

PRINCE FERDINAND DECLARES BULGARIA TO BE INDEPENDENT

Proclamation Is Telegraphed To All European Countries And Attitude of Powers Is Now Awaited.

AUSTRIA WOULD HAVE BULGARIAN PROVINCES.

Said That the Country Is Ready to Compensate Turkey for Seizure of Bosnia And Herzegovina.

BULGARIANS ARE ARMING.

ONE HUNDRED AND FIFTY THOUSAND TROOPS ARE READY TO TAKE THE FIELD IF TURKEY OPPOSES DECLARATION.

CONFERENCE IS PROBABLE.

News From Turkey Says Representatives of All Powers May Be Called Together to Mediate Proclamation.

Sofia, Oct. 5.—Prince Ferdinand today issued a proclamation declaring Bulgaria free and independent. The cabinet and Ferdinand were in complete harmony in the matter. The declaration has been telegraphed to all European governments and will be made public after replies are received. If war follows it will be between Turkey and Bulgaria and much depends on the attitude of Germany, France and Austria in this crisis.

FRANCE AS MEDIATOR.

Series of Conferences are now being held.

Paris, Oct. 5.—France has decided to act as mediator between Turkey and Bulgaria and already has begun series of conferences with foreign diplomatic representatives.

The Temps says that Austria is ready to compensate Turkey for the definite seizure of the provinces of Bosnia and Herzegovina by the retrocession of the Sanjak of Novipazar, which is under partial military occupation by Austria-Hungary in virtue of a convention between that power and Turkey concluded in 1879.

High Personage Confirms Rumor.

Inquiries in competent circles seem fully to confirm the Temps' information. President Fallieres, Premier Clemenceau and Foreign Minister Pinchon held a consultation Sunday relative to a letter from Emperor Francis Joseph, which was transmitted to the president by Count Khevenhuller-Metach, the Austrian ambassador. This letter is understood to be identical with letters which have been transmitted to other chiefs of states, notifying them of Austria's intention, in view of the change in the situation in the Balkans, to "tighten the bonds" which unite Bosnia and Herzegovina to Austria.

France is disposed to act cautiously in this matter. If the treaty of Berlin is to be torn up, the main fear is that this will be followed by a scramble for "compensation." Greece claiming Crete, Italy Albania and other powers seeking similar acquisitions.

Being largely disinterested, France is in a position to enact the role of harmonizer between the rival interests. The first move is likely to be a suggestion that any changes shall be made in accordance with the diplomatic chart of the Balkans laid down by the powers in 1878. The presence here at this time of M. Iswolsky, the Russian foreign minister, is considered fortunate.

France to Evade Initiative.

