

JURY ACQUITS
THE TWO WOMEN

Mrs. Florence Erb and Her Sister,
Mrs. Catherine Beisel, De-
clared Not Guilty.

CHARGED WITH ERB'S MURDER

When Verdict Announced, Sisters
Fell Into Each Other's
Arms and Wept.

Trail Lasted Over a Week and People
Of Entire State of Pennsylvania
Were Greatly Interested.

Media, Pa., Jan. 7.—Mrs. M. Florence Erb, wife of Capt. J. Clayton Erb, who was well known in political circles all over Pennsylvania, and her sister, Mrs. Catherine Beisel, who were charged with the sensational murder of Capt. Erb on the night of Oct. 6, 1908, today walked from the Delaware county courthouse free women. After the jury had been out nearly 18 hours it brought in a verdict of not guilty in the case of each woman, both of whom had been charged separately and jointly with shooting the captain. Thus ends a trial that has held the interest of the people of the state for more than a week.

Almost up to the moment when the jury announced that it had agreed, the prospects for a unanimous decision of the 12 men was not bright. During the opening of the trial, the jury was asked to return a verdict of self-defense and while the spectators were still standing in the courtroom, discussing the instructions given them, word came that the men had agreed.

The defendants were sent for at once. During this heart-breaking interval the defendants were so nervous they could not remain still. Jumping from their seats, striding up and down, sitting down again—hands in pockets, hands clasped behind their backs, they were more restless than any jungle animal in a cage of a city zoo.

Judge Johnson took his seat just as the jury was escorted into the room. There was absolute silence. Then the court clerk went through the usual proceedings of asking whether the jury had agreed and the foreman announced the verdict of not guilty in each case. With a half scream, the sisters fell into each other's arms and women wept as they looked at the pathetic scene. In an instant the women were surrounded by friends and their relatives and overwhelmed with congratulations. Harry Beisel threw his arms around a wife and his sister-in-law, Mrs. Erb and tears came to their eyes. This scene lasted several minutes. The jury was not polled and after Judge Johnson had thanked them Mrs. Erb hurried from her seat to Mrs. Beisel, the foreman, and wrung his hand. Mrs. Beisel did likewise and they went down the line of the 12 men. Tears stood in the eyes of most of them and the thanks of the women were sobbed out in broken syllables.

"I was innocent and knew I would be acquitted," said Mrs. Erb, after the jury had gone. "I was only fearful for my sister. I did not know what they might do to her for doing what she did to save my life."

"I thank God it is all over. No, I have not been confident of acquittal for you never know what 12 men will do in a message," Gov. Schallenger urged the passage of a bank deposit guaranty act, advised strict economy and asked for several amendments to the primary law.

After calling attention to the increase in insane patients and convicts, Gov. Schallenger, the retiring executive, in his message, asserted that society was justified in adopting laws for its protection.

COUNSEL EXCUSE
THORNTON J. HAINS
Pushing, Jan. 7.—After many hours on the witness stand where his story of the killing of William E. Annis was probed in its most minute detail, Thornton J. Hains was excused today from further examination by counsel for both sides. Hains showed signs of great depression as he took his seat beside counsel on leaving the stand. Medical testimony regarding the sanity of Capt. Hains, will consume the afternoon session.

INDIANA LEGISLATURE.
For First Time in Eighteen Years Controlled by Democrats.
Indianapolis, Ind., Jan. 7.—The sixty-sixth assembly, which convenes today, promises to be one of the most interesting held in years. For the first time in 18 years the Democrats will be in control of the legislature and will elect a successor to James A. Hemenway. There are six candidates.

John W. Kern of this city, L. Ward-slack of Franklin and B. F. Shively of South Bend, Ind., seem at this time to have the largest following. It is admitted, however, that unless a combination is formed none of these can win. Legislation to repeal the county local option law, the legalizing of Sunday baseball in Indianapolis, and the repeal of the metropolitan police law are looked for.

**KING MANUEL WARNED
OF PLOT TO DETHRONE HIM**
Lisbon, Jan. 7.—During a banquet given by officers of the army in this city last night at which King Manuel was present, a lieutenant publicly warned his majesty that a plot to dethrone him was in course of preparation. The officer declared further that the king was surrounded by spies and traitors. Extra guards are on duty around the royal palace today.

**MISSIONARY LABORING IN
SAMOA SUCCEUMS TO SUNSTROKE**
Reading from left to right, top row—James L. Lisonbee, John Q. Adams, mission secretary, George E. Morris. Middle row—William Kinson, William A. Moody, president; Alfred Jensen, Hiram Broadbent. Bottom row—Charles H. Draper, Robert M. Forrest, John W. Woodland.

