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WHO WILL TAKE PLACE OF FRYE IN THE SENATE?

Position of President Pro Tem of Upper House Held by Him for the Longest Period

IS PLACE OF HONOR AND RESPONSIBILITY

Would Become Vice President of the U. S. if the Regularly Elected Officer Should Die

(By Victor Elliott.)

WASHINGTON, May 12.—When Senator William P. Frye, the venerable statesman from Maine, recently resigned as president pro tem of the senate he had held that place longer than any other man in the history of the government.

Chosen on Dec. 2, 1895, at the opening of the 54th congress, he had served for more than fifteen years and during nearly one half of that time he actually presided over the deliberations of the senate because there was no vice president. For nearly three years, following the death of Vice President Hobart, he sat in the vice president's chair, and for more than three years after Vice President Roosevelt moved up to the white house to take the place of the lamented McKinley, he was also the presiding officer of the senate.

Importantly the president pro tem of the senate, who is chosen by the senate itself, is merely a substitute presiding officer who yields the gavel when the vice president happens to be absent. There is nothing to compel the vice president to attend sessions of the senate, and he can remain away whenever he pleases, knowing that if he is not there the senate will do business just the same, and that the president pro tem will act in his place.

When Vice President Hobart died, and Senator Frye took his place as presiding officer and his office room, he was surprised one day when he dropped into the office of the sergeant-at-arms of the senate to draw his salary as senator, and that official handed him considerably more than he had been accustomed to receive.

The senator handed back the amount, which was in excess of the monthly salary of a senator, and remarked that the official had made a mistake and had overpaid him.

Gets More Pay.

"No, the amount is correct," persisted the sergeant-at-arms. He then explained to the surprise of Mr. Frye, that, being president pro tem of the senate and acting in place of the vice president, he was entitled to draw the salary of the vice president. The salary of the vice president was then \$8,000 a year, and that of a senator \$5,000. Since then the salary of the vice president has been increased to \$12,000 a year, and that of senators to \$7,500.

When the vice president has indicated to the president pro tem that he will be absent on a certain day, it is the duty of the president pro tem to designate a senator to preside over the senate if he himself cannot be present. This Senator Frye has repeatedly done recently when illness has made it impossible for him to preside. Senator Frye is the only

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LYNCHING RESULTS IN INDICTMENTS

OWENSBORO, Ky., May 12.—Indictments were returned here today against 18 well-known citizens of McLean county, growing out of the spectacular lynching of the negro, William Potter, at Livermore about three weeks ago. Three of the indictments charge murder.

The mob's victim, accused of having killed a white man, was arrested and concealed in a dressing room in the town theater. The mob found him and Potter was strung up over the orchestra lights while those in the house filled his body with bullets.

GOVERNMENT TO HUNT DOWN ARMY DEFAMERS

DENVER, May 12.—Mysterious circulars are being spread in Denver with the design of discouraging enlistment in the federal army and the state militia, as well. The printed circulars convey such assertions as: "Keep the boys out of the army. It is hell. No man can fall lower than a soldier. It is a depth beneath which we cannot go. A good soldier is a blind, heartless, soulless, murderous machine." Appended is a pledge, which says in part: "I refuse to kill your father, to slay your mother's son. I refuse to wet the earth with blood and blind eyes with tears." Government officials are investigating.

DECLARES LOPEZ SOLD OUT AT AGUA PRIETA

Insurrecto Officer in Bisbee Is Positive in Statement to the Review—Lopez Said to Be Under Arrest in Juarez

A jaunty little officer of the revolutionary army of Mexico, attached to the command of Juan Cabral, was in Bisbee yesterday and had been in and out of the city for the last few days. The only name he would give was "Diamond Dick," which he said was his nom de guerre. He denied that he was Juan Cabral himself and said that he held the rank of second captain under Cabral. He also denied that he was Franco Weber, an officer under Cabral.

"I am not allowed to give my real name, I am not a Mexican, but am German and Swiss. I have been in Mexico for twenty years and if I have any Mexican blood in me it is a long while back, several generations. It is enough, perhaps, to say that I fought in the Philippines," he said when pressed for his real name.

The officer arrived in Bisbee yesterday morning, coming from across the line near Naco. His business in this section is to get a string of horses, which are being kept on a ranch six miles from Bisbee. The horses were taken from the federales, but were in such condition that they were not fit for cavalry use and they were placed on the ranch until they fattened.

Knows the Situation. The officer is thoroughly conversant with conditions in the northern part of the republic, particularly in Sonora, and what he says regarding the present disposition of the rebel forces in Sonora is borne out by known facts, thus making his statement worthy of credence, notwithstanding the fact he refuses his name for publication.