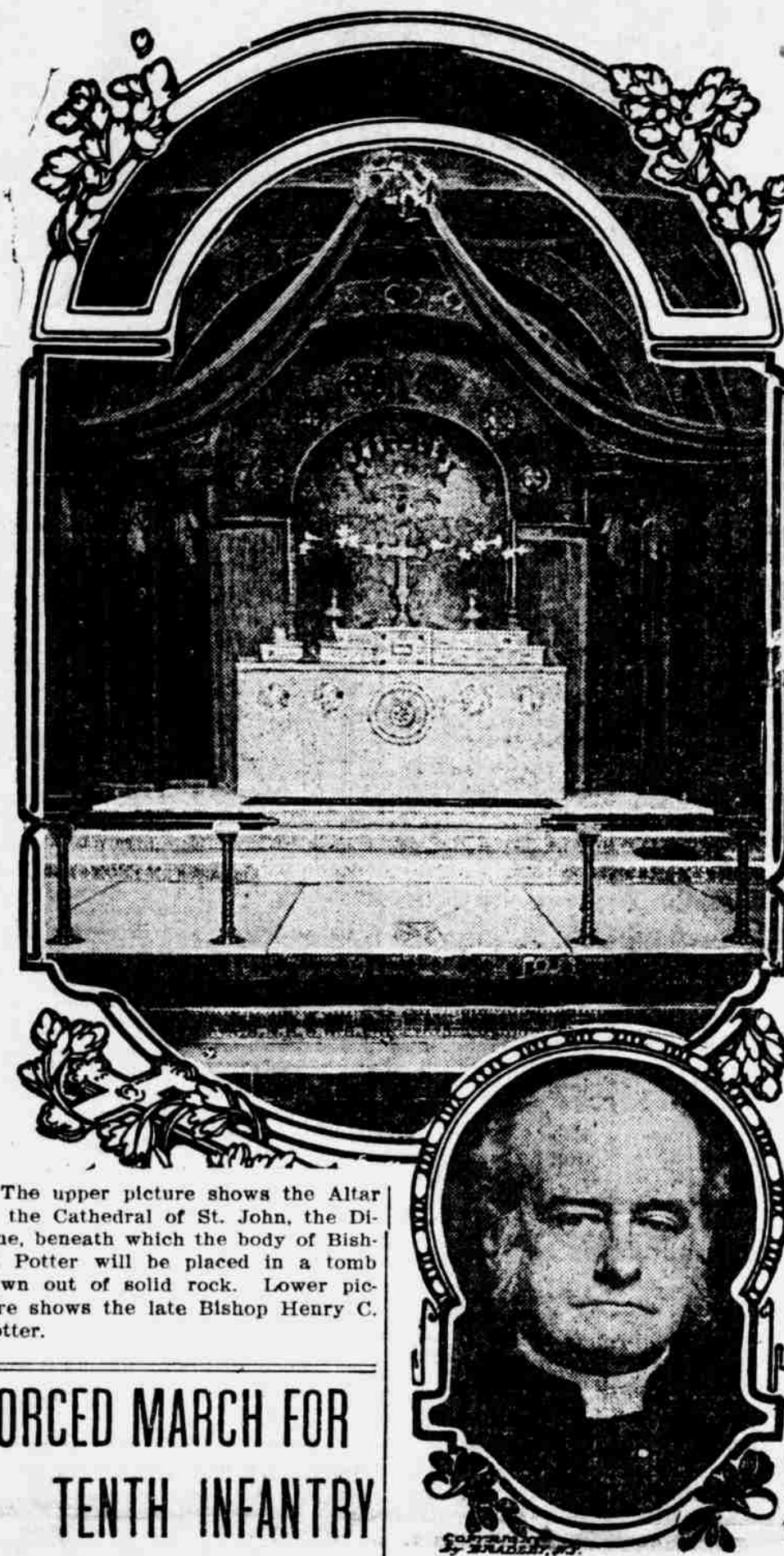
Late last night it was announced that the French government must leave the initiative in the publication of the text of the emperor's letter to Francis Joseph himself, but information, originating apparently from an authorized Vienna source, indicates the letter exposes the general situation in the Orient and emphasizes the possible consequences of a Turco-Bulgarian conflict and the position Austria would be placed in thereby.

The emperor, it is stated, declares he will not take the initiative in breaking the Berlin treaty, but that Austro-Hungarian interests force him to take into account certain eventualities independent of his will. Notable results may follow the proclamation of the independence of Bulgaria. The emperor concludes his letter with the statement that the occupation of Austria-Hungary, of Bosnia and Herzegovina must be considered definite.

Vienna Expects Annexation.

Vienna, Oct. 5.—The annexation of the province of Bosnia and Herzegovina by Austria. It is believed, will not be long delayed. The foreign office,

Remains of Bishop Potter to be Placed Beneath St. John's Altar



The upper picture shows the Altar in the Cathedral of St. John, the Diocese, beneath which the body of Bishop Potter will be placed in a tomb hewn out of solid rock. Lower picture shows the late Bishop Henry C. Potter.

FORCED MARCH FOR TENTH INFANTRY

Men Ask Officers to Give Orders That They May Stay Here Longer.

ARRIVE HERE ON TUESDAY.

ALL SEEM ANXIOUS TO GET IN RICHMOND AND EAGERLY INQUIRE OF PROGRAM TO BE GIVEN FOR THEIR BENEFIT.

Making forced marches the Tenth United States infantry with the slogan "On to Richmond" will arrive in Cambridge City late this afternoon and will camp there at the old fair grounds over night. At sunrise tomorrow morning they will resume their hike through old Wayne county and it is expected the outfit, seven hundred strong, will arrive in this city about 5 o'clock in the afternoon, twenty-four hours ahead of time.

Sunday evening the regiment camped at Ogden, three miles east of Knightstown, and quite a number of Richmond people in automobiles and on traction cars, went to see them and bid the boys a hearty welcome to the Quaker City.

"The boys can hardly wait until they reach Richmond," said Col. Greene with a smile to the Richmond delegation. "They have asked that a forced march be made so that they will have a day longer in spend in your city. As a result of this quite a bunch of the boys have sore feet. They know that a warm welcome and a good time awaits them in Richmond and they are anxious to receive it. All the boys have been on their best behavior during the march and as a reward I intend to let them off duty Tuesday night so that they can have 'one of those best times.'"

With seven hundred soldiers and two or three thousand masked merry-makers on the streets Tuesday night, joy promises to reign unconfined. Richmond will indulge in a romp never witnessed before in this section of the country.

