

## BATTLE OF WORDS IN MURDER TRIAL

Interpreters in Kothiaffis Case  
Enliven Proceedings in  
Court Today.

IT IS GREEK AGAINST GREEK.

Brother of Murdered Man Adds to Gen-  
eral Confusion—Jury Finally  
Secured.

A word battle between two Greek interpreters enlivened the morning session in Judge Lewis's court, during the trial of John Kothiaffis, charged with having murdered Peter Getis, at Bingham Canyon, early on the morning of Dec. 23, 1908.

Ernest K. Pappas, interpreter for the defense, strenuously objected to the manner in which Charles Sorter, interpreter for the prosecution, put questions to and gave the replies of Mike Getis, brother of the deceased, while he was testifying. Pappas asserted that Sorter did not translate the questions and answers correctly. Mike Getis added to the general confusion by insisting on describing whole situations instead of giving direct answers in the affirmative or negative.

Dr. C. N. Ray, physician for the Utah Copper company, in Bingham Canyon, testified to the effect that he had been called to attend Peter Getis, though he understood at the time that the wounded man's name was Peter Samson. The doctor said Getis was wounded three times, one bullet having passed through the fleshy part of the left arm, the second piercing the left side, and the third bullet penetrating the abdomen on the left of the median line. Dr. Ray traced the course of the bullet, but admitted under cross examination by Attorney Samuel King for the defense that he was not positive that the bullet which passed through the left arm was not the same which penetrated the side.

FOUNDATION FOR DEFENSE.

The defense laid a foundation for its claim that Getis had shot Kothiaffis before the accused had been arrested. Mike Getis testified that he had gone to bed with his brother, and that the latter kept on his clothes when he went to sleep; that Peter Getis got out of bed and went out of the room about 3 o'clock in the morning; that he was shot, and that he thought Kothiaffis had murdered his brother because the two men had quarreled previous to the tragedy. Mike Getis, however, admitted that he did not see Kothiaffis at the time of or after the shooting.

JURY SELECTED.

The following jury was finally selected Wednesday afternoon, after a day and a half had been consumed in the examination of witnesses. James K. Hanson, C. W. Symons, F. A. Naylor, H. F. Savage, D. E. Lew, G. H. Thaxton, J. C. Woods, E. E. Rich, R. A. Rudy, H. E. Parry and W. C. Mitchell. It is anticipated that the trial will be a long one.

DONALDSON MUST PAY.

Supreme Court Decides Appeal Case  
Against the Doctor.

The supreme court Wednesday denied the petition for rehearing in the case of William Donaldson vs. James Donaldson, appellant, and Donaldson will have to pay back to McWhirter the \$1,000 taken away from him in the famous fake poker game in this city. In this case, the McWhirter lost about \$10,000, of which Donaldson is said to have received about \$1,000, and judgment was rendered against him for that amount in the third district court. The case was appealed and the judgment was affirmed by the supreme court. Donaldson's attorneys then filed a petition for a rehearing, which was denied Wednesday.

HIT HER ON THE NOSE.

Clark Bolen is charged with cruelty in a complaint filed in the third district court Wednesday by his wife, Lena May Bolen, asking for divorce. They were married at St. Clair, Ark., May 17, 1899, and have three children. Mrs. Bolen alleges that on several occasions Bolen struck, choked, kicked and otherwise beat his wife and threatened to kill her. Once he is alleged to have struck her in the nose. It is claimed that Bolen earns \$10 per month and Mrs. Bolen asks for permanent alimony.

FOUGHT BANKRUPT.

George Fought, residing at 465 Fifth avenue, Waterloo addition, filed a petition in bankruptcy in the third district court today. His total indebtedness amounts to \$340.16, \$103.80 of which consists of wages. His assets amount to \$203, all of which are said to be unpaid wages. His assets are said to be: \$203, divided as follows: Household goods, \$45; books, etc., \$10; and machinery, tools, etc., \$150.

PLEADS NOT GUILTY.

Police Judge Bowman listened to a plea of not guilty from F. G. Morrison this morning when the prisoner was arraigned on a charge of burglary. He was held in the sum of \$3 and his case was set for trial day Dec. 2. The police assert that Morrison entered the store of the Salt Lake Tailoring company, 65 west Second South, and made a way with a coat and vest.

KIRK CHARGED WITH BATTERY.

