

# MACLAY MUST GO

Man Who Created All the Trouble is Ousted.

## PRESIDENT EXERCISED PREROGATIVE

River Steamer Burns—Whole Family Asphyxiated—Street Car Accident in San Francisco—Arrested for Disturbing Religious Meeting.

Secretary Long has discharged Edgar Stanton MacLay from his position as a skilled laborer in the Brooklyn navy yard, Mr. MacLay having refused to resign when requested to do so. Mr. MacLay is author of a naval history, and in his last volume sharply criticized Admiral Schley and denounced him as a cad, poltroon and coward.

Secretary Long's action was taken by direction of the president and followed a conference between the president and the secretary, who took to the white house with him a letter from MacLay in response to the request for his resignation sent by the secretary. In this letter MacLay submitted that he could not be removed or be compelled to resign without definite charges being made against him and without having an opportunity to answer those charges. Although the civil service rules give employees of the public service the opportunity of answering charges that may be preferred against them the president exercised his prerogative in the present instance and directed MacLay's removal, it being held that the latter was aware unofficially, if not officially, of the reasons which actuated the executive in taking the course determined upon.

Secretary Long said the action taken would dispose of the case finally.

## GUILTY OF MANSLAUGHTER

Jury So Decide in the Case of Newell C. Rathbun.

Newell C. Rathbun, who was tried on the charge of murdering Charles Goodman by giving him poison at Jeffersonville, Ind., was found guilty of manslaughter and his punishment was fixed at two to fourteen years in the penitentiary. The jury had been considering the case since Saturday. Rathbun's attorneys asked for a new trial and the motion will be argued later.

Charles Goodman, Rathbun's alleged victim, was found dead last month in a hotel in Jeffersonville, Ind., after he had spent some time with Rathbun. His body was shipped to Little Rock, Ark., where Rathbun's wife lives, as that of Rathbun, on whose life an insurance policy for \$1,000 had been issued. Following the discovery that the body was not Rathbun's came Rathbun's arrest at Louisville where he had enlisted under another name in the United States army. The corpse was later identified as that of Charles Goodman, a wanderer, who came to Louisville from Evansville, Ind., and met Rathbun in front of the Salvation Army headquarters.

## LEO IS HOPEFUL

Thinks United States Will Appoint Envoy to Vatican.

The London Pall Mall Gazette publishes the following dispatch from Rome:

The vatican is becoming decidedly more hopeful that the United States will yield to the pope's great desire and appoint a diplomatic representative to the vatican. So anxious is the pope for the success of his project that he would be satisfied at present with a semi-official representative, in the hope that he would eventually be turned into a minister or ambassador. It seems that Washington is not unwilling to discuss the matter and the vatican has intimated in return its desire to meet American wishes in Cuba and the Philippines and possibly create another cardinal in the United States. The pope is somewhat opposed to the latter step while Cardinal Gibbons lives but he may compromise the matter by creating Archbishop Ireland or Archbishop Corrigan cardinal of the curia, outailing living in Rome.

## One Dead and Many Injured.

One person was killed and nine others injured in a peculiar accident on the Fillmore street electric car line at San Francisco.

For four blocks south of Union street the grade is so steep that the cars have to be pulled up the hill by special machinery. As a car containing fifteen people had nearly reached the top of the hill, it broke loose in some manner and rushed down the grade with frightful speed. It kept the track until Union street was reached. Here there stood an empty car, waiting to be hauled to the summit. This obstruction was crushed into and wrecked by the runaway car, which then jumped the rails and was brought to a standstill by a telegraph pole, which it struck with terrific force, completely demolishing the car and scattering its occupants in all directions.

## No Agreement With Brigands.

A correspondent at Constantinople of the Associated Press was informed that the American legation that no agreement had yet been arrived at with the brigands who hold Miss Stone captive, and that it was unlikely that anything would be settled in this connection for another ten days. Advice received from Sofia are to the effect that M. Tsilka has heard that Mme. Tsilka, his wife, is doing well, but cannot be moved for another week. The same advice say Miss Stone is also well.

# MACLAY LIKES HIS JOB

Civil Service Laws, He Declares, Protect Him.

