

## FIGURE ON A BATTLE

### Experts Think That One is About to Begin.

## HAS FLEET BEEN DIVIDED?

### Disappearance of Russian Ships Is Complete—New Commander Has Been Placed at Vladivostok.

Paris, May 20.—The apparently complete disappearance of the Russian far Eastern fleet leads to the belief that either a battle is imminent or that Admiral Rojstvensky has succeeded in establishing a naval base.

On the other hand, it is pointed out here that the position of the fleet May 19, in latitude 13:30 and longitude 110:30, indicated that it might have been decided to follow a course north of Luzon into the Pacific instead of going through the straits of Formosa, where Admiral Togo is believed to be awaiting Admiral Rojstvensky. It is maintained that the Japanese difficulties have been increased by their inability to determine whether the Russians are proceeding unitedly or have divided their fleet into two squadrons.

Some experts maintain that the fleet has been divided for the purpose of permitting one division to reach Vladivostok, while the other occupies the attention of Admiral Togo. Naval circles here are disposed to criticize the Japanese tactics in failing to harass Rojstvensky's transports during the long period of taking on supplies. The results of Rojstvensky's movements are being awaited with intense interest in official quarters.

## CHANGE IN COMMANDER.

### Russia Sends New Man to Vladivostok.

St. Petersburg, May 20.—Vice Admiral Birleff, who has been the supreme naval command in the Pacific will leave for Vladivostok on May 23 to assume charge there and make preparations for repairing and refitting the vessels of Vice Admiral Rojstvensky's fleet when they arrive.

By imperial command Vice Admiral Birleff will have all the rights and powers of commander of the army, and the commander of the Vladivostok garrison will be subject to his orders, thereby avoiding the possibility of any conflict of authority in case of a siege as at Port Arthur.

"I have no intention of relieving Vice Admiral Rojstvensky of the immediate command of the fleet if he is well and able to perform his duties on his arrival at Vladivostok," said the admiral who is small of stature and scant of hair but keen and alert in bearing. "I have high respect for his qualifications as a fleet commander and there will be plenty for us both to do."

The departure of the new reinforcing squadron, consisting of the battleships Slava and Alexander II, two cruiser and several torpedo boat destroyers and gunboats, the admiral said is fixed for the middle of June. Vice Admiral Verevago has succeeded Birleff in command of the Baltic station.

### TO REMOVE EMPEROR?

Russians Avert That Korean Monarch Must Go to Japan.

St. Petersburg, May 20.—The Russian chargé d'affaires at Peking has informed the Chinese government that, according to reports, the Japanese intend removing the emperor of Korea to Japan, in contravention of the treaty of Shimonsuiki guaranteeing the independence of Korea. The Russian government has protested against such action to all the powers.

## DEATH FROM POISONING.

### Birthday Party in Vienna Was Turned Into a Funeral.

Vienna, May 20.—Six persons are dead and twelve seriously ill the result of ptomaine poisoning of a dinner party given at Zovetta, Transylvania. The dinner was given in honor of station master Dragice and in celebration of his birthday. Eighteen guests were invited, and all were poisoned. Dragice's sister, the cook, and the butcher who furnished the meat, have been arrested on the charge of putting poison in the food.

## BESIEGING TOWN.

### Albanians Threaten to Massacre People of Guilleme, Macedonia.

Belgrade, May 20.—The town of Guilleme, Macedonia, is being besieged by a force of 2,000 Albanians. Eight hundred soldiers took refuge in the town and the residents have defended them from the Albanians. The latter have threatened to massacre all the inhabitants when they capture the place. Relief for the beleaguered town has been ordered from Unskib, and a force will be sent.

## BONDSMEN SUED.

### Burlington Man After Bondsman of Attorney Grossman.

Burlington, May 20.—Suit was brought yesterday by Victor LaBonte against R. J. Perkins, L. M. Ravlin and Chloe Steady for the recovery of damages of \$452.39. This case grows out of an action brought against the one time famous attorney, L. G. Grossman, by Mr. LaBonte, in which he secured a judgment of \$410 and costs. A certified execution was issued and Grossman was arrested. He obtained the defendants in the present case as bondsmen and was released.

