

## MOVE TO DISMISS BORAH CASE

Made by Defense at Conclusion of Argument by Attorneys For the Government.

CLAIMED WAS NO EVIDENCE.

Defendant's Counsel Would Have Made No Statement but for Misrepresentation by Prosecution.

The witness, L. G. Chapman, general manager of the Barber Lumber company, who on yesterday refused to produce certain records on the ground that they might tend to incriminate him.

"There is a tendency nowadays," said Judge Whitson, "to wipe out constitutional guarantees, but it is a movement I have no sympathy with. It may be that the Constitution is wrong and that a criminal should be compelled to testify against himself, but so long as the Constitution is what it is, I intend to uphold it. The contention of the witness is sustained."

Chapman once before was upheld by the federal courts in refusing to produce the books.

Former Gov. John T. Morrison of Idaho, was a witness today. He said Borah came to him while governor and made inquiry as to certain timber lands the state expected to claim in a specified section. He wanted to know if the state could not select its lands elsewhere, or reduce the amount it expected to claim. Gov. Morrison was not cross-examined.

### NEW FOREIGN POSTAL RATE.

Washington, Oct. 1.—The new foreign postal convention, in Rome, became effective today. Foreign postage is now 5 cents for the first ounce and 3 cents for each additional ounce. The new rate applies to all countries except Canada, Mexico and Cuba, in which the domestic rate continues.

### SANTA FE TRIAL.

Evidence Adduced Mostly Technical And Documentary.

Los Angeles, Cal., Oct. 1.—Evidence for the most part of technical and documentary character was introduced by the government today when the trial of the Santa Fe railroad, on a charge of violating the Elkins law, was resumed before a jury in the United States district court. The prosecution introduced many freight documents in the effort to prove that the Grand Canyon Lumber and Cement company of Arizona received 46 "corrections" of weight and charges, and depended upon the preponderance of such "correction" cards to show that the company was the recipient of as many rebates.

Attorneys for the Santa Fe are standing upon the "regular form" of these cards and claim they were sent to agents in southern California, where the line shipments were received, merely as "inquiries" as to the "weight of each car."

Thomas W. Pate, local freight agent; Axel Larson, freight clerk in the Santa Fe auditor's office; and F. E. Giverson, chief clerk in the Santa Fe freight agent, were examined by the prosecution today.

All refused to specify that the tariff of 46,000 pounds minimum and \$70 a carload was the one in actual force at the time rebates were made by the "interpolation" made by the government upon the freight bills introduced and the "correction" deductions were correct, each witness admitted as much.

Quinsy, Sprains and Swellings Cured.

"In November, 1901, I caught cold and had the quinsy. My throat was swollen so I could hardly breathe. I applied Chamberlain's Pain Balm and it gave me relief in a short time. In two days I was all right," says Mrs. L. Cousins, Otterburn, Mich. Chamberlain's Pain Balm is a household and is especially valuable for quinsy and swellings. For sale by all druggists.

Buggy and team harness, waterproof blankets. Z. C. M. I. hardware dept.

Call Bell Exchange 100 to reach State Fair Grounds by Telephone.

METROPOLITAN ST. RY. PUT IN RECEIVERS' HANDS.

New York, Oct. 1.—The Metropolitan street railway was placed in the hands of receivers today on motion of its own attorneys that it be made a party defendant to the receivership recently ordered against the New York City Railway company. The latter is lessee of the lines of the Metropolitan company under a guarantee of the latter to pay per cent dividends on the Metropolitan stock. The Metropolitan did not earn this dividend and the New York City Railway company lost in excess of \$5,500,000 through the loss of the Metropolitan stock.

State Atty.-Gen. Jackson began an action today calling for the dissolution of the New York City Railway company and for the appointment of a receiver for the Metropolitan Street Railway company. The application was made before the state supreme court.

When the testimony as to the recording of 30 deeds at the request of Senator Borah was concluded, Judge Whitson announced his decision as to the testimony.

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## TUMORS CONQUERED

Overwhelming Proof that Lydia E. Pinkham's Vegetable Compound Succeeds.

One of the greatest triumphs of Lydia E. Pinkham's Vegetable Compound is the conquering of woman's dread enemy, Tumor.

The growth of a tumor is so insidious that frequently its presence is wholly unsuspected until it is well advanced.

So called "wandering pains" may come from its early stages or the presence of danger may be made manifest by excessive monthly periods accompanied by unusual pain, from the abdomen through the groin and thigh.

If you have mysterious pains, if there are indications of inflammation or displacements, secure a bottle of Lydia E. Pinkham's Vegetable Compound, made from pure roots and herbs, right away and begin its use.

The following letters should convince every suffering woman of its virtue, and that it actually does conquer tumors.

