

MRS. NASH NOW SEEKS A DIVORCE.

She Files an Amended Complaint
In the Third District Court
Today.

HUSBAND'S CAPITAL 90 CENTS.

And he Borrowed That so Testified the
Defendant on the Witness
Stand.

An amended complaint was filed in the Nash case this morning in Judge Morse's court, in which Sarah L. Nash asks for a divorce from Albert H. Nash, on the ground of failure to support. In the original complaint Mrs. Nash asked for separate maintenance instead of a divorce, and her husband in his cross-complaint asked for divorce. It was agreed by the attorneys in the case that all the other charges of cruelty, desertion and infidelity which have been brought out in the testimony in the case should be abandoned and plaintiff should rely solely upon her amended complaint.

Mr. Nash was on the witness stand for a few minutes this morning and told of his financial condition. He said that he had been unable to find suitable employment since he left the city auditor's office when the change of administration took place in January and that if he had not saved a little money he would have starved to death. He stated that he only had 90 cents in his pocket at the time he was on the stand and that he borrowed that.

Judge Morse stated that he would grant the divorce as prayed for in plaintiff's complaint, but that he wanted to hear from the attorneys further in regard to the question of alimony before he fixed that matter, as plaintiff had asked for \$50 per month as alimony. He will take up the question of alimony this afternoon at 4 o'clock.

Brown Case Continued.

The time for former Senator Arthur Brown to enter his plea to the information charging him with adultery was this morning continued by Judge Morse until next Monday morning at 10 o'clock. The continuance was granted over the vigorous protest of County Attorney Westervelt, who objected to further delay in the case. The court decided to grant the continuance so as to give the supreme court an opportunity to pass on the petition for a rehearing on the writ of prohibition filed by Senator Brown yesterday.

Another Brown Goes Wrong.

Suit for divorce was filed in the district court today by Francis Brown against Anna Brown on the ground of desertion. They were married in this city on May 7, 1890, and it is alleged that defendant deserted her husband on Feb. 1, 1903, and is now in La Grande, Or.

TO CURE A COLD IN 1 DAY.
Take Laxative Broom Quinine Tablets. Druggists refund money if it fails to cure. E. W. Grove's signature on box. 25c.

GENERAL CHURCH NEWS.

The quarterly conference of the Potomac state was held Sunday and Monday in the new Tabernacle, the meetings being well attended and of an interesting character. Besides the state authorities there were present Elders George A. Smith of the Council of Apostles, J. Golden Kimball of the First Council of Seventies and Henry Peterson of the Deseret Sunday School Union board, each of whom addressed the conference.

Private advices from Liverpool are to the effect that the headquarters of the European mission will be located at 42 Islington, are about to be moved to Holly Road, off Prescott Road, in the vicinity of the Botanical gardens, East Liverpool, Old "42," therefore, so dear to the hearts of many Latter-day Saints, will soon be a thing of the past with mission work in Great Britain and Europe.

THE SMOOT CASE.

(Continued from page one.)

married in 1884, he had five children, the last being born in 1900. Mr. Lyman said that he had been one of the signers of the prayer for amnesty pleading himself to all that it contained. He did not, however, recall just what it did contain.

Mr. Taylor read portions of the prayer. "Did you," he asked, "interpret that to mean that you would abstain from polygamous cohabitation?"

"I interpreted it to mean that I should do all that was right."

"Did you think it would be right to abstain from polygamous cohabitation?" This was not answered directly at the time. Several questions by members of the committee followed in rapid succession, and Mr. Lyman admitted in response to them that he knew that in practicing polygamous cohabitation he was disobeying both the law of the land and the rule of his church. He also said in reply to one of these questions that he was not only now living in polygamous cohabitation, but that he expected to continue so to live.

Mr. Hoar then took the witness in hand and brought out a succinct statement from him which was of a character to interest all present.

"Referring to the rule of which you have spoken," Mr. Hoar said, "you understand the rule of the church to be the law of God, did you not?"

Mr. Lyman replied that such was his understanding.

"Then you are living and intend to live in violation of the law of God and man?"

