

## GREAT NORTHERN IS STILL IN HOPE ABOUT EGAN

Another Party to Be Sent Out Tomorrow to Look For the Lost Superintendent.

## MELTING SNOWS WILL MAKE SEARCH EASIER

County Officials Have Abandoned All Hope of Finding Egan Alive and Believe That the Remains Are All That Can Be Expected to Be Discovered Now Although the Railway People Appear to Think There Is Still Hope.

Kalispell, Nov. 12.—Another searching party will be sent out after Superintendent Egan tomorrow by the Great Northern, the belief that with the settling snow there will be a chance of finding him of the body being recovered if he is dead.

The light rains which have been falling have settled the snow, and it is hoped that some trace of the missing man may be found.

The searching party which went to Pyramid peak cabin has not returned as yet, and no word has been received in the three days that the party has been absent.

By the county officials hope of finding Egan alive has been abandoned, and all that is expected now is that the new searching party to be sent tomorrow by the railroad company will be able to find his dead body.

There are hourly reports of the finding of the dead body, but so far none of them have been truthful.

## KELLEY'S CASE TOMORROW

Alleged Murderer of Dr. Gayley Is to Appear Before Judge McClernan.

Judge McClernan's court was not in session this morning. The court will convene tomorrow at which time the county attorney's office will present the remainder of the criminal cases on the docket, and they will be set for trial.

J. W. Kelley will appear before Judge McClernan at that time and enter his plea. It is probable that some time will elapse before the trial comes off.

## TWO YEARS AGO TODAY MARCUS DALY DIED

Second Anniversary of the Demise of One of Montana's First Sons Marked by Impressive Services in St. Patrick's Catholic Church, Where High Mass Is Read by Father DeSiere and Assistants—Something of Benefits Conferred Upon State by Man Whom All Loved.

This is the second anniversary of the death of Marcus Daly.

Two years ago today the people of Montana were startled by the tidings from New York—sad tidings—of the passing away of the man who towered above all others in the industrial and political history of the state, and who, notwithstanding the active hand he took in both, was first in the hearts of the people who knew him.

At the solemn high mass at St. Patrick's church this morning the hundreds who came to pay their humble tribute to the memory of the dead were ample evidence that neither time nor circumstances will obliterate the name of him whose broad charity was equally ready as a miner working for a day's pay or as the first mining man in this broad land.

The services at St. Patrick's church which began at 9 o'clock this morning were beautiful. A special program had been arranged by the choir. Twenty altar boys in their spotless surplices attended on the officiating priests. The church was thronged long before the mass began and the crowd of silent worshippers kneeling during the service made an impressive scene.

## MASS READ BY FATHER DESIERE AND ASSISTANTS

The mass was read by Father De Siere, Father McGlynn acting as deacon, Father Harrington as sub-deacon and Father O'Farrell as cape-bearer.

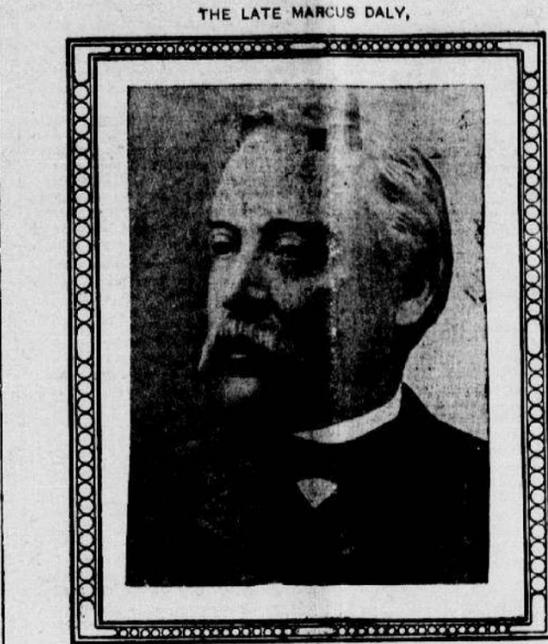
Father Phelan was master of ceremonies, while Father Thompson and Father Stack occupied seats in the sanctuary.