County Attorney John P. Lyon today issued a complaint against Arthur H. Kirk, charging him with assault and battery on Bishop Charles R. Worthen. The complaint was issued at the instance of Probation Officer Charles S. Speer. It is said that Kirk attacked Bishop Worthen and beat him because he believed the bishop had caused Kirk's son to be called away on a mission for the Church of Jesus Christ of Latter-day Saints.

REFUSED TO BUY HER CLOTHES.

Gertrude Carter, in a divorce complaint filed today, says that her husband has abused her ever since they were married in Birmingham, four months ago; that he continually told her that he was sorry he had married her and threatened to secure a divorce if she would refuse to apply for it; that he would not buy her underwear for her when cold weather came on and that he stole her jewelry and sold it. Mrs. Carter is not a name to her living and she wants the court to restore her maiden name, Gertrude Reed. Incidentally, she asks for \$20 permanent alimony.

FOOTBALL EXCURSION

To Logan, Saturday, Nov. 6th.  
Via O. & N. Round trip \$2.50. Special at 7:30 a. m. Special returning tickets limited to the 7th. City Ticket office, 261 Main St.

The Grizzlies' basketball meeting will be held on Saturday Nov. 6, 1909 at the slacks tabernacle at 10 a. m. It is desired that there be a full attendance.

## A Hot Drink at any Time or any Place

When automobiling, buggy riding, on the train, in the sick room, by baby's bedside or wherever you are—you have a hot drink all the time if you have a THERMOS BOTTLE. Retains heat 48 hours without fire.

Pints \$3.75 up  
Quarts \$5.75 up



## FRIDAY'S ENTRIES AT OGDEN RACES

Six Events Show Line Up of Fast Field  
In Each—Promethues in  
Third.

Following are the events and entries in Friday's races at Ogden:  
First race, four furlongs, selling, 3 and up—Basil Greag 111, My Nurse 107, Arlin 111, Annie Laurie 111, Al Hampton 107, Dr. Sherman 111, Byron 111, Oriflamb 111, Happy Chappy 111.  
Second race, six furlongs, selling, 3 and up—Albion H. 109, Friar of Elgin 107, La Nina 105, No rule 105, Monte Mobile 109, Antara 109, Altair 109, Hantel 105, Sylvia U. 109, Mabel Fountain 109, Harry Stanhope 105, Set Slick 109, Killa 109.  
Third race, one mile, selling, 3 and up—Salpied 112, Alice Collins 102, Rather Royal 112, Promethues 105, Trocha 102, Huapala 111, Surety 107, Dorian Prince 107, Contribution 107, Royal River 107, Hobb, Mitchell 111.  
Fourth race, five furlongs, selling, 3 and up—Lady Adelaide 111, Antioch 103, Fox 109, Priceless Jewel 107, Elmidae 112, Rejuvenator 112, Kelly 111.  
Fifth race, four furlongs, selling, 3 and up—Mabel Hollander 111, Wildwood Bill 107, Chesapeake 111, Belle Brady 111, Father Downey 111, Tim O'Toole 111, Aquiline 111, Hobb, Mitchell 111.  
Sixth race, seven furlongs, selling, 3 and up—Dorothy Ann 107, Kaiserhof 107, Pretension 107, Arcassin 107, Hi Paul Cap 107, Salina 107, Diamond Nose 107, Laherew, 107, Liberia 107, Spoodox 107.

EXCURSION TO LOGAN.

Saturday, November 6th.

Via O. & N. for Football game, Fort Douglas vs. Agricultural College. Round trip \$2.50. Special train will leave Union depot 7:30 a. m., special returning, limit, November 7th.

TO RAID HOODLUMS' LAIR.

Acting on complaints from several persons living in the vicinity of Sixth avenue and M street, Patrolman Benyon has collected the names of members of a gang of boys, who, it is alleged, have been terrorizing that neighborhood. The police have determined to make a raid, and all of the young toughs who are captured will be turned over to the juvenile court for summary punishment.

NEW REALTY FIRM FORMED.

E. J. Roberts and John C. Daly have decided to go into a general real estate business in this city. For the present they will have their office at 321 Judge building, but as soon as the new Judge building at the corner of Fourth South and Main street is completed, they will have elegant quarters fitted up there. They will handle loans, real estate, insurance and rentals. All of the business of J. J. Daly will be in their hands, and they expect to go into the building business quite extensively, both in the erection of homes and also business structures. They will also be in a position to make loans to those who desire to build.

NEW INCORPORATIONS.

