

"You are wrong," answered the witness. "Didn't you while you were staying with Sheriff Emery at the county jail?"

REFUSES TO GET FRUSTRATED. "Wrong Again," answered the witness calmly refusing to get frustrated.

"How many hands did they play around before you joined in the game?" asked the attorney, changing his tact suddenly.

"What's a hand?" asked McWhirter with aggravating calmness. "How many times were the cards dealt out?"

"I understand that's their name," "Have you seen them since?" "No."

"Have you had any dealings with him since?" "I don't think so."

"Have you an acquaintance with him?" "No my acquaintance consisted of that in the Antlers."

"Did the 'doctor' invite you into the game?" "Yes."

"What? Isn't this the first time you have ever said Donaldson invited you into the game?"

"No, sir," John O'Brien said that if the "doctor" had no objections we could get in.

A SCOTCH INVITATION. "Is that your idea of an invitation?" "Most decidedly."

"And in America?" "You are giving us a Scotch version," said Atty. King laughingly as this little incident closed.

WON'T BE NAILED DOWN. Atty. King has a transcript of William McWhirter's testimony during previous hearings. Each sentence is gone over word by word in an attempt to have the witness repeat the entire story with all details.

When sure of certain remarks McWhirter answers with a decisive "most decidedly." When not positive he says with one hand on the palm of his other hand, "I tell you sir I won't be nailed down word for word."

"What were the words used?" asked Atty. King, when O'Brien invited you into the game. "I won't know," McWhirter answered.

"But I want to know the exact words," persisted the attorney. "Well you know," McWhirter said, "I was the witness's half angry retort."

A little later Atty. King wanted to know if someone didn't have a pair of Jacks. "What's a Jack?" asked the witness. "You evidently don't know the game do you?"

"No, sir—and I don't want to." Again Atty. King asked if one of the players "didn't see the raise," meaning covering the bet.

"I WAS KEPT BUSY 'SEEING.'" "I don't know what they saw. I was busy with what I was seeing," answered the witness, misinterpreting the card-game phrase.

Atty. King asked a number of questions to bring out the statement that the elder McWhirter went into the game to win. "It would be foolish not to bet to win," answered William.

"You didn't say anything did you—aside from trying to catch your brother's eye and shake your head—did you?" "No—everything was serene."

"Were you surprised or frightened?" "HAD AN 'ERIE' FEELING." "No but I had what we call in Scotland and 'erie' feeling—I knew everything was not all right."

Further along Atty. King said, "Did you know the rules of the game?" "I don't think that game had any rules," answered the witness with a decided accent on the "that." This answer was stricken out at Atty. King's request.

When Atty. King came towards the witness with a revolver McWhirter said, "Don't shoot will you!" The revolver was brought within the witness's view and he saw it. "I don't know anything about guns. He said he had a gun in the Antlers room. McWhirter was still in the witness chair at noon when a recess was called until 2 o'clock.

ALEX CROSS-EXAMINED. The opening of the cross-examination of Alexander McWhirter at the afternoon session yesterday was devoted to questions concerning his knowledge of the cards he held and the cards held by Donaldson in the fatal game of cards in the Antlers roominghouse. The witness could not state what cards he had in his hand or what cards Donaldson held. He denied that Donaldson held three sevens when the last hand was played, but admitted that Donaldson declared that he had won the money on that hand. Several attempts were made by Atty. King to make the witness contradict the testimony he had given at the preliminary hearing in that matter, but nothing of importance was gained in that respect.

"Wasn't it a mistake in judgment which led you to play that festive game?" inquired the attorney for the defense. "Yes, I will admit that much to my sorrow."

Details of the Dipping Gives to

Sweet's Milk Chocolates

A Smooth, even finish that makes them look so tempting and the uniform coating of rich soluble chocolate over perfectly blended centers, makes them taste as good as they look.

Sweet Candy Co., Manufacturing Confectioners.

"It was simply a case of a mistake in judgment, and you lost your money, didn't you?"

"I WAS ROBBED." "No, sir, I did not lose my money. I was robbed," forcibly declared McWhirter, pounding the arm of the witness chair with his fist.

"You don't know that you were robbed, you only know the rules of the game and can't say but that the money was lost fairly, can you?"

"Yes, I do know I was robbed. I know it more and more all the time," was the fiery answer of the witness.

DISTRUSTED O'BRIEN. He was taken to task by the attorney for not telling the jury about having a revolver in his pocket at the time he went into the room and in reply said that he had not been asked about that.

