CRIMINAL LAW IN PHILIPPINES.

E S Supreme Court Holds a Man Cannot be Twice Placed in Jeopardy for the Same Offense.

THE RICHT OF TRIAL BY JURY.

Does Not Exist in Islands in Absence of Congressional Enactment Granting It.

washington, May 31 .- In the United Sates supreme court opinions were handed down today in three cases, inwhing questions pertaining to administration of criminal law in the Philippine falands. The points raised vere as to the right of the government o take appeal in criminal cases and of an accused person to demand trial

The first case was that of Kepner vs the United States. Kepner practised aw in Manila and was charged with emberzlement. The court of the first istance acquitted him, but the supreme court of the islands convicted preme court of the islands convicted M. The case was then appealed to the supreme court of the United States by Repner on the ground that by the process of appeal he was put twice in sopardy, contrary to the Constitution of the United States. The oplinion, by listice Day, austained this view, re-vesing the decision of the Philippine supreme court Justices Holmes, White, and McKenna united in one dissenting ominion while Justice Brown delivered comment dissenting ophilon. a separate dissenting opinion,

The case of Mendazona vs the ited States, involving the same stion, was similarly rendered in faquestion, was sum

another Philippine case was that of Another Philippine case was that of por and O'Brien, in which was raised the question of the right of a defendant in a criminal case to demand trial by jury in the Philippines, in the absence of congressional enactment, granting the right. The court held that the forstilution does not carry the right without legislative enactment. Dorr and O'Brien are the editors of a news-aper published in Manila and were passecuted for criminal libel. The chief justice and Justices Brewer and Peckham united in an opinion con-maring in this result, but stating dif-trent grounds. Justice Harian de-imered a vigorous dissenting opinion,

Breed a vigorous dissenting opinion, saying that the opinion is contrary to the established system of the United states, and declaring the opinion of the court to be in effect an amendment to the Constitution of the United States.

GEORGE J. GOULD.

Will Participate in N. J. Politics And Run for Congress.

New York, May 31 .- Republican polldians received with much satisfacmans received with much satisfac-ies a report that George J. Gould is thut to enter politics, and that he will are at in the house of representatives from the district in New Jersey which mbraces Lakewood, where he has his contry seat. Mr. Gould is a stanch Republican, and should he decide to be-eme a candidate the politicians of his sate will welcome him with open arms.

sate will welcome him with open arms. His private fortune is now estimated to be not less than \$70,000,000. Mr. Gould, his wife and his family will start next week for an extended win Europe-the first they have taken for several years. On his return it is understood that Mr. Gould will take as active part in the campaign in his Recently a delegation of Republicans, including, it is said, Gov. Murphy, asked Mr. Gould to become a candidate for congress. He replied that he had bushess interests that needed his attention, that he was about to go on a long trip and at present could not take a hand in political contest. He was used to enter politics on his return to this country, and it is understood that he acquiesced in this proposition. None of the Goulds has ever taken an active part in politics.

\$500 REWARD WHO CANNOT BE CURED.

WHO CANNOT BE CURED. Backed up by over a third of a century of remarkable and uniform cures, a record and weaknesses peculiar to women ever thilly warranted in offering to pay \$500 in legal money of the United States, for any case of Leucorrhea, Female Weakness, Prolapsus, or Falling of Womb which they can not cure. All they ask is a fair and reasonable trial of their means of cure. Their financial responsibility is well known to every newspaper publisher and druggist in the United States, with most of whom they have done business for over a third of a century. From this fact it will

of whom they have done business for over a third of a century. From this fact it will readily be seen how utterly foolish it would be for them to make the above unprece-dented and remarkable offer if they were not basing their offer on curative means having an unparalleled record. No other medicine than Dr. Pierce's Favorite Pre-scription could possibly "win out," as the saying goes, on such a proposition. But they know whereof they speak. They have the most remarkable record of cures made by this world-famed remedy ever placed to the credit of any preparation especially

