# CASE OF DELIBERATE SUICIDE OR MURDER

Nan Patterson is Either Gutity of Murder in the First Degree Or Not At All.

HER COUNSEL SO SAID TO JURY

During His Five-Hours Argument Defendant Faced Men Who Are to Decide Her Fate Without Flinching.

New York, May 1 .-- "This case is one of deliberate murder or suicide. There can be no manslaughter about it. There should be no compromise verdict. She is either guilty of murder in the first degree or not at all."

With these words Abraham Levy, counsel for Nan Patterson, brought to a close this afternoon his five-hour argument in defense of the former chorus girl, charged with the murder of Caesar

Young. During the long argument Miss Patterson faced the jury unflinchingly. The courtroom was crowded, most of the attendance being women, who strugattendance being women, who struggled to get a look at the defendant. At one time during the afternoon the judge was compelled to stop Mr. Levy while court officers expelled from the courtroom women who persisted in discussing the case in audible tones, to the amoyance of all those present.

Mr. Levy reviewed all the testimony in detail and declared not a word had been introduced which showed any purpose on the part of Miss Patterson or her brother-in-law and sister, Mr. and Mrs. J. Morgan Smith, to threaten the life of Caesar Young.

ife of Caesar Young.

The suicide theory was strongly emphasized by Mr. Levy, who contended that the powder stains on Young's fingers proved that he had shot himself. Mr. Levy scouted the idea that a girl would be able to make such an assault

on a trained athlete like Young,
He also ridiculed the idea that Miss
Patterson should have chosen a crowded public street as a place for murder, when she had so many opportunities to strack Young where there would have been little danger of detection. Asst. Dist. Atty. Rand will close for the people, and it is possible the case

ill go to the jury tomorrow afternoon. Mr. Levy argued that Nan Patterson Mr. Levy argued that Nan Patterson was a victim of her own weakness and the blandishments of Caesar Young. It was admitted that she was the mistress of Young, he said, but before that she had been true to her husband and she was as loyal to Young as if she had truly been his wife. Young was the master; she the weakling. He would have the jury not accept the letter written to Leslie Coggins as showing that ien to Leslie Coggins as showing that she was disloyal to Young. The letter was not dated, and the only

The letter was not dated, and the only way to fix the time it was written was to go back to when Miss Patterson was in a California hospital, before Caesar Young came into her life.

It had been shown by the prosecution, he said, that Young saw the Coggins letter last May, but there are at least three letters in the case which were written by Young to Miss Patterson after that time. He asked the jury to good the same than the case which were written by Young to Miss Patterson after that time. read them and to determine whether they were written to the woman whom the writer wished to get away from.

"These letters were signed 'all love,'" he said, 'and in them we have a voice from the dead, indicating that this married man was pursuing this girl, instead of her pursuing him."

Mr. Levy then took up the witnesses, one by one, after classifying them under three heads—official, interested and disinterested.

He called their attention to what he termed discrepancies in the testimony of Policeman Junior and William Stern,

of Policeman Junier and William Stern, who, he said, saw practically the same things, but in a different way.

It was 6 o'clock when Mr. Levy, who had spoken in all over five hours, concluded his address. During his long talk Nan kept her eyes on the jury, watching the effect of Mr. Levy's argument, which may decide her fate. When adjournment was announced Miss Patterson walked back to the prison with a terson walked back to the prison with a steady step. She made no comment on te day's proceedings.
The district attorney's office is mak-

ing a thorough investigation of a story as to the suppression of certain evi-dence in the case. A number of withesses have been subpoensed, and affi-daylts will be taken from them at the conclusion of the trial.

#### MILLER PLEADS GUILTY. To Conspiracy to Defraud Govern. ment of Land.

Portland, May 1,-Henry W. Miller Indicted Jan. 31, by the late federal grand jury, in conjunction with his pariner, Frank E. Kineart, Martin G. Hogue and Charles Nickell, for conspirately under acy under section 5,440, to defraud the government out of a portion of its public land, pleaded guilty to the offense in the United States district court to-

Rentence was suspended by Judge Bellinger, bail being reduced in the meantime from \$4,000 to \$2,000, which was furnished this afternoon.

