

## RAILROADS DO NOT ADVANCE RATES TODAY

RESTRAINING ORDER ISSUED LATE YESTERDAY BY FEDERAL JUDGE AT HANNIBAL PREVENTS FREIGHT INCREASES.

## GOVERNMENT SEES ILLEGAL COMBINATION

DECISION TO INCREASE TARIFFS HELD TO BE EVIDENCE OF CONSPIRACY; RAILROAD MEN WILL NOT BE INTERVIEWED.

St. Louis, June 1.—The restraining order granted last night at Hannibal by Judge Dyer of the United States district court, against twenty-five western railroads, to prevent them from advancing the freight rates, was certified to the United States circuit court here today.

The railroad officials here generally refuse to be quoted concerning the suit. While they refuse to express opinions at present they admit the action of the government was a surprise to them.

It was pointed out, however, that the attack on the railroads is unique in one respect. It is the first time in which the commercial interests of the chief western cities are not proceeding in full harmony. The St. Louis league of business men is not antagonizing the proposed increase in freight rates, but in the other cities opposition has developed.

The most important active forces in opposing the increase in rates are said to be the Missouri Manufacturers' association and the Illinois Manufacturers' association.

It was stated this morning that it was not the purpose of the railroads to increase all rates in this territory today. Only the commodity rates were to have been advanced, which applies almost solely to freight the general public is not directly interested in.

### Judge Dyer's Word.

Hannibal, Mo., June 1.—Twenty-five western railroads were temporarily restrained last night by United States District Judge Dyer from enforcing or making a general advance in interstate freight rates.

The injunction was granted on a petition filed by the government on the allegations that the advance in rates were arrived at by the defendants by agreement with each other and without competition and in violation of the Sherman anti-trust act.

The petition was filed in the United States circuit court at St. Louis yesterday afternoon. It stated that unless such a restraining order be issued the rate advances would become effective at midnight last night to the grave injury of the people of the United States.

The petition on which the injunction was issued, was presented to Judge Dyer by Edwin P. Grosvenor of Washington, D. C., special assistant to the attorney general and by Frederick N. Judson of St. Louis, acting as special counsel. It was signed by George W. Wickersham, attorney general, William S. Keyton, assistant to the attorney general and Charles A. Houts, United States district attorney.

### Roads Restrained.

The roads restrained from increasing freight rates today are: The Missouri Pacific railway, Chicago & Northwestern; Chicago, Burlington & Quincy; Chicago, Rock Island & Pacific; Wabash company, Chicago, Milwaukee & St. Paul; Illinois Central, Chicago & Alton, Atchison, Topeka & Santa Fe; Chicago Great Western, Kansas & Texas, St. Louis & San Francisco, Quincy, Omaha & Kansas City; St. Paul & Des Moines, Minneapolis & St. Louis, Iowa Central, Fort Dodge, Des Moines & Southern; Chicago, St. Paul, Minneapolis & Omaha; Elgin, Joliet and Eastern; Chicago, Peoria & St. Louis; Chicago, Milwaukee & Gary; Minneapolis, St. Paul & Sault Ste Marie, Kansas City Southern, Chicago, Indiana & Southern and the Western Trunk Line committee.

The restraining order declared that it was issued on the statement of counsel for the government that they would immediately file an expediting certificate under the act of Feb. 11, 1903, providing for a speedy determination of the issues in contention.

The title of the suit is "The United States of America, complainant, versus the twenty-five defendants restrained in injunction." It alleges "unlawful combination and conspiracy."

Referring to the unlawful combination and conspiracy alleged the petition says:

## Senate is Not in Hurry to Probe Lorimer Charges

Washington, June 1.—The senate will not enter hastily upon an official investigation of the bribery charges against Lorimer of Illinois. The committee on privileges and elections, which will decide whether there shall be an investigation at all, has no formal charges before it at this time and the members are inclined to wait until something definite is filed in Washington. Lorimer's resolution asking an investigation was today reported favorably from the committee on continuing expenses. The resolutions were then referred to the privileges and elections committee.