"I fully intend," said Mr. Lyman, showing a disposition to elaborate more than he had done, "to be true to the law of my country, to my God and to my obligations and covenants with my wives, and I have never done a thing that my conscience did not approve."

"I want," he proceeded, dropping into a pleading tone of voice, "to make a brief explanation of the bowels, but my case is different from that of most other men. I was born in 1840 and I can hardly remember when my father was not a polygamist. He was a friend and adviser of the Prophet Joseph Smith

and was taught by him the importance and the truth of the principles of polygamy. I accepted the teaching and entered into the practice, marrying six wives in the years 1845 and 1846. So that my earliest recollection embraces the life of polygamy. I remember all my father's wives as I do my own mother, and I lived in a family thus constituted until I grew up and became the head of a family of my own.

"Consequently I have known nothing else and I have felt that it was correct. I have always felt in my soul and heart that I was correct. I married first in 1857, again in 1869, and once more in 1884. The situation has been very painful to me and I have been greatly pained to find myself in opposition to the law of the country and of the Church. But I had made a covenant with my wives to love, respect and endeavor them and I could not find it in my heart to separate from them so long as they were true to me."

Senator Hoar—So you, an Apostle of your Church, expecting to succeed Mr. Smith in the presidency and in that capacity to receive divine revelations yourself, confess that you are now living and expect to continue to live in disobedience to the laws of the country, the law of your Church and the law of God?

The witness replied with a simple "Yes." He added in reply to a question from Senator Dubois that he considered it his duty to live with and protect his wives.

Mr. Lyman said he became an Apostle in 1880, and that Reed Smoot became an Apostle in 1900. He said Mr. Smoot had never reproved him for living in polygamy, either in public or in private or in the apostolic meetings.

"If I am thought worthy I will succeed to the presidency of the Mormon Church, if I survive President Smith," said Mr. Lyman in answer to a question. Mr. Lyman said that he is the presiding officer of the Twelve Apostles. The name of John Henry Smith, a polygamist, was given as the second member of the Twelve Apostles, and that of George Teasdale, a polygamist, as the third Apostle; Heber J. Grant, a polygamist, fourth; John W. Taylor, a polygamist, fifth; Mr. Merrill, a polygamist, sixth, making five Apostles who are conceded to be polygamists.

"Senator Smoot has attended the meetings of the apostles," said Mr. Lyman, "and has taken part in the exercises at the weekly meetings." The witness said he had never introduced any of his views to Mr. Smoot.

The meetings of the apostles are held in the Temple, said Mr. Lyman. He was asked the difference between the endowment house and the temple and the witness said there was only a temporary building used for sacred purposes until the temple was completed.

SENATORS PLY F. M. LYMAN

Endeavor to Have Him Admit That
Which He Clearly Does Not Know.

(Special to the "News.")—Senator Hoar devoted 15 minutes in an endeavor to start up Mr. Lyman. Senator Hoar's voice, while penetrating, is difficult to hear at a distance and while the length of the table separated him from the witness, the Senator seemed particularly desirous of proving that Senator Smoot has had personal knowledge of the polygamous cohabitation of the witness.

Mr. Lyman admitted that it was generally believed by the people that he was and is living in polygamy but that he had no reason to suppose that Senator Smoot was aware of the facts. He had never talked with the senator on the subject nor has he ever introduced either of his wives to Senator Smoot. Nearly the whole afternoon was devoted to attempts by Senators Burrows and Hoar, assisted by occasional questions from Dubois to prove that Senator Smoot must have had knowledge of the polygamous cohabitation of the other members of the apostolic quorum. Mr. Lyman insisted that while Senator Smoot might have believed it, he never had personal knowledge of the fact.

A PERTINENT QUESTION.

Senator Wants to Know Difference Between
Obedience to Church and Party

(Special to the "News.")—While Senators Hoar, Burrows, Overman and Dubois seem by all the questions submitted to indicate that they are opposed to Senator Smoot, Senator Hoar late this afternoon asked one question of Mr. Taylor which may point to another conclusion. He desired to know what difference there is between obedience to church and obedience to party. He said that a member of the senate told him, with tears in his eyes, that a certain policy would ruin the country, yet he must support it because the party had so dictated on that question. Mr. Taylor answered that that question would resolve his attention later, and he will endeavor to show that the rule of party is essentially different from rule of church.

