

Now on Land Frauds

Conspirators Are Now Telling All.

Have Been Promised Leniency For Making a Clean Breast.

Mitchell and Congressman

Portland, Or., Dec. 19.—It appears there is considerable doubt whether the States Senator John H. Mitchell will go on his way from Washington, to ask the privilege of appearing before the Federal grand jury in their behalf, will be granted their wish. It is stated on good authority that the grand jury will not be allowed to go before Mitchell in case that body believes they have evidence necessary for the trial.

My Examine Congressmen.

It is the opinion that under the circumstances will the officials, in their being allowed in the jury room to permit to tell their story, be subjected to the same rule of procedure as prevails in the cases of the conspiracy cases on trial has been apparent. It was announced today that the defendants in the first case went to court this morning at 10 o'clock. The jury was sworn and the trial began. The case is being handled in the usual manner.

Will Make Clean Breast.

It was reported that they were going to make a clean breast of the matter. The case is being handled in the usual manner. The jury was sworn and the trial began.

Will Go Deep.

On Eve of Big Events in Land Frauds Cases.

Portland, Or., Dec. 19.—Every land fraud case in Oregon, and there are six, has the attention in turn of the grand jury which convened yesterday afternoon. The exact nature of the investigations and their probable results are known to but a few and are being kept secret.

\$200,000 Fire in Philadelphia.

PHILADELPHIA, Dec. 19.—The large, three-story building at 99 and 101 Walnut street, occupied by about half a dozen business concerns, was totally destroyed by fire today, entailing a loss estimated at \$200,000.

Stay in Postal Fraud Cases.

WASHINGTON, Dec. 19.—The District court of Appeals today granted the application of counsel for August W. Mchen, Samuel A. Groff and Diller E. Groff of this city, and George E. L. Cruz of Toledo, O., convicted of postal frauds, for a stay of his recent mandate affirming the sentence of the lower court pending action by the Supreme court of the United States.

Fairbanks to Resign January 9.

WASHINGTON, Dec. 20.—The Post today advised Fairbanks said yesterday that his resignation would be forwarded to the Governor of Alaska January 9, the date of the meeting of the Legislature, to take effect March 4, next, when he will be inaugurated Vice-President.

Bullet Hole Shows Woman Was Murdered

Only Clue to Identity of Nude Body Found on Mt. Cutler in Teeth Fillings.

COLORADO SPRINGS, Colo., Dec. 19.—That the young woman who was found dead on Cutler mountain between North and South Cheyenne canyons on Saturday was murdered was proven by the post-mortem examination. The removal of her matted hair and scalp revealed the wound in the head and resulted in the recovery of the bullet.

There is as yet absolutely no clue to the identity of the girl, the authorities here being wholly at a loss to establish anything in this connection.

Dental work in the mouth of the murdered girl will afford sure identification. The upper right wisdom tooth is undeveloped. On upper right side of the mouth a solid gold bridge extends from first molar to cuspid. The second molar is present. The first and second molars are absent, filled with solid gold dummies. There are two gold fillings, medium size, in the mesial of the upper central incisor. On the upper left side a gold bridge extends from the first bicuspid to the second molar, worn on the mesio-lingual portion of crown. The second molar is made from a bicuspid dummy. The third molar is present.

The lower right three molars or wisdom teeth are present. The second molar is gold-filled in the mesio-occlusal surface. The first molar is absent and has been removed. The second molar is present.

All teeth are present on left lower. Large gold filling on occlusion extending on to distal surface of second molar.

At the coroner's inquest held today several witnesses were examined, including the men who found the body, the Sheriff and a dentist who made the examination of the teeth of the dead girl, as described above, on which expensive and expert dental work had been performed. The authorities hope to trace the identity of the girl through the dentist who did the work.

The girl returned the following verdict: "That the unknown woman came to her death on a date unknown to this jury but that the cause of the death was a gunshot wound below the back of the left ear and that she died from the effects of the bullet and fired by some person to the jury unknown."

ORGANIZING FOR CHAUNCEY.

Platt Calls Big Meeting of Republicans to Devise Ways and Means.

NEW YORK, Dec. 19.—Senator Thomas C. Platt has called a conference of Republicans to meet in the Fifth Avenue hotel on Wednesday morning at 11 o'clock to take measures for the re-election of Senator Depew. More than fifty invitations have been issued to leaders and members of the party.

