

YACHTS TEMPT FATE AGAIN

Experience of Saturday Being Repeated.

SEA ROLLS WILFULLY

Constitution Leads Columbia, as Is Her Custom

INDEPENDENCE CRAWLS ABAFT

The Start Marked by an Unusual Amount of Trouble—Weather Unfavorable.

Batemans Point, L. I., July 8.—The roll of the ocean, which proved fatal to Independence on Saturday, had not subsided to-day and the waters on the reefs and rocks of Bateman's Point were white with foam. The weather off shore was comparatively clear. The yachts were slow in getting out of the harbor, on account of the light breeze. Constitution came out first with all sails set, in tow of a small steam yacht. She had her large club topsail set and the big sail was laced at the tack to the top of the mast. Next came Independence, also in tow, with large club topsail set and fitting well but not laced to the mast, as in the case of the Constitution. Columbia, the last boat out, came down under her own sail, while right behind her was the excursion fleet.

The judges' boat took up her position about five miles from Brenton reef lightship a little after 11:30 and at 11:45 the warning signal was fired. At the same time signals were set on the judges' boat for a triangular race, the first leg southwest ten miles, the second east by south and the third northwest. At this time the wind was light and the yachts could not maneuver very fast.

The preparatory signal was fired at 11:50 and immediately Independence was headed back towards the stern of the judges' boat. Columbia was swung after her and just before Independence reached the stern of the judges' boat Columbia had, seemingly established an overlap on the starboard and windward quarter of the Boston boat. Captain Hoff, however, sent Independence close under the stern of the judges' boat, much to the consternation of those on board Columbia, which did not have room to tack.

But Hoff wouldn't. Mr. Morgan was heard to call to those on Independence to give away and prevent a foul. Captain Hoff, however, refused to budge, apparently believing Columbia had not established an overlap. Both yachts swung around the stern of the judges' boat, a few seconds after the gun was fired, Columbia just missing the after flagstaff.

On getting around, Columbia succeeded in getting the weather of Independence and apparently blanketing her and going across some seconds ahead. In the meantime Constitution, being well out of the fray had crossed the line ahead of the other two and soon began leading them. The official time of crossing the starting line was: Constitution 11:55:46 Columbia 11:56:07 Independence 11:56:22

BULLETIN

Spasmodic Chronicles of the Progress of the Race.

Batemans Point, R. I., July 8.—The race to-day between the Herreshoff yachts Constitution and Columbia and the Cromwellish yacht Independence has been signalled to start by the firing of a triangular course, ten miles to the southwest from five miles east southeast of the lightship. The wind is blowing five knots from the south and increasing in force.

11:46 a. m.—The warning signal was fired at 11:46 and the yachts will start in ten minutes. The wind is rather light from the southwest, not over four or five miles an hour, and it looks now as though the race will be a very slow one. A number of sailing yachts are having hard work to get out to the starting point.

11:56 a. m.—The preparatory gun was fired at 11:56 and the starting gun was fired at 11:55. Constitution started off promptly. Independence and Columbia, however, are having hard work in reaching the line, in the handicap time.

12:05 p. m.—In the first few minutes of sailing Constitution gained rapidly and secured a lead of an eighth of a mile over Columbia, the latter being about the same distance ahead of Independence.

12:16 p. m.—Constitution seems to be increasing her lead, while Independence has crept on badly to leeward, appearing to be about half a mile behind Constitution, which has also gained considerably on Columbia.

12:27 p. m.—Columbia was the first to tack to port at 12:25:30, followed half a minute

later by Constitution and over a minute later by Independence. At this time Constitution has an apparent lead of a good quarter of a mile over Columbia, while the latter boat is apparently about the same distance ahead of Independence.

12:35 p. m.—The yachts are once more standing out to sea on the starting tack. During the last few minutes of sailing Constitution appears to have opened up considerably on the two other boats and to have a lead of nearly a mile over Columbia and a mile and a quarter over Independence. The new Herreshoff boat appears to be pointing very high higher than the other two.

