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THE MORNING EXAMINER AND OGDEN STANDARD

FORECAST UTAH WEATHER INDICATION ARE THAT THERE WILL BE SNOW SUNDAY AND POSSIBLY MONDAY; COLDER; COLD WAVE IN NORTH PORTION. PRICE FIVE CENTS.

SENATOR TILLMAN LEARNS THAT "TROUBLES NEVER COME SINGLY"

Washington Postmaster Holds Up His Government Typewriter For Bill of Sixteen Dollars--Desk Rifled of Valuable Papers, and a Seven Thousand Word Reply to Be Written For Presentation to Senate in Justification of His Acts in Connection With Oregon Land Deal

Washington, Jan. 9.—Senator Tillman is affording an illustration of the old adage, "That trouble never comes singly."

In addition to the difficulty about the Oregon lands, Postmaster Barnes of Washington is trying to collect from him a bill of \$16 for carrying through the mails a government typewriter which the senator had franked from his home in South Carolina to Washington.

"Inasmuch as matter of this character is not entitled to transmission through the mails under the frank act, it is being held for postage. The box weighs fifty pounds and as it is sealed, it is chargeable with postage at the first class rate, which amounts to \$16. Kindly remit the amount due and have the package removed at your earliest convenience."

As the typewriter is government property, Senator Tillman replied to Mr. Barnes by saying in effect that he could collect from his own pocket.

Following is the full text of his letter: "I have your letter, notifying me that the typewriter mailed at Trenton, S. C., under my frank and addressed to me here is held for postage. During my service in the senate typewriters have been franked to and from the same place as public documents and was not aware of any law or ruling on the subject. The typewriter belongs to the senate and not to me, and has been used in my public correspondence. Under the circumstances, I decline to pay the \$16 demanded because it is not justly due. You may sell the typewriter, or deliver it to the sergeant-at-arms of the senate as you see fit. Had I known that it was not frankable I could have shipped it by express or freight. But in this case it would be one department of the government sending the property of another part of the government for the collection of postage on matter that has always been franked heretofore."

Senator Tillman devoted the entire day to the preparation of his reply to the President's charge against him, which he will make in the shape of a speech in the senate on Monday. He has found himself embarrassed to no small degree by the loss of a number of documents bearing upon the case, but told his friends that, regardless of the disappearance of these papers, he will make a showing that will satisfy them and that he had no wrong intention in connection with the Oregon lands.

He has talked freely with visitors regarding the line of his defense, but has requested the newspapers to refrain from quoting him because he desires not to present his case piecemeal. His speech will be about 7,000 words in length and will be delivered from manuscript. Mr. Tillman is a rapid talker, and it is not believed that he will consume more than an hour of the senate's time. Comparatively few senators have called on him today, but their failure to do so in respect, say the senator's friends, has been due rather to a desire to afford him an opportunity to get out his statement without interruption than to a lack of interest in him.

Washington, Jan. 9.—In the preparation of his speech in reply to the President's charges, Senator Tillman has failed to find a number of papers bearing upon the Oregon land case in connection with which the present controversy arose. These papers were, he says, enclosed in a large envelope, and left in his private desk in his committee room at the capitol, when he left Washington last March on account of his illness, but they now cannot be found.

The senator does not charge that the papers have been abstracted by a government detective who may have been shadowing him, but does say that it would have been possible for any such official to gain access to his room and to his desk, both of which were fastened with only ordinary locks.

The papers, he says, are very important in the preparation of his case and would go far to substantiate his defense. Notwithstanding the loss, Mr. Tillman expresses confidence in his ability to make satisfactory reply to the President.

"He will be hoisted by his own petard," declared Mr. Tillman sentimentally.

