

IF IT HAPPENS ITS IN THE HERALD

MUTINEERS HOLD THE BATTLESHIP TWO IN NOIS SECRETARY HAY RESTS PEACE

Foreign Powers Notified That Rebellion Has Begun. Suspension Due to the Failure of C. J. Devlin. President and His Cabinet Attended Funeral of the Statesman.

MAY RAISE THE BLACK FLAG AFFAIRS BADLY TANGLED OTHER NOTABLES PRESENT

DESPERATE SITUATION FULLY REALIZED. KANSAS CITY CREDITORS FILE BANKRUPTCY PETITION. CEREMONIES WERE BRIEF AND SIMPLE.

TOPEKA, Kan., July 5.—Affairs in the failure of the First National bank assumed a different phase today when Kansas City creditors petitioned the United States district court to declare Charles Devlin bankrupt. The petition was made returnable on July 20, and its effect is to prevent any further attachments of Devlin property and to assist real estate valued at \$700,000, which Mr. Devlin on Monday had transferred to the failed bank. Today's action has been taken at least temporarily, to just that extent. The action does not affect the life insurance which is in Mrs. Devlin's name, and which she insists be left among the assets of the bank.

Far From Bankrupt. Mr. Devlin's business associates declare that he is far from a bankrupt. They insist that the bank could be enabled to pay dollar for dollar. Receiver Bradley, who began delving into the books of the bank today, announced that it would be ten days before he could make a statement of its condition. He announced that it was doubtful if the estate, which had half a million dollars in the bank, would be considered a preferred creditor. He also announced that the executive council would tomorrow consider the action of State Treasurer Kelly in placing so much of the state's money in one bank.

There is no sort of a run today on any of the other banks, all fear apparently having been allayed. It was estimated today that \$346,000 was withdrawn on Monday by frightened depositors from the Central National Bank of Topeka, the state savings bank and the Merchants National Bank. Of this amount 90 per cent was in checks of less than \$100 and was distributed among 1,800 depositors.

Of Doubtful Legality. Receiver Bradley of the First National bank says there is some doubt as to the legality of the action of the officers of the bank in making special deposits of all money paid in on Friday and Saturday and not turning it over to the regular account. The action was taken in order to save the depositors and at the same time not create an alarm by refusing to receive deposits. The law makes it a criminal act for officers of a bank to receive deposits when they have reason to suspect that the bank is insolvent. On Friday and Saturday all deposits received were laid aside to be returned to the depositors untouched if the bank should fail.

This matter has been submitted to the department at Washington, Mr. Devlin is expected to receive a decision there will have to decide whether or not the officers of the bank had the right to do as they did, and whether or not the bank is insolvent. The responsibility for taking the deposits is here little more talk of the First National bank opening again for business. The opinion of business men is nearly unanimous that the bank is nearly ruined. The bank will be able to pay nearly nothing for its liabilities. A dollar, but that there is little possibility of its being able to resume business. The bank will take some talk of forming another banking company for Topeka.

Will Get Money Back. Topeka, Kan., July 5.—Receiver Bradley tonight announced that the people who made deposits in the First National bank last Friday and Saturday will receive their money as soon as the proper arrangements could be made. These deposits were kept separate by the bank officers and will not be considered as regular business of the institution.

Due to Devlin Failure. Washington, July 5.—The comptroller of the currency has appointed National Bank Examiner J. E. Cook receiver of the Springfield National bank of Springfield, Ill., upon advice received from Cook that the bank had failed. The comptroller has also appointed National Bank Examiner J. MacSholt receiver of the First National bank of Topeka, Kan., upon advice from the receiver of that bank that it would not open for business this morning and a request to suspend the suspension of these two banks is due to the failure of C. J. Devlin, president of both of them.

The capital of the Springfield National bank is \$50,000, and of the First National of Topeka, \$100,000. None of the members of the Hay family was at the chamber of commerce and in the afternoon they awaited the arrival of the funeral cortege at Wade chapel inside the cemetery grounds.

At the Chapel. Exactly on the minute of 11 o'clock a troop A halted opposite the chapel door. Mrs. Charles Devlin, Mrs. J. E. Baker, Samuel Mather and Mrs. James W. Wadsworth, Jr., son-in-law and daughter-in-law of the late Secretary of the Interior, were already in the chapel. The colors of the United States national colors and the beautiful wreaths, sent by President and Mrs. Roosevelt and by the members of the cabinet, were placed on the casket. The casket was then covered by the president, vice president and honoraries. The casket was then lowered into the grave. The casket was then lowered into the grave. The casket was then lowered into the grave.

Religious Services. The services were opened by a quartette of male voices, which sang, "Still, Still, Still, O Lord, Thy Mercy." The Rev. Dr. Hayden, pastor emeritus of the St. John's church, delivered a brief prayer, after which the Rev. Dr. Hayden read the scriptures. The Rev. Dr. Hayden read the scriptures. The Rev. Dr. Hayden read the scriptures.

Scene at the Cemetery. The funeral leaving the chapel, passed along the main street, and was followed by a large number of people. The casket was then lowered into the grave. The casket was then lowered into the grave. The casket was then lowered into the grave.



