

COWBOY LAYS BURGLAR LOW

Hugh Anderson Finds Three Men Robbing a House and Fires Shot With Unerring Aim--Martin Died Without Saying Anything.

James Martin, one of the gang of sneak thieves and burglars that has been robbing houses and holding people up in Butte during the last six weeks, was shot and killed by Hugh Anderson of No. 740 West Granite street last night, while trying to escape from the scene of a robbery he and two of his pals were committing. The job was a good one and the only regret of all good citizens is that Anderson did not kill the three. One shot did the work, and although Martin received the bullet about 9:45 o'clock, he lived until 1:30.

The bullet struck him in the back and came out in front, but after passing through the body its force was spent and it lodged in the clothing. Notwithstanding the frightful wound, Martin ran two blocks before he fell. He was taken to the city jail in the patrol wagon, where his wound was examined by Dr. Sullivan, the city physician, who at once pro-

and the dying burglar. While Chief Reynolds was talking to Martin the latter asked to be allowed to die in peace, a privilege which the officer granted him when it became apparent that no information concerning his pals could be obtained from him. After death the body of the dead man was taken to the Montana undertaking parlors at No. 127 East Park street, where Coroner Johnson will hold an inquest at 7 o'clock this evening.

Occupants Were Away.

The house which Martin and his pals were robbing at No. 803 West Granite street, is owned and occupied by Samuel Treloar, leader of the Boston & Montana band. Mr. and Mrs. Treloar were at Columbia Gardens at the time the burglars got into the house, but Mrs. Treloar and her little girl returned in a buggy with Mr. and Mrs. Amos Booth about 9:45 o'clock. The child noticed a light in one

TRACY NOT IN IT WITH THIS FELLOW

JAMES M'KINNEY RUNS AMUCK IN A PORTERVILLE SALOON AND SHOOT OUT LIGHTS.

GAMBLER SUCCUMBS TO WOUNDS IN THE ABDOMEN

Tried to Shoot Cards Out of Players' Hands, and Finally Secures Rig at Revolver's Point--Drove Toward Lindsey and Is Expected to Make for the Mountains--Man Has Bad Record.

[BY ASSOCIATED PRESS.]

Fresno, Cal., July 28.—In Porterville yesterday James McKenney ran amuck and initiated his performance by shooting out the lights of a saloon and tried to shoot the cards out of the hands of a man in a card game. That he only wounded the man was due to his poor marksmanship and not to his criminal intentions. He then proceeded to a livery stable and secured a rig at the point of a revolver. A constable, a deputy and several citizens attempted to arrest McKenney, but he opened fire and four of them were more or less seriously wounded.

Officers in surrounding counties were notified and a sharp lookout is being kept. McKenney has a bad record, having some years ago been sent to state's prison from Tulare county. Two years ago he killed a man in Bakersfield, but was exonerated. William Lynn, a gambler, whose abdomen and legs were filled with buckshot, has succumbed to his wounds.

McKenney also filled the right arm of George Barrows, a printer, with shot, sent a bullet into the mouth of Deputy Marshal Willis, shot another into the arm of Deputy Constable Tompkins and a load of shot into the arm of W. B. Best.

Before leaving town he called at the house of Dave Moshier, awakened Moshier and called him to the door.

Standing before the door, gun in hand, McKenney exclaimed:

"I've got into a h—l of a fight. They came after me, but I whipped them all. I killed three or four of them."

"They have not treated me right. They can send the whole town after me."

"I'll die game. You talk about Tracy, he won't be in it with me. They hurt me."

Putting his hand to his leg, he squeezed up a handful of blood. He then drove off to Lindsey and is headed for Fresno county where it is supposed he will make for the mountains. McKenney, who has a shotgun, rifle and revolver, is a desperate character and will not be taken alive. Sheriff Parker and his deputies are in pursuit, but no definite information has been received as to the desperado's whereabouts.

RUMBLE OF COMING POLITICAL BATTLE

PARTY IS WARMING UP FOR VICTORY AT POLLS IN FALL, AND THE CHANCES ARE VERY GOOD

FACTIONAL DIFFERENCES A THING OF THE PAST

All Good Republicans Will Put Shoulder to the Wheel Now and Pull for the Best Interests of the Party--What the Men Who Know Think of the Outlook--Growth of the Movement.

Already the rumble of the political thunder is audible to those who keep their ears close to the ground for such sounds. While this will be what is known to politicians as an "off year," because a full state ticket will not be elected, there will be much of interest in the results to the people of the state.

Montana will elect a congressman, one associate justice of the supreme court and a state legislature, besides the regular quota of county officers.

