

THE DEMENTIA AMERICANA PLEA

Judge Loving Tells Story of Killing of Theodore Estes By Himself.

HAD RUINED HIS DAUGHTER.

Said no Power on Earth Could Have Restrained His Hands—Then He Began to Weep.

Houston, Va., June 25.—When the trial of former Judge Loving, charged with the murder of Theodore Estes, adjourned yesterday, the defendant had begun to relate a conversation with his brother-in-law, Harry Sneed, who told him of the alleged poisoning of his daughter which led to the killing, when the attorneys for the prosecution objected upon the ground that Judge Loving's statement would be hearsay evidence. After lengthy arguments today this objection was overruled, thus scoring an incidental victory for the defense.

Judge Loving, continuing, said Mr. Sneed came to his office and told the painful story. Sneed said that while buggy riding upon the evening previous, he saw Elizabeth, the daughter of Theodore Estes, out riding.

E. L. Kidd came to the home of Stevens and inquired for Sneed, saying that Miss Loving had returned from her buggy ride in a bad condition. Continuing the witness said:

"Sneed went to the room at Mrs. Kidd's, and saw Miss Loving in the bed. She was delirious and her condition was pitiful. Sneed said that in the parlor of the Kidd home he saw Mrs. Kidd and Theodore Estes and told them that he would go to the doctor. He, however, instead of getting a doctor himself, Dr. Strothers arrived and she did not recognize him. Harry Sneed said that Dr. Strothers had said that Theodore Estes had been drunk and to treat her for that and say nothing of it.

"Harry said that he returned home that night and decided to tell me. I was shocked and sent for my wife and daughter. I received a letter from Miss Annie Kidd, saying my wife was in a hurry, returning with her. I told Elizabeth of the conversation with Harry Sneed. She got down on her knees and began sobbing and said that Sunday evening Theodore Estes requested her to go riding with him; she declined, but upon being urged, accepted. After they got in the buggy they drove to the house where Theodore Estes lived, and he got out and remained for some time. They then drove, she said, in the direction of Gap. While returning, Estes produced a bottle of whiskey and offered her a drink. She declined, but later did take a drink, and in a second felt dizzy and queer. She requested him to drive fast, and he returned home instead of continuing to Lovington. After that she became unconscious and did not know what happened. When asked if Estes had assaulted her, she said she had been forced himself upon her and she had only a faint recollection.

"This revelation came to me as a thunderbolt from a clear sky. I love my daughter and no power on earth could have restrained my hands." The witness here began to weep.

Several of his relatives also shed tears.

Continuing, Loving said: "In this condition of mind I went out intending to put that man to death. I got my shotgun and drove along Oak Lovington, but found he was at Oak Bridge. I went to Oak Ridge, where I learned Estes was in a car at the station. I then turned my horse over to a livery stable, got out of the buggy and loaded my gun. I saw Estes in the car with two negroes and waved them aside and said to Estes: 'You are the young man who takes me to the station and drives and runs them. I drive and drive and when he made a motion as to leave the car I shot him. I then surrendered to the sheriff.'

Harry Sneed, who was at the Oak Bridge, and who is assistant manager of the estate of Thomas F. Ryan of New York, was the next witness. He related that upon the morning of the tragedy he told Judge Loving that he had been sent for to see Miss Loving, and found her in a drunken, unconscious condition. He also testified about his meeting Miss Loving and Estes in a buggy.

Miss Elizabeth Loving took the stand at the afternoon session of court, and told her story of having been drugged and assaulted by Estes. It was a pitiful recital during which she and her relatives broke down and wept bitterly.

AMERICAN WINE GROWERS' ASSOCIATION.

Hammondsport, N. Y., June 25.—The American Winegrowers' Association today session here, today adopted resolutions protesting against tariff concessions that would expose the industry to increased competition from foreign wine producers. The adoption of the resolutions followed a report by the association's executive committee that the government will refrain from extending to foreign country tariff concessions directed to increase the competition of foreign wine producers with the wine producers of the United States. Under the present tariff the industry of the United States has developed rapidly within the last few years.

After pointing out that the number of establishments engaged in wine production in the United States increased from 25 to 45 between the years 1880 and 1890.

CARTERS' LITTLE LIVER PILLS

SICK HEADACHE

Positively cured by these Little Pills.

They also relieve Distress from Dyspepsia, Indigestion and Too Heartly Eating. A perfect remedy for Dizziness, Nausea, Drowsiness, Bad Taste in the Mouth, Coated Tongue, Pain in the Side, TORPID LIVER. They Regulate the Bowels. Purely Vegetable.

