Rurik Sunk and the Other Ships Flee Toward Their Home Port.

BIG BATTLE LASTED FOR FIVE HOURS' SUNDAY.

Victorious Admiral Kamimura Says The Damage Inflicted On His Ships Is Slight-Many Russians Probably Killed.

Kamimura encountered the Russian has reported as follows: Vladivostok Squadron at dawn Sunday north of Tsu Island, in the Strait of tacked the enemy's fleet near Gugan Korea, and attacked the enemy at Rock. The Russian vessels were emonce. The battle lasted for five hours, erging from Port Arthur, trying to go and resulted in a complete Japanese siuth, victory. The Russian cruiser Rurik was sunk and the cruisers Rossia and ward. Severe fighting lasted from t Gromobol fied to the northward, after o'clock Wednesday afternoon until baving sustained serious damage.

Navy Department that the injuries in-flicted upon his vessels were slight. His formation became confused and then his ships scattered.

other light cruisers.

OF of the victories gained at sea by Admiral Togo and Vice Admiral Ka- the torpedo boats and Underneath the jollity of the popu-lace lies a feeling of deep satisfaction and gratification at the disposal of a

desperately serious problem of the

The Russian squadron which con-fronted Admiral Togo refused battle. It was stronger than Admiral Togo's squadron in battleships and armore cruisers, and had it elected to fight the result might have altered the for-tunes of war. The strength of the squadron which opposed Admiral To-go compelled him to draw vessels from the squadron under Vice Admiral Kamimura, and left the Japanese navy powerless to operate against the Russian Vladivostok squadron unable to prevent the raids of these

The raid conducted by the Vladirate raid conducted by the Vladivostok squadron in July was extremely expensive to Japan, and not only
was retaliation tempting, but it was
demanded by commercial interests.

The Navy, however, grimly refused
to make a diversion and stuck to
Port Arthur. It was confident that the

harbor soon would be untenable for the Russian warships, that it would eventually get a fair fight in the open sea away from the Russian land bat-teries, and that the Japanese would win. These calculations of the Navy were correct and the Russians, with the chances even, have been hopelessly defeated.

Admiral Kamimura, after months of weary and patient waiting, finally got his chance at dawn Sunday off Tsu Island. He sunk the Russian cruiser Rurik

and sent the cruisers Gromoboi and Rossia fleeing back from the fight Japanese guns dominate the dock yards at Port Arthur, and in view of this fact it would seem to be impossible again to make seaworthy or fightable the Russian battleships which have returned to Port Arthur. probable that the Russian battleship Czarevitch will disarm at Tsingchou. The best possible naval force that Russia can now concentrate at Vlad-

ivostok is four cruisers. In the fight of August 10 the squad-ron under Admiral Togo was practi-cally uninjured. The battleship Mikasa suffered the most, but she continues on the fighting line.

The cruisers Yakumo, Nisshin and

Kasuga also were hit, but temporary repairs already have been made, and they are fully serviceable.

Eleven wounded officers and 66 wounded men arrived at Sasebo today, The imperial Prince Hiroyasu Kwache who holds the rank of commander is the Japanese Navy, was hit in the re-igion of the heart. His wound, how-

The steamer Gaelic, bound for Shanghai, at 10 o'clock Saturday morn ing sighted a Russian cruiser, evidently the Novik, steering southeast by east. This course showed her to be heading for Van Diemen Strait,

Japa Losses Up to August 1.

Washington, D. C., (Special) .- The Japanese Legation has received a revised list of casualties on the Japanese side from the battle of Chongiju, March 28, up to and including the battle of Yangtse pass, August 1, show ing the total estimated casualties to The largest losses resulted from the

battle of Kinchow, or Nanshan Hill, the first in the Port Arthur campaign, then 33 officers and 716 men were kill ed and 3.455 men wounded. The next largest loss was suffered in the battle of Telissu, or Vafangow, June 15, when the total casualties were 1,173, includ-7 officers killed and 43 wounded. The actual known losses for the period of this report are given as fol-

Killed-Officers, 54; men, 1,509; total. 1,563. Wounded-Officers, 96; men, 6,330;

total, 6,426. These are added to the estimated casualties for some of the engage-ments, amounting to 4,066, making the grand total of 12,055

Revolution in Paragusy.