## JORDAN FUNERAL FRIDAY MORNING

OBSEQUIES OVER REMAINS OF DEAD SUPERVISOR TO BE HELD AT RESIDENCE.

The arrangements for the funeral of Jacob W. Jordan, whose sudden death occurred yesterday while motoring, have been made, and the service will be held at the residence, corner of Court street and Woodland avenue, at 10 o'clock Friday morning. The funeral service will be conducted by Dr. T. W. Jeffrey, pastor of the First Methodist church, and it is planned to have Dr. C. L. Stafford of Bloomfield, a former pastor in Ottumwa, to assist in the service. The interment will be in Ottumwa cemetery. The offices in the court house will be closed during the funeral out of respect to the memory of Mr. Jordan as a member of the board of county supervisors. It is expected that the members of the office force about the court house will be in attendance at the funeral.

The pall bearers will be Ed. Tisdale, E. C. Loomis, J. W. Reinhard, A. C. Steck, W. T. Harper and A. W. Enoch.

## HAS DISCOLORED EYES

Mayor Phillips Injures Optic While in the Act of Cranking His Chug Wagon.

Mayor Thomas J. Phillips is wearing a discolored optic of the dark brown variety which he secured in a little mishap while in the act of cranking his automobile a few days ago. He was preparing to go out on a little joy ride in his chug wagon and had started to crank the machine. He thought that the crank was in the socket and he pulled it out as easily as that. Mr. Phillips lost his equilibrium and fell against the radiator on the car, cutting a big gash near the eye and bruising the skin around the optic. He did not know that he had been hurt until Mrs. Phillips, who was sitting in the machine, noticed blood trickling off his face. The wound is being treated and the eye will be all right in a few days.

## WILL TELL OF SONGS

Interesting Program Planned for Sunday Night's Services at First Presbyterian Church.

Something unusual in the way of church services will take place in connection with the services at the First Presbyterian church Sunday morning. There will be a special song service led by Professor C. J. Irwin and Dr. Montgomery will give sketches of the history of some of the old familiar hymns. This will no doubt be a very interesting service to all, as it will bring up those hymns familiar to everyone and loved by all. Dr. Montgomery will also preach the second of his series of sermons on Daniel, his subject being "A Soul in Exile." This is an unusually interesting series of sermons. Professor Irwin has been leading the music of the church with great efficiency. The chorus choir is a success.

## TWO COUPLES WED.

Clerk's Office the Scene of Double Marriage Yesterday Afternoon.

Too impatient to wait for the month of roses, two couples waited on Clerk of Court George Phillips yesterday afternoon and secured the passports to the conjugal state. Not content to stop at that, when the licenses were granted, a call was issued for the minister who should tie the nuptial bow, and ever prompt, Rev. Thomas Brown was on deck with the paraphernalia for making two hearts beat as one. The scene of the ceremony was the vault in the clerk's office, and numerous persons about the court house were spectators. By the pronunciation of the sacred words, Mrs. Juanita Chase became the wife of Edwin Kenkle, and Della Grace Clawson assumed the name of Mrs. Otto Boettger.

## MILLIONS ARE INVOLVED IN A RATE CASE

NORTHWESTERN MILLERS SUIT, NOW REOPENED, AFFECTS MANY SHIPPERS; WICKERSHAM TALKS ON RAIL INJUNCTION.

Washington, D. C., June 1.—Millions of dollars and tens of thousands of people are involved in a rate question which the interstate commerce commission was called upon to consider today when it began the rehearing of oral arguments in the case of the northwestern millers against practically all the railroads operating eastward from Minneapolis. The commission a few weeks ago issued an order reducing the rates on wheat and wheat products from St. Paul and Minneapolis east to twenty-one and one-half cents a hundred pounds. Prior to that in another case the commission reduced the rates from Buffalo to Atlantic from eleven to ten cents. Strong protests filed in and on these protests the commission granted a rehearing. The indications are the commission will restore the old rates from both Minneapolis and Buffalo.

