

THEY SAW THE FIGHT

Men Who Attended the Gallagher-Ward Will Under Arrest.

Gallagher Gives the Officers the Slip and is Thought to Have Left Town—Witnesses at the Coroner's Inquest Refuse to Testify.

Special to the Standard.

Butte, Dec. 17.—At midnight last night, City Marshal McArthur, Chief of Police Smith, and a corps of policemen began making arrests of those who were present at the terrible Ward-Gallagher fight. Ward died at 10 o'clock and on learning of the fact it was decided not to wait for the county attorney to swear out complaints, but to proceed at once. The city marshal and Officer James proceeded to the house of Gallagher, the surviving principal in the fight, in East Park street, near the Central hotel. Gallagher lives in a very fine house, which was built by Ward, and was the occasion of the dispute which ended in Ward's death. The city marshal would have gone after Gallagher sooner, but friends had circulated the report that Gallagher was dying, and said to the city marshal, "You wouldn't arrest a dying man, would you?"

As midnight the officers proceeded to Gallagher's house. They knocked at the front door. A man presently came to the door and told the officers to go around to the back door. The officers went to the side door, and were presently admitted. They heard the back door open and close but supposed the man inside was admitting the officers. The officers, on gaining entrance, made a thorough search, but could find nothing of Gallagher. Mrs. Gallagher and her sister were present in the kitchen hysterically. They had not been to bed. Gallagher's brother-in-law, who had admitted the officers, looked as though he had just arisen from bed. The inmates would give any information on Gallagher's whereabouts. For three hours the officers kept close watch of the house, but to no avail.

Presently information was received which led to the belief that Gallagher and others of the party were in hiding at Arnold's ranch, near the Columbia gardens. Officers rode out there, but no one could be found. Gallagher seems to have made his escape from the city sure. Meanwhile, officers were on track of the other concern in the fight. A list of 14 names was secured, which is believed to include all except the hackmen. The arrests made were as follows: P. D. Sprague, prize fighter; James Tickle and A. Bushyager, prize fighters; James Tickle and A. Bushyager, prize fighters; James Tickle and A. Bushyager, prize fighters.

In addition, warrants have been issued for John Helehan, of the real estate firm of Nichols, Helehan and Thorne, and Jack Thorne. Neither of these parties have been found. Mr. Helehan is said to have gone to Melrose to look after some mining interests, and the men were pulled out of bed and arrested.

All but two of those arrested gave bonds of \$100 for their appearance. The men are charged with attending a prize fight, the penalty for which is \$100. Those arrested have secured counsel and will endeavor to show that Ward's death was due to the striking of his head on the floor, or to pneumonia produced by exposure. Coroner Beal being away, Judge Eddy served as coroner and impaneled a jury at 1 o'clock this afternoon.

The sentiment of the city has experienced a revolution in regard to prize fighting, and the sport seems to be ended for this winter at least. City Marshal McArthur said to a reporter today: "There will be no more prize fights in Butte while I am city marshal, be that for a week or a year."

County Attorney Baldwin said today: "The crime is in my opinion, murder. In case of a duel, the crime is murder. This death resulted from wounds received in a prize fight, and in my opinion comes under the same class."

It was 3 o'clock before the inquest was begun in Judge Helehan's court. The jury were Harry Henderson, T. D. Harper, F. R. Putting, George Burgess, H. M. Edwards and John Chisholm. The first witness examined was William D. Thorne. He said: "I was present at the fight at Crystal Springs and witnessed it. I knew beforehand a fight was to take place, and went there for the purpose of witnessing it. I came away directly after the fight. I saw no betting. I saw no parties encouraging the fighters. The second witness, Jack Hyland was the only one of the seconds I knew. Hyland I heard encouraging his man a good deal. I heard one man say that Gallagher was willing to quit, but the spectators wouldn't have it. I think the fight lasted an hour and a half, although I didn't time it. Neither of the parties acted sick before going into the ring. I didn't know Ward had any touch of pneumonia before the fight started. Gallagher was the first one there and Ward came on afterward. I heard Hyland make such exclamations as 'That's a good lick, Ward!'"