This case was tried at the September term of court last year and soon afterward Grossman left the state and has not since returned, although he achieved notoriety in Manchester, N. H. Mr. LaBonte claims he has called upon the bondsmen to pay the judgment, but that they have refused, hence the bringing of the suit.

## JOHN BARRETT SPEAKS.

### Says Yellow Fever Situation in Panama Is Alarming.

New York, May 20.—Among the passengers who arrived today on the steamer Advance from Colon was John Barrett, United States minister to Panama. He said: "The conditions on the isthmus present many difficulties. The health and sanitation problems overshadow the engineering and administration problems. Under the efficient case of Dr. Georges, the eminent yellow fever expert, everything possible is being done to offset the mortality. The alarming condition of five cases of the disease in Colon is already reported, because it was hoped that the disease was well in hand."

"I believe this sanitation and health problem will be successfully solved but it overshadows all others."

## FOUR RUSSIANS INDICTED.

### Charged With Attempting to Enter This Country Illegally.

Windsor, May 20.—The four Russian immigrants, John Matison, John Caski, Averne Caski, and Victor Seymour, who were arrested in St. Albans March 15 by Immigrant Inspector C. S. Forbes and E. H. Twomey, Jr., were indicted by the federal grand jury which has been in session here for attempting to enter the United States contrary to the immigration laws. The four respondents were remanded to jail in default of bail and will probably come up for trial at the adjourned term of the United States court which will be held at Newport in July.

## JENKINS THE WINNER.

### Took Two Out of Three Falls Out of Frank Gotch.

New York, May 20.—The catch-as-catch-can wrestling match between Tom Jenkins of Cleveland, Ohio, and Frank Gotch of Humboldt, Iowa, at Madison Square Garden last night resulted in a clean victory for Jenkins, who won two out of three falls. Jenkins won the first fall in one hour, 27 minutes and 35 seconds, and the third fall in eleven minutes and ten seconds.

## CANNOT RECOVER.

### Mrs. Mary A. Livermore's Physician Gives No Hope Today.

Melrose, Mass., May 20.—Dr. Godfrey Ryder of Malden, who is attending Mrs. Mary A. Livermore, says this morning that his patient is no better and that her condition is critical. She had a sinking spell during the night, and although she rallied later her physician holds out no hope of her recovery.

## PLAINFIELD.

Harry Parks sold last week to Mr. Jordan, a traveling man, a horse, for H. W. Spur & Co. of Boston.

Rev. and Mrs. L. F. Fortney were in Montpelier Thursday.

William Norton of Montpelier visited in town Tuesday.

Mrs. George Hollister was in Montpelier Friday.

Burt Barlow has finished work for Frank Martin.

Mr. Chase and niece, Miss Clara Johnson, were in West Berlin visiting friends part of last week.

Miss Nellie Slayton and Jessie Nelson of Barre were visitors at Mrs. T. H. Bartlett's home this week.

Mrs. David Perkins of Perkinsville has gone to live with Mrs. Ervin Nye for the present.

Miss Alice Lezell of Montpelier was in town Wednesday, visiting her sister, Mrs. A. E. Foss.

Dr. F. P. Gale and daughter, Ella, were in Montpelier on Wednesday.

Edgar Coburn of Montpelier was in town Wednesday.

Mrs. Arthur Coburn of Montpelier is in town visiting friends and relatives.

The body of Mrs. Mary Wheeler was brought from Oneonta, N. Y., to this place for burial in the Plainfield cemetery Friday.

Rev. R. L. Sheaf and Mrs. Charles Sheaf and daughter, Florence, were in Marshfield Thursday visiting Charles Sheaf.

Nelson Morse who for the past twenty years has been employed in the grist mill owned by Arch Batchelder, has finished work and is undecided as to what he will do for the future.

H. E. Cutler was in Montpelier Thursday on business.

Mrs. and Mrs. Eri Whitecomb and Mrs. J. A. Foss and H. S. Parks were present at the Grand Lodge meeting of Rebekahs held in Burlington this week.

Mr. and Mrs. J. Edward Bailey were visitors in town Saturday at the home of H. E. Cutler's.

Arch L. Lamphere of Calais was in town Friday.

Eugene Hathaway sold at auction on Saturday his household goods and house on High street, back of the Pleasant View House.

