

IS ALL SCHLEY SHOT TO KILL

JUDGE ADVOCATE LEMLY'S CASE AGAINST "THE APPLICANT" FALLING TO PIECES

WELLS TELLS HIS STORY

The Admiral's Flag Lieutenant Corroborates Evidence of Other Officers on the Brooklyn.

CASE DRAWING TO A CLOSE

WASHINGTON, Oct. 21.—Lieut. B. W. Wells Jr., who was the flag lieutenant of Admiral Schley while the latter was in command of the flying squadron, testified practically the entire time of the Schley court of inquiry today. On his direct examination he continued his narrative of the attack on the Spanish fleet...

THE BATTLE OF SANTIAGO

Lieut. B. W. Wells Jr., who was on the stand when the court adjourned Friday, when recalled, testified regarding the battle of July 3. He said he did not remember the range at which the Brooklyn fired, but thought 1,100 yards was the shortest. He described the turn of the Spanish ships, after the victory, and the position of the Brooklyn and other ships...

DISPATCHES TO SCHLEY

When Lieut. Wells had finished his description of the battle the question of dispatches was taken up. A number of dispatches were shown to the witness and he was asked as to their receipt by Commodore Schley. One from Secretary Long to the American consul at Kingston, Jamaica, dated May 23, saying that it must be delivered to Schley at once and informing him (Schley) that unless unsafe for his command...

continued on Third Page.

TEXAS DOCTOR'S DEADLY GUN ENDS LIVES OF FATHER AND SON

RESULT OF FAMILY FEUD

Fierce Four-Handed Battle in Waco Ended by Aggressors Being Both Shot Dead.

ALL FOUR MEN PROMINENT

WACO, Tex., Oct. 21.—One of the fiercest street duels ever fought in this section since the famous Brand-Davis tragedy occurred shortly after 1 o'clock this afternoon, on Austin street, the busiest thoroughfare in the city. The principals in the tragedy were ex-Sheriff W. T. Harris and his son, V. T. Harris Jr., on the one side, and Dr. J. G. Lovelace and his stepson, Z. T. Reynolds, on the other.

PROMPT ACTION

Lovelace immediately returned the fire with a revolver, killing young Harris almost instantly. Lovelace then turned his revolver on the elder Harris, who likewise was killed. Lovelace and Reynolds were both uninjured. They immediately gave themselves up and were taken to the county jail and locked up to await the action of the grand jury, which is now in session.

DEMOCRAT GETS A JOB

NAME SUGGESTED BY SENATOR

George E. Koester Is Appointed Collector of Internal Revenue for the District of North Carolina.

WASHINGTON, Oct. 21.—The president today appointed George E. Koester collector of internal revenue for the district of North Carolina, to succeed W. L. Webster, deceased.

The appointment was announced shortly before the departure of the president for New Haven this afternoon. With the appointment the following statement was issued: "The president has appointed George E. Koester, a prominent gold Democrat and has recommended for the position by a large number of influential business and representative citizens, not only of North Carolina, but of North Carolina and elsewhere."

FORTY YEARS A SOLDIER.

Sergeant Lange Hangs Himself Rather Than Quit.

SALT LAKE, Utah, Oct. 21.—Grief over the separation from army life, which he had been associated for forty years, and to which he was greatly attached, is believed to have been the direct cause of the suicide at Fort Douglas of August Lange, ordnance sergeant. Lange was sixty-one years of age, enlisted at the outbreak of the Civil war, participating in many of its historic battles, and was in the ranks in his own right in the Spanish-American war.

HENRY WATTERSON AND THE GOVERNORSHIP

LOUISVILLE, Ky., Oct. 21.—The following apparently authorized statement appears in the Times today touching the supposed candidacy of Mr. Henry Watterson for the governorship of Kentucky. "Mr. Watterson has reason to be proud of the response made by the press of the country to a publication obviously hostile in spirit and purpose, which proclaimed him a candidate consecutively for governor of Kentucky and president of the United States, but as he himself has uttered no word nor made any sign of authorization he should not be identified by the writing as that of the man who has so long evaded the polls and the detective forces of the country. They profess to believe that their brother is near Omaha at this time. They also deny that they have an uncle living in Manchester, Iowa, and say the only uncle they have, if he is still living, remains in Ireland."

PAT CROWE STATES HIS TERMS OF SURRENDER

OMAHA, Neb., Oct. 21.—Pat Crowe has written another letter to Chief of Police Donahue. This latest communication from the alleged kidnaper was mailed in Omaha, and states that Crowe is secluded within twenty-five miles of this city. The writer insists that unless he is given assurance from the court that his bond will not exceed \$500 he will not give himself up. The communication is evidently written by the same man that



BOTH—"HA! HA! CAN'T LICK A LITTLE FELLER LIKE THAT!"