"At the end of the fight Gallagher appeared badly bruised in the face and body and his right arm was swollen. He talked all right and shook hands with his friends. He had his senses. Ward didn't speak at all. I don't know whom Gallagher shook hands with. I always knew Ward by the name of Houghton. I think he had an assumed name. He rented Crystal Springs of us under the name of Houghton some time ago. When I left he had been carried from the ring into another room."

A. Bushyager was next examined. He said: "I work for P. D. Sprague as bartender and hack driver. I was at Crystal Springs on Sunday, driving a party out there. I witnessed part of the fight, while not attending the fight. I drove Abe Bolden out there. I drove five or six back. Mr. Ward was one of them. I didn't know the others. I was not much interested in the fight. I heard they had been quarreling about something and had gone out there to settle it. Golden was the referee. Each had two seconds, but they were total strangers to me. I have heard that Ward had an assumed name. Billy Thornton, Ward, Gallagher, Albertson, Sprague, and Golden were all that I knew there. I think between 15 and 20 were there. Ward was sensible but pretty weak when I drove him back. He was sensible on the way back. He was talking all right before he went into the back. He appeared to be worse when he reached his house. I saw nobody betting money on the fight. I saw no one but the seconds encouraging the men to fight. I saw one giving them whisky to brace them up."

Bart Flowers, the fireman, said: "I am a driver for the fire department. I was not at the Crystal Springs that day. I know nothing about the fight except what I have heard. I was not there at all. I

did not see Ward or Gallagher that day, and don't know as I am acquainted with them." P. D. Sprague said: "I live in East Broadway and drive a hack, keep a saloon and lodging house. I was at Crystal Springs on Sunday driving a party out there. Mr. Ward and his partner hired me to drive them out there. They merely told me they wanted to go to the Springs. They didn't say what for. I forgot what the partner's name is. Mr. Ward did not pay me, but said he would pay me the next day. I haven't been paid yet. I charged \$10. I am a poor hack to remember names and I don't know those who were out there. I was not personally acquainted with the gentlemen. I witnessed part of the fight. I couldn't tell you who the referee was. I am not familiar with names. I know those people by sight, but I couldn't swear what their names were. I didn't go out there to witness the fight. I don't know who drove Gallagher out there. I think the hack belonged to the Star stable. I drove Ward back to town. Mr. Bushyager rode back with me. He drove another rig down, but I couldn't see it. I don't know who didn't feel very well when we took him out of carriage. He made no complaints on the way back. He stepped into the carriage himself. He wanted to be carried from the carriage. Three boys took hold of him and helped him up-stairs. I saw nobody betting money on the fight. It was not a regular ring; the ropes were stretched across the hall in the center. I think there might have been 10 or 15 who witnessed the fight. Everybody was very quiet on the way back. I told me to 'drive up a little bit.' Bushyager was on top with me on the way back. Several days before the fight the parties of \$40 in my safe to bet on the fight. I didn't know their names. Gallagher came to the saloon after the fight and got the money."

The opinion of the judge and jurymen was that the witnesses were lying deliberately. The fact that Sprague could not recall the names of the parties was considered very peculiar. No other witnesses could be found at this juncture, although several of them had been in the ante-room. It was also stated that witnesses after being examined pointed their fingers in the direction of each other, as if they had testified that there might be conflicting testimony.

Jack Hyland was next sent for, sworn and said: "I live in Granite street and am a saloon man. I cannot answer as to whether I was at Crystal Springs on Sunday. I am not compelled to answer anything that would criminate me. I did not witness a prize fight on that day. I do not know Ward or Gallagher. I have seen Ward once or twice. I did not act as referee that day. I can't answer as to whether I acted as a second. I can't answer as to whether I know the names of any parties present. I can't answer as to whether I was in any conversation with Ward about a fight."