PERSONALS.

C. F. Held has resigned his local agency of Charles Scribner's Sons, to devote all of his time to his insurance business.

Dr. Kirkwood has returned to the city after an absence of six weeks in the east.

Mr. and Mrs. G. T. Odell left last night for a Pacific coast trip, to be gone until the end of the month. They will travel south by easy stages as far as Los Angeles.

Reports from St. Michael, B. C., are to the effect that the well preserved body of a mammoth has been found by Indians in a glacier near that point. Charles Lunn, a hotel proprietor at Skagway, has organized an expedition to investigate the report. An effort will be made to exhibit the find at the world's fair. The body is said to be 20 feet high and the tusks more than a foot thick. The only other complete specimen ever obtained is now in St. Petersburg.

Headache

Is often a warning that the liver is torpid or inactive. More serious troubles may follow. For a prompt, efficient cure of Headache and all liver troubles, take

Hood's Pills

While they rouse the liver, restore full, regular action of the bowels, do not irritate or inflame the internal organs, but have a positive tonic effect. 25c. at all druggists or by mail of C. I. Hood & Co., Lowell, Mass.

JACKSON IS IN; JACKSON IS OUT.

Dr. Stewart Denies Him Further
Access to Health Office of
This City.

THE MAYOR REAPPOINTS HIM.

Whereupon Commissioner Changes the
Combination to Safe and Tells
Jackson to Keep Away.

Health Commissioner Stewart this morning addressed the following letter to C. M. Jackson, who was again appointed clerk of the board of health by the mayor:

Dear Sir: Until you are confirmed by the council, you can have no further access to my office, or the business thereof.

M. R. STEWART, M. D.,
Health Commissioner.

In addition to writing this communication the health commissioner caused the combination of the safe to be changed so that Mr. Jackson could not enter it. He and Jackson held a short conversation in the private office upon his arrival at which time the latter served upon him the following:

M. R. Stewart, M. D., Health Commissioner—Dear Sir: This is to notify you that in pursuance of an appointment by the mayor of Salt Lake City, dated March 8, 1904, I have appeared for duty, ready and prepared to perform service as clerk of the board of health and demand that I be permitted without interference from any one to perform the duties of that position. Respectfully,
C. M. JACKSON,
Clerk of the Board of Health of Salt Lake City.

LATE LOCALS.

Ninety cattle ovens have been started up at Castle Gate, and by the end of the week 125 will be in operation.

Maj. Denn of Nephi has resigned from the guard on account of business demands, which are found to interfere with his guard duties.

Manager Quigley of the Studebaker company looks for a big eastern manufacturer in two months behind their orders, so great is the demand.

Prof. Swendsen's men have set up the new lake level reading gauge at Saltair, near the bathhouses, where reliable readings can be obtained every two weeks.

Landlord G. S. Holmes of the Angels writes friends in this city, that he is very busy taking care of a large patronage, and says that business has been very good this season in Los Angeles.

Architect S. C. Dallas leaves for Cedar City Thursday to superintend the finishing of the state university buildings there. The buildings will be ready for occupancy in less than three weeks.

J. M. Hendrie of the Z. C. M. I. is back to his post after a month's absence in the hospital on account of pneumonia. He has a cast in his finger, and the rest of the nail got into the circulation.

The A. D. T. company will remove April 1 from its present East Temple street quarters, to the Atlas block where it will occupy the entire basement front.

The Denver, Lakewood & Golden, which has been in the hands of receivers for seven years, is to be sold at public auction April 21 at Denver. The final decree of foreclosure shows that the company has defaulted payment to the sum of \$1,110,000, with interest.

There will be a meeting of the trustees and principal of the county schools in the city and county building on next Saturday at noon for the purpose of discussing the consolidation proposition and transacting other business.

Manager Cooper of the Polk Directory company claims to have the best directory library west of the Missouri river, as on his shelves are late directories of the larger cities in the United States. This library is quite a curiosity.

