others relative to the part John Paul, the Assyrian, is alleged to have played in the placing and responsibility for the robbery of Paul's store a few months ago.

In speaking of the matter today, Mr. Breen said that about six weeks ago Mr. Paul told him that several persons living in his neighborhood had demanded money of him and threatened to make affidavits accusing him of having jobbed Walters and the Rutten in the robbery case if their demands were not complied with.

County Attorney Convinced. "If anybody has been outraged in the case," said Mr. Breen, "it is neither Walters nor the Rutten, but the public."

LAYING PLANS TO WITHDRAW OUR SOLDIERS

SECRETARY ROOT LEFT FOR CUBA FOR THE PURPOSE OF STUDYING SITUATION.

DISCUSSING COURT-MARTIALS

Refuses to Express an Opinion on Cuban Situation or to Talk About Trials of Military Officers in Philippines.

(By Associated Press.) New York, April 17.—Secretary Root started for Cuba today on the steamship Esperanza. Regarding his trip, he said: "I am going down to look over the field and lay plans for the withdrawal of our troops from the island on May 20. There is no great significance in my trip. I want to be on the ground and see for myself just what the situation needs."

The secretary would not discuss the prospects of the new government. "I am not prophesying," he said. My function ends with carrying out the orders of the government to withdraw our troops and leave everything in as good a condition as possible for the new Cuban government to take control."

Mr. Root would not discuss his order to General Chaffee to court-martial Gen. Jacob Smith. "I have said all I intend to on the subject in my letter to General Chaffee," he said. "Some of the court-martials will be held in this country because the regiments from which witnesses will be needed have been brought home and it would be much easier to secure the evidence wanted here than in Manila."

"I cannot say whether any of the officers against whom charges have been preferred will be tried in Manila."

WHO WILL SUCCEED LEO?

Feebleness Leads to Activity Among the Various Candidates.

(By Associated Press.) Rome, April 17.—The recent signs of the increased feebleness of the pope, which led at the end of last week to alarming reports of his sudden death, have caused a marked recrudescence of activity among the cardinals aspiring to the pontificate.

The campaign preparatory to the next conclave proceeds incessantly, the sacred college being divided into two distinct forces, headed respectively by Cardinal Rampolla, the papal secretary of state, and Cardinal Vannutelli. The latter and Cardinal Cotti now constitute the most probable successors to Leo XIII.

Those who are not now considered to be dangerous candidates are fond, however, of pointing out that almost 150 cardinals have been buried during the pontificate of Leo XIII, and that the prolongation of the life of his holiness for a few years is liable to cool, through death, many more ambitious calculations.

Nominations Are Confirmed.

(By Associated Press.) Washington, April 17.—The senate has confirmed the nominations of James A. Garfield of Ohio to be United States civil service commissioner, and William Williams of Ohio to be commissioner of immigration for the port of New York.

Reserves Are Disbanded.

(By Associated Press.) Rome, April 17.—The war minister, Count de St. Martino has ordered the disbandment of the reservists who were called to the colors February 17 to repress the then threatened general strike.

COAL MINERS ON STRIKE.

(By Associated Press.) Altoona, Pa., April 17.—Another strike has taken place in the central bituminous district. The miners employed by the Webster Coal & Coke company at Ehrenfeld, Cambria county, went out today, alleging that the company does not pay the district scale; does not recognize the miners' organization, and refuses to allow the check off.

Trouble has been brewing since the company recently discharged a number of union workers.

The strike will probably extend to the Webster company's other mines, employing about 5,000 men.

The Webster company is the third largest in this district.

"WATER CURE" TREATMENT

(By Associated Press.) Washington, April 17.—Edward J. Davis of Greenfield, Mass., who was a sergeant in Company M, Twenty-sixth volunteer infantry, was before the senate committee on the Philippines today.

He was present in the convent at Igarbas, November 27, 1900, when the "water cure" was administered to the president of the town of Igarbas, as testified to by Sergeant Riley and Private Smith, and related the incidents connected therewith.

He was sworn before being examined, and was questioned by Senator Rawlins. He spoke of the arrival of the regulars under the command of Captain Glenn.

He said that under orders from Captain Glenn he, with a squad, had taken the president into custody on November 27, and had escorted him to the convent, where the "cure" was administered. He repeated the story of the torture of the president, adding some details.

When the president was taken into the convent he was asked to give information as to whether runners had been sent to notify the insurgents of the arrival of the scouts in the town.

Ordered Him Stripped.

Refusing to do this, the water detail, consisting of two privates of the Eighteenth Infantry, was ordered by Captain Glenn to strip him. The man's clothing was removed above the waist and his hands tied behind his back.

"He was then," the witness said, "taken to the water tank and thrown upon his back, and while an interpreter stood over him a stream of water was directed into his mouth, which was held open."

"Who gave the command for this treatment?" "Captain Glenn." "How was the man's mouth kept open?" "By means of a stick, but I could not see just how it was done."

Water Forced Out.

Continuing the witness said that when the victim of the "cure" was filled with water the member of the detail would force it out of him by rolling their fists

over his stomach and that the process was kept up for about ten minutes.