Word has just been received from Apia, Samoa, of the death there of a young missionary, George Edwin Morris, who died Dec. 12 from a five weeks' illness following sun-stroke. The letter bearing the news was from John Q. Adams, the mission secretary, and gives a brief account of the elder's demise and burial. The home of the deceased was at Mesa, Ariz., and he arrived at the Samoan group July 8 last. For four months he labored at the station and was then assigned to accompany Elder William Kinson to the island of Savaii. It was while en route to the latter place in a sailing vessel that he was overcome with heat. He lapsed into unconsciousness, took him to the mission headquarters at Apia. There he received medical attention and tender nursing on the part of his colleagues, but he died on the date indicated. The funeral occurred next day, the obsequies being largely attended and the remains were interred in the Apia cemetery.

Elder Morris was born at Rockville, Washington county, Utah, Dec. 16, 1881, and was the son of Myron B. Morris, Jr., and his wife Eliza Smith Morris. The young missionary was set apart in this city May 14, 1906, by Elders John Henry Smith. His companions in the field speak of him in the highest terms.

In the picture Elder Morris is the third man from the left on the top row.

JESSE L. D. S. CONFERENCE

THURSDAY JANUARY 7 1909 SALT LAKE CITY UTAH

FIFTY-EIGHTH YEAR

L. D. S. Conference Pledged Itself
To Prohibition, Says Heber J. Grant

"There exists in the minds of some persons a doubt as to the exact meaning of the resolution relating to the liquor question, passed at the late conference," said Hon. Heber J. Grant today. "That is," he continued, "some are of the opinion that the conference pledged itself, not to prohibition but to local county option. You may say for me," he continued, "that as the author of that resolution and the person who presented it to the conference, I intended it for nothing short of prohibition. At the time, no one seemed to question what it really meant. Why, could a purpose be more clearly stated? Let the doubter read the resolution again. The closing section says:

"It is proposed, therefore, that all officers and members of the Church of Jesus Christ of Latter-day Saints do all in their power, that can properly be done, with lawmakers generally to have such laws enacted by our legislature, soon to be elected, as may be necessary to close saloons, otherwise decrease the sale of liquor and enact what is known as the 'Sunday law'."

"How can saloons be closed effectively without prohibition? Would the ends of the temperance cause be met by shutting up such a place in Cache county, for instance, and allowing others to run in Salt Lake county? Local option might work well enough in some communities, but not muster sufficient strength to prevail in certain other counties. The conference resolution was a demand for prohibition in this state, which will mean the stamping out of saloons, root and branch, and confining the sale of liquor to its legitimate uses, as stated in petitions now being circulated, namely medicinal, mechanical and sacramental purposes.

"The Church of Jesus Christ of Latter-day Saints is not standing alone in this matter locally. The ministerial association of this city and various Church organizations have met and declared emphatically for prohibition. They did not confine themselves to local county option, nor do I, either as a Church member or as an officer of the Anti-Saloon League of America. I am going to work day and night to bring about the enactment of laws strictly prohibitive in character dealing with the liquor question, and in doing so I shall be carrying into effect the intent and purpose of the resolution adopted at the last general conference."

**THEATERS JOIN THREE COUNTIES MESSINA TO
IN BIG BENEFIT OUT THE SALOON BE ISOLATED**

Matinee Performance to be Given
Tuesday for Earthquake
Sufferers.
Supt. Fuller of Utah Anti-Saloon
League Reports Much
Success.
It is the Only Means of Preventing
An Outbreak of Epidemic
Or Serious Illness.

FUND CONTINUES TO GROW FOR STATE WIDE PROHIBITION
List at the Offices of the "News" Now
Shows a Total of \$647.70—Many
Localities Represented.
Vigorous Campaign to be Undertaken
As the Result of the Support the
Work Has Received.
Stocks Continue at About Rate of Ten
An Hour—Fire Has Again
Broken Out.

A benefit matinee for the benefit of the Italian earthquake sufferers, to the bill of which all the local playhouses will contribute, will be given Tuesday, Jan. 21, at the Colonial.

This was decided upon at the meeting between the mayor and several theatrical managers this morning. In the office of the mayor, at which time arrangements were practically completed for the big charitable performance on the date named.

Manager R. A. Grant, of the Colonial donated that theater, and as it was stated that the printing, bill posting, scenery moving and other incidental expenses attending a performance of the kind, would all be donated, the result from the performance will be clear for addition to the relief fund already of good proportion.