The music was in charge of Mrs. Ignatius Donnelly, Mrs. Rooney and Miss Hammond, and was beautiful and appropriate.

According to the custom of the Roman Catholic church there was of course no sermon or address during the celebration of the mass, but the service was nevertheless an appropriate and touching testimony to the memory of the illustrious dead.

Throughout the city in general today references were made to the late Marcus Daly on this, the anniversary of his death. From every class were heard expressions of sorrow at his death and words of testimony to his greatness and his kindness.

The story of his life and of the inexpressible sadness attached to his death



The Second Anniversary of Whose Death Was Marked Today by High Mass in St. Patrick's Church.

is familiar to all Montanans. Just as he had achieved fame and fortune after 35 years of toil, and when he was in a position to enjoy in fullness that success for which he had fought so hard, he fell a victim to a dread disease.

After making a trip to Europe at the direction of his physicians, he returned to New York about the middle of September, 1902, and was almost immediately compelled to take to his bed at the Hotel Netherlands, from which he never again rose. The physicians had informed his relatives that he could not recover and that they could give assurance of his life only from day to day. Bright's disease,

complicated with heart weakness, was the cause of his death.

When asked if he was feeling better that morning, he requested that his family be summoned, and when they gathered around he said:

"Only a little while more; a little bit more."

Death came peacefully. He was conscious until a few minutes before he passed away.

The body was then taken to the Daly home on Fifth avenue and the funeral was held later from St. Patrick's cathedral.

The body lay for some time in the vault of the Mackay family.

THE LATE MARCUS DALY.

Mr. Daly was the first man to demonstrate the wealth of the Butte silver mine below the water level. He was the first man to open the Butte copper mines on a grand scale. He built at Anaconda what was then the greatest copper smelter in the world. He built there a city of 12,000 people, where no human being had lived before. These are but a few of the achievements of the man who died two years ago today.

He was pre-eminently a friend of the workmen. They knew him as one of them, through the various stages of his successful career. Knowing him as they did, their love for him was the best testimonial to his splendid character.

He was born in the county of Cavan, Ireland, in 1849, and was 55 years of age at the time of his death. He came to this country when a lad and made his way to California. From there he drifted to Nevada, where he formed the acquaintance of Fair, Flood, O'Brien, Mackay and other Irish-Americans who won fame and fortune in the new West.

In 1873 he was in Salt Lake in the employ of the Walker Brothers, whose properties he subsequently managed. It was by them that he was first sent to Butte to make an investigation of the mineral possibilities of this district.

## MANY REMEMBER THAT RUGGED, KINDLY FACE

There are many in Butte who still remember the plain, rugged looking man who alighted from one of the Gilmer & Saltsbury stages with his blankets on his back, twenty-six years ago. Even then the close observer might have seen in his face the evidence of those qualities which would have made him a great man in any calling.

His subsequent history is the history of Butte. Of his private character nothing more eloquent or expressive could be said than the following, which appeared in the Inter Mountain the day he died, and which was the tribute of the many men in the camp who knew him well:

"If only the widows and orphans Marcus Daly helped could attend his funeral they would form a great concourse of grieving people; but if, indeed, to the numbers could be all his friends, and all who received benefits from his having lived, then no deep-toned church bell could be heard by all the sorrowing thousands who would assemble at his grave."

## ALONE HE WALKS IN CROWDED STREETS IN PITTSBURG

Roosevelt Waves Back Detectives and Goes Out For a Without a Guard.

## PEOPLE ARE AMAZED AT HIS UNCONVENTIONALITY

Teddy Is Going Down to Mississippi to Do Things to Some Black Bears That Are Said to Be Loafing About in the Woods Down There, but as He Dislikes Publicity, His Destination Is Being Kept a Secret

[BY ASSOCIATED PRESS.]  
Pittsburg, Nov. 12.—President Roosevelt passed through Pittsburg at 10:30 this morning en route to a point in Mississippi where he has arranged to spend several days hunting black bear as the guest of President Fish of the Illinois Central railroad.

He is traveling on a special train of three cars and is accompanied by Secretary Cortelyou and his physician, Dr. G. A. Lung of the navy. He will go direct to Memphis without stopping.