"I never saw a finer looking body of men in my life than the officers and enlisted men of the Tenth Infantry," said one of the Richmond men who went to Ogden yesterday. "All are tanned and the picture of good health. Officers and men are clad in khaki and their 'pup' tents are of the same material. You ought to have seen the supper served to the men yesterday. Evidently Uncle Sam thinks that the best in the eating line is none too good for his fighting men."

After the local delegation had talked with the officers, a delegation of enlisted men waited upon them and enquired what the program for their entertainment was. When told they would be given a pie dinner Wednesday and a dance Wednesday evening broad smiles

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WOMEN PROVIDED FOR DURING FESTIVAL

Headquarters With Matron in Charge Arranged.

For the benefit of the hundreds of women and children who will come to the city from all over this part of the country the Young Men's Business Club has decided to devote the fall festival headquarters, Ninth and Main streets, over the Western Union Telegraph office, as a waiting and resting room for them. A matron will be in charge of the room and every courtesy will be extended to visiting women and children.

A FIGHT MARKS EARLY MORNING MASS AT CHURCH

Father Mattingly Tries to Eject Kuhlbeck and in Scrap Following, Priest Knocks Man Down.

GREATEST EXCITEMENT IN CATHOLIC CIRCLES.

Attempted to Hush Affair and No Members of the Church Will Talk—Police Sergeant In Case.

A fight, in which the principals were Father J. F. Mattingly, George Kuhlbeck and Harmon Bowing, furnished the sensational feature of the o'clock mass services yesterday at St. Mary's Catholic church, North Seventh and A streets. An effort has been made to hush up the affair. Members of the congregation who were asked for information, admitted there had been "trouble" but refused to tell the nature of it. Although, it is stated, Mr. Kuhlbeck, who is well advanced in years, threatened to have Father Mattingly arrested, no affidavit has yet been filed against the priest, and it is not probable that this action will be taken, pressure evidently having been brought to bear on Mr. Kuhlbeck to influence him not to have the affair aired in court.

It is learned on reliable information that the fight started because Mr. Kuhlbeck attended the wrong mass and refused to leave on the request of Father Mattingly. The congregation at St. Mary's is so large, it is stated, that two early morning masses are held. According to the information at hand, Mr. Kuhlbeck is not expected to worship at the 6 o'clock mass, it is said, and when Father Mattingly told him he would have to leave the church or pay fifty cents for his seat, Kuhlbeck ignored the priest's commands.

Then, it is alleged, Father Mattingly seized him and attempted to force him out of the church. Kuhlbeck, it is stated, resisted violently and Father Mattingly knocked him down with a blow of his fist, it is claimed. Immediately the congregation was in an uproar and Harmon Bowing rushed to the assistance of Mr. Kuhlbeck. It is stated that Father Mattingly and Bowing grappled, but before any blows could be exchanged Sergeant Dan McManus of the police force, who was attending mass, rushed upon the combatants and separated them.

It is stated that as Mr. Kuhlbeck was leaving the church he shouted back to Father Mattingly that he would swear out an affidavit for his arrest. It is needless to say that the highly sensational encounter at St. Mary's church between priest and two parishioners has caused the greatest excitement in local Catholic circles, but the affair is not being discussed with outsiders. When Sergeant McManus was asked for information this morning he referred the enquirer to Father Mattingly, who in turn referred the questioner to Sergeant McManus.

some would be pleased to see the open air feature of yearly meeting Sunday discontinued, as it is thought by some that the occasion is productive of levity rather than conducive to spiritual edification.

The interior of the church was packed at the evening service when Ira Johnson, Thurman Trueblood, Timothy Nicholson and others spoke. A male chorus of young men of the East Main Street church sang a selection.

This Morning's Session.

Routine business was again assumed this morning all of which was of a minor character. Epistles were read from Wilmington, Oregon and California, they being referred to the response committee. The minutes of the

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THE WEATHER PROPHET.

INDIANA AND OHIO—Fair Monday night; showers Tuesday; light to fresh east winds.

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JUDGE MACY HANDS DOWN RULING THAT IS VERY PUZZLING

Attorneys for Both Plaintiff And Defendant in Hill-T. H., I. & E. Case Claim a Victory.

ORIGINAL COMPLAINT DOES NOT SHOW ENOUGH

Answer of the Defendant Is Ruled Good—Case, With Preliminaries Out, Is Ready For Trial.

