

GAYNOR HOLDS OWN: IS YET IN DANGER

PHYSICIANS AFTER CONSULTATION CONCLUDE TO DELAY OPERATION.

CONDITION STILL SERIOUS ADMISSION OF SURGEONS

Danger From Infection of Wound and From Possible Damage to Artery Wall—Passes Fairly Good Night and Partakes of Liquid Food—Family and Friends Hopeful.

New York, Aug. 10.—A consultation of physicians over Mayor Gaynor was held this morning, after which the following bulletin was issued: "It is the unanimous opinion of the surgeons that no operation is necessary at this time."

New York, Aug. 10.—There were no alarming bulletins from Mayor Gaynor's bedside during the early morning hours today. Reports from the hospital were reassuring. Gaynor passed a good night. He awoke feeling as well as could be expected and relished greatly a limited quantity of chicken broth.

While the mayor's condition is admittedly still very serious and the physicians would not commit themselves on any statement as to the outcome of the operation, it was one of those who remained with the mayor all night, said today he considered the outlook very hopeful.

Danger Still Present. Adamson, however, was careful to impress the possibilities of danger from infection of the wound, which will remain until the bullet is removed.

Mayor Gaynor has not been afflicted with an attack of hemorrhage since yesterday, shortly after he was first brought to the hospital. One of the first announcements made by the physicians today was that there would be a consultation of all medical men in attendance upon the mayor at 10:30 this morning, when it would be decided whether or not an operation to remove the bullet would be attempted in the immediate future.

Telegram of Sympathy. Telegrams of sympathy continue to flow in from all parts of the country. Acting Mayor Gundlach, of St. Louis, telegraphed sympathy from the people of his city. Numerous churches in New York held services today to offer prayers for the recovery of the city's executive.

Fire Commissioner Waldo, after a visit to the mayor this morning said the only thing the physicians fear is that part of the bullet which is located near one of the principal arteries might break thru the wall.

No Change in Condition. New York, Aug. 10.—Mayor Gaynor was resting comfortably at 1:30 this afternoon, and no appreciable change in his condition had been observed.

Prisoner to be Taken to Court. Immediately Gallagher had been searched and his pedigree entered on the blotter, after his arrest, he was taken across the hall to the court room of Recorder John J. McGovern.

Commissioner Edwards appeared as complainant against him, charging him with the crime of atrocious assault with intent to kill William J. Gaynor. The proceedings before the recorder were brief.

The court asked Edwards if he had seen Mayor Gaynor shot and then wanted to know if the mayor were dead. "I don't think the mayor is dead," replied Edwards. "I have not been able to ascertain how serious his injuries are."

The recorder then remanded the prisoner for a subsequent hearing as soon as the condition of the mayor could be ascertained. Then Bell and Detective Sergeant Kelly took Gallagher in hand. The man was cool and impudent in his demeanor. There was nothing suggesting possible mental weakness.

Gallagher was almost flippant in his answers to the police. He said he was willing to make any kind of a statement he wanted. The police took him at his word and they had a stenographer take down the voluntary statement made to them by Gallagher. Here it is:

"My name is James J. Gallagher. I live at 40 Third street, New York City. I am 58 years old. I was born in Ireland, and I am married. My occupation is watchman in the department of docks and ferries of New York City.

"I came over to Hoboken this morning. I went on board the Kaiser Wilhelm den Grosse. I met a clergyman aboard the steamer, and I asked him to point out Mayor Gaynor to me. He did so. Shortly after this I fired a shot at the mayor. I do not know if I fired more than one or not.

"Knowing that Mayor Gaynor was going to Europe to enjoy himself after

depriving me of my bread and butter—not porterhouse steak—I was irritated to the point of committing the act. The revolver shown me in the revolver I did the shooting at the mayor with. I do not know how many bullets were in the revolver when I used it. I have had this revolver a long time in my possession. I carried it when I was in the employ of the city.

"JAMES J. GALLAGHER." Sorry Mayor Was Not Killed. A reporter told the prisoner the mayor seemed to be in a fair way for recovery.