"What will the republicans do this fall?" a prominent republican was asked today. "Well, they'll carry the state. That's a cinch," was the reply. "If the harmony which now prevails continues they will carry the county easily, too."

No Factional Differences.

"No matter what factional differences may have existed, they are being gradually wiped out, and when the campaign starts you will see the so-called factions working together under one banner and with one cause at heart—the success of the republican party in county, state and nation."

"Never were chances for a republican victory brighter in the state than this year, and all that is necessary now is for every member to get down to hard work and show the many who are daily leaving the other parties what a republican victory means for them."

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WRIT OF CONSPIRACY ISSUED

Messrs. Redmond and Others Are After the Irish Landlords.

[BY ASSOCIATED PRESS.]

New York, July 28.—A writ of conspiracy issued by Messrs. Redmond, O'Brien, Dillon and Davit, against the trustees of the New Irish Landlord trust has created a great sensation in Ireland, says a Tribune dispatch from London.

The Freeman's Journal promises that it will be the biggest constitutional hearing in Ireland since the Parnell trial in 1882.



HUGH ANDERSON.

nounced it fatal. The wounded burglar was then sent to the county jail, where he died at the hour stated.

Refused to Peach on Pals.

Before going over the range Chief Reynolds of the police department made an effort to get some information from him regarding his pals, but he maintained a stolid indifference and even in the face of death refused to tell the truth about himself. He told the chief he had been in Butte about three weeks, having come from Chicago, but his story is known to be false, as he has been here more than two years.

Martin asked that a messenger be sent for Burt Cusick, the woman at whose house James Cusick, who killed John Baggs a few weeks ago, is said to have lodged. She was brought into his presence, but nothing of importance passed between her

of the upper rooms of the house as the buggy stopped, and called her mother's attention to it. In an instant this light in that room was extinguished, but in another instant an electric jet was turned on in an adjoining room. Ralph Foltz, a brother of Mrs. Treloar, rooms in the house and it was at first thought that he was at home, but the little girl said she had seen him just before they left the Gardens.

On one of the opposite corners of the streets Anderson Brothers keep a grocery, and Mrs. Treloar, seeing a light in the store, sent the little girl to the store to notify those inside that she thought burglars were in her house, James Anderson and his nephew, Hugh Anderson, the latter 26 years old, were there and as soon as told what was up the two men came

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BUTTE MAN AMONG VICTIMS OF A WRECK

Press reports from St. Paul state that among the victims in the Milwaukee wreck at Eitera, Minn., is W. E. Farrell of Butte. Mr. Farrell's body was found yesterday afternoon in the debris, and he was identified by a miner's union card found in his

until yesterday was employed at the Montana steam laundry.

Farrell and Miss Elliott were engaged some months ago, and but two days ago Miss Elliott received a letter from her betrothed announcing his intention of leaving Milwaukee, where he had gone looking for employment. He wrote that he would go to Chicago, where there were better prospects in his trade, that of iron moulder.

Farrell was 22 years of age and was killed on his birthday.

There are two brothers, Tom and Frank



MISS MATILDA ELLIOTT.

pocket. In addition to the card there was a pocketbook with the name of John M. Farrell, Butte, Mont., printed on it, and also the photograph of a young lady bearing the name of Mrs. Matilda Elliott, No. 602 George street, Butte, Mont.

The body was mutilated almost beyond recognition. The railroad company has sent a request to Butte to look up the relatives of the dead man here.

Down in a little cottage at No. 802 George street there lives a young girl who is prostrated by the news of the death of the man she was to marry next Christmas. She is Miss Matilda Elliott, who



W. E. FARRELL.

Farrell, who are also iron moulders. They live in Anaconda and are expected here this afternoon. The brothers will arrange to have the body shipped back to Butte.

A sister of the dead man, Mrs. William E. Hamilton, lives at No. 822 Placer street.

ENTER MOTION FOR RE-HEARING

Heinze Attorneys Question Authority of Supreme Court to Grant Injunction--Argument Begun in Court at Helena.

[SPECIAL TO INTER MOUNTAIN.] Helena, July 28.—Authority for the supreme court under the constitution to issue an injunction in the Minnie Healy case is questioned in a written motion for a re-hearing, filed with the court today.

Thirteen reasons are given in support of the motion. It is alleged that the constitution was misconstrued in the decision of a week ago, and the court has declared itself vested of appellate jurisdiction beyond that conferred by the constitution.

The Heinze attorneys also allege that the decision with reference to the power of the district court is erroneous in that it does not apply to the facts as they existed at the time the injunction was granted by the lower court. It is held that the only appeal would have been one for the dissolution of the injunction.

There is also objection to the decision of last week on the ground that the judgment of the lower court was not considered.