He will reach Memphis tomorrow morning where he will be joined by President Fish and the journey to Mississippi will be made. The next destination of the president has been kept secret. Hunting with a gallery is not to the taste of a sportsman like President Roosevelt and it was for that reason that he vetoed the hunt to which Governor Longino invited him.

A camp has already been prepared in Northern Mississippi, a few miles from the line of the railroad, and it is understood one of the best pack of hounds in the South is waiting to be shipped on the trail of old brim upon the president's arrival. Bears are reported to be plentiful and there are also said to be some panthers in the vicinity, so that the president is looking forward to the sport with much pleasure.

Just Like Tom Jefferson.  
The train will be sidetracked at the nearest point to the camp and remain there

(Continued on Page Three.)

## ACT THREE OF COUNT COMEDY

Commissioners, Candidates, Representatives, Reporters and Spectators in Interesting Scene When They Again Consider What Is to Be Done About Determining Just Who Was Elected.

Act III of the farce-comedy, entitled "Election Returns," opened in the office of the county commissioners at 10 o'clock this morning.

With a few minor exceptions the "dramatis personae" were the same as during the two previous acts.

Of course the villain was absent. He is a composite individual made up of a judicious mixture of election judges and their clerks. The hero was there in the person of the candidates-elect.

Chairman W. D. Clark of the board of commissioners might be considered leading man in the cast, with Commissioners Haggerty and Peoples a close second. Johnnie Doran played a soubrette role this morning. His acting was quite creditable, and during the closing acts in the performance Johnnie expects to play a much more prominent part.

Attorney Kremer occupied the boards in the early part of the act, and today, for the first time, a new actor in the person of Attorney S. C. Herren made his appearance. He did not take a very active part in the production this morning, and retired into the wings early in the game.

## LARGE AUDIENCE GATHERS TO WITNESS PERFORMANCE

It was a few minutes after 10 o'clock when Mr. Clark came on the stage. He found an audience that would have made John Maguire smile from ear to ear. The same policemen, the same attorneys, the same stenographers, reporters, county officials and their successors, who have been thronging the commissioners' office for the past two days, were there on time.

As the curtain went up Attorney Kremer came first to the center of the stage. "I would like to know if the county attorney has handed you his official opinion yet regarding the right of judges to break the seals of receptacles containing ballots?" he asked.

Mr. Clark called the commissioners' clerk, Bob Kennedy, from the wings. Mr. Kennedy was attired in the costume of a scribe, in his shirt sleeves and a pleasant smile. He looked well as he advanced to the glare of the footlights.

"Go up to the county attorney's office, Bob, and get that opinion," said the chairman.

There was silence deep as death for about eleven seconds. Then Attorney Herren announced that he was representing one or two people and would like to know the status of the case.

While Mr. Clark was still explaining the drama to Mr. Herren Mr. Mackel came in (left center).

After satisfying himself that the company was still playing to capacity, he took a seat and his cue. He began by stating that he didn't know he had been expected to furnish an opinion, but immediately resumed the lines he uttered with such effect yesterday.

"The board has made an order requiring the judges of election to furnish com-

plete returns," said he. They have not yet done it. Then there is nothing to do but adjourn." Mr. Mackel surprised the audience, however, when he announced that he had come to the conclusion from reading the statutes that the board could begin the canvass of the votes as long as they had material to work on.

"You can take up these returns and canvass them now," said he. Not even from the crowd that gathered in the corridor and constituted the gallery gods was there a murmur of applause.

Attorney Hutton retired to the county clerk's office via the wings just as Attorney C. F. Kelley arrived by the main entrance. Attorney C. F. Connolly took a seat at the end of the commissioners' table and Attorney Kremer took the floor.

"Who has charge of these ballot boxes and canvass sacks?" asked Mr. Kremer.

There was no reply for a moment. Attorney Mackel looked at Commissioner Clark. Commissioner Clark looked back at the deputy county attorney, who looked at Deputy Johnny Doran. The soubrette promptly winked the off eye and smiled blandly at the county attorney.

Evidently this was an important question.

Mackel came to the rescue. "These ballot boxes have not yet been given over to the commissioners," said he. "However, we are not here to pass upon that matter."

