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DESERT EVENING NEWS.

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TRUTH AND LIBERTY.

10 PAGES—LAST EDITION.

MONDAY, APRIL 17, 1905. SALT LAKE CITY, UTAH.

FIFTY-FIFTH YEAR.

RUSSIAN SQUADRON IS AT KAMRANH BAY

Naval Men Do Not Believe that Rojstvensky Has Divided His Ships.

READY FOR TORPEDO ATTACKS.

It is Expected That Japan Will Immediately Make Representations to France.

HER RESPONSE EAGERLY AWAITED

Important Results May Follow Her Admission or Denial of Presence of Russians in Her Waters.

St. Petersburg, April 17, 11:55 a. m.—

The news that vessels of the Russian squadron have put into Kamranh bay north of Cape Padaran, off the east coast of Cochinchina, bears out statements contained in these dispatches a week ago to the effect that Admiral Rojstvensky probably would seek shelter off that part of the Cochinchina coast and there coal and make his final preparations before embarking on the final stage of his journey. No definite information is obtainable as to the length of the squadron's stay at Kamranh bay or whether the warships have already sailed the admiralty even if it knows, being naturally silent on this point.

"You may be sure," said an officer, "that every precaution will be taken against a torpedo attack. Rojstvensky can be relied upon to protect his ships."

Among naval men the idea that Admiral Rojstvensky has divided his squadron is not entertained.

No confirmation has been received here of the reported naval engagement north of the Natuna Islands, which, according to the British steamer Telemachus, took place last night at Hongkong, took place 150 miles north of the Natuna Islands in the afternoon of April 12.

A high admiral expressed to the Associated Press today the firm conviction that Admiral Togo would not give battle near the Pescadore Islands, Formosa Straits, he said:

"It would be a great tactical error to concentrate his squadron 800 miles from Japan and run the risk of having Rojstvensky slip by when, by remaining in home waters Rojstvensky must come to him in order to reach his only base, Vladivostok."

MUNICIPAL OWNERSHIP.

Italian Cities Decide to Take Over Gas Illumination.

New York, April 17.—The municipal council has decided to buy out the society which has charge of the gas illumination and to take the department under the direct control and ownership of the city, says a dispatch from Venice. The same movement is now on foot in other Italian cities.

HAWLEY D. EVANS DEAD.

New York, April 17.—Hawley D. Evans, son of Col. Dudley Evans, president of the Wells, Fargo & Company, is dead at a hotel where he made his home in this city. He was born 25 years ago in Portland, Ore., was educated in the east and became known as a clever athlete. Death is believed to have been due to a cerebral hemorrhage, but an autopsical examination because two attending physicians say there are features of the man's illness they do not understand.

REV. GEO. F. PENTECOST ON TAINTED MONEY

New York, April 17.—"There is a moral quality in money. Judas sold the Saviour for 30 pieces of silver. That is \$3.10 in our money. Do you suppose Judas is the only person who has betrayed the Saviour for \$3.10? Every man who takes money from his neighbor without equivalent, is betraying his Master," declared Rev. George F. Pentecost in a sermon at the Madison Avenue Baptist church on the subject of so-called "tainted money."

RUSSIANS RENDEZVOUS NEAR SAIGON.

Paris, April 17.—The dispatch from Saigon announcing the presence of Russian warships at Kamranh bay is considered as showing that Admiral Rojstvensky is not moving northward as fast as expected.

STOPPER BY RUSSIAN CRUISERS.

Hong Kong, April 17.—The German steamer Brunhilde arrived here today and was stopped for two hours by three Russian cruisers, April 14, 30 miles north of Cape Padaran. The Brunhilde is altogether about 33 vessels steaming northeast at 10 knots. The report is current that a portion of the Russian squadron has reached a bay in Chinese waters north of Hongkong.

FINNISH PARLIAMENT.

Will Pay Russia \$2,000,000 Toward Military Requirements.

Helsingfors, April 17.—The Finnish parliament has agreed to pay to the Russian treasury \$2,000,000 toward the military requirements for the year 1905.

JAPANESE CAPTURE COLLIERIES.

Saigon, April 17.—The Japanese re-



ROOSEVELT'S RECEPTION IN THE SOUTH. Speaking to the Multitude at Waco, Texas. (From Stereograph, Copyright 1905, by Underwood and Underwood, New York, and Taken for Syndicate of Leading American Newspapers, one of Which is the Desert News.)