"Well, I'm sorry for that," said Gallagher, with a laugh. "I meant to do him, and it had to be done."

The prisoner asked for a drink of water at this time, and when someone supplied him with the glass he raised it to his lips with a laugh. "This beats Skelly, Riley & Fogarty's," said Gallagher, naming a well known Bowery morgue. "But there's one thing you can say for me boys. I never touch anything stronger than this. I ain't no booze fighter."

After Gallagher had got into his clothes again he was a second time taken before Recorder McGovern. This time the room was jammed. The recorder allowed the proceedings to pass long enough for every photograph in the room to level his camera under a flash light. Then the court picked up the charge which had been made against Gallagher by Commissioner Edwards and looked it over.

Gallagher Refuses a Statement. The court wishes to warn you as it did before," said the recorder, "that your rights will be protected. Any statement you may make voluntarily may be used against you."

The recorder then read the charge and asked the prisoner if he wished to make any statement. Gallagher, who had been standing all this time with a half sneering smile on his face, scratched his head in a puzzled sort of a way and spoke.

"I hardly know what to say in the absence of counsel," he said. "I've taken your honor's advice." "You don't want to make a statement," said the court.

"No, I guess not," the prisoner replied. "The court will commit this man to the county jail without bail," the recorder announced. "To await the coming of the action of the grand jury at its special term."

WILL PREVENT WARS

Victor Berger, Leaving For Europe, Discloses Original Plan For Insuring Eternal Peace—In Time of War Socialist Party Will Strike and Activities Will Cease.

New York, Aug. 10.—Victor Berger, the socialist leader of Milwaukee, is sailing for Europe today to attend the international socialist congress in Copenhagen next month. Berger has a novel plan to insure the world's peace. He thinks it may be possible for the socialist party to control the peace of the world by instituting an international strike in time of war.

"The socialist party is the greatest force in the world for international peace," he said. "If we could strike in time of war, we could prevent wars between two countries, members of the party in those countries could strike and refuse to take part in any way; for example, take Germany and France, numbers 2,500,000 members. This includes hundreds of thousands of soldiers, but most important it contains workers on railroads and all the allied trades. In case of war, these people would strike. How much of modern war could there be without the railroads?"

Spain Will Stand Pat. Vatican Must Accept Acts of Government or Resign Negotiations. The Liberal today says the decisions of the government concerning religious reforms are irrevocable and resumption with Rome of negotiations for the revision of the concordat is impossible unless the Vatican accedes to the acts of the government as accomplished facts.

LYNCHERS INDICTED

Sixteen Members of Mob Engaged in Hanging of Carl Ethrington in Ohio Accused of Murder in the First Degree.

Columbus, O., Aug. 10.—Sixteen members of the mob at Newark, O., who participated in the lynching of Carl Ethrington on July 8, were indicted today by the grand jury for first degree murder.

GRISCOM PLAN MEETS FAVOR.

Printers Like Educational Plan But Law Committee Does Not Approve. Minneapolis, Minn., Aug. 10.—The Griscom district plan in connection with the International Typographical Union, providing that the executive board be empowered to institute districts for furthering educational work, was one of the important subjects for discussion when the convention met today. The Griscom plan also provides for gathering statistics and organization as necessary; that the district organizers receive a salary of \$150 a month to carry on the work at an expense of not more than \$30,000. This plan is said to be favored by a large number of the delegates, but the laws committee does not approve it.

CATHOLIC ABSTAINERS MEET.

Convention of National Union Opens This Morning in Boston. Boston, Mass., Aug. 10.—Solemn military high mass at the Cathedral of the Holy Cross preceded the formal opening today of the convention of the National Catholic Total Abstinence Union. At the close of the service the delegates marched to Faneuil hall, where addresses of welcome were delivered.

EVIDENCE OF PLOT TO SLAY GAYNOR

NEW YORK DETECTIVE BUREAU INVESTIGATES SENSATIONAL STORY.

POLICEMAN BOASTED MAYOR WOULD BE KILLED

Drunken Officer Heard to Remark That Mayor Gaynor would be Shot When He Sailed For Europe or on His Return—Police Partially Verify Claim of Information.

