

### ITALIAN KILLED BY A POLICEMAN

SHOT FROM BEHIND THE STOCKADE AT THE WILLIAM A. COLLIERY BY A WATCHMAN.

### DIFFERENT REPORTS ON CAUSE OF THE KILLING

Friends of the Dead Man Say He Was Walking on the Road, While Others Assert That the Foreigners Were Trying to Go Over the Fence and Would Not Heed Warnings to Stop.

[BY ASSOCIATED PRESS.] Wilkesbarre, Pa., July 1.—The first loss of life during the anthracite strike occurred today at the William A. colliery at Duryea. Antonio Giuseppe, an Italian, was shot dead by one of the coal and iron policemen from behind the stockade of the colliery. Reports differ as to the cause of the shooting. The friends of the dead man say he was walking on the road near the stockade when he was fired upon and was on his way from Seranton to Duryea. Another report is that the Italians tried to get over the fence and would not heed the warning of the policemen to go away. There is much indignation, and the sheriff of Lackawanna county was summoned to take steps to prevent further disorder, as it was reported that there would be an uprising among the foreigners and that they would attack the stockade before night.

**Strikers on Parade.** Pottsville, Pa., July 1.—Several hundred strikers assembled in St. Clair today and paraded. They separated and marched to the various highways and paths leading to the washeries of the St. Clair company, which commenced work yesterday. Workmen on their way to the washeries were stopped and requested to return home. Many of them did, but enough reported for work to permit the washery to operate later in the day. No violence was seen.

### FORMER SCULPTOR PUTS BULLET IN HIS BRAIN

Thought at First That the Old Man Had Been Murdered, but This Was Disproved.

[BY ASSOCIATED PRESS.] New York, July 1.—A. E. Menninger, said to be prominent some years ago as a sculptor, is said to have been found dead with a bullet in his brain in his little shanty at a little settlement four miles from Atco, N. J. It was thought at first the old man had been murdered, but investigation showed he had committed suicide by setting the building on fire and then discharging a bullet into his brain. The building was saturated with oil. Menninger had lived in the settlement about five years. It was said he had worked on some of the decorations of the Philadelphia city hall. Scores of letters from prominent sculptors were found asking his advice and assistance in various works. Twice a month the old man received registered letters from Hastings on the Hudson. His only companions were a dog and several chickens.

### INCORPORATION PAPERS ARE FILED AT HELENA

Montana Smelting and Refining Company to Have Capital Stock of \$3,000,000 in 300,000 Shares.

Articles of incorporation for the Montana Smelting and Refining company were filed for record today in the office of the county clerk and the incorporators are Joseph Johnston of Butte, Max Staegemann of New York and G. W. Sanders of Pierre, S. D. The capital stock is placed at \$3,000,000 in 300,000 shares of a par value of \$10 each. The principal office will be in Pierre, but Butte is to have a branch office. The company proposes to carry on a mining and smelting business.

**Obey Strike Order.** [BY ASSOCIATED PRESS.] Birmingham, Ala., July 1.—According to the report of President Flynn of the United Miners, about 11,000 men in the Birmingham district have obeyed the strike order which took effect last night.

### SENATOR NELSON'S ST. PAUL SPEECH

HE ADDRESSES THE MINNESOTA STATE REPUBLICAN CONVENTION AND MEETS WITH APPLAUSE.

### GREAT TRUST QUESTION IS FREELY DISCUSSED

Under the Leadership of President Roosevelt the Glory and Honor of the Country Both at Home and Abroad in Safe Keeping With the Republican Party—Good Government in the Orient.

