

## IDAHO RESTS IN HAYWOOD CASE

Fully Content With Evidence Introduced to Prove Defendant's Guilt.

ARGUMENTS BEGIN FRIDAY.

Defense May Call One or Two Witnesses in Surrebuttal—Court to Hold Three Sessions Daily.

Boise, Ida., July 17.—The state of Idaho rests content with the evidence it has introduced to prove that William D. Haywood, the secretary-treasurer of the Western Federation of Miners, conspired to kill and therefore murdered Frank Steenberg, a former governor of the state. Tomorrow morning Haywood, through his counsel, will rest his case with the jury so far as evidence is concerned. Possibly some witnesses will be called in surrebuttal, but Haywood's counsel announce that the case may close without further evidence. Judge Fremont Wood has invited argument on his own proposition to eliminate certain evidence from consideration by the jury and probably a day will be taken to present the views of both sides as to the instructions to the jury. On Friday morning argument is expected and the last stage of the trial will have commenced.

After having dismissed the jury this afternoon, Judge Wood stated his opinion that the evidence introduced by the defense to prove a conspiracy on the part of the mine owners, by showing the deportation of union miners from the Cripple Creek mine of Colorado during the strikes of 1903 and 1904, was not material to the issue involved and should not be submitted to the jury. On the other hand, he said, the showing by the state that Steve Adams was concerned in the killing of two men in the Cour d'Alene district did not appear to the court to be germane, and should be eliminated. He anticipated, however, that the court would hear argument tomorrow on these points. Further, the court asked that requests for instructions may be expected tomorrow.

Judge Wood has already stated that by putting counsel on notice of the main points on which he would instruct the jury, he would hold three two-hour sessions daily during the arguments. E. F. Richardson protested against this, but he met with no encouragement.

J. H. Hawley will open the argument for the state and E. F. Richardson for the defense. Clarence Darrow will close in behalf of Haywood, and the final argument will come from Senator Borah.

The last day of the state's inings in the Haywood trial opened with the statement by Mr. Richardson that he desired the court to order D. C. Scott, William Dewey and J. C. Rutan, witnesses who have testified in rebuttal for the state, to remain within the jurisdiction of the court. This was afterward explained on the ground that counsel for the defense was considering the advisability of issuing certain warrants charging state's witnesses with perjury. Nothing was done during the day, however, and late tonight Clarence Darrow said it was doubtful if any such steps would be taken.

AFTERNOON SESSION.

As the luncheon recess until 1:30 p. m. was ordered Judge Wood announced that if possible he desired the state to close its rebuttal case during the forenoon.

Thomas M. Stuart was the first witness called in the Haywood case this afternoon. Stuart is the last witness to be called in rebuttal by the state.

Stuart was one of the men who was beaten and maltreated by the union miners during the troubles at Cripple Creek in 1903. He said he went to work at the Golden Cycle mine one day and while passing through Independence he was met by Ed Munster and Charlie Campbell, who were union miners. They threatened him with violence if he went to work at the mine.

After he left work the witness said he went home at 6 o'clock. That night about a dozen men, including Steve Adams, Munster, Campbell and Sherman Parker, called at the house. Campbell came into the house and, drawing a gun, ordered him out. He refused, but the others entered and dragged him out. They took him away, beat him with their fists, then threw him down, beating his head on the ground. Campbell shot him through the back as he lay on the ground.

Stuart said he was in the hospital for three months. A few days after the assault Stuart said the military came into the district.

On cross-examination Stuart said he had not sworn out warrants against his assailants until 16 months ago. He declared he had not been drinking any the day of the assault.

"I never drank in my life," he declared.

Stuart said he would have proceeded against the men earlier, but the author-

## S.S.C. DRIVES OUT RHEUMATISM

A good liniment or plaster, or some good home remedy will usually give temporary relief from the pain of Rheumatism, but the disease is more than skin deep and cannot be rubbed away, nor can it be drawn out with a plaster. Such treatment neither prevents nor cures; the excess of acid, which produces Rheumatism, is still in the blood and the disease can never be cured while the circulation remains saturated with this irritating, pain-producing uric acid poison. The trouble will shift from place to place, settling on the nerves and causing pain and inflammation at every exposure or after an attack of indigestion or other irregularity. When neglected or improperly treated, Rheumatism becomes chronic and does not depend upon climatic conditions to bring on an attack, but remains a constant, painful trouble. S. S. C. drives out Rheumatism by neutralizing and expelling the excess of acid from the blood. It purifies and invigorates the circulation so that instead of an acid-laden stream, constantly depositing uric acid in the joints, muscles, nerves and bones, the entire system is nourished and made healthy by rich, life-giving blood. Book on Rheumatism and any medical advice desired will be sent free to all who write.