MUST PAY ALIMONY.

Bankruptcy Law Does Not Apply to Debts of This Sort.

WASHINGTON, Dec. 19.—In the case of W. B. Wetmore vs. Mrs. A. B. Markow, the Supreme court of the United States today held that an obligation to pay alimony and allowance to a wife and children is not in the nature of an ordinary debt and, therefore, cannot be discharged in bankruptcy. The opinion was delivered by Justice Brandeis.

ATTENDED THE OPERA.

President and Mrs. Roosevelt and Senator and Mrs. Fairbanks.

WASHINGTON, Dec. 19.—President and Mrs. Roosevelt and Vice-President-elect and Mrs. Fairbanks were occupants of boxes at the Columbia theater tonight by the Savage company. The opera was Puccini's "La Boheme," which was warmly received. After a week's engagement in this city, the company will make a tour of the South and West, traveling through the Atlantic coast States to Texas and thence to California.

STILL BELIEVES IN POLYGAMY.

John Henry Smith also reiterated his firm belief in the doctrine of polygamy and declared his defiance of the law of the State and the country in which he lives. He said neither the law of the land nor of the church in the manifesto could take away from him the covenants and contracts made by him with his family and his God.

NEW TRAFFIC MANAGER FOR ALTON.

BLOOMINGTON, Ill., Dec. 19.—Joseph W. Blabon, formerly fourth vice-president of the Great Northern railway at St. Paul, has been appointed freight traffic manager of the Chicago & Alton railway, effective December 24.

TEN DEATHS FROM WOOD ALCOHOL.

ASHLAND, Ky., Dec. 19.—Four more deaths from wood alcohol poisoning have been reported from the mouth of the Beaver River, making a total of ten deaths. Two more are said to be dying.

THEY MUST ALL BE REVISED

Revelations Subjected to Rejection.

First They Are Edited by Apostle Penrose or Others.

Then Submitted to Conference—Striking Case of Church Interference in Temporal Affairs.

By A. F. Phillips.

SPECIAL TO THE TRIBUNE.

WASHINGTON, D. C., Dec. 19.—A revelation from Almighty God to the prophet, seer and revelator of the church does not count among the Mormons unless first edited by Apostles like Charles W. Penrose and then approved at a conference by the uplifting of hands. In plain English, the people must pass upon the word of God before his will shall prevail. This in substance was the statement of Apostle John Henry Smith to the Senate committee today.

People of Utah are asked to take a revelation of the words of the prophet, seer and revelator of the church does not count among the Mormons unless first edited by Apostles like Charles W. Penrose and then approved at a conference by the uplifting of hands. In plain English, the people must pass upon the word of God before his will shall prevail. This in substance was the statement of Apostle John Henry Smith to the Senate committee today.

A second feature of the Smoot inquiry today was that ecclesiastical courts composed of members of the church supplanted the courts of the State of Utah and the country. This was brought out by the testimony of Isaac Birdsell of Cinere, Utah, whose daughter, Cora Birdsell of Sevier county, was excommunicated from the church because she refused to appear before a piece of evidence named Leavitt, whom the church court decided should have a piece of property, according to the evidence as it stood today, he had neither right nor title.

Isaac Birdsell, formerly a Mormon, living at Elsinore, Utah, was made defendant, with his daughter, Cora, in a trial of a land case in the bishop's court of Monticello ward. James B. Leavitt was the complainant, suing for the land. The bishop's court found for Leavitt. Miss Birdsell appealed to the district court of the county of Sevier, Utah, where she was being directed to appeal in the first instance to the bishop's court. She did so, and the finding of the bishop's court was sustained unanimously by the stake presidency, William H. Seegmiller at the head.

Other demonstrations at reported from various localities. In consequence of the character of the current agitation the advisers of Emperor Nicholas have disapproved of the Socialists and the party to the south of Russia to bid farewell to troops being dispatched to the far East.

Conservatives are afraid that the liberal course of the Government to adopt repressive measures just when a distinct victory over the revolution has been inaugurated. The renewed activity in revolutionary circles already has caused many arrests.

INTERNAL DISTURBANCES SO PRONOUNCED AS TO DEEPLY CONCERN EMPEROR'S ADVISERS.

ST. PETERSBURG, Dec. 19.—The Emperor's fête day passed without any untoward demonstrations in St. Petersburg, but was marked by a continuation of the Moscow disorders, though they were not so serious as on Sunday.