WEALTHY WOMAN SUED FOR BREACH OF PROMISE

Chicago, Jan. 9.—That suit for \$150,000, alleging breach of promise, has been filed here by Dr. K. Stanley Deere of New York, against Mrs. Jeannette Deere Chapman, of Moline, Ill., and Chicago, and a social leader in this country and abroad, was made pub-

lic today by Attorney Henry Roth. "The suit was filed a month ago," said Mr. Roth, "but we have been unable to get service on Mrs. Chapman. Mrs. Chapman is a sister of Charles Deere, president of the Moline Water Power company. She is 58 years of age, and very wealthy. Mrs. Chapman and Dr. Stanley had planned a trip around the world, following their wedding, and the doctor abandoned a highly lucrative practice to prepare for the wedding. Objections raised by Mrs. Chapman's children resulted in the breaking of the troth."

THREE MEN INSTANTLY KILLED

Two Others Seriously Injured in Flower Lake Tunnel by Falling Scaffold

Salt Lake City, Jan. 9.—Officials of the Western Pacific Railway company in this city tonight received information of an accident in Flower Lake tunnel, fourteen miles west of Shafter, Nev., which caused the death of three men and the serious injury of two others.

At the time of the accident the five men, all carpenters and helpers, were riding through the tunnel on a flat car. A "jumbo," or improvised scaffold, which was erected over a platform on the car, came in contact with some timber work on the roof of the tunnel and the "jumbo" collapsed. The men were pinned beneath the pile of wreckage, three of them being instantly killed.

When news of the accident reached Wells, Nev., a number of physicians volunteered their services and a special train was started for the scene of the accident. The company's officials here have not learned the names of the killed.

ROBERT A. FOWLER WINS MARATHON RACE

Boston, Jan. 9.—Marathon laurels were won today by Robert A. Fowler of the Cambridgeport Gymnasium as a consolation for the second time in two weeks over the familiar course from Ashland to this city, but lengthened to the regular distance of 26 miles by having the finishing mile at the National league baseball grounds. Admission was charged for the benefit of the Italian sufferers.

Fowler covered the distance in two hours, forty-three minutes and fifty-three seconds, seven minutes and twenty-nine seconds slower than the outdoor record held by Maloney, Fred Lorz of the Mohawk Athletic club. New York, chased Fowler the entire distance, being on even terms with him at the eleven mile mark and finishing second in 2:46:15. The two veterans so completely outran the field that it was more than ten minutes before William Weisman, of South Boston, the third man, reached the finish.

The runners were sent away at noon under nearly perfect weather conditions, for the roads were hard and the severe weather of the morning had moderated. Fowler dashed into the lead and gained the distinction of being the only winner of a Marathon run to set the pace from start to finish. Lorz was always dangerous and never more than a minute or two behind the leader.

OHIO RIVER PROJECT READY FOR APPROPRIATION

Washington, Jan. 9.—The advocates of a general river and harbor appropriation bill are making every effort to have such a measure presented at this session of congress. While the general scheme for the "Atlantic deeper waterways" project and the "lake to the gulf deeper waterways" project is in such shape as to require only the moneys necessary for commencing the work.

It is very likely that an emergency measure will be reported by the house committee on rivers and harbors if it should decide not to report a general appropriation bill, this measure to

provide funds for urgency projects in course of construction. The committee will meet again on Monday to decide, if possible, what course it will pursue with reference to rivers and harbors improvements. President Randall of Louisiana, president of the rivers and harbors congress and a member of the house committee on rivers and harbors, will introduce a resolution within a few days which will provide for a joint commission, similar in purpose to the present monetary commission, which would be empowered to employ experts and visit the countries of Europe in order to give congress complete information with regard to the policies of other nations in improving waterways.

COMMANDER FOUND GUILTY OF NEGLIGENCE

Washington, Jan. 9.—Commander C. C. Marsh, who was in command of the cruiser Yankee, which grounded on Spindle Rock in Buzzard's Bay off the Massachusetts coast, while trying to avoid a collision with the steamer New Hampshire last September, was found guilty of negligence by the court martial which tried him at the Boston navy yard. He was sentenced to be publicly reprimanded and lost forty numbers in rank. In view of the previous good record of Commander Marsh and his zeal in connection with his duties with the submarine flotilla, the secretary of the navy reduced the sentence to the loss of only fifteen numbers.