LOWELL BANK SHORT

MERCHANTS' NATIONAL ROBBED BY A PAIR OF ITS TRUSTED CLERKS

AMOUNT STOLEN IS \$115,000

Many Valuable Securities Taken by the Thieves Are Returned to the Officers of the Bank.

LOWELL, Mass., Oct. 21.—The loot of the Merchants' National bank by Smith, its teller, and Swift, its bookkeeper, on Thursday last, is far greater than was suspected by those directly connected with the bank. The securities and moneys returned to the directors by Hon. John C. Burke, counsel for Swift, at 2 o'clock this morning, represented a total, it is understood, of about \$200,000. Mr. Burke tonight said that no agreement was entered upon to shield his clients, for, he added, "that would be illegal."

Tonight when told that it was understood that United States officers were searching for the men, Mr. Burke said it would be useless.

It is known that Mrs. Smith and Mrs. Swift have been in communication with their husbands since the securities were returned.

Beyond the bank directors' statement early in the day that the bank's loss is \$115,000, there has been no additional bulletin, although one was expected. The bank examiner is now at work on the books.

It is generally believed the men were in Boston until this morning, and that they are now some distance away. Smith had corresponded with Montreal parties and it is thought he has gone there.

The loot from the bank vaults was RETURNED IN CARPET BAGS.

delivered at the bank very early this morning after the bank directors had been in conference at a hotel with Lawyers John C. Burke, of this city, and Charles W. Bartlett, of Boston, representing the men.

What the agreement was by which the bank got back the greater part of the plunder will not be stated, but the happiness of all the bank officers, expressed without reserve, indicates the seriousness of the situation prior to the agreement.

Several of the directors have stated that they do not expect Smith or Swift to return here.

DIRECTORS' STATEMENT.

The following is the statement made by the directors of the bank: "The time has arrived when the president and directors of the Merchants' National bank feel that a statement is due the public. Certain securities belonging to the bank were taken from its vaults during the collusion of two of its employees, but have been returned."

"The capital stock of the bank is \$100,000 and its surplus and undivided profit \$250,000. Both are intact except a deficiency of \$115,000, which reduced the surplus and undivided profits to \$135,000."

It is understood that the deficiency represents the money lost through the operations of Smith and Swift.

NEW HEIR TO THRONE

DUKE AND DUCHESS OF CORNWALL AND YORK START FOR HOME

PRINCE TUAN'S SON LOSES JOB

New Candidate for Imperial Honors Is Said to Be Named Pei-tze, and Was a Boxer.

BERLIN, Oct. 21.—A new heir to the throne will be appointed when the dowager empress meets Prince Ching and several of the viceroys at Kai-Feng, capital of the province of Mo-Nan, where there will be a general discussion of the affairs of the empire. This news is believed to be authentic, as it was received from high Chinese officials. The present heir has proved to be disloyal and uncontrollable. Moreover, his father's status as a banished prince makes his succession contrary to Chinese traditions.

The candidate of the reform faction is said to be Pei-tze, a nephew of Prince Tuan, who is intellectually weak. He participated in the Boxer aggressions, personally leading an attack on the French cathedral. The reform faction disapproves of the selection and suggests that the powers oppose it if the empress wishes to carry it out.

Prince Ching will start for Newfoundland from here to act as grand marshal of the court on his journey from Kai-Feng.

The heir to the throne is Pu-Chun, son of Prince Tuan. He was born in 1881 in 188 Prince Tuan, who had become emperor of the most powerful of the viceroys of the empire, had the honor of having his son named by the emperor, and a short time afterwards Pu-Chun was selected as heir to the throne.

It was announced in November last that Prince Tuan had died to Kan-Su. He is a Manchou of pure descent, is the grandson of the Emperor Taouk-Wang, who died in 1820, and a nephew of the Emperor Hien-Fung, who died in 1861. Prince Tuan's father, Prince Tun, was the most likely heir to the throne after the Emperor's death, but his success was set aside for some reason which has not been made public.

At 9:30 a signal column was flashed to the Ophir from Admiralty house in Halifax with the royal travel.

BIDDING FAREWELL

to the duke and wishing the duchess and himself a good passage. Lord Minto, the governor general, immediately sent a cable to Joseph Chamberlain announcing the sailing of the Ophir from Halifax with the royal travel.