New York, Aug. 10.—Detectives from the central office are investigating the story of a man named Perlman, who claims to have in his possession affidavits that two girls, one his sister, overheard an intoxicated policeman say Monday night that "Gaynor would be killed either Tuesday, as he departed for Europe, or on his return."

Perlman was taken in charge by a detective and it is said, gave him the policeman's number. Inspector Russell said this afternoon that he had received a partial report on the Perlman matter and that in a measure it had been verified.

An Echo in Pittsburgh. Pittsburgh, Pa., Aug. 10.—An echo of the shooting of Mayor Gaynor reached the police courts in Pittsburgh today, when a magistrate fined and sentenced Joseph J. Mead, charged with disorderly conduct, for making public announcement that the shooting of New York's chief executive was justified.

TRAIN HITS AUTO; FIVE DEAD. Son of Noted Inventor and His Wife Among Victims. Cape May, N. J., Aug. 10.—Five persons were crushed to death last night when an express train on the Pennsylvania railroad dashed into an automobile at Mill Lane crossing on the West Jersey and Seashore railroad. The dead are: Feldner, Frederick W., Baltimore. Feldner, Mrs. Frederick W. Jones, M. C., chauffeur, Baltimore. Mergenthaler, Fritz, Baltimore. Mergenthaler, Mrs. Fritz. Mr. Mergenthaler was the son-in-law of Mr. and Mrs. Feldner and the son of Otomar Mergenthaler, inventor of the linotype machine.

The party had been spending a few days at Atlantic City and yesterday afternoon left for an automobile trip to Cape May. As they approached the tracks the fast running express was hidden from view by corn field, and it was impossible for the chauffeur to see the train until he was within a few feet of the tracks.

As the automobile bore down toward the tracks, Mrs. Thomas McNeill, who resides close by, expressed and waved her hand for the automobile driver to stop his car.

The man either did not see the danger signal or thought that he could cross the tracks before the train reached him, and he was crushed just as the train reached the crossing. The express struck the automobile squarely between the wheels and threw it and all of the occupants clear of the tracks. All five of the riders were instantly killed and badly cut and bruised.

NEW COMET SIGHTED

Little Stranger in the Heavens Discovered by American Star Gazer—Route of the Aerial Wanderer Toward the Southwest But Destination Is Not Recorded.

Cambridge, Mass., Aug. 10.—The discovery of a comet by Rev. Joel H. Metcalf, of Taunton, was announced at the Harvard college observatory today. The discovery was made yesterday in the right ascension 16 hours 10 minutes declination, plus 15 degrees, 20 minutes, moving southwest. The position was estimated.

REVENUES AND EXPENSES GROW.

Lehigh Valley Railroad Issues Annual Report—No Action on Dividend. Philadelphia, Aug. 10.—No action was taken upon the dividend question at the meeting today of the directors of the Lehigh Valley railway. The annual report for the year ended June 30 shows the total operating revenue was increased \$2,029,556 over the previous year. The operating revenue was \$36,187,328 and the net operating revenue \$14,483,251, an increase of \$1,921,155. The net income was \$7,293,523, increase \$2,032,963.

MAY AND DECEMBER

Aged Woman, Said to Be Worth Millions, Married to Assyrian Linn Salesman, Who Had Just Reached Manhood—Bride Hails From San Diego, Cal.

Chicago, Aug. 10.—Mrs. Mary B. Train, who gave her age as 70 years, her home as San Diego, Cal., and estimated her wealth in the millions, was married here today to James Dibe, of New York, an Assyrian linen salesman, 23 years of age.

EX-SENATOR CROSSLEY TO WED.

Father of the Iowa Primary Law to Marry Des Moines Girl. Special to Times-Republican. Des Moines, Aug. 10.—Ex-Senator J. Crossley, of Madison county, father of the primary law, and more recently United States attorney in Alaska, secured a license here today to marry Cherry Hyde, of this city. He secured a divorce since going to Alaska.