### Wickersham Explains Suit.

Attorney General Wickersham, speaking today regarding the steps which led up to the administration move against the railroads, said the first intimation he had of the conditions alleged was in the shape of an unsupported dispatch from the west Friday. More dispatches came and Representative Hubbard of Iowa gave him a comprehensive statement of the situation and he at once got together, with the assistance of the other state commerce commission all the data available and during the following two days spent his time in preparation of a bill of inquiry. Sunday night Mr. Grosvenor was sent to St. Louis with the bill. Through the secrecy with which the case was handled the government circumvented the railroads and obtained a restraining order without the latter having any chance to be heard in opposition to the application. Had they been permitted to appear in opposition the result probably would have been more or less delayed and in the meantime the increased rates would have gone into effect.

## DIVORCE DECREE SET ASIDE.

Ann Arbor Man Finds Himself With Two Wives When the Court Charges Collusion.

Ann Arbor, Mich., June 1.—Judge E. D. Kinne has set aside the decree of divorce granted C. E. Barthell, and as a result Barthell finds himself with two wives. Judge Kinne stated that he felt that not only was the divorce decree set aside, but that the attorneys for both sides appeared in court with hundreds of letters written Mrs. Barthell, both sides claiming to show their side of the case by the same letters. Pending the reopening of the new trial for divorce Mrs. Barthell was granted temporary alimony.

## DEMOGOGUES GET SCORING.

Chaplain Henry N. Couden of the House Decries Gloating Song of Muckraker.

Washington, D. C., June 1.—The pessimists, muckrakers and demagogues "in the press, on the platform and in the pulpit," were given a sound scoring by Rev. Henry N. Couden, chaplain of the house, in his opening prayer today. "We bless thy holy name for the upward look, the higher resolve, the stronger faith, the brighter hope, the stronger love, the firmer step and the forward movement which characterizes our age, in spite of the alarmist, the ominous growls of the pessimists, the gloating song of the muck raker and the cry of the demagogue in the press, on the platform and in the pulpit," prayed the chaplain.

## Decoration Day at Bonaparte.

Farmington, June 1.—(Special.)—Decoration day was fittingly observed here. The members of the Grand Army post and of the M. W. A. lodge formed in line and headed by the band marched to the cemetery. The graves were decorated after which an eloquent oration was delivered by Rev. H. C. Druse. Mrs. B. R. Vale and Rev. Hanson gave appropriate recitations.

## Judge Nichols to Retire.

Perry, June 1.—(Special.)—Judge Edmund B. Nichols of the Fifth judicial district announces that he will soon retire from the bench. He has nearly two years to serve. He will engage in the practice of law.

## Working Overtime.

The day force of the Dain Manufacturing company is working until 9 o'clock each evening, and an extra night gang has been added to the plant in order to turn out sufficient products to supply the demand. This is always the extremely busy time at the Dain plant.

## LAFOLLETTE AMENDMENT IS DEFEATED

SENATE VOTES DOWN PHYSICAL VALUATION PROVISION, TEN REPUBLICANS VOTING WITH THE DEMOCRATS.

Washington, D. C., June 1.—The LaFollette amendment to the railroad bill, providing for the ascertainment of the physical valuation of railroads as a basis for fixing rates, was rejected by the senate by a vote of 25 to 30 today. The thirty votes against the provision were cast by Republicans. Of the twenty-five affirmatives, fifteen were by Democrats and ten Republicans. The Republicans for the amendment were: Borah, Bristow, Brown, Clapp, Crawford, Dixon, Dooliver, Gamble, Jones, LaFollette, The Democrats for it were: Bacon, Bailey, Clay, Fletcher, Frazier, Gore, Newlands, Overman, Owen, Paynter, Purcell, Rayner, Simmons, Stone, Taylor. The defeat of the LaFollette provision was followed by the presentation of one by Simmons requiring such a physical valuation of property involved in cases before the interstate commerce commission.