He described the second application of the "cure" as previously testified to, and corroborated Sergeant Riley in the statement that the details of this performance were under the charge of Contract Surgeon Lyons and that Captain Glenn and Lieutenant Conger were both present when it occurred.

Mr. Davis said the man "squealed" terribly, and that his eyes were bloodshot, but that the next day he was able to mount his horse and lead the scouts to the mountains. Afterward he was, the witness said, taken to Iloilo, and placed in prison.

Policemen Given Cure.

The witness also repeated the statement that two police officers of the town of Igarbas had been subjected to the "water cure."

"There was," he added, "also a native school teacher there who was maltreated at the same time, but the 'water cure' was not administered to him. He was taken into one of the back rooms of the convent by Dr. Lyons, who secured the information he wanted from him by placing two Colts revolvers to his head, thus rendering it unnecessary to administer the cure."

"Did you see this?" "I did." Mr. Davis also gave the details of the burning of the town of Igarbas, which he said contained about 10,000 people, but no business place.

Town Destroyed.

All except about 15 houses were destroyed, and men, women and children were forced out indiscriminately.

Senator Burrows—who gave the order to burn the town? "The witness—Captain Glenn." "To whom did he give it?" "To Lieutenant Conger. He told the lieutenant to burn the town."

"Did you hear him?" "I did." "Did he say why it should be burned?" "He did not."

(Continued on Page 3.)

SECRETARY OF THE MINING CONGRESS COMING TO BUTTE

Secretary Irwin Mahon of the International Mining congress will arrive in Butte in a few days from Carlisle, Pennsylvania, and will open an office to prepare for the congress, which meets in Butte September 8 to 12.

President Leonard of the School of Mines received a letter from Mr. Mahon today, in which the secretary stated his intention of coming to Butte next week. The day of his arrival is uncertain.

The last International Mining congress met in Boise, Idaho. At that session the delegates representing Butte offered the congress an invitation, and was accepted with reserved condition that this city guarantee \$3,000 for the maintenance of an office for the five months next preceding the date of the session.

Butte was not slow in making the guarantee and in September the greatest mining camp in the world will entertain the largest mining congress ever assembled.

Just what work the convention will take up is impossible to tell at this time.

E. L. Shafner of Cleveland, Ohio, is president of the International Mining congress and will probably come to

Butte a month in advance of the session to help Secretary Mahon in working it up.



PRESIDENT E. L. SHAFNER.

WILL BE NO CORNER AND NO CONTEST

J. P. MORGAN CONTROLS LOUISVILLE & NASHVILLE IS AUTHORITATIVELY STATED.

GATES WILL MAKE NO TROUBLE

Road Will Be Operated in the Future as in the Past—Mr. Morgan Said to Be in Absolute Control.

(By Associated Press.) New York, April 17.—The following authoritative statement respecting the Louisville & Nashville situation was made today by a member of the firm of J. P. Morgan & Co.:

"The public, as well as the speculative community, should bear in mind these three things: "First—There will be no corner. "Second—There will be no contest for control. "Third—J. P. Morgan & Co. absolutely control Louisville & Nashville."

"The first is assured by Mr. Gates, and the manner in which he has disposed of his stock. Mr. Belmont's statements are assurances as to the second, and J. P. Morgan & Co. are sponsors for the third."

"Further, Louisville & Nashville will be operated in the future as it has been in the past, and there will be no change. "J. P. Morgan & Co. say positively that the present status of the road is the same as it has been heretofore, except that J. P. Morgan controls and directs absolutely and without qualification."

"Those who intimate that Mr. Gates might possibly make trouble in the future, or that he is in any position to do so are much mistaken. "The only one to be reckoned with in the management of the Louisville & Nashville is Mr. Morgan. If that fact is borne in mind, there will be no misunderstanding and no need of guessing."

"The situation is controlled by him and that should be a sufficient guarantee to every one."

ADOPTION OF METRIC SYSTEM.

Subject Under Consideration by Association of Manufacturers.

(By Associated Press.) Indianapolis, Ind., April 17.—At today's session of the National Association of Manufacturers the debate on the president's address referring to the metric system was resumed.

A circular of inquiry on the metric system sent out to all members by the committee on weights and measures, with a view of obtaining their opinions, was read at the request of President Search, who thought it best for the association not to take action for or against the system at present.

The association adopted resolutions endorsing the work of the national reciprocity convention at Washington. A resolution was also passed asking for the irrigation of arid lands.

SOME COMMENT ABROAD.

German Papers Devote Columns to Cruelties in the Philippines.

(By Associated Press.) New York, April 17.—Anti-American German papers are scrambling over one another to show that they have not deserted their standards, says a Herald dispatch from Berlin.

The Kreuz Zeitung devotes columns to the alleged cruelties inflicted by United States soldiers on the Filipinos.

The rumored invitation to the Prince of Wales to visit the United States here. It was expected, after the attitude of Great Britain during the Spanish war, that the United States would feel itself drawn closer to Germany.