The feature of the Moscow demonstration was the distribution of a "manifesto" of the Social Democratic labor party, describing the whole country as being in a state of mourning and tears for the sacrifice of life in the war.

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DENVER FRAUDS INCREASING

Four More Democrats Fined and Sent to Prison.

DENVER, Dec. 19.—The Supreme court today adjudged Leonard Rogers, William G. Adams, Louis Hamburg and Thomas Kinsley guilty of contempt for conduct in precinct 2, ward 5, in this city, at the recent election, in violation of the court's injunctive order. Sentences were imposed as follows:

Rogers, six months in jail and fine of \$100 and costs; Adams and Hamburg, six months in jail and fine of \$50 and costs each; Kinsley, fine of \$50 and costs. The court announced that the evidence showed that Rogers, Adams and Hamburg prevented the appointment of a Republican clerk and Kinsley had ejected the Republican clerk and Kinsley had ejected the Republican clerk and Kinsley had ejected the Republican clerk.

Expert M. M. Hanna reported today that of 371 ballots found in the box from precinct 2, ward 5, which was ordered opened by the court on Saturday in contempt proceedings, 261 Democratic votes were apparently written by four persons and 110 Republican votes were written by two persons. There were 340 Democratic and 271 Republican votes in the box.

Expert Hanna testified that four of the fraudulent Republican ballots were written by the same man who wrote 229 Democratic ballots contained in the boxes heretofore opened.

The defendants, City Detective William H. Greene, Frank McMahon, James D. Saye and Robert Goodman, denied under oath that they saw any repeating or that they had intentionally violated the court's orders. Detective Greene said he did not live in this precinct, but was sent to the polls to protect the Supreme court watchmen and election officials.

"I had seen any repeating," he said, "I would have arrested the repeaters, but I didn't see any."

At the conclusion of arguments the court announced that the verdict would be handed down on Thursday.

New Year's Salt Lake "Tribune"

Expert advertisers and skilled writers have been working on the New Year's Tribune for some time, and that issue will occupy a large part of time of the editorial staff and the business office from now until the mammoth edition goes to press.

For this year's issue pains-taking care has been given to every detail, and the advertising, so far as accepted, exceeds that of any previous issue.

Patrons must see that their "copy" is in promptly, if they wish a place in the greatest edition ever issued by a Salt Lake newspaper.

Orders from new dealers should be filed at once. There will be no advance in price for the New Year number.

Fear for Life of Russia's Ruler

Internal Disturbances So Pronounced as to Deeply Concern Emperor's Advisers.

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RELIGION CLASSES MUST DISBAND.

Superintendent Nelson Says So and Gives Startling Testimony.

Secularies Have Been Misusing 336 Schoolhouses in Utah.

By A. F. Phillips.

SPECIAL TO THE TRIBUNE.

WASHINGTON, Dec. 19.—Superintendent of Public Instruction A. C. Nelson of Utah made a startling witness for the protestants in the Smoot inquiry today. He verified in detail every important contention made by The Salt Lake Tribune concerning the use of the public schools of Utah for sectarian purposes.

His statement that an investigation made by him had disclosed the fact that "religion classes," wherein Mormon doctrines are taught, are conducted by public school teachers in 336 schoolhouses in Utah created a sensation.

Superintendent Nelson acquitted himself before the committee as a high-minded gentleman. He showed by his manner that the result of his researches into the question of the illegal use of public schoolhouses had been a painful surprise to him. He had heard for months complaints along these lines and determined to investigate. He wrote to all County Superintendents and asked for reports. Weber and Iron counties had ignored his request. All others had reported. But six of the counties were free of the "religion classes."

Superintendent Nelson, though a Mormon, answered frankly and fully all questions. He related conversations had with Attorney-General Breiden on the subject of his inquiry, read a copy of the letters he had sent to the several County Superintendents and stated that he had decided, after investigation and inquiry into the law, that schoolhouses cannot be legally used for religious instruction.

He said there are 280 school districts in the State containing 686 buildings. Salt Lake City is one district, with forty buildings.

