

# TEN YEARS FOR JIM DONALDSON

"Silent Man" in McWhirter Swindle and Robbery Gets Maximum Penalty.

HE WILL APPEAL HIS CASE.

Argument for New Trial Awaits Him Nothing and Attorneys Will Plead Before Supreme Court.

"Dr." James Donaldson, the debonaire, unless the supreme court or the board of pardons is of contrary opinion, will soon be wearing a new blue suit and a serial number and for 10 long years will be fed and cared for by the state and locked up in a little room at night so nobody can get in to harm him. For the next 10 years his mail will reach him if addressed to the state prison and someone there will read his letters before he does, so that nothing to offend him may reach his ears. Another thing that may be strange for "Dr." Jim will be the compulsory church service every Sunday—indeed a unique experience for the man about town whose daily habits heretofore will be regulated by a systematic ringing of bells.

**SENTENCE PRONOUNCED.**  
Such is the termination of a long drawn out legal proceeding. Judge Armstrong denied his application for a new trial and upon making the announcement, pronounced sentence upon him—10 years in the state prison at hard labor. This is the penalty the gay Bohemian will pay for having taken a stellar part in the robbery and swindle in which the two McWhirter brothers lost \$10,000 in the Antler rooming house a little over a year ago.

**DONALDSON WILL APPEAL.**  
Notice of appeal has been given and until the state's highest tribunal decides the issues in the case, Donaldson will be at large on the \$3,000 bond he furnished last June after he was convicted. In the event of a decision adverse to his interest, Donaldson will probably go before the board of pardons and the governor, seeking clemency in the last resort.

**OLD, OLD STORY.**  
The story back of Donaldson's sentence, which is the maximum for grand larceny, was the familiar McWhirter swindle and robbery. On Sept. 19, 1906, Alexander and William McWhirter were approached on a street corner by Larry O'Brien. They were lured into a poker game in Mrs. Young's Antler rooming house in West Second South street and there "lost" \$2,000 to Donaldson, who, in some manner, had been dealt a winning hand in the game of "stud." Then the "poker" were called and Bell and Parent, "bogus policemen," robbed the Scotchman of \$5,000. The subsequent developments in the case, as the testimony of Donaldson showed, were that former Chief of Police George Sheets, former Chief of Detectives George Steinhilber, Bill Newton, an alleged attorney, Larry and Johnnie O'Brien and some others were parties to a conspiracy to conduct dishonest card games and to rob "suckers" under the protection of Donaldson, the disclosures in the case are responsible for the word "former" as a prefix to the titles of Sheets and Steinhilber.

All the others are awaiting trial. Donaldson being the first to meet justice. He was found guilty by a jury July 6 of this year.

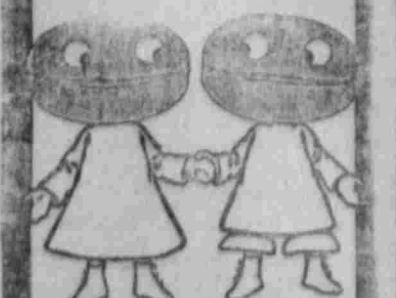
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## Sousa Gives Two Magnificent Programs at the Tabernacle.

Hands may come and hands may go, but Sousa bids fair to go on forever. It is stated that he has passed his seven thousand five hundredth concert, and from the way he goes on composing, and the electric manner of his conducting, it seems safe to say that he will double his record before he lays down his baton for good.

The Salt Lake engagement began yesterday, with two concerts at the tabernacle. Owing to election time, the sudden financial stress, and the big opposition at the theater, the turnout at both concerts was not what it should have been, though it was much larger than any other band could possibly have drawn, as it seems difficult to arouse the enthusiasm of the public nowadays for band programs.

**THE MATINEE.**  
The train was so late from the west, that Mr. Sousa had only time to hurry to a restaurant and get a brief meal going directly then to the tabernacle to superintend arrangements for the afternoon matinee. The attendance was fair for an afternoon band performance, the house being a little over one-quarter full.