Cananea Attack Soon. He asserts that Naco will be attacked in the next twenty-four hours. Cananea will also be attacked within the next few days, the officer says. "The very ragtag of the federal army occupies Cananea and do not anticipate any trouble taking it. They have two machine guns, but we have three and a three-pound cannon. Naco will be easy also. As regards Nogales, I am not sure because I do not know how many soldiers they have left there. While apparently evacuating the city to go to the relief of Hermosillo, they left a body of troops in the city, we know, though we do not know just how many."

According to the officer the immediate plans of the army of Sonora include attacks on Naco, first, Cananea, Nogales, and Hermosillo. If they are successful in this campaign, the state of Sonora will be in their hands completely and Agua Prieta will be the temporary capital, which will be transferred to Hermosillo, the present federal capital of the state of Sonora.

MORMONS AGAINST POLYGAMY IN UTAH

Drop Priest Cowley Because of Charges—Active Campaign Is On

SALT LAKE, May 12.—Official announcement was made today by the council of 12 apostles of the Church of Jesus Christ of Latter Day Saints that former Apostle Matthias F. Cowley had been deprived of his right and authority to exercise any of the functions of the priesthood for insubordination to the government and discipline of the church.

Mr. Cowley was dropped from the quorum of apostles several years ago, being charged with polygamy. At the same time Apostle John W. Taylor was also dropped for a similar reason, but was not deprived of his priesthood until last month. The taking away of the priesthood from both these men is in line with the church authorities' declaration that the practice of polygamy is not countenanced by the church and that those who encouraged it would be punished.

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JUAN CABRAL DEMANDS SURRENDER OF CANANEA—BATTLE IS EXPECTED TODAY

BARBAROUSLY MURDER WOMEN

Federals Who Left Agua Prieta Shoot Down Innocents as They Pass Through Towns

MACHINE GUNS ON THE ROOFS OF THEIR CARS

Colonel Diaz's Force Pours Fatal Fire Into Houses of Santa Ana and Llano

NOGALES, Sonora, May 12.—Passengers on a train which left Nogales this morning in an attempt to reach Guaymas, and returned tonight, having been unable to penetrate beyond Llano, report that the federales trying to reach Hermosillo in the retreat from Agua Prieta, which was abandoned Wednesday, fired on the towns of Llano and Santa Ana as their train passed through.

They used their machine guns posted on the roofs of the cars and poured a murderous fire into the houses, killing women and children.

A MURDEROUS ACT. When they passed through Santa Ana and Llano, which had been occupied recently by the insurrectos, the force of Col. Diaz kept up a constant fire with rifles and machine guns, while the train moved slowly through the towns.

Evidently there were few insurrectos in the two towns, and these did not invite an engagement by returning the fire.

WOMEN AND CHILDREN. The passengers that brought this information were unable to give authentic details of the casualties, but declared that women and children were murdered among the slain.

PACKERS MUST STAND TRIAL

Court Rules Against Them and Declares They Violated Sherman Law

CHICAGO, May 12.—Ogden Armour and nine other Chicago packers must go to trial on federal indictments charging them with conspiracy to control the price of fresh meat in violation of the Sherman anti-trust law.

This was decided today by Judge Carpenter of the United States district court, who overruled the decision in which the packers held the Sherman law failed sufficiently to define the offense it sought to prohibit. The men, who were indicted September 12, 1910, and who were affected by the decision, are: J. Ogden Armour, president Armour & Co.

Louis F. Swift, president Swift & Co. Edward E. Swift, vice president Swift & Co. Charles H. Swift, director Swift & Co. Edward Tilden, president National Packing company. Arthur Meeker, general manager Armour & Co. Edward Morris, president Morris & Co. Francis A. Fowler, director Swift & Co. Thomas J. Connors, superintendent Armour & Co. Louis H. Heyman, manager Morris & Co. Attorneys for the government said the decision was a blow at the

Big Mexican Insults U.S. Is Felled by Countryman

An insult to the United States of America, given by a big brawny Mexican at the depot yesterday morning, was avenged by a doughty little Mexican by a straight left to the lower maxillary and a short arm jab to the nose.

The encounter occurred just as the train came in from Douglas and the east. A large crowd of Mexicans were gathered at the depot, as usual discussing the events transpiring in the lower republic. The big Mexican, who is a refugee from Mexico, ran out by insurrecto activity in the northern part of the republic, spoke bitterly of the United States.

"I wish that the Japs would come in and occupy the whole of the country and run the — out," he said. The words had barely dropped from his lips when a little Mexican, not much over five feet high, who had been sitting quietly with his back to the depot wall, jumped up with the agility of lightning and swatted the big braggart on the jaw. The blow felled him but before he fell the doughty little champion of the United States had hit him twice.

