

ance to anything outside of the actual proceedings in court. The defendant's attorneys set a new high record for peremptory challenges, bringing this privilege to bear five times in excusing talesmen from ser-vice. The defense has thus far used be of its 20 percemptory challenges and 15 of its 30 peremptory challenges, and the state 14. panel of 100 talesmen was in A new ourt today, but it had not been drawn Samuel Popper, a manufacturing jew samuel Popper, a manufacturing jew eler, went through the regular examin-ation by both sides and finally came to grief against a peremptory challenge exercised by Thaw's havyers. Popper was the first man of all upon the big panel to declare that he had neither formed an opinion nor heard one ex-Mr. Hartridge again indicated by his questioning of this talesman that there may be more than one excuse offered by Thaw for his killing of Stanford White, Would you object to two or more de-"Would you object to two or more de-feuses?" asked the prisoner's counsel. "No," replied the talesman. After a consultation among the de-fendant's attorneys, the peremptory challenge was issued. By consent of all concerned in the Thaw case, Jurors Arthur S. Campbell and Harold R. Faire were excused from further service this afterboon.

oughly boiled, the resultant solution is precipitated by the action of sulphur-etted hydrogen in the form of metallic play here, and leaves tonight for Portsalts, should there be any; and then this conglomerate is tested for the pres-ence of various suspected metals.

works, held yesterday afternoon, it was decided to open bids for all sew-

ter and his apology followed volumin-ous telegraphic communications to him from the colonial office. The dispatch which has now closed the in-

able. "With mountains of coal and miners

charly never lowers the sense of true manhood and true womanhood, but mather tends to cultivate self main-lenance, self respect, and self improve-nent. We find in our work three classes needing help. There are those whose need is temporarily, during a seige of sickness or to tide over a sud-den financial loss, those of the second class who have duffered to the second dass, who have drifted into indifferent and parasitical life, and who may be re-stored to self help through the exerof a strong hand, and finally the ten of a strong hand, and they disease class that through hereditary disease or accident are incapacitated to do any work. These need guardianship and manent assistance.

#### INSTITUTIONS MAINTAINED.

"The institutions we maintain are 18 "The institutions we maintain are 18 homes for men, seven homes for women and four homes for children. During the past year 280,812 lodgings were giv-en, 169,113 meals were paid for, and 33,641 given free. In connection with these homes are maintained wood yards, industrial departments, co-op-erative stores, and the like. In New York we have the St. Gregory Emer-tency hospital, which is foremost in importance in our hospital work. It handled 1.323 emergency cases during one week last month, and that was only an average week. "In our prison work, of course I am

oss week last month, and that was only an average week. In our prison work, of course I am more directly interested. Here the re-sults of the past year show that over the per cent of those we have received directly from the prisons, are now lead-ins sober, industrious lives. The addition to that tens of /thou-sands of people are in touch with the league at all times through correspond-mee and personal visits, so that it has made a marked influence on the world of the and criminals. Not so many of them are now voted to be hopeless to society, and incapable of leading hon-et liver. The crusade in behalf of the prisoner has borne better fruits that the prisoner has borne better fruits that for an east a practical field." The sould be the prison with the prisoner has borne better fruits that the prison will leave for the east, as the is now roturning from a coast trip toward her New York home.

## \* CHINESE RELIEF

FUND WILL CLOSE SOON.

All charitably disposed persons who wish to respond to President Roosevelt's call for the starving Chinese are reminded that the Desoret News will receive subscriptions and forward them to the National Red Cross association. There is every occasion for haste, and the list will only remain open a short time longer.

Relief societies and all others intending to contribute to this noble cause are urged to comat once. The following is yes-

ere he is billed to appear later. As he is to pass this way again the middle of February, it is very likely to the noted artist will play in this city once more before finally going east. Mr. Hartmann's reception on the coast Mr. Hartmann's reception on the coast has been such as to greatly encourage him in his belief in the fact that the American nation is becoming musical, and is beginning to properly appreciate and understand the elevating attrac-tions of art. At the same time, the artist deprecated the tendencies of American newspapers to exagenate tions of art. At the same time, the artist deprecated the tendencies of American newspapers to exaggerate and parade before the public view so much of the undestrable and lowering in life at the sacrifice of attention to

In the at the sacrince of attention to art. He mentioned specially the space given by the average American paper to criminal sensations and prize fights. "Why," said he, "publicity will be given by the column and the page to exhibitions of prize ring brutalities; and how much space is awarded to art?"

ENTERTAINING MAN.

