

# CHARGES AGAINST BISHOP

### Crime, Immorality, Lying Are Alleged.

#### OUTLINE OF PRESENTMENT

Fourteen Signers Say Writer of 'Upjohn Letter' Has Perpetrated a Criminal Libel.

NEW YORK, Dec. 28.—The presentment against Bishop Talbot, whose secrets have been so carefully guarded by the distinguished churchmen who are acting as his custodians, has been made public.

The presentment itself, which is to be given January 19 to a court of inquiry called to meet at Reading, Pa., as well as the names of the presenters, will not be given out officially until the beginning of the sessions.

There are fourteen signers to the document, two of whom are laymen of the Episcopal Church residing in New York.

#### He Unfrocks a Priest.

Although the prosecution has arisen from the action of the bishop in deposing the Rev. Ingram N. W. Irvine from the ministry, the unfrocked priest has not seen the presentment, and he is more in more senses than one a lay figure.

Two wealthy churchmen of this city have taken the lead in the reopening of the case. The twelve presenters engaged Herbert Noble, of this city, to guide the efforts by which they hope to "right a terrible wrong" and to remove a bishop from office.

Their charges are as follows: Criminal libel, immorality, to wit, false statements; the circulating of a false and malicious and defamatory report; falsifying, breach of ordination and consecration vows; conduct unbecoming a bishop.

#### Mrs. Elliott Named.

It is maintained that the bishop conspired with Mrs. Emma O. Elliott, of Huntington, Pa., to injure the Rev. Mr. Irvine; that he sent a defamatory letter making groundless charges of gross immorality against the clergyman, and dispatched a duplicate of the same message after an interval of two years.

This message, known now as the Upjohn letter, furnishes the groundwork of the charges which the presenters brought to the attention of the venerable head of the house of bishops, the Rev. Dr. Tuttle. They are still continuing their investigations, and six detectives have been employed to collect evidence.

#### A Sensational Trial.

If the court of inquiry finds there is enough evidence to warrant action those who are interested in the prosecution say one of the most sensational of church trials will be the result.

All the members of the court of inquiry were chosen by the presenters, and the Rev. Dr. Morgan Dix was asked to be chairman. He declined to accept the office, pleading his advanced years, and the presentment was forwarded to the Rev. Dr. W. B. Bodine, of Philadelphia, who will be foreman of this ecclesiastical grand jury.

#### Cause of the Scandal.

Briefly, the trouble between the bishop of Central Pennsylvania and the priest arose from the excommunication of Mrs. Elliott, a member of the church at Huntington of which Mr. Irvine was the rector. Bishop Talbot had often been entertained at the Elliott house.

Mr. Irvine, learning that Mrs. Elliott had obtained a divorce, and had married Mr. Elliott, who had also obtained a divorce, presented the facts, but not the names, to the bishop, who is said to have advised the clergyman to suspend the woman mentioned hypothetically in the case.

In learning the identity of the person the bishop is alleged to have disapproved the action of the rector and to have ordered the reinstatement of Mrs. Elliott. Charges were made against the rector and he was declared by the bishop to be no longer a priest.

#### The Presentment.

The presentment is based almost entirely upon the "Upjohn letter."

This letter was written by Bishop Talbot away back in 1902, and would probably have never fallen into the hands of the influential men behind Dr. Irvine had not the bishop, intent upon his controversy with the unfrocked priest, forwarded a copy of it last summer to the Rev. Dr. John Fulton, of Philadelphia, editor of the "Church Standard," an official organ of the Episcopal Church.

The presentment, covering a dozen pages of typewritten legal cap, is divided into four separate and distinct charges as follows:

#### Crime-to-wit-a criminal libel.

"Immorality, to-wit, false statements, breach of ordination and consecration vows," and "conduct unbecoming a bishop."

Under each charge are grouped specifications, which add "lying," "falsification," and "the circulation of untrue, malicious, and defamatory reports," to the sum of accusations.

#### Charges and Specifications.

Addressed to the presiding bishop of the Protestant Episcopal Church, the presentment reads:

"First charge—Crime, to-wit: A criminal libel."

#### Specification No. 1.

"The said presenters do hereby present

#### Have You Tried Bro-monia?

You will never realize the beneficial effect of this wonderful remedy until you have tested this new discovery, which is creating more comment throughout the scientific world than radium or electricity. It cures where all others fail. BRO-MONIA IS YOUR DOCTOR. BRO-MONIA SOOTHES THE BRAIN, NERVES, AND SWEETENS THE STOMACH, CURES HEADACHE, STOMACH DISORDERS, CONSTIPATION, MAKES NEW, RICH, RED BLOOD AND RENDERS YOU IMMUNE FROM ALL DISEASE—no germ can live in Pure BRO-MONIA. Remember the name—BRO-MONIA—and insist on your druggist furnishing you the genuine. See that B. M. A. and the BRO-MONIA CO.'S name are on each package. For sale by all first-class Druggists. You take no risk. Your money back if not satisfied.