Arguments opened. Arguments occupied the entire day before the court. Attorney McHaffon spoke first. Attorney Shores began in the afternoon. E. W. Toole is also present for Heinze and L. O. Evans aids the plaintiff.

Arthur B. Heinze is a spectator. The court gave each side two hours for argument.

It will undoubtedly be several days before a decision shall be reached. The attorneys for Heinze filed a long argument and brief in support of their motion.

An opinion, written by Justice Pigott, holds that the court cannot pass on the appeal in the case of the Butte & Boston vs. the Montana Ore Purchasing company and both the Heinzes—F. A. Heinze as administrator of the estate of James Larkin and Clara Larkin. It is held that the lower court's judgment was not complete, and therefore an appeal cannot be considered.

A. J. Shores spoke for the plaintiffs this afternoon and had the attention of the court during the entire sitting. He made the statement that beyond a doubt the judgment of the lower court was erroneous and expressed himself as confident that the supreme bench would reverse Judge Harney's judgment.

There has been nothing new brought forward in the evidence, he says, because there is nothing to disclose. All the evidence was in in the lower court; the plaintiff bases his hope of reversal solely upon the merits of the case.

Logger Killed by a Freight.

[BY ASSOCIATED PRESS.] Tacoma, Wash., July 28.—Mack Shelly, a logger in Frame's camp near Orting, was struck by a freight train early this morning and killed. The back of his skull was crushed. The body was discovered by a track walker about 7 o'clock. Shelly was about 50 years of age and, so far as known, had no relatives here. The body was brought to Tacoma and will be kept a few days to see if relatives can be found.

Many Sheep Slaughtered.

[BY ASSOCIATED PRESS.] John Day City, Ore., July 28.—Word has reached here from Murderer's Creek in Grant county, that 300 sheep were slaughtered, presumably by settlers and claimers. Murderer's Creek is a remote summer range district and according to the information, several armed men came upon the band at night and commenced firing buckshot into them. The next day 280 dead sheep were found.

Lad Kills Duel Opponent.

Portland, Ore., July 28.—George W. Baldwin, the 19-year-old lad who fought a duel with bayonets Saturday night with Frank Carlson, in which the latter was killed, was today booked on a charge of manslaughter.

Methodist Secretary Dead.

[BY ASSOCIATED PRESS.] New York, July 28.—Rev. Dr. Stephen L. Baldwin, recording secretary of the missionary secretary of the Methodist Episcopal church since 1888, died today in Brooklyn of typhoid fever. He was 67 years of age. From 1859 until 1882, with the exception of two years, he was a missionary in China. For four years he was superintendent of the Choo Chow mission and for several years he edited the Chinese Recorder.

Colliery Foreman Shot.

[BY ASSOCIATED PRESS.] Pottsville, Pa., July 28.—Daniel Lenderman, foreman at the Kohinor colliery, Shenandoah, was shot today near his home by a crowd of strikers. His face and shoulders are torn with buckshot and it is thought he will recover. Albert Lenderman was also chased and shot and four other non-union men were badly injured.

Mining Dividends Declared.

[BY ASSOCIATED PRESS.] Boston, July 28.—The directors of the Calumet & Hecla Mining company have declared a dividend of \$5 a share. Three months ago \$5 was paid. This dividend is the first of the fiscal year, beginning May 11, 1902.

TORRENT RUSHES ON TO BUTTE

Enough Water to Supply Demand For Decades Comes Tumbling Down Divide When Davy Pulls

When Mayor W. H. Davey turned the wheel which started the big engine at the new pumping station on the Big Hole river at 11:30 o'clock yesterday morning there rushed into the 28 miles of pipe water sufficient to supply the city of Butte and vicinity in almost endless quantities. The starting of the big Colless marked a triumph of the water company and established a supply that for many years to come is certain to be ample for all needs.

The starting of the new pump was made the occasion of a jollification which was participated by many business men, city and county officials and the representatives of the newspapers, as guests of Superintendent Carroll of the water company. They were taken to Divide on a special train over the Oregon Short Line and driven from the depot at Divide to the Big Hole station.

Lavish Entertainment.

The train left Butte at 6:30 o'clock yesterday morning and there were about 60 men, officials and politicians on hand to assist in the ceremonies. The arrangements for the entertainment of the guests were lavish and Mr. Carroll was the recipient of hearty congratulations.

There was but little for the mayor to do in starting the big pump. The most energy was expended by his honor in proving his right to a special dispensation card from the Engineers' union. After his unionism was proven, Mr. Davey stepped to the throttle and with the power and strength for which he is noted at times, easily turned the steam into the cylinders.