The encounter was witnessed by a large number of Mexicans and the little Mexican was roundly cheered. No arrests were made.

COURTMARTIAL FOR GEN. NAVARRO, SAYS MEXICO

STATEHOOD IS STILL REMOTE GENERAL IS NOT AFRAID

House Committee Will Not Report Favorably Until After People Vote

NEW MEXICO IS SCORED

WASHINGTON, D. C., May 12.—The house committee on territories today decided to report the bill for statehood for Arizona and New Mexico, after the people vote on the proposed changes in the constitutions.

The new bill has been framed to meet the views of those members of congress who are willing to admit the territories as states, but who are averse to affirmatively approving the constitutions adopted.

Difficulty of amendment is held to be the chief evil of the New Mexico constitution concerning which the report says: "Certain other provisions of the constitution as framed and adopted are very objectionable, and will, in operation, be very oppressive to the people of the new state and it is claimed they were brought about by instigation, and in the interest of certain large corporations and special interests, who, it is claimed, exerted a large influence in framing the proposed constitution."

The committee, however, has not thought it expedient to take to correct the objectionable features because it did not feel it was in the province of congress to make the constitution of the proposed state.

FEAR HYDROPHOBIA. KANSAS CITY, Mo., May 12.—Three days after being bitten and scratched by a negro woman, a patient who died Wednesday of hydrophobia, two internes and three nurses at the general hospital in this city today began taking the Pasteur treatment.

packers' defense and the prosecution had scored a vital point. The indictments charged that the packers have a combination, a medium of exchange of price lists and instructions through the National Packing company, an arrangement whereby they will not compete in one another's territory. In the demand the packers held the Sherman law was too indefinite in defining the elements of crime to justify the indictments.

Judge Carpenter denied this. "The statute defines the acts declared to be unlawful in simple English," he ruled. "The purpose of the act, when ascertained from the language used, is clear as it may be."

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ARNOLD AND THE REBELS PARLEY

Peace Emissaries Sent from Camp to Meet Rebel Leader and Ward Off Attack

CABRAL REPORTED TO HAVE OVER 2,000 MEN

Federals and Americans Have Machine Guns and Will Help to Defend the Town

Reports received in Bisbee late last night were to the effect that Capt. Juan Cabral has demanded the head of Col. Talamantes and sons, as a condition of holding off the attack on Cananea. Cabral is reported to have over 2,000 men within 10 miles of Cananea and if the demand is not granted it is said the attack will be made today.

CANANEA, Son., May 12.—Mayor Arnold of Cananea went out of the town late today to intercede with the rebel chiefs who are threatening an attack on this camp and urge them not to attempt the capture of Cananea. At a late hour, the conference was still on between the mayor and Juan Cabral, the leader of the rebels.

Would Injure Americans. Mayor Arnold, accompanied by other civil officials, urged upon Cabral that an attack upon Cananea would result chiefly in damage to American interests, while the gain to the rebels would be slight. It was reported that Cabral decided to forego the threatened attack on Cananea and proceed against Hermosillo, when it was learned that Colonel Chiapas, who with the federal garrison abandoned Agua Prieta, had left a force at Naco and swung down to Cananea, entering the camp to reinforce the garrison.

Demands Head of Chiapas. Chiapas is one of the most bitterly hated federal leaders. He is charged with having caused the execution of Colonel Talamantes and the latter's two sons while he was prefect of Matcutzama. For three months the insurrectos have been relentless in their pursuit of Chiapas, but he continually succeeded in evading them. It is understood that Cabral demands the surrender of Chiapas as a preliminary before he will discuss terms of temporary abandonment of the proposed attack on Cananea.

Autos Leave Douglas. DOUGLAS, May 12.—Five automobiles left Douglas for Cananea tonight in response to an appeal from that city with the object of taking out of Cananea as many Americans as possible in view of the expected rebel attack. The automobiles carried only their drivers.

News Received Here. Cut off from the world by rail communication by the destruction of bridges on the lines between Naco and Cananea, Cananea is at the mercy of the army of Juan Cabral lying outside the city, with nothing but a rag-tag garrison with two machine guns to defend it.

Madero Making Plans. JUAREZ, May 12.—The provisional government of Mexico made such progress with its work of organization today that it is believed that the states of Chihuahua and Sonora will be completely administered by its state and municipal officers within a few days.

The establishment of garrisons in various places in northern Mexico, the installation of local officials, and the opening of all railway and telegraph lines, is being accomplished by direction of Provisional President Francisco I. Madero and his cabinet.

Deadlock Over Peace. Though nothing was done today by officials of the provisional government.

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