## PANAMA LOTTERY.

Agent for it Denied a Review by U. S. Supreme Court.

Washington, May 1.—The petition of Oil Nifon, the Chinese agent in the isthmian canal zone for the Panama Lottery company, for a review of his case, was today denied by the supreme court of the United States.

Nifon contended that his concessions anistated the treaty between the United States and Panama, and, therefore the courts of the zone were without jurisdiction in the matter. He was prosecuted for violation of the anti-lottery laws, and sought to escape through a writ of habeas corpus.

### Defaulter Smith Unlocated.

San Francisco, May 1.—No positive elew to the whereabouts of former Tax Collector Smith has yet been obtained, either by the police or the private detectives who are working on the case. While the officers are strongly inclined to the belief that he is in Honolulu or



you are sickly and run down it is the medi-cine you need. yapepsia. ostiveness.

TEA Moneyback: tea insur-

ance: free insurance: costs you nothing: costs nobody anything.

Your grocer returns your money if you don't like Schilling's Best.

on the way there, they declare that they are not positive. Confidence is expressed, however, that the defaulter soon will be located.

Judge Cabaniss today continued un-til next Thursday the hearing of the charges against James H. Smith and John R. Smith, accused of breaking the camera of a newspaper artist, who photographed them after being warned

#### DEFICIT FOR APRIL OVER NINE MILLION DOLLARS

Washington, May 1.-The monthly comparative statement of the governcomparative statement of the government receipts and expenditures shows that for the month of April, 1905, the total receipts were \$38,778,181, and the expenditures \$45,959,600; leaving a deficit for the month of \$9,211,419. As compared with April, 1904, the receipts last month show a falling off of \$1,751,240, and the expenditures an increase of \$1,979,836, making a difference for the month of \$5,730,576. For the 10 months of the present fiscal year the deficit is \$33,689,557.

#### PROHIBITION IN KANSAS. Gov. Hoch is Determined to En-

force Law on Subject.

Topeka, Kan., May 1.—Today was the twenty-fifth anniversary of the prohibitory law in Kansus. Gov. Hoch expected to signalize the day by a definite announcement as to his policy regarding the better enforcement of the law. He has not completed his plans, however, and defers the announcement until later. Asked if he would use all the power of his office to enforce the prohibitory law, Gov. Hock said:
"Of course I will, What did I take the oath of office for? I shall undertake the enforcement of the phohibitory law just as I would the enforcement of any other law."

#### COUNTESS ARRESTED. She Was Charged With Stealing

Clothing. New York, May 1.—The woman who calls herself a countess, and says her family name is De Salmo, and who was arrested in this city yesterday, charged with the larceny of clothing from the home of William Siater of Washington, was taken to Washington today. She consented to go without arraignment or extradition. The police say she is the Baroness wito de Vorte St. George. She was taken to a United States commissioner's office to be araigned at the request of a detective, and fainted while waiting. New York, May 1.-The woman who

waiting.
After she regained consciousness and After she regained consciousness and while standing rear a window she made a move that was regarded as an attempt to jump from the window, but was restrained by her husband. She then consented to go to Washington, D. C., in the custody of a detective.

#### FIGHT WITH YAQUIS. Mexican Major Killed, Several

Soldiers Wounded.

El Paso, Tex., May 1.—A letter received here today from Potan, Sonors, between Guaymas and Hermosello, tells of an encounter between Mexican troops and Yaquis, in which a Mexican major was killed and many soldiers wounded. The Yaquis escaped.

The letter says that one Mexican officer, who deserted his soldiers when the major fell, was ordered shot for cowardice. The letter states further that frequent brushes occur at Potan and thereabouts with the Indians.

## MAE WOOD'S CASE.

No Summons for Secy. Lock Filed With gheriff.