[BY ASSOCIATED PRESS.] St. Paul, July 1.—Former State Senator Masterman, chairman of the state central committee, in calling the republican state convention to order this afternoon named United States Senator Knute Nelson for temporary chairman. The selection was approved with applause at the conclusion of which Mr. Nelson addressed the convention. He said: "The tendency of the times is to combination and concentration and where the chief object of this is to lessen the cost of production so as to cheapen the cost to the consumer and not to obtain a monopoly, suppress competition, or check the reduction of price to the consumer, the public will not be injured and has no fair ground for complaint. "A monopoly national in its scope and consequences should be for the protection of the entire people, and subject to national control. Whoever seeks to enjoy national protection and national advantages should also submit to a national inspection and regulation. Protection in such cases should be mutual. Complete consolidation, whatever its purpose may be, becomes nevertheless in its essence a monopoly and a complete monopoly necessarily involves absolutism and this is repulsive to the great body of the people and is dreaded by them in the realm of traffic no less than in the political world. "The glory, the honor and prosperity of our country at home and abroad, under the leadership of President Roosevelt are safe in the keeping and charge of the republican party. We shall meet and successfully solve the Philippine problem as we have met and successfully solved every other great problem we have been confronted with. "We shall, in time, plant the flag of liberty, order and good government as firmly in the distant orient as here at home, and millions of oppressed and downtrodden humanity will worship and forever bless the great republic of the West."

### SENATE CONVENES IN LAST SESSION

NO INDICATION OF THE EXCITING SCENES WHICH OCCURRED ON LAST EVENING.

[BY ASSOCIATED PRESS.] Washington, July 1.—When the senate convened at 11 o'clock for what appeared to be the closing session of this term of the Fifty-seventh congress there were no indications of the exciting scenes of yesterday. Mr. Bailey (Texas) entered the chamber from the democratic cloak room soon after the invocation had been pronounced and took his seat on the democratic side. He was joined by Mr. Spooner, Representative Burleson of Texas then joined Mr. Bailey and had an extended talk with him. Mr. Beveridge did not appear in the senate in the early part of the session. After his chat with Mr. Burleson Mr. Bailey left the chamber. Mr. Hale of Maine presented the final report of the conferees of the general deficiency bill and it was agreed to without debate. This disposes of the bill. Mr. Lodge, chairman of the committee on the Philippines, called up the conference report on the bill to provide for a temporary civil government for the Philippine islands. The agreement of the conferees which have already been published was read in full.

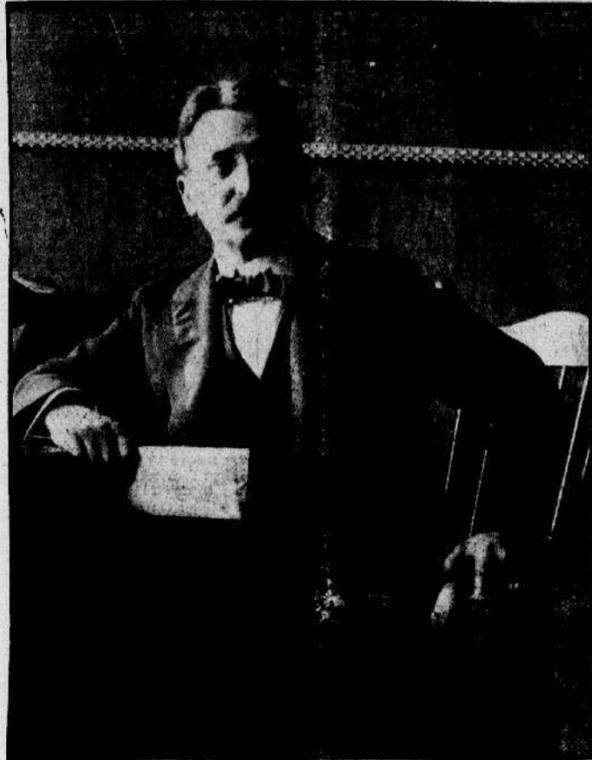
### LAWYERS THRESH OLD STRAW

Expert Nuckolls on Stand Again in Colbert Will Case Reiterates Testimony as to Difference in Signatures—Defense Begins Another Effort.