BISHOP DUNNE LAID TO REST.

Chicago, Aug. 10.—The funeral of Bishop Dunne, of Dallas, Tex., who died at Green Bay, Wis., was held here today. The services were in charge of Bishop Hennessy, of Wichita, Kan.

POLITICAL SOUNDINGS MADE BY ROOSEVELT

PINCHOT AND GARFIELD HOLD CONFERENCE WITH LOEB AT SAGAMORE HILL.

LOEB OUT OF RUNNING FOR NEW YORK GOVERNORSHIP

Believed to Have Made Final Decision in Regard to Becoming a Candidate—Pinchot to Report on Conditions From Coast to Coast—Rumor Has It That Pinchot Will Be Candidate.

TEMPLARS DRILL

Feature of Day's Program at Conclave Competitive Drill by America's Greatest Teams—Regretta to Be Important Feature of Thursday's Program.

Chicago, Aug. 10.—Drilling by the best trained commanderies of Knights Templar and a business session at which it was expected the place for the next conclave would be decided, were today's conference events of interest in the triennial meeting. Nearly as much interest was shown in the drilling today, by the visiting knights and their hosts, as in yesterday's big parade. Competition was keen in striving for the trophies. Several commanderies represented have had teams in every competitive drill for more than forty years. Thursday's events include completion of the drilling, yacht races, automobile rides, fireworks on the lake front and sacred concerts. Friday will be rest and Chicago inspection day, with no set program.

ROOSEVELT DROPS LOEB.

May Back Pinchot For Governor of New York. Oyster Bay, N. Y., Aug. 10.—There is likely to be some lively political developments here today, when Gifford Pinchot and James R. Garfield come for a conference with Theodore Roosevelt.

After their departure it may be announced that Mr. Pinchot is in the race for governor of New York, with all the influence of Colonel Roosevelt behind him.

William Loeb, Jr., collector of the port of New York and secretary to the president during the Roosevelt regime, was here last night, and it was made known that his name will not be presented to the republican state convention for the gubernatorial nomination. Up to quite recently Mr. Loeb was favored by his former chief as candidate for governor. That was before the Ohio republican convention crushed the aspirations of Mr. Garfield. Then some one suggested that Pinchot is the logical candidate.

Colonel Roosevelt at once said that by getting behind his former chief he would be evening up things with President Taft for the defeat of Garfield in the Ohio convention. Garfield crushed for his insurgent tendencies, which after all is only another name for "Roosevelt tendencies." If there be any division in the degree of repulsion that the president holds for both Garfield and Pinchot, the most probably in the scale against Pinchot for stirring up the Ballinger trouble. To see Pinchot nominated for governor of New York would in no degree lighten the weight of love for him that burns in the vicinity of Beverly.

Therefore the announcement that Loeb is not in the race and that Pinchot is coming for a conference today is very significant to say the least. It would surprise no one to hear in a day or two that Pinchot has agreed to go into the race for governor and at the behest of Roosevelt at that.

For the past two weeks there have been no political visitors at Sagamore Hill, and save for occasional chats at his editorial office in New York with men in public life, Colonel Roosevelt has almost avoided politics. The removal of conferences of such a nature at Sagamore Hill is taken as an indication that the ex-president may be preparing to engage more actively in political affairs, state and national, although he allowed no comment to escape his lips yesterday.

USED HATCHET ON FAMILY.

Cedar Rapids Man, Suddenly Enraged, Tries to Kill Wife and Children. Special to Times-Republican. Cedar Rapids, Aug. 10.—Becoming suddenly enraged today at his step-daughter over some trivial affair, Mike Darouski seized a hatchet and started to exterminate his entire family, consisting of a wife, three children and his mother-in-law. He struck his wife and two of the children, inflicting painful injuries, when he was seized by neighbors and turned over to the police.

INDIANS OFFER TESTIMONY.

Nothing Sensational Develops in McAlester Hearing Today. McAlester, Okla., Aug. 10.—Nothing sensational developed in the Indian contract investigation this morning. Many Indians testified that they were so impatient at the government's delay they willingly signed contracts agreeing to pay McMurray 10 per cent commission for selling their lands.