Buenos Ayres, (Special).-The Par aguayan revolutionists have occupied several districts and are rapidly ap- has been found guilty of complicity in proaching Asuncion, the capital of the murder of John Lane, a stage Paragnay. One officer and eighteen carpenter at the Illinois Theater, by a men were killed and several others ounded in an attempt to board rebel vessel. An attack on the capital by insurgents is believed to be im-minent. The Argentine government has dispatched two gunboats to protect its interests in Paraguay.

Seventy Drowned in a Collision London, (By Cable).-The British bark Inverkip (Captain Jones, from Melbourne for Queenstown) was sunk and 20 persons were drowned as the result of a collision off Fastnet Rock, Ireland, last night with the British chip Loch Carron (Captain Clark, from Clyde).

Types Select Toronto.

St. Louis, Mo., (Special).-The In

Tokio, (By Cable).-Vice Admiral Tokio, (By Cable).-Admiral Togo

"August to our combined fleet at-

"We pursued the enemy to the eastsundown. Toward the close the Vice Admiral Kamimura cables the enemy's fire weakened remarkably.

The fate of the crew of the Rurik is not known. It is presumed that many of them were killed or drowned. The strength of the fleet under Vice Admiral Kamimura is not known, but it is presumed that he had the Adsuma, Idsumo, Iwate, Takashiko and flicted considerable damage.

"We found lifebuoys and other

Flags are flying, lanterns are glim-mering and cries of "Banzai!" are ringing in the streets of Tokio in hon-"We have received no reports from were engaged in the attack on the ships of the enemy. The Russian vessels, with the exception of the Askold, the Novik, the Czarevitch and

the croiser Pallada, appear to have returned to Port Arthur. "Our damage was slight. Our fighting power has not been impaired." The casualties in the Japenese navy

oring the numbered 170.

These are anxious hours in Tokio, but the people are confident that Ad-miral Togo has inflicted serious damage upon the Russian fleet. Detailed information is awaited anxiously by all classes, but it is believed that the Ispersal of the Russian warships will further weaken the naval power of

Government will immediately make representations to Germany concern-ing the Russian warships which have taken refuge at Tsingchou

SIEGE GUNS THREATENED IT.

A Reason for the Departure of the Port Arthur Squadron.

St. Petersburg, (By Cable) .- The Emperor has received the following dispatch from Viceroy Alexieff, dated August 11:

"According to a report from the commandant at Port Arthur, the quadron put to sea August 10. The steamer Mongolia followed the squad-ron. The following Japanese vessels Taylor, also colored, confessed to the were on the horizon: Three first-class torpedo boats. The port had been

made public Everything else, from a military \$43,000. dewpoint, seems to be forgotten in of the Port Arthur squadron. The future plans of the Admiralty hang upon the preservation of the bulk of the squadron and it is not too much to say that the present is regarded as of Chicago declined to meet striking being the most critical moment of the cutters, bushelmen and trimmers. the squadron and it is not too much

fleet is commended by all classes. The papers consider that the squadat the same time they are loud in their state ticket.

The Emperor has received the fol- president of Allegheny College, is wing dispatch from General Kuropatkin, dated August 11, in reference to the land fighting:

A forward movement of a small deachment of Japanese against the south Manchurian army was observed today. Bands of Chinese bandits, led by Japanese officers, are beginning to appear in the region of the Liao river, above Ninchwang."

RECEIVER FOR LEGION OF HONOR.

Action Taken on Recommendation of Insurance Commissioners.

Boston, (Special).-Henry A. Wy man was appointed permanent receiv- their minds because of the railroad er of the Supreme Council of the American Legion of Honor, a beneficial organization, with headquarters in this city. The insurance commissioners claimed that the condition of the organization was such as to render its continuance hazardous to the

il of the organization applied to the the if the emergency fund kept on deposit with the state treasurer, in order that the association might meet death laims then pending. This request was refused. The emergency fund in the State treasury amounts to \$300,000.