Miss Ida Mae Beaulac was in Montpelier Saturday.

## NOW RESTS WITH JUDGES

### Arguments in Mary Rogers' Petition For New Trial.

## NO STATEMENT BY COURT

### Attorney General Fitts Occupied About Three Hours Yesterday Afternoon in Refutation of Affidavits of Petitioner.

Montpelier, May 20.—Mary Rogers' petition for a new trial on the charge of murdering her husband, Marcus Rogers, was placed with the supreme court of Vermont last evening with the last argument of the day by John H. Senter, one of the attorneys for the woman. The judges made no announcement when they left the court room as to when their decision would be made known.

Attorney General Fitts stated this morning that he does not expect a decision before several days. He, with State's Attorney Daley of Bennington county, left Montpelier this forenoon.

Attorney General Fitts took nearly all the time yesterday afternoon, his argument covering three hours. Mr. Fitts made no attempt at oratorical effect, but contented himself with plain statements. The affidavits of Attorney Oakes, E. W. Oakes, formerly superintendent of the state prison and W. S. Lovell, former deputy, to the effect that Leon Perham told them that he lied on the witness stand did not give the whole of the conversation. Mr. Fitts said that Perham's weak mind would not have prompted him to say that "without coaching, questioning or urging." Perham did not state wherein he lied.

"The court has the right to understand from these affidavits that Perham on the eve of the execution of the woman who led him to participate in this crime, with the excitement, the nervous strain of such an occasion, brought before the officers in whose control and custody he was sentenced to remain for the rest of his natural life, cross examined by a skillful attorney acting in behalf of the respondent, who was attempting to wring from him some sentence or some word upon which to hang the hope for a reprieve, that he in that situation and on such an occasion said in response to leading questions the substance of what these affidavits state."

It would have been impossible for a fracture of the skull of the murdered man to have been passed unnoticed at the autopsy.

Dr. McWayne of Hoosick Falls said in affidavit that Mary Rogers visited him on August 10, 1902, two days before the murder. "But Mary Rogers was not at Hoosick Falls upon Sunday, August 10, 1902," declared the attorney general. "She was at Bennington all day." And he supported his contention by evidence brought out at the trial. McWayne should have been a witness at the trial if Mary Rogers visited him two days before the murder was committed. The defense would not have failed to note that.

In closing his argument Attorney General Fitts said:

The court will note the full corroboration of the testimony of Leon Perham. First, there is the tell-tale note, exhibit 1. The petitioner wrote that note herself beyond question. The admitted handwritings of Marcus Rogers show that it was his work. The testimony of the experts stands unimpaired and unshaken. There is found in her trunk paper exactly like that upon which the note was written. Leon Perham testified that he saw her write it and although he changed his testimony on cross-examination and took it back and reiterated it, and was crossed again, the jury believed him when he said she wrote it. They could not help it. And if Leon Perham should now give his affidavit and say that she did not write it, no one would believe him and it could have no weight whatever.

Leon Perham testified that she took the insurance papers from her husband's pocket just before the body was rolled into the river. Note the corroboration of that testimony. The premium receipt had been mailed to Marcus several days before by the insurance agent in an envelope. On the evening of August 12, when he was at the Philpitt house, he exhibited these insurance papers and that envelope. After the murder, these papers were in the possession of the petitioner and she produced them Friday morning, the 15th, at the insurance office. She said that she had not seen her husband after half past six Tuesday night. There is no other possible explanation of all this than that she had to do with the killing of Marcus Rogers. What if Leon Perham should now say that what he testified to as to her taking the insurance papers was false? Nobody could believe it, for the circumstances and unquestionable testimony show absolutely that what he said must be true.

Consider, too, the respondent's statement when she testified at the inquest that the aunt had told Marcus not to take too much of the medicine, as it might kill him and Marcus had said, "He hoped to God it would." This puts false, as the testimony of Mrs. Philpitt shows. Note also the fact that the petitioner knew that he had left his umbrella and the bottle of medicine at the Philpitt house. How could she have known if she had not seen him afterward? The petitioner testified at the inquest that she first heard of her husband's death the morning the body

## DECLARE FOR "OPEN STABLE"

### Chicago Employers Issue a Statement.

## HITCH IN SETTLEMENT

### Express Drivers Want More Pay — It Is Expected, However, That Strike Will Be Called Off Tonight.

Chicago, May 20.—There is but one hitch to the pending settlement of the teamsters' strike, and that is the question of the express drivers. The union wants better terms for them. It is believed that the strike will be officially declared off tonight.