If the weather continues thick it is the opinion of naval officers that the royal yacht and the convoys will not call at Newfoundland, but will sail direct to England, where his royal highness has pressing engagements. The duke, in bidding farewell to members of the Canadian government, was very cordial and presented them autographs, pictures and souvenirs.

The crowd in Halifax today was the greatest in the history of the city.

DAY OF NELSON'S VICTORY.

Ninety-Sixth Anniversary of the Battle of Trafalgar.

NEW YORK, Oct. 21.—This is the ninety-sixth anniversary of the battle of Trafalgar, and Nelson's monument in Trafalgar square is again gaily decorated by the naval league, says the Tribune's London representative. The column is not festooned on this occasion, the scheme of decoration being confined to the plinth and base. A large laurel wreath is suspended from the summit of each of Landseer's four lions, and streams of laurel run from their necks over the base of the column.

WASHINGTON, Oct. 21.—"This is very surprising news," said Mr. K. Szudzuki, former vice minister for foreign affairs of Japan, at the headquarters of Marquis Ito, at the Arlington hotel, today, when shown the press dispatch from Yokohama stating that Marquis Ito's party had initiated a strong movement to overthrow the Japanese cabinet. "I can say authoritatively," he continued, "that such a movement has not the sanction of the marquis himself, and that he has no desire to witness the downfall of the present cabinet. When we left Japan political affairs there were practically peaceful and I do not believe the movement will prove to be a very formidable one. We have had no information to lead us to believe that such an event was imminent."

Marquis Ito and his party left Washington on the 1 o'clock train for New York city.

Death of D. B. Benedict.

KENOSHA, Wis., Oct. 21.—Daniel B. Benedict, one of the best known of the wealthy and influential citizens of Southern Wisconsin, died today at his home in this city, after an illness of many years.

BULLETIN OF IMPORTANT NEWS OF THE DAY

Weather Forecast for St. Paul: Fair.

1-Schley Inquiry Proceedings. Northern Pacific Situation. Double Killing in Texas. New Heir to Chinese Throne. Bank Clerk's Crime. Duke of York Leaves Canada.

2-Fighting Creamery Trust. Bishop Edsall's Election. Booming New Industry. Stillwater Man Missing.

3-S. D. Republicans in Trouble. Chicago Postoffice Robbed.

4-Editorial Comment. Yale Anniversary Celebration.

5-All the Sporting News. 6-City Notices. 7-City Notices Continued. 8-Great Northern Annual. News of the Railroads.

9-Grain and Provision Markets. December Wheat, 70 1-2c. Bar Silver, 57 2-5c. Stocks Dull.

10-Company Must Pay. Cause for Regret. Rooks for Schools. New Boulevard Projected.

WEATHER FOR TODAY.

Table with weather forecasts for various locations including Minneapolis, St. Paul, Duluth, and others. Columns include location, weather, and temperature.

OCEAN LINERS.

New York-Arrived: Aller, Genoa, Naples and Gibraltar; Memara, London; Island, Copenhagen; Zealand, Antwerp; Glasgow-Arrived: City of Rome, New York; Mongolian, New York; Sailed: Sardinian, Montreal. Queenstown-Arrived: Utonia, Boston for Liverpool. Gibraltar-Arrived: Hohenzollern, New York for Naples and Genoa. Hamburg-Arrived: America, San Francisco and Valparaiso, via London. S. J. H. N. F.-Arrived: Carthage, Glasgow; Philadelphia, Liverpool for Halifax and Philadelphia. Vladivostok-Arrived: Tyre, Portland, Oregon.

OFF THE RESERVATION

WHITE ROCKS INDIANS ON A HUNTING TRIP.

WASHINGTON, Oct. 21.—Gov. Orman, of Colorado, today telegraphed the secretary of the Interior as follows: "I have had about 800 Indians in Colorado from the White Rocks, Utah, agency, destroying game in direct violation of the laws of the state. Immediate provision must be made by you to remove these Indians from the state as soon as possible. I am satisfied that the government agent at White Rocks is not using proper efforts to keep them at the agency."

The agent referred to, Mr. Myton, of the White Rocks agency, already is in Colorado, investigating the reports that his Indians were trespassing on Colorado lands, but has not reported the result of his investigation to the department. It is said at the bureau that there may be a few Indians there, as reported, but that the same report is started every year. Last year, according to the officials, investigation proved that several state game warden were hunting with the Indians. No response has been wired yet to the governor.

Kitchener Needs Men.

LONDON, Oct. 21.—The Daily Express learns that Lord Kitchener has wired an urgent demand to the war office for more trained mounted men.