Mr. Kremer then went on to show the reason for his question. He understood that the judges had been opening some of the boxes in which were loose ballots. He wanted to know who gave them that authority and who permitted anybody to touch the ballots in direct breach of the statutes of the state.

## PERTINENT QUESTION TO THE AUGUST AUTHORITIES

"I understand the board believes it has the power to instruct the judges to open these boxes," said he.

Commissioner Haggerty was next to the bar.

"Mr. Chairman, have you issued any order to that effect?" said he to Mr. Clark.

"There has been no such order given from this office," was the reply.

Once more the Herculean deputy county attorney came to the rescue of the position.

"It is not the board's business to bother with these boxes," said he. "They are assembled as a returning board and have nothing to do with the ballots or boxes which are now in the next office."

"I want to know the position of the board in this matter," said Attorney Kremer. "This is not a question so much for information as it is a matter of record. I want to know the position of the board in this matter and to find who authorized these people to meddle with the ballots."

Attorney Mackel once more reviewed the situation. He said the board had commenced the canvassing of the returns and

found that some of them were incomplete. They had according to the provisions of the law sent out messengers to the various negligent judges to rectify their mistakes, report at the office and make the returns complete. They had not received the complete returns yesterday morning, consequently they adjourned. They had not received complete returns this morning, consequently it was their duty to adjourn until seven adjournments had been taken, when they would commence to canvass the returns as far as they had them.

Attorney Herren asked if it was evident to the board that the returns are as complete now as they will ever be or is it the intention of the commissioners to adjourn each day until the seven have expired.

Mr. Mackel gave it as his official opinion that the latter course would be the best for the board to pursue.

## HE REPRESENTS CERTAIN INTERESTED CANDIDATES

Mr. Herren stated that he was representing certain interested parties and he was anxious to find out what the probable action of the board would be.

Attorney Mackel was about to reply when Chairman Clark rung down the curtain and brought the act to a conclusion in the following words:

"I don't know whether you gentlemen know it or not, but you are losing your own valuable time continuing this discussion. I know you are losing the time of this board. Why, the thing is as plain as the nose on a cat's face. We are in session as a canvassing board. We have called on the county clerk to furnish us with complete returns of this election so that we may proceed with the count. This the county clerk has not done. Until he furnishes us complete returns within the seven days prescribed by law, we can take no action, consequently as a canvassing board this body stands adjourned."

There was no applause. Many of the spectators thought they had not received the price of admission. They expected more tragedy. There was absolutely no melodrama. The situation was at times humorous but the curtain came down too soon. They went away comforting themselves with the knowledge that the performance will resume at 10 o'clock tomorrow morning.

From most of the precincts in the city and in the immediate vicinity, the omissions in the returns have been supplied. Numerous combinations of mistakes were possible in making the returns. None have been overlooked.

Messengers have been dispatched to the outside points for the judges but this afternoon no returns have yet been received from any of the following: Melrose, Feeley, Divide, Silver Bow and Brown's Gulch.

It is not probable that the commissioners will be able to begin the counting before Friday morning at the earliest.

## MANY VENIREMEN ARE INELIGIBLE

Looks Like It Would Be Impossible to Secure a Jury to Try McGeary Case Out of the Two Hundred Men on the List Just Issued and Another May Have to Be Sent Out by Judge Napton.

[SPECIAL TO INTER MOUNTAIN.]

Anaconda, Nov. 12.—It was 2:30 o'clock before court was called and the weary process of securing a jury in the McGeary case commenced. Two hundred good and true men had been summoned to appear before Judge Napton and more than 100 of them appeared and more than filled the space allotted for the court officers.

From present indications there will be a long and tedious job to secure a jury to try the case.

## YOU SEE SOL IS LIKE THE CHINKS

JAILER IS SUPERSTITIOUS AND IS BURNING PUNK TO BRING GOOD LUCK TO HIM.

This is punk day at police headquarters and the city jail and Sol Levy is in his glory. The corridors of the city hall are colorful with punk and the casual visitor might well ask if the police officials have taken to the burning of incense.

To all questions Sol merely points down stairs to a half dozen ordinary sticks of the Chinese luck-bringer that are stuck into the chinks of the wall and burning briskly.