MERCURY IS STEADILY FALLING

In Montana, Fuel Famine Threatened at Garrison, Snow Thirty Inches,

Missoula, Mont., Jan. 9.—According to the government gauge a depth of thirty inches had been reached when the snow ceased falling here at 10:30 this morning, after a continuous precipitation of more than seventy-two hours. The thermometer, which at 6 o'clock stood at sixteen below zero, is steadily falling and no more snow is expected.

With clear weather the Northern Pacific snow plows were able today to partially clear the line east and west of here and trains are again moving on slow schedules.

Delayed trains which were held here since the seventh started leaving this afternoon, the procession continuing until late tonight.

There has been no attempt to operate any train service on the Cour d'Alene line today and only one passenger train was sent over the Bitter Root branch.

A call for assistance has been received from Garrison, seventy-five miles east, where a fuel famine threatens, and a coal train will be sent from Missoula.

JUDGE WILFLEY EN ROUTE TO NEW YORK CITY

Honolulu, Jan. 9.—Lebus R. Wilfley, former judge of the United States court in China, is a passenger on the Pacific Mail Steamship company's liner Manchuria, en route to New York, where he will practice law. Judge Wilfley says that Shaghai refuses him no cause to rejoice over his departure, as his successor will finish the work he began. He says further, that his resignation was neither asked nor suggested and that he told President Roosevelt in September last that he intended to resign.

HUGH McLEAN DEFEATS BEDELL OF NEW YORK

Boston, Jan. 9.—Hugh McLean, of Chicago, the American middle distance motor paced bicycle champion, tonight defeated Menus Bedell of New York, in a twenty mile paced race at the Park Square Coliseum, by half a lap. The time was 33 minutes, 32 seconds.

In a match sprint race, Eddie Root of New York took the first two heats and the race from Walter Bardgett of Syracuse, N. Y. A ten mile open professional race was won by N. M. Anderson, of Denmark, in 29 minutes, 9 seconds, with John Bedell, of New

York, second, and Worth Mitten of Davenport, Ia., third. A half mile professional handicap was won by J. R. Cameron of New York in 56 2-5 seconds, with Bob Lake, of Philadelphia, second.

The final event of the evening was a five mile amateur race, won by J. R. Halstead of South Africa, in 12 minutes, 52 3-5 seconds, with L. Morgan, of Worcester, second and J. B. Carmon, of Vallsburg, N. J., third.

CHARLOTTE MANSFIELD TO TRAMP 8,000 MILES

London, Jan. 9.—Miss Charlotte Mansfield, writer, sailed for Cape Town today to take a lonely tramp of 8,000 miles toward Cairo. Two thousand miles of the journey will be through the deserts of Central Africa. Miss Mansfield's only escort will be thirty native carriers. At Nairobi she expects to meet President Roosevelt.

Miss Mansfield is a good shot and expects to supply herself with fresh meat with the rifle. Otherwise her party will rely upon the resources of the country, corn, rice and fruit.

YUAN SHI KAI AS SEEN AT HOME

Nephew of Great Reformer Reviews Man From Chinese Standpoint.

New York, Jan. 9.—Y. S. Wan, the nephew of the great Chinese reformer, Kang Yu Wei, who is in the city, said in an interview with a representative of the Associated Press today:

"The American people have made a mistake in believing that Yuan Shi Kai, recently dismissed from his great office in Peking, was a reformer. Not only was he not a reformer, but a destroyer of reforms."