FATHER OF THE IOWA PRIMARY LAW TO MARRY DES MOINES GIRL.

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T-R BULLETIN

Notable News of Today

PAGE ONE. The Weather. Jwa. Illinois, Missouri, and South Dakota—Fair tonight and Thursday.

Telegraphic News: Gaynor Holding His Own. Danger Not Yet Past. Evidence of Plot to Assassinate. Fighter Gans Takes Death Count. Roosevelt Has Political Ear Out. Ohio Lynchers Indicted.

PAGES TWO AND THREE. Iowa News: Branching to Iowa. Governor Off on Road Trip. Firepots Save \$10,000 Apple Crop. Infantile Disease Waning. Waterloo Petition of Consent Successful.

Editorial: American Mushiness. A Voice From the Past. Assassination Easy. Topics and Iowa Opinions. Profitable Dairying.

PAGE FIVE. Iowa News: Save the Babies. Fonda Man Kills Self When Arrested.

Story: The Goose Girl. PAGES SIX, EIGHT AND NINE. City News: Otto Rubee Loses Life in Spirit Lake. Well-Known Young Man Drowned. To Make Marshalltown "Spotless Town." Engineer Assigns Damage Suit. Babe Dies Suddenly. Gene Binford Weds in Texas. General News of the City.

PAGE TEN. Markets and General. Wheat Dealers Unrestrained. Corn Down, Then Higher. Livestock Market Easy. Hog Trade Neglected, Cattle Lower. War on LaFollette.

RIVER TOWNS WANT IN

Border Iowa Cities to File Suit Before Commerce Commission Asking for Readjustment of Missouri River Rates—Similar to Attorney General Byers' Suit. Special to Times-Republican. Des Moines, Aug. 10.—It became known today to the state railroad commissioners that the shippers in the river cities of the state are preparing a case to be taken before the interstate-commerce commission asking for a revision of freight rates as affecting the border cities of the state. The suit brought by the attorney general affects only interior cities. Now the shippers in river cities state that they also want to be included and thus to secure a revision of all rates from the east to Missouri river points and the west.

ROOSEVELT AT DES MOINES.

Ex-President to Address State Teachers' Meeting on Nov. 3. Special to Times-Republican. Des Moines, Aug. 9.—The officers of the State Teachers' Association today gave out the preliminary program for the state meeting, including an address by Theodore Roosevelt, in Des Moines, Nov. 3. A number of prominent educators from outside states are on the program.

DEMANDS EARLY TRIAL

Governor Carroll Asks District Court to Call Jury Early and Give Him First Hearing on Charge of Criminally Libeling Cowles. Special to Times-Republican. Des Moines, Aug. 10.—Governor Carroll, under indictment for criminal libel in connection with the resignation of John Cowles from the state board of control, today filed a formal demand in the district court for an early trial. The governor asks that the trial jury for the September term of court be ordered to report Sept. 12 instead of Sept. 19, and that his trial be the first one heard.

END PATHFINDER INSPECTION.

Reclamation Service Board Moves to Bellefourche Project. Cheyenne, Wyo., Aug. 10.—The United States reclamation service board of army engineers, appointed to inspect and report on the proposed development of the western reclamation projects, has completed its inspection of the Pathfinder project along the North Platte valley, Wyoming, and has left for the Bellefourche project in South Dakota. No report on any recommendation it may make will be given out by the board until it inspects other projects in South Dakota, Montana and Wyoming.

ROCK ISLAND IS SUEED.

Federal Authorities Charge Violation of Sixteen-Hour Law. Cedar Rapids, Aug. 9.—A petition has been filed in the clerk's office for Cedar Rapids division of the U. S. district court by F. F. Faville, United States attorney for the northwestern district of Iowa, claiming of the Chicago Rock Island and Pacific Railroad Company the sum of \$8,500 for violation of the act of congress known as "an act to promote the safety of employes and travelers upon railroads by limiting the hours of service of employes." There are seventeen causes for action alleged, allowing seventeen employes to remain on duty for a longer period than sixteen hours, the penalty for which is \$500 for each employe so allowed to remain on duty that length of time.