He declared that he had distrusted "Morris" (LARRY O'Brien), and hence put the revolver in his pocket for fear of meeting some other person of a similar character.

A newspaper reporter in an interview not to publish the fact that he had a revolver when he went into the room. The revolver was not loaded and he declared that he knew nothing about it whatever, and denied most emphatically that he showed Parmenter how to load cartridges from a revolver. The latter came in the room as a bogus policeman.

In answer to further questions McWhirter said that Donaldson did not threaten him, and did not forcibly take any money from him.

WILLIAM IS CALLED. At the conclusion of Alexander McWhirter's testimony, late in the afternoon, his brother William was called to the stand. His evidence was corroborative of that of Alexander and had hardly begun when the court adjourned for the day.

N. G. U. ENCAMPMENT. Week Beginning August 25 Announced As Date.

The annual encampment of the Utah National Guard for the current year will be held Aug. 25-31 next. The location is as yet undecided, officially, but the general belief is that American Fork will be the place.

Adjutant General Wedgwood issued the following order last night, relative to the encampment:

"Headquarters National Guard of Utah, Adjutant General's Office, Salt Lake City, Utah, June 26, 1907. General orders No. 11.

"The National Guard of Utah will hold its annual encampment at a place to be hereafter designated, from Aug. 25 to Aug. 31, 1907, inclusive.

"A sufficient detail, the number to be hereafter designated made up from each organization of the guard, will pitch camp on Aug. 24 and the same detail will care for all company stores and quartermaster stores on Sept. 1.

"Travel to and from camp will be by rail on roads to be hereafter designated.

"The commanding officer, First infantry, will issue all necessary orders in regard to clothing and equipment.

"By order of the commander-in-chief, "W. A. WEDGWOOD, Adjutant General."

The commands to participate in the encampment will be companies A of Nphl, B of Ogden, C of Salt Lake, D of Mt. Pleasant, E of Mant, H of Salt Lake, First infantry, with the signal corps and hospital corps, headquarters, staff and band of this city, with Col. Plummer of the First regiment in command.

Gov. Cutler and staff, and officers from Fort Douglas will inspect the camp and the troops. It is expected that this encampment will prove the most successful yet held on account of the changes made in the guard which seem to have restored confidence and reintegrated it generally. The regular camp drills and maneuvers generally are to be observed, and all possible instruction given.

HILL CLIMBING AUTO CONTEST

Arrangements Were Practically Completed by the Officials Today.

ENTRIES CLOSE TONIGHT.

Course to be Guarded by 75 Officers And 150 Soldiers—Meeting at Commercial Club This Evening.

With the exception of the final details to be arranged this evening, plans have been practically completed for the big automobile hill climbing contest, scheduled to take place on Saturday afternoon next. Entries close at 6 o'clock this evening, and nearly every machine in the city is expected to be on the list.

At the Commercial club tonight there will be a meeting at which the automobiles will be listed, classified, registered as to speed, etc., and given a place in the contest.

STREET WILL BE CLOSED. It required considerable work on the part of the committee to make arrangements for the big contest and provide for proper protection to the contestants and the public. President A. J. Davis of the city council stated today that after a consultation with the officials and the management of the Utah Light & Railway company, a satisfactory agreement had been reached. The contest starts at 2 p. m. from Eighth East and South Temple, and between the hours of 2 and 4:30 the street from Eighth East to the fort will be closed, and none but automobiles allowed thereon.

NO CARS ON STREET. When the matter was discussed with Supl. Hunter of the car company, the latter was most accommodating and agreed to discontinue the car service on South Temple from the point mentioned and to use the first street line for spectators. The finish of the contest will be near the fort, at a point where the first street line crosses the boulevard. The south side of South Temple street will be used by the automobiles. The north side of the street will be closed.

GUARDS FOR COURSE. To guard against accidents to spectators, President Davis says the city will furnish 75 men to guard the intersections of the streets and in addition to that of Alexander and had hardly begun when the court adjourned for the day.

EIGHT EVENTS SCHEDULED. The eight events arranged for so far are expected to include practically all the machines which will be entered. They are as follows:

First Contest—For runabouts costing \$1,000 and under.

Second Contest—For touring cars costing \$1,500 and under.

Third Contest—For stripped cars and runabouts costing \$1,500 and under.

Fourth Contest—For touring cars costing \$2,000 and under.