One hundered thousand dollars of

this is represented by real estate in his city.

State Insurance Commissioner Cut ing said that there is a deficiency of \$10,000 in the organization's financial standing, as accounted for June 23. said that death claims aggregating \$200,000 remained unpaid.

Life Imprisonment for Boy Bandit.

Chicago, (Special).-David Kelly, member of the "Boy Bandit" quartet, jury in Judge Chytrau's court and he was sentenced to life imprisonment in United States Consul General Gowdy the penitentiary. James and William Formby and Peter Dulfer already have been sentenced to life imprisonment they having pleaded guilty.

The Lewis and Clark Pair.

Portland, Ore., (Special).-According to Henry E. Dosch, director of exhibits of the Lewis and Clark fair. who just returned from St. Louis, Japan, China, Germany, France, Belgium, Austria. Italy and Hungary have signified their intention to exhibit at the Lewis and Clark fair, which is to be held in Portland next year. In St. Louis, Mo., (Special).—Interpretational Typographical Union convention selected Toronto, Canada, as ject under consideration, the majority of which Mr. Dosch believes will return favorable answers.

NEWS IN SHORT GRDER.

The Latest Happenings Condensed for Rapid

The coal miners have decided to submit to Judge Gray the entire ques-tion of check-weighmen and checkdocking bosses. Hereafter the conventions of the Brotherhood of Stationary Firemen

will be held every two years instead of annually.

Dr. Frank G. Sanft, a prominent physician, of Roxbury, Mass., has been arrested on a charge of counterfeiting. Seymour D. Thompson, former associate justice of the Court of peals at St. Louis, died at East Orange, N. J.

Chairman Cortelyou announced that President Roosevelt will not make any political speeches during the cam-

The Interstate Commerce Commisfruit transportation charges. Half a dozen men were injured in various encounters between strikers nd nonunion men in Chicago.

ner died suddenly of heart trouble at Shegoygan Falls, Wis. Prince Henry, of Prussia, his wife and eldest son will visit the St. Louis

exposition. Three persons wre killed and three Twenty-one mines of the Lehigh

Valley Coal Company will shut down for a week. Eight mn were arrested for counter-

feiting in a raid at Chicago.

A meteor struck the earth near Conord Station, Pa. A \$35,000,000 mortgage from the Norfolk and Western Railroad Com-

Columbus, O. The International Brotherhood of Stationary Firemen indorsed the acgoing out in sympathetic strike.

Beaver Run Valley. It turned over at the bottom of a grade and 10 people were injured, I fatally.
Mrs. Charles W. Fairbanks was tendered a reception during the celebration of the Old-Home Week at Marysville, O.

The Citizens' Alliance has threat-Russia in the Orient.
It is anticipated that the Japanese charged with the riot at Victor with ened the bondsmen of the miners make deportation,

President Roosevelt has appointed Regis H. Post to be secretary and E. S. Rockwell to be auditor of Porto

Carrie Nation has given over a thous-and dollars to the Home for Wives of Drunkards, at Topeka, Kan. Mrs. Ida Stebbins shot and killed her husband near Golden, Cal. Vincenzio Mannino, the Italian con-

tractor, of Brooklyn, whose six-year-old son, Antonio, has been kidnapped, offered a reward of \$500 for the return of the boy, and also offered to pay liberally for any information con-cerning his lost child. Willie Mungen, alias Frank Davis,

murder of another colored woman, in cruisers, eight small cruisers and 17 Jacksonville, Fla., years ago.
torpedo boats. The port had been bombarded with siege guns for the formerly president and treasurer of past four days." the Reinger Lumber Company, was
This is all of the dispatch that is arrested on the charge of embezzling funds of the company amounting to

At Helena, Mont. Isaac Gravelle, on trial for dynamiting the Northern Pacific Railway last year, committed suicide in an ante-room of the court

war. The departure of the squadron Mines in the Birmingham district in the face of the superior Japanese are working on small scale with union and nonunion men. Fusion has been effected between

ron was taking desperate chances, but Nebraska Democrats and Populists on James H. Montgomery, vice-

The property and franchises of the Brunswick and Birmingham Railroad Company were bought by the Atantic and Birmingham Railroad Com-

for \$1,000,000. zacoalcos and five at Tehuantepec. There have been no deaths at the

Miss Lizzie Carson and Miss Margaret Gillie, both from Philadelphia, were drowned while bathing at a dan gerous part of the Cape May beach. Many business houses of Pueblo are closed, and several persons have lost

Foreign.