The judge was asked whether Hyland could be compelled to answer these questions. He said that he would advise to take advice on the question. The inquest was adjourned until 10 o'clock tomorrow morning. The judge put two additional men on their list of those present at Sunday's prize fight. One is Tom Bulger, a shift boss at the St. Lawrence mine, and one of the seconds in the fight. Bulger had agreed to report at 10 o'clock tomorrow morning, when all will be arraigned. The other is a bartender at the Dew Drop saloon. Gallagher and Helehan and Jack Thorne have not yet been found. It is suspected that some of those who were placed under \$100 bonds have skipped out.

THE BARRIÈRE EXAMINATION.

Attorney O'Donnell Looks Up in Connection with the Case. Special Correspondence of the Standard.

BUTTE, Dec. 17.—The examination in the Barriere case was resumed at 2 o'clock this afternoon, having been postponed from last Wednesday. The case could not be attended to this morning, since Judge Newkirk was busy issuing warrants for the witnesses of the prizefight. Attorney Charles O'Donnell joined the prosecution today as an assistant to the county attorney in the case. The adjournment had been taken in order to allow the court time to consult the authorities and study the briefs in regard to the admission of the testimony of the child. It was two months old. The court said that he had fully considered the matter and had decided to have the child questioned as to her knowledge of the case. He was examined as to her ability and as to whether she has any knowledge of the nature of an oath. Attorney Baldwin asked the child if she knew Joe Barriere. The child replied:

"Where is Joe Barriere?" "Sitting on the chair." "Point him out." "Point him out." "What is your name?" "Beatz." "Where is your mamma?" "Here is your mamma?" "She's dead." Attorney McBride accused the prosecution of having trained the child in a certain set of questions. Attorney O'Donnell denied the accusation. "Has this man anything to do with this case?" asked Attorney Baldwin, pointing at Attorney O'Donnell. "Yes, I have," answered O'Donnell, "and you will find it out before I get through." "You act as administrator, I suppose," asked Attorney Baldwin. "I act as counsel. I will have no insulting remarks." "I will maintain courtesy in this court," said the judge. "Sit down. I will have order."

The defense claimed that it had not been notified of the association of Attorney O'Donnell in the case. The child was further examined and in answer to questions said that her mamma was in a big hole, that she saw men put her mamma with a gun. On cross-examination she said she was in the cabin in the rear of the house when the gun was fired and that when she went to the house her mother was lying on the bed dead. Judge Newkirk examined the child and said he did not believe she had any idea of the nature of an oath. He wished time to examine the authorities on the question whether a child's testimony should be received when the oath is not understood, and the case was continued until Friday.

Notes from Missoula.

Special Correspondence of the Standard. MISSOULA, Dec. 17.—For the first time in Montana, since her Australian tour, Estie Putnam will appear in her new play "Honor Bound," at the opera house on Friday evening, December 20. It is expected a crowded house will welcome to Missoula Montana's favorite actress. About 200 citizens of Missoula are the recipients of invitations to be present at the wedding of P. M. Reilly and Miss Marie E. Gorman, December 28, at St. Francis Xavier Catholic church. Mr. Reilly is one of our most successful young business men and is to be congratulated on winning the hand of one of our most popular young ladies.

The case against Mrs. Williams, who was charged with stealing \$100 from the Crystal Springs that day, is dismissed. There was apparently no grounds for the charge.

BONDS AND STOCKS.

Up and Down in Market Values on the New York Exchange.

New York, Dec. 17.—Stocks today were dull and stagnant for the general list, and the only feature was manifested by a few stocks subject to special influences. The sensation of the forenoon was the manipulation of sugar refineries, in which it is supposed a squeeze of shorts is going on. The price of stock, however, while it opened at 63 was soon sold down to 61, and while the buying demand was being and a premium of 3 per cent was exacted for the use of a fraction over those sold in the regular way, there was heavy selling of the stock in the early trading as sellers' options of three days at as much difference as one per cent from the regular sales. The market closed dull but strong at about the best figures. Oregon Short line advanced 3/4, consolidated gas 2/4, Denver, Texas and Fort Worth 1/4, Burlington and Chicago gas 1/4.