The wards of the Wizard of the Wasmuth did articles of incorporation with the county clerk Wednesday. The life of the organization is fixed at 100 years, and its purpose is to maintain annual celebrations of the advent of that mythical being, the Wizard of the Wasmuth, in person such as was given during the U. A. H. movement. J. C. Leary is president of the organization; B. P. Redman, vice president; G. W. Goddard, secretary; S. H. Love, treasurer. These, with Ned W. Hewett, W. S. McCarthy, W. E. Bailey, D. G. Bolton, H. Vance Lane, H. L. A. Culmer, Fisher Harris, W. A. Loeblin, S. C. Park and J. R. Duckworth, constitute the board of directors.  
Articles of incorporation were filed in the office of the secretary of state today by the Intermountain Land & Live Stock company. The principal place of business is Ogden. The concern is capitalized at \$100,000, in shares of \$100 each. The officers are: William C. Hunter, president; D. A. Smith, vice president; Frank Smith, secretary. The other directors are Louis Hittin and Mary J. Hunter.

High School Notes

At a meeting of the old cadet band members to consider organization, Band Leader, Vernon Heston, was elected chairman of the committee, with Morris Treweek, Frank McCann and George Young assistants.

The cadets were drilled yesterday as a battalion and gave much satisfaction to Capt. Webb, who has decided to erect a wall sufficiently large for a single squad to scale, and to have the 80-foot wall ready later.

The football match between the high school and the Granite school, which was to have been played on Friday, will come off Saturday, and the high school team may go down to the Granite football ground in automobiles.

MRS. WOOLLEY'S CORRECTION.

Mrs. Rose Woolley, who left the polling place at the Brigham Street Pharmacy when the disturbance occurred there last Tuesday, says this morning that she was not insulted by anyone during the U. A. H. movement. She left, she says, because she thought it was an unfit place for a lady to be. Neither Mayor Bransford nor Police Lieut. Shannon spoke to her until after the fight was over and Deputy Sheriff Newell had been thrown out of the place by the police. After the disturbance was over, Lieut. Shannon apologized, she says.

## HALTON PROVED TO BE GOOD THING

Played at 10 to 1 He Gallops Home a Winner—Gresham and Rather Royal Win.

(Special to The News.)  
Ogden, Nov. 4.—Halton proved the one good thing at the fair grounds here Wednesday and galloped home a winner on odds of 10 to 1 in the second race. He had the speed of the field and displayed it from the start to the finish. Pretension just failed for second place and Sam Barber made a fast drive into third position.

The feature race of the day was the six furlongs handicap and Gresham proved himself the class of a good field by taking the lead at the barrier and holding it to the finish. Beauman finished second and was the best of the others while Frank Lubbock ran third.

Rather Royal ran his first race at Ogden in the third event on the card and was winner all the way. Hupals ran a game race and finished second, Meringo getting third.  
Nelson made a good ride on Nappa in the opening event of the card, got away well and finished two lengths to the good with Father Downey doing his best to get second and Ester M. third.

It looked like a runaway for Sam F. in the fifth, but the Irwin horse ran himself out in the first quarter. He made a game fight to the wire, but La Dextra coming up on the outside outran him home. Jillett ran an improved race, but could do no better than third.

Dr. Hollis was the odds on favorite in the last race and proved herself worthy by winning with ease over Iselle Brady. Third was the best Wildwood Bill could do.

Judge Price Wednesday announced the Jockey Manders had been suspended for the rest of the meeting for cutting over on Kerry on Tuesday.

FELL INTO AN OLD TRAP.

Marked Coins Found on Men Suspected of Y. M. C. A. Theft.

Oscar B. Gingrich, physical director, cleverly captured Charles Reese and William Carlton, who were arrested Wednesday and lodged in the city prison on a charge of having stolen money and valuables from clothing left in lockers by members of the Y. M. C. A. Gingrich placed marked coins and bills in the pockets of trousers which hung in the lockers that were being robbed. Some of this marked money was found on the prisoners when they were searched at police station.

FROEBEL SOCIETY ELECTION.

The Froebel society at the state university elected Wednesday evening the following officers for the year: President, Miss Mary B. Fox; vice president, Mrs. Fred Snow; secretary and treasurer, Beatie D. Jones.

CHOLERA HOOGS CONDEMNED.