by this world famed remedy ever placed to the credit of any preparation especially designed for the cure of woman's peculiar ailments. This wonderful remedy, there-fore, stands absolutely alone as the only one possessed of such remarkable curative properties as would warrant its makers in publishing such a marvelous offer as is above made in the utmost good faith. "I want to tell you of the great improvement in my health since taking your 'Favorite Pre-scription." says Mrs. H. S. Jones, of Forest, N. C. "When I began its use I was a physical wreck and had despaired of ever having any health again. Could not sit up all day. I noted a great improvement before the first bottle was used. Was suffering with almost every pain that a woman is subject to i had inflammation of ovaries, painful and suppressed periods, and other symptoms of female disease. After taking six bottles of 'Favorite Prescription.' I felt like a new person. Can ride horseback and take all kinds of exercise and not feel tired." If you are led to the purchase of "Favor-

. If you are led to the purchase of "Favor-ite Prescription" because of its remarkable

Ite Frescription" because of its remarkable cures, do not accept a substitute which has none of these cures to its credit. If you are looking for a perfect laxative try Dr. Pierce's Pleasant Fellets. WORLD'S DISPENSARY MEDICAL ASSOCI-ATION, Ptoprietors, 663 Main Street, Buf-falo, N. Y.

rangers to forest reserve supervisor ships. The order, which is an out-growth of recent public fand irregular itles, will greatly reduce the federal patronage at the disposition of western senators and representatives.

SOLDIERS REBELLED,

Defied Non-Commissioned Officers Sent to Take Them Back.

Junction City, Kan, May 31 .-- About noon today nineteen soldiers in troop K, Eighth cavalry, at Fort Riley, rebelled on account of an inspection that was ordered for 2 o'clock this afternoon. They came to Junction City and paraded on the streets in defiance to the non-commissioned officers who were non-commissioned officers who were sent to take them back to the post. A detail of men was sent from the post to assist in the capture of the muti-neers. With the aid of the local police officers all but four of the muti-neers, are in custody tonight. Only seven of the men resisted the patrol and it is probable that they will be charged with mutiny when they see ha

Incorporations for May.

charged with mutiny when they go be-fore court-martial for trial.

New York, June 1 .- A compilation of ew incorporations in the eastern states with a capital of \$1,000,000 or more shows that in May they aggregated \$132,000,000, which amount is largely be-low the totals of 1903, 1902 and 1901. 'However, the figures are \$57,300,000 larg-er than those for the previous month. New Jersey leads with a total of \$90,-000,000

EDITOR HEAVILY FINED.

U.S. Judge Purnell Refused to Grant Him an Appeal. Raleigh, N. C., May 31.- Judge Pur-nel in the United States court here to-day fined Josephus Daniels, editor of

000.000

News and Observer, \$2,000 and refused an appeal on the charge of con-tempt of court in editorials which the News and Observer published last Sun-Acws and observer published last sun-day. Daniels, who is Democratic na-tional committeeman for North Caro-lina, refuses to pay the fine, and his counsel has gone to Washington to ask the supreme court for a writ of habeas corpus.

DESERET EVENING NEWS: WEDNESDAY JUNE 1, 1904.

HairFalling?

Don't tell your friends of

it. They would think it so

strange. You see, they know

Ayer's Hair Vigor checks

falling of the hair, restores

color to gray hair, and makes

the hair grow. Then why

"A few years ago my hair got very dry and I could pull it right out by the handful. After using a few bottles of Ayer's Hair Vigor I got relief. My hair stopped falling and I received a new head of hair." -- Mrs. G. Harrer,

\$1.00. All druggists. J. C. AYER CO., Lowell, Mans.

arts and Japanese ideals upon modern aestheticism. Ito Himatsu is known in New York as a dealer in objects of

Japanese Prisoners at Tomsk.

don't you use it?

Milwaukee, Wis.

Japanese art.

GREEN RIVER FLOOD COSTS TWO LIVES Frank Woodruff and William

Eubanks, Range Riders, Are Drowned.

PERISH WHILE FORDING STREAM

Tributaries Are Unusually High, Many Being Out of Their Banks.