A statement of terms issued by the employers declares for the "open shop" or "open stable" and means the defeat of the strikers.

## NO YACHTS SIGHTED.

### Believed That Racers Are Well Out on Ocean.

Newport, R. I., May 20.—No craft resembling any of the fleet of eleven yachts sailing from Sandy Hook to the Lizard for the trophy offered by the emperor of Germany has been sighted by the Nantucket lightship since yesterday, when a white, square-rigged vessel, believed to be the Earl of Crawford's Yalhalla, was seen four miles from lightship, according to wireless messages received at the station here during yesterday and last night. It is believed that all of the yachts passed the lightship in the dense fog that prevailed Thursday and the Yalhalla was the last to pass.

The wind last night was blowing from the west at a velocity of twenty miles an hour and the sea was rough. Under such conditions the yachts flying before a fair wind must now be many miles out upon the ocean.

## AMHERST IN THE LEAD.

### Looks Like Another Championship for This College.

Worcester, Mass., May 20.—The strength of Amherst was the feature of the preliminary events in the annual championship of the New England Intercollegiate Athletic association on the Worcester oval yesterday afternoon. With men in every one of the ten contests in which there were trial the central Massachusetts college is again the favorite for the championship today.

Dartmouth, which was looked upon with considerable favor, was rather unfortunate, especially in the high hurdles in which Shaw, who was picked to win the event today, fell and failed to get a place in the third heat.

All the other nine colleges in the meet qualified entries, although several of the smaller colleges will not be represented to such an extent as the leaders.

## Prominent Middlebury Man.

Middlebury, May 20.—Noble S. Dewey, one of the oldest and most respected citizens of this town, died at his home in the east part of the town late Thursday evening at the age of 70 years. He is survived by a wife and two daughters, Miss Carrie Dewey and Mrs. Edith Robertson, both of this town. Mr. Dewey underwent an operation 10 days ago and had one of his limbs removed which was affected with gangrene. The disease reappeared and was the cause of his death. He was a member of St. Stephen's Episcopal church and has held various offices in that society and at his death was the head vestryman. The funeral was held at the church this afternoon at two o'clock. The burial was in the family lot in the Foote street cemetery.

## British Battleship Launched.

London, May 20.—The new battleship Africa was launched today at the Chatham dockyards, Lady Londonderry christened the vessel.

was found? Why did she tell that story?

The cork to the chloroform bottle was found at the spot beside the river where Leon Perham says the crime was committed. Leon Perham was not present when the body was discovered or taken from the river, but after his confession he was able to take Deputy Sheriff Nash to the very spot. What Perham told Nash about the chloroform bottle and handkerchiefs and rope, and where they had been thrown, proved to be absolutely true. Perham also was able to point out the tree that the hat was hung upon, although he did not see it when it was found. The rope from which the piece was cut was also found just as Perham said.

Perham's testimony, as shown by the record, is that of a weak-minded individual and it is conclusively established that the petitioner is much his superior in mental caliber. Does the testimony presented by the petitioner raise a reasonable doubt as to the truthfulness of the substance of the story as testified to by Leon Perham?

If Leon Perham made any confession to Lovell, Oakes and Flynn on January 31, last, why is not the deposition of Leon Perham produced? If he has taken back the story he told at the trial; if he has changed it in any material particular, why was not his testimony taken for the petitioner?

## MONTPELIER SCHOOL OFFERED \$50,000

### Dr. D. K. Parsons of Chicago Will Give That Sum on Condition That the Institution Raise \$100,000 for Endowment.

Dr. D. K. Parsons of Chicago, who has given liberally for schools and colleges, has offered \$50,000 to the Montpelier seminary, conditional on the raising of \$100,000 additional from other sources and the using of the donation as an endowment and not for ordinary expenses. Dr. Parsons is an alumnus of the school when it was located at Newbury as the Vermont Methodist seminary. He attended the school for two years, and it is said of him that he chopped wood to pay for his tuition and that he got his board for 40 cents a week. Dr. Parsons only recently announced the gift of \$5,000 to each of the Methodist and Congregational churches of Bradford.