THIRD TRIAL OF NAN PATTERSON.

Again the Show Girl Must Meet The Charge of Having Killed Caesar Young.

NEW DEVELOPMENTS EXPECTED

Features That Were Lacking Before Anticipated—Many Sensations Are Promised.

New York, April 17.—With the last known objection to the beginning of the trial removed, it was expected that Nan Patterson, the former show-girl, would appear in court for the third time today to answer to the charge of killing Caesar Young, a wealthy book-maker and turfman. The first trial was interrupted by the illness of a juror when it was about half finished and in the second trial the jury was unable to agree. A few days before the date set for the third trial, J. Morgan Smith and his wife, Miss Patterson's sister, who had been sought by the prosecution for months as witnesses against the young woman, were located in Cincinnati. The grand jury indicted them on a charge of conspiracy in connection with the Patterson case and they were arrested and held for extradition. Their refusal to come to New York voluntarily resulted in a postponement in the opening of a trial until today. In the meantime the Smiths gave up the fight against extradition and they are now in the Tombs. Since their return from Cincinnati, however, it has been said that they may not be called as witnesses after all.

It is expected that the present trial will develop some features that were altogether lacking when the case was in the courts before. Rumors of new witnesses and of promised sensations by both prosecution and the defense were plentiful today.

Commander Briggs Acquitted.

Manila, April 17.—Commander John B. Briggs, U. S. N., has been acquitted of the charges preferred against him by the court-martial which tried him here.

Peru Preparing for War.

New York, April 17.—Assurances are made by the Journal of Commerce, says a Herald dispatch from Rio de Janeiro that Peru is making great military preparations against Brazil or Chile. The government here bought 20,000 rifles in Austria, 80,000 in Germany and three armored cruisers in Italy, the paper declares.

NEW YORK'S TEN HOUR LAW DECLARED UNCONSTITUTIONAL.

Washington, April 17.—In an opinion by Justice Peckham the supreme court of the United States held to be unconstitutional the New York state law making 10 hours a day's work and 60 hours a week's work in bakeries at that state. Justices Harlan, White, Day and Holmes dissented and Justice Harlan declared that no more important decision had been rendered in the last century.

GIVE AND TAKE ON LIGHT FRANCHISE.

Citizens Protective Committee Concedes That Company's Demands Are Reasonable.

CONSERVATIVE MEETING HELD.

Real Facts as to What is Wanted and What it is Proposed Shall be Given in Extension.

The citizens protective committee, which met at the Commercial club on Saturday evening to consider the report of the committee of lawyers as to what should be incorporated in the new franchise to be granted the Utah Light & Railway company in this city, found on careful deliberation that it was not far from the position of the light & railway company itself in its propositions. The vindictive effort to prevent an eight-year extension of the company's franchise, in lieu of concessions favorable to the city and to the public, was defeated.

FIVE RECOMMENDATIONS.

The committee of lawyers made five recommendations, in substance as follows:

1. That the franchise should contain a forfeiture clause.
2. That the city should reserve the power to acquire the franchise and electric light and for street car transportation.
3. That the city should reserve the right to alter the franchise at any time.
4. That the city, in acquiring the franchise, should do so without restriction as to its use, either for power or other purposes.
5. That the franchise should not be extended beyond May 27, 1917, that being the limit of the longest franchise now held by the company. This limit is 42 years.

CONCESSION AND OPPOSITION.

On these points, the company already had consented to the first, the law gave the city council power for the second, but the company wanted it modified so the rates should be fixed on a reasonable basis; the third was vague but not objectionable to the company; the fourth was a question of the city acquiring power rights for its own purposes; and the company resisted the fifth as not giving value for the concession the company offered; it insisted that the life of the franchise should be 42 years.

The committee adopted the first, as there was no dispute. The third was modified by inserting the reasonable basis clause, and was then adopted. The fourth was opposed vigorously, on the ground that the city ought not to purchase power rights at this time, but a motion to strike it out was lost by a vote of 11 to 10. The recommendation was then adopted. The fifth was made to extend 30 years from the first of January of this year.

SETTLED BY POWERS' VOTE.

On the fifth proposition it is noteworthy that Judge G. W. Powers held the balance. The judge was chairman of the lawyers' committee, which made the recommendation, and made a speech in its favor. But it is believed that he was not entirely satisfied with the recommendation. He said that the franchise should be extended for 42 years from the first of January of this year.

THOSE PRESENT.

The highest number of the committee present at any one time was twenty-three, the names being as follows: John Dorn, Hon. T. Sanford, C. S. Varian, W. E. Dyer, W. H. Dale, H. J. Dymally, Wilson I. Snyder, Chas. G. Baldwin, Henry W. Lawrence, P. J. Daly, David Keith, D. H. Wenger, E. A. Calkins, Wm. H. King, A. E. Tracy, Daniel Harrington, J. U. Eldridge, W. E. Jenkins, Hugh Watson, G. W. Powers, Will Ray, H. S. Tanner and Jos. J. Darnes, Jr. George M. Cannon was present and was one of the committee but did not vote.

LETTER TO PRESIDENT.

Salt Lake City, April 17.—Capt. Thomas H. Darragh, E. S. A., who has arrived on the Sherman from Manila, is the bearer of a letter to President Roosevelt from Datto Pliang, a Moro chief of the island of Mindanao.

Datto Pliang, a Moro Chief of Mindanao, Sends It.

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MRS. DANZ MUST HANG.

Philadelphia, April 17.—By a vote of 5 to 2 the supreme court today decided that Mrs. Catherine Danz must hang for the murder of her husband, William G. Danz. George P. Hoesey, a colored voodoo doctor, has been convicted of the murder of Danz. Danz died under peculiar circumstances and a post mortem examination of the remains revealed the fact that he died of arsenic poisoning. Both Mrs. Danz and Hoesey were arrested, charged with the murder of Danz. The woman testified that she had bought powder from Hoesey and administered them to her husband for the purpose of curing the drink habit. She claimed not to have known the contents of the powder. Hoesey was first placed on trial and convicted of having sold powder containing arsenic and



PRESIDENT BELIEVES IN ARBOR DAY. Planting a Tree at Fort Worth, Texas. (From a Stereograph, Copyright 1905, by Underwood and Underwood, New York, and Taken for Syndicate of Leading American Newspapers, One of Which is the Desert News.)

AN AMERICAN FINE ARTS SCHOOL.

One Planned to Equal the Ecole des Beaux Arts of Paris.

PART OF FUND NOW PLEDGED.

Consolidation of National Academy of Design and Columbia University Art Interests.

New York, April 17.—Plans for a school of fine arts equal to the Ecole des Beaux Arts of Paris, have been made public by Dr. Nicholas Murray Butler, president of Columbia university. They are based upon the consolidation of the National academy of design and the present art interests of Columbia university, to be aided by the cooperation of the Metropolitan museum, a fund of \$250,000 will be necessary to finance the enterprise. One-fifth of that sum already has been contributed by a citizen whose home has not been made public. It is expected that the site which the academy of design acquired at Amsterdam avenue and One Hundred and Tenth street, where the temporary school now stands, will be sold and the proceeds applied to maintaining the school. The plan is to build a new building to be located on a site opposite Columbia university, a structure in which will be housed schools of painting, sculpture, design and architecture, all under the direction of the university.

POLISH LANGUAGE.

Petition to Gov.-Gen. Appears in All Polish Papers in It.

Warsaw, April 17.—Something of a sensation has been caused by the simultaneous appearance in all the Polish papers of a petition to the governor-general in the Polish language.

WILL TIE UP WORK.

Union Rockmen Will Unless Wages Are Advanced.

New York, April 17.—Union rockmen and excavators in this city have decided to tie up all work in their line May 1 unless a demand for a pay wage schedule is granted before that date. Men in the number of about 25,000 will be involved. The demands are for 25 cents an hour for excavating and 30 cents an hour for rockmen. Notice of the desired changes was served on the contractors two months ago but no reply has been received.

PRESIDENT'S RETURN TRIP.

Will Be Over Union Pacific Through Nebraska.

Lincoln, Neb., April 17.—Letters received today from Secy. Losh, in reply to Gov. Mickey and others who invited President Roosevelt to stop in Lincoln on his return from Colorado, say that the president will return through Nebraska but no stops will be made in this state. The return journey will be made over the Union Pacific, through Omaha.

RETAIL COAL DEALERS.

Will Form Defensive Alliance Against Mine Owners.

New York, April 17.—A meeting of retail coal dealers throughout the country has been called for this city May 10 to form a defensive alliance against the mine owners and coal distributors. The avowed purpose of the movement is to devise methods for the quicker delivery of coal by the operators and to better preservation of shipment.

COMMUTATION FOR JONES.

In executive session the board granted only one application for commutation of sentence, and no pardons whatever. It denied six applications for pardon and commutation.

KING EDWARD AT AIGLERS.

Aigiers, April 16.—King Edward and Queen Alexandra arrived here today on board the royal yacht Victoria and Albert. The French and British men of war in the harbor saluted the royal yacht. Victor was exchanged with the governor. The populace shows great enthusiasm. King Edward remains on board the yacht.

HAWORTH CASE IS CONTINUED.

Application for Pardon Goes Over For One Month, Justice Straup Being Disqualified.

KAIGHN'S CASE CONSIDERED.

Other Matters Before the Board, Some For Parole and Some for Commutation.

W. JONES GETS COMMUTATION.

Pool's Petition for Rehearing Granted —Harry Duke's Case Is Continued.

The regular monthly meeting of the state board of pardons was held today in the supreme court room, all of the members of the board being present excepting Chief Justice Bartch of the supreme court. A large number of applications for pardon, commutation and parole were considered, among which were the application for pardon of Merrill M. Kaighn, who was sentenced on Nov. 10, 1902, to five years for voluntary manslaughter, and who has been out on parole ever since Dec. 19, 1902.

Owing to the fact that Justice Straup was disqualified from acting on the application for pardon of "Nick" Haworth, now serving life sentence for murder, because his firm had at one time been attorneys for Haworth, the application was continued until next month, so that Chief Justice Bartch could be present and consider the matter. Justice Straup was relieved from sitting in the matter, upon his own request.

Following is a list of the applications before the board today:

FOR PARDON.

Lawrence Johnson, forgery; convicted in First district court, Boxelder county, sentenced Sept. 30, 1904, to one year in the state prison.

Frank Wilson, arson; convicted in Fourth district court, Utah county, sentenced April 28, 1904, by Hon. Thos. Marioneaux, to five years in the state prison.

Thomas Inlay, adultery; convicted in the Sixth district court, Garfield county, sentenced to two and a half years in the state prison. Hon. J. F. Childers presiding.

Henry Wright, grand larceny and burglary; convicted in the Third district court, Salt Lake county, sentenced May 29, 1900, to eight years for grand larceny and one year for burglary, in the state prison. Hon. A. G. Norrell presiding.

Harry T. Duke, embezzlement; convicted in the Third district court, Salt Lake county, sentenced July 19, 1902, to four years in the state prison, Hon. W. C. Hall presiding.

Richard McLaughlin, assault with intent to do bodily harm; convicted in Fifth district court, Beaver county, sentenced Oct. 10, 1903, to six years in state prison; Hon. J. F. Childers presiding.

D. H. Carr, petit larceny; convicted in city court, Salt Lake City, sentenced Feb. 8, 1905, to four months in Salt Lake county jail; Hon. C. B. Diehl presiding.

FOR COMMUTATION.

Thomas McGee, manslaughter; convicted in Third district court, Salt Lake county; sentenced to nine years in state prison, Dec. 27, 1902, Hon. Jacob Johnson presiding.

Vedo Delvecchio, rape; convicted in Third district court, Salt Lake county; sentenced Nov. 6, 1903, to six years in state prison, Hon. S. W. Stewart presiding.

Warren Jones, involuntary manslaughter; convicted in Second district court, Carbon county; sentenced June 12, 1904, to one year in Carbon county jail, Hon. Jacob Johnson presiding.

FOR PAROLE.

Charles A. Larsen, rape; convicted in First district court, Cache county; sentenced July 21, 1897, to 15 years in state prison, Hon. C. H. Hart presiding. The following cases were continued from last session:

FOR PARDON.

Moses Kifford, voluntary manslaughter; convicted in Third district court, Salt Lake county; sentenced Oct. 23, 1903, to five years in state prison, Hon. C. W. Moore presiding.

Merrill M. Kaighn, voluntary manslaughter; convicted in Third district court, Salt Lake county; sentenced Nov. 10, 1902, to five years in state prison, Dec. 19, 1902, Hon. C. W. Moore presiding.

The application for pardon of Elmer E. Woodward, adultery, convicted in the Fourth district court, Uinta county, sentenced Nov. 22, 1904, to nine months in state prison, Hon. J. E. Booth presiding, was considered in executive session.

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