Green River, Wyo., June 1 .-- Floods in the Green river and tributaries have cost at least two lives and much damage to property. A messenger has just arrived here with news from the inundated district. It is his opinion that the death list may be greatly increased when complete reports come in. The known dead are:

Frank Woodruff, range rider.

William Eubanks, range rider, Woodruff was foreman of the Circle Cattle outfit and was drowned while fording Silve Creek, a tributary of Green river. His horse was swept from Green river. His norse was swept from its feet and rolled over on him, fractur-ing his skull and rendering him insen-capable of making a fight for life. His body was recovered. Eubanks was drowned in Green river while running a bunch of horses through the stream near Barnes postoffice. His body and that of his horse were swept away and have nor been recovered.

have not been recovered. All the streams of that section are out All the streams of that section are out of their banks and the lowlands are flooded. The Green river, Big Piney, East Fork, New Fork, Ham's Fork, Silver creek and South Fork are ex-ceptionally high. As there are no builden arrays these streams above this bridges across these streams above this place and the fords are impassable, communication with interior settle-ments is cut off. It is not expected that the damage done by high water can be

estimated with accuracy for weeks. A TERRIFIC FLOOD.

Cheyenne, Wyo., June 1.—Word has just reached this city of a terrific flood which swept down the valley of Horse creek, 30 miles north of Cheyenne, yesterday afternoon. The flood followed a tremendous fall of rain about the headwaters of the creek and within a short time the creek was transformed into a torrent from 200 yards to haif a mile in width. It is said that the dam-age to ranch property will be immense. There is no report of loss of life.

It is reported that the Colorado & Southern bridge across Horse creek was washed away, but the rumor can-not be confirmed.

Large Donation for Columbia. New York, June 1.--A large sum of money will be donated in the near fu-ture to Columbia university by Adloph Lewischn, the well known capitalist. The exact sum is not yet known, It has been learned that the fund is to be used for the education of those with-

out opportunity to secure learning for which they have shown themselves fit-Mr. Lewisohn has been much inter-ested in the efforts of the youth of the Hebrew quarters on the east side to gain Hebrew quarters on the east side to gain an education and it is said his gift is designed primarily to ald those of that section of the city who have natural talent but have not had the opportunity to develop it. The gift, however, will not be made for the use of any one race. Several large donations already have been made by diorh Lindenkie to the

St. Petersburg, June 1,-Advices re-ceived by mail from Tomsk, Western Siberis, report the arrival there of a detachment of Japanese prisoner con-sisting of 28 officers and 180 men the majority of whom are sailors. All were in good health. The officers were sent to the officers' club while men are quartered in a riding school quartered in a riding school. A food allowance has been granted the officers of \$25 to \$62.50 monthly while the enlisted men receive eight cents daily. Workmen have reached Lake Baikal to construct wireless telegraph stations for communication across that body of water. N. Y. New Building Ordinance. New York, June 1.—A new building ordinance has been adopted by the board of aldermen. It is designed to prevent such disasters as the collapse a few months ago of the Hotel Dar-lington, entailing the loss of nearly a score of lives. The new regulation

gives the superintendent of buildings power to enforce his orders. When the Darlington collapsed, inspectors of the buildings department said they had filed the necessary "violations" against the building, but that the contractors paid no particular attention to them. The new ordinance empowers the superintendent, without the formality of applying to the court for an order, immediately to stop work on a building when conditions warrant such a stoppage.

GARRISON AT WONSON.

Fears Entertained for Japanese One Stationed There.

New York, June 1.-Fears are enter-tained here for the safety of the Japan ese garrison and settlement at Wonson, as Russian cavalry is reported south of Ham-Heung, says a Herald dispatch from Seoul. Reinforcements are being sent to Wonson from Ham-Heung and Ping Yang.

Fing tang. Reinforcements sent to the latter point and Anju have reduced the strength of the local garrison to about 2,000 which is considered sufficient, as any Russian approach by way of the and reast against Seoul would be speedily known through the numerous small Japanese squads located in every village to the north and east. The squads also can be used to reinforce

No local disturbancs are feared the Korean court being dominated by Jap anese influence. Attempts to persuad

the emperor to remove his residence to the east palace are thus far futile. Memories of the riots of 1894 are still strong in the imperial mind.