The Simmons amendment was defeated 28 to 30. The Simmons amendment prohibiting the interstate commerce commission from granting a lower charge for a long than a short haul when made to destroy water competition, was adopted. The Burton amendment to authorize the interstate commerce commission to fix minimum rates that may be charged by railroads which compete with water routes, was adopted, 53 to 1. Frye voted in the negative.

## NEW FLIGHT PLANNED

New York City to St. Louis For Big Prizes Latest Aeroplane Competition.

New York, June 1.—Thirty thousand dollars has been offered to the first aviator who flies in an aeroplane from New York City to St. Louis or from St. Louis to New York. Mayor Gaynor announced the prize at the Hotel Astor last night where Glenn H. Curtiss, who on Sunday wrote a new and wonderful chapter in the history of aviation by making a flight from Albany to Governors Island, was the guest of the New York World, whose \$10,000 award he won. The prize is offered by the New York World and St. Louis Post-Dispatch. Condition governing the flight will be announced shortly, after a conference with aeronautic experts. Another Prize \$25,000. New York, June 1.—The New York Times announces that it has arranged with J. C. Shaffer of the Chicago Evening Post for an offer of \$25,000 for an aeroplane race between Chicago and New York. This was made known in an announcement issued from the Times office last night.

## WYLIE GIVES APPROVAL

Freight Commissioner of Greater Des Moines Committee Pleased at Injunction.

Des Moines, June 1.—(Special.)—Commissioner E. G. Wylie of the Greater Des Moines committee is overjoyed at the action of Attorney General Wickersham in securing an injunction against twenty-five western railroads restraining them from advancing freight rates. "The United States government," he said, "has done what no combination has done, because the shippers cannot put up with the gigantic bonds required. The government does not have to put up a bond but simply filed a certificate under the provisions of the Sherman law. I think the railroads will be defeated, but the question of the reasonableness of the proposed new rate will not come on for hearing until later. It will probably be some time before the injunction case is argued."

## INSURGENTS DEFEATED

Nicaraguan Government Army Routed at Bluefields and Is Now Retreating.

Washington, June 1.—The Nicaraguan government's army under General Lara, which has been in front of Bluefields for several weeks, has been defeated by the insurgent troops and is now in full retreat.

## MAN DIES SUDDENLY.

Henry Steahr of Muscatine Passed Away While Peacefully Sleeping.

Muscatine, June 1.—(Special.)—Henry Steahr, aged 42, was found dead in his bed this morning by his daughter. A young man who slept with him during the night did not know that his father had expired until after he had been called for school. Death was due to rheumatism, which affected the heart.

## MISSING FOOT OF KELLNER GIRL IS FOUND

EVIDENCE MULTIPLIES THAT LOUISVILLE GIRL'S MURDERER FIRST TRIED TO BURN BODY; GIRL PRAYING IN CHURCH.

Louisville, Ky., June 1.—Continuing the search for evidence in the Kellner case, the police today came upon the missing foot of the child in a pile of ashes near the furnace in the basement of the church. This supports the theory that the murderer first tried to burn the body of his victim. The child's underwear, stained with blood, was found in a closet under the steps leading up to the main entrance of the church.

Alma Kellner was attacked and murdered in St. John's church, where she went to attend mass, the police are convinced.

Blood stains, or what appear to be blood stains, were found by Coroner Dunca and detectives on the edges of a hole in the sacristy into which is poured the holy oils after they have been used in the services. It has an opening about 14x10 inches. Chief of Detectives Simons and Dr. Robbins, city chemist, found red spotsches against the ledges of stone. These, Dr. Robbins said, strongly resembled blood spots. The hole opens into the basement.

Buried in the top of an embankment in the church basement just under the sacristy, the officers found a little sauntered glove with a red star, which the little girl wore the morning of her disappearance, and her handkerchief and two men's handkerchiefs, covered with blood.

### Found Alone by Murderer.

It is now the police theory that the Kellner child, who was late for the church service, was discovered alone in the church by Joseph Wendling, the missing janitor, attacked, murdered and her body dragged through the church and dropped into the basement through the hole in the sacristy. The officers learn from the child's schoolmates that it was her custom to go into the chapel alone and kneel at the altar in prayer. It is believed that it was in this attitude she was seized on the morning of December 8.