FIRE UNDER CONTROL.

Reported From Salt Lake City That Forest Fires Have Been Subdued. Salt Lake City, Aug. 10.—Advices from the Yellowstone park today are to the effect that forest fires near Yellowstone lake are now under control.

BIG BLAZE AT BUFFALO.

Globe Elevator Building Destroyed Incurring Loss of \$125,000. Buffalo, N. Y., Aug. 10.—The burning of the Globe Elevator company's buildings, near the water front today, caused a loss of \$125,000.

FATAL RIOTS IN ITALY.

Bari, Italy, Aug. 10.—Four persons were killed and several others wounded today during a clash between troops and participants in a general strike which had been organized in protest against high house rents.

BELL SOUNDS FOR COLORED FIGHTER

JOE GANS, FORMER LIGHT WEIGHT CHAMPION, PASSES AWAY AT BALTIMORE.

WON TITLE FROM FRANK ERNE IN ONE ROUND

Began His Ring Career in 1894 and Eight Years Later Led His Class—Held Title Six Years, Relinquishing It to "Battling Nelson" in 1908—Nelson Fight Was For \$33,000.

Baltimore, Aug. 10.—Joe Gans, former light weight champion pugilist of the world, died this morning at the age of 34. Gans died of consumption, which manifested itself in his system a year ago. Late last spring he went to Arizona with the hope of restoring his health, but the disease had been too deeply seated and he declined rapidly. He was brought here last week to die.

Joe Gans' true name was Gant, the name Gans having been fastened upon him early in his ring career by a mistake of a referee. He began his ring career in 1894, but prior to that time he had made a name for himself as a fighter about a fish market in this city, where he was employed.

His first fight for money is said to have brought him \$4. The largest purse for which he ever fought was \$33,000 in his first bout with Nelson. Of this Gans received but \$11,000, he having agreed to give Nelson the remainder, win, lose or draw.

Gans won the title of light weight champion from Frank Erne, at Fort Erie, in one round, in 1902, and lost it to "Battling Nelson" in 1908 in the seventeenth round.

HEAVYWEIGHTS MEET TONIGHT.

Sam Langford and Al Kaufman Ready For Six Round Bout. Philadelphia, Aug. 10.—Sam Langford, the Boston negro and Al Kaufman, of California, the only men in sight who are supposed to have a chance at Jack Johnson, are in fine condition and are ready for their six round bout tonight. As both men desire to meet Johnson they have declared themselves as exceedingly anxious to make a good showing tonight, as they feel that the man who gets the better of this encounter will have the first claim for a fight with Johnson.

FIVE FIREMEN INJURED.

Crushed Under Falling Walls in Boston. Boston, Aug. 10.—Five, possibly six, firemen were buried under the falling debris during a fire in the wholesale lumber district last night. Four others were rescued badly injured. The property loss will be over \$1,000,000.

The fire zone extended along both sides of Albany street, from Dover street, on the east side, wiping out the buildings and ten millions of feet of lumber piled in the Fort Point chamber of lumber of the Blacker & Shepard Co., and on the west side extending to the Thayer street public playground.

The fire called out practically all the Boston fire department, together with large numbers of men and numerous pieces of apparatus from nearby cities.

FOREST FIRES HALTED.

Conditions in National Forests Greatly Improved and Danger Almost Past. Washington, Aug. 10.—Fire conditions in the national forests have improved. A telegram received today from Missoula, Mont., reported that all fires in that territory are now under control, except those on the Clearwater and Coeur d'Alene reserves in Idaho. Federal troops from Fort Harrison and Missoula, in Montana, were rendering assistance, co-operating with ranger forces in fighting the flames. It is estimated that 200,000 acres have been burned over.

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County Clerk a Defaulter. Omaha, Aug. 10.—George H. Poell, for three years clerk of Hall county, was arrested here today as a defaulter. Poell vigorously denies that any shortage exists.