SUSAN P. FOWLER TO WED. Lady is Eighty Years Old and an

Original Dress Reformer. New York, June 1 .- Great surprise has been caused in Vineland, N. J. by the wedding announcement of Miss Susan P. Fowler, one of the original dress reformers of the country. She

s now over 80 years old. Miss Fowler has conducted a farm near Vineland more than 40 years and never would have a man about the

place until last fall when she concluded

place until last fall when she concluded her farming days were over and ad-vertised for help. George E. Fowler of Lemoille, Minn., applied for the job and then proposed marriage. After a long correspondence he was accepted and the wedding was set for the latter part of this month. Miss Fowler taught school in her native town. Amesbury, Mass., until she was 28 years old. She espoused the cause of dress reform when it was

cause of dress reform when it was original in the Onelda community, N. Y., and has worn the bloomer garb more than half a century.

Only one remedy in the world that will at once stop itchiness of the skin in any part of the body; Doan's Oint-ment. At any drug store, 50 cents.

CHILD'S KID SHOES,

SIZES 5 TO 8. LACE OR

BUTTON, S5c VALUES. CUT

65 cents

\$15 to 11, lace only, \$1.15 VALUES, CUT PRICE-

85 cents.

Ladies Kid Shoes, LACE

ONLY, ALL SIZES. GOOD

VALUES, at \$1.75, CUT

\$1.35.

Monday Tuesday

CHILD KID SHOES, sizes

PRICES-

PRICE-

ESTABLISHED 1864

ONE PRICE TO ALL & NEVER UNDERSOLD

na a da a parte da a conferencia da cara da contra da cara da contra contra contra contra contra da contra da 👔

OUR SHOE DEPT.

1200000

For Infants and Children. The Kind You Have Always Bought Bears the Chart H. Flitchers

have decided to send two (2) boxes to all who answer this advertisement and send us \$1.00. All packages are sent in plain wrapper, postage-prepaid. FREE A sample box-just enough to of Dr. Charles Flesh Food-will be sent free for to cents, which pays for cest of mailing. We will also send you our li-lustrated book, "Art of Massage," which contains all the proper movements for massaging the face, neck and arms, and full directions for developing the bust. Address

We Take As Much Care

In the preparation of a glass of soda water as we do in placing the proper drugs in a prescription. Purity and quality are the first things to be thought of, and we know the ingredients in every glass of our soda water. Nothing but the purest fruit juices used, and we make our own ice cream. Always enough people to wait on you and no matter what you order, it is the best in the city.

Schramm's, WHERE THE CARS STOP





Misses' Kid Shoes, sizes 11%

to 2, Lace only, \$1.35 VALUES,

95 cents.

SHOES, Sizes 9 to 13, EVERY

PAIR WARRANTED. REG-

\$1.35.

Ladies' Good Kid Shoes

Light or Heavy soles. OUR

LEADER AT \$2.25. CUT

\$1.95.

Saturda Sunday

ULAR \$1.65, CUT PRICE-

BOYS' EXTRA GOOD

CUT PRICE-

PRICE-

It Pays to Buy Shoes at Auerbachs.



THE IMMATURE BUST

and contour, lost through sick On Sale Department Stores and Druggists,

SPECIAL OFFER The regular price Flesh Food is \$1.00 a hox, but to intu uce it into thousands of new homes ave decided to send two (2) hoxes to the answer this advertisement and

DR. CHARLES CO., 108 Fulton St., New York,

BOISE IRRIGATION CASE.

Customers of Corporation Mustn't Suffer for its Lack of Foresight.

Suffer for its Lack of Foresight. San Francisco, May 31.—Circuit Judge Ross, in affirming the decision at the circuit for the district of Idaho is the case of the Boise City Irrigation & Lad company against W. A. Ciark, James Larkins and George Gumbert. The case in appeal was brought by the irrigation company to force the county commissioners to annul the maximum water rate they had estab-land. The dompany had established an extensive irrigation plant, anticipat-ing a more rapid settlement of its dis-tivit than materialized. It felt forced to charge high rates to reimburse itself on the outlay, and objected to the re-strictions settled by the commission-tre.