Six hogs suffering from cholera, which were shipped into Salt Lake City from Idaho, have been condemned by City Meat Inspector J. W. Treman, and the animals will be destroyed. Although no hog cholera has been found around this city, porkers that are being shipped in from other states will be closely watched. It is said that numerous cases of tuberculosis have been found in animals in Ogden.

ONLY \$2.50

To Logan and Return.  
Saturday, Nov. 6th. Via Oregon Short Line for Football game, Fort Douglas vs. Agricultural College. Special will leave Union Depot 7:30 a. m., returning after the game. Tickets limited to November 7th.

PREST. KINGSBURY CORRECTS.

Says Dr. Pack Has Not Been Absent From His Classes.

To the Editor.  
I observe in the News of Nov. 3, a statement that "the continued absence of Dr. Pack from his classes on account of special outside work is causing dissatisfaction," etc.

On investigation I find that Dr. Pack has not been absent one single time from his classes through special outside work, that he has not been absent from the university but once during class hours, and that was when the train was late and he could not reach the university from his old home in Bountiful within a certain time and then he telephoned down and had Mr. Hintze take the class which was in session.

Dr. Pack has been absent from the university but once for special outside work and that was one Saturday and Sunday when there were no classes in session.

It was thought best to relieve Dr. Pack from one class per week on account of the excessive amount of work he has to do and have Mr. Hintze take it and Mr. Hintze has done so about four times but now Dr. Pack will again conduct the class.

You will kindly give space to this article to correct the impression conveyed by the statement made, that Dr. Pack has been neglecting his duties at the university for his own private gain which idea is absolutely untrue.

J. T. KINGSBURY.

NEW LAW FIRM FORMED.

John Jensen, formerly a local newspaper man, has left the field of journalism but once for special outside work and that was one Saturday and Sunday when there were no classes in session.

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WARD ENTERTAINMENTS

Twenty-second Ward—A farewell entertainment will be given in honor of Elders J. B. Knight and D. E. Selce prior to their departure for missions in the Netherlands. In the Twenty-second ward chapel, Friday evening, Nov. 5, at 8 o'clock sharp. An invitation is extended to all their friends to attend. The chapel is located at 4th north Third West. Take North Salt Lake car.

WEATHER REPORT.

Fair Tonight and Friday.

TODAY'S TEMPERATURES.  
6 a. m. 44  
7 a. m. 44  
8 a. m. 44  
9 a. m. 44  
10 a. m. 44  
11 a. m. 44  
12 noon 44  
1 p. m. 44  
2 p. m. 44  
3 p. m. 44  
4 p. m. 44  
5 p. m. 44  
6 p. m. 44  
7 p. m. 44  
8 p. m. 44  
9 p. m. 44  
10 p. m. 44  
11 p. m. 44  
12 midnight 44  
Lowest 44

YESTERDAY'S RECORD.

Highest 44  
Lowest 44

The palate is almost tickled with Scott's Emulsion of Cod Liver Oil. The stomach knows nothing about it, it does not trouble you there. You feel it first in the strength it brings; it shows in the color of cheek and smoothing out of wrinkles.

It was a beautiful thing to do, to cover the odious taste of Cod Liver Oil, evade the tax on the stomach, and take health by surprise.

It warms, soothes, strengthens and invigorates.

FOR SALE BY ALL DRUGGISTS

Send 10c. name of paper and this ad. for our beautiful Savings Book and Child's Sketch Book. Each book contains a Good Luck Penny.

SCOTT & BOWNE, 409 Pearl St., New York

RAILROAD NEWS

IS TRAFFIC STAFF NAMED?

Railroad Men Believe Hill Has Selected Western Pacific Officials.

The fact that with the road on the eve of completion, the Western Pacific has apparently done nothing toward appointing a traffic staff, is occasioning comment in railroad circles. The Denver papers have very kindly attempted to attend to that little matter themselves, and thus save the powers that be the trouble of bothering with it. But in each and every instance when the "list furnished by reliable authority" is published, the officials of the road have severely and collectively stamped it with their emphatic denial.