It was Yuan Shi Kai who caused the failure of the progressive movement in 1898, of which the late emperor Kuang Hsu was the leader, assisted by a group of enlightened and brilliant officials and scholars, together with a small number of the merchant class. The empress dowager, who was an intense conservative, was the directing mind of the party opposed to reform. The emperor, in order to strengthen his position to protect himself and to exercise the full powers of a ruler, which he was entitled, took Yuan Shi Kai into his confidence and influenced him to organize a modern army. He organized the army, betrayed the emperor's plans to the empress dowager, and became her principal instrument in the coup d'etat of 1898, which annihilated the influence of the reformer at court and reduced the emperor to a mere ward of the dowager empress, who thereafter used the supreme power of the state.

"It was natural, therefore, and inevitable that the progressive, intelligent and able regent, Prince Chun, should dismiss Yuan Shi Kai from his office and separate the regency from his detrimental influence. I should like to assure Americans that there will be no serious revolutionary outbreak in China in consequence of Yuan Shi Kai's disgrace, nor will there be any injury to foreign interests in the empire. Yuan Shi Kai has lost esteem by having pursued a personal, selfish policy. The people of China, since the Boxer disorders, have become more enlightened. If there should be outbreaks in the interest of Yuan Shi Kai, it would be because certain of his friends might foolishly believe that they could intimidate the regency into restoring him to influence or succeed in enlisting foreign support in his behalf."

Mr. Wan added that Yuan Shi Kai probably became bitter toward the Chinese state because he came more in contact with foreign envoys who came to regard him as sincere in his professions of respect for foreign institutions.

MEMORIAL EXERCISES FOR LATE SENATOR PROCTOR

Washington, Jan. 9.—The house of representatives after being in session a little more than an hour today, adjourned until tomorrow. During the short period of time, however, five hundred pension bills were passed, as well as a resolution for a rigid inquiry into the whole question of the investigation of frauds against the government. The sum of \$5,000 was appropriated for the inquiry, which is to be made by a committee of five, to be named by the speaker.

Tomorrow's session will be devoted to memorial exercises for the late Senator Proctor of Vermont.

\$10,000 BONUS FOR CHAMPIONSHIP TEAM

Chicago, Jan. 9.—President Murphy, of the Chicago National League club, today stated that, if the national commission permits he will distribute a bonus of \$10,000 among the world's championship team on the day that the league pennant is raised at the west side grounds. Mr. Murphy said: "President Brush of New York gave his players, who lost, \$10,000 and the fact that we should not be a bar to similar recognition of our men."

CARMICHAEL STILL AT LARGE

Minister Believed to Have Been Insane May Have Killed Browning.

Port Huron, Mich., Jan. 10.—It became known here today that Rev. John H. Carmichael, minister of the Battle Run Methodist church, in which Gideon Browning was butchered last Tuesday night, bought a ticket from Port Huron to Chicago the day after the murder.

With the identity of the murdered person cleared up, every effort today was toward discovering the whereabouts of the Rev. Carmichael. The idea seems to prevail here that if the missing preacher perpetrated the butchery it must have been insanity which caused him to do it.

Two of the generally accepted possibilities are to the effect that the minister may have been led by a disordered brain to make his way back to his old home in West Virginia or his former pastorate in Nebraska.

The Detroit police today examined the two novels which Carmichael had written and found in them many melodramatic references to violent death. In one place the stories described the burning of the bodies of two men. Some theorists claim to see in these manuscripts corroboration of their belief that the preacher has become unbalanced and that he thought much of killing.

Port Huron, Jan. 9.—With the exhaustion here today of every known clue that would tend to clear up the Rattle Run Methodist church murder mystery interest tonight is centered in the search being made in Chicago for Rev. John H. Carmichael. Three detectives, who have been working on the case here, are in Chicago searching for Mr. Carmichael, for whose arrest on the charge of murdering Gideon Browning and burning his body in the church stove, a reward of \$500 is offered.

Except for the report that a man from London took an early morning train from the tunnel station for Chicago on the day of the murder, there were few real developments in the mystery today.

Mrs. Carmichael was brought here for further examination by Prosecutor Brown. She told the prosecutor that her husband had for some time suffered from an affection of the head, which caused him to form and discharge from his ears. This trouble is taken to support the belief that Carmichael must have been insane, if he killed Browning.

