

**SAYS HER SON
WAS MURDERED**

Name "Wild Beasts" is Applied By
Mrs. Sutton to Annapolis
Men.

HER LETTERS READ IN COURT

Expresses Her Belief That Killing
Was Premeditated.

BRANDS SUICIDE AS FALSE

Declares Her Boy Was F
to Death.

ADAMS, HER SPECIAL AGENT

Bitter and Accusing M
She
Wrote are Made Part
of Record in Court
Inquiry.

ANNAPOLIS, Md., Aug. 9.—At the reconvening today of the court of inquiry into the death of Lieutenant James N. Sutton, U. S. M. C., the judge, Major Henry Leonard, moved that the letters read at the closed session of the court on Saturday, when Mrs. Sutton, the mother of the dead lieutenant, was on the stand, be made public. This motion was criticized by Henry E. Davis, counsel for Mrs. Sutton, but the court ordered the letters read.

The reading showed that Mrs. Sutton identified a number of letters as having been written by her. The first of these was to Harry M. Swartz, the paymaster's office of the marine corps, Washington, D. C., and asked if he was a friend of her son to whom she could write with confidence as to his sympathy. A second letter to Mr. Swartz gave a version of what occurred on the night of Lieutenant Sutton's death, and also detailed wounds on the face and head, which Mrs. Sutton wrote had been inflicted upon her son. She referred frequently to those who were with Lieutenant Sutton when he was shot as "wild beasts." In this letter the name of Miss May E. Stewart of Pittsburgh was mentioned.

Calls Them "Low Brutes."
Mrs. Sutton asked Swartz to find out from Osterman and the others who were in the automobile with Sutton what had actually happened preceding the shooting. A third letter to Swartz gave further details of what Mrs. Sutton had, she said, discovered and referred to those who were with her son when he died as "low brutes," she referred to a letter from her son in which he described his fellow officers as "low cads" and referred in words of bitter criticism to Lieutenants Adams, Osterman and others.

This letter described the receipt of the news by her, at her home, of her son's death and said she felt at that time that her son was with her and that he described to her the manner of his death, which, she wrote, he declared was due to a shot fired by Lieutenant Adams. Mrs. Sutton wrote quietly while her own words as to her son's death were being used.

The reading of the record concluded, Mrs. Sutton was cross-examined by Mr. Finney and said she had received here information relative to the wounds which she believed to have been suffered by her son from the testimony at the first investigation.

All the letters of Mrs. Sutton which were ordered made public were addressed to Swartz and altogether make about 6,000 words.

In the second letter, which was written on April 9, evidently in answer to Swartz, Mrs. Sutton said that after Jimmie was killed Captain Marx and Lieutenant Uley took his keys and went through his trunk and everything. Can you tell me if they had a right to touch anything? To make it more horrible, Uley was with Adams and Osterman when Jimmie was killed. I believe he engineered that fight; that it was all planned.

Seaside Story Untrue.
"Jimmie was beaten to death," the letter continues, "and that shot was fired to hide the crime. His forehead was crushed, nose broken, lips cut open, teeth knocked out and an incision in the head half an inch long. . . . Just think what my poor boy's suffering must have been as he was beaten to death by those wild beasts. Good God! Mr. Swartz, the work of wild men, and this on their own sworn testimony, and still they are walking the streets today while my poor boy lies in the grave, stamped a suicide."

Referring to the ill-fated automobile ride, Mrs. Sutton declared that if "Jimmie" had been himself he never would have asked them (Adams, Uley and Osterman) to ride with him. Adams and Uley hated him, she declares. Mention is also made of Lieutenant Potts, Sumner and Shearer, who were in another automobile on the night of the tragedy. She speaks of a money transaction between her son and Shearer, and several times during her correspondence with Swartz expressed a strong dislike for him in uncompromising terms.

"On October 1," she wrote, "Jimmie borrowed \$11 from the bank. On October 2 he gave Shearer a check for \$10, and I wrote Shearer and asked him what it was for. He said he had just cashed it for Jimmie. I did not believe him, and wrote and told him what I thought of six men who would let a man in a helpless condition be taken out and beaten to death."

On subsequent occasions, when she had written Shearer, his replies were curt, she says.

Mrs. Sutton says she used to scold her son for being so generous, and his answer was: "Mamma, my greatest happiness is when I'm making others happy. It was Jimmie who loaned him his line, and it was Adams who sent him to his grave."