The court decided that no more than the rate established by the commis-sioners may be charged by the com-pany,

ARRESTED FOR MURDER.

Albert S. Meade Admits Killing Sam Ricker.

Leadville, Colo., May 31.-Albert S. Leadville. Colo., May 31.—Albert S. Meade, who is wanted on the charge of murder, was arrested at Arkansas Junction today. Meade admitted kill-ing Sam Ricker at Spring Gulch, Pit-kin county, last Saturday evening. Two other men were wounded, one probably fatally, in the fight in which Ricker was killed. Meade is 19 years old and came to Colorado from Virginia with a party of strike breakers, who went to Spring Guich several months ago.

Statistics on Life Policies.

Satisfics on Life Policies. New York June 1.—Statistics compiled by an insurance journal here show that the American people are tak s g out life policies at the rate of 8,000,000 a day. In the past year all the companies com-here have puld out claims amounting to \$355,350,000. The aggregate payment to beneficiaries, including annuities, etc., was \$346,463,700. There are now in type in this city alone policies aggre-sating two and one-quarter billions of collars.

FOREST RANGERS.

Prest. Says They Are Not to be Regarded as Senatorial Patronage.

Washington, May 31.—President Roosevelt has written a letter to Secy. Hitchcock declaring that appointments in the forestry service are not to be re. Rated as senatorial patronage. It is to be the policy hereafter to fill vacancies whenever possible by promoting head

Killed by a Cave-in.

Butte, Mont., May 21.-In a cave-in on the 2,003-foot level of the Moun-tain Con mine tonight Peter Gobe was tain Con mine tonight Peter Gobe was killed and Steve Gorshe was seriously injured. The men were buried for about half an hour, and Gobe died shortly after being taken to a hospital. They were both young men, but had been employed at the mine for some

The cave was caused by a slide of The cave was caused by a snoe of earth from the hanging wall. The man who was killed was not married and had no relatives here so far as known. He was badly mangled and death was evidently caused by suffocation and in-ternal infinites. ternal infuries.

Anti-Hearst Delegates Selected.

Toledo, O., May 31 .- The Ninth Ohic district congressional convention was held here today. Anti-Hearst delegates were selected to the national convention, and the convention recessed un-til after the national convention when a candidate for Congress will be nominated.



Pitchblend costs eight dollars a ton.

The Radium particles in it are worth eight million dollars a pound. Why?

Because pure Radium works wonders that nothing else will work.

"FORCE" costs more than the run of breakfast foods because of the pains I take to make it pure.

But it's worth the difference.



educational alliance an dred institutions while his brother Leonard gave \$50,000 two years ago for the building of a Hebrew theological seminary for the Columbia university

James Mitchell's Bond Forfeited

New York, June 1 .- James Mitchell, allas Michaels, alias Barrett, alias Wells, who was arrested here last week and who is alleged to be wanted for wholesale swindling operations in this city and Denver, Philadelphia, St. Louis and Chicago, has failed to appear for hearing and his bail of \$1,000 was declared forfeited. According to the police Mitchell oper-ated by representing himself as a mem-ber of the Joplin Dry Goods company of Denver, Colo.

Poisoned Water Victims.

Las Vegas, N. M., June 1 .- Higinio Martinez and Simon Garcia, ranchmen of Sanchez county, are dead, making in all, seven victims thus far of the poisoned water barrel in use at the Ta-foya home Martinez and Garcia foya home. Martinez and Garcia, while attending court here, stopped at the home of the Tafoyas. They did not drink of the water stored in the barrel, which had once been used for mixing chemicals, but partook of food cocked in the water. cooked in the water.

New York Inter-Borongh Ry.