In the Colbert will contest, on trial in Judge Clancy's court, the contestants' evidence against the Lippincott-Woolbeater will was finished at noon, and in the afternoon Woolbeater and Lippincott began putting in their evidence in defense of the attack made upon their will. According to the practice of this state the proponents of a contested will become the defendants at the trial. The trial has now reached the point where the defendants, Lippincott and Woolbeater, must meet the attack made by the state of Montana and Lillian Fluke and Fred W. Scheuer upon the instrument which they wish to get admitted to probate. After the evidence in support of the admission of this will has been put in the

and the 's' in the will signature?" "The 's' in the will signature not only comes down but goes up again." "What do you say as to the same man making both these 's's', Mr. Nuckolls?" "I do not think the same man made them." Signatures Do Not Agree. Two other 's's' were taken up, the one in the will signature and one in another admitted signature. "How do the 's's' in these signatures agree as to the loops?" Mr. Cotter asked. "They don't agree at all," the expert replied. "I'll call your attention to the 's's' on the blackboard in the copy of the will signature. How do they compare with the

W. I. LIPPINCOTT,



One of the Proponents of the Contested Will as He Appears in the Courtroom. (Picture by Ward, Inter Mountain Staff Photographer.)

first chapter of the trial will be at an end. The fight to probate the Fluke-Scheuer lost will comes up then, and the attack upon the defense of it will be made. The state will put in its claim to the property to the deceased Colbert finally, and the case will go to the jury.

### Old Straw Re-Threshed.

In the trial this morning there was a threshing of three threshed straw. Handwriting Expert R. B. Nuckolls was on the stand all forenoon giving evidence under re-direct examination for the Fluke-Scheuer side of the case. His re-direct examination was begun last evening by Mr. Cotter, one of the Fluke-Scheuer attorneys, and continued this morning. Mr. Nuckolls repeated his opinions that there was no likeness and a great many differences between Colbert's admitted signatures and the signature to the Lippincott-Woolbeater will. Mr. Cotter brought the letter "S" in the different exhibits under attention. Said he: "Your attention was called to the 's' in 'Charles' in a Colbert signature to a judgment in this court. Give a general description of the loop in the 's' and the upstroke connecting the preceding 'e' with it." "There is no loop at the bottom. The letter 's' comes down to the line and does not turn up. It stops," the witness replied. "What is the difference between this 's'

same letter in the admitted signature?" "The upstroke in the 's' on the blackboard is something like the upstroke in these. But there is no other resemblance." Another admitted signature was shown the witness, and Mr. Cotter said: "How does the 's' in this admitted signature compare with the same letter in the will signature?" "It differs altogether," was the expert's reply. "What do you say about both being made by the same man?" "I do not think they were made by the same man." "Have you been shown any exhibit by Mr. Roote where the down stroke in the 's' compared with the same letter in the will signature?" "I don't think I have." "You were shown the 'o' in the will signature. Mr. Roote called your attention to the 'o' in this exhibit," said Mr. Cotter. "Please explain the difference in the letters." "In the admitted signature here, the 'o' has two open, clear and well defined loops. The 'o' in the will signature entirely lacks the first loop. There is something in the will signature that looks like the second loop, but it is not open. It might be called a blind loop," the witness replied. Shown Genuine Signature. Another exhibit was shown Mr. Nuckolls. (Continued on Page Three.)

### M'LAUGHLIN BOND TO BE FORFEITED

UNLESS ALLEGED WIRE-TAPPER APPEARS IN ANACONDA COURT TOMORROW \$1,700 WILL GO.

### ACCUSED FAILED TO APPEAR AT TIME SET

Attorney Does Not Believe Defendant Is Required to Appear and Plead Personally in a Justice Court—Prosecution Were Ready This Afternoon to Push Case Against McLaughlin.

If Thomas McLaughlin, charged with wire tapping, can be found by his attorneys, Kirk & Clinton of Butte, he will appear before Judge Frank Kennedy of Anaconda, to answer to the charge against him. This afternoon at 2 o'clock was the time set for McLaughlin to appear and plead to the charge. He did not appear. County Attorney J. H. Duffy, representing the county of Deer Lodge, was in court, as were Ed Dorval, J. G. Davies and R. H. Goddard, officers of the Western Union telegraph company, the latter the man who arrested McLaughlin Saturday near Stuart after an exciting chase through the brush along the Northern Pacific right of way. Judge Kennedy waited until after 2 o'clock and then grew impatient. He finally called up Kirk & Clinton of Butte and asked when the defendant would appear in court, and told them that it was customary for his court to forfeit bonds when no appearance was made by defendants. Bond May Be Forfeited. One of the members of the law firm from the Butte end of the line said it was a matter of surprise to them that the defendant had to appear in a justice court and personally plead to the charge against him. County Attorney Duffy was called into the three cornered conference and said if the defendant should come into court by 8 o'clock tomorrow morning and plead to the charge all would be well; otherwise the bond of \$1,700 would be forfeited. Kirk & Clinton promised to look up their client and see that he made suitable appearance tomorrow morning in the Anaconda court.