1:15 p. m.—The yachts are now standing toward Point Judith, on the port tack, Constitution apparently leading Columbia over a mile, while the latter boat is about half a mile ahead of Independence. The wind is freshening and now blows about seven knots off shore. Down to the southwest a rain squall appears to be making up.

1:40 p. m.—The wind has increased to over seven knots and the Constitution is heading down toward the port tack. At that time Constitution was a good seven miles away, running towards the second mark.

2:16 p. m.—As taken from shore, and Independence headed over toward the second mark, the Constitution was well started. Columbia and Independence were some distance away at the time.

2:28 p. m.—Columbia rounded the first mark as seen from shore at 2:28:10, having been beaten over to a minute by Constitution in a ten-mile beat to windward.

2:56 p. m.—Independence rounded the first mark at 2:55:25, forty minutes behind Constitution. At that time Constitution was a good seven miles away, running towards the second mark.

INDEPENDENCE BADLY BEATEN

Finished Seven Miles Behind Constitution on Saturday.

Independence, Thomas W. Lawson's much-vaunted yacht, is now altogether out of the running with the peerless Constitution. The New York Yacht club's sailing triumph handed the Boston boat an overwhelming defeat Saturday, and was so far ahead of the Interloper that the latter was still invisible when the Constitution swept past the finish line, victor over the Columbia by a mile and a half. At the turning buoy Constitution was two minutes in advance of Columbia, with the Independence hull down to leeward. It was on the home run that the new Herreshoff boat showed her greatest strength. She beat the Columbia over eight minutes in the fifteen miles down the wind. There was seven miles between the winner and Independence at the finish. At no time during the race to windward did Mr. Lawson's yacht show any weatherly qualities. She did not point as high as her opponents. Not for a moment did she demonstrate that she possessed a fraction of that speed which she seemed to have shown when sailing by herself. That she may be vastly improved, admitted, but she has certainly profoundly disappointed her friends.

KITTREDGE

Said He's Been Offered and Accepted the South Dakota Toga.

Special to The Journal. Sioux Falls, S. D., July 8.—It is understood here to-day that the appointment of a senator to fill the unexpired term of United States Senator Kyle will be made by Governor Herreid on Wednesday or Thursday of this week.

BIRCHMONGERS DISCUSS

Papers Presented at the National Educational Convention.

Detroit, July 8.—A meeting of the national council of education in Y. M. C. A. hall this morning, and the first session of the department of Indian education in Central M. E. church opened the fortieth annual convention of the National Educational Association. The first session of the general body will not be held until tomorrow afternoon. The national council of education is a co-ordinate body of the national association, being composed of a limited number of the foremost educators, who through the council, lead the thought of the general association. The paper was read by W. M. T. Harris, national commissioner of education, on "Isolation in the School; How it Hinders and Helps." Mr. Harris' advocacy of isolation precipitated a lengthy discussion led by Colonel Parker of Chicago and Mrs. Ellis of Chicago University.

At the afternoon session, Elmer E. Brown, of the University of California, read a paper on "Educational Progress During the Past Year." The Indian department was given up entirely to addresses of welcome and responses. Mayor Maybury, State Superintendent of Public Instruction Delos Fall, of Lansing; Superintendent Martindale of the Detroit schools; and others voiced a welcome to the visitors. Responses were made by H. B. Russell, of Hampton, Va.; C. F. Nardin, of Mount Pleasant, Mich.; H. B. Pears of Lawrence, Kan.; and Miss Estelle Reel of Washington, D. C., all educators in the Indian schools of the country.

FRIGHTFUL AFFLICTION

Young South Dakota Stockman Develops Anthrax.

Special to The Journal. Pierre, S. D., July 8.—A young man by the name of Johnson was brought to the hospital in this city last night from Lead, South Dakota, suffering with anthrax. He was caring for a herd of cattle which was afflicted with the disease and contracted the disease in handling them. His recovery is doubtful.

Nearly 10 per cent of the recipients of the Victoria cross are military doctors.