A former Colorado railroad official calls attention to the fact in this connection that indications point toward an improbability of the traffic staff being made up in Denver. In fact it is strongly intimated that the appointment of the Western Pacific staff has already been decided upon, and that when published it will be found that it hears the sponsorship of one James J. Hill, who has prepared the list in New York. Charles M. Levy, the new general manager of the Western Pacific, is a dyed in the wool Burlington man, "weaned and raised" on that system, in that place. Moreover, there are at least two men on the Western Pacific directorate, and for that matter on the Denver & Rio Grande directorate also, who are regarded as "straw men" when it comes to dropping out ceremony at any time, and their places filled by other men of more consequence. Is the time not far off when such changes will be made, and will the boards choose men identified with the Hill interest? It can be done; and if this happens, will it not mean that George Gould has parted with enough of his stock to give Mr. Hill a direct voice in the management of the Western Pacific and something to say in the control of the Denver & Rio Grande? Gould had to have money to complete the new transcontinental line, to say nothing of cash needed in the reconstruction of the Rio Grande road. The assumption by local railroad men of experience is that this situation has resulted in Mr. Hill's getting his hands on enough stock to make himself a power. The appointment of the traffic staff of the Western Pacific will be awaited with deep interest. The tariff sheets for this end of the road have been completed, and will be published as soon as the road is ready for operation. The tariff sheets for the west and are in preparation.

DOOLITTLE ON EASTERN TRIP.

General Agent J. G. Doolittle of the Rock Island road has gone to New York on a three weeks' trip.

STACK WITH ESPEE.

J. D. Stack, superintendent of the Trinidad division of the Colorado & Southern, has gone to Sacramento, Cal., to be superintendent of the Sacramento division of the Southern Pacific.

FOOTBALL EXCURSION

To Logan, Saturday, Nov. 6th.

Via O. & N. Round trip \$2.50. Special at 7:30 a. m. Special returning tickets limited to the 7th. City Ticket office, 261 Main St.

BUS PASSENGERS

Chauncey Olcott and three members of his company, Roy Curry, Joseph Clifton and Maudie Fox, are registered at the Knutsford.

William Ace, a prominent rancher of Rock Springs, Wyo., is a guest at the Kenyon.

C. W. Harkison of Bailey, Ida., is in the city on business and is a guest at the Cullen.

Dr. and Mrs. A. D. Christy of Revere, Mo., are registered at the Kenyon.

The Enjoyment

contained in a box of Startups' Fruited Bitter Sweet chocolates, as compared with ordinary chocolates, is as 1 to 100. 50c to 90c the box everywhere.

Startup Candy Co.,

Provo, "The Candy City."

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9 p. m. 44  
10 p. m. 44  
11 p. m. 44  
12 midnight 44  
Lowest 44

YESTERDAY'S RECORD.

Highest 44  
Lowest 44

THE GODBE-PITTS DRUG CO.

Main and First South (Southeast Corner.)

Both Phones 140.

ANNOUNCE A CHANGE OF MANAGEMENT

—the members of the new firm are Mr. J. T. Treasurer, Mr. Walter Dayton and Mr. Freed. The Godbe-Pitts Drug Co., is the oldest Drug House in the city, well known as the "Old Reliable Quality Store" and will be under the expert management of Mr. Freed.

Your Patronage is solicited on merit, Quality, Quick Service, Low Prices.

WHY USE YOUR

Letterheads for scratch paper when we can sell you scratch paper so cheap? THE DESERT NEWS.

U. S. M. under the auspices of Salt Lake Aerie No. 67, Interment in City Cemetery.

H. E. Evans, Florist, 38 S. Main St. Floral designs a specialty. Phones 961.

Federal services will be held from the parlors of Eber W. Hall, 1st south West Temple street, on Friday, Nov. 5, at 6 p. m.

## LATE LOCALS

Seven New Buildings—Seven permits aggregating \$12,500 were issued by Building Inspector A. H. Hirth today, including one to the Alta club for a three-story stone building, to cost \$60,000.

Seventeen Applicants—Seventeen people took the census examination in the Federal building yesterday for the mines and manufacture division.

PERSONALS.

Judge E. F. Colborn has returned from an extended trip through eastern cities where he reports considerable inquiry about real estate prospects in this section of the country in general and in Salt Lake in particular.

DIED.

MORRISKEY—In this city, Nov. 3, 1909, Michael Morrissey of Bingham Canyon, aged 54 years, 4 months and 20 days.

RAILROAD NEWS

IS TRAFFIC STAFF NAMED?

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The fact that with the road on the eve of completion, the Western Pacific has apparently done nothing toward appointing a traffic staff, is occasioning comment in railroad circles. The Denver papers have very kindly attempted to attend to that little matter themselves, and thus save the powers that be the trouble of bothering with it. But in each and every instance when the "list furnished by reliable authority" is published, the officials of the road have severely and collectively stamped it with their emphatic denial.

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