Mr. Sousa brought with him a considerable band of instruments, which he ever had together. He certainly presented a model instrumentation, where each group or class of instruments is given full consideration with respect to the other groups of the general ensemble, which makes a perfect balance, an harmonious whole. The instrumentation is as follows: Three flutes, 2 oboes, 1 cor anglais, 3 bassoons, 1 E flat, 1 cor anglais, 4 second B flat, 2 third B flat, 1 alto, 1 bass clarinet, 1 alto tenor and bass saxophones, 4 cornets, 2 trumpets, 4 French horns, 4 slide trombones, 2 euphoniums, 3 tubas, 1 in C and 2 BB, 1 harp, tympani, cymbals and traps. The latter include a very fine set of cymbals, of musical steel bars representing chimes.

The afternoon program was of a varied and patriotic nature, with Prof. Stephens' juvenile chorus of some 300 enthusiastic boys and girls, all provided with flags, filling the choir seats, presenting a lively appearance; and they certainly did sing in a lively strain that mirrored their enthusiasm. The children appeared to advantage in the "Hail Columbia" number with Mr. Kimball at the organ, and when Mr. Sousa, in response to an encore gave the "Stars and Stripes Forever" march, the children sang parts of the march, waving their flags, in the national hymn, with decided vigor. As Prof. Stephens led the choir and Mr. Sousa the band, the somewhat novel spectacle was presented of two conductors in action at the same time. The choir also sang "Ye Valleys and Mountains," by Donizetti with the organ.

The band gave a performance that not only charmed but stirred up the audience's enthusiasm to an high pitch. Everything was encouraged, and the core readily acknowledged by the remarkably obliging bandmaster. Musicians in the audience remarked: "There's the best band in the country today." "Sheridan's Ride," and the "Chadwick Symphonic Sketches" were masterpieces in tone and tune, as well as in effectiveness of interpretation. Melody and dramatic presentation are the characteristics of Mr. Sousa's marches, in which he has grasped hold of the sensibilities of the listener everywhere, and the ready response of the audience yesterday afternoon evidenced that the great bandmaster knew just how to reach their musical affections, as he played march after march in response to recalls. Mr. Clarke, the cornetist, reached F above the scale in

his solos, dropping at one time four octaves, to the astonishment of the house. He has what might be called a manganese steel lip, and is readily one of the most brilliant performers in the country. Miss Allen's heavy and rich, dramatic soprano was very acceptable in the Gounod "Ave Maria," the artistic effects being heightened by the violin obligato by Miss Powers, the organ by McClellan and W. A. Chase at the harp. Miss Allen reaches D above the staff. Miss Jeanette Powers brought out remarkably clear cutting, singing tones from her Guarnerius violin. Her musical temperament showed to good advantage, and her conception of interpretation was that of an artist. Her florid work was excellent.

**EVENING PROGRAM.**

Mr. Sousa's program at night was made up with a taste and variety which always distinguishes him; it contained the ray, the grave, the bewitching and the humorous. Nearly every number had a big encore, and Sousa certainly lived up to his old reputation in the matter of his responses. After the big number by Richard Strauss, the band and the organ together, rendered "The Pilgrim's Song of Hope," which was rarely beautiful, except where the flutes and the organ hardly agreed in tone. After the "Peer Gynt" suite, the band struck up a characteristic arrangement of "Waiting at the Church," which brought down the house. The big feature of the evening was "The Last Days of Pompeii," by Sousa, indicating the tremendous enthusiasm in Bulwer's novel; this, too, had a royal reception. The Wagner number from "Die Walkure," which ended the program, was given in electric fashion. Mr. Clarke, the cornetist, made his usual hit, and had a double encore, responding once with "Love Me and the World is Mine," beautiful. Miss Lucy Allen has a big soprano voice, and also made a strong hit with the audience. After her rendition of "Roberto," she was recalled and rendered a charming "Waltz Song." Miss Jeanette Powers, the violinist, also acted heavily, and showed herself a mistress of the instrument. The concert was an ideal one throughout, and the hope is there will be a bigger turnout this afternoon and evening.