A man working an advertising graft, amused good sized crowds on Second street this morning, by riding between East and West Temple streets on a bicycle wheel. Occasionally tumbles into the mud greatly pleased the crowds.

The Bell Telephone company put in 165 new phone last month, making 5,400 all told in this city, and 20,000 on the system. The Bell company's switchboard in this city has registered as high as 40,000 calls in one day.

The D. F. Walker block is to be raised one story, making it five in all, and the contract has been given to Architect Cline. The improvement will cost a little over \$5,000, and provide the building with 35 additional offices. This increase is one reason for doubling up the elevator.

Several local flour men foresaw a rise in prices coming, several months ago, and filled good sized orders with eastern mills at current prices. The goods have now arrived, with prices considerably in excess of the purchasing prices, and these forehanded dealers are flinging bouquets at themselves.

It is a raw and rainy day today, with prospects of its continuing through tonight and tomorrow, according to the indications. There was a heavy rain at Boise last night, and the conditions here are similar. The average minimum temperature is, however, rising. The weather continues favorable to a rising lake, and the Bear river is pouring a great flood into Great Salt Lake.

The organ in St. Mark's cathedral has been taken down preparatory to removal to the new chapel and on the other side of the church. Prof. Thomas Radcliff, his son, and a local office-finding firm have the contract to make the change. The organ is found to be very dirty, not having been cleaned in over 10 years, but when re-cleaned will be in very good shape, as it is to be thoroughly overhauled.

"I think I'll apply for the position for warden of the state prison myself," remarked Simon Bamberger this noon, at the Commercial club, with a weary air, as he sank down into a chair near Secretary Harris' desk. "It would be about the only way I could escape from the cares of business." Mr. Harris' nose was deeply imbedded in a stack of papers on his desk, but his genial owner straightened up long enough to observe, "Mr. Bamberger, I solemnly promise that I will vote for you as warden, if you will consent to run." Mr.

Not money back—but MORE THREE CROWN

FLAVORING EXTRACTS.
Is the cry of all who have once tried our Delicious Three Crown Brand.
Try Three Crown Lemon Extract. 'Tis the 'hood of Sicily's choicest Lemons combined with pure Cologne Spirits.
Ask your grocer for the Pretty Red Carton with this trade mark on.



Prepared by
Hewlett Bros. Co.

Harris, who is a member of the state board of corrections, resumed his paper mining operations, and Mr. Bamberger thoughtfully guided away in the direction of the dining room.

LEHI.

THE DEFENSE OF MR. COTTER.
The Citizens Pronounce His Arrest an
Injustice—News Briefs.

Special Correspondence.
Lehi, Utah Co., March 8.—The citizens here, upon understanding on what evidence the officers justified themselves in the arrest of Mr. J. E. Cotter in connection with settling the creamery on fire last winter, and they are very much wrought up over the affair.

AN UPRIGHT CITIZEN.
Mr. Cotter has always been one of our most respected and energetic citizens, always being honest and above reproach. Besides they cannot see what pecuniary benefit it would have been to him, because, according to his own statement, he was a heavy loser. Mr. Cotter was the owner of 524 shares of stock. He bought same for \$50 cents on the dollar, and as the company received \$2,500 as a compromise on a total of \$3,200 insurance placed and the subscribed capital stock was somewhere over \$4,600, or as Mr. Cotter states, they received 56 cents on the dollar out of the insurance, which would give him a gain of six cents per share, or \$31.84, but he lost over \$150 in butter and milk in the fire, and as he was offered \$200 for his lease on the creamery a few days before the fire he was an actual loser of nearly \$350.

HAS AIDED THE OFFICERS.
After aiding the officers as he has done and causing the arrest of Lee and Snyder American Fork, who tried to extort \$100 out of him through blackmail, he is indignant that he should be arrested and drawn into the meshes through what he believes to be the testimony of Holman, who now languishes in the county jail, charged with being the person who set the creamery on fire and whom the people of Lehi know to be a very questionable character.