New York, June 1 .- The Inter-Borough company, controlling the sub-way and holding under lease the Manhattan and holding under lease the Manhattan Elevated railroad system, has, accord-ing to the American, secured control of the Putnam and New York railroad, by purchase from the New York Cen-tral. This adds 58 miles of road to the lines of the Inter-Borough system. The amount of money involved has to be learned, but it is understood to carry an absolute majority of the Putnam's

a mount of money involved has to be learned, but it is understood to carry an absolute majority of the Putnam's \$6,500,000 stock issue. There is also a funded debt of \$5,200,000, which was guaranteed by the New York Central. This, too, is taken over. Work will begin at once to install the third rail system, replacing the locomotives now in use and enabling the running of electric trains from the Battery to Yonkers," covering a large area of suburban residence property north of the Harlem river. The Putnam line owns the elevated system at Eleventh street. Connec-tion with the subway will be established near Van Cortlandt Park, thus utilizing the Putnam as a feeder for both the underground and elevated lines. The Putnam railroad was secured by

The Putnam railroad was secured by the New York Central in 1896 after a sharp skirmish with another line de-sirous of entering Manhatian over its

track.

A PATRIOTIC JAPANESE.

Give His Country a Big Sum.

Chicago, June 1.—Ito Himatsu, a Japanese merchant of New York, has arrived in Chicago with a common split leather value containing \$120,000 in United States money, which he will give to the mikado to help defeat Rus-sia. The cash is all in United States gold notes and bank bills.

Ito Himatsu expects to sail from Sail Francisco on June 11. He is a recog-nized authority in America on Japanese art and his discourses at Chatauquan assemblies for the last five years have been the subject of many written dis-quisitions on the influence of Japanese





stops irregularities, strengthens the urinary organs and builds up the worn-out tissues of the kidneys so they will perform their functions properly. Healthy kid-neys strain out the impurities from the blood as it passes through them. Diseased kidneys do not, and the poisonous waste matter is carried by the circulation to every part of the body, causing dizziness, backache, stomach trouble, sluggish liver, irregular heart action, etc.

If you have any signs of Kidney or Bladder trouble commence taking FOLEY'S KIDNEY CURE at once, as it will cure a slight disorder in a few days and prevent a fatal malady. It is pleasant to take and benefits the whole system.

How to Find Out.

You can easily determine if your kidneys are out of order by setting aside for 24 hours a bottle of the urine passed upon arising. If upon examination it is cloudy or milky or has a brick-dust sediment or small particles float about in it. your kidneys are diseased, and FOLEY'S KIDNEY CURE should be taken at once.

G. B. Burhans Testifies After Four Years.

G. B. Burhans of Carlisle Center. N. Y., writes: G. B. Burhass of Carlisle Center, N. Y., writes: "About four years ago I wrote you stating that I had been entirely cured of a severe kidney trouble by taking less than two bottles of Foley's Kidney Cure. It cutterly stopped the brick-dust sediment and pain and symptoms of kidney disease disappeared. I am giad to say that I have never had a return of say of those symp-toms during the four years that have elapsed, and I am evidently cured to stay cured, and heardly recommend Foley's Kidney Oure to any one suffactor from kidney or bladder trouble." Two Sizes, EOO and 100.





Wednesd Thurs

10c a Day Buys A Buck Range

Well yesterday was a record breaker and it was only the beginning of the greatest event in Salt Lake merchandising. It was the first day of the great Buck range sale. Remember that for \$3.50 down and 10c a day we sell you a Buck Steel range. Arrange to come, in today about this.

FREED FURNITURE AND CARPET CO.,

The Home Providers.



Shoe Co.,

258 So. Main Street.

The large number of our friends and customers whom we were unable to serve last week, are invited to take advantage of the genuine shoe values we will offer in this sale.

water of the local division in

SEE OUR WINDOW and SEE WHAT YOU SAVE.



make 4 in the ordinary course of business; but-there's interest to business, but-there's interest to be considered if part of your earnings is left with us for safe investment. Then there's an-other story which will make 3 and 2 equal 5 in time. Want to know how it's done? Ask hero, please, and you will be told cheerfully.

UTAH COMMERCIAL & SAVINGS BANK. 22-24 East First South Street.



Ito Himatsu, N. Y. Merchant, will

The money was deposited here with a trust company on the advice of the local Japanese consul. Ito Himatsu expects to sail from San