Small Pills. Small Dose. Small Price.

A Pretty Bathing Cap

Is a necessity if you are fond of bathing; it protects your hair and is attractive and becoming. Splendid variety to select from in cotton or silk, rubber lined, from

35c to \$3.00

DRUG STORE

The Home of Pure Drugs. 112-114 South Main St.

MARCELIN ALBERT.

Leader of Wine Growers' Movement Said to be Losing Influence.

Argeliers, France, June 25.—Marcelin Albert, the leader of the winegrowers' movement, appears to have suffered a considerable diminution in influence. His speech this afternoon before a big meeting of citizens, in which he described his interview with Premier Clemenceau at Paris on Sunday, was not well received.

Although he was greeted by cheers from some 3,000 people, he frequently was interrupted. The "apostle" addressed his followers in the roof of a house. He related in detail the incidents of his trip to Paris and his reception by the premier, who received him as a friend and pressed upon him 100 francs to pay his passage back.

Albert indignantly denied that he wept in the presence of the premier. M. Clemenceau gave him this message: "Will you go back and assemble the federated committee and tell them that I will not disarm until they abandon their illegal attitude."

After reflection, Albert said he understood the mission and would leave it to the delegates of the committee to decide what course should be taken. If they were for continuing the movement, he would go to Montpellier and surrender.

After a stormy discussion lasting more than two hours, during which Albert was savagely attacked, the delegates decided to continue the struggle with unabated vigor. It was further decided to draw up a statement setting forth the minimum demands.

Calvin now prevails throughout the department.

JAPANESE CASES.

U. S. Atty. Devlin Instructed to Aid in Suits for Damages.

Washington, June 25.—Some comment having been excited by the instruction to U. S. Dist. Atty. Devlin to assist the proprietors of the Japanese establishments in San Francisco in the prosecution of their suits for damages sustained through the mobbing of their places, it has been explained by some of the officials that the suits are not a matter of national government with a private plaintiff brought about through a desire by this government to redeem its pledge to the effect that the Japanese in America shall enjoy all the rights guaranteed to them by treaty. The necessity of resorting to this course of action is deprecated, and it is the outcome will be left to Congress, probably at the next session, to provide by law for the removal from state to federal courts of all suits involving the treaty rights of resident aliens.

Mr. Olney, when secretary of state in President Cleveland's second administration, being much troubled with incidents involving attacks by mobs on Italians and Chinese, sought legislation on this line from Congress, but the time was inopportune, and the opposition from the state rights people was strong enough to thwart his desires. It is believed now, however, that the time is ripe for such legislation and an effort will be made to obtain it.

CARNEGIE AT THE HAGUE.

Visits Site Where Palace of Peace Will Be Erected.

The Hague, June 25.—Mr. and Mrs. Andrew Carnegie, accompanied by President Van Kar Nebeek of the state, today visited the site on which the palace will be built. In the afternoon Mr. Carnegie, accompanied by Minister Hill, visited Dr. Tets Van Goudrian, foreign minister of the Netherlands, with the expression of his thanks for Mr. Carnegie's generous donation.

Mr. Carnegie expressed great satisfaction at his recent meeting with Emperor William at Kiel, adding that he had gained the impression that the emperor was a most sincere advocate of peace and would do all in his power to prevent conflicts.

Mr. Van Kar Nebeek gave a luncheon in honor of Mr. and Mrs. Carnegie. Mrs. Hill, wife of the American minister, gave a reception in honor of Mr. and Mrs. Carnegie during the afternoon.

FOREST SUPERVISORS MEET.

Helena, Mont., June 25.—Forest supervisors of northwestern states to the number of 50 as well as officials of the department at Washington, met in session here in the first meeting of the kind ever held. A. P. Shaw, at the head of the legal department of the service, made an extended address on mineral and agricultural conditions in the national forests. Gifford Pinchot, chief of the forestry department made a brief address and the rest of the day was spent in informal discussion. They will remain in session several days, possibly until the arrival of Secy. Garfield, July 2.

FREAR ACCEPTS.

Honolulu, June 25.—Chief Justice W. F. Frear has cabled President Roosevelt his acceptance of the governorship of Hawaiian territory beginning in August next.

BALLOON FALLS INTO SEA.

Nieuport, Belgium, June 25.—A balloon coming from the direction of Dunkirk fell into the sea tonight. Tugs have gone out in an attempt to rescue

it.