BROMONIA CO., Flatiron Bldg., NEW YORK CITY.

### Charges Against Bishop Talbot.

The presentment which has been prepared against Bishop Talbot, of the Central Diocese of Pennsylvania of the Protestant Episcopal Church, are four in number, as follows:

1. Uttering libelous statements against the Rev. Dr. Ingram N. W. Irvine, the "unfrocked" priest.
2. Uttering false statements in numerous ways against the Rev. Dr. Ingram N. W. Irvine.
3. Violation of his ordination and consecration vows.
4. Conduct unbecoming a bishop of the Protestant Episcopal Church.

Under count No. 2 there are two subsidiary charges, under which Mrs. Emma D. Elliott, of Huntington, who has been the "woman in the case" in the Talbot-Irvine scandal, will almost certainly be again dragged into the affair.

The said Right Rev. Ethelbert Talbot, D. D., LL. D., bishop of central Pennsylvania, as guilty of a crime.

"In that he, the said Ethelbert Talbot, being a bishop of the Protestant Episcopal Church in the diocese of central Pennsylvania, did on St. Paul's Day, January 25, 1902, at Washington, D. C., compose and publish the following letter, being a false, scandalous, defamatory and malicious libel of and concerning the Rev. Ingram N. W. Irvine, D. D., by sending the same to the Rev. Samuel Underhill, of Philadelphia, a priest of the diocese of Pennsylvania and president of the Catholic Club, as follows:

#### Follows the Upjohn letter.

"Criminally Libelous."

"Which letter was criminally libelous in that it falsely, wickedly, and untruly set forth and intended the recipient and others reading it to believe:

"First. That the Rev. Ingram N. W. Irvine, D. D., a priest of the diocese of central Pennsylvania, had been for twenty of the thirty years of his ministry under the ban of ecclesiastical discipline.

"Second. That eight bishops had grave charges against him, the said Rev. Ingram N. W. Irvine, D. D., and that he had been excommunicated by the said bishops, and that he had been excommunicated by two girls in the see city of the diocese of Quincy.

"Fourth. That the Rev. Ingram N. W. Irvine was deposed for gross immorality.

"Fifth. That the Rev. Ingram N. W. Irvine, being a priest of the church, had lied with reference to the excommunication of a divorced woman by the said Ethelbert Talbot, D. D., LL. D., being the bishop of the diocese of central Pennsylvania, and the restoration of the said woman by the said bishop.

"False, Wicked, Malicious."

"All of which assertions so made and several others therein stated by the said Ethelbert Talbot, D. D., LL. D., bishop of central Pennsylvania, were false, wicked, malicious, and defamatory.

#### Specification No. 2.

"That the said Right Rev. Ethelbert Talbot, D. D., LL. D., bishop as aforesaid, did on or about the 13th

#### NEW CITY DIRECTORY SHOWS 320,000 PEOPLE

When the new Washington city directory makes its appearance late in January it will be found that the population of the Capital City is now about 320,000, an increase of from 6,000 to 8,000 over that of last year.

The directory will register more than 300,000 names—at least 3,000 more than its predecessor.

For the first time it has been possible to take the census of employees of the Washington Navy Yard and the Government Printing Office which officials have heretofore refused to permit. However, during the progress of the canvassing

of the directory, many persons left Washington to vote, and the list, which, under other circumstances, would have been unusually long, has been somewhat curtailed. Last year showed the greatest increase in population, the compilers figuring it at 15,000.

Much difficulty was experienced in obtaining the names of many residents of Washington. For no particular reason many persons do not care to have their names inscribed in the directory, and the canvassers found it rather hard in many instances to learn their names and occupations. This, however, was accomplished in almost every case, although not always through the person himself.

The directory is being compiled by W. Andrew Boyd, who succeeded his father in the work. The elder Boyd began printing the directory in 1858. The population of Washington was then little more than 40,000. Mr. Boyd has a complete file of the Washington city directory dating back to its first issue, by Judah Duloir, in 1822.

#### FOLDING BED FATAL TO EDWARD C. COKE

SPRINGFIELD, Mo., Dec. 28.—Edward C. Coke died here from injuries sustained by the collapse of a folding bed. He weighed 200 pounds, yet the bed folded and broke his back.