In her reply to Great Britain in the ase of the destroyed steamer Knight Commander Russia does not recede from her former position, though assurances are given that no more neutral ships will be sunk.

Germany will not further pursue the case of the steamer Thea, sunk by Russia, and which was chartered Japan, because her position might we the question of her protection of Japan's commerce.

The family of the late Waldeck-Rousseau, former French premier, are in receipt of condolences from promipersonages.

Hamet Jaiya, principal secretary to the Moroccan Minister of War, has been arrested under the orders of the In the House of Commons Secre tary Brodrick announced that the British do not intend to occupy Tibet per-

manently. Mr. Lewis Nixon, of New York, has losed a large contract with Russia for building ships for the Black Sea. An arbitration convention between Sweden and Norway and Great Bri

tain was signed. The General Conference of the So iety of Friends began at Toronto. in Paris, stealing the petty cash and some stamps, but were unable to break into the safe, which contained \$5,000 for their part in the killing of Lane, in cash and some important docu-

> The British Liberals won another victory in Northeast Lanark, electing their candidate over the Unionist can

> Emperor William has expressed his sympathy for the death of General Yamaguchi, of the Japanese Army. The British Admiralty has invited the Clyde shipbuilders to make bids to build two big battleships. The convention of the international

Brotherhood of Engineers was begun Former Premier Waldeck-Rousseau

died at Paris as the result of an opera-

JUDGE PARKER ACCEPTS

Democratic Candidate for Presidency Notified of His Nomination.

SIMPLE CEREMONIES AT ROSEMOUNT.

The Notification Was Brought to Judge Parker by Representative Champ Clark, of Missouri, as Chairman of a Committee Representing Every State and Territory in the

Esopus, N. Y., (Special). - Alton by practically excluding competition. With so large a market and highly Brooks Parker, whose home is at Rosemont, near this village, was Wednesday afternoon formally notified of tation of all engaged in the same but his nomination for the Presidency by the Democratic party.

Accompanied by other prominent Democrats, a committee of one from on announced its decision regarding each State and Territory, appointed by the recent Convention in St. Louis, chme to Esopus on the steamboat Sagamore, from New York, and took that the effective rememdy would be part in the exercises. The party num-Former Congressman George Brickbered more than 500. They were joined by relatives and neighbors of Judge Parker.

The programme of notification was a simple one. Congressman Champ were injured in a trolley car wreck Clark of Missouri, chairman of the committee, addressed the candidate, and handed him a written notification, signed individually by the members of the committee. Judge Parker responded with a speech which was the the will of the people themselves. first since his nomination, and is of greatest importance, because it declares his views on the great public quespany to the Guaranty Trust Company of New York was filed for record at paign. paign.

Esopus, N. Y., (Special).-When formally notified that he had been nominated for the Presidency by the A summer trolley car ran away in Democratic party, Judge Parker addressed the notification committee and others present in part as follows: "Mr. Chairman and Gentlement o

the Committee: "I have resigned the office of Chief Judge of the Court of Appeals of this State in order that I may accept the

responsibility that the great Convenwithout possible prejudice to the Court to which I had the honor to belong, or to the eminent members of the judiciary of this State, of whom I may now say as a private citizen I am just-ly proud.

Famous Message Recalled.