THE BEGINNING OF HOSTILITIES

France Submits Proposition to Hague Conference That There Shall be Advance Notice.

PRIVATE PROPERTY IN WAR.

Mr. Choate Presents Article That Except Contraband, It Shall be Exempt From Seizure.

The Hague, June 25.—The president of the peace conference, M. Neidoff, today received a deputation from Christian churches throughout the world, headed by the very Rev. Wm. Henry Fremantle, dean of Ripon, who presented an address urging the conference to insure peace, justice and humanity. The address was signed by all the leading churchmen of Great Britain except the Catholics, who refused to participate even indirectly in a conference to which the pope was not invited. Nine American Catholic bishops signed the address.

M. Neidoff cordially thanked the deputation for the interest taken in the work of the conference to which he said, the address would be carefully considered, adding that every one earnestly desired the success of its work.

The proposition which France presented to the second committee (land war) has not yet been definitely drafted. It will merely express the wish that a declaration of war be compulsory before the opening of hostilities.

The official documents of the peace conference were distributed tonight in large yellow envelopes under seal of the severest secrecy to the 250 members of the delegations, besides the secretaries. The document contains the text of some of the propositions presented to the conference. The American proposition presented by Joseph H. Choate yesterday runs as follows:

"The private property of all the citizens of the signatory powers, with the exception of contraband of war, shall be exempt from capture or seizure by the armed vessels or military force of said powers. Nothing in this rule implied which will attempt to enter a port blockaded by the naval forces of said powers, nor of the cargo of said vessels."

The British proposition of the same date says:

"In order to diminish the difficulties met by the commerce of neutral powers in case of war, the British government is anxious to support the principle of contraband in case of war between powers which sign a convention adopting this principle. The right of search will not be exercised except to prove the neutral character of commercial vessels."

Another proposition submitted by Great Britain says:

"The destruction of a neutral prize by a country capturing it is prohibited. The country making the capture should release any neutral vessel which it cannot bring before the prize court."

The French proposition is as follows:

"Article 1.—The contracting powers agree that hostilities among them cannot begin without advance and unequivocal notice, having either the form of a declaration of war supported by facts in the form of an ultimatum with a conditional declaration of war."

"Article 2.—A state of war must be communicated to neutral powers without delay."

Reports from Rome and Paris saying that President Roosevelt was ready, if the pope so desired, to support the proposition of the Vatican in the present conference, produced no impression here and are not believed. The members of the American delegation say they know nothing about the matter.

Dr. Krieger of Germany, member of the permanent court of arbitration, presented one proposition and the delegates of Russia four propositions relating to arbitration. Sir Edward Fry of Great Britain presented the rules of the commission that investigated the Hull incident, thinking he said, that these might be advantageously modified.

The first sub-committee of the first committee will discuss on Thursday morning the convention of 1899 relating to arbitration. Each delegate will be entitled to propose whatever changes he thinks fit.

TAFT SEES PRESIDENT.

Says Magoon Will be in Cuba About Eighteen Months Longer.

Oyster Bay, N. Y., June 25.—Secy. Taft spent four hours with President Roosevelt today, and as he left said that he had left the president's commandment that a number of important matters relative to Cuba, Panama and the Philippines suit now on her way to Washington.

Relative to Cuba the secretary said that Gov. Magoon's administration there would continue for about a month longer, that the taking of a census, which is now progressing and the preparation for the election to select a native president would require about that time. That Gov. Magoon is encountering many difficult problems and solving them in a thoroughly satisfactory manner was the comment of Secy. Taft.

The secretary is planning to spend five weeks at Murray Bay, Canada, his vacation to begin about a week after his return to Washington. He will devote the last half of August to the preparation of his annual report and adjusting affairs in the war department at Washington for his Philippine trip, which will begin Sept. 15.

When the secretary was asked to talk of his presidential candidacy he remarked that he had not seen any reason for his political manager, since the Washington conference, which took place on the day the secretary started on his recent western trip.

HONORED FORGED CHECK.

Vladivostok, June 25.—The Russo-Chinese bank paid out today \$50,000 on a forged check. The man to whom the payment was made escaped.

A Sensible Act

Eat Grape-Nuts

The most nourishing food in existence.

Trial Proves "There's a Reason."

MARK TWAIN AS GUEST OF HONOR

At Pilgrims' Luncheon Secy. Birrell Said All Good People Love Him.

HIS POSITION AS A MORALIST.

On Arrival in England Saw Placards Announcing "Mark Twain Arrives."