THE SWIFT SPECIFIC CO., ATLANTA, GA.

## Dr. Lyon's TOOTH POWDER

Cleanses and beautifies the teeth and purifies the breath. Used by people of refinement for over a quarter of a century. Convenient for tourists.

PREPARED BY  
J. W. Lyon, D.D.S.

orities could not find evidence to "back him up."

After a conference between counsel, a number of copies of Denver newspapers were offered in evidence. Senator Borah announced that by agreement of counsel the exhibits would be considered part of the evidence and might be read by either side in the course of the argument. The newspapers contained articles on the murder of Steenberg and the arrest of Orchard. The dates were between Dec. 31, 1905, and Feb. 1, 1906.

Mr. Richardson said that the defense asked for an adjournment until tomorrow in order that they might decide as to surrebuttal witnesses. He said it was quite probable that no witnesses would be called.

Judge Wood dismissed the jury, but counsel to remain. After the jury had filed out, Judge Wood said that while the arguments were proceeding he proposed to hold three daily sessions of two hours each.

Judge Wood announced that there were certain portions of the evidence regarding conditions in Telluride and Cripple Creek which he proposed to eliminate from the evidence to go before the jury, but that he would hear counsel on these points tomorrow morning.

then adjourned until 9:30 tomorrow morning.

MOTHERS AT THE FIRST SIGN  
Of baby's disfiguring humor should use Cuticura. Always gives instant relief.

DETAILS OF \$100,000,000  
THEATRICAL SYNDICATE.

New York, July 17.—Some of the details of the \$100,000,000 theatrical syndicate that will control the leading theaters and theatrical interests in the United States and Europe have been learned here. Klaw & Erlanger, the heads of the American Theatrical syndicate, are leading the movement, and they have sent Levy Mayer of Chicago, their general counsel, to Europe to arrange the details of the syndicate and to make final terms with the individual managers and owners on the other side.

The big theatrical syndicate has been practically assured ever since the prominent managers in London, Paris and Berlin and the other cities in Europe agreed many months ago to pool their interests with the managers in this country. Six of the American managers constitute the present theatrical syndicate. They are Messrs. A. Hyman, A. E. Erlanger, Marie Klaw, Charles Frohman, Samuel F. Nixon and J. Fred Zimmerman. Mr. Charles Frohman controls several theaters in London. Messrs. Klaw & Erlanger have been getting in closer touch each season with the managers in Europe and the success of the syndicate here has made the important managers in London and Paris desire to be affiliated with the men who control the chief theatrical affairs in the United States.

Just who will make up the complete list of European managers who will become factors in the new international syndicate has not been announced, but a man well posted upon the workings of the plans said the managers in London would likely include Messrs. George Edward, George Alexander, Frank Curzon, Seymour Hicks, Charles Wyndham, Cyril Maude, the Messrs. Gatti and perhaps Messrs. Beerbohm Tree and Arthur Collins.

Both vaudeville and "legitimate" houses come with the score of the plans mapped out by the syndicate for its extended control in the near future. United States, however, as it has been the case with Klaw & Erlanger in the past, will be the feature particularly cared for.

Mr. Klaw, who has been in Europe for several months, has been devoting a great part of his time to getting the English and French managers interested in the international syndicate.

The recent decision of the New York courts that theaters and amusements are not "trade and commerce," and that their contribution is not liable, has it is said, been a great factor in bringing about this syndicate.

MANUSCRIPT OF AN UNKNOWN ONE BY  
Great Composer Found.

Milan, July 15.—In a box of old papers in an old home at San Vittore, there has been found the manuscript of a hitherto unknown opera written by the great composer. In accordance with the will of Verdi the contents of this box were to have been destroyed, but it was while going through the papers preparatory to carrying out the dead man's wishes that the opera was found. It has not yet been decided by Verdi's executors what will be done with the manuscripts. It is supposed to have been one of his early works.

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## MAJOR TAYLOR MAKES STATEMENT

Office Has Come on Him So Suddenly That As Yet He Has No Plans.

ATTITUDE ON UNION LABOR.

He Believes That the Country is Much Better Off With Labor Unions Than Without Them.