An Interpreter Is Needed to Explain

the ruling made by Judge Macy, of the Randolph circuit court, in the case of George W. Hill vs. the Terre Haute, Indianapolis and Eastern Traction company. Wilfred Jessup and A. M. Gardner, attorneys for the plaintiff, claim the ruling of the court favors the plaintiff. John F. Robbins, local counsel for the defendant company, says the ruling is in favor of the defendant. The opinion was rendered on the second paragraph of the answer of the defendant to the complaint. The court holds the original complaint does not show sufficient specific injury to property. At the same time the statutory proof of this condition is not required, says the court. In the third place the court has ruled the answer of the defendant is good.

Culled down, the opinion of the court breaks about even between the litigants. On the incidental power specified, the court rules for the defendant and upon the statutory claim in favor of the plaintiff. With the preliminaries now disposed of the case stands ready for trial.

Hill brought suit to enjoin the traction company from constructing a freight line on North Twenty-third street. The line passes directly through Glen Miller park. Hill owns a residence property located at Main and twenty-third streets, directly opposite to where the proposed track would enter the park from the south. He avers the board of public works of the city of Richmond had no power to grant the company the right to make use of Twenty-third street, and alleged further his property had been damaged in value as the result of the construction work, which has progressed to the completion of the grading.

In regard to the alleged damage to his property, the defense claimed Hill knew about the proposed construction of the line and delayed for three months before undertaking any action. The court recognized the validity of this contention, but at the same time declared it unnecessary for the plaintiff to show specific injury to property.

In regard to the right of the board of works to grant to the defendant company the right to make use of the street for its traction line, the court holds it has the right when the traction line terminates in the city, but would deny the right, if the line merely passed through the park and did not tend to add to the accessibility for the general public.

The court says: "It is the opinion of the court that there may be a case where the city would be authorized, by virtue of incidental and implied authority, conferred upon its board of public works, to grant a right of way to a street or interurban railway corporation into or even across its grounds, where such construction would not mar its beauty and utility as a public park and its operation would contribute to its use and enjoyment. While, in another case, where its construction would mar its beauty and interfere with its utility and where its operation tends to destroy the use and enjoyment of the park, such implied authority would be wanting, and, therefore, that there may be thus presented a case for judicial investigation and consideration. Let it clearly be understood that I do not mean by this that such judicial investigation may be had to determine upon an act, but for determining from the nature of the proposed act, whether or not such board has the power to act at all.

The complaint in this case alleges that in constructing the railroad through the park it is necessary for the defendant to make a deep cut through almost the entire length thereof, said cut from two to eight feet deep, and will not be at grade at but one point; that its construction will interfere with and obstruct the free passage in and about the park and interfere with its ordinary use; that it will be dangerous for persons on foot to cross on account of steep high banks, and that the company is threatening to slope back the sides of said cut, digging and removing the soil therefrom and that in so doing they will necessarily destroy many shade trees along the banks of said cut, thereby marring the beauty and usefulness of the park. The demurrer admits the truth of these allegations."

The court says further: "We now come to the proposition of the right

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GRAND JURY CONVENES TODAY

Only Done to Meet Law's Requirements.

The grand jury was in session today for the first time this year, and also the first time during the October term of court. L. D. Greuch, of this city, acted as bailiff. Prosecutor Jessup said the jury was not called for any particular purpose except to comply with the requisites of the law. It was expected the jury would only meet and organize today, then adjourn.

FLEET WEATHERS A FIERCE STORM IN MANILA BAY

American Battleships Caught In Hurricane Traveling at Velocity of a Hundred Miles An Hour.

SHIPS GIVEN ORDERS TO GET UNDER WAY.

Heavy Damage on Shore—Japan Prepares to Outdo All Other Countries in Welcoming Americans.

Manila, Oct. 5.—The Atlantic battle ship fleet has safely out ridden a hurricane which swept Manila Bay for 12 hours and did much damage ashore. Typhoon signals were displayed early Sunday morning, but the storm unexpectedly broke over the bay at noon.

It was impossible to hoist the cutters and launches belonging to the fleet because of the danger of smashing them against the steel sides of the battle ships, and the little craft were sent scurrying inside the breakwater to the Pasig River, where they remained all night.

The storm rapidly increased in intensity and the torrential rains shut in the ships.

At 8 o'clock Sunday night the storm reached its height and then gradually tapered down, until at midnight it was comparatively calm, although heavy seas swung across the harbor.

During the storm all the battle ships had steam up, ready for an emergency. Rear Admiral Sperry finally ordered the flagship Connecticut and the Kansas, Minnesota, Vermont, Virginia and Ohio under way. They were close to the breakwater and Admiral Sperry feared they might drag anchors.

The vessels steamed down close to Cavite, where they anchored. At times the wind blew at the rate of 100 miles an hour. All communication with shore was cut off.