The features of tonight's program are: Solos by Mr. Clarke and Mr. Morris; "Moonlight," rendered by the tabernacle choir; "Romeo and Juliet Waltz Song," by Miss Allen; Sousa's new march, "Powhatan's Daughter," a solo by Miss Powers; and the "Hail Bright Abode" number, by the choir, band and organ. Mr. Stephens assisted Sousa in conducting, and Mr. McClellan presiding at the organ.

Following the retirement of the audience last night there was a brief and informal organ and vocal recital attended by Mr. Sousa, members of the band and a few friends. Prof. McClellan extemporized on the organ, displaying its varied capabilities, his selections being the "Pilgrim's chorus from 'Tannhauser,'" variations on the theme of "Ben Bolt," and other numbers. Miss Lucy Allen, the soprano of the visiting company, sang, by request, the "Inflammatus" from the "Stabat Mater" of Rossini, to organ accompaniment. The visiting musicians were much taken with the extemporization on "Ben Bolt."

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**SOCIAL AND PERSONAL.**

Miss Lolla Stingley was hostess at an informal bridge tea this afternoon, in honor of Miss May Kervin, her decorations being in pink and white carnations and about four tables played. A number of friends dropped in later to tea.

The Monday Bridge club met yesterday with Mrs. Oswald, her rooms being bright with carnations and fall flowers, and the prize in the contest going to Mrs. A. E. Kimball. Four tables were played.

The charity ball to be given by St. Mark's Hospital association promises to be the most successful affair yet given. A thousand tickets have been already sold, and a general enthusiastic interest is manifested in the enterprise. The executive committee includes Mrs. F. E. Bacon, chairman; Mrs. W. V. Rose, Mrs. Russell L. Tracy and Mrs. Sol Stigel. The chairman of the various committees are: Mrs. George Y. Wallace, music; Mrs. Clifford E. Pearson, decorations; Mrs. Edward Kimball, supper; Mrs. W. H. Child, advertising.

A delightful birthday party was given by Mrs. Joseph E. Brown, 316 east Tenth south, Saturday evening in honor of her daughter Isabelle's twelfth birthday. The table was decorated with chrysanthemums and sweet peas, while Chinese lanterns were strung about the rooms. About 50 were present.

Tomorrow Mrs. L. M. Bailey will give



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20 being present. The decorations were in yellow and white chrysanthemums, and the time was spent with music and games.

Mrs. G. K. Smith was also one of yesterday's hostesses, giving a party in celebration of the birthday anniversary of her daughter Vivian. The decorations were in pumpkins and chrysanthemums and about 25 guests were present.

Mrs. M. A. Greenwood who has been visiting her son Ernest Greenwood, leaves tomorrow for her home in California.

Mrs. E. M. Allison entertains the Twentieth Century club.

Mrs. Morris L. Ritchie gives an afternoon tea at her home on Saturday.

Mrs. J. T. Donnellan left yesterday to join Mr. Donnellan in Los Angeles.

## NEW DISEASE OF COLLEGE BOYS

Attack of "Rahrahitis" Often Develops Into Serious Case Of Kleptomania.

I dined with him on Tuesday. The silver was unique. Decidedly odd, say I. And assorted, so to speak. The cloth marked Albany. The napkins Brown P. The knife and fork Holland House. And the spoon Kankakee. The plate bore Waldorf, too. The glasses from Shorty's name. He was a college klee, so. Souvenirs were his game.

Have you ever encountered a college kleptomaniac? If so, then you are plainly not a member of the faculty of some seat of learning, and never have been. If you are a fond and loving parent with the acion of your house "off to school," you may have a college klee in your own family. I hope not. But my hopes have nothing to do with this story, so I'll not dwell upon them.