In support of the belief that it was Carmichael who took the train from Chicago on Wednesday morning is the fact that the minister's horse was found a few miles from the tunnel depot, headed back toward the scene of the murder.

In corroboration of the belief that the murder was committed by some one thoroughly familiar with the church, it is pointed out that one of the two stoves in the edifice did not draw well, and that it was in the other stove, capable of developing a roaring fire, that the body was cremated. Browning was evidently attacked and killed in the rear of the church and then dragged down the aisle to the stove with the better draft.

The feeling expressed by a number of the neighborhood farmers leads to the belief that the Battle Run church will be torn down as soon as the authorities have concluded their investigations of the murder mystery. Many members of the church express a determination never again to worship in the building.

Benkleman, Neb., Jan. 9.—Older residents of Benkleman who remember Rev. John Haviland Carmichael, while he was pastor of the Methodist church here, say he was expelled from the West Nebraska Methodist conference following charges of immorality.

The Carmichael family has relatives at the town of Grant, Perkins county, and it is thought the missing minister may go to that place.

Lima, Jan. 9.—A sensation was sprung locally when two detectives working in Delphosa, a village near here, and claiming to be from Detroit, divulged the information that they were looking for a third party in the murder. They claimed their belief was that a third party committed the murder and the body of Rev. Mr. Carmichael may yet be found.

Evansville, Ind., Jan. 9.—Detectives left shortly after midnight for an isolated spot twelve miles below Evansville, Ind., to arrest a man who answers the description of Rev. John H. Carmichael.

ATTEMPT MADE TO WRECK NORTHBOUND PASSENGER

Boneville, Mo., Jan. 9.—An attempt was made to wreck a northbound Missouri, Kansas & Texas passenger train a mile south of here today. A steel rail was placed diagonally across the track, but the train was running at slow speed and struck the rail in such a manner as to kick

it clear of the track. The company detectives have no clue. The train was from southern Oklahoma points to St. Louis.

FRUIT JOBBERS ADOPT TARIFF RESOLUTIONS

Minneapolis, Jan. 9.—At the closing session of its convention here, the Western Fruit Jobbers' association adopted resolutions asking that the present tariff be maintained on certain fruit products. The resolutions, which will be forwarded to the house ways and means committee, were in part as follows:

"Resolved, That the Western Fruit Jobbers' association desires that such tariff may be established upon citrus fruits, pineapples, figs, currants, raisins, nuts, Almir grapes and similar products as shall foster and encourage productions of such commodities within the United States, and shall secure to the producer liberal compensation.

"Resolved, That it is the opinion of the Western Fruit Jobbers' association that the existing tariff upon the products named is sufficiently high, and it is the further judgment of the Western Fruit Jobbers' association that such tariff that now exists should not be disturbed.

"Resolved, That the Western Fruit Jobbers' association submit that it desiring the duties shall be changed from a per pound basis to a per package basis."

MINERS OUT TO KILL DEPUTY

Who Fatally Wounded One of Their Number and Fled Toward Boulder

Nederland, Colo., Jan. 9.—A mob of miners formed here at 8 o'clock tonight, intent upon punishing A. F. Threlkeld, a former deputy sheriff, who shot and probably fatally wounded Harry Springer, a miner, in a saloon this afternoon.

Whether the mob will succeed in its purpose apparently depends upon the success of the town marshal, who arrested Threlkeld, in eluding the mob in his attempt to reach Boulder, the county seat, with his prisoner. Sheriff Bartell, at Boulder, has been telephoned for assistance, and has started for Nederland in an automobile. The bad condition of the mountain roads, however, makes it uncertain whether he will meet the marshal and the prisoner before the mob waylays them.

As soon as he shot Springer, Threlkeld fled and was captured at 7 o'clock tonight in a canon on the way to Boulder. The shooting is the result of a quarrel at a skating rink a few nights ago.