Mayor Bransford agreed to communicate with the relief committee recently appointed by the governor, and guarantee that that committee would attend to the selling of tickets.

The bill informally discussed this morning will include a scene from Prince Karl, in which Willard Mack, who was present at the meeting, will be a prominent part, also a scene from Fifty Miles from Boston, which makes its appearance at the Salt Lake theater during the week of Jan. 21.

Besides these features the matinee will present scenes and sketches from every theater in the city, besides the appearance of some local talent and will probably consume about four hours' time.

UNIFORM SEAT PRICE.
The price of admission, which will be general, and not including reserved seats, as there will not be any, will be \$1. Those who arrive first will have the choice of the seats of the house, with the exception of the boxes which will be held for separate sale.

The seating capacity of the Colonial is 1,800, and it is believed and hoped that the sale of tickets will be large, as it is one of the most worthy objects ever presented for public patronage, aside from which the performance will be well worth the price of admission.

Those present at the meeting this morning were: Willard Mack, Jas. H. Dunworth, R. A. Grant and Will R. Finch, besides Mayor Bransford, George D. Pryor of the Salt Lake theater was unable to be present, but telephoned his agreement to abide by whatever the others did, as did also John Held of the Grand. There will be another meeting to perfect details Monday afternoon.

THE RELIEF FUND.
Contributions to the Italian relief fund received at the offices of the "News" today were as follows:

D. J. Williams	5.00
Geo. F. Richards	5.00
Elizabeth Wagstaff	1.00
James Leach	2.00
J. M. Christensen & Co.	5.00
F. B. Hammond, Moab	1.00
John Hatt Hermanson, Oregon	.50
J. W. Rhodhouse, Egin, Ida.	.50
J. W. Palmer, Egin, Ida.	.50
Thomas Hall, Egin, Ida.	.50
Joseph White, Egin, Ida.	.50
W. L. Hatt, Egin, Ida.	.50
Gideon Wanagar, Egin, Ida.	.50
Heber Moon, Egin, Ida.	.50
William Rawson, Egin, Ida.	.50
Frances Hall, Egin, Ida.	.50
Lucy Rawson, Egin, Ida.	.50
Agnes Rawson, Egin, Ida.	.50
Louis Wanagar, Egin, Ida.	.50
Alex Orrell, Egin, Ida.	.50
Amount previous acknowledged	\$22.95
Total	\$647.70

JOKE ON A PHYSICIAN.
Chicago, Jan. 7.—A basket carefully covered from which emanated a faint noise was found during an early morning visit by Dr. O. V. Schroeder. The physician was indignant at the apparent heartlessness of some mother and cruelly carried the basket to his residence. The covering was removed and the supposed baby was found to be a two weeks' old pig. Dr. Schroeder's daughter has adopted the animal as a pet.

YERKES ART GALLERY SOLD.
New York, Jan. 7.—The Yerkes art gallery and the plot of ground on which it stands were sold yesterday to satisfy the mortgage upon the property. The price obtained was \$27,500, which barely covers the mortgage held by the Mutual Life insurance company, and the tax liens of the city. The joint purchasers are Martin D. Pink, Andrew J. Conduick and Max Marx. The art treasures were not included in the sale.

J. P. MORGAN'S WHIM.
Has a Baby Made Fellow of Metropolitan Museum of Art.
New York, Jan. 7.—Virginia Maria Burbridge, six months' old, a daughter of William L. Burbridge, an attendant in the galleries of the metropolitan museum of art, has been made a fellow of the museum, through a whim of J. P. Morgan. Taken to the museum in her mother's arms on Monday night at the opening of the German exhibit, Mr. Morgan noticed the wee girl and remarked that as she was the first child to attend the exhibit she should be made a fellow for life, with all privileges attendant thereon. Mr. Morgan to stand sponsor for the \$500 fee. The child's home address was presumably taken at the time, but through a mistake the wrong number was obtained, and it was not until last night that the parents were informed of the honor that had been bestowed upon their little daughter.

MOVING PICTURE MEN WIN A VICTORY
New York, Jan. 7.—The moving picture men won a victory over Mayor McG

It's the Business of a "News" Want Ad
To Run Your Errands—Today or Tomorrow.

CASHIER ARRESTED
FOR EMBEZZLEMENT

Miss Nellie O'Donnell of Kansas
City Charged With Taking
Forty Thousand Dollars.