Now, be it known, that Sol Levy is superstitious; also that things are very dull at police headquarters and prisoners are scarce as hens' teeth. The son of Confucius believes that the burning of punk will drive away the evil spirits and bring good luck; so does Sol.

About once every two months Sol feels compelled to resort to the use of punk. And this method of increasing business generally meets with success. Once, a whole week passed without an arrest and the jail blotter fairly itched with the desire to have inscribed upon its face the name of some belated offender.

He is Always There.  
But Sol Levy was equal to the occasion. He went down into Chinatown and purchased from a celestial merchant a whole dozen sticks of the sacred punk. These were placed with care in niches in the walls and the outer ends lighted.

That started the fun.  
For the next three days there were so many arrests that Sol almost regretted his action. He was kept busy keeping up with the horde of city prisoners that landed behind the bars.

Of all of the veniremen summoned, the majority seemed not to be taxpayers, and were therefore ineligible for jury duty.

Judge Napton patiently hears the excuses and statements of those summoned and every one of them had some reason to offer why they should not serve. Some swear that they do not pay taxes, and many others affirm in almost unintelligible sentences that they do not understand the English language. So far no challenges have been exercised by either the defense

## TOTAL WRECK SHE RIDES THE WAVES

STEAMER TACOMA ENCOUNTERS ONE OF THE WORST GALES EVER —INDRAPURA IS IN IT, TOO.

Victoria, B. C., Nov. 12.—The steamer Empress of China, which arrived last night from China, brought details of the terrible voyage of the liners Tacoma and Indrapura, the former from Tacoma and the latter from Portland.

The Tacoma spent 23 days in reaching Yokohama, nine days longer than usual, and the Indrapura was 24 days from Astoria to Yokohama in consequence of the storm. The Tacoma encountered a gale on the 14th, nine days out with tremendous seas, which swept inboard on the port side, unshipping and smashing the two after lifeboats, the wreckage of which was thrown overboard. The saloon skylight was washed away and the saloon flooded. The steamer was in great danger and her officers feared she would be lost. The steam steering gear broke down and it required six men at the wheel aft. The telegraph was also disabled, the captain and chief officer of the bridge signaling the wheelhouse with the whistle.

The next morning another sea swept over the port quarter, carrying the port quarter boat, which was driven through the captain's room. The davits were snapped like pipestems, the taffrail broken and the whole deckhouse wrecked. The wheelhouse was stove in and flooded and officers and sailors lifted from their feet and jammed against the roof. The captain's room lay in a mass of debris, and the bulkhead between the room and social hall was carried away. The saloon doors were carried overboard and the whole port side was stove in and wrecked. The steamer looked like a junk shop. Her engines acted well and the crew behaved heroically, and but two suffered injuries, both of a minor nature.

## LYING IN STATE REMAINS RETURN

EARTHLY REMNANTS OF MILLIONAIRE MACKAY ARRIVE IN NEW YORK ON OCEANIC.

New York, Nov. 12.—Resting in a mortuary chapel, a large room between decks having been fitted up for temporary use, the body of John W. Mackay arrived today on the White Star liner Oceanic from Liverpool.

Mrs. Mackay and her daughter, the Princess Colonna, were passengers on the same steamer.

## O'FARRELL AND BROUSE GO TO APPEAR IN COURT

Men Charged With Sending Obscene Matter Through the United States Mails Will Go Before Grand Jury.

P. A. O'Farrell and A. W. Brouse, who were bound over to the grand jury at the recent examination before Commissioner Naughton in this city, left for Helena last night in order to be present when the jury convenes tomorrow. The charge to which these men will have to answer will be that of sending obscene matter through the United States mails, which was made against them by Postoffice Inspector Beatty.

Should the grand jury find that there is sufficient evidence against these men they will be indicted and must then appear before Judge Knowles for trial. A number of witnesses have been subpoenaed to testify in the case. This affair has attracted considerable interest, and should Brouse and O'Farrell not be able to clear themselves of the charge they will be liable to a very severe penalty. At the discretion of the judge he may impose a money fine of \$5,000, a five years' sentence in the penitentiary, or both.