Edgar Stanton MacLay, whose connection with the Schley case led President Roosevelt to request his resignation as special laborer in the navy yard, made formal demand for trial by usual naval procedure. He averred that his case came under the civil service law and that he could not be dismissed without formal charges, trial and conviction. The request for his resignation was sent to him by Rear Admiral Barker, commander of the navy yard at Brooklyn, and he replied at once by letter, formally setting forth his position.

Discussing the case MacLay said: "The president cannot have me discharged under the law, as I see it. I do not see how he can force me out. I am protected by the civil service laws enacted by congress, whose enactments the president is bound to execute.

"I do not positively know, but I believe my position under civil service furnishes me complete protection so long as I violate no rules of the service, and that I have not done, and that I have so stated in my letter to the commandant in answer to the request for my resignation. No, I did not say that the president is as bad as the czar of Russia.

"I have done nothing more than write the commandant and ask that charges be preferred against me, and I will do nothing more just now. I have not been suspended and am working here today, as I have been doing for fifteen months. I have tried to do my duty here and have broken no rules and shall simply stand by my rights, more for the principle of the matter than anything else, for my position here pays me very little and is chiefly valuable because of the experience and information it affords me as material for my books."

## DIES IN ELECTRIC CHAIR.

Murder Dispatched According to New Massachusetts Law.

Franceszk Umilian was electrocuted at the state prison Charlestown, Mass., for the murder of Kasimiers Jadrusek on December 31, 1899. The murder for which Umilian died was as follows: Kasimiers Jadrusek disappeared in December, 1898, from the farm of Monroe Keith in Granby, western Massachusetts. He and Umilian were farm hands there. In the following April Jadrusek's body cut up and headless, was found in a sack in an unused well. Two days later the head was uncut and on strong circumstantial evidence. A corn cutter was used to cut up the body. The motive was that Umilian was angry because Jadrusek had written to a priest at Chicopee before he (Umilian) was married to a domestic employed by Mr. Keith, warning the priest that Umilian had had a wife and family in Poland.

## WAR INEVITABLE.

Diplomatic Relations Broken Off Between Argentina and Chile.

Secretary Hay has received a cablegram from the Chilean Minister Wilson at Santiago de Chile, confirming the report that the resources of diplomacy had been exhausted in the effort to settle the dispute between Chile and Argentina and that diplomatic relations had been broken off through the withdrawal from Chile of the Argentine minister. Touching the proposition emanating from the Argentine side to refer the dispute to Great Britain as an arbitrator the Chilean representatives claim that this was their original proposition. This being the case, it is believed there is a way open for a peaceful adjustment of the trouble.

## Family at Fort Wayne Asphyxiated.

Two are dead and one will die as the result of asphyxiation at the residence of George Schaffer, a wealthy retail grocer of Fort Wayne, Ind.

Schaffer was a German, sixty-five years of age, who had made a comfortable fortune in the grocery business. Henry Anderson, aged sixty years, a veteran of the civil war and a lifelong friend, was his companion. A nephew of Schaffer, his only relative, went to the house with Christmas presents. He found the place locked and forced an entrance, and the bodies of the James woman and Anderson were found in the upper part of the house. The woman was dead, but Anderson still showed signs of life and was taken to the hospital. The physician says he cannot live. An investigation by the police showed that the chimney flue was obstructed with soot and the gas had filled the house, which was tightly closed.

## Steamboat Burned.

The steamer Sun, employed in the Memphis and Fulton trade, burned to the water's edge, and four lives were lost. The fire was discovered at 4:10 a. m. and spread with such rapidity that the steamer was a mass of flames when the department responded to the alarm. About fifteen passengers were asleep on board when the fire broke out.

## Fell Dead While Milking.

Mrs. John Krapp, living near Coffeyville, Kas., dropped dead with heart trouble while out in the barn lot milking.

# A BATTLE FOUGHT

Desperate Conflict in Which Four Hundred are Killed.

## GOVERNMENT TROOPS ARE VICTORIOUS

Broken Rail Wrecks a Train—Powder Mill Blown to Pieces—Grand Island Man Hangs Himself—Horses Poisoned at Columbus.