"The Ascot Cup Stolen."

London, June 25.—The finest tribute which Mark Twain has received in England was the Pilgrims' Luncheon in his honor today. The hosts numbered 150. Two notable speeches were made, that of Chief Secretary for Ireland Birrell, introducing Mark Twain, which was classic and full of humor, concluding with a tribute which brought the company to its feet with prolonged cheering, and Mr. Clemens' reply, which was largely humorous.

A telegram of congratulation, signed "The Undergraduates of Oxford," was read, and another from the New York Pilgrims. The presence of many members of parliament was particularly complimentary, as they were obliged to absent themselves from one of the most important and interesting debates of the season.

The committee in charge of the luncheon was obliged to refuse the applications of nearly 1,000 persons of prominence who were anxious to attend.

There were only two toasts—"King Edward and the President of the United States," and "Our Guest, Mark Twain."

Mr. Birrell in proposing the latter toast said that Samuel L. Clemens was known to all good men and women in both hemispheres and to all boys and girls who are good for anything, as Mark Twain. The dead authors, he said, were a mighty army. They abounded on the shelves, but Mark Twain was the finest specimen extant of the living authors. They all loved him and were there to tell him so. He was not going to say what the world a thousand years hence would think of Twain, but he was speaking for the men and women of today and their children—to say what Twain had been to them.

He remembered in 1867 buying a copy of "The Jumping Frog." In the preface of which Twain was described as "The Wild Humorist of the Pacific Slope" and the "Moralist of the Main." But the author had proved to be an influence in dissipation, national prejudice and could leave the world richer than he found it.

Mr. Clemens, replying, said that Secy. Birrell had touched very lightly upon his position as a moralist. He was glad to be recognized as such, because he had suffered since he had been in England. When he came here, he said, he saw a placard announcing that "Mark Twain arrives," and "The Ascot cup is stolen," and he had no doubt that his character had suffered thereby.

He was quite sincere in his protest, as he could not but be because he never had a chance to get it.

Then in a similar bantering mood he told story after story until, becoming more serious, he pathetically referred to the loss of his daughter. Concluding, he said:

"I have received since arriving hundreds and hundreds of letters from all corners of people in England. There is compliment and praise in them, but above all there is the note of affection, and affection is the most precious reward a man can desire whether for character or achievement."

"These letters make me feel that in England, as in America, I am not a stranger, not an alien, but at home."

CRUISER MILWAUKEE SENT TO CENTRAL AMERICA

Washington, June 25.—The possibility of serious trouble in Central America growing out of the disturbed conditions existing there incidental to the alleged ambition of the President of Nicaragua to form a union of Central American states, has caused the administration to dispatch the fine cruiser Milwaukee to Central America. Orders for her to proceed forthwith from Mare Island navy yard, California, went forward from the navy department today. The vessel is in command of Commander Charles A. Gove and will go to La Union, San Salvador.

The collector Saturn also has been directed to proceed to La Union, and from this vessel the Milwaukee and the gunboat Yorktown, which is now at Acapulco, will sail. The stay of the Milwaukee in Central America waters is problematical, and will in a measure depend upon the conditions that develop in that section of the continent. She goes ostensibly "for the protection of American interests," which are threatened because of the situation as it now exists. The cruiser is to be in Central America for a long time. The public announcement relative to these transactions, he said, would come when the appropriate orders were issued on his return to Washington.

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LIVING STATUARY.

London County Council Condemns Exhibitions of It.

London, June 25.—The county council has condemned exhibitions of living statuary in nude female bodies being undressed. The decision means that unless the music halls cease these exhibitions their licenses will not be renewed.

"THE EARL OF FANTUCKET."

London, June 25.—Cyril Maude tonight played "The Earl of Fantucket" at the Playhouse, he himself playing the earl most effectively. The play was received with roars of laughter, and there is every sign that it will have a successful run.

FORGER GOT \$30,000.

Harbin, June 25.—A revolutionist dressed as an officer of the frontier guards, today drew \$30,000 from the Russo-Chinese bank on a forged check and decamped.

REWARD FOR LORD CROMER.

London, June 25.—It is stated that the government will award Lord Cromer, who lately resigned his post after being agent and consul general

LEE KIM YING.

The Celebrated Chinese Physician, 25 West South Temple St.

Thousands of Testimonials of Persons Cured of Consumption, Catarrh, Hemorrhages and Every Disease and Sickness.

Herbs Used. No Poisonous Drugs.

LAUNDRY FOR BOYS AND GIRLS.