Coke, whose family is visiting in California, had taken a room for the night at a lodging house, and was just falling asleep when the bed closed upon him. The bed was of the old type and is heavy. When unfolded it is held in position by a light catch, and it is thought the uneven condition of the floor and Coke's weight, caused the catch to unfasten and allow the bed to close upon him.

The pressure was so great when the bed was closed up that Coke's body broke through the woodwork and forced the springs and bedding to the floor. Besides sustaining a broken back, Coke was completely paralyzed and died a few hours later.

#### HE DEPLORES CRITICISM OF VENEZUELA AND CASTRO

Senor Don Augusto F. Pulido, charge d'affaires of the Venezuelan legation, is getting worried by the number of newspaper stories printed recently concerning the unhappy condition in his country. He said:

"Unless it is done to create a sensation, I do not see the reason why certain newspapers should be intent upon doing my country all possible harm by the publication of faked stories about President Castro and slanderous reports on the condition of affairs in Venezuela, which seem to be a page torn from some old book on the Inquisition, or tales from a feudal medieval baron."

# MOODY FOLLOWS IN KNOX'S STEPS

### Asks That Paper Trust Be Haled Into Court.

#### PRICE PUT FAR TOO HIGH

Publishers Balked at 50 Per Cent. Advance—James M. Beck Engaged in the Case.

Attorney General Moody's action in entering suit in behalf of the United States against the paper trust in the United States District Court at St. Paul, Minn., to enjoin the trust from continuing in business, is explained briefly in an official statement issued at the Department of Justice today, as follows:

"On the complaint filed last spring that a combination in restraint of commerce existed among manufacturers of paper to control the distribution and sale of their products among the States of the Union, the Department of Justice began an investigation of the subject, and further to aid the department in that respect the Attorney General appointed Frank B. Kellogg, of the St. Paul, Minn., bar, and James M. Beck, of the New York bar, as special attorneys to collect the evidence and make a report thereon.

"These gentlemen, after an exhaustive examination of the case, simultaneously with that conducted by the Department of Justice, reported to the Attorney General that in their opinion the facts ascertained support the complaint and justify, in the public interests, the filing of a petition to enjoin the trust, and the Department of Justice concurs."

"The said presenters do hereby present the said Right Rev. Ethelbert Talbot, D. D., LL. D., being a bishop of the Protestant Episcopal Church in the United States of America as guilty of immorality.

"Specification No. 1—Lying.—Under this heading the presentment reviews at great length the excommunication of Mrs. Elliott and the alleged conspiracy between the bishop and the woman to depose Irvine; this in refutation of Bishop Talbot's statement in the Upjohn letter that 'all his [Irvine's] talk about a divorced woman being excommunicated and then restored by me is baseless.'"

"Specification No. 2—Falsifying.—The presentment here quotes as false the statement of Bishop Talbot in the Upjohn letter, which reads: 'That not one of the questions which he tries to make capital in his trial, but that both the committee of inquiry and the court found such a horrible condition that they confined themselves entirely to the evidence thus abundantly given.'"

"Specifications Nos. 3 and 4 charge Bishop Talbot with falsification in the Upjohn letter, to-wit: The sentence 'that Irvine has been thirty years in the ministry and twenty of those years has been under the ban of ecclesiastical discipline.' In specification 3 the charge applies to the letter as addressed to the Rev. Dr. Upjohn, and in specification 4 to the copy mailed to the Rev. Dr. Fulton.

#### Means Aggressive Action.

This action by the Attorney General is taken to mean that he intends to sift the case to the bottom, and that his department assistants expect to duplicate the success of Mr. Knox in the Northern Securities, or "overstock" case. While complaints against so-called trusts are frequent, it is not so often that the success of the Department of Justice considers the case so well made out in advance as to give it the prestige of Northern Securities.

How well the case has been worked up by the department is shown by the facts set forth in the petition filed in St. Paul, praying for the summons of the defendants named and the dissolution of their combine. The action is brought under the Sherman act of 1890, to prevent illegal combinations in restraint of interstate commerce and trade.

#### Charges Against the Trust.

The petition summarizes the allegations in the following way:

"The defendants entered into a combination to control the sale of paper through the General Paper Company, which had a monopoly of the territory, and after deducting operating expenses divided the profits among its members; that the trust became the exclusive selling agent for the defendants with absolute power to control the output of the various mills; fix the price of all paper sold and to whom and upon what terms and conditions the paper should be sold, and into what States and places should be shipped, and what publishers and other customers each mill should supply; that in consequence of the combination, all competition in the manufacture, sale and distribution

#### THE FOX HEAD CLUB DANCE A BIG SUCCESS

The Fox Head Club was most successful in its dance at Lathinon Hall last evening, the event proving one of the prettiest dancing affairs of the season.