Religion classes are taught after the dismissal of the regular classes at hours ranging from 2:30 o'clock to 4:30 o'clock in the afternoon. Religion classes are taught in the State as follows:

County	No. of Buildings	No. of Pupils
Albany	1	1
Box Elder	1	1
Cache	2	2
Carbon	1	1
Chamberlain	1	1
Emery	1	1
Garfield	1	1
Grand	1	1
Harlem	1	1
Jefferson	1	1
Johnson	1	1
Kane	1	1
Kearney	1	1
Lincoln	1	1
Morgan	1	1
Platte	1	1
Rich	1	1
Salt Lake	40	40
San Juan	1	1
Sampson	1	1
Sevier	1	1
Summit	1	1
Tooele	1	1
Uintah	1	1
Washburn	1	1
Washington	1	1
Webster	1	1
Salt Lake City	40	40
Logan	1	1
None reported	1	1

TRIBUNE'S FIGHT WINS.

The Salt Lake Tribune has been leading a campaign against the use of schoolhouses for sectarian classes for more than a year, and it will be of interest to all Utahans who are sympathetic with The Tribune's crusade, to know that Superintendent Nelson has taken prompt steps to eliminate the evil.

He has caused to be sent to the school superintendents and school trustees the following official letter:

Mormon Church Work in Schools

Million Gallons of Oil Explodes

Four Men Burned to Death and Four Others Seriously Injured.

NEW YORK, Dec. 19.—By an explosion and burning of one million gallons of petroleum on a Standard Oil company's barge at sea off Long Branch, N. J., Sunday afternoon four men were burned to death. The dead are: CAPT. C. F. STOKES, A. SALE, ENGINEER, AL. BRANDT, FIREMAN, THOMAS JOHNSON.

One man is missing. H. Hansen, a sailor, had wished for the trip, but it was not known whether he was on board.

Four survivors of the crew of the burned barge were brought to this port and are in a hospital suffering from burns.

The steel barge No. 31 and another barge were in tow of a tug bound from Philadelphia. Something interfered with the flow of water from the fresh water tank and Engineer Sale and Thomas Brandt went below to investigate. An explosion followed whether of gas or a boiler, is unknown. In a twinkling the barge was ablaze from stem to stern.

The tug which had the barges in tow went alongside the burning barge and took off four seamen, but the blaze had spread so fast that the others could not be rescued.

The cause of the fire on the barge has not been explained. None of the survivors was in condition to talk today, but it was learned that there was an explosion and burning oil was thrown over the vessel. The barge had on board 21,000 barrels or 1,000,000 gallons of oil.

FAILED TO APPEAR.

Mrs. Chadwick Was Ill, and No Information Developed.

CLEVELAND, Dec. 19.—Four witnesses were heard today in the bankruptcy proceedings against Mrs. Cassie L. Chadwick, after which the hearing was continued until tomorrow, when Receiver Nathan Loeser hopes to have the woman present. Mrs. Chadwick's appearance will depend on a report to Referee in Bankruptcy Remington as to her physical condition, her counsel saying in court that she was ill, and it was agreed that several physicians should make an examination tomorrow morning.

But little information was secured today as to Mrs. Chadwick's jewelry, that creditors think she has, or of a missing trunk and valise the receiver desires to find. The examination today of two of the witnesses, Emil Hoover, Mrs. Chadwick's son, and Freda Swanstrom, her maid, centered about three articles. Receiver Loeser will continue his inquiry with the hope of locating the property.

At an afternoon session of court, Benjamin G. Malzimer, manager of a Cleveland fur company, told of furs and rugs valued at \$2000 which were held for Mrs. Chadwick. The proprietor of the same concern denied, in answer to a question, that Mrs. Chadwick had purchased a \$1600 fur-lined coat.

RECEIVER FOR COPPER COMPANY.

SANTA FE, N. M., Dec. 19.—Judge McFay today appointed Ernest Johnston receiver of the American Consolidated Copper Company and the Legislature which enacted the foregoing statute intended the public schools of Utah to be free from sectarian influences as well as from the use of schoolhouses for religious purposes. In order to ascertain with certainty the prevalence of the use of public school buildings for religious purposes, the State Superintendent of Public Instruction A. C. Nelson was sent from this office to all of the county and city school superintendents. The replies received by the information are as follows:

"First—That the religion classes are conducted in a large number of public school houses throughout the state.

"Second—That these religion classes are held immediately after the close of the school and public school buildings are used for religious purposes by the regularly employed teachers of the school is also the teacher of the religion classes.