Government bonds were dull and firm. Petroleum opened strong at 10 1/2 and moved up to 10 5/8. The price declined to 10 1/4 but the market closed firm at 10 1/4. Stock Exchange—Opening: 104 1/4; highest, 105; lowest, 104 1/4; closing, 105 1/4. Consolidated Exchange—Opening at 104 1/4; highest, 105 1/2; lowest, 104 1/4; closing, 105 1/4. Total sales 441,000 barrels.

Closing stocks: U. S. 4's registered 126; Northern Pacific 32 1/2; U. S. 4's coupon 127; N. P. Preferred 70 1/2; U. S. 4's reg. 124 1/2; Northwestern 140 1/2; Pacific 6's 116; N. Y. Central 107 1/2; American Express 124; Preferred 140 1/2; Can. Pacific 114; Oregon Nav'n 100 1/2; Can. Southern 55 1/2; Transcontinental 34 1/2; Central Pac. 114; Reading 39 1/2; Burlington 36 1/2; Rock Island 38; Lackawanna 37 1/2; Union Pacific 103 1/2; Denver & W. 103 1/2; Santa Fe 103 1/2; Erie 20 1/2; Union Pacific 60 1/2; Kansas & Texas 11 1/2; United States Ex. 4 1/2; Lake Shore 107 1/2; United States Ex. 4 1/2; Louis & Nash 80 1/2; Fargo Express 13; Kansas & Texas 11 1/2; Western Union 8 1/2; Missouri Pacific 60 1/2; Am'n Cotton Oil 30 1/2.

Money on call, easy, 5 1/2%. Prime mercantile paper, 6 1/2%. Sterling Exchange—Quite steady; sixty-day bills, \$4.80 1/2; demand, \$4.84 1/2. Mining quotations as follows:

Alice 9 1/2; Homestake 9 1/2; Belcher 10 1/2; Independence 10 1/2; Best and Belcher 10 1/2; Iron Silver 1 50; Constock 1 50; Holtzke 1 50; O. R. E. & Miller 1 50; Columbia, B. H. 1 20; Saffro Tunnel 1 20; Chollar 1 20; San Sebastian 1 20; Crown Point 1 20; Mexican 1 20; Cashier 1 20; Mt. Diablo 1 20; Colorado Con. 4 30; North Belle Isle 34 50; Con. Cal. and Va. 4 30; Ophir 34 50; Denver City Con. 2 50; Belmonte 2 50; Consolidated 2 50; Deadwood Ter. 1 40; Fargo 1 40; Bute 1 40; Eureka Con. 1 30; Sierra Nevada 1 30; Gould and Curry 1 30; Small Hopes 2 10; Hale and Norcross 2 20; Union Con. 2 10; Copper, dull, Dec. 81 1/2. Lead, dull, firm; domestic, \$3.90. Tin, quiet, about steady; Straits \$21.25. Philadelphia: Wool unchanged.

Boston, Dec. 17.—There was a confident and strong tone to the wool market today without any speculative feeling. Territory, Texas and Calif. wools are moving at unchanged prices. In pulled wools there has been sales of choice super at 32 1/2 to 40, fair to good super at 30 1/2 to 35, and extras pulled 22 1/2 to 28. Foreign wools firm. Boston: Closing: Ath. Tpk. 1st 7 1/2; Mex. Gen. Com. 18; railroad 34 1/2; 1st Mor. Bds. 60 1/2; Burlington 100 1/2; San Diego 19 1/2.

Brotherhood Playing Rules.

New York, Dec. 17.—At the afternoon session of the Ballplayers' League the report of the committee on playing rules was taken up. The most important change was the proposal to have two umpires, one behind the bat and the other in the field. The pitcher's box is enlarged to 64 feet. Tim Keefe's ball was adopted. At the evening session on the adoption of the report of the law committee, Judge Henry Bacon was engaged as general counsel of the league, with power to employ the best legal talent in the various cities. Judge Bacon was instructed to carry on not only a defensive but aggressive campaign. The constitution and articles of agreement were adopted and signed by the club representatives on the board of directors. The convention adjourned until March. The place of meeting will be selected by the president. No communication was received from St. Louis in relation to application for membership, and it is likely there will be none, as that city, a doubtful city, has come forward with its \$5,000 and signed the constitution and articles of agreement with the other clubs.