Mr. Hartmann seems not only to be All Hartmann seems hot only to be an artist in instrumental performance, but his general appreciation of the ar-tistic in its generic sense is very marked, and covers a wide field outside of the immediate environment of the violin, so that he is an entertaining conversationalist on a variety of topics; and his ideas of life and "the eternal fitness of things" are those of a travfitness of things" are those of a trav-eler and savant of wide experience. Mr

Hartmann admires American woman-hood, and is not backward about say-ing so. He thinks there are more fine looking women in the United States than anywhere else in the world, and remarked this morning, to the "News" representative "You just out it is not representative. "You just put it in your paper that any of the preity girls in this town who want to come over to Europe and take violin lessons of me. why, it wont cost them anything for tuition!"

## AMERICAN ORCHESTRAS.

AMERICAN ORCHESTRAS. Mr. Hartmann was asked by his visit-of for an opinion as to the comparative merits of the more noted American and European orchestras. He said the great orchestras of Boston, Chicago, Philadel-phia, Naw York and Pittsburg are equal to any in Europe, and a rapid advance is being made whereby still higher planes are being reached. While the Boston Symphony may be classed as the best, still, he bought it was not quite up to a former standard, be-cause of the changing personnel, and the substitution of less valuable ingtru-monts than what obtained formerly. The visitor called attention to the fact that it did not pay the best woodwind players of Europe to come to this coun-try, as there is really not enough for here from the old country, and what is there for him, if he cannot obtain per-manent employment in some orchestra? Let him advertise for pupils, and how bassoon? The same is true of other woodwinds."

# ROW ENDS IN ARRESTS.

#### Greek Bartender Accused of Giving Short Change to Customer.

At an early hour this morning, officers made a raid on the Independent soloon, a "dive" conducted by Greeks named Farros and Fotis. John Papas and Odes Fapas were arrested on the charge of robbery and landed in the city jail.

The trouble arose over an attempt to short change a customer. Three employes of the Bamberger Cool com-San Allen, Tom Williams and S. J. Garn, were playing pool in the place, and at the conclusion of the game, Garn tendered a \$20 gold piece in payment for some beer. He claims game, Garn tendered a \$20 gold piece in payment for some beer. He claims when the change was handed him it was \$5 short. He protested to the bar-tender, John Papas, but the latter re-fused to return the money. Odes Papas, a spectator, took a hand in the row that followed, and struck Garn a blow in the foce. The latter refused to touch the money, which had been offered him by the Greek, and when he left the place to telephone to the po-lice. Odes Papas, who had previously drawn a revolver, picked up the money and put it in his pocket. The patrol wagon with a load of offl-cers soon arrived on the scene, but the proprietors of the place interfered with the offlees when they placed John and

the offices when they placed John and Odes Papas unde arrest. At the po-lice station the latter finally admitted that he had taken the money.

## IN DIEHL'S COURT.

#### Testimony All Taken in the Mrs. Ray Townsend Case.

In Judge Dichl's court this morning the case of the state vs. Mrs. Ray Townsend, charged with assault with Townsend, charged with assault with a deadly weapon upon one James Mc-Adams, both colored, was concluded so far as the taking of testimony and arguments are concerned. Judge Diehl will decide tonnerow morning whether or not the woman will be held to answer to the charge in the district court. Arty, William New-ton, for the defense, argued that the state had failed to make a case and pleaded for the discharge of the ac-cused.

cused. Edward Johnson, charged with burglary in the first degree, changed his plea of not guilty to that of guilty of petit larceny and was given six months in the county jail,

## NO SALE OF SALTAIR.

#### Present Owners Say They Will Not Sell And Call For Concession Bids.

Manager Langford of the Saltair Beach company is today moving his offices to the Utah National bank, where the head quarters of the railroad and beach will quarters of the railicad and beach will hereafter be located. Both Mr. Langfort and Mr. Jeseph Neison, the owners of the resort, say they are heartily glid that the sale of the property did not go through, for the itsing waters of the lake and the good times wave mean increased business and prosperity for the sum-instructure of the property for the sum-inger's business, and are outlining various improvements, and its outlining various improvements, and for concessions for the coming season. coming acason

s, curbing, guttering, sidewalks and cross-walks to be constructed this year on Feb. 28, 1907. Bids for paving, repairing street paving, macadamizing and for the construction

of a band stand at Liberty park, be opened on March 14, 1907. The vertising for the bids will be menced within a few days. will 1907. The ad-will be com-

Bids were opened yesterday for printing 1,100 copies of the specifica-tions for the various improvements and the contract was awarded to the Grocer Printing company. Its bid was \$387.50; the Century Printing com-pany's bid was \$400, and the Western Printing company bid, \$450.