News has been received that General Martin, the Colombian revolutionary leader, attacked Honda, on the Magdalena river, December 10, with 1,200 men. The garrison, consisting of 450, fought from 6 a. m. to 11:30 p. m. At 8 p. m. the garrison received reinforcements numbering 200 men.

The battle started on the outskirts of the city and ended at Carecol, nine miles from Honda. Bayonets and machetes were used. The government forces were victorious.

Four hundred men were killed in the battle.

## Says Husband Was Killed.

The Helena, Mont., police are investigating a story told by Mrs. Mary Hansen, which involves the alleged murder of her husband at Belvidere, Ill., eight years ago by Charles Buell. The woman and Buell arrived at Helena a few weeks ago from Iowa, making the trip overland in a buggy. The woman had Buell arrested for ill-treatment and to the county attorney she stated that while living with her husband at Belvidere, Ill., Buell and Hansen went out hunting together. Hansen never returned. According to the woman's story her husband was drowned by Buell. Mrs. Hansen joined the Salvation army a few days ago and upon the advice of the captain of the army, it is said, confessed the story to the county attorney.

## Powder Explosion Creates Havoc.

An explosion in the barrel mill of the Moosic Powder company at its Jermy, Pa., works blew the mill and some adjoining buildings to pieces and broke windows for miles around. The shock was plainly felt a distance of fourteen miles.

Jacob Hiller, who was in the engine room in the adjoining building, was fatally burned. Cohn Gibbs, George Gihart and George Forkel were caught by flying debris and badly injured. Glass blown from a window in Albert Carey's house struck his daughter and cut a deep gash in her neck. It is feared she is fatally injured. Scarcely a store or residence in Jermy escaped with a whole pane of glass.

## Four Years for Dusseldorf.

Joseph Dusseldorf, who was convicted in the Dodge county district court at the last term of murdering Arthur C. Payne in a drunken box car brawl at North Bend last spring, was sentenced to four years at hard labor in the state penitentiary by District Judge Hollenbeck. The jury brought in a verdict of manslaughter, the punishment for which is from one to ten years in the penitentiary. The motion for a new trial, which was heard last week, was overruled.

## Find the Mangled Remains.

A special from Cripple Creek says: Martin Gleason, fifty years of age, superintendent of the Wild Horse, Diamond and Deadwood mines, was found dead at the bottom of the Kalamazoo shaft, 500 feet below the surface of the ground. The body was horribly mangled.

## Three Killed by Explosion.

An explosion at the old Sharpville, Pa., furnace wrecked the furnace and killed three men. Another workman was probably fatally injured.

## Ten Killed and Fifteen Wounded.

Details received at London from South Africa of the ambuscade near Beginderyn, Orange River colony, December 21, of two hundred mounted infantry by three hundred Boers and forty armed natives, led by Commandant Britz, shows the British losses to have been ten men killed and fifteen wounded. The losses to the Boers are not known.

## To Prosecute Nealey.

Chief Postoffice Inspector W. E. Cochran, accompanied by a large number of postoffice inspectors, will leave Washington for Havana, to be present at the trial of Charles P. W. Nealey, former chief of the bureau of finance of the departments of posts of Cuba, which will begin January 2.

## Fatality Follows Accident.

A special from Berela Station, N. M. says that passenger train No. 1, northbound, on the Colorado & Southern railroad, was wrecked by a broken rail four miles south of Berela Station. The day coach, cafe car and sleeper left the track, immediately after the accident the wreckage took fire and only by rapid work were the passengers all rescued before the cars were burned. The sleeping car was entirely consumed. One man whose name was not learned was probably fatally injured.

# ENTICED FROM HOME.

Two Wichita Girls Disappear With a Stranger.

A warrant has been sworn out in the city court of Wichita, Kas., charging William Sledge with enticing Flora Ellsworth and Ethel Cole away from their homes. The officers immediately began a search and found that the man had purchased tickets for the three over the Missouri Pacific for Clearwater and that they left the city on the train. The officers telephoned to Clearwater and found that they had left that town. The officers at Clearwater said that people answering the description given had come in over the Missouri Pacific and had immediately left over the Santa Fe with the intention of getting on the Rock Island there and going to Caldwell.