Fifth Contest—For runabouts costing \$3,000 and under.

Sixth Contest—For runabouts costing \$3,500 and under.

Seventh Contest—For touring cars costing \$5,000 and under.

Eighth Contest—Free-for-all class (the Newhouse trophy).

Entry blanks will be mailed to every auto owner in the city and all will be invited to enter. There is absolutely no cost for entering.

The following are the officials chosen for the contest:

Referee—Wallace Bransford. Starter—Frank Gardner.

Judges—Frank Knox, W. S. McCormick, Thomas Kearns, Brigham H. Roberts, M. H. Walker, Samuel Newhouse, Orson H. Hewlett, Ezra Thompson, David Keith, Windsor V. Rice.

Timers—Dr. Plummer, Samuel C. Park, C. S. Burton, Dr. Stauffer, Sam Porter, C. C. Goodwin.

O. J. SMITH CASE. Hard Fight in Diehl's Court for Release of Alleged Embezzler.

Atty. Soren X. Christensen made a hard fight for Oliver J. Smith, charged with embezzlement this morning in Judge Diehl's court. The case was set for hearing today but the prosecuting witness, R. E. Clawson, failed to put in an appearance.

Assistant County Atty. Hain stated that he had received a telegram from Mr. Clawson, who is now in the east, to the effect that he could not be here until the 1st of July. Smith's bail had been fixed in the sum of \$100, which he was not able to furnish. Atty. Christensen insisted that the case go to trial or that the bond be materially reduced, declaring that it was an injustice to the defendant to keep him in jail to suit the convenience of some one else.

Atty. Hain stated that if the prosecuting witness was not present when the case came up for hearing he would dismiss it. Judge Diehl reduced the bond to \$200, which was immediately furnished by W. B. Albertson and J. J. Snider. The case was set for July 5.

Leon Rosevert was arrested on Commercial street this morning at 5:30, while disposing of a box containing underwear and handkerchiefs. The man in the box was the belief of the police. The box was marked "Mrs. W. Jorgensen." The prisoner had sold the goods for 50 cents.

This morning a warrant was issued for the arrest of George Spencer, a barber, on the charge of practicing the trade of barber without a license. The man accused will be tried before Judge Diehl.

We don't care if you are skeptical; we don't care if you have no confidence. It makes no difference to us. Hollister's Rocky Mountain Tea will do the work or no pay—that's fair. 25 cents. Z. C. M. I. Drug Dept., 112-114 South Main St.

PILGRIMAGE OF THE UTAH PIONEERS SIXTY YEARS AGO TODAY.

SUNDAY, JUNE 27, 1847.

The morning was fine but cold. At 9:30 o'clock a. m. the thermometer stood at 45 degrees F. The ox-teams started about 10 o'clock a. m. and the remainder a little later. They soon met eight of the Oregon men on their way to the states, having on their backs all the provisions they could carry, mostly laden with packs of robes, skins, etc.

Several of the pioneers sent letters back by these men. Having traveled two and three days, the camp arrived at the dividing ridge where Elder Pratt had taken a barometrical observation. Two miles further brought them to the spring where Elder Pratt had camped the previous night, on the headwaters of Green River. William Clayton writes:

"Although the stream is small, we have the satisfaction of seeing the current run west instead of east. Since leaving the Pass we have descended considerably, winding round and between high bluffs or hills, but the road is good. One of the Oregon men, whose name is Moses Harris, is returning with us today, intending to wait for the next company of travelers to act as a pilot for them. He appears to be a man of intelligence and will be extensively known in Oregon and well acquainted with the western country. He presented a file of the Oregon papers, containing the names of the five following numbers, for our perusal, and also a number of the California Star, published at Yerba Buena (Berkeley San Francisco) by Samuel Brannan, edited by E. B. Jones. Mr. Harris says he is well acquainted with

the Bear River valley and the regions around the Great Salt Lake. From his description, which is very discouraging, we have little chance to hope for even a moderate good country anywhere in these regions. He speaks of the whole region as being sandy and destitute of timber and vegetation, except the sagebrush. He gives the most favorable account of a small region under the Bear River mountains called the Cache valley, where trappers and traders have been in the habit of caching their robes, etc., to hide them from the Indians. He represents this valley as a fine place for wintering cattle. After halting some time we proceeded on and crossed the stream which is about three feet wide, then halted on its banks at 12 o'clock, having traveled six and a quarter miles. The day is warm; the latitude of this place is 52 degrees 18 minutes 55 seconds. At 2:25 o'clock p. m. we started again, and after traveling nine miles (and during the day 154 miles) we formed our encampment on a small stream called the Dry Sandy at 6:40 p. m.