The announcement of the gift to Montpelier seminary was received in Montpelier from Principal E. A. Bishop of the school, who is in the West in the interests of the institution.

Dr. Parsons has already given over \$2,500,000 to educational institutions and charities. He made a fortune in Chicago real estate and street railways. He was born in Bradford 85 years ago. He was graduated from the Woodstock Medical College.

## RECEPTION LAST EVENING.

### Large Number of People Met the Rev. and Mrs. C. C. Conner.

A very pleasant reception was given Rev. and Mrs. C. C. Conner at the Universalist parsonage last evening. The reception was largely attended by members and friends of the church, the house being crowded with people. The receiving committee was composed of Rev. and Mrs. Conner, Prof. and Mrs. O. K. Hollister, Mr. and Mrs. F. W. Jackson, Miss Alice Smith and Dr. F. M. Lynde.

The rooms were very prettily decorated with ferns and pink and white carnations. Fruit punch was served in the sitting room by Miss Gladys Bradford and in the dining room Mrs. J. F. Tassie and Miss Carrie Lang poured coffee.

Mrs. F. C. Eaton and Mrs. F. E. Burr acted as introduction committee. Mrs. C. F. Camp and Mrs. B. W. Wells escorted the people to the dining room for refreshments. The front door tended by Glenora Gould.

## WAS NATIVE OF BARRE.

### Elbridge G. Keith Died in Chicago—Was Prominent Financier.

Elbridge G. Keith, president of the Chicago Title and Trust company, died May 17 in that city after a short illness. Mr. Keith was born in Barre, Vermont, in 1840, but passed most of his business life in Chicago. From 1877-84 he was a member of the board of education in that city, and in 1883 he was elected president of the Union League club. From 1884-92 he was president of the Metropolitan National Bank and in 1888 he was at the head of the Chicago Clearing house. He was also president of the Commercial club and the Bankers' club. In politics he was an active Republican.

## LOW PRICE FOR GAS.

### Barre Gas Company Makes Reductions in Rates.

The People's Lighting, Heating and Power Company, which began furnishing gas in Barre only a few months ago, has been quite successful so far and, with the generous patronage already secured, it now feels able to make a reduction in price, and on and after June 1st the net price to all using less than 3,000 feet will be \$1.15, over 3,000 \$1.10; over 5,000, 1.05; over 10,000, \$1.00; and over 30,000, 85 cents. There is no city anywhere the size of Barre, and but very few larger cities in New England, that sell gas at so low a rate.

## WON EXCITING GAME.

### Montpelier High School Defeated Northfield High in Ninth Inning.

The Montpelier high school ball team won an exciting game from Northfield high this morning at Montpelier, the score being 8 to 7. Montpelier won in the ninth inning, after two men were out.

## MADE MANY DISCLOSURES.

### Joseph Adams of Burlington "Squealed" on Some Licenses.

Burlington, May 20.—Joseph Adams, who is helped by the city, made several disclosures in city court yesterday. He said he went the rounds with a man named Brown and they visited the City Hotel, the Sherwood House and Chas. Muir's place on North street. Adams drinking whiskey and Brown taking beer in each place. Adams also testified to getting a half pint at Napoleon St. George's place on North street. He also obtained liquor from a man named English in the northern part of the city. Mrs. Adams, who was also convicted of intoxication recently, disclosed on English.

## DRANK DEADLY POISON.

### Mrs. Jane Perkins' Body Found in a Hotel at Worcester.

Worcester, Mass., May 20.—Mrs. Jane Perkins, who has been missing from her home at Bannybrook farm, North Crafton, for several days, and for whom the Worcester police have been searching since Thursday, was found dead yesterday afternoon in a room at the Commonwealth hotel.

The woman had committed suicide by drinking a quantity of corrosive sublimate.