EXODUS FROM ISTHMUS OF PANAMA TEXAS VISITED BY A TORNADO

Horrible Conditions Said to Prevail—All Kinds of Diseases Prevalent, and Ten Graves Are Kept Open For An Emergency. Scores of Persons Killed and Many Others Injured.

REPORTS STILL COMING IN CASUALTY LIST EXPECTED TO BE LARGELY INCREASED. DALLAS, Tex., July 5.—A special to the News from Nacona, Tex., says: A tornado and thunder storm passed a few miles west and south of here this afternoon, killing fourteen persons and injuring many others, and destroying a number of houses. The latest reports from the storm-swept district give the following casualties:

Dead. Mrs. C. S. Shackelford, daughter of R. G. Shackelford, killed by lightning. Frank, son of Samuel E. Aiken, killed by lightning. Caleb White. Mrs. Alice Simpson. Moore, arm broken. Hobbs, fatally. C. R. Christian and family. J. M. Stewart and family. C. H. Williams, leg broken. Mrs. Nannie Austin, seriously injured. Frank Woodson, seriously injured. Mrs. Jesse. R. G. Shackelford, injured about head. Four of his children also received serious injuries.

Enormous Damage. Many farm houses were swept entirely away. The Baptist and Methodist churches at Belcher were much damaged. The Methodist church at Montague is reported wrecked, and the court house damaged; also other churches there. The Dixie school house six miles south of here was entirely blown away.

Deaths. Reports of the work of the tornado are still coming in. The number of killed and injured probably will reach sixty.

Loss Appalling, But Names Are Hard to Get. Fort Worth, Tex., July 5.—A tornado which struck in the upper edge of Montague county coming from the north-east and swinging far to the south-west, caused the loss, it is believed, of forty lives, injured a large number of people and did untold damage to growing crops and cattle.

Leaders in the Trouble. The principals of the strike are, as follows: Edward Hill, housebreaker, sentenced to one year at Ogden, Jan. 19, 1905. William Murphy, robber, sentenced to two years in police court to answer to a charge of stealing from the Rio Grande Western railway, a corporation, one dollar. His bond is at \$263. Vernon Mason, Salt Lake.

Death List Increasing. (Continued on Page 2.)

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CONVICTS ARE STRUNG TO WALL FIREMAN KILLED; ENGINEER HURT

Thirty Inmates of Utah State Penitentiary Go on Strike. Bad Accident to R. G. W. Train at Park City.

PROMPT MEASURES USED GEORGE EDGAR LOSES LIFE

UNRULY ONES ARE HANDCUFFED IN STANDING POSITION. JOSEPH BYWATER BADLY INJURED—BALL PLAYERS HURT.

ALLEGING that the food supplied to them by the state of Utah was wholly inadequate to their needs, poorly cooked and indifferently served, about thirty convicts at the state prison went on strike yesterday morning. By midnight all but twenty had surrendered. Eighteen of the twenty were still handcuffed to the walls of cells in the lower tier of the south cell house and two others are in the dark cells. The thirty are sick and deprived of locomotive powers, but they are not gagged. Their voices, raised singly and in chorus, were still heard from their cell house at midnight as they chortled in derisive glee or showered coarse pleasantries and dire maledictions on the warden and other officials of the prison.

Disturbers Placed in Durees. The trouble, which had been brewing for some weeks, broke out about 10 o'clock yesterday morning. Each of the men had finished breakfast. The insurgents in the shop gangs refused to go to work and endeavored to lead the seed of discontent among the outside gangs, but with indifferent success. However, over thirty refused to work. Warden Arthur Pratt went to the men individually, asked the cause of the complaint and persuaded all but twenty to submit. The twenty remained obdurate. Gentle means did not prove of avail and stern measures were employed. The lower tier of cells on the north side of the south cell house was cleaned out and the disturbers were placed in these cells. They got noisy early about the other convicts to join in the riot. By beating the doors and walls of their cells, reverberating the doors and walls of the cell house, and shrieking at the top of their voices they succeeded in raising a terrible racket.

Handcuffed and Kept Standing. At 2:30 o'clock the twenty were placed on bread and some water at that time. The doors of the cells were closed and water cut off, and about 9 o'clock a force of guards, under the personal direction of Warden Pratt, entered the house and proceeded to manacle the unruly convicts. The men were taken from the police station and the sheriff's office in Salt Lake had been secured, and the men were ironed one by one. Each man was handcuffed in a standing position, the wrists being fastened to the iron walls of the cells they managed to make sleep as anyone within a mile of the penitentiary.

Ball Players Hurt. Manager Stoney was quite badly bruised about the body. Darby O'Brien, his left leg being broken, and the team suffered several bruises, while the other members of the team were more or less injured.

Edgar Leaves Large Family. George Edgar, the dead fireman, had been in the railroad business nearly all his life and had spent over seven years in the Philippines, having enlisted two years ago in the United States army. Another son is in California. Those in Salt Lake City are James H. Edgar and Robert A. Edgar, a little daughter died and was buried in this city.

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