The police are convinced that Wendling tried to burn the body in the church furnace, and, failing, later threw it into the old cistern under one of the parish houses, where it was accidentally discovered yesterday.

## THREE DEAD IN EXPLOSION.

East St. Louis Railroad Men Killed When Locomotive Blows Up Today.

St. Louis, June 1.—Three men were killed when a railroad locomotive exploded near Collinsville Junction, Ill., on the tracks of the St. Louis, Troy and Eastern railroad today. The dead are: Thomas Durrell, engineer; Richard Lewis, fireman and Charles Murphy, brakeman, all of East St. Louis. Milwaukee Firemen Injured. Milwaukee, Wis., June 1.—Six firemen were injured, one, Anton C. Olson, seriously, by the falling of a brick wall during the fire which destroyed the plant of the Clear Ice company today. The property loss was \$25,000.

## FILE PETITIONS.

Attorneys Take Papers in Divorce and Contempt Proceedings From Clerk's Office.

Two petitions, one of which contained a plea for divorce and the other on the charge of contempt were filed this morning with the clerk of court and the papers taken by the attorneys. Martha A. Robinson against Samuel Robinson was the title of the divorce petition, while Martin Cox, relator charges August Westlund with contempt.

## WANTS JUDGMENT.

New York Firm Seeks to Recover \$191.52 From A. Fosdick for Dry Goods.

The Feld-Held Co., of New York, merchants, are plaintiffs in a petition filed in district court asking a judgment against A. Fosdick for \$191.52. The claim is alleged to be owing the firm for a quantity of laces, embroidery and veiling sold the defendant and delivered at his place of business in Moulton.

## Des Moines Man Dead.

Des Moines, June 1.—(Special.)—Nelson W. Munger, aged 76, a prominent resident of the city for twenty years, was found dead in his bed this morning by his wife. He retired last night in apparent good health. Death was caused by heart failure.

## New Cars Ordered.

Des Moines, June 1.—(Special.)—The Des Moines City Railway company has spent \$100,000 for twenty new street cars, with air brakes, ten to be delivered in seven weeks and ten in fourteen weeks.

## Illinois Prosecutor Who Is After Bribers



EDMUND BURKE

Springfield, Ill., June 1.—A distinct change in the tone of the Illinois press is noticed since State's Attorney Burke of this county secured the Holtslaw confession. State's Attorney Wayman of Chicago was disposed to resent the interference of Burke when the latter announced he would conduct an independent investigation of the alleged Springfield legislative corruption. Wayman and his friends hinted Burke's move was designed to balk the Cook county officials. Burke has proved, however, that he means business, and Wayman is preparing to work in harmony with him in the investigation.

## ROAD WILL GUARD BOTH CROSSINGS

BURLINGTON SUPERINTENDENT WILL PROVIDE PROTECTION AT EAST END CROSSINGS

The Burlington road will provide night watchmen for service at both the Iowa avenue railroad crossing and the Vine street crossing. This action was taken as the result of a visit of Mayor T. J. Phillips to Superintendent W. F. Thiehoff. The mayor asked that the road police the crossings at Iowa avenue and also Vine street for the safeguarding of persons using the two thoroughfares.

The question of street gates was not alluded to by the mayor but in his visit he asked that the local superintendent take the matter up with the view of obtaining extra protection at these two, the worst protected crossings, in point of traffic traveling over them, in the city. The tragic death of Mrs. Ann Quinlan and Mrs. Katherine Doud at the Iowa avenue crossing Thursday evening precipitated the visit of Mayor Phillips to the Burlington general office. Market and Jefferson streets are better protected than either Iowa avenue or Vine street. "Let the mayor," and I want to know," said the two streets given the protection that they deserve, as a very heavy travel goes over both crossings. The proximity of the packing house and the thousands of people living in the vicinity south of both of the crossings, as well as the hundreds working south of the tracks who have often to work over time and pass these points at night make better protection imperative."