"Permit me to call your attention to Sec. 1, Art. 13 of the Constitution of the State of Utah. It reads as follows:

"The Legislature shall provide for the establishment and maintenance of a uniform system of public schools, which shall be open to all children of the State, and be free from sectarian control."

"The Constitution and laws of the State emphatically declare that the public schools shall be free from religious or sectarian control. Such being the case, and the condition as herein set forth obtaining, I am of the opinion and you are hereby so advised, that the religion class work, when conducted in public school buildings, is in violation of the spirit of the Constitution and the statutes of the State of Utah. Respectfully,

A. C. NELSON, State Superintendent of Public Instruction.

APOSTLE SMITH ON THE STAND

No Plural Marriages in Mexico.

Supt. A. C. Nelson of Utah Schools Testifies About "Religion Classes."

WASHINGTON, Dec. 19.—The Senate Committee on Privileges and Elections today developed nothing sensational in the Senator Smoot investigation. Interest was evinced by members of the committee in statements by A. C. Nelson, Superintendent of Public Instruction for Utah, concerning the use of school buildings for the teaching of the Mormon religion.

Apostle John Henry Smith was on the stand for two hours. Other witnesses were Isaac Birdsell, a Mormon, who said that his daughter was excommunicated because she would not obey a decision of a bishop's court, which had deprived her of a piece of property to which she had the lawful title, and William Balderson, editor of the Boise (Ida.) Statesman, who testified in regard to political affairs in his State.

WASHINGTON, Dec. 19.—Apostle John Henry Smith of the Mormon church was recalled as the first witness today in the Senator Smoot investigation and was cross-examined by A. S. Worthington, counsel for Mr. Smoot. An afternoon session of court, known as A. E. McDonald (who died during the present year), who was charged by one witness with having performed a plural marriage in Mexico.

"It had come to the attention of President Lorenzo Snow that McDonald had been exercising the right to marry or seal persons in plural marriages," said the witness. "President Snow instructed me to call McDonald to account, and I went to Mexico, but did not learn that any plural marriages had been performed. I never have heard of any president of the church authorizing plural marriages since the manifesto."

Denial was made by the witness that the Mormon church owned a majority of stock in the sugar manufacturing of Idaho.

He was examined concerning his participation in politics in Idaho, and his testimony charged was contradictory to the testimony given by Chairman Jackson of the Idaho State committee, who testified Saturday. He denied that he had said that there had been revelations that certain political tickets should be supported.

Apostle Smith, however, admitted taking a part in bringing about the repeal of the Territorial test oaths which practically excluded Idaho Mormons from voting. He said he had made political speeches in Idaho in 1902, but appealed to the voters as a citizen and not as a member of the Mormon church.

When Mr. Worthington concluded his cross-examination Senator Dubois asked Apostle Smith if an apostle could take a plural wife now and retain his standing.

"Unless, perchance, he were handled by the laws of the country," was the response.

"You mean that some Gentile would have to make complaint?"

"No, sir. If submitted to his council I think it would deal with him. I know I would."

Pressed for a more definite answer, the witness said if the fact of a plural marriage should be demonstrated in the courts, an apostle contracting such a marriage would lose his standing.

Attorney Taylor, for the protestants, examined Apostle Smith concerning his knowledge of the alleged marriage of Apostle Abram Cannon and Lillian Hamlin, charged by witnesses to have been performed by President Joseph Smith on the high seas, near Los Angeles, in 1896.

Denied by President Smith. The witness said he went to President Smith and asked if he had performed such a ceremony, and the reply was that he had not. He admitted that if the president of the church wanted to perform a ceremony of that kind he would be at liberty to do so. "But I believed him absolutely," concluded the witness.

Apostle Smith said he had made inquiry as to who performed the ceremony, but obtained no information on the subject. The witness said he had serious doubts whether Abram Cannon had married Lillian Hamlin.

"Then what is the explanation you made to yourself as to the status of your brother apostle and Lillian Hamlin?" He was asked.

He said he did not concern himself on the moral question, as Abram Cannon was dead.

"If you knew President Smith had performed a plural marriage ceremony then what would you do?"

"I would go before a grand jury and give my testimony."

"Then your only interest would be to see that the guilty person was punished? What about the effect upon the church?"

"The church would have to take care of itself."

The witness said he would take no action in such a case unless he saw the ceremony performed.

Apostle Smith said there was much