UNDER SURVEILLANCE.
Holman lived here some two years ago and was under the close surveillance of the city officers for many months, which he was supposed to have committed. The citizens will anxiously await the outcome of the trial, which they firmly believe will result in the conviction of the other parties in the case who are of such questionable character.

WENT TO IDAHO.
Mr. Charles H. Barnes has sold his place in Lehi to a Mr. Lewis of Wales, Searge county, and has removed to Panguitch, Idaho, where he will occupy a prominent position with the Fremont County Sugar company.

SHORT NEWS ITEMS.
Last Friday a lovely boy was born to the wife of Mr. John F. Cutler. Mother and babe doing well.

Knudson, gave his farewell address in meeting Sunday, as he will leave on a mission to New Zealand on the 16th.

Bids are out and it is expected that the city pavilion will soon have a new hardwood floor thereon which will give a new impetus to socials and dances.

Arrangements have nearly been completed whereby the M. I. A. of the four wards here will take charge of all public amusements. They will lease the opera house, which is owned by the Lehi Mercantile company; also the city pavilion and can then regulate all parties, shows and dances to the better satisfaction of the public.

COST OF AN ACRE OF BEETS

A Greeley farmer details his outlay upon a 5-acre patch of sugar beets as follows: The cost of sowing, harrowing and leveling was \$5.75. He drilled 32 pounds of seed at 15 cents and the cost of seedling was 50 cents an acre, making a total cost of seed and sowing \$11.25. The thinning was done in 134 days at \$1.75 a day, making \$23.75. The hoeing took seven days, which at \$1.75, which he spent four days cultivating and ditching and charged \$1.25 a day for that, making \$5.00 and two days at \$1.25 irrigating, making \$2.50, a total of \$75.00 to raise the five acres of beets or \$14.21 an acre, aside from harvesting. It will be noted that a large part of this expenditure is the same as might be made by every farmer on almost every crop and that he allowed himself good wages for all of it. It is hardly possible that the harvesting and marketing will raise the cost of his crop to more than \$27.48 an acre. If he harvests six tons an acre the crop pays for itself, including wages for himself and team. If he has eight tons he gets \$9 for rent of his land. If he has ten tons his rent. If he has fifteen tons he gets \$10.50.

Home Missionaries.
The home missionaries of the Salt Lake Stake of Zion will please take notice that appointments have been made for them to visit the wards of the Salt Lake stake next Sunday, the 13th inst.

ANGUS M. CANNON,
JOSEPH E. TAYLOR,
CHARLES W. PENROBE,
Presidency of Stake.

BOSTON MARKET.

Closing quotations today as reported by Hudson & Sons Co., brokers, were:

	Bid.	Asked.
Amalgamated	45 1/2	46
Con. Mercant.	60	62 1/2
Daily-West.	34	34 1/2
Utah.	24	24 1/2
United States.	20 1/2	20 3/4

PREMIER BALFOUR DEFINES POLICY.

Government Does Not Intend to
Tax Food or Deal With Financial Question.

SECOND RAISES ANOTHER.

That of Use of Neutral Ports by Belligerents—Answer to be Held
In Abeyance.

London, March 8.—Two most interesting questions were answered by Premier Balfour in today's parliamentary papers giving replies to questions. The first referred to fiscal matters, and Mr. Balfour categorically said: "The declared policy of his majesty's government does not include the taxation of food and it is not proposed to deal with the fiscal question during the currency of the present parliament."

The second raised the wide question of the use of neutral ports by belligerents. John L. Wilson (Liberal), who asked the question, referred to the use which Russian warships recently made and are still making of the ports of Canada, Suva, and Port Said, and suggested the desirability of communicating to the neutral powers possessing sea board or trade routes between Great Britain and the east, particularly the Mediterranean and Red seas, the views of the British government as to the duties of neutrals in regard to the treatment of the warships of belligerents seeking to use neutral ports in connection with operations interrupting trading ships of neutral powers. Mr. Balfour, while not explaining the government's attitude, admitted that the points raised were of the greatest international importance, and said they were receiving the attention of the government.

BUSINESS NOTES.

Today's local bank clearings amounted to \$492,243.45, as against \$433,789.02 for the same day last year.