## IS JACKSON AN ALIEN?

### Question of States Attorney's Citizenship Raised

## IN PETITION TO ATTY GEN.

### Declared That He Is Subject of "Queen Victoria or King Edward" and Not Eligible to Continue in Office He Now Holds.

Charles A. Phelps, who was formerly operator in charge of the Barre office of H. R. Leighton & Co., brokers, of Boston, has by petition requested Attorney General C. C. Fitts to bring proceedings against States Attorney S. Hollister Jackson on grounds that Mr. Jackson is not eligible to hold the office of state's attorney, claiming that he is an alien.

Back in December, State's Attorney Jackson filed an information with City Judge Fay, charging Phelps with keeping a bucket shop contrary to the stock gambling laws of this state. Phelps was arrested and brought before Judge Fay and held in \$500 bonds for appearance in county court, L. W. Shedd, manager of the Montpelier office of H. R. Leighton & Co., going bail. In the latter part of March, this year, State's Attorney Jackson filed in county court an information charging Phelps with having kept a bucket shop, and bail was furnished in \$500 by Elisha May of St. Johnsbury. The case is still pending.

Because of these proceedings Mr. Phelps has petitioned the attorney general, declaring in his petition that Mr. "Jackson claims to be the legally qualified and elected state's attorney for the county of Washington by virtue of election in September, 1904, and by the action of the legislature of Vermont at its October session, 1904, that he claims he has furnished the proper bonds and has the commission from the governor as such state's attorney, and ever since the first day of December he has been acting, and now is acting as state's attorney of said Washington county."

The petition further declares: "That the said S. Hollister Jackson was, at the date of his election in September, 1904, and at the time of his qualifying as such alleged state's attorney, in December, 1904, and is now an alien; that he was not on either of the dates last named, nor is he now, a citizen of the United States. That he was born in Canada, of subjects of Great Britain, and that he now is and always has been a subject of Queen Victoria, or King Edward the VII; that he has never been naturalized or become a citizen of the United States under the laws of Congress or the Constitution of the United States."

The petition requests the attorney general of this state to begin proper proceedings against Mr. Jackson and to have the court determine in such proceedings whether he was or is eligible to hold the office of state's attorney. Richard A. Hoar of this city and Elisha May of St. Johnsbury are the attorneys for C. A. Phelps, and the petition is dated at Barre.

Should the attorneys for Mr. Phelps, the relator, prove that Mr. Jackson is an alien, it would not only result in the office of state's attorney becoming vacant, but it would probably also prevent him from practicing as an attorney, as the Vermont bar rules require that an attorney shall be a citizen.

## SUNDAY SERVICES.

### Times and Places of Worship and Subjects of Sermons.

The Rev. W. B. Maenell will preach in the Presbyterian church tomorrow morning and evening.

Christian Science services tomorrow at 10:45 a. m.; Wednesday evening at 7:30 reading room open Tuesday, Thursday and Saturday from 2 to 4 o'clock, at 7, Sumner street.

St. Monica's church.—Rev. P. M. McKenna, pastor, Sunday: 1st mass at 9 o'clock, Rev. P. M. McKenna. High mass at 10:30, Rev. E. F. O'Ray. Sunday school, 3 o'clock p. m. Rosary and benediction at 4 o'clock p. m.

Congregational church. The pastor will conduct the services. Subject of morning sermon, "Impressions Received Here and There." At the evening service the organist and quartette will be assisted by Prof. Wilder of Montpelier.

The pastor will preach both morning and evening at the Baptist church tomorrow. His morning subject will be, "Abhorring Evil and Cleaving to Good," and his evening subject, "Doing Our Best."

Morning worship at Hedding M. E. church tomorrow at 10:30 with sermon by the pastor on "A Sermon of Jesus That Repelled." Bible school at 12, Evening worship at 7, with sermon on "John Know, the Founder of Protestantism in Scotland."

Universalist church. Charles C. Conner, minister; morning subject, "The Ways of Providence"; evening, "The Problem of Evil." Hours of service 10:30 a. m. and 7 p. m. Bible school at noon. Junior union 4:30 p. m. Senior union 5:45.

## SNOW IS FALLING.

### And Temperature at Malone, N. Y., Was Below Freezing Point Today.

Malone, N. Y., May 20.—The thermometer this morning registered below the freezing point. A flurry of snow is falling.