"At the very threshold of this re-sponse, and before dealing with other subjects, I must, in justice to myself and to relieve my sense of gratitude, express my profound appreciation of the confidence reposed in me by the Convention. After nominating me and subsequently receiving a communication declaring that I regarded the gold standard as firmly and irrevoca-bly established, a matter concerning which I felt it incumbent upon me to make known my attitude so that hereafter no man could justly say that his support had been secured through indirection or mistake, the Convention reiterated its determination that I should be the standard-bearer of the in the present contest. This mark of trust and confidence I shall ever esteem as the highest honor that could be conferred upon me-an hon-or that, whatever may be the fate of the campaign, the future can in no degree lessen or impair.

The Platform.

"The admirable platform upon which the party appeals to the country for its confidence and support clearly states the principles which were so well condensed in the first inaugual address of President Jefferson, and points out with force and directness the course to be pursued through their proper ap plication in order to insure needed reforms in both the legislative and administrative departments of the Government.

Executive Power Usurped.

"Occasionally, by reason of unnecessary or impatient agitation for reforms, or because the limitations placed upon the departments of Govern-Three cases of yellow fever were ment by the Constitution are disre-reported at Vera Cruz, three at Coatplish that which to them seems good, whether the power exists in them or not, it becomes desirable to call at-tention to the fact that the people, in whom all power resides, have seen fit, through the medium of the Conpowers conferred and to say to de-partments created by it: 'Thus far shalt thou go and no farther.' To secure the ends sought the people have by the Constitution by the Constitution, separated and distributed among the three departments of Government-the executive. legislative and judicial-certain powers, and it is the duty of those administering each department so to accuse to preserve, rather than to destroy the potency of the co-ordinate branches of the Government, and thus secure the exercise of all the powers conferred by the people.

Tariff Law. "The present tariff law is unjust its operation, excessive in many of its rates, and so framed in particular in tances as to exact inordinate profits from the people. So well understood has this view become that many prominent members of the Republican party and at least two of its State Conventions, have dared to voice the general sentiment on that subject. That party seems, however, to be col-ectively able to harmonize only upon plank that admits that revision may from time to time be necessary, but t is so phrased that it is expected to ber of years.

Scalped By An Automobile.

New York, (Special) .- As Miss M. Doughtery, of Rochester, N. Y., was tepping out of an automobile in Cenral Park she slipped and fell, and her hair became caught in the crankshaft the engine, which was still in mo-The crankshaft wound up the air till it pulled her head to the end of the shaft, and then it ripped off her scalp. She was taken to a hospi-tal, where it is said her wound is a very severe one, but that she will regular quarterly dividend of 11/4 per undoubtedly recover.

Trial Costly to the State.

St. Louis, (Special).-A transcript containing 1,684,300 words and costing the state for stenographers' work the state for stenographers' work We have plenty and a few millions more than \$1,000 has been made of the shipped abroad will do no harm. evidence in the case of F. Seymour Barrington, the alleged English lord who was convicted at Clayton several months ago on a charge of murdering James P. McCann, the horseman, and sentenced to be hanged. Before presentation to the Supreme Court, with the appeal, the transcript duplicates will have to be compared with the original at an additional cost of \$1,000.

be satisfactory to those in favor of an increase of duty, to those who favor a reduction thereof, and to those pposed to any change whatever.

Common Law Controls Trusts.

as well as in those things that are employed upon the farm, in the factory

and in many other fields of industry,

have been encouraged and stimulated

by excessive tariff duties. These op-erate to furnish a substantial market in the necessaries of 80,000,000 people.

remunerative prices continuing long after the line of possible competition would naturally be reached, the temp-

iness to combine so as to prevent com-

duction of prices, has proved irresisti-

for the people as a whole, and it would seem as if all ought to agree

Long a World Power.

tion.

GEORGE C. VEST IS BEAD.

Had Been Critically III a Long Time at Sweet

Springe, Mo.

Sweet Springs, Mo., (Special),-Af-

er lingering for weeks between life

and death former United States Sena-

tor George G. Vest passed peacefully

away Tuesday. He had been so near

death for the past three days that the

Mr. Vest was conscious until about

he sank into a state of coma, from

At the bedside when the end came

physician; Senator Vest's son, Alex-

ander, his daughter, Mrs. George P.

Jackson, and her husband, and

end came without a struggle.