## DIED OF PNEUMONIA.

#### W. T. Rose, Employed by Short Line, Meets Death in Idaho.

News has been received here of the death at Payelte, Idaho, of William T. Rose, formerly of Salt Lake. The daceased had been in the employ of the Short Line for some time. In the conceased had been in the employ of the Short Line for some time. In the con-struction of buildings. Mr. Rose was born in this city Dec. 6, 1857, and was the son of F. W. and Eliza-beth Rose, who reside in the Seventh ward. His immediate family consists of a wife, three sons and one daughter, and he is survived also by three brothers and two sisters, namely, F. W. Rose, Jr., of Montpeller: Charles E. Rose, of the "News" job department; James E., Em-ma and Lillie Rose. The body will be brought to Salt Lake for burial, but the time and place of funeral have not yet been determined.

#### MISS FLANDER'S MUSICAL EVENING.

The lower part of the Theater was well filled by an interested and close-

ly attentive audience last evening. The gathering came in response to invita-

gathering cane by Miss Gratia Flanders, several of whose star pupils made up the program. Those performing were Miss Geneve Ellerbeck, Miss Judith Evans, Miss Pearl Rothschild, and Miss Ethel Dofflemyre. They were assisted by Mrs. Plummer, soprano, and Miss Esther Tuckerman Allen and Miss Tuckerman Allen and Miss Esther Tuckerman Allen, violinist. The program was one of rare charm and every one of the four performers left a brilliant impression. The quartet of ladies rendered two four hand pieces, the "Haydn Sym-phony No. I." and "Leduc's Bolera." Each of the ladies also rendered a solo number all each disclored the Each of the lattice also rendered a solo number, and each displayed the highset degree of virtuosity. Mrs. Plummer sang "O Salutaris Hostia" with a violin obligato by Miss Allen with fine effect and Miss Allen herself for two selections, which she gave in admirable style.

Senator Francis Emroy Warren was born at Hinsdale, Mass., on June 20, 1844. He served in the Massachusetts volunteers during the Civil war from

volunteers during the Civil war from 1862 until 1865. He continued to be engaged in farming and in stock rais-ing in Massachusetts until 1868, when he went to Wyoming, where he began farming and the raising of cattle on a very large scale. In 1873 he was elect-ed to the Wyoming state legislature. He was made a member of council in 1884, and later mayor of Cheyanne. He was governor of Wyoming terri-tory from 1884-1886, and sgain from 1882-1890. He was elected to the United States senate in December, 1850. His home is in Cheyanne, Wyo

cident was sent by the governor to the colonial office, whence it reached the state department at Washington through the foreign office in the usual course.

## SERVICE PENSION BILL FAVORABLY REPORTED.

Washington, Jan, 29 .- By unanimous vote of the house committee on pen-sions and invalid pensions acting as one committee, the McCumber service pension bill was favorably reported to the house today. The bill provides that all veterans of the Mexican war or the may have a pension of \$12 a month. Veterans 70 years of age, are to have \$15 a month, and \$20 a month is to be granted veterans over 75 years of age.

#### S. P. CLERK KILLED

San Francisco, Jan. 29 .- J. W. Duffey a clerk in the passenger department of the Southern Pacific company, was in-stantly killed last evening by being rushed by an elevator in the James lood building. The elevator stopped at the

floor to take on a passenger. Duffey started to follow when the elevator suddenly shot up, catching Duffey be-tween the floor of the elevator and the wall of the elevator shaft, crushing his chest flat.

No reason can be assigned for the sudden starting of the elevator.

#### SWETTENHAM TO TAFT.

#### Gratefully Thanks Him for Supply of Tents From Cuba.

Washington, Jan. 29.—Secy. Tait has received the following cablegram from Gov. Sweitenham, dated Kingston: "Moat grateful thanks for supply of tents just arrived from Cuba in charge of Capt. Battle, U. S. A. Service most highly appreciated." The tents referred to are those for-warded from Santiago by Brigadier General Wint upon the request made to provisional Gov. Magoon by the act-ing British minister at Havana.

ing British minister at Havana.

#### FISHERMEN ADRIFT.

Fourteen on a Floe of Ice in the Gulf Of Riga.

Riga, Russia, Jan. 29.—Fourton naber-men are adrift on an ice flot in the gulf of Riga. The men were fishing when the ice broke and they suddenly found them-selves heing blown out to sea by a strong wind. Steamers are searching for th-

## CALL ON NATIONAL BANKS.

Washington, Jan. 28.-The compiralle of the currency today issued a call for a statement of the condition of all national banks at the close of business, Jan. 25.