BUSY, BUSY IS BIXBY

Makes Political Prophecies as to Minnesota.

VAN SANT RUNS AGAIN

Lind to Be Renominated by the Democrats Once More.

CHOICE OF NEW BANK EXAMINER

Gentleman From Muskego Says the Minnesota Republican Outlook is Encouraging.

From The Journal Bureau, Room 45, Post Building, Washington.

Washington, July 8.—"Van Sant will be renominated without opposition, as he

Everybody should keep hands off in the interest of a selection of a man who, should another crisis come, will come fully up to the demands of the public."

Mr. Bixby says that he has made no recommendations, and shall not make any. Several men have asked him to write the governor in their behalf, but he has declined.

Sombody in the third district has been having some fun by talking Mr. Bixby as a candidate for congress next year. As a joke, this is all right, but the gentleman from Muskego hopes nobody is taking it seriously. He says he does not want to go to congress, and would not accept a nomination, if offered. Generally speaking, the republican outlook in Minnesota seldom has been better than it now is, in Mr. Bixby's opinion. The legislature made a great party record last winter, and was one of the very best in the history of the state. The governor is wearing well, and will be stronger and stronger with the people as he nears the end of his term. The party is united and ready for a great contest in the off year. There is no reason why there should not be another old time republican victory. Mr. Bixby believes there will be one. It is quite likely that he will not be able to give any of his time next year to the campaign. Last year, against his business judgment, he gave up his work in the Indian Territory and spent several months in Minnesota as head of the Van Sant campaign committee. The time he lost from his work was important. It will be out of the question for him to take another long vacation next year. He did not ask me to say this for him in the interview, but I put it in by way of timely warning to those who may be expecting

DARK FOR YOUNGERS

Hopes for the Parole Not Bright.

START CHIEF OBSTACLE

The Chief Justice Does Not Believe in Letting Them Out.

MAY HOLD PAROLE LAW INVALID

That Would Relieve Him From Taking the Responsibility Dodged by the Legislature.

The clouds are lowering to-day and it looks dark for the hopes of the Younger brothers, whose case was taken up by the

WHOSE'S THE BODY? IT IS NOT CONWAY'S

A Two-Fold Mystery Develops as the Result of a Sudden Death on Saturday Night.

The Dead Man Wore Conway's Clothes—Conway Himself Seems to Have Disappeared.

Where is P. J. Conway, and who is the man who died suddenly in the Pioneer hotel, in Second street S., Saturday night, at first supposed to be the well-known railroad contractor?

Late this afternoon the body of the unknown man was borne away to the potter's field, booked at the health department as P. J. Conway, notwithstanding that the brother of Mr. Conway and many railroad men, many of whom had worked with him, maintained the body was not his.

The mystery deepens and there is a suggestion of foul play in the fact related by one of the railroad men this morning, that the dead man and Conway were seen together several days ago. Nothing can be learned of the identity of the dead man and Conway is still missing.

There was ample reason at first to believe that the dead man was Conway. Both were of about the same stature and complexion and both had dark hair. The dead man, however, had lost three fingers, two from the left hand and one from the right. Conway's brother and men who worked on the same crew with the conductor, say that he had met with no such accident.

The clothes worn by the dead man, a pocket book and a "clearance paper" from the superintendent of the Milwaukee road, found in the pockets, were undoubtedly those of Conway. The question is, how did they come into his possession?

The unknown man went into the Pioneer hotel, No. 8 second avenue S., Saturday, and was assigned to a room. He ordered liquor and was served. Later he was found dead on the bed, as though he had passed away while sleeping. A post mortem examination held by the coroner, disclosed the fact that death had resulted from alcoholism. When the paper and pocket book containing Conway's name were found the brother was called.