The funeral services of the late Dr. J. S. Wither will be held at the First Congregational church on Wednesday afternoon at 2 o'clock. Rev. Goshorn will officiate. The interment will be entirely private, but the friends of the deceased are invited to attend the services. There will be a brief service at the late residence, at which only members of the family will be present. Gen. and Mrs. J. S. Wither, father and mother of the deceased, are expected to arrive here from Hot Springs, Ark., some time tonight, a telegram to that effect having been received from St. Louis.

It is understood that the National Bank of the Republic will occupy the whole of the East Temple street front, after the removal of the Chicago & Northwestern offices to the Atlas block, moving the White House hotel stairway around onto Second South. This will give the bank a fine frontage.

William Bartling of the New York Cash store, has bought the bankrupt Lacey House stock from Frank Knox, at private sale, and will dispose of the same at auction on the Lacey House premises, beginning at 9 a. m. Thursday next. Mr. Bartling values the stock at about \$75,000.

AFTERNOON ON 'CHANGE.

Little Chief Stronger—New York Bonanza Down.

Three stocks participated in the sales of the afternoon call of the Mining Exchange. Little Chief strengthened to 4 1/2 cents, New York Bonanza sold down, as low as 9 cents being paid for it. The sales posted were:
Little Chief, 2,000 at 4 1/2.
Martha Washington, 2,000 at 3-16.
New York Bonanza, 500 at 9 1/2; 500 at 9; 200 at 9 1/4.

NEW YORK CLOSING STOCKS

Tuesday, March 8, 1904.	
Atchafalpa	64 1/2
Atchafalpa preferred	20 1/2
Baltimore & Ohio	27 1/2
Canadian Pacific	119 1/2
Chicago & Alton	29 1/2
Chicago & North Western	42 1/2
Colorado Southern	17 1/2
Denver & Rio Grande	15 1/2
Denver & Rio Grande preferred	25 1/2
Elgin	22 1/2
Illinois Central	126 1/2
Louisville & Nashville	34 1/2
Manhattan Street Railway	114 1/2
Mexican Central	27 1/2
Missouri Pacific	27 1/2
New York Central	113 1/2
Pennsylvania	112 1/2
Reading	69 1/2
Rock Island	29 1/2
Rock Island preferred	60 1/2
St. Paul	128 1/2
Southern Pacific	43 1/2
Southern Railway	29 1/2
Union Pacific	63 1/2
Wabash	17 1/2
Wisconsin Central	18 1/2

MISCELLANEOUS.

Amalgamated Copper	47 1/2
American Car & Foundry	15 1/2
American Locomotive	22 1/2
American Smelting & Refining	41 1/2
Am. Smelting & Refining preferred	91 1/2
Brooklyn Rapid Transit	41 1/2
Colorado Fuel & Iron	23 1/2
International Paper	114 1/2
National Lead	41 1/2
Northern Securities	25 1/2
Pacific Mail	29 1/2
People's Gas	30 1/2
Pressed Steel Car	25 1/2
Pullman Palace Car	29 1/2
Standard Oil	69 1/2
Sugar	12 1/2
Tennessee Coal & Iron	36 1/2
United States Steel	53 1/2
United States Steel preferred	53 1/2
Western Union	89 1/2

DIED.

CRAMER—At his residence, 15 south Third East, March 7, 1904, after a lingering illness, Oliver, son of Christopher and Josephine O. Cramer, in the twenty-fourth year of his age.

Funeral from his residence Wednesday 9th inst. at 12 noon. Interment in city cemetery. Friends are kindly invited.

SUGDEN—In this city, March 7, 1904, of old age, James Sugden, aged 73 years.

Funeral from Twenty-seventh ward meetinghouse Wednesday, 9th inst., at 2 p. m. Friends invited.

THE IMPERIAL CAFE.

TOM, DOE AND LOUEY, PROP.
Has been remodelled and is again open for business. You will be well served with the best of meals, and strict attention will be paid to our patrons. Open day and night.

271 MAIN STREET.

Right & Ready

For your inspection—

Draperies

Received in our recent spring shipment—Including fine laces, silks, and velours.