Although it is denied that the crown prince will be sent to the United States in case the Prince of Wales is entertained there, it is true that another mark of high respect is being planned to prevent another estrangement between the two countries.

Steaks Advance in Price.

(By Associated Press.) New York, April 17.—Popular-price restaurants of this city have advanced the price of steaks and roasts of beef an average of 5 cents, owing to the continued rise in the price of beef. High-price restaurants have made no change, as their margin of prices is larger.

Retail prices for fresh vegetables, butter, eggs, poultry, beans, and even canned goods are now quoted at the markets from 2 to 40 per cent higher than a year ago.

PROVING THE CASE AGAINST COLONEL ARTHUR LYNCH

(By Associated Press.) London, April 17.—Although there is no indication that Col. Arthur Lynch, who fought on the Boer side in the South African war, and who was elected to represent Galway city in parliament in November last, has any intention of placing himself within reach of the British courts, the government is bringing witnesses from South Africa to testify in support of charges of high treason brought against him.

Lewis Handley, an American by birth, but a naturalized British subject and a farmer of the vicinity of Glencoe, Natal, landed in England today.

He says Colonel Lynch was the leader

of a Boer force, composed principally of Irishmen, which raided his farm in 1900, confiscated his stock and other movables and destroyed his crops.

Lynch informed Handley that he was a British subject.

Buying Steel Abroad.

(By Associated Press.) London, April 17.—The purchase of steel in Great Britain and on the continent for use in America has maintained great proportions. The markets of Great Britain and Germany are stripped of all their surplus product. A considerable quantity is being purchased in Germany. The purchases are not of the finished product, but in the shape of slabs and billets.

FORMER KING OF SPAIN IN GREAT BEYOND

HUSBAND OF THE DETHRONED QUEEN ISABELLA DIED AT EPINAY, FRANCE.

BOTH EXPELLED FROM SPAIN

Lived in Retirement for Past Thirty-five Years—His Grandson Now on Throne and Will Soon Be Crowned.

(By Associated Press.) Epinay, Department of the Seine, France, April 17.—Don Francisco d'Assis, the former king of Spain, died here last night at the age of 80 years. He was expelled from Spain in 1868.

Don Francisco d'Assis, Duke of Cadix, who was born in Aranjuez, Spain, in 1822, and October 10, 1846, was married at Madrid to his cousin, Queen Isabella II, of Spain, and was the same day proclaimed king of Spain.

Queen Isabella and her husband were expelled from Spain as a result of the revolution of September 30, 1868.

She formally abdicated the throne in Paris, June 25, 1870, in favor of her son, the late King Alfonso XII, father of the present king of Spain, Alfonso XIII.

The latter, who was proclaimed king under the regency of his mother on the day of his birth, May 17, 1886, is to be crowned May 17 next.

Visiting the Pope.

(By Associated Press.) Rome, April 17.—The pope this morning received in audience a large number of Swiss pilgrims. Owing to the diplomatic rupture between Italy and Switzerland a hostile demonstration against the pilgrims was feared, but it was prevented by the extensive military precautions taken by the government.

CAUSE OF BROKEN ANCHOR.

Schooner Kate and Annie Goes to Pieces on Beach.

(By Associated Press.) Santa Barbara, Cal., April 17.—The schooner Restless, arriving from San Miguel island yesterday, brought a report of the wreck of the sailing schooner Kate and Annie off the island of San Miguel, April 16.

The schooner had put into the harbor to escape a hard northwest gale. The anchor chain parted and the vessel was driven on the beach. Captain Lutjers and crew of six men reached shore in safety. The Kate and Annie filled with sand and was going to pieces when the Restless sailed yesterday.

She was a 30-ton boat, plying from San Francisco and owned by Captain Lutjers. She was built at Yaquina, Oregon.

EARTHQUAKE IN NEW HEBRIDES

Volcanoes Burst Into Action—Widespread Destruction.

(By Associated Press.) Vancouver, B. C., April 17.—Advices from Australia state that on the 10th of last month the New Hebrides islands were shaken by an earthquake.

The shocks subsided the next day somewhat, but at intervals were renewed throughout the week. Six hours after the first trembling the city became a blaze of light and Albrim, Lovepi and Tingoa, volcanoes, burst into action, the last named blowing out a new throat into the sea and sending a great waterspout over the land.

The devastation caused by the earthquake was widespread.

Gets Across Safely.

(By Associated Press.) London, April 17.—Emperor William's yacht, Meteor III, in tow of the steamer Scotia, passed Prawle point at 3:40 o'clock this morning.

WILSON BRINGS SUIT.

(Special to Inter Mountain.) Helena, March 17.—Eugene T. Wilson, receiver of the First National bank of Helena, today brought suit in the United States court against Myron E. Scoville for the recovery of the possession of a large parcel of land in Madison county, for which it is claimed, the bank was wrongfully ousted December 7, 1900. Plaintiff also asks for \$2,000 damages and \$3,000 for the value of the rents and profits.

Wilson claims that the bank was wrongfully ousted December 7, 1900. Plaintiff also asks for \$2,000 damages and \$3,000 for the value of the rents and profits.

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