The New Extradition Treaty.

WASHINGTON, Dec. 17.—President Harrison today transmitted to the senate the extradition treaty with England, referred to in his message, negotiated by Secretary Blaine and Sir Julian Pauncefote, the British minister in London. By its number of extraditable offenses are largely increased, the most important addition being that of embezzlement. So if the treaty is ratified, Canada and the United States will cease to exchange that class of undesirable residents who have heretofore secured immunity from punishment. The Sanjour treaty, negotiated at Berlin last spring, has not been transmitted to the senate.

Exiled from Corea.

LONDON, Dec. 17.—Advices from Shanghai are to the effect that several high officials, implicated in a futile attempt to assassinate the king of Corea, who is reported as desiring to abdicate in favor of Prince Hin Yung Gyikand, have been exiled to Hong Kong.

A Mine Superintendent Murdered.

EL PASO, Texas, Dec. 17.—Captain Webster, an Englishman, superintendent of La Blarca mine, near Pachuca, Mexico, was on Tuesday waylaid and stabbed to death while passing through Santa Gertrudes canyon. The English minister is investigating the matter.

Fatally Beaten By His Son.

ST. LOUIS, Dec. 17.—George Gutther, aged 70 years was today fatally beaten by his son Emil, aged 17. The boy bears a bad reputation. The quarrel arose over the refusal of his mother to furnish him with money.

Fatal Lamp Explosion.

LOUISVILLE, Dec. 17.—By the explosion of a lamp last night Mrs. Charles Keiffer was fatally and her three children seriously burned.

Notice.

All parties indebted to Mert Emmons or C. Carlson & Co., will call at Anaconda Beer hall and settle their accounts. Front street near Oak.

Mrs. Warren has neatly and tastefully fitted the Galley in East Second street, formerly known as the Saratoga Hotel. Desirable rooms can be had on reasonable terms.

Destitution in Dakota.

ST. PAUL, Dec. 17.—The Pioneer Press special from Pierre says that Governor Millette returned to-day from the districts where destitution has been reported and says he finds things not so bad as he feared. In Miner and Fork counties there was almost a total failure of crops and in portions of adjacent counties there are many cases of absolute destitution and would have been suffering but for the prompt assistance furnished. The people are healthy and in good spirits.

Short in His Accounts.

COUNCIL BLUFFS, Dec. 17.—R. H. Huntington, city clerk, is short in his accounts, and has resigned. The shortage at present amounts to \$700, which his bondsmen have paid. Gambling was the cause of his downfall.

Took a Trip to Canada.

CHICAGO, Dec. 17.—A. E. Mack, late secretary of the Aravanu Building Loan and Homestead association is missing with about \$7,500 of the association's money. Mack is supposed to be in Canada.

Consul Lewis in Trouble.

LONDON, Dec. 17.—It is reported from Tangiers that owing to the action of Consul Lewis, the government has called to Washington demanding that he be recalled.

The President's Nephew.

CHICAGO, Dec. 17.—William Sheets Harrison, nephew of President Harrison, died at his home at River Forest to-day after a brief illness.

An Ex-Congressman Dying.

COUNCIL BLUFFS, Ia., Dec. 17.—Ex-Congressman Lyman was stricken with apoplexy to-day and is not expected to recover.

An Express Office Robbed.

SAN ANGELO, TEX., Dec.—Five men entered the express office at Brownwood Sunday night, knocked the night clerk senseless and robbed the safe of \$70,000.

The celebrated Wilson Bros. dress-shirts at Estes & Connell's, also the beautiful Manhattan dress shirts.

TO RENT.