On May 4 Mrs. Sutton promised to send Swartz a copy of the first inquest testimony and a copy of what evidence she had later obtained. She recites her difficulties in obtaining anything definite about "Jimmie's" death.

Inquires About "Navy" Fall.
"Do you mean to say that if we prove what we know, these men cannot be punished simply because they belong to the navy? These men know why they are so secret about the affair, but we are not sleeping and I think the United States will be compelled to sit up and take notice of what kind of men run the navy and shield a pack of low brutes."

**Governor is
Guest of Honor
at the Oprey**

Executive Discusses 8-0-Clock Closing
law and Tries to Square Him-
self With the Knights.

Aston C. Shallenberger, governor of Nebraska was the guest of honor at the den Monday night and he and his colonels did homage to King Ak-Sar-Ben. The governor arrived a little late and the opey was late in starting, but when it was once under way it went with an elation which pleased all. No one seemed to enjoy the fun more than the governor, who sat in his shirt sleeves, surrounded by his colonels in full regiments.

Several parts of the opey have to deal with the 8 o'clock closing law and none applauded louder than did Governor Shallenberger and when he was introduced by the grand mufli to make a few remarks he told some funny stories about the 8 o'clock closing and tried to square himself with the str knights for the hand he had in putting the law upon the statute books.

"There has been a great deal said about the hour of the day, but you will learn to like it," said Governor Shallenberger, quoting from one of the choruses of the opey. He told of meeting a rough looking chap in the west who asked him, "Are you the Shallenberger who shut the booze off at 8 o'clock?" "No, I'm the Shallenberger who turns the booze on at 7 in the morning." Other stories of similar nature were told.

Omaha is to be congratulated on the great empire which lies back of it. No state in the union can show better for its population. We never knew of the panic and while traveling with some representative men from the east a month ago I scarcely knew what they were talking about when they referred to the panic.

"I used to look with envy on some of these older states with their mines, but mines some day fall to produce whereas the soil of the great state of Nebraska grows riches as the years roll by. It will produce more in a hundred years from now than it does today."

The governor said that he was going to leave Wednesday morning for Seattle, where they had no 8 o'clock closing law. Accompanying Governor Shallenberger were Colonels McDaniel, Getten, Byrne, Berryman, Marshall, Kennedy, McShane and Petherman.

"I come from a city where they have nothing but water and am sorry I did not get to Omaha before 8 o'clock, said Judge J. B. Barnes of the supreme court of Nebraska. "We of Nebraska are proud of Omaha for the growth of Omaha, means the growth and progress of the entire state. Judge Barnes told of a trip he recently made across the state and of the changed agricultural conditions which he found."

John A. Fox, representative of the Rivers and Harbors congress spoke most enthusiastically of the great advantages to be gained for the west by making the streams navigable. He said he did not know of a single thing which would so help the development of the north-west as to deepen the Missouri and make it ready for boats. He said that by so doing Omaha would become the gateway to a great empire, into which the many railroads centering at Omaha would all be feeders.

Grand Mufli Herring announced that Ak-Sar-Ben had a membership of 1,000, whereas a year ago the books showed but 356 members. He said that next Monday was to be hotel men's night when the members of the Northwestern Hotel Men's association would be guests of the king.

**Labor Trouble
is About Over**

Street Railway Companies and Union
Men are Getting Together
in Chicago.

CHICAGO, Aug. 9.—Diplomatic negotiations marked the progress of the street railway situation here today. While no definite proposal of peace was offered on either side, conferences which were held justified the conclusion that a settlement of the controversy without a strike or arbitration is only a few days off.

The union leaders refused the first offer made by the railway officials—that of a graded scale, giving the 30 cents an hour maximum to men who have been in the service fifteen years. The union men then put up the proposition of an increase of 1 cent an hour at once, and an increase of 2 cents an hour next year, and this proposition now is being considered by the presidents of the two companies.

**TARIFF MAKES
ISLANDS GLAD**

Governor Forbes of Manila Cables His
Felicitations to President
Taft.

PROSPERITY IS NOW ASSURED

Passage of Bill is Fruition of Hope
Long Delayed.

TAFT SENDS HAPPY ANSWER

Puts in Considerable Part of Day on
Golf Links.

MR. BOARDMAN IS HIS PARTNER

Hasn't Yet Selected His Favorite of
Many Courses About Beverly
—Wants to Select One and
Stick to It.