## OFFICERS AT LEAVENWORTH. Ten Per Cent Detailed for Instruction

#### Physically Untit to Take the Course.

San Antonio, Tex., Jan. 29.—Col. George-eroy Brown, Eighteenth infantry, has been notified by the war department that o per cent of the officers detailed for b-truction at the niltary school at Fort eave worth are physically unfit to take he course.

The course. This is declared to be due to numerous causes. The department in a supplemen-tal order notified Col. Brown that he if facers must undergo a physical examina-tion at each post from which he ar-sent before being detailed for the course of instruction.

to dig it; with transportation com-ponles who, at least impliedly, have agreed to ship it, and with an ever-inceasing population ready and willing to pay in the hardest of gold the full asked for the commodity (when i can be gotten)-even a price demon-strated to be unwarrantably high-shall the people of this state be com-pelled to remain helpless in this situa-

"What would be thought of, or what "What would be thought of, or what teamster who, having received certain concessions, say, from a mining com-pany, in order to haul its ore, should plead inability to handle the same be-

pany, in order to haul its ore, should plead inability to handle the same be-cause of lack of teams or wagons? Why, the company would look upon that teamster as a miserable failure and would try to help itself. "The writing of newspaper editorials and articles are good grough in a man-ner, and they may, even, do a vast amount of good, serving, as they do, to 'show which way the wind blows;' but now, right now, is the time to act, not to philosophize. It is not a 'ques-tion of what those who are financially able may do next year in the way of laying in ahead a year's supply of coal --whatever there can be of justice in such a proposition--but innocent chil-dren, not to speak of heartisk parents, are suffering, yes, absolutely suffering, this very hour, for fuel with which to keep their bodies warm. What a dis-grace! Here we are, imploring the generous-hearted American people to give of their abundance to starving Chinese, while thousands of our own generous-hearied American people is give of their abundance to starving Chinese, while thousands of our own desh and blood in this very state are nade to feel the fearful pangs of cold, and for no other conceivable reason than a stubborn refusal or neglect on the part of the common carriers to sup-ply coal, and that, too, for ample con-ulated the

ideration.

"Let us hope that our legislature now in session may be able to find a permanent solution to this vexed problem that with each year, seem-ingly, is getting harder and harder to solve

ingly, is getting harder and harder to golve. "If a railroad commission is at all likely to exert an influence in the way of removing the hardships that the citizens of this state have had to hear for years, in begging and plead-ing for coal---and then to suffer with-out it—for heaven's sake, let us have such a commission. Our friends, the legislators need not be afraid to voto for any measure calculated to prevent a manifest injustice to their constitumanifest injustice to their constitu-

ents. "Some have expressed the fear, that any effort on the part of the people of this state to assert their rights—the right of fair treatment— at the hands of the railroads, as for instance, by creating a railroad com-mission, would deter other companies from coming into our state to build from coming into our state to build. No fear need be entertained on that score. If business will justify it-and it will, in this great and growing commenwealth-we shall have all the railroads we shall need. "To characterize the present coal

"To characterize the present coal famine as an inconvenience is far from the full truth. It is a positive danger. The individual power of re-sistance is lowered; physical endur-ance is lossened; sickness, disease and death must necessarily follow the ex-posure to cald which many in this region at present are rendered liable to.

to, "In the same of all that is fair, let the governor, the legislature and every cilicen of this state rise up and join in a mighty effort to find a speedy and insting relief from the dangerous plight into which we are thrown, whether so placed by schem-ing, scalless 'business' corporations, an over abundance of crops and other produs a an unprecedented prosper-ity, or what not."

## COUNT TOLSTOI, THE **RUSSIAN NOVELIST, DYING.**

Stockholm, Jan. 20.-- A dispatch to the Dagblad from St. Petersburg says Count Tolstol, the hovelist and social reform-er, is dying.

~~~~~ COAL SENT BY EXPRESS. Mrs. Rasband Gets Two Sacks From Park City,

The story of a woman filling her baby's carriage with coal was considered a good one and as it was absolutely true, somewhat surprising. It was up to Park City and Salt Lake to join forces and furnish the best one, however. This story also is absolutely true, and arises from the fuel

Mrs. J. F. Rasbaud of 205 east Seventh South street ran short of coal several days ago, and despite every effort could get no more. Not caring to borrow from the neighbors, Mrs. Rasband scraped and swept her coal shed floor. Finally when the gracks in the floor refused to render any more aid or encouragement, Mrs. Rasband wrote to her husband, "Jim" Rasband, a proprietor of the Park City Meat company, in Park City, telling him how serious affairs were down here. Mr. Rashand promptly bundled two big sacks of coal and them to his wife by everen

the mining camp. The two sacks carried Mrs. Rashand over nicely until a longlooked-for wagonload came.

shortage.

fishermen FRANCIS E. WARREN.