Mrs. May Fry, of 836 W. Colfax Ave., South Bend, Ind., writes:

Dear Mrs. Pinkham:—

"I take great pleasure in writing to thank you for what Lydia E. Pinkham's Vegetable Compound has done for me. I also took the Blood Purifier in alternate doses with the Compound. Your medicine removed a cyst tumor of four years' growth, which three of the best physicians declared I had. They said that only an operation could help me. I am very thankful that I followed a friend's advice and took your medicine. It has made me a strong and well woman and I shall recommend it as long as I live."

Mrs. E. F. Hayes, of 26 Ruggles St., Boston, Mass., writes:

Dear Mrs. Pinkham:—

"I have been under different doctors' treatment for a long time without relief. They told me I had a fibroid tumor, my abdomen was swollen and I suffered with great pain. I wrote to you for advice, you replied and I followed your directions. I am today a well woman. Lydia E. Pinkham's Vegetable Compound expelled the tumor and strengthened my whole system."

Mrs. Perry Byers, of Mt. Pleasant, Iowa, writes:

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"I was told by my physician that I had a fibroid tumor and that I would have to be operated upon. I wrote to you for advice, you replied and I followed your directions. I am today a well woman. Lydia E. Pinkham's Vegetable Compound expelled the tumor and strengthened my whole system."

Mrs. S. J. Barber, of Scott, N. Y., writes:

Dear Mrs. Pinkham:—

"Sometime ago I wrote you for advice about a tumor which the doctors thought would have to be removed. Instead I took Lydia E. Pinkham's Vegetable Compound and to-day am a well woman."

Mrs. M. M. Funk, Vandergrift, Pa., writes:

Dear Mrs. Pinkham:—

"I had a tumor and Lydia E. Pinkham's Vegetable Compound removed it for me after two doctors had given me up. I was sick four years before I began to take the Compound. I now recommend Lydia E. Pinkham's Vegetable Compound far and near."

Such testimony as above is convincing evidence that Lydia E. Pinkham's Vegetable Compound stands without a peer as a remedy for Tumor Growth as well as other distressing ills of women, and such symptoms as Bearing-down Sensations, Displacements, Irregularities and Backache, etc. Women should remember that it is Lydia E. Pinkham's Vegetable Compound that is curing so many women. Don't forget to insist upon it when some druggist asks you to accept something else which he calls "just as good."

Mrs. Pinkham's Invitation to Women.

Women suffering from any form of female weakness are invited to write Mrs. Pinkham, Lynn, Mass., for advice. She is the Mrs. Pinkham who has been advising sick women free of charge for more than twenty years, and before that she assisted her mother-in-law, Lydia E. Pinkham in advising. Thus she is especially well qualified to guide sick women back to health.

may be more harmful than capital stock, because upon debts interest must be paid, and stock dividends need not be paid unless they are earned.

"I urge the passage of laws similar to those of Massachusetts in other states, not in a spirit of hostility to capital and capitalists, but in the interests of the public and the investors in securities."

In the absence of Atty.-Gen. W. S. Jackson of New York, his paper, "State Regulation of Public Utilities," was read by Atty.-Gen. W. M. Dickinson of Colorado. The paper, in part, follows:

"It is an encouraging evidence of an aroused public conscience and intelligence that in nearly all of the states efforts are being made to insure effective and intelligent regulation of public utilities without regard to legal quibbles or absurd precedents."

"Many of the remedies proposed seem worse than the evils which they seek to overcome, and this will be true in degree of any remedy that violates the principle of home rule."

"Whatever may be the ultimate solution of the public service corporations problem—whether it shall be private ownership with public regulation and control, or within their respective limits, federal, state, municipal ownership of all utilities which in their nature are essentially monopolies—the obligation devolves upon the attorney-general of all the states vigorously and efficiently to enforce the laws now existing for the curtailment of corporate aggrandizement and the protection of public rights."

A general discussion followed the reading of the paper.

Upon motion of E. T. Young, attorney-general of Minnesota, the attorney-general authorized a memorial to Congress from the various states on the question of harmony between the federal and state governments relative to the question of jurisdiction in the courts. A committee was appointed to memorialize Congress.

When you think of your girl think of a ring, and when you think of a ring, think of us.

We have the largest and most complete assortment of rings in the West, at prices from a few dollars to thousands.

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Don't be contented with 4 % 6% Interest paid on Savings Deposits by

## WESTERN LOAN AND SAVINGS CO.

49 East First South Salt Lake City, Utah

Established 1892. Assets: \$682,000.00

Under the supervision of the BANK EXAMINERS of Utah and Montana.

H. M. H. LUND, Asst. Secretary

Call or write.

P. W. MADSEN, President

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