Almost noiselessly the powerful machinery began to move and in two minutes' time water from the river was being forced up to the reservoirs 800 feet higher than the pumping station.

As the engine started, Mr. Carroll addressed the guests and described the difficulties which had been overcome, giving due praise to the constructing engineer, C. W. Payne, and his assistants.

Orators Hold Forth.

Short speeches were made by Mayor Davey and others, after which Mr. Carroll announced that while there was plenty of water in the river and plenty on the way to Butte, there didn't happen to be any on hand about the station. The news

Historical Society

received with many manifestations, light by the assemblage and Alderman Cohen, who had a hunch that things were there to take the place of water.

With the assistance of his subordinates and associates Mr. Carroll succeeded in driving the guests into a room specially prepared for the entertainment of the thirsty and after the belts had been removed from Chief Sanger's path and City Treasurer Ben Calkins had been herded into a corner by himself the representatives of the press were called upon to do things which made them happy and heavier in weight.

President William Scallon, of the Anaconda company, who was one of the guests of the occasion, "I wish to propose a toast to Admiral Carroll," said he. "We have all done more or less kicking against Mr. Carroll and the water company. I have been one of the kickers myself. Not long ago we suddenly discovered that there was not water enough to run the mines. I went to Mr. Carroll at that time and registered as strong a kick as I could. I found that he was kicking just as hard as I was."

Wonders Accomplished.

"Wonders have been accomplished since that time, and what has been accomplished marks a new era for Butte. One problem is now disposed of. We can be assured of water anyway. We have witnessed the starting of this great pump. It is a marvel. How easily Mayor Davey started the machinery in motion. I venture to say that he had much less trouble starting this machinery in motion than in trying to enforce a poolroom ordinance or an anti-poolroom ordinance. (Laughter.) On this memorable event in the history of Butte I wish to extend my personal congratulations to Mr. Carroll and to the able assistants who have helped him, and to all others who have so ably assisted him in this work."

The other guests were entertained until all had been satisfied, when there was an adjournment to the river bank to throw stones into the pool, where Alderman W. C. Bacheeler was making believe that he was fly fishing.

The entire party walked to the electric

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SOCIALISTS IN SESSION DEMAND THE REFERENDUM

Platform Also Calls for Eight-Hour Law and Denounces Blacklisting--Candidates for Office.

[SPECIAL TO INTER MOUNTAIN.]

Bozeman, July 28.—State socialists are in convention in Maxey's hall today with about 26 delegates present. The meeting was called to order at 10 o'clock sharp by John N. Held of Helena, state secretary of the party. Alex Freeman of Bozeman and H. J. Cooney of Butte were chosen temporary chairman and secretary.

The chairman then appointed the following committees:

Credentials—Held, Helena; Smith, Butte; Lyle, Livingston.

Platform—Cooney, Butte; Bradford, Helena; Malri, Chico.

Permanent Order, Etc.—Carl Smith, Helena; Dick, Aldrich; Fox, Butte.

After a short recess the committees reported temporary organization made permanent, and the platform and immediate demands were received.

The platform demands an eight-hour law for workmen and miners, asks initiative and referendum, equal suffrage, denounces blacklisting by corporations and demands the passage of employers' liability act.

In the afternoon session several unimportant matters were taken up and then followed selection of candidates. George D. Sproule was nominated for congressman by acclamation. For associate justice, M. Cameron of Aldrich and National committee man Fox of Butte were named.

Moros Attack Americans.

Manila, July 28.—A party of engineers, commanded by Lieutenant Brown, encamped at Matang river, was attacked by Moros at midnight on Friday. The attack was repulsed without loss to the Americans. Three Moros were killed. Friendly natives report that the sultan personally led the attack, thinking the American company was without sentries.

UNIVERSAL IS REGRET AT MISS FOLEY'S DEATH

Much regret was expressed in Butte today at the news of the untimely death of Miss Katherine Foley at Spokane yesterday.

Miss Foley was riding a horse which had been used in a local circus as a wild and untamable broncho, and which, starting suddenly, threw her on her head. Her neck was broken by the fall, and when her friends arrived she was dead.

Miss Foley had been visiting her father, who lives at Spokane with her sister, Mrs. J. J. Harrington, and was just learning to ride.

When her mother, who lives at No. 509 Wilms avenue, Centerville, heard of the unfortunate affair, she was almost prostrated with grief.

The young girl was only 17 years of age, and because of her bright disposition and winning manner had made many friends.

She leaves, besides her parents, a sister and a brother, John Foley, well known in Butte.

Arrangements have not yet been made concerning the disposition of the remains, but it is probable that the body will be brought back to Butte for interment.



KATE FOLEY.