It was impossible during the height of the storm to see the warships through the haze of rain and spray.

JAPAN ANTICIPATES.

Hopes to Outdo All Others in Entertaining Fleet.

Tokyo, Oct. 5.—Japan is planning to give the American battle ship fleet a welcome that will eclipse in splendor and enthusiasm any of the previous receptions tendered the American vessels on their voyage around the world.

The arrival of the fleet at Manila has given a stimulus to the interest in their forthcoming visit to Japan, and the preparations for the constant entertainment of the American officers and men are now completed. The vessels are due here October 17, and will remain a week.

When the 16 warships, under command of Admiral Sperry, steam into Yokohama harbor the salutes of their guns will be answered in kind from 16 battleships of the Japanese navy. These vessels are already at anchor off Yokohama.

The Japanese government will outdo all previous efforts at entertainment and the occasion is regarded in Tokyo as inaugurating a new page in the history of the relations between the two countries. The international and political significance of the visit has not been lost sight of here by any means, and the fact that it was at one time reported that the American vessels could not visit Japanese waters with safety has only stirred up greater effort to disprove these malicious rumors.

The Japanese authorities have taken delight in thinking up new ways and means of extending hospitality to their guests and making their stay here thoroughly enjoyable, and various exceptional attentions have been planned which will aid in making the sojourn of Americans in Japan something always to be remembered.

The entertainments and receptions will begin at Yokohama and continue there for two days before the scene of hospitality is removed to Tokyo.

HANLY SAYS COUNTY LOCAL OPTION LAW IS NOT YET SAFE

Registers Appeal to Local Ministers to Be "Upward Still and Onward," in Behalf of Measure.

REQUIRES ELECTION OF WATSON IT IS INFERRED.

Local Ministers Will Work to Insure a Republican Victory That the Law May Be Retained.

Oct. 2, 1908.

My Dear Doctor Wade:

"I have the program and the newspaper clipping giving an account of the great meeting held in Richmond the other evening in celebration of the victory won for the people in the passing of the county local option law, which you were kind enough to send me, and I beg to thank you most sincerely therefor. A great step has been taken and now that it has been taken, it must be saved at the polls in November. Those who think it is not in peril, are not acquainted with the conditions that exist and we must be 'upward still and onward' if we would save what we have already won.

Sincerely yours,

J. Frank Hanly.

The above letter received from the governor, received by the Rev. R. J. Wade and read by him this morning at the meeting of the Ministerial association, is his public endorsement of the republican state ticket and his warning to the republicans and the democrats who favor county local option should rally to the support of Mr. Watson and render him additional support by electing a republican legislature. To clinch the victory they won at the special session of the legislature the temperance people of the state must elect Mr. Watson.

Governor Hanly's statement that "those who think it (the county local option law) is not in danger are not acquainted with the conditions that exist," is construed to mean, that he keenly realizes that brewery and saloon interests of the state will do everything in their power to elect Marshall and a Democratic legislature, making it possible to repeal the county local option law and to enact a ward and township local option law. Governor Hanly is most insistent on the election of James E. Watson as his successor, realizing that should the legislature repeal the county local option bill Mr. Watson would veto it and that the required two-thirds vote to pass it over his head would be most improbable.

No discussion was entered into by the ministers over this letter, but they will heed the governor's warning, and in this campaign will exert all of their influence to secure a Republican victory this fall. The governor's warning will be sounded from the pulpits.

The Ministerial association this morning extended an invitation to the State Anti-Saloon league to have its representatives fill pulpits of the various local churches on World's Temperance Day, Sunday, November 22. The invitation extended to the association to attend the Presbyterian synod, to be held in this city, was accepted. The ministers also extended condolences to the family of the late Prof. C. W. Hodgkin and they will attend his funeral at Earlham chapel tomorrow afternoon in a body.

TEN LIVES LOST IN NEW YORK FIRE

Barrels of Oil Soaked Rags Placed in Tenement and Set on Fire.

MANY DIE IN THEIR BEDS.

ONE WHOLE FAMILY IS KILLED—SEVERAL MEET DEATH LEAPING FROM WINDOWS IN FIRE ESCAPES.

New York, Oct. 5.—Ten lives were lost and a half dozen injured in a fire that broke out in an incendiary tenement house on Mulberry street, early this morning. The fire, which was caused by a barrel of oil soaked rags, spread rapidly in the hallway and into the rooms. Several families were sleeping in the building when the fire was discovered. Some were overcome by smoke, while others met death leaping from the windows and fire escapes. A family of five, named Furman, and other Italians, two being women, were victims.