BEVERLY, Mass., Aug. 9.—President Taft today received a message of congratulations from the Philippines for his efforts to obtain the passage of the Philippine tariff bill. The message came from Acting Governor Forbes at Manila, and the president sent a suitable reply. The exchange of messages was:

"MANILA, P. I., Aug. 8.—The Philippine commission wishes to express its thanks and appreciation on the success of the years of devoted effort which has resulted in the supreme achievement of August 8, which opens the markets of the United States to the Philippine people.

"The obstacles to Philippine prosperity are now removed, and we, your representatives here, will try to do our part in turning the privileges conceded to the great advantage of the Philippines.

"FORBES, Acting Governor General." "Forbes, Manila, P. I.—I thank you and the commission for your expression of congratulation on the passage of the Philippine section of the new tariff bill. It is a culmination of our united efforts, which I am confident will result in great benefit to the Philippines and the people of the islands. WILLIAM H. TAFT."

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In official circles it is considered that the situation has materially improved.

**Strike Closes
Pueblo Smelter**

Men Demand Advance, and, When it
is Refused, They
Walk Out.

PUEBLO, Colo., Aug. 9.—The Pueblo Zinc smelter, one of the two plants of the American Smelting and Refining Co. in the city, is closed down as the result of a strike called at midnight last night by the furnace men employed at the plant.

The men went out after being refused the scale of two years ago, which was 25 cents a day over the present scale. During the night it became necessary to guard the plant by a force of deputy sheriffs.

There are more than 500 men out because of the strike of the furnace men.

KILLS BROTHER IN QUARREL

Aged Mother, Trying to Separate Her
Sons, is Slightly
Wounded.

ST. JOSEPH, Mo., Aug. 9.—Jap Lindsay, aged 21, a stock yards employe, was fatally shot by his brother, Clarence Lindsay, aged 19, this afternoon in a quarrel at their home. The load from a shotgun entered his left eye. On trying to prevent the shooting the aged mother of the brothers received a number of shot from the gun. Clarence Lindsay surrendered to the police.

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Bridge in Heart
of West Denver**

Loss of Life in Dry Creek Torrent
Prevented by Rancher Who
Gave Warning.

DENVER, Colo., Aug. 9.—Damage resulting from the cloudbursts of Saturday and Sunday afternoons, which sent great walls of water roaring down Dry creek through West Denver, proves more serious than at first estimated and probably will reach \$150,000.

That no lives were lost Saturday night when a wall of water fifteen feet high rushed down the creek, was probably due to the coolness and bravery of J. R. Garren, a ranchman, who, when he saw the flood coming, mounted his horse and galloped along the stream shouting warnings to the people living nearby. Hundreds of people reached higher ground barely in time to escape the torrent.

Considerable live stock was drowned in the valley west of Denver, a number of farm buildings swept away and other damage done.

When the flood, carrying on its crest a huge amount of debris, poured into the narrow walls of the creek bed in West Denver it roared like a tornado. Near West Twelfth avenue and Newton street a big steel railroad bridge was cut squarely in two by a big tree which, carried on the crest of the flood, dashed into the bridge like a battering ram and sent one section, rails and all, a hundred feet up the bank. Three blocks of the track of the Denver & Intermountain electric line were torn up.

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Man Who Wrote Them to Young Girl
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Fagan was taken into custody for shooting at a policeman at the Union passenger station, and his identity was then disclosed and the federal warrant served charging him with sending two improper letters to the girl.

The letters were found under the girl's pillow by her mother, and after the girl had confessed to receiving them, she killed herself for shame.

WELLMAN INFLATING BALLOON

Newspaper Man Getting Ready for
Long Promised Flight
to the Pole.

TROMSOE, Norway, Aug. 9.—Advice received here from Eitberg where the Walter Wellman polar expedition is being prepared for an attempt to reach the North pole, says the repairs to the airship shed, which was badly damaged by a storm last June have been completed and that a gas apparatus has been installed. Mr. Wellman began the inflation of the balloon July 21.

MAYOR ON THE WARPATH

Dahlman Dares Shallenberger to Try
Ousting Him.

"ARE A LOT OF FOUR-FLUSHERS"

Action of the Epworth Assembly
Puts Him in a Rage and He De-
clares Them to Take the
Threatened Action.

Mayor Dahlman defies former Senator Patrick and the Epworth assembly and dares Governor Shallenberger to institute custer proceedings against himself and the Omaha Board of Fire and Police Commissioners, composed of W. J. Hoye, C. J. Karbach, W. J. Hunter and W. F. Waplick.