A four roomed house in good repair. Apply to Mrs. Featherly, 39 West Granite street, Butte.

One-half of a large well-ventilated cellar, suitable for storage. Inquire of Chas. Bertsch, Silver Bow Brewery saloon, Anaconda, Montana.

Brussels carpet 50c at Estes & Connell's.

MAGUIRE'S OPERA HOUSE.

LOUIS R. VILLEMAIRE, Manager. 6-FESTIVAL NIGHTS-6 Monday, Dec. 16 DANIEL E.

Bandmann

AND HIS Grand Shakespearean Festival Co. Monday, Dec. 16th, HAMLLET

Tuesday, Dec. 17th, MERCHANT OF VENICE

Wednesday, Dec. 18th, OTHELLO

Thursday, Dec. 19th, NARCISSE

Reserve seat sale opens Saturday, Dec. 14, at 10 o'clock.

AMONG THE

New & Pretty Things in Gold

AND SILVER FOR LADIES WE HAVE:

- Hair Pins, Bracelets, Bonnet Pins, Hat Pins, Side Combs, Queen Vests, Glove Buttoners, Bon-Bon Boxes, Beads, Card Cases.

HIGHT & FAIRFIELD, Jewelers, Butte.

SPORTING GOODS.

Just to Advertise This Department in Our Store we will Raffle Four Guns.

- 1 Parker Hammerless Safety Shotgun. 1 Winchester Repeating Shotgun. 1 J. N. Scott Breech-loading Shotgun. 1 Winchester Repeating Rifle, Model 1886.

This comprises the best 4 Guns we are carrying in stock. The prizes will be the Two Highest and the Two Lowest Taking the Prizes, as they may select.

TICKETS WILL BE \$2.00.

For sale at our store. Time and place of raffle will be announced in these columns as soon as tickets are all disposed of. We will positively sell only 100 chances. Those desiring chances will do well to call early, as we have been assured that the tickets will all go the first week of sale.

ANACONDA HARDWARE CO.

HEADQUARTERS FOR HARDWARE. COMMON SENSE AND FACTS COUNT.

It is a well-known fact that all centers of population, especially mining and railroad centers, where the noise and bustle of trade is rife, have their pleasant suburban residence localities, where families can reside in peace and happy quietness; and

BUTTE, THE DENVER OF MONTANA

Has its choice residence suburbs at the pleasant and favorably located COLUMBIA CITY.

At the end of the motor car line, near the Zoological Gardens, away from all ill influences, noise and smelter smoke, commanding a magnificent view of Summit Valley and the great city of Butte in all its smoke and activity. COLUMBIA CITY is well protected from cold winds. It has a plentiful supply of the best water in Montana, and the invigorating mountain air is always clear and pure. A quarter of a block has been donated for school purposes. In the early spring shade trees will be planted along the streets, and everything done to make it the most pleasant and inviting residence spot in Montana. The lots are now being sold on the monthly payment plan, or cash, at reasonable rates, by

The Evans, Terry, Clausen Brokerage Co.,

41 E. Broadway, Butte, Montana. Outside orders given special attention.

Keep Your Eye on Missoula

Profit by the histories of Seattle, Tacoma, Spokane and Helena.

Buy Missoula REAL ESTATE now and double your investment in six months.

For information address

McCONNELL, COOK & CO.,

Real Estate Brokers, Missoula, Mont.

The Splendid Line is Still Increasing!



Lower Prices More Diamonds. Lower Prices More Gold and Silver Watches. Lower Prices More Diamonds, More Gold and Silver Watches, More Solid Silverware, More Silver Plateware, More Jewelry, More Clocks, More Opera Glasses, More Silver and Pearl-Handled Knives, More Fine Carving Sets, Just the Thing for the Thanksgiving Turkey.

More novelties in the entire line of the Jewelry trade at the lowest prices goods can be sold, and the prices talk for us. Come and see for yourself, and be sure and ask for tickets to the drawing of presents made by

LEYSON & TURCK,

City Timekeepers, 221 Main-st., Butte City, Mont.