"It is three years today since our brethren Joseph and Hyrum Smith were taken from us, and it was a great feeling in camp to spend the day in fasting and prayer; but the gentle companies being close in our rear and food scarce, it was considered necessary to keep ahead for the benefit of our teams. Many minds, however, have reverted back to the scenes of Carthage jail, and it is a satisfaction that we have so far prospered in our endeavor to get from under the grasp of our enemies."

Washington failed to roll up the expected majority of 500 men. Mrs. Mary Copestick, of Seattle, was elected president of the Women's Relief corps, which is also in convention. During the day Gov. Mead addressed the gathering.

RECOUNT BILL. Supreme Court Justices Prohibited From Acting Under It.

New York, June 26.—Corporation Counsel Ellison obtained today from Justice Alfred F. Jenks, in the appellate division of the supreme court in Brooklyn, a writ of prohibition forbidding justices of the supreme court from acting under the new recount bill. The order is returnable Friday afternoon, at which time argument designed to test the constitutionality of the law will begin.

Clerence J. Shearn, representing William Hearst, made a similar motion today to Justice Maddox, in Brooklyn, for the appointment of commissioners to begin the recount of the last mayoralty vote in New York city.

VIEW AND FANCY POST CARDS. An immense shipment just arrived from Germany, Salt Lake City and Utah views, Etching, Indians, Animal Studies, Flowers, Actors, Comics, etc., etc.

Post Card Albums, all sizes and prices. Wholesale and Retail. DESERET NEWS BOOK STORE, The Leading Book Concern, 4 Main Street.

Highest quality best service and pleasant surroundings adds to the pleasure of dinner served at the Royal Grill. Open from 4 to 12 p. m. Music every evening.

SIX BEST SELLING BOOKS FOR MONTH OF MAY. According to reports from the leading book sellers of the country, the six books which have sold best in the order of demand during the month are:

- 1. The Port of Missing Men. Nicholson. \$1.50
- 2. Ruminations. Mason. \$1.50
- 3. New Chronicles of Rebecca. Wiggin. \$1.25
- 4. The Lady of the Decoration. 1.00
- 5. The Brass Bowl. Vance. \$1.50
- 6. The Flyers. McCutcheon. \$1.25

In addition to the above we have a large stock of other popular books of the day. DESERET NEWS BOOK STORE, 6 Main Street.

Rich County Line Will Connect With Bell System. The Utah and Wyoming Telephone company, which has just been organized by well known citizens of Rich county and others, will be operated as a public utility company of the Rocky Mountain Bell Telephone company and will connect exclusively with the local and long distance lines of that company. The new company will build to connect Randolph, Laketown, Woodruff and Evanston and expects to put in the class of lines with a view to connection with the Evanston exchange of the Rocky Mountain Bell Telephone company. The company is organized at \$10,000. Senator Wesley K. Walton is president; Charles W. Walton, secretary; George W. Spencer, managing director; and the board is completed by C. E. Jensen, A. E. Wink, William Cortes, G. H. Rasmussen, J. J. Spencer. The company is owned by citizens of the territory in which it will operate.

REPORT IS UNFOUNDED. Story of Another Action Against Sheets Denied in Hanson's Office. The report that County Atty. Hanson contemplates filing an action against Chief of Police George Sheets to remove him from office on the grounds of malfeasance in office, is strongly denied today by an assistant in the county attorney's office. County Atty. Hanson was not in when a "News" representative called in regard to the story as related in two of the morning papers, but it is known that the representative whereof he speaks, declared most emphatically that no such action was contemplated by Mr. Hanson at all.

AN HONEST MESSENGER. Given \$250 for Returning Bag Full of Valuables. Copenhagen, June 27.—George Hamfeldt, an American, yesterday, as a reward for honesty, presented a messenger boy with \$250 for returning to him a bag which he had picked up and which contained money and jewelry valued at \$25,000. The boy picked up the bag in the principal square of Copenhagen, and he was taken to the police by the messenger who had found it. Mr. Hamfeldt whose card he found inside.