Most everybody knows that when a youth enters college his spirits are wont to effervesce. They are ready to burst forth in the streets of the college town as late as 10:30; that he sometimes excites his lungs by frequent cries of "rah rah," and he may possibly patronize the soda fountain with such prodigality that his health is endangered. But there is another phase of the life that is probably entirely unknown even to the fond parents of these youths, and it is of this hidden side of the variety boys' life with which this story deals.

### RESULT OF "RAHRAHITIS."

College Kleptomania is only one of the many complications that are the result of a severe attack of rahrahitis, a disease to be cured only by graduation or "quitting." In this decade, when most things of an unusual order are placed at the door of peculiar cerebral conditions, the ailment might designate a college klee as a sufferer from psychopathic taint, which means "a trace of moral irresponsibility," but regardless of scientific opinions, and the testimony of experts, it comes under the definition of Noah Webster, who defines it as "a propensity to steal, claimed to be hereditary."

The disease has no sex limitations, and the college girl as well as the boy comes under its influence to a greater or lesser degree according to the development of the "propensity." Like the souvenir collector who has a habit of annexing everything in a hotel that is not nailed down, to the everlasting annoyance of Sir Boniface, so the college klee is the bane of the college town storekeeper who does not possess an all-seeing eye.

### "TOUCHES" BY A "KLEE."

An instance of a "touch" made by a college klee will prove enlightening to those who have never heard of this creature of the "knowledge plant." I remember perfectly my first experience with this type of college thief—horrid words to the bravado with which he accumulated his booty.

It was several days after my initial appearance on the campus when, in company with another freshman as "scurrant" as myself, I entered a store to purchase my textbooks. As we stood waiting for the clerk we noticed two youths, we readily recognized by their adopted air of sophistication as sophomores. They were standing beside the magazine counter glancing over the array of late reading matter just arrived.

They plainly bore the mannerisms of the "knowledge students" and were without doubt what some facetiously term "fillers in"—that is, boys who are in school solely for the purpose of reading later in life to their period in college as a matter of prestige.

As I idly watched the pair I saw one of the boys surreptitiously slip several of the books beneath the elastic front of the sweater he wore. I noted at the same moment that he did not glance around to see whether or not he was being watched. After a short discussion with his friends over the respective merits of two well known publications, and a remark to the effect that he had better get home and do some "rambling," these youths and left the store after making certain disposing criticisms to the clerk about the style of literature on the shelves and voicing a threat that if there was not a decided improvement soon they would do their trading elsewhere.

### "FRESHIES" KEEP MUM.

This brazen piece of effrontery, which was carried through with an assurance and nerve of a professional thief, left me little short of thunderstruck. And as for my friend his eyes fairly bulged with horror at what he thought was our apprehension at two inept treading robbers who might not hesitate to take the clothes from our very backs. We decided to "keep mum" concerning the matter, but we made our minds that should these two ever pay us a visit in our rooms we would keep everything of value under the strictest surveillance.

We chose to forget the incident until quite by accident we happened to overhear the two sophomores telling a friend of their success in "touching" the books store. It dawned upon us that this was a phase of college life of which we had much to learn.

College Kleptomania. It seems, has its inception in the early fall of the freshman year, and before the arrival of the birds in the spring it has become chronic. But the strange thing about it is that it is principally the sons and daughters of well-to-do families that are in the afflicted class.

The disease is not restricted to any one section of the country or to any one college, but it manifests itself everywhere that the advance in education has placed a higher institution for the elevation of intelligence and broadening of the field of learning. Whether in the period of school work, or during the summer vacations, matters not. Reasons have nothing to do with the cultivation of the germ, as will be attested by that dispiriting upon the patronage of the student body for its success.

### RICH NOT IMMUNE.

The attention of everyone was attracted by the noise, and as the owner's eyes fell upon his property the friend of the klee smiled and said: "There you go, Joe. You've worn a tuit in a china shop. Let's try to do the building over."