LA CROSSE PRISONERS IN A PLOT TO ESCAPE

LA CROSSE, Wis., Oct. 21.—(Special.)—The authorities have unearthed a plot on the part of George Cross and other prisoners in the county jail to brain Turkey Childers and liberate all the prisoners. Cross, who is awaiting trial for burglarizing the residence of Father Kalous, was the originator of the plot. It was the plan of Cross to strike Turkey Childers over the head with the ten-pound leg of an iron bath tub when he brought the keys to the prisoners. Usually Childers goes into the cells of the prisoners with the meals, and there is ample opportunity for such an act. Being aware

RUSSIA AND CHINA HAVE SIGNED CONVENTION

LONDON, Oct. 21.—A summary of the Manchurian convention which Li Hung Chang and M. Lessar (Russian minister at Peking) are negotiating, is telegraphed by the Shanghai correspondent of the Standard. According to this, Russia agrees to return to China the three provinces of Liao Tung, Kirin, and Hei Lung Kiang, north of the Sungari river, and to withdraw the Russian troops from

MAY SETTLE IT

MUTUAL CONCESSIONS CONSIDERED PROBABLE IN THE NORTHERN PACIFIC DEAL

PREFERRED TO BE RETIRED

President Hill, of the Great Northern Road, Was in Conference With E. H. Harriman Yesterday.

EFFECT IN WALL STREET

NEW YORK, Oct. 21.—(Special.)—The deadlock over the Northern Pacific situation is not yet settled, but the indications today are that early concessions will be made by both sides, which will result in an agreement providing for the retirement of the preferred stock at par, and, secondly, for a promise that the Burlington will not be managed to the detriment of the Union Pacific, whose former large shareholders in fact it is now said that the Burlington will, rather than the disposition of Northern Pacific preferred stock, constitutes the chief controversy.

James J. Hill spent most of yesterday with Edward H. Harriman, and the two canvassed the entire situation, with a view to effecting a settlement. Wall street had a report that Mr. Harriman requested a division of the Burlington system into two parts, one of them to be given to the Union Pacific. When approached on the matter today, Mr. Hill said: "There is really nothing new in Northern Pacific matters. I don't see any cause for dispute about the retirement of the preferred stock. The conditions in regard to this issue were set forth at the time of the reorganization of the old company. As for the Burlington, that is a matter not entirely in the control of the Northern Pacific. The Great Northern has some large parcels in fact as a joint owner. I see no reason why everything should not smooth out satisfactorily."

It has been the plan to

EXTEND THE BURLINGTON.

perhaps to a connection with the Los Angeles & Salt Lake City. It is believed that the Burlington people entered into an agreement with Senator Clark before the Burlington was acquired by the Northern Pacific and Great Northern. Mr. Hill, the chief directors fear, intends to effect a junction with Senator Clark's line. The office of the street were today turned on Union Pacific and Northern Pacific. The buying of Northern Pacific preferred by the Union Pacific was one of the most active features of the market. Despite the prevailing aggressiveness of the Union Pacific interests, their orders were limited, both in regard to amount and price. The highest price was paid for the stock by traders, who put out orders were considered as indicating buyers, on an idea that they would be outbid themselves.

Leading London money market opinion is that a strong company were formed to acquire the stocks of the Northern Pacific and Great Western railways, release the banking fund now locked up in their ownership, the situation would be greatly improved and the prices of many railroad securities would probably advance to a higher level.

The opinion abroad is that not only the American market would be favorably influenced, but the international as well. Many of the recent "fall" rumors are not founded on fact. Some of them were doubtless put out to test the public on the sentiment. With the revival of executive ability, the names of E. H. Harriman and Kuhn, Loeb & Co. may again come to the front and are conspicuous in all discussions regarding the subject.

MORGAN EN ROUTE EAST.

Coming on a Special Train Over the Northern Pacific.

SPOKANE, Wash., Oct. 21.—J. Pierpont Morgan, President Mellen, of the Northern Pacific, Bishop Doane and other distinguished visitors spent the morning viewing Spokane and started east at 1 o'clock by special train on the Northern Pacific.

THEY WANT ANNEXATION

CUBAN MOVEVED CLASS DOESN'T FAVOR INDEPENDENCE.

HAVANA, Oct. 21.—A petition asking that Cuba be annexed to the United States is being circulated among Cuban business men, and every effort is being centered upon annexation as business men generally, it is alleged, believe that the reciprocity movement will amount to nothing. A meeting has been arranged for Wednesday next, at which, although held under the guise of reciprocity, it is said the first gun in the campaign for annexation will be fired by Cuba's orators, Senadores Destrienne and Lanuza and the Marquis de Montoro.