"Ours is a world power, and as such

conditions is most unfortunate

petition at home and a resulting

acting laws that foster such

Naphtha Launch, With Fourteen Passengers Capsized. The combinations, popularly called trusts, which aim to secure a monop-oly of trade in the necessaries of life,

Steam Pleasure Launch.

Washington, D. C., (Special).-Ten persons out of fourteen in a steam aunch, all of this city, who were pectators at the twelfth annual regata of the Potomac Boat Club here were drowned through the overturnng of their craft.

ble in a number of cases. All men must agree that the net result of enthe running of the second race.

it must be maintained, but I deny that it is at all recently that the United States has attained that eminence. Our country became a world power Our country became a world power and aroused considerable enthusiasm acceptance of the American list of thrown off foreign domination, the people established a free government, both ashore and affoat. Amid the institutions and missionary dwellings both ashore and affoat, whistles clanging of filed with the Porte eighteen months. Will not be a Candidate for Re-elec-

"I accept, gentlemen of the commit-tee, the nomination, and if the action site the fateful launch. Those in the latter were keyed up to a high pitch of the Convention shall be indorsed by an election by the people, I will, God helping me, give to the discharge of the duties of that exalted office the best service of which I am capable and at the end of the term retire to private life. I shall not be a candidate for, nor shall I accept, a renomina-

side to get the best view of the race The sudden pressure of fourteen persons to one side of the boat, to-gether with the strong current under the lightened side of the launch, made it turn turtle, and nothing but the keel could be seen for a moment. Then several heads were seen to rise at the stern of the boat, where a rope was fastened, and gave support for a few moments. The press boat, containing half a dozen newspaper reporters, was passing within a few yards at the moment, and by reversing engines came to an almost immediate stop. Life preservers and 2 o'clock A. M. Sunday morning, when ropes were thrown to who had all gathered about the single end of the boat that showed above

his life his breathing was barely perplete confidence that they would be rescued. Two of the women were being supported by the men at the top of the rope when the press boat had approached within five yards of them, when they all suddenly sank from view vas his wife, Dr. Jarvis, the family

Mrs. Thompson, a niece of Mrs. Vest. The body was taken in a private car of Mr. A. A. Allen, vice-president and general manager of the Missouri. Kansas and Texas railroad, to Louis, where the interment will take George Graham Vest was born at

rankfort, Ky., December 6, 1830, of irginia parents. Educated at Centre College, Dan-ville, Ky., graduating in 1848. Studied law under James Harlan, Attorney-General of Kentucky, and

being admitted to the bar in 1852. In 1853 moved to Georgetown, Mis-In 1860 elected to Missouri Legis-Joined Confederates under General

Price in 1861, but chosen to Confeder-Resumed law practice at Sedalia, Elected United States Senator in

878 and served continuously until March 4, 1903. Married in 1854 to Miss Sallie E. Sneed, of Danville, Ky., who survives him, with three children.

EIGHT MEN PERISH.

Heavy Rains Cause a Catastrophe in Gold Mine.

Salisbury, N. C., (Special-Information has been received here that the Barringer gold mine, located near Gold Hill, N. C., Rowan county, was suddenly flooded with water causing the instant death of eight men em-

loyed in the mine. Nine men were in the mine shaft, when a large pond located near the entrance to the mine suddenly broke cose, the breakage being caused by excessive rains, the waters rushing in with terrific and deadly force to a depth of about 100 feet upon the ho were powerless to save them-

Mr. Thomas Moyl, manager of the plant, was the only one to escape

The mine is filled with water one of the dead hodies have yet been recovered. The flooded mine is the property of the Whitney Reduction Company, of Salisbury and Pittsburg, Pa., and has been operated for a num

FINANCIAL.

Money continues to be a drug on The banks hold more than they desire. Samuel Spencer, president of the Southern Railway Company, sailed for

Europe.