At first he believed the body to be that of his brother. He was not certain as to his personal appearance at this time, for he had not seen him for several months. He was positive, however, that the coat was his brother's, and the clearance card from the railroad was dated about the time when Conway had left the Milwaukee company's employ. The absence of the fingers from the hands, however, convinced him that the dead man was not his brother. The body was removed to the morgue, where the brother called again, but could give no other information concerning it. Later it was taken to the undertaking rooms of the Craig company, whence it was taken to the burial ground this afternoon. During the forenoon a score or more of conductors, brakemen and engineers from the Milwaukee road called and viewed the remains. Some were quite certain that the body was that of the conductor, Conway, but those admitted that they had never noticed whether there were any fingers missing.

Upon a closer examination of the body, a tattoo mark, the letters "W. W. A.," was found on the upper arm. It is reasonably certain that these letters are the initials of his name. The brother has been busy since yesterday morning, when he learned of the death, trying to locate the conductor, but so far has been unable to do so. One of the trainmen who visited the undertaking rooms this morning had seen Conway with the unknown man several days ago. Conway had not been working for the company for about four months. The unknown man was, apparently, a tramp, or "vag." With the exception of the god clothes he wore, which were identified as Conway's, there was nothing to indicate that he was anything else.

P. J. Conway, who has mysteriously disappeared, was a well known railroad man. For many years he ran out of the twin cities, but at the time he resigned his position as conductor, he was on a "run" on the Milwaukee between LaCrosse and Superior. He has a family in LaCrosse.

Officer McAlligat of the police force knew Conway several years ago. They were on the same train crew on the Wisconsin Central, McAlligat as fireman and Conway as brakeman. Passing under a bridge near Lake City at one time, Conway was struck in the head by the overhanging beams and was knocked unconscious. He fell to the car and would have rolled off the swiftly moving train had the fireman not seen the accident and caught him. There was an ugly cut on the top of the head, which left a scar that he could never get over. The dead man of to-day had no such scar.

DIVORCE FOR MERRIAMS

IOWA'S STATE AUDITOR INVOLVED

All Details and Disposition of the Property Settled Outside the Courts.

Special to The Journal. Des Moines, Iowa, July 8.—Auditor of State Frank Merriam has begun suit in the district court of Polk county against his wife, charging desertion and asking for a divorce. It is the understanding that the decree will be granted by Judge Holmes to-day, the details of the legal separation and the disposition of the property having been settled out of court.

Mrs. Merriam will retain the custody of the only child, a boy, and will receive a monthly allowance from the husband for herself and son. The suit for divorce is the outcome of sensational troubles, and while divorce proceedings have been expected, it was generally supposed Mrs. Merriam would be the aggressor. They have been separated for some months. Last spring Auditor Merriam and his chief clerk, Edward L. Camp, engaged in a fist fight at the Equitable building, the difficulty arising over the alleged attentions Merriam was paying Mrs. Camp and the husband visiting the auditor's apartments in the building while Mrs. Camp was there. It is said, however, this was not the direct cause for the divorce, and that Merriam and his wife were not living together then.

WITHOUT AN ATTORNEY

Game and Fish Commission Decides Not to Elect One.

The game and fish commission decided not to elect an attorney Saturday. The members preferred to retain the former attorney, M. L. Countrman, in preference to Frank Hale, the governor's choice, but could not elect him under the circumstances.

"We hated to disappoint the governor," said a member of the commission this morning, "but we have decided to leave the prosecution in the hands of the local authorities. Better results have been obtained in that way, and it is more economical. The law charges the county attorney with the duty of prosecuting violations of the game and fish laws, and we will let them handle the cases. If they are unwilling to act, a special attorney will be employed."

Will Enforce the Law.

It will go hard with the "sooner" sportsman who hunts chickens this month or next, if the game warden catches him. The game and fish commissioner has ordered Executive Agent Fullerton to enforce the law by filling up the state with deputies if need be. Any one caught violating the law is to be punished to the full extent. His gun will be confiscated and his dog killed, and he will besides be subject to a fine. The commission decided that such a vigorous action was necessary to curb the growing disposition to disregard the closed season and kill chickens before they are ripe.

Western Australia's fresh water rivers are, in many parts, being stocked with fish.