Sheriff Simmons then telephoned to Caldwell and gave a description of the parties to the officers there and told them to arrest them. The sheriff received a message from the marshal at Caldwell that the parties were captured and would be held until the Sedgewick county officer could come after them.

Sheriff Simmons will bring the three back to Wichita and Mr. Sledge will be given a chance to tell his side of the case to the judge of the city court.

Miss Ellsworth is seventeen years of age, and has lived in the city a number of years. Her father is H. R. Ellsworth, a laborer living on Ida avenue. Miss Cole is sixteen years of age, and is a daughter of G. R. Cole, a laborer also living on Ida avenue. The girls have been close friends for a number of years. They have never shown a disposition to be bad, according to their friends' statements, and no reason could be assigned to their going away from home, especially as they are well treated, and it is alleged that they have known the man they ran away with but a very short time.

## MYSTERIOUS MURDER.

Bodies of J. F. Bull and Wife Are Found Dead.

George Anderson, having business with J. F. Bull, a real estate dealer of Parsons, Kas., called at his home and was unable to find him. He had not been seen for two days. This caused suspicion. Marshal Bennett forced an entrance and found the bodies of Bull and his wife murdered.

Mrs. Bull was lying across the bed with her skull crushed and a stab wound near the heart. The body was hanging partly over the bed. Blood was upon the floor. Bull's body was lying in a corner of the room face downward, beside a fallen chair. The house was lighted. All doors were securely fastened. There was no evidence of a struggle. The silverware and jewelry had not been disturbed.

No clue has been found. Bull and his wife were a respected couple. Each was about fifty-five years old. They lived alone in a handsome house and possessed considerable wealth.

Bull came to Parsons from Seneca, Kas., about two years ago and engaged in the real estate business. He and his wife lived alone at their home and were considered wealthy. They were prominent members of the Methodist church. Bull was seen upon the street but did not appear at his office and people who had real estate transactions with him went to the house several times to see him and not finding any one at home this led to the discovery.

## Salina Has a Sleeper.

In the presence of a large crowd, Athol, whose manager claims he is a former partner of Atheno, of Kansas fame, was buried in a grave in the heart of the business part of Salina. The weather was extremely cold. The man's name is Harry Kenebrew, and he is said to have formerly lived at Harper, Kansas.

## Salina, Kas., Treasury Empty.

The city expenses of Salina for the past month have been unusually heavy, reaching the sum of \$4,561.82 against \$1,079.97 the month before, while the city treasury is as empty as old Mother Hubbard's cupboard. The expense bill embraced forty-nine different items, one of the Salina Waterworks company amounting to \$2,653.10.

## Cattleman is Missing.

The creditors of S. L. Sullivan, an extensive cattle dealer of Waverly, Kas., becoming alarmed at his absence, with his whereabouts unknown for several days, have attached property to cover his obligations held by them. The extent of the resources and liabilities is unknown at this time.

## Cotton Mill Starts Up.

The cotton mill at Independence, Kas., is now fairly at work with everything running smoothly. It started in for steady work with forty-five hands upon its pay roll. It is likely to prove to be one of the most valuable industries in the city, for under the present management it bids fair to be a permanent and growing institution.

## Killed Forty-two of His Chickens.

Some unknown wild animal entered the chicken house of A. R. Garrett, a mile west of Coffeyville, and killed forty-two of Mr. Garrett's fine chickens. Among the hens were many full blooded Barred Plymouth Rocks. The chickens were all wounded in about the same manner, being eaten on the back.

## Badly Frozen.

Theodore Kent left Jewell City and started home near Ionia, twelve miles west, in the evening. Some neighbors saw a team and wagon standing on a hill and went to them. Kent had, it is said, been drinking and falling out of the wagon some time during the night injured his side. He was picked up unconscious, limbs and arms frozen. The doctors say that if he recovers at all amputation of both limbs and arms will be necessary. The horses stood silently through the night. Kent is a married man.