Mrs. Henry Matthews, Mrs. William B. Orme, Mrs. Charles James, Mrs. Gardiner Stewart, and Mrs. Robert Beach received the guests, while among the popular dancers were Mrs. George Ramsey, Miss Mason, Miss Keiskill, Miss Bairy, Miss Pollock, and Mrs. Rawlin Hume.

The committee in charge of arrangements were Randolph C. Boyle, William Coleman Worthington, Francis Phillip Morse, Erskine Gordon, Basil de Lashmatt, Edeker, Albert Wilson Howard, and Roger Moore Stewart.

#### "Wonder What Mertz Will Say Today?"

Store closes at 6 p. m. daily; 9 p. m. Saturdays.

#### THE SIGN OF THE MOON

**\$2.75**

#### FOR TROUSERS TO-MEASURE

A "Stock-Reducing Sale" Special that caps the climax of value-giving. A splendid line of fine worsted and other neat striped Trousers—to be tailored in the Mertz-way to fit and hang properly at \$2.75 pair.

Mertz and Mertz Co., 906 F St.

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# ALEXANDRIA NEWS NOTES

ALEXANDRIA, Va., Dec. 28.—Parker Richardson, a fifteen-year-old boy, met with a serious accident at the home of his father, Joseph Richardson, about two miles west of this city, last evening.

Young Richardson had put a gun in a rack in his father's stable, and attempting to take it down, the gun being loaded and the hammer cocked, the trigger accidentally hit the side of the rack discharging the contents of the gun into the boy's side. He was hurriedly brought to this city and placed aboard an electric train and taken to the Garfield Hospital in Washington. At the latest reports the boy was resting easily.

#### GERMAN CLUB BALL.

The Junior German Club will give a Christmas german at McBurney's Hall, at the corner of King and Washington Streets, tonight. The german will be held by Harry Beverly and the affair promises to be a brilliant one.

#### BURGLARS GO INTO CAR.

The police have received information that a freight car on Union Street was broken into last Saturday night and a quantity of tobacco and eggs taken therefrom. No clue to the thieves is to be had.

#### GOV. MONTAGUE IN TOWN.

Gov. Andrew Jackson Montague was the guest of Mayor Fred Paff in this city, for a short time yesterday. He later left in company with Mayor Paff and State Senator Machen, Councilman Charles B. Marshall, Council Clerk Rucker, and Robert W. Arnold to visit Arlington to take dinner.

#### PERSONAL MENTION.

Mrs. Agnes Wheatley, of lower Prince Street, fell on the icy pavements a few days ago and badly cut her head.

#### DEATH OF NELLIE CURTIS.

Nellie Curtis, daughter of the late William Curtis, died at her home in North St. Asaph Street, yesterday afternoon. Miss Curtis contracted a cold less than a week ago, which rapidly developed into pneumonia from which she died last evening. Miss Curtis was for some time ticket agent of the electric

of paper has been restricted and the price of all paper products greatly increased, particularly that of news print, which has been increased about 50 per cent; that no dealers or newspapers or other consumers in the territory west of the Mississippi, with the exception of certain newspaper publishers in St. Louis and Chicago, can purchase any paper directly through the West, but only upon terms dictated by the letter.

The court is asked not only to dissolve the trust, but to order its officials into court to answer such questions as may be relevant in connection with the pending proceedings.

#### DELEGATION ON WAY TO BRICKLAYERS' CONVENTION

A delegation of union bricklayers of this city, accredited to the national convention of Union Bricklayers of the United States, to be held in San Francisco, Cal., the week of January 9, will leave for San Francisco tonight at 7:30 o'clock via Sunset route, taking the Pennsylvania Railroad here.

At El Paso, Tex., the Washington party will be joined by other delegations and will witness a ballgame just across the Mexican border. The delegation from this city will be headed by W. H. McHugh, of 128 Sixth Street northwest, William Gleeson and Robert McMackin will also accompany the party.

#### CHRISTMAS FESTIVITIES AT TEMPORARY HOME

Promptly at 2 o'clock yesterday afternoon the inmates of the Children's Temporary Home, 697 Howard Avenue northwest, held their Christmas exercises.

On the stroke of 2 the children fled into the assembly hall, where they were addressed by F. B. Francis, of the Board of Education; Prof. Fairfield, of Howard University; Rosetta Lawson, and the Rev. D. C. Wiseman. After the addresses the youngsters gave songs and recitations.