HER AGE THIRTY-TWO YEARS.
And Now She Says She Doesn't
Know Why She Took the
Money.

Entered Employ of Schwarzschild and
Sulzberg Beef and Provision Com-
pany Ten Years Ago.

Kansas City, Jan. 7.—Miss Nellie O'Donnell, aged 32, a former cashier and bookkeeper for the Schwarzschild & Sulzberg Beef & Provision company, was arrested last night on a charge of embezzling \$40,000 while in the employ of the company. According to the police, Miss O'Donnell has made a complete confession. The embezzlement took place in July, 1908. A short time afterwards fire destroyed the branch office of the company at which Miss O'Donnell was employed. Most of the company's books were burned. However, Miss O'Donnell's cash book was found only slightly damaged. An expert accountant employed to investigate the firm's affairs discovered the shortage. Miss O'Donnell asserts that she does not know why she took the money.

The responsibility for the burning of the company's branch, which was believed by the officials of the company to have been of incendiary origin, has never been placed. Miss O'Donnell denies any knowledge of it. Frank O'Dowd, also a former bookkeeper for the company, was arrested shortly after Miss O'Donnell. The police assert that at various times he had received sums of money from Miss O'Donnell amounting in all to \$500. With these funds in hand O'Dowd resigned his position shortly after the fire and established himself in the cigar business in Kansas City, Kan. Miss O'Donnell also left the company and became a waitress in a hotel. She did not know that she had embezzled the money.

Miss O'Donnell entered the employ of the company 10 years ago and had been promoted from office girl to the position of cashier.

**SHARP CRITICISM
OF ARMY MANAGEMENT**
Washington, Jan. 7.—Sharp criticism of the army and its management is being heard about the capital. Some of the most pointed remarks have been published in the official record of the testimony taken before the house committee on military affairs, in connection with the army appropriation bill. It developed that at the last of the session, expended for mileage in connection with the horseman's tests ordered by the president. This money, it was explained, was disbursed in order to enable the officers on what was deemed a proper course, such as Fort Ethan Allen in Vermont and Fort Myer in Virginia.

"That \$10,000 is a useless expenditure," declared Representative Anthony of Kansas. "Those tests could just as well be taken at the posts where the officers are stationed."

"Yes; or riding around a fair ground," suggested Representative Slayden of Texas.

Chairman Hull of Iowa, came to the rescue with a remark that produced laughter. He suggested it would be well to have the officers ride in schools with some one to watch them, as he understood that at the last of the session, "some old colonel had to have a man on each side of him to see that he stayed on his horse."

At this point Representative Parker of New Jersey moved to say: "You know we have decorated 40 old fellows who are no good, but who are broken down with drink, and that will save the government a lot of money."

Representative Capron of Rhode Island, expressed a wish that the same test might be applied to members of Congress, whereupon Representative Prince of Illinois, suggested that the secret service would take care of that, "as that is what the president wants."

**JUDGE CHARGES JURY
IN NIGHT RIDER CASES**
Union City, Tenn., Jan. 7.—Judge Jones began reading his charge to the jury in the night rider cases at 1 o'clock today. The court's instructions covering murder in the first and second degree, is 16,000 words long.

**TO INCREASE SALARIES
OF FEDERAL JUDGES**
Washington, Jan. 7.—Senator Clark of Wyoming yesterday introduced an amendment to the legislative, executive and judicial appropriation providing for an increase in the salaries of the justices of the federal courts. The bill fixes the salary of the chief justice of the supreme court of the United States at \$15,000, while the salaries of the associate justices are fixed at \$12,000. The marshal of the supreme court is to receive \$2,000. The 20 judges of circuit courts are to receive \$5,000 each, and 40 judges of district courts \$3,000 each.

The committee on judiciary will report the bill favorably for consideration by the committee on appropriations.

**SQUADRON OF FOUR
MONSTER BATTLESHIPS**
Washington, Jan. 7.—The authorization of an entire squadron of four monster battleships was urged on the house committee on naval affairs when Secy. Newberry appeared before the committee yesterday. Besides the battleships, he said, the navy should be provided with four new scout cruisers, six destroyers, four submarines, three colliers, one repair ship, one ammunition ship and two mine laying ships.

Secy. Newberry told the committee that the new battleship should be of the heavy single caliber all-big-gun type, and added that it was desirable that a squadron of six or eight ships be completed as soon as possible.

West Point, Pa., Jan. 7.—Rich-ard Croker began his residence yesterday here in a house fronting the ocean and said he expects to remain for the winter.