MILLIONAIRE STRAWBERRY. New York, June 27.—Patrick O'Mara, one of the speakers last night at a dinner of wholesale seedmen who have been holding their convention here, caused a stir by announcing that a new fruit is being raised in New Jersey, which will be known as the "millionaire strawberry."

Mr. O'Mara said the new strawberry would be almost as large as a Burbank potato. He visited the farm in New Jersey, he said, where the new fruit is growing and found that nearly two car-loads will be ready for market next season.

G. A. R. ENCAMPMENT. Seattle, June 26.—Bellingham today carried off the chief honor of the G. A. R. encampment, which is being held here. W. H. Moore, of Bellingham, was chosen commander of the department for the next year after a spirited fight against the Tacoma candidate, J. H. Coffman. The present incumbent made unanimous after the roll call had progressed far enough to show Moore's strength.

Eastern Washington gave him a large majority, while southwestern

Since becoming an exclusive manufacturer of Chocolates McDonald's mail has increased to such an extent that Uncle Sam has installed letter and package boxes in front of the factory.

REDUCED RATES EAST AND WEST. Ask any Oregon Short Line or Union Pacific agent about rates East and West during June, July and August. Special Excursion Rates in effect from time to time to principal Pacific Coast and eastern points. City Ticket office, 301 Main St.

OUTING EXCURSION NORTH. Via Oregon Short Line, June 28th. Greatly reduced rates to northern Utah and Idaho points. Long limits. City Ticket Office 261 Main Street.

UNION DENTAL CO 218 South Main. HONEST WORK HONEST PRICES. Painless Extraction of Teeth or No Pay. All Work Positively Guaranteed. Phone 361. Bell 1129-x. Ind. 1128.

ESTABLISHED 1864 J. Aberbach & Bro. ONE PRICE TO ALL NEVER UNDERSOLD REAL FRIDAY BARGAINS! A FRIDAY SURPRISE SALE in WASH GOODS SECTION 500 Yards of the Best APRON GINGHAMS All colors, all size checks, worth 10c. Special for Friday 6c at a yard. LIMIT 15 YARDS TO A CUSTOMER. NO TELEPHONE ORDERS TAKEN. A Friday Surprise Sale in The White Goods Section. Highly mercerized, white English Waistings, exceedingly pretty Shirtrwaist materials, in plaid, stripes, and figured effects. Values up to 45c. Special for Friday, at a yard 22c. The Best and Most Important Surprise Sale of the Season! \$4 and \$4.50 White Shirt Waist Suits. \$1.54. This is positively the last chance to secure a pretty white dress at such a remarkably low price. They are made of white sheer lawn, dotted Swiss, etc., waists are all elaborately trimmed with lace and embroidery, very full pleated skirts to match, only 45 suits in this lot, come early Friday and take advantage of this great bargain feast. Suits worth \$4.00 and \$4.50 reduced for Friday only \$1.55. A FRIDAY SURPRISE SALE in the BOYS' CLOTHING SECTION Boys' Wash Pants. 35c and 50c VALUES SPECIAL 15c. 100 PAIRS IN THE LOT, Sizes 3 to 10 years, made of good quality duck and crash, in plain and fancy colors, stripes, and checks. FRIDAY SURPRISE SPECIAL PER PAIR 19c.

Store Clothes. "Once upon a time," as the story books say, men who regarded their dress as of some importance, would not think of wearing ready made clothing—"store clothes." Things have changed—been changed is better, for it is just such makers as Hart Schaffner & Marx who have converted the falsely fastidious to our way of thinkink. \$18 to \$50 and worth more. Richard D. Adams 112 SOUTH MAIN STREET.

Gas This Week. While you are reading this advertisement our immense new storage tank is being filled with 1,500,000 cubic feet of fine coal gas. A few days will elapse, while we are filling the 75 miles of mains with gas, and then those who have had their meters set and ranges connected will begin at once to reap the benefits of our great work, and enjoy the use of gas during the first hot days. Will You Be Ready? If you have not already done so, order your Ranges immediately and secure a coupon for the drawing at our office Saturday night at 9 o'clock, when we will give away two modern GAS RANGES FREE. With every range ordered this week we will give a coupon. The persons holding the coupons must be present at the drawing to receive the prizes. The first number drawn will entitle the holder to a \$20.00 Detroit Jewel Range, and the second number will draw an \$18.00 Eclipse Range. Get your orders in early and be among the first to use Gas. Phone for our representative. UTAH GAS & COKE COMPANY 61-65 MAIN STREET. PHONES 4321.