W. S. Forrest, of counsel for Browne, entered exception to the ruling. He also sought a postponement of two weeks in placing Browne on trial, but was again overruled, the court setting June 6 as the date for beginning the trial.

While this argument was on State's Attorney Wayman demanded that Browne be arraigned at once. Forrest interposed sharply: "Mr. Browne pleads not guilty."

## Proof of Deposit Slip.

Springfield, Ill., June 1.—State's Attorney Burke arrived from Chicago today and signified his mission in search of additional evidence and was successful. Burke is jubilant over obtaining proof of a deposit slip recording that Senator Holtslaw deposited \$2,500 in the State Bank of Chicago, last June. This he regards as strong evidence of the truth of Holtslaw's confession which involves Senator Broderick.

Activity in the legislative inquiry before the grand jury centered today in the expected questioning of Representative McCollum of Louisville, regarding the reasons which impelled him a Democrat, to vote for Lorimer, Republican, for United States senator from Illinois. McCollum has already told the jurors he voted for Lorimer for political reasons and that he knows nothing of any financial dealing in connection with the senatorial vote nor any other legislative matter.

Representative Staymate, Democrat of Clinton and McClain of Salem, are on the list of witnesses. A rush-through confessions such as have been given Senator Holtslaw and Representatives White, Link and Breckmeyer predicted by Governor Deneen.

## Attends Funeral of Capt. Cutler.

Bloomfield, June 1.—(Special.)—Mrs. Della Sowers and sister Miss Gertrude Greenleaf attended the funeral of their uncle Capt. H. D. B. Cutler, which occurred at Glenwood, Mo., on Monday, May 30. Capt. Cutler was born in Boston, Mass., eighty years ago. When but a small boy he went to sea and traveled extensively. At the age of 19 he married Miss Clara Young, a sister of Mrs. Greenleaf. In 1849 he went to California and in 1861 he enlisted in the Third Iowa Cavalry. He died occurred at Blackwell, Okla., on Saturday morning.

## BROWNE MUST STAND TRIAL FOR BRIBERY

CHICAGO JUDGE OVERRULES MOTION TO QUASH INDICTMENT AGAINST DEMOCRATIC LEADER OF ILLINOIS LEGISLATURE.

## BURKE SECURES MORE EVIDENCE

SPRINGFIELD PROSECUTOR JUBILANT OVER SECURING DEPOSIT SLIP SUBSTANTIATING CONFESSION OF HOLTSRAW.

Chicago, Ill., June 1.—Senator Holtslaw in an interview today said he could not explain why he, a man who could command a quarter of a million dollars in his own family, accepted money to vote for Senator Lorimer unless it was because everyone was doing the same thing. He said he felt the indictment for perjury was a bluff and didn't frighten him, but when asked if he was paid for voting for Lorimer he said he had to tell the truth. A daughter of Holtslaw broke down and told the interviewer her mother was prostrated and didn't believe her father could have been in his right mind when he accepted the money.

Chicago, June 1.—Judge McSurely today denied the motion to quash the indictment against State Representative Lee O'Neill Browne. Browne was indicted on charges that he bribed State Representative White to vote for Lorimer for senator.

As to the argument of the defense that the bribery of legislators voting to elect a United States senator is not an offense against the state, but against the federal government, and that the federal law provides no punishment, Judge McSurely said he believed it to be a plea unique in the history of courts. In disposing of this question the judge went back to the constitution quoting from that instrument and other authorities and decisions of courts, and decided against the contention of the defense.

As to the defense's denial of jurisdiction for Cook county on the grounds that the promise to pay money for a vote constitutes bribery and not the actual payment of the money, the court held the payment of money for a vote constitutes bribery and that in this case it is alleged Browne gave White part of the promised \$1,000 in Chicago.

W. S. Forrest, of counsel for Browne, entered exception to the ruling. He also sought a postponement of two weeks in placing Browne on trial, but was again overruled, the court setting June 6 as the date for beginning the trial.

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