"I am ready any time they are and if they want to file charges my advice to them is to get busy," said the mayor.

"The trouble is they are all a bunch of four-flushers, who grabbed at the bait held out by that fellow Patrick and adopted this resolution without knowing the first thing about it or the conditions in Omaha. I am not saying anything about former Governor Sheldon and do not know why he voted for the resolution, but I have no time for the rest of the bunch and am ready for them any time they want to act."

"I am mayor of this city and I intend to show these four-flushers that I am mayor. I have been here in this chair now nearly four years, have always upheld the law and always intend to. I dare the governor to begin custer proceedings and I dare the whole bunch."

"I am chairman of the Board of Fire and Police Commissioners and the board has never refused to revoke the saloon license of this man Dinuzov. We have taken the matter up with the city attorney and are waiting an opinion from him.

"We may be moving slow, but I will move slow or just as fast as I please, and no man down at Lincoln can make me go slower or faster. I believe in being sure you are right before going ahead."

COMPLAINT FILED IN LINCOLN

Anti-Saloon League Asks Governor
to Proceed Against Dahlman.

LINCOLN, Neb., Aug. 9.—(Special Telegram.)—Application was made to Governor Shallenberger today to request the attorney general to bring proceedings to oust Mayor Dahlman and the members of the police board of Omaha for failing to revoke the license of a saloon-keeper who was convicted in police court of violating the 8 o'clock closing law. The application was signed by B. F. Fellman, president, and Harry Stone, secretary, of the anti-saloon league of Douglas county, and it was supported by an affidavit setting out the conviction of the saloon-keeper and the failure of the board to revoke his license.

The papers were received at the office of the governor just as he left the building to

(Continued on Second Page.)

**WATER EXPERTS
IN CONVENTION**

National Irrigation Congress Begins
Its Annual Meeting in
Spokane.

IS AN IMPORTANT SESSION

Important Changes Foreshadowed in
Working Methods.

MUCH ENERGY GOES TO WASTE

Such is Declaration of Chairman of
Executive Board.

WELCOMED BY THE GOVERNOR

Director Francis H. Newell of the
Reclamation Service is Principal
Speaker at First Day's Ses-
sion of Congress.

SPokane, Wash., Aug. 9.—"The government of the United States is sitting idle while millions of dollars' worth of natural resources are going to waste. The Appalachian forestry bill, which passed the house and senate twice, was killed by Uncle Joe. Notwithstanding the dispensary system in South Carolina, there is too much water there."

E. J. Watson, commissioner of the South Carolina department of agriculture, commerce and industry before the National Irrigation congress this afternoon, uttered the foregoing with telling effect. He urged that the government take control of such rivers, east and west, as might be navigable, for the purpose of making them waterways for smaller battleships.

James J. Hill, chairman of the board of directors of the Great Northern railway, who was to have spoken at the afternoon session, was not present.

The question of a next meeting place has narrowed down to a fight between San Francisco and Pueblo, Colo. Illinois probably will throw its strength to San Francisco. Among the other cities mentioned is El Paso.

The new constitution, providing a businesslike basis for the congress, was adopted.

Clash Between Factions.
A clash between the natural resources preservation policies of the Roosevelt administration and so-called "private interests" got its first impetus when Mayor N. S. Pratt of Spokane charged that private capital is being used to impede the work of the government.

A telegram was received from President Taft, expressing his regret at not being able to be present. He expressed deep sympathy with the cause.

That the time between conventions of the National Irrigation congress is virtually wasted because of the lack of a businesslike plan of procedure was the declaration of R. Insinger, chairman of the board of control of the congress, in his address today at the opening session.

Address of Governor Hay.
Governor M. E. Hay of Washington, after an allusion to the scope and importance of the work of the congress since its inception in 1892, spoke of the waste of timber and the threatened shortage with which the country is confronted. Of his own state he said: "It is little known that Washington can boast the heaviest stand of timber in the world. It is estimated that at present there are 200,000,000 feet of mercantile timber standing in this portion of the state. This is a magnificent body of timber, and it is estimated that it appeared unlimited to the pioneers in the lumber industry here.

"But today, if the heedless methods of the past continue, we can approximate with fair accuracy the time when this forest body will be exhausted. In the last fifty years fully 100,000,000 feet of timber has either been cut or destroyed by forest fires. By far the greater portion of this has disappeared in the last decade.



From the Philadelphia Record.

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