P. W. Harding is dead. He was the specialist" in Eric on the New York Stock Exchange. The American Telegraph & Cable

Railroad earnings are improving The passenger business is very heavy and the freight traffic is larger. Gold has been ordered for export

Railroads ordering cars recently have been able to obtain all steel cars for \$800 each, as against \$1200 a couple

of years ago. The Treasury Department has been notified that the steamer Doric, from Yokohama, is bringing another large consignment of Japanese gold yen, in payment for goods purchased in this

DEATH CAME TO TEN

HAD BEEN WARNED OFF COURSE.

Ten Persons Were Drowned in the Upper Potomac in the Course of the Regatta of the Potomac River Regatta Association-The Victims Were Passengers Aboard a

The Potomac was lined with specators in canoes and larger pleasure boats to witness the races. A few of these boats were late in starting and, an attempt to delay a settlement. In contrary to instructions, kept to the the course of the discussion the Turk-Washington shore of the river. The launch that was upset was loaded to

bells and loud cheering, the racers

of excitement and were entirely un-aware of the dangerous course of their boat as it was steered directly toward a large waste flume of a mill gushing forth big volumes of water that caused a heavy undertow and eddy. The launch ran into this dangerous current just as the single scullers were passing opposite on a line, and everyone launch crowded over to one

which he never aroused. The power water. Half a dozen were clinging to of speech left him on Saturday morning, and during the last 36 hours of thing in reach that offered them sup-

and never appeared above the surface until dragged out dead.

The weight of six people on one rope, all clinging together so that it must have been impossible for anyone to disentangle himself, together with the strong undercurrent at this point, must have made it impossible for any of the drowning persons to rise to the surface, where they would have had every chance for being rescued.

BRYAN LOSES \$50,000.

The Bennett Will Case Decided Against Himat Transylvania University, Kentucky. "Scaled Letter" Rejected. laven, Conn., (Special).-The of the Superior Court in rejecting as evidence the "scaled letter" William J. Eryan was to receive \$50,-

> August 9, 1903. November 6, 1903. the Probate Court approved his will, but declined to admit to probate a sealed letter referred to in the will. Bryan, as an executor, and individually, appealed from the decision of the Probate Court and also instituted an action requesting a construction of the will by the Superior Court. Simultaneously counsel for the testator's widow and other heirs appealed from the decision of the Probate Court in admitting the will, alleging undue in-

fluence on the part of Bryan. Judge Gager, in the Supreme Court, ruled that the scaled letter was dispositive in character and therefore came within the statute governing wills, which provides that every paper that is codicil or testamentary must be attested by three witnesses. Judge Gager also ordered the Bennett ap-

peal stricken from the trial list.

Adrift on a Raft. Lowell, Mass., (Special).-By the breaking of the chains which had held it to the shore, a landing raft crowded with picnickers was set adrift in Lake Kabnassett at West Chelmsford and in the panic which ensued 25 women and children were pushe overboard into 15 feet of water, whi many others received painful bruises.

Mrs. Maybrick Sails.

London, (By Cable) .- Mrs. Florence Maybrick left Rouen alone and did not announce her destination. She possibly joined her attorney, Mr. Hayden, and sailed on the Red Star Line land.

Train Went Through Trestie. Glenwood Springs, Col., (Special) .-

An eastbound freight train on the Denver and Rio Grande has gone through a trestle, near Antlers, on the joint track of the Rio Grande and Colorado Midland. The trestle had been weakened by a cloudburst which flooded the dry arroyo, which was crossed by the trestle. The locomotive passed over, but the three cars following went through the trestle and caused the locomotive to overturn. The firewent through the trestle and cause the locomotive to overturn. The fire man sustained a broken arm. Par senger traffic was tied up for awhile.

SETTLED AT LAST.

Issues Between the Porte and United States Arranged to Satisfaction of Both Nations.