# SEVERAL WRECKS

Six Killed and Many are Injured as a Result.

## NEBRASKA PEOPLE NAMED IN THE LIST

St. Joe Clerk Commits Suicide—Tragedy on a Ranch in Keya Paha County—Marshal of Doniphan Shoots Assailant—Other News.

Four persons were killed and twenty-nine more or less seriously injured, in a collision on the Chicago & North-western railroad at Malta, Ill., sixty miles west of Chicago. The trains in collision were "the Omaha Flyer," an eastbound passenger train, known as No. 6, and an eastbound freight train. The wreck caught fire and two passenger coaches, one sleeping car and eight freight cars were burned and another sleeping car was partly burned.

The freight train had taken a siding at Malta, but the train was longer than the siding and the freight locomotive protruded upon the main track. The incoming train from the west was not stopped until the two locomotives "cornered" at the switch, the passenger engine being thrown into the ditch and several coaches piling upon the wreck. The cars caught fire from the locomotive.

A statement given out by officials of the railroad company explains that the switch at the east end of the siding was opened through mistake and the responsibility probably lies with some member of the crew of the freight train.

## CLAIM IS ADJUSTED

The Long Pending Suit With Mexico Arbitrated.

The state department has just added another to the long list of arbitrations which it has arranged within the last few years for the settlement of American claims. This arbitration will provide for the settlement of the "pious fund," which has been a subject of diplomatic exchange between the United States and Mexico since the Mexican war.

The claim arose through the failure of the Mexican government to pay to the archbishop of California interest on lands belonging to the Jesuits, for which the Mexican government acted as trustee. The claim was submitted to the Mexican claims commission in 1877 and judgment given in favor of the church for about \$1,000,000. The Mexican government claimed that that payment extinguished the claim, but the state department held that the interest began again from the date of the award and has run until at present it amounts to another million dollars. Personal representations by the archbishop of California, who recently was in Washington, and other dignitaries of the Catholic church, caused the department to press the matter with the result stated. The name of the arbitrator and other details remain to be announced.

## ASK IMMEDIATE REFORMS

Inhabitants of Danish West Indies Appeal to Mother Country.

A large, orderly demonstration took place at Christiansted, Island of Croix, Danish West Indies, December 26. Those who took part in it comprised representatives of the native, official and planting elements. Resolutions were made urging Denmark to introduce reforms and improvements in the Danish West Indian islands and to lift the islands out of the humiliations of the past. It was also set forth that the leading inhabitants of the islands, especially the natives of standing, merchants, planters and Danish subjects generally, desired that the island be not sold, but that commercial, industrial and social reforms under the Danish flag be instituted. The resolutions express confidence that King Christian and his ministry will consider the demands.

The procession, which was headed by bands of music, marched through Christiansted, carrying 900 flags and cheering for the king.

## Tragedy on a Ranch.

Word has just been received at Springfield, Neb., of the shooting and killing of a man by the name of William Bellisle, by a half-breed Indian, named Joe Boucher. The shooting occurred at Jack Libolt's ranch, about thirty miles northeast of Springfield. Officers will go to the scene. It is not known that Boucher has been captured.

## Engineer Dies of Injuries.

Troy Nicholson of Des Moines, Ia., an engineer on the Chicago Great Western railroad, died at the city hospital in Kansas City as the result of injuries received by falling from the viaduct of the elevated road near the union depot last Tuesday night.

## Killed in Mine Shaft.

At shaft No. 1 of the McAlister coal company at Hartshorn, I. T., while the cage was ascending with eight men it jumped its guidings about one hundred feet from the bottom of the shaft. Six of the eight men were killed. They were caught between the cage and the buntings and their bodies dropped to the bottom of the shaft.

All killed were Russians. There were two others, who held to the cage. They were only slightly injured.

# SHOOTS ASSAILANT

Was Looking for Trouble and Got Plenty of It.