NO GOOD. Penn. Legislature—Why, the blamed thing has no pockets; what would a fellow do with such a rig?

should be. The republicans of Minnesota will not think of trying again the experiment of 1888, when Governor McGill was refused a renomination.

So says Tams Bixby, chairman of the executive committee of the Minnesota state republican campaign committee. Mr. Bixby has been in Washington several days on business connected with his position as a member of the Dawes Indian commission. He leaves for Minnesota at once, and intends to take his family with him to Colorado Springs for a month, after which he will return to a Indian Territory to take up his official duties again.

Mr. Bixby said: Van Sant is making many friends and his administration is successful in every way. Naturally, he could not satisfy everybody in the matter of appointments, which the people now understand. In all probability, the democrats will nominate John Lind, notwithstanding much talk to the contrary, and Van Sant is a strong man as we could run against him. Lind's going to Minneapolis is, in my judgment, merely a preliminary to his future political plans. He, perhaps, would not run again were he to consult his personal wishes; but the party will make a demand which he cannot in honor fail to meet.

There is strong sentiment in favor of the renomination of Bob Dunn for state auditor. Dunn could have the place again by simply saying the word, but at present it looks as if he would not be a candidate. Should he hold to his present ground, the nomination will probably go to Sam Iverson, deputy auditor. Some sporadic opposition to Iverson because he lives in the first district will be offered, but it is not likely to be of any account. The convention to meet. The office of state auditor is in many ways the most important one within the gift of our people, and geography never should be permitted to control it. Fitness should be the only qualification required, and on the point of fitness there is nobody, after Dunn, in the entire state, who can touch Iverson.

New Bank Examiner.

Van Sant will have an important appointment to make at the end of this year. The bank examiner holds for three years. The present incumbent, appointed by Governor Lind, held during the whole of the Lind administration and is lapsing over one year into the Van Sant administration. The man who is to be appointed next January will serve after its close. I do not know whom the governor will appoint. In fact, there are only a few candidates in the field. I have not personal interest in any of them, and have taken no part in the contest. It is highly important that the governor pick out the very best man he can find, and if he does this, everybody will be satisfied. If the republican party does not contain the proper man and the democratic party does, the governor ought to appoint a democrat. In no sense should this important office be considered from a political or semi-political point of view. It is purely a business position and has to do with the financial interests of the state in a very direct way. The ideal bank examiner combines a number of rare qualities of mind, and is hard to find. There are not many people in the state who would fill a satisfactory definition of the term. The governor should be let alone by the politicians when it comes time for this appointment.

that he will be on hand to lead the fight next year, as usual.

STAMP TAXES

continue outwardly the same as before

OUTWARDLY.

July 1, except that a rebate of 20 per cent is allowed on all purchases after that date. To adjust this change, duty collectors went into the tobacco factories, on June 30, all over the country, or as near thereto as possible, and ascertained the amount of tobacco, snuff, cigarettes and cigars of all grades to which stamps had actually been affixed. Their reports will be the basis of these claims for rebate, and their settlement constitutes one of the largest clerical tasks which has fallen to the internal revenue bureau for some time.

LITTLEFIELD

It is announced

FOR TARIFF

REVISION.

What is said to be a good authority that Congressman Littlefield of Maine has declared himself in favor of tariff revision and will come to Congress next winter prepared to stand with Mr. Babcock and the rest of the western members. If this is true, the high protectionists are in for a lot of trouble, for Littlefield is a hard and effective fighter.

Washington Small Talk.

Postmasters appointed to-day: Minneapolis—Campbell, Wilkin county. A. A. Stoeber, North Dakota—Durbin, Cass county. J. F. Sullivan.

Chief Deacons of the salary and allowance of the postoffice department, who leave Washington Saturday for the west and northwest. He will go to St. Paul and Helena and Great Falls, Minn., to make inspections of those offices, with special reference to work of the clerical force.