Constantinople, (By Cable) .- The issues between Turkey and the United States have been arranged to the satisfaction of both governments,

A conference between Minister Leishman and Izzet Pasha, secretary of the palace, and Nedjib Melhame, assistant minister of public works, occurred at Mr. Leishman's summer residence at Therapia and lasted eight hours, during which Izzet Pasha exchanged communications with the palace. The fact of sending a palace functionary unacquair ed with the question to discuss the matter with Mr. Leishman is typical of Turkish

methods. The Sultan's ignoring of the proper channel, namely the Porte, is much commented upon as evidently being ish delegates attempted to impugn the character of some of the schools and contested the American claim to twice its normal capacity and was be granted certain privileges given to steaming slowly up the river during similar French institutions. Mr. Leishman, however, firmly refused to con-The race was an unusually close one and aroused considerable enthusiasm acceptance of the American list of

The American minister pointed out were rowing a neck-and-neck contest that the Forte had ampie time to as they approached a point opponothing, and Mr. Leishman positively refused to listen to any suggestion regarding treatment differing from that accorded to the schools, &c , ander the protection of other powers. The delegates finally left in order to report to the Sultan, promising a fav-

orable reply.
The protracted conference appears to have settled one of the matters agreed upon at the time of the Beirut incident, but never executed, namely, the payment to an American citizen of Smyrna the sum of \$25,000 being the value of land on which Moslem refugees illegally settled. This amount will now be paid.

Washington is Sanguine. Washington, D. C., (Special) -

There was some expectation that the state department would be able San-day to announce the successful conclusion of the negotiations with Turkey looking to the prevention of discrim-mation against American citizens there. An answer has been received from the Turkish government which is regarded as satisfactory, and to make sure that there will be no misunderstanding as to the agreement the state department embodies its own construction of that agreement in the last chapters

of the correspondence.

But there has been some delay in the exchange of cable messages. Mean-while Admiral Jewell's fleet will remain at Smyrna awaiting notice from Minister Leishman. It may be said, lowever, that the incident is practically closed, with a victory for the state department on all points.

ERROR CAUSES COLLISION. Mother and Her Three Children Killed in Railroad Wreck.

Chicago, Ill., (Special) .- A mother and her three little children were killed, and a number of other persons seriously injured in a collision between a westbound Baltimore and Ohio local passenger train, known as-No. 17, and a Chicago and Eric freight train at the Brighton Park railroad crossing, at Western avenue and West

Thirty-ninth street. Supreme Court of Errors handed down fort on the part of the crossing flag-The collision followed a frantic efa decision here sustaining the verdict man to change the course of the freight train to the crew of which he had given a signal that all was clear ate Congress in the fall and later ooo from the estate of Philo S. Ben- for them to back over the Baltimore elected Senator.

The opinion is written by Chief and Ohio tracks. The passenger train for them to back over the Baltimore Justice Torrance, and all the associate judges concur.

Bennett was killed in an accident of the coaches were overturned.

Family of Six the Victims. One of the freight cars crashed through the woodwork of one of the coaches, where the four who were killed were seated. They were a family of five, and C. C. Schwartz, the father, was the only one who escaped with his life. Although taken from the wreck unconscious and suffering from broken bones and bruises, it is believed that his injuries will not prove fatal. The mother and the

three children were killed instantly.

Three Fatally Burned By Varelsh. New York, (Special).-By the boiling over of a tank of varnish in the varnish works of the Travers-Bailey Company, in Brooklyn, James W. Travers, of the firm; his sister Annie, who was his bookkeeper, and William Slowey, the varnish maker, were fatally burned. The burning varnish set fire to the building, causing damage to the extent of \$10,000.

Train Derailed By Herd of Cows.

Johnstown, Pa., (Special).-A passenger train on the South Fork and Dunlo branch of the Pennsylvania while railroad, while backing from Lovett to Landfair struck a herd of five The most seriously injured was Mrs. Gertrude Weaver, who was trampled upon and who suffered from nervous shock.

A New Counterfeit Appears.

Washington, D. C. (Special)-Chief Wilkie, of the United States Secret Service, has received from Boston a new ciunterfeit \$2 silver certificate of the series of 1899, check letter A. steamer Vaderland from Antwerp. A dispatch to a news agency from Bussels says it is asserted at Antwerp that Mrs. Maybrick sailed for America under an assumed name on the Vader-Lyons register, Roberts treasurer of he note is heavy and blurred.

Heir Born to the Emperor.

St. Petersburg, (By Cable) .-- A son An eastbound freight train on the and heir to the Russian throne has