San Francisco, July 17.—Dr. Edward R. Taylor, dean of Hastings law college and acting president of Cooper medical college today became mayor of the city and county of San Francisco. Dr. Taylor received his commission as mayor from the clerk of the board of supervisors at 11 o'clock this morning. He immediately proceeded to the office of County Clerk Harry M. McCreary where, in the presence of newspaper men, the oath of office was administered.

Asked regarding his plans for cleaning up the city government, Mayor Taylor said: "I have no plans at present. In fact, the whole thing has come on me so suddenly that I have not had time to think about it as yet. I intended to conduct the government on a non-partisan basis, but further than that I have no plans."

Mayor Taylor, in a statement to the Associated Press tonight, said that before accepting the mayoralty offer yesterday afternoon, he took counsel of Chief Justice Beatty of the supreme court.

"When Mr. Langdon and Mr. Spreckels asked me to assume the office," said Dr. Taylor, "I had first to determine whether an acceptance would seriously interfere with my work as the dean of the Hastings college of law, or that of the institution Justice Beatty is a trustee. I called on him and laid the offer before him. We discussed it in some of its more important phases. Justice Beatty assured me an acceptance was practicable so far as my college work was concerned, and I may almost say that he urged me to take the office."

The declaration of P. K. McCarthy of the Building Trades council reported in these dispatches last night, that or the election of Mayor Taylor and would not co-operate with him in his administration of the city's affairs, was laid before Dr. Taylor and he was asked if he desired to make a reply.

"Mr. McCarthy was a member with me of the charter framers' convention, and I know him well. I do not wish to criticize his statement. Let me say, however, that a clean, far-reaching reformation of the city's affairs should be, and especially at this particular time, of utmost importance in the minds of all men who have the general welfare at heart."

"My attitude toward union labor and labor unions is briefly this: I believe in labor unionism. I believe that the country is better off with labor unions than without them, for the reason that to them is due the great betterments of labor unionism. They are Messrs. A. Hyman, A. E. Erlanger, Marie Klaw, Charles Frohman, Samuel F. Nixon and J. Fred Zimmerman. Mr. Charles Frohman controls several theaters in London. Messrs. Klaw & Erlanger have been getting in closer touch each season with the managers in Europe and the success of the syndicate here has made the important managers in London and Paris desire to be affiliated with the men who control the chief theatrical affairs in the United States."

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A Skin of Beauty is a Joy Forever.

D. R. T. Felix Gouraud's Oriental Cream or Facial Beautifier.



Removes Tan, Pimples, Freckles, Moth Patches, Redness, and all skin blemishes, and every blemish on beauty, and does so without the use of any harsh or irritating ingredients. It has stood the test of 17 years, and is so harmless we have no hesitations in recommending it. Accept no imitations. For sale by all druggists and Fancy Goods Dealers in the United States, Canada and Europe. F. B. T. HOPKINS, Prop., 37 Great Jones Street, New York.

STOP THAT COUGH!

When a cough, a tickling or an irritation in the throat makes you feel uncomfortable take Ballard's Horehound Syrup. Don't wait until the disease has gone beyond control. Mr. and Mrs. J. A. Peterson, 354 West 5th St., Salt Lake City, Utah, writes: "We think Ballard's Horehound Syrup is the best medicine for coughs and colds. We have used it for several years; it always gives immediate relief, is very pleasant and gives perfect satisfaction." 5c, 10c, 25c, 50c. Sold by Z. C. Schichau, Drug Dept., 112 and 114 South Main Street.

Ask your grocer for the Vienna Walnut Bread.

SCHICHAU SHIPYARD.

American Naval Attaché at Berlin Refused Admission to It.

Berlin, July 15.—Lieut. Commander W. L. Howard, the naval attaché of the American embassy in Berlin, tried yesterday to obtain admission to the famous Schichau shipyard at Dantzig, where several big vessels for the Kaiser's navy are under construction, but admission was refused him. The refusal followed a visit which Lieut. Commander Howard had just made to the government shipyards at Dantzig.

Count von Reventlow, the German naval expert, explained that the Schichau yards were private property and the government had no connection whatever with them, but the action of the proprietor as regards Lieut. Commander Howard was wholly inexplicable, because foreign naval attachés were admitted without question to government yards and the incident, he added, who wholly devoid of political significance, and was certain to be viewed unfavorably by the German naval authorities.

JAP IMMIGRATION DECREASES.