Chicago, June 25.—A dispatch to the Tribune from Peoria, Ill., says: Two million dollars left in the will of the late John C. Proctor is to be utilized by the Proctor endowment at Peoria in the establishment of a laundry for boys and girls who will be paid wages a day and training school for worthy boys and an orphanage. Already \$250,000 has been spent for a home for the aged.

Mr. Proctor outlined that he desired to provide opportunity for wage earning to the largest number of deserving poor. His gift to the Cottage hospital aggregated \$500,000. His niece and nephews and Miss Edna Proctor of New York, his sister, set an aggregate of \$100,000. Miss Proctor is given \$25,000 and the other \$25,000 each. He regarded as a ruinous and preferred to spend his entire fortune for those in real need. A board of trustees is to manage the estate.

No intoxicants at Wandanere, that means something.

DR. T. FELIX COURAUD'S ORIENTAL TOILET POWDER

AN IDEAL, ANTISEPTIC TOILET POWDER FOR INFANTS AND ADULTS.

This is an exquisitely perfumed, antiseptic toilet powder. It is a household necessity for the nursery and toilet. It keeps the complexion clear and preserves the velvety texture of youth. It should be used freely after bathing, giving a delightful and refreshing effect.

Prepared by F. T. HOPKINS, N. Y. CITY. PROPRIETOR OF COURAUD'S ORIENTAL CREAM.

For sale by WILLES-HORNE DRUG CO., No. 8 Main St. By the Monument, SALT LAKE CITY.

KILL THE FATTED CALF

This is what the Retail Merchants' Association will do at

LACOOON

THURS. JUNE 27.

There will be games, Sport and Fun of all kinds, and all Grocery Stores and Meat Markets in the City will Close for the Day.

HELP MAKE IT A BIG DAY.

10 Beeves, 5000 loaves of Bread, 5 Casks of Pickles will be a Feature of the Free Feast.

A Haven of Refuge

In the hour of peril is solid consolation. Insurance robs fire of its terror. You can smile at flames when a little document, a policy in the

Home Fire Insurance Company of Utah

Will cause your vanishing treasures to rise phoenix-like from their ashes. We represent only what's solid as bed-rock. Moderate premiums, and every loss settled fully, promptly and equitably.

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Lost Vigor Restored

We treat MEN only and our experience in the past assures our patients straightforward and satisfactory treatment for the future. Many a MAN has lost his grip through brooding over his condition because he imagines he cannot be cured. To such we say investigate our methods of treatment and place yourself under our care and your weakness will disappear and confidence will be restored for the future. Our treatment has proved to be the best yet devised for restoring LOST VIGOR and the physical and mental incapacity which has made a wreck of so many. Our treatment for NERVOUS DEBILITY does not stimulate temporarily but permanently. It stops every drain of VIGOR and builds up the muscular and nervous system, revives the spirits—brightens the intellect and above all restores the WASTED POWERS. Sometimes organic weakness and LOSS OF VITALITY arises from VARICOCELE and STRICTURE in such case we have to get rid of the cause before we can obtain good effects. Too often these causes are overlooked and so spite of any and every treatment the case does not progress and the patient often goes into physical and mental decline through want of success in curing his LOST VIGOR.

We take no cases we cannot benefit or cure so you run no risks.

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ROBINSON'S PATENT BARLEY

THE ONLY INFANT FOOD.

All Grocers and Druggists.

BARTON'S CLOTHING SALE!

Men's and Young Men's High Class Suits—Every Suit Guaranteed.

Every suit is right up to the minute in style. Every suit is carefully examined for excellence of workmanship. They are all good worthy suits and comprise complete lines in all the newest designs in serges, worsteds, chevots, cassimeres; etc. Note the savings and come and pick out your next suit.

\$ 7.50 Suits at \$ 5.00

\$10.00 Suits at \$ 7.00

\$11.00 Suits at \$ 8.00

\$13.50 Suits at \$10.00

\$14.00 Suits at \$10.75

\$16.00 Suits at \$12.00

\$18.00 Suits at \$13.50

\$20.00 Suits at \$15.00

\$22.00 Suits at \$16.75

\$24.00 Suits at \$18.00

\$25.00 Suits at \$19.00

\$28.00 Suits at \$21.00

\$30.00 Suits at \$22.50

\$35.00 Suits at \$27.00

45-47 MAIN STREET. CLOTHIERS TO MEN AND BOYS.

THE ONLY PLACE IN UTAH WHERE THEY MAKE THE LINEN