The klee nervously replaced the book and left the store—cured? Who knows?

Of course, the majority of the things are of little if any value, and as most of the klee are good customers of the places where they operate, they are rarely placed under arrest. If apprehended, it is the more daring, however, that the more daring the robbery the greater delight the klee seems to get from it.

### LOOK AT THE SILVER.

The next time you are the guest of some friend at college, whether at the dinner table in a fraternity house or at a luncheon in a private room, glance at the silverware and see what inscription it bears. The chances are largely in favor of its exhibiting the stamp of some well-known hotel or railroad. The linen, as well, will be found to carry marks that evidence its ownership in exotic surroundings, and should you inquire into the history of the various pieces of bric-a-brac that decorate the walls and the mantel you will probably learn much of the history pertaining to the College Klee. In the particular collegian we have in mind makes a railroad journey he always carries an all but empty suitcase. Along with the comb and brush which go to make up his meager contents, a hammer and screwdriver are in the list. When he returns he has perhaps a half dozen spoons, each from a different cafe; a brass cuspidor from beneath the berth of a Pullman sleeper; a hairbrush from the same sleeper; that he has unscrewed from the wall of the toilet; towels and other articles that will be used in the arrangement of his room, besides those to be distributed among a few special crates in exchange for other stolen articles.

### EVEN STEAL CHINA.

Instances are known where men have carried off carafes or water bottles hidden beneath the capacious folds of an overcoat; pieces of china frequently disappear from buffet tables in this manner. The College Klee hesitate at taking nothing that can be carried away and yet if the slightest suggestion should be voiced that they were stealing it would meet with an angry denial, accompanied by an air of injured innocence.

The usual four years of life in college can be said to possess four purely distinct tastes for articles to be purchased, one for each year. In the freshman class it is decorative articles that appeal to the mind of the embryo klee, and he gathers up a vast collection of banners, posters, signs and other paraphernalia described in the magazines as ideal material for the college room.

In the sophomore year, periodicals and silverware are collected assiduously.

The junior, or third period, finds late action holding the attention of the klee and he generally manages to col-

lect an excellent library before he ceases operation.

### TASTE FOR FINAL YEAR.

The final, or senior year, turns the mind to useful articles and his depredations may be found to extend to books of reference as well as objects that he believes would catch the fancy of the fair "co-ed," upon whom he showers his attentions.

It was during my stay at a university several years ago that I saw a junior klee saved from detection and consequent disgrace. He had taken one of the late novels and hidden it beneath his coat. As he started away from the counter something dislodged from the book and it fell to the floor. The books must have belonged to him like the "crack of doom," and he stood staring at the fallen book frightened speechless.

### KLEE SAVED.

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### SKULLS TOO THICK.

But, after all, I am sure I have made a mistake in designating the cause of

these thefts as kleptomaniacs. A modern surgeon, whose reputation in London is that of the highest, says the disease of the wealthy can be cured by an operation on the skull. From conversation with the fond and loving fathers of some of this college genus it would appear that the wealthy skulls are as adamant and of such a thickness, when they graduate, that an operation of this kind would be an impossibility.

Then again, it is seldom if ever that after the college klee has left school and settled down into the special profession he has chosen that he continues to plunder the property of others unless, mayhap, he does it by modern business methods and according to the style of present day commercial ethics—Lee Mitchell White in The Denver Post.

### WILL INVESTIGATE MURDER.

E. S. Special Agent in Wyoming to Look Into Terry Killing.

(Special to the "News.")

Lander, Wyo., Nov. 4.—E. S. Special Agent J. E. Plandier of Washington, D. C., has returned to the Shoshone agency to complete the investigation of the murder of George Terry, which occurred last winter. John McAdams, who is now confined in the county jail at Cheyenne, made a confession while in jail last April, admitting that he and three other half breeds, but later repudiated the confession. Plandier was obliged to go back east on account of other business which demanded his attention but will remain this time until he has thoroughly investigated the murder.

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