Omaha, May 1.—No summons has been filed with Sheriff Power in the Mae Wood suit against Secy. William Loeb, former Postmaster-Gen. Wynne and J. Martin Miller, for \$55,000 dam-

Miss Wood has stated that she will now await developments in the matter. She said that her idea of filing the suit she said that her idea or filing the suit in this city was to secure service on Secy. Loch when he shall pass through the city next week. No action has been taken thus far, however, to place a summons in official hands to be exe-

#### No May Day Strikes.

New York, May I.—May day strikes here will be lacking this year in the building trades, but before the week ends 30,000 to \$5,000 men may quit work in various vocations in hope of forcing

on increased wage.

About 25,000 members of the Rockmen and Excavators' union, which
made demands on the Contractors'
Protective association March 20 for a new wage scale and recognition of the union, have not received what they consider a satisfactory reply. They are now considering the advisability of or-dering a general strike. Hoisters and drillers will stand by them if they cutt.

quit,
A strike of 1,000 truckmen is expected this week in the downntown warehouse districts. The owners have carefully piepared to meet the contingency and continue their business.

Garment workers on the East Side are preparing for a general strike in July for recognition of the unions and a new wage scale. The largest of these organizations is the Cloakmakers' union, which has a membership of between 11,000 and 12,000 in New York.

# Sewing Machine Works Burned.

Providence, R. I., May 1.—Fire today at the works of the Household Sewing Machine company entailed a loss estimated to be at least \$160,000. The plant is owned by the Siegel-Cooper company of New York.

#### Supplies for Panama Canal.

Chicage, May 1.—John F. Wallace, chief engineer of the Papama canal, said today to officials o fthe Illinois Central railroad that an order would be issued stating that hereafter all dehe issued stating that hereafter all de-liveries of shipments from this country would be at Colon. This order, it is said, will open the door to western and southern manufacturers, enabling them to enter into competition for the supplies needed in the canal zone. This order regarding delivery will make New Orleans a shipping point, and freight and passenger rates to the isthmus via New Orleans would be on a parity with those from New York.

#### He Will be Hanged.

Helena, Mont. May 1.—A special to the Record from White Sulphur Springs, the county seat of Meagher county says Herbert H. Metzger, who will be hanged Friday for the murder of Homer Ward, is passing his last days reading and smoking and apparently will maintain his nerve to the end. Sheriff Williams expects to carry out the mandate of the court

#### about 5 p. m., delaying the execution that late in the day to allow officers from other parts of the state to arrive. A BOATING ACCIDENT. One Drowned, Five Having Narrow Escape.

Los Angeles, Cal., May 1.—Joseph Zimmerman, 24 years of age, a well-known florist of Ocean Park, recently from Pittsburg, Pa., has lost his life, and a party of five prominent people who acompanied him have narrowly eacaped death from drowning through the capsizing of a small sail boat at San Pedro. The boat when a considerable distance off shore was struck by a sudden squall and capsized. Zimmer. a sudden squall and capsized. Zimmerman attempted to swim to land but
sank before he reached it. The other
members of the party, Mrs. Anna Lowe
and her daughter, Miss Irene Lowe of
Los Angeles, Miss Edith Baxter of
Denver, and Ernest Conrey and James
Pennie of Washington, D. C., succeeded in saving themselves by clinging to
the overturned boat, and were rescued by a steam launch which chanced
to sight their wrecked craft. Miss cued by a steam launch which chanced to sight their wrecked craft. Miss Irene Lowe, who is a strong swimmer, kept her mother afloat until they could reach the boat after the accident occurred. Miss Baxter was saved by the two young men of the party.

Mrs. Lowe, who is the former wife of a well-known mining engineer and capitalist of Denver, by that name, is ill as a result of her experiences, but no perious consequences are apprehend.

no serious consequences are apprehend

The body of Zimmerman has not been recovered.