### WHEAT HARVEST IS PRACTICALLY OVER

RAINFALL THROUGHOUT CORN RAISING STATES HAS RUINED MANY OF THE FARMERS.

### IOWA SAID TO BE IN GOOD CONDITION SO FAR

One Boy Is Drowned and the Kansas River Is Rising Rapidly, Overflowing the Bottoms and Much Drift Wood Is Coming Down—Coolest Weather in Years—Many Abandon Their Homes.

[BY ASSOCIATED PRESS.] Topeka, Kan., July 1.—Until 6 o'clock this morning nearly three inches of rain fell in this section. Many residents along Shunganunga creek were compelled to abandon their homes, the water from the creek pouring in over the first floors. Sam Harrington, a small boy, was drowned. The Kansas river is rising rapidly and much driftwood is coming down. The water is within 18 inches of the bridge. The wheat harvest for Kansas is practically over and the grain is in the shock, although retarded in the extreme western counties by cool weather. Heavy rains the past three days have injured the crops some in the central portions. The oat crop is fine. From every county the corn crop is reported in splendid condition. The month has been the coolest for many years, the temperature averaging from 10 degrees below normal in the eastern portions to six below in the western portions.

### Potatoes Are Rotting.

[BY ASSOCIATED PRESS.] Omaha, Neb., July 1.—There were general rains throughout Nebraska last night. In the Platte and Missouri valleys the rainfall for the past week or two has been excessive, and in some places potatoes are reported to be rotting in the ground and the corn crop somewhat damaged by too much moisture. On the tablelands, however, the heavy fall of rain has served to put the corn crop in a splendid condition. The temperature average for the past week has been considerably below normal and sunshine is needed.

### No Damage in Iowa.

[BY ASSOCIATED PRESS.] Des Moines, Iowa, July 1.—Director Sage of the Iowa weather bureau and crop service declared this morning that the Iowa crops are standing the cold weather and heavy rains remarkably well, and that the predictions of damage and loss are purely visionary.

### Soaking Rain in Missouri.

[BY ASSOCIATED PRESS.] Kansas City, Mo., July 1.—A soaking rain fell last night in western Missouri, followed by a rising temperature. At Kansas city 3.3 inches fell, while at Lexington there was an inch and a quarter. Following the coldest June in this part of the state for years, the conditions today are warm weather, which is needed by crops generally. No serious damage to crops has been received.

### No Let Up to Rain.

[BY ASSOCIATED PRESS.] St. Louis, Mo., July 1.—There seems to be no let up to the rain that has been falling at intervals since Saturday morning. Damage to crops in Illinois and Missouri is conservatively estimated, will amount to millions of dollars. Grain in shock that was not carried away by the flood is beginning to sprout. In the uplands corn and oats were benefited by the rains where not blown down.

### Trial of Pigeons.

[BY ASSOCIATED PRESS.] Pueblo, Colo., July 1.—Twelve of the fastest homing pigeons in the country left Pueblo today to make the longest official race in history. The race will be from Pueblo to Cleveland, Ohio, a distance as a crow flies of 1,350 miles. The longest official distance heretofore made was by birds belonging to Fred Bowers of Fall River, Mass., which covered 1,253 miles in thirteen days five and one-half hours.

### New Yacht Arrives.

[BY ASSOCIATED PRESS.] New York, July 1.—The steamer yacht Yacona, purchased recently from the king of Portugal by Henry Clay Pierce of St. Louis, has arrived at Boston to await its new owner, who will cruise along the coast and later in the summer visit Labrador.

### LARGE ATTENDANCE IN LOWER HOUSE

MANY MEMBERS EXCEEDINGLY ANXIOUS TO SECURE RECOGNITION AND PASS THEIR BILLS.