ANNULLED CASTRO'S DECREE

Steamers May Carry Own Stevedores; Royal Mail Line Will Resume.

Caracas, Jan. 6; via Port of Spain, Jan. 9.—President Gomez has annulled the decree issued by former President Castro prohibiting steamers calling at Venezuelan ports from carrying their own stevedores and it is probable the royal mail line will resume its Venezuelan sailings.

General Nicholas Rolando, the former Venezuelan revolutionist, was given an unexpected ovation when he arrived in this city last Monday from New York.

M. De Loren, a Brazilian minister who represents French interests provisionally, is ready to pay the accumulated installments on the French claim. M. De Loren has been of great service to W. I. Buchanan, special commissioner from Washington.

U. S. SENATE AWAKES TO DUTY

Will Exercise Its Authority in Fullest Degree Regarding Public Appointees

Washington, Jan. 9.—That the United States senate is awakening to its constitutional responsibility in rigidly scrutinizing the fitness of appointees to public office and that the body will exercise that function in the fullest degree in the future, was, in effect, the declaration of Senator Dewey of New York, tonight. The senator stated with emphasis, however, that this would not be undertaken in a spirit of antagonism to the President.

"It has been the general rule in the past for the President to consult with senators of the status of the appointee and if he assents the name was sent to, to have the senate confirm without further question," said Mr. Dewey. "If they did not assent and the senator or either of them from the state of the appointee objected, then the senate refused to confirm, throwing the whole responsibility upon the senators from the state. But the practice of the senate within the last two years and especially within the last year, is developing a distinction between officers whose duties are wholly within the state and those whose functions embrace matters of administration which are of interest to other states or to the whole country."

"For instance, a district judge approved by both senators of his own state, has been held in committee now for nearly two years and his confirmation is prevented because in the exercise of his office he sits in other states and the senators from those states are opposed to him. The confirmation of the public printer is delayed, though the senators from his state are favorable to him, the reason being that the older senators have seen so much trouble with the printing office and its administration that they think it prudent to let the incumbent who was appointed during the recess, have a full and fair trial before he shall be confirmed."

"There is delay in the confirmation of the assistant treasurer of New York. The senators from New York are friendly to him and he has behind him the Union League club and other influential endorsement; but such a large proportion of the public moneys is in his care that in regard to that office, the feeling is that before confirmation there should be the fullest investigation of his qualifications."

"This is not because of any antagonism between the senate and the President, and it involves, of course, concessions from old usage by the senators from the states in which the appointments are made, but I think every senator believes it is the right way for the senate to act, and especially in view of the constantly increasing importance of the duties of the leading administrative officers."

AUSTRIA HUNGARY OFFERS INDEMNITY

Vienna, Jan. 9.—A dispatch from Constantinople, says Marquis Pallavicini, Austro-Hungarian ambassador to Turkey, has informed the grand vizier that Austria-Hungary is ready to offer two and a half million pounds (Turkish) (\$10,500,000) indemnity for the annexation of Bosnia and Herzegovina. The ambassador, however, added that as it was not perfectly clear whether the title is vested in the Ottoman state or in the two provinces themselves, Austria-Hungary made the offer upon the supposition that this would be settled by arbitration. The senator official Fremont Blatt says that this offer has an advantage for Turkey inasmuch as it is a fixed sum, thus obviating the necessity of a calculation based upon claims and counter-claims, which would be unfavorable to Turkey. The paper states that any further discussion on the question of amount of indemnity is excluded.

MRS. FRANKLIN BURCH GRANTED A DIVORCE

Reno, Nev., Jan. 9.—Ghita Millicent Franklin-Burch, a descendant of one of the titled families of England, was this morning granted a decree of divorce from Joseph A. Franklin-Burch, on the ground of desertion and non-support.

The marriage took place at London, England, in 1907.

"THE COAL" Has Quality and Weight Shurtliff & Co. PHONES 18