Seattle, Wash., July 17.—Secy. Straus declared today that the tide of immigration is changing, particularly from the oriental countries, and is turning toward Canada. "In the last three months," said the secretary, "the number of emigrants coming into the United States through all ports has increased 10 per cent, while immigration from Japan has decreased. Canada is a wonderful country and it is going to be one of the big problems you men of the Pacific coast will have to face in the future."

Mr. Straus will leave Seattle tomorrow and will visit Portland, Tacoma and will go from there to Portland. He will then visit San Francisco, and on July 25 will sail for Honolulu.

CATHOLIC FEDERATION.

Elects Officers, Selects Boston for Next Meeting and Adjourns.

Indianapolis, Ind., July 17.—After electing officers and selecting Boston as the place of meeting next year, the Catholic Federation of Catholic societies adjourned this afternoon. The movement for a Catholic U. M. C. A. was put off until the next convention. A resolution was adopted instructing the present to report to the committee of five members to work on a plan along the lines of the resolution adopted at last year's meeting at Buffalo. The report of the committee will be acted upon at the next year's gathering.

The convention adopted a strong resolution opposing the basic principle of socialism.

The resolution also urges Catholic workmen to use their influence to prevent labor unions being used by unprincipled demagogues as instruments of political and social revolution.

Among the other resolutions adopted were:

Recommending the encouragement of parochial schools, and urging Catholics to join none but Catholic fraternal insurance societies.

HEAT IN PITTSBURG.

So Intense That Twenty Persons Succumb To It in Thirty-six Hours.

Pittsburg, July 17.—Ten fatalities due to intense humidity and oppressive heat wave occurred here today, making over a score of deaths within the past 36 hours. The maximum temperature registered today by the United States weather bureau was 84 degrees. This record, however, was taken on the twenty-fourth floor of the Farmers' Bank building, and street thermometers registered from 4 to 6 degrees higher.

Many persons were prostrated. The suffering in the mills and manufacturing districts is worse than has been experienced for years. Last night and early today people could not sleep, and thronged the streets and parks for a breath of air.

ARMY AND NAVY UNION.

Washington, July 17.—The thirtieth annual convention of the Army and Navy union was opened here today, with an address of welcome by Commissioner McFarland of the District of Columbia, and a reception by National Commander J. Edwin Browne of Baltimore. The afternoon saw a spectacular representation of the battle of Santiago by the Spanish light infantry, and the Alexandria light infantry, at a pleasure resort near this city.

Constipation and Piles

Ask your druggist for a free copy of Dr. Young's valuable book, "The Radical Cure." This book contains information of the greatest value to all who are afflicted with a simple, harmless home treatment that will quickly and permanently cure these common and distressing ailments. It is also the only book of its kind that contains the full story of using Dr. Young's Remedies, and how they will cure you. You can obtain a free copy of the book by sending a card to Dr. J. C. Schichau, Z. C. M. L. Drug Dept., 112 and 114 South Main Street, Salt Lake City, Utah.

mailed on request by F. E. Young & Co., 4 Michigan Ave., Chicago. Dr. Young's Remedies are sold under a positive guarantee by principal druggists all over the U. S. sold by F. E. Schichau, Z. C. M. L. Drug Dept., 112 and 114 South Main Street, Salt Lake City, Utah.

Rings Dyspepsia Tablets

RELIEVE INDIGESTION AND STOMACH TROUBLES

Sold by Z.C.M.L. Drug Dept., 112-114 Main

## THE WESTERN OUTFIT CO. 266 State St.

OUR PRICES ARE REDUCED LESS THAN ONE-THIRD OFF

On Any thing You Buy in Up-to-Date Clothes For Men, Women and Children.

\$1 Weekly Payments. Where Your Credit is Good.

Our steady buyer who is always in the Eastern Markets shipped us a big assortment of Ladies' Silk Suits, Shirt Waists and Men's Suits, Hats Etc.

ALL THESE GOODS ARE STRICTLY NEW AND UP-TO-DATE STYLES, WHICH WE OFFER TO YOU ON OUR IMPROVED CREDIT SYSTEM.

A SMALL PAYMENT DOWN AT THE TIME YOU MAKE THE PURCHASE THEN YOU TAKE THE GOODS AND PAY \$1.00 A WEEK AFTER.

Now we will call your attention to a few of our prices which are much lower than many merchants sell for cash.

Ladies' Silk Suits, value \$30, are now	\$17	Ladies' Panama and Velle Skirts, value \$15 to \$18, are now	\$9	Ladies' China Silk Waists, value \$8, are now	\$5
Men's Suits, value \$20, are now	\$13.50			Men's Suits, value \$25, are now	\$2