#### Jay Gould Mine Sold.

Helena, Mont., May 1.—The famous old Jay Gould mine, 15 miles from here, has been sold to the Standard Oil company for \$75,000. The Jay Gould in its day was one of the richest gold producers in the state. Years ago the vein pinched out and the mine was closed down. In development work resembly presently attended the lost lead was prosecuted the lost lead was

#### Counterfeiters Plead Guilty.

Boise, Ida., May 1.—W. H. Miller and Frank Shea pleaded guilty in the United States court today to a charge of counterfeiting, and Judge Beatty sentenced them each to three years in the Idaho penitentiary. The men were caught at Minldoka some weeks ago. A third member of the gang escaped and has not been captured. A third member of the and has not been captured.

# Owner of Globe-Democrat Dies.

St. Louis, May 1.—Miss Ellen J. Mc-Kee of this city, owner of a controll-ing interest in the Globe-Democrat, which she inherited from her father, its founder, died at Asheville, N. C., aged 42 years.

Prairie Fire in Montana. Great Falls, Mont., May 1.—Prairie fires in Valley county, in northern Montana, have been raging for several days, according to reports received from there today and more than 200 square miles suffered heavy loss as a result. Many buildings and fences were hursed.

Most of the ranchers only saved their

CENTS PER

DAY

secures a set delivered in

BINDING

Unique Buckram.

140 ILLUSTRATIONS.

64 DELICATE CAR-BON PRINTS.

Half Persian Morocco.

tion charges paid.

10 VOLUMES,

10 VOLUMES,

4,500 PAGES,

your home; all transporta-

# 2 Delicate, Tender 2 and Fragrant

Is more delicate, has a finer aroma and a far more deliclous flavor than the average tea, because it is the choicest pickings of the young buds [25] and leaves. Ask for the package with the T

Imported and packed only by M. J. BRANDENSTEIN & CO. SAN FRANCISCO 

homes by plowing furrows around them Several narrow escapes are reported.

The fire is now practically out, having burned to the edges of the mountains one one side and the river on the other.

#### Santa Fe Will Pay Rebates.

Topeka, Kas., May 1.—According to the testimony in a suit filed today in the Kansas supreme court, the Santa Fe railroad has agreed to pay rebates of \$5 a car to the Anthony Wholesa Grocery company, in consideration of which the grocery company was to put in its own sidetrack. The agreement for rebates was to continue two years, or until the company had received a sufficient sum to reimburse it for the amount expended on the construction of the sidetrack.

#### Saw no Game.

Glenwood Springs, Colo., May 1,--President Roosevelt and members of his hunting party were in the saddle from 8 a. m. until 4:30 o'clock today, returning without a pelt of any kind or even seeing any game. Seey, Loeb reached the camp at 2 p. m. and expects to return tomorrow. The hunters will not occupy their old camp on the East Divide creek until tomorrow, as the president desired to await Mr. Loeb's arrival in the present quarters on the West Divide. New bear tracks in great number have been reported near the Pennie ranch on the East Divide, where luck went against the vide, where luck went against the campers when they started out.

## Anaconda Man Electrocuted.

Anaconda, Mont., May 1.—Jesse Day, aged 26, an electrician, was electrocuted this afternoon at the top of a 30-foot pole by grasping a live wire. Two thousand volts passed through his body,

and he hung from a cross-bar of the pole several minutes before being noiced by passers-by.

#### Dredgers on a Strike.

Chicago, May 1.—Six hundred mer employed by the Chicago & Great West ern company went out on strike today for eight hours' work and 10 hours' pay, The men operate dredging and pileiriving machinery,

#### Boy Probably Suicided.

Bellingham, Wash. May 1.—The remains of Peter Solburg, an 18 year old boy, missing from home two weeks, were found in the woods near Lake Whatcem today, with his head blown off, from a gun discharge. It is an syddent case of succident statements. evident case of suicide, although no metive is known.

#### Italy Buys a Painting.

Venice, May 1.—The painting of "The Man of the Mantle," by Gari Melchers, the American artist, has been purchased by the Italian government for the art gallery at Rome

#### Railroad Man Fatally Shot.

Billings, Mont., May 1.—Word has been received of the fatal shooting at Custer today of Jack Stