

A little time and a little want advertising... CHAOS MAKES HIS EXIT FROM YOUR HOME OR OFFICE.

MURRAY SMELTER STARTS UP AGAIN

Operations Resumed This Morning With Big Force of Deputies on Guard.

AUSTRIANS JOIN STAMPEDE.

When They Saw the Greeks and Italians Returning to Work They Followed Suit.

Smelter Officials Hold Conference With Representatives of Employees And Mayor of Murray.

The Murray smelter resumed operations this morning with full crews in every department and shortly after 7 o'clock when the men went to work there was an air of activity around the big plant of the American Smelting and Refining company while up town the 50 deputy sheriffs beguiled the time until there might be occasion to require their services when the shift change took place this afternoon. In the meantime there is a smile all over prevailing at the smelter city. The men are happy because they have a 10 per cent raise in wages, the smelter officials anticipate no more trouble while the business men breathe easier as they balance up their books in anticipation of extending the credit of customers which might have been withheld had the strike continued and the big plant strike continued.

For the action of Mayor Brown, the sheriff's office and others interested in the maintaining of law and order, however, there might have been a different story. The display of an armed force ready and willing to protect those who desired to go to work turned the day and now all the aliens are at work at their usual wages with an increase in their wages.

SPECIAL CAR.

A special car was chartered at 5:30 this morning which carried 28 deputy sheriffs and 28 rifles and ammunition secured from the army of the National Guard by permission of Gov. Cutler. On the arrival of the force from Salt Lake the 50 men specially deputized at Murray joined the party and all marched south to the big smelter and took up positions pending the anticipated arrival of the morning shift.

AUSTRIANS WENT TOO.

In short order the word was passed that the armed force had taken up positions and the men looked down to the smelter. The Austrians, who have been the prime agitators in the trouble, hung back muttering, but as they saw the double line of armed men and the Greeks and others joined down the human avenue they reversed. By two o'clock the Austrians left the bunch standing on the east side of State street and joined the procession. During the next few minutes the desertion became complete and the Austrians, the Finns, Greeks, Italians and Poles in the stampede to get back to work. The trouble was over.

NEW WAGE SCALE.

The men are now working under the new scale posted by the company last Friday. The new scale of wages affects all departments of the smelter except the mechanical department. Standard wages are being paid in this department and the men employed there are satisfied. They are satisfied with their working conditions. The 10 per cent increase is general throughout the other departments. On the change the men have been advanced from \$1.75 to \$2 a day; coke wheelers from \$2 to \$2.10; yard men from \$1.75 to \$2; track men from \$1.75 to \$2; furnace men (tappers) from \$2 to \$2.25; and swamper from \$1.75 to \$2.

MAYOR BROWN HAPPY.

Charles Brown, mayor of Murray, was in a very happy frame of mind when seen in his office this morning. Incidentally it might be stated that Mayor Brown was a prime factor in bringing about the reconciliation between the principal parties concerned. "I have had repeated interviews with the leaders of the men, on Saturday it was evident that the Greeks would go back in a body without much coaxing. The Austrians, too, seemed willing, but the Austrians, who comprise nearly half the men, had not yet decided. On Saturday evening the leader of the Austrians, weakened somewhat in his position and it was apparent that a solution of the trouble was at hand."

THAT "BLOODY RIOT."

At this juncture a bystander broke in with "These Austrians are the fellows that have been causing all the trouble. There has not been much trouble though, even if a Salt Lake paper did say all over the front page that there was a large number of Austrians." "No," said the mayor with a smile, "there has been no rioting here and there has been but one arrest, that of a drunken foreigner who was raising a row, during the time the strike has been on."

SUDDEN CHANGE IN POLICY.

On Saturday night things looked black for Murray because Manager Whitley announced that all negotiations were off and the plant was to be closed down, possibly for good. Just what caused the change of policy is not definitely forthcoming, but it is believed the proposition of shipping ore to Colorado had been suggested and found to be in a measure impracticable as owing to the present congested state of the Rio Grande such a move would have been a matter of question, aside from the heavy freight charges and the permanent damage to the smelter industry of Utah.

MEETING YESTERDAY.

Yesterday afternoon a meeting was held in the office of Mayor Brown and at the close it was announced that the smelter would reopen this morning to all those who wanted to return to work. The meeting came in response to the appeal of the city and county officials of Murray and Salt Lake county for protection for its workmen. Those who were present at the meeting were Mayor Brown, Sheriff Joseph C. Sharp, Marshal Michael Maass of Murray, Charles W. Whitley, general manager of the smelter, Franklin S. Richards, attorney for the smelter company, and J. T. Richards.

RESOLUTION ISSUED.

At the conclusion of the meeting a resolution was issued and a thousand copies of the same were struck off on

SHEETS CASE WAS NO ARGUMENT

Technical Defect in Appeal Given As Reason for Dismissal of Celebrated Case.

NEW CHARGE OF CONSPIRACY.

By Agreement With Attorney General, Dist. Atty. Lounsbrough Will File Another Charge.

The case of the State of Utah against Chief of Police George A. Sheets was not argued in the supreme court today, as was contemplated. Neither will it be argued, at Atty. Gen. Breeden's motion, and the appeal was granted by the court. The reason for this action in the celebrated case which was appealed by the state was on account of a technical defect in the appeal. Attorney S. R. Thurman and Soren X. Christensen, who appeared for the chief, consented to the appeal being dismissed, so the case is now by of court entirely, but it is understood that a new information will be filed against him by the district attorney and the trial proceeded with in the district court. Chief Sheets was charged with conspiring with Jim Donahoe, W. W. Bell, W. H. Parrent, Detective Raleigh, Larry and Jack O'Brien and Nick Rasko in connection with the robbery of the McWhirter brothers in this city on Sept. 19, 1906. He was given a preliminary hearing before Judge Whitaker of several days ago, during which W. H. Parrent made a confession implicating the chief. He was bound over to the district court, but when the case was called before Judge Whitaker the attorneys for Sheets made a motion to quash the information. The motion was granted on the ground that the information alleged the commission of several felonies and not a conspiracy, which is a misdemeanor, and hence the misdemeanor was merged into the felony. The chief not having been charged with a felony, a preliminary hearing for a felony was accordingly discharged by the district court.

Attorney General Breeden finally decided to appeal the case to the supreme court to get a final decision on the point raised, which was a new one in this state. The appeal was dismissed today on a technical ground, as stated above.

The attorney general offered to argue the case on its merits today and submit it to the court, but the attorney for the defendant refused to proceed. It is understood that Dist. Atty. Lounsbrough will file a new information in the district court against the chief, and proceed with the trial on the charge of conspiracy.

Attorney General Breeden notified County Attorney Willard Hansen, who is in charge of the district attorney's communication, addressed to the county attorney under date of May 12: "Dear Sir—After consultation with Mr. E. C. Lounsbrough, the district attorney, and learning from him that he was prepared to file another complaint against George Sheets in the case heretofore dismissed by Hon. Judge Armstrong, and agreeing with his plan I have withdrawn and discontinued the appeal taken to the supreme court in said case and will proceed with the trial on the new complaint."

UTAH DAY IN CALIFORNIA.

Governor Cutler Receives Word That July 10 Will Do.

L. E. Bradt, secretary of the chamber of commerce of Venice of America, has notified Gov. Cutler that July 10 is acceptable as the date for Utah day at the great watering resort of Southern California, that being the date suggested by the governor. The communication also states that Gov. Gillette, Senator Flint, Mayor Harper and other prominent citizens of California will be present on that date and welcome the visitors from Utah. The proposed program will be sent to Gov. Cutler within a short time for approval and it is believed the celebration will be a success. It will be there as the National Educational association will hold its convention in Los Angeles about that time and there will be special rates for all roads.

THE PRESS.

Copies of this together with those of the wage schedule offered on Friday by the company, were posted on the walls and delivered at the homes of the working men. The press afterwards the situation in groups and then came the word that most of them appeared to favor going back to work.

THE RESOLUTION.

The resolution as passed yesterday afternoon is herewith reproduced: "Murray, Utah, May 12, 1907. Whereas, The American Smelting and Refining company has determined to re-open operations at the smelter at Murray, Utah, on May 13, 1907, at 7 a. m.; therefore, be it

RESOLVED.

Resolved, By the municipal authorities of the City of Murray and the board of county commissioners of Salt Lake county, that any person or persons desiring to work at said smelter be protected in person and property. Any person or persons interfering with the employees or the property of said company, or creating any disturbance of the peace or interfering with any person desiring to work at said smelter, shall be summarily dealt with and punished to the full extent of the law.

THE MARSHAL.

The marshal of Murray city and the sheriff of Salt Lake county are hereby instructed to secure sufficient men to maintain law and order, and the enforcement of this resolution. Murray City, by CHARLES BROWN, Mayor. Salt Lake county, by J. C. MACKAY, Sheriff. J. B. COSGRIFF, Commissioner.

HAZARD ON CENTRAL AMERICAN PROBLEM

Best Solution Would be Amalgamation of Republics Into One Strong Government.

MUST BE SETTLED SOMETIME.

Mexico—Willing to Co-operate With United States in Establishing a Protectorate Over Them.

New York, May 12.—In the course of a lengthy interview in the City of Mexico, published in the Herald here today, President Diaz gave a statement of the feeling of Mexico toward Guatemala and his ideas for remedying the condition prevailing in some of the Central American republics. "Mexico," he said, "has throughout all this trouble with Guatemala which came so near forcing us to war, maintained the attitude of a friendly power. That attitude is still maintained. We do not want to shed blood to show the Central American government the error of their ways and will not resort to that extreme measure unless some overt act or insult be committed which will demand the intervention by Mexico of sharp punishment. "If it becomes necessary to have war, we will make it a very brief one. Mexico's present wonderful development and progress must not be hindered by a long drawn out conflict. The blow, if struck will be hard and quick." President Diaz then reviewed the events leading up to the present differences with Guatemala down to the withdrawal of the Mexican minister. "Not," he said, "with the idea of severing diplomatic relations, but to get him out of the way of receiving any insult from that government which would compel Mexico to administer a lesson to the republic by the use of arms. There the matter rests for the time. That is why there is no war. It is only a temporary condition, however."

Continuing, President Diaz made this important announcement: "The problem of the Central American republics is a great one which for their salvation must be settled sooner or later. It is none of my business and I am not ambitious to settle it. Nevertheless, I have an idea. I believe the best solution of the Central American problem is the amalgamation of all the Central American countries into one strong government, under a man with enough strength of character and vision to hold the feeling of your revolutionary spirit that has done so much to retard the progress and development of these countries."

Mexico is willing at any time to co-operate with the United States in a protectorate over them and in any measure that will be beneficial. I do not know the feeling of your government in this matter, but I assure you I stand ready to work with it.

"I want it distinctly understood, however, that Mexico has no thought or act of territorial acquisition in this compact. Mexico wants no additional territory. It is big enough now."

WHEAT TAKES A TREMENDOUS JUMP

Chicago, May 12.—Wheat took a tremendous jump at the opening of the Board of Trade today, initial prices showing a gain in the leading options of 14 to eight cents, the latter advance being upon the December delivery, which sold at 1.03.

The opening upon the board of trade was the wildest and most excited that has been seen in years, the predictions made by the bulls Saturday night that \$1 wheat would soon be a reality, was brought about within a few minutes after the opening both September and December selling above the predicted price. The trade was too big and too broad to follow exactly, but commission houses were stacked up by buying orders which were to take the wheat at the market price. The feeling in the country that the winter wheat crop had been hurt, was stronger than on Saturday, and the demand came from all parts of the United States.

New York traders realized heavily on the enormous bulk at the opening, but the big demand continued and selling had apparently no effect. Prices continued to advance. July wheat was selling at 95¢ and September at 97¢, both having dropped back somewhat under selling pressure.

The scene upon the board of trade for the first half hour after the opening was the wildest that has been witnessed here since the collapse of the London market in 1890. Brokers made the most strenuous efforts to fill orders for wheat, but in many cases were unable to buy within 2 or 3 cents of the expected price. The market was so wild that it was impossible to get back to the buying movement and although the conservative traders upon the local board seemed to be largely of the opinion that the advance was too abrupt to be held, the flood of buying orders from the country continued and it was evident that for some time at least the market would have ample support.

The buying pressure which was responsible for the wild opening of the market in large quantities and prices were much steadier. It was possible for traders to execute orders with some degree of certainty. The market at this time had reacted considerably from the high of Saturday. September was selling at 98 1/2¢, July at 96 and May was nominally at 94 1/2¢.

JOHN DURYEA DEAD.

Famous All Over the Country as a Maker of Starch.

Saunton, Va., May 12.—John Duryea of New York died here last night, aged 81 years. He had accumulated an immense fortune in the starch industry.

SNOW AT LARAMIE.

Laramie, Wyo., May 12.—Snow has been falling all to forenoon in the region between Cheyenne to Rawlins but is melting rapidly and is causing no trouble. In Laramie range, east of this city, 10 inches fell. At Holmes, in Medicine Bow mountains, a foot of snow has fallen in the past 24 hours. At Rawlins about 4 inches has fallen, but it settled to not more than four inches. The snow is beneficial rather than harmful.

FEDERAL COURT HOUR LAW DECISION

U. S. Supreme Court Holds Men Employed On Dredges Not Laborers But Seamen.

THREE JUSTICES DISSENTED.

So. Ill. and Mo. Bridge Co. Wins—Wyoming University Gets National Funds.

Washington, May 12.—Justice Holmes of the supreme court of the United States today announced a decision in seven cases involving the construction of the law of 1862 by which the employment of laborers and mechanics on public works is limited to eight hours per day. The defendants were all prosecuted criminally and were all found guilty and fined by the trial court. The suits were instituted especially for the purpose of testing the applicability of the law to laborers and mechanics employed on dredges in river and harbor improvements, but other points also were necessarily involved. The court held the law to be constitutional, but held that it does not apply to laborers and mechanics on dredges, and that men so employed cannot be held to be employed on public works. All the cases came to the supreme court on writs of habeas corpus. The court for the district of Massachusetts Justice Moody delivered a dissenting opinion. The decision will have immediate bearing upon the dredging and harbor work authorized by the last session of Congress. Most of the dredging work has been held up by the war department pending the settlement of these cases.

Justice Holmes' opinion that men employed on dredges are not laborers or mechanics, was based upon the ground that in effect such men are seamen, having no fixed place of abode, and being employed on a vessel does not alter the case.

Justice Moody held the opposite view, declaring that the duties of the men in handling the dredges are incidental to their work as laborers. Their principal duty was to keep the dredges moving and the fact that they are employed on a vessel does not alter the case.

Justices Harlan and Day concurred in the dissenting opinion. In an opinion by Justice Day the supreme court of the United States today decided the case of R. D. Stone and Gray's heirs against the Missouri Bridge company. The case arose in connection with an effort upon the part of the bridge company to condemn for its use a 20-acre parcel of ground at the Missouri end of the bridge crossing the Mississippi river at Gray's Point, and the Missouri Bridge company. The case arose in connection with an effort upon the part of the bridge company to condemn for its use a 20-acre parcel of ground at the Missouri end of the bridge crossing the Mississippi river at Gray's Point, and the Missouri Bridge company.

The supreme court of the United States today decided the controversy between the Wyoming agricultural college and the University of Wyoming as to which of the institutions is entitled to the national government funds contributed to the state for the support of an agricultural college, in favor of the Wyoming supreme court. The case was instituted by the agricultural college, located at Lander, which set out to claim \$25,000 paid by the national government for the year 1905. The state supreme court decided in favor of the university, which was the result of a decision by the national government for the year 1905.

The decision was without prejudice to the right of Kansas to serve its petition whenever it may desire to do so. The intervening petition of the United States also was dismissed.

TRAIN WRECKED.

Engineer Fatally Hurt and Number of Passengers Badly Injured.

Columbus, O., May 12.—The wreck of a passenger train at Truro, near this city today, upon the Truro and Oneida railway, the engineer was fatally injured, and a number of passengers are reported badly injured. The wrecked train was known as the West Virginia Express No. 2. It left here at 5 o'clock this morning.

The injured are being brought here in a special train.

ENGINEER ASSUMES BLAME.

Oklahoma City, May 12.—Rock Island freight train, collected here today, after a collision with a passenger train, the engineer was fatally injured, and a number of passengers are reported badly injured. The wrecked train was known as the West Virginia Express No. 2. It left here at 5 o'clock this morning.

The injured are being brought here in a special train.

SPECIAL FUNERAL TRAIN FOR DEAD SHRINERS.

Santa Barbara, Cal., May 12.—A funeral train to carry the bodies of the victims of the Hotel Hoffman disaster, which was wrecked here last night, will leave here today for Los Angeles. The train will consist of a Pullman parlor car and will carry the bodies of the victims to Los Angeles, where they will be buried. The train will leave here at 10 o'clock this morning.

HAYWOOD JURY NOT YET CHOSEN

Eleven Men in the Box When Court Opened But Not One Accepted.

SHERIFF HAS HAD BUSY TIME.

New Panel Comes Mostly From The Country Immediately Surrounding Boise.

Many Called to Attend Trial Getting Impatient to Hear Opening Address of the Prosecution.

Boise, Ida., May 12.—The task of selecting a jury, resumed today in the case of William D. Haywood, secretary and treasurer of the Western Federation of Miners, charged with complicity in the assassination of former Gov. Steunenberg, may be completed within the next four or five days, according to the judgment of opposing counsel. Eleven men will be in the box today when court opens at 2 p. m. None have been finally accepted by both sides, however, although three have so far qualified themselves to serve that only peremptory challenges, of which each side has 10, can remove them. When the regular term panel was exhausted last Thursday afternoon with one seat vacant, there was nothing Judge Wood could do but adjourn court to allow Sheriff Hodgson and his deputies time to summon a special venire of 100 men. The bulk of the jurors are expected to come from this installment of eligible material, largely made up of farmers from the country surrounding Boise.

NEW VENIRE.

The new venire shows 75 farmers or ranchmen, the remaining being people of business, many of them prominent business men, who have been confined in the "jury house," under the care of four deputy sheriffs since last Thursday morning. The venire was called last afternoon, and who took their places in the jury box today were: No. 1, A. L. Ewing, carpenter; No. 2, William Van Orsdal, grocer; No. 3, Samuel D. Gilman, farmer; No. 4, J. L. Wagner, farmer; No. 5, George Walker, butcher; No. 6, George H. McIntyre, farmer; No. 7, N. Hodge, farmer; No. 8, Orrie Cole, farmer; No. 9, W. W. Fisher, real estate; No. 10, Samuel Wingate, irrigation employee; No. 12, Samuel F. Russell, farmer. Of these the first three, Ewing, Van Orsdal and Gilman, have been examined by the jury without disqualifying themselves.

SEAT NO. 4.

Several men were called into seat No. 4, but one after another they were disqualified upon the questioning of the attorneys for the defense. The inability to find a suitable juror at No. 4 that caused exhaustion of the regular panel.

DEATH AT SPANISH FORK.

Richard Money, Pioneer, Falls Dead After Eating Hearty Breakfast.

(Special to the "News.")

Spanish Fork, May 12.—Two prominent citizens of this place are dead this morning. Richard Money, aged 80, one of the pioneers, arose as usual, feeling well. He ate a hearty breakfast, and, feeling better than without, went to the floor dead.

John Roe, also of this city, after a few days' sickness, died at his home from pneumonia last night. Arrangements for the funeral have been made for either of the funerals.

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BELL DON'T WANT TO COME.

Bogus Officer in McWhirter Case is Fighting Extradition.

Deputy Sheriff Parley White received a telegram from Sheriff Emery today stating that W. W. Bell, who is wanted here in connection with the McWhirter robbery, was making a hard fight against extradition and the hearing of his habeas corpus case was set for today. Bell is being held at the sheriff's office. He is being held at the sheriff's office. He is being held at the sheriff's office.

THREE NEW COMPANIES.

Articles of Incorporation Filed With Secretary of State.

Three companies filed copies of their articles of incorporation with the secretary of state today as follows: The Kinsey Box company of Ogden, capitalized at \$25,000, divided into 50,000 shares of the par value of 50 cents each and 50,000 shares of preferred stock of the par value of 100 cents. J. J. Jones is president; Frank Kiefer, vice president; J. R. Forrest, treasurer; L. V. Parry, secretary. The company will carry on the box manufacturing business formerly conducted by the Kinsey Coal Box & Commission company of Ogden.

YALE IN HENLEY REGATTA.

New Haven, Conn., May 12.—It was stated today that Yale will enter its second crew in the Henley regatta at Philadelphia on May 25. The second eight was defeated Saturday by the varsity by less than a length and is considered almost as strong as the university crew.

CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

TRUTH AND LIBERTY.

Who are in that city and able to travel will find that on this train a telephone message from Salt Lake City says there have been no more deaths among the injured. The total of dead is 32.

NO MORE DEATHS.

Salt Lake City, May 12.—The unknown woman who was fatally injured in the Hotel Hoffman wreck and who died on this city on Saturday night has been identified as Mrs. E. Kahler of Reading, Pa.

MAIL FOR SO. AMERICA.

To be Sent to England and France to Save Time.

New York, May 12.—The White Star liner Majestic, which sails for Queenstown and Liverpool on Wednesday, will take the first consignment of American mail under the new system of transportation by way of Europe to South America. The mail will be transferred to a swift liner bound from England for South American ports, and will get to its destination several days sooner than it would if sent directly from this port by slow and irregular steamship. The French liner La Touraine, which sails for Havre on Thursday, will also take a batch of South American mail and the American liner St. Louis, on Saturday for Southampton, will carry the remainder of the mail to save from five to seven days by sending their mail by way of England and France.

CELEBRATION ON JAMESTOWN ISLAND.

Norfolk, Va., May 12.—The celebration today on Jamestown Island, 40 miles up the James river, of the three hundredth anniversary of the landing there of the first permanent English settlers under Sir Christopher Newport, John Smith and others, was held under fair skies and conditions in every way most auspicious. The exercises upon the island were directly under the auspices of the Society for the Preservation of Virginia Antiquities, of which Sir Christopher Newport, John Smith and others, were the winners of the contests. The governor is requested to send the names of the best editors and publishers on such matters in this state so that invitations may be sent them.

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