On a raised dais in the front of the room was a good sized Christmas tree loaded down with all the things that bring delight to the childish heart. These presents were provided by philanthropic persons of the District. Each child also received a little remembrance from the principal, Miss Cook, it being one of her customs to each year make every child a present.

After receiving their presents the children made their way into the dining room where they proceeded to eat their annual Christmas feast. A feature of this feast were the cakes and puddings donated by The Times.

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#### THOUSANDS HAVE KIDNEY TROUBLE AND DON'T KNOW IT

To Prove What Swamp-Root, the Great Kidney Remedy, Will Do for YOU, Every Reader of The Times May Have a Sample Bottle Sent Free by Mail.

Weak and unhealthy kidneys are responsible for more sickness and suffering than any other disease, therefore, when through neglect or other causes, kidney trouble is permitted to continue, fatal results are sure to follow.

Your other organs may need attention—but your kidneys most, because they do most and need attention first.

If you are sick or "feel badly," begin taking Dr. Kilmer's Swamp-Root, the great kidney, liver, and bladder remedy, because as soon as your kidneys begin to get better they will help all the other organs to health. A trial will convince anyone.

The mild and immediate effect of Swamp-Root, the great kidney and bladder remedy, is soon realized. It stands the highest for its wonderful cures of the most distressing cases. Swamp-Root will act your whole system right, and the best proof of this is a trial.

53 Cottage St., Melrose, Mass., January 11, '04.

Dear Sir: "Ever since I was in the army I had more or less kidney trouble, and within the past year it became very bad, and I was much alarmed, my strength and power was fast leaving me. I saw an advertisement of Swamp-Root and wrote asking for advice. I began the use of the medicine and noted a decided improvement after taking Swamp-Root only a short time. I continued its use and am thankful to say that I am entirely cured and strong. In order to be very sure about this, I had a doctor examine me, and he pronounced it in splendid condition. I know that your Swamp-Root is purely vegetable and does not contain any harmful drugs. Thanking you for my complete recovery and recommending Swamp-Root to all sufferers, I am,

Very truly yours, I. C. RICHARDSON.

EDITORIAL NOTE.—In order to prove the wonderful merits of Swamp-Root you may have a sample bottle and a book of valuable information, both sent absolutely free by mail. The book contains many of the thousands upon thousands of testimonial letters received from men and women cured. The value and success of Swamp-Root are so well known that our readers are advised to send for a sample bottle. In sending your address to Dr. Kilmer & Co., Binghamton, N. Y., be sure to say you read this generous offer in The Washington Daily Times. The genuineness of this offer is guaranteed.

# SOUTHERN THREATS FOR CRUMPACKER

### Excited Over Proposed Reapportionment.

#### HIS BILL IS DENOUNCED

Northerners in Dixieland to Feel the Weight of Sentiment if Measure Becomes Law.

LAPORTE, Ind., Dec. 28.—Representative Crumpacker, of this district, who will introduce a bill with the convening of the new Congress for a reapportionment of the Congressional representation of the Southern States, is deluged with threatening letters written by Southerners.

The threat is openly made in the communications to Mr. Crumpacker that if his proposed bill is enacted into law the people of the South will retaliate by ostracizing and persecuting Northerners residing among them.

Mr. Crumpacker says he will not be deterred from making a fight for a reapportionment, and he believes from the assurances he has received of support of his measure it will be made a law.

#### SENATOR SCOTT WANTS BERTH FOR WEST VIRGINIAN

Senator Scott of West Virginia had a long conference with the President today, and in the course of his talk asked the President to appoint A. R. Campbell, a well-known West Virginia politician, to the position of Deputy Auditor for the Postoffice Department, which is now vacant.

#### MR. COGSWELL BREAKS ANKLE ON THE ICE

Friends of F. A. Cogswell, of the Government Printing Office, will learn with regret that he was the victim of a painful accident several days ago. While walking in the vicinity of his home in Ballston, Va., Mr. Cogswell slipped on the ice and sustained a fractured ankle.

The accident will incapacitate him from work for some time.



## THE HUB FIRE SALE

### The Greatest Fire Sale

—of Furniture, Carpets, Rugs, Draperies, and other Home-furnishings ever held in this city. High grade goods—both useful and ornamental—are selling at the MOST ASTOUNDING BARGAIN PRICES!

The entire stock is in the sale, as it is our aim to clean out everything that was in the store at the time of the fire, so as to make a fresh start with fresh, new goods, Come and investigate the bargains for yourself; you'll see many things you need, and all are priced at A FRACTION OF THEIR VALUE.

## The HUB FURNITURE CO.,

Southeast Corner Seventh and D Streets.