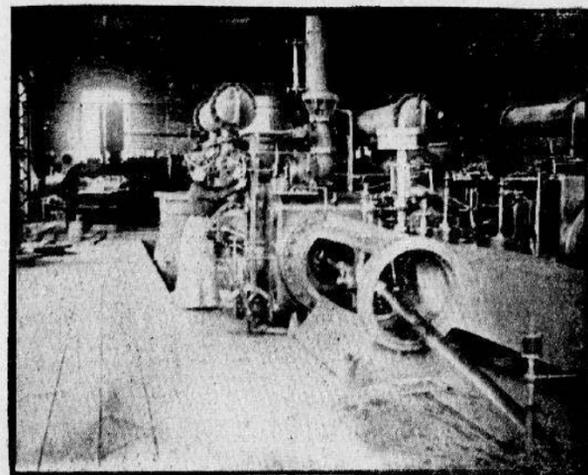
[BY ASSOCIATED PRESS.] Washington, July 1.—The house, which adjourned last night at 11 o'clock, met at 10 o'clock this morning, with all the indications pointing to a final adjournment at the end of today's session. Despite the early hour and the lateness of the session last night, there was a large attendance upon the floor. The galleries were also well filled. Immediately after the approval of the journal a scramble for recognition began. Members with small bills of interest to their constituency were exceedingly anxious to secure action upon them, and a dozen of them were almost constantly on their feet clamoring for opportunity to call them up. Owing to the fact that but one item in one appropriation bill remained in dispute between the two houses many members were fortunate. Senate bill to re-survey certain townships in San Diego, Cal., was passed. The ways and means committee of the house met at 2 o'clock and ordered Chairman Payne to report the adjournment resolution for 5:30 this afternoon, although this was not done without a sharp political discussion. Mr. Richardson of Tennessee offered a resolution allowing one week to consider trust legislation. This was defeated by a party vote, and by another party division the adjournment resolution was ordered reported.

### MONSTER PUMP STARTS AT THE WATER WORKS

It was a successful start that was made yesterday on the high duty pumping engine which has just been erected by the Nordberg Manufacturing company of Milwaukee for the Butte Water company at their pumping station near Divide, Mont. At 10 o'clock Mrs. Eugene Carroll, wife of Superintendent Carroll of the City Water company, stepped to the side of the immense engine and turned on the steam. Slowly and majestically the big wheels began to turn, faster and faster, until the mighty pump was working with regular beat and the group of engineers—many of them well known East and West—stood and watched one woman turn that little wheel which started the water of the Atlantic slope straight up to the Peckley reservoir 870 feet higher, across the Continental divide to the Pacific slope, to supply the wants of 50,000 thirsty people, 30 miles away. Saw the Big Pump Start. Among those who watched the big pump start were C. H. Repath, chief engineer of the Anaconda and Washoe smelters, who was also consulting engineer for the water

company; Mr. Hanson, general manager of the Nordberg Manufacturing company; Mr. Lloyd, constructing engineer for the same company, and who had charge of the putting together of the machinery; William Wright, engineer for the Boston & Montana, and Mr. and Mrs. Eugene Carroll. The contract for the pump was let to the Nordberg people in August, 1900, and should have been delivered and erected over six months ago, but owing to delays for which the Water company was in no way accountable, it was not ready to turn on steam until yesterday. The engine is a high duty pumping machine of the horizontal, direct action, crank and fly-wheel type, the steam end being a Nordberg triple expansion Corliss engine. The pumps are located back of and in line with the steam cylinders. The plungers are connected to and driven by the extended steam piston rods. The diameters of the steam cylinders are 24, 44 and 62 inches, and the diameter of the water plungers is nine inches. The stroke is 32 inches. (Continued on Page Three.)

### STARTING THE BIG PUMP.



Mrs. Eugene Carroll Starts Machinery Going.



Beginning at the left they are: William Wraith, Boston & Montana; Eugene Carroll, Butte Water Company; Mrs. Carroll; C. H. Repath, A. C. M. Co.; J. Hanson, Nordberg Mfg. Co.; Mr. Lloyd, consulting engineer Nordberg Mfg. Co.