Controller of the Currency Dawes has authorized the First National bank of Thief River Falls, Minn., to begin business with a capital of \$25,000. C. H. Stone, president; W. W. Fritchard, cashier. The controller also authorized the First National bank of Hope, N. D., to begin business with a capital of \$25,000. J. M. Brown is named as cashier. No president has been selected. This bank was formerly the Steel County bank of Hope.

AUTHORITY TO REFUND

Duties on Sugar Imported From Porto Rico.

Washington, July 8.—Controller of the Treasury Tracewell has decided that the secretary of the treasury has authority under the law to refund to Lascabell & Co., of New York, the duties paid by them on sugar imported from Porto Rico between the date the treaty of Paris took effect and the date of the approval of the Foraker act. The duties so paid amounted to over \$700,000. This decision is based upon recent legislative decisions of the supreme court. Other claims are on file for refunds amounting to about \$1,500,000.

board of pardons late this afternoon. The three members of the board preserve a rigid watch on their lips, and will give no intimation of what they purpose to do. The feeling about the capitol is, however, that the Youngers will have to wait a while longer.

Members of the board were very much disgusted with the action of the legislature last winter. The majority of the house members were opposed to the Youngers, but dodged the responsibility by tacking the amendment on the Deming bill requiring the unanimous consent of the board of pardons. They counted on the well known opposition of Chief Justice Start, and one of them went so far as to tell the chief justice that they expected him to block the way. The chief justice, it is said, was highly indignant, and denounced the member as a coward for shifting the responsibility in such a way.

The act is believed to be invalid, and was so declared by Attorney General Douglas in an opinion furnished Governor Van Sant while the bill was in his hands. Chief Justice Start has only to rest on that opinion, and it is predicted that he will.

Governor Van Sant received a letter this morning from Former Governor W. J. Stone, of Missouri, and one signed by twenty business men of Sedalia Mo., urging the parole.

The Youngers Hope.

The Younger brothers have been looking forward to this day with mingled hope and fear. So often disappointed, they hardly dare expect release at the hands of the board of pardons, but the parole proposition is somewhat different from an absolute pardon, heretofore urged, and they have been building up hope on that ground.

After twenty-five years it looks as though there may be a rift in the cloud that has overshadowed our unfortunate and luckless lives, and oh, what a glorious awakening this break of a new day would be.

Have been sick for the past week or two, and with regard to our possible parole, I am in such a confused frame of mind that I don't know what to say.

One thing I would like to have you print is that we desire to thank our friends in Minnesota who have taken such an active interest in our welfare.

Among the many hundreds to whom we are indebted are Dr. Wheeler of Northfield, who shot Jim, and who shot at me, and who signed our petition for a pardon; Captain G. B. Yates, Captain Murphy, now of Owatonna, and others who assisted in our capture.

In event of parole we have no plans. In case we are let out our fate will be in the hands of the state agent and the warden, and we are informed by both gentlemen that we will find plenty of work without delay.

It is estimated that one crew will destroy 700,000 insects every year.

Boers Find Things to Burn

Cape Town, July 8.—Scheeper's Boer command has entered Murraysburg, Cape Colony, and burned the public buildings and residences. The town was not garrisoned.

Fanatics Sacrifice One Another

St. Petersburg, July 8.—Twenty peasants, twelve of them women, have been arrested and imprisoned in the province of Bessarabia and Kherson for having been implicated in a new outbreak of Beguny atrocities. The Beguny is a strange sect which kills many of its votaries, the victims willingly consenting to the sacrifice. The favorite method is to bury alive those selected for the sacrifice. In the case just discovered the victims were given a more merciful death. Some of the women arrested confessed to having smothered members of their families with pillows. The Beguny has existed for nearly thirty years. Though its followers are religious fanatics, the Beguny was originally a political and economical organization, its agitations having always been directed toward greater personal liberty and political power for individual members of society. The political strength of the Beguny was weakened long ago, but its strange religious features have thrived.

The Journal's Lake Pepin Excursion Next Friday is full of variety, novelty and entertainment. Go and take your friends. See Ad. Page 12.