The village of Doniphan is quite badly stirred up over a shooting affray which occurred in that city. At a ball the village marshal, Joseph Nelson, was called upon to keep order, and in admonishing one man who, it is charged, had used foul language, there was an effort to resist. The officer's club was brought down upon the head of the victim, and friends of the man guaranteed that he would behave, and no arrests were made. This man was Frank Adams. As far as Adams was concerned the incident was closed. But a little later Mark Snyder who thought any way that Nelson had it in for him, took up Adams' cause without solicitation, asked the marshal if he was trying to run the whole village, charged him with being in connivance with others in arresting people, with having threatened to shoot several of the citizens of the place and with looking for trouble. The marshal declared he was not looking for trouble, but looking after the men that were looking for trouble. On the charge or threatening to shoot the lie was passed between the two men and each, according to the statement of the other, struck first. It is admitted by Snyder, however, that he (Snyder) had Nelson down, when the latter raised his revolver and shot. The ball entered the left frontal bone, passing between the inner and outer plate of the skull and evidently being flattened out and lodged somewhere, probably near the base of the skull. The attending physician probed three-quarters of an inch, but did not find the bullet and there seeming to be no fracture of the skull or serious indentation, probed no further, it being possible that the ball will do no permanent injury. Snyder at present is able to sit up and be around. The marshal has a badly decorated eye and was bruised by other kicks and it appears that a gang that has no love for the marshal had it in for him. The better element of the community appears to support the marshal.

## DOUBLE WEDDING.

Twin Brothers Marry Sweethearts of Long Ago.

A romance started in Tanamaganche, Nova Scotia, culminated in Chicago, when twin Nebraska brothers, Allen N. and Donald M. McIntosh, took out licenses to wed respectively Miss Nellie S. Clark and Miss Jennie Cunningham.

Several years ago the twins left their old home at Tanamaganche, in Nova Scotia, and went west to make their fortune. Before leaving each had pledged to meet his betrothed after making his fortune, at some point between the place in which they should settle and their old homes. The young men settled in Laurel, Cedar county, Neb., where they built up a business of their own. On the marriage license affidavit Allen N. McIntosh is thirty-six years old and his bride-to-be, Miss Nellie Clark, is twenty-six years old. The twin brother's bride, Miss Jennie Cunningham, is twenty-five years old.

## Died Sitting in a Chair.

From 4 o'clock in the afternoon until 11:15 o'clock at night a dead man sat in a chair in a Denver saloon. His legs were crossed, his eyes were open and his position was so natural that no one suspected that a corpse instead of a live man was in the chair.

At last the saloon keeper decided to try and solve the mystery. He walked over to the chair where the stranger was sitting. He grasped the dead man by the shoulders and shook him.

"What's the matter with you?" he asked.

There came no reply. The arms of the dead man, released from their position by the shaking, fell limp at his side. The saloon keeper, badly frightened, called the police surgeon and the latter, after his arrival, saw that the case was one for the coroner.

## Has No Thought of Resigning.

The most positive denials are given of the story that F. D. Coburn, secretary of the state board of agriculture of Kansas, is to succeed Secretary Wilson, says a Washington dispatch.

When the fact that Governor Shaw had accepted the tender of the treasury portfolio was made public the announcement was made that Secretary Wilson would remain in the cabinet, and the same statement was reiterated at the White House in the most emphatic manner. The president is anxious that Secretary Wilson should remain, and that the secretary himself has informed the president that he will be glad to do so.

## Clerk Takes Poison.

Robert McElfresh of St. Joseph, Mo., recently of Chicago, a clerk employed by Swift & Co., died in a cell at the city jail. Death was due to arsenic poisoning. The poison was taken during the morning. McElfresh was taken to jail on the charge of carrying concealed weapons. He was ill at the time, but it was not thought he was in serious condition. He complained of being very sick, and Jailor Thomas sent for physicians. Before they arrived McElfresh was dead. He was deeply in love with a woman he met two weeks ago, and it is believed he took poison because she spurned his suit.

## Street Railway Man Killed.

In a collision between a street car and a number of freight cars attached to a switch engine, in Birmingham, Ala., E. W. Jones, conductor of the street car, was killed and two others badly injured.

The car, it is said, was going at a rapid rate of speed. The engine was pushing the freight cars ahead of it, and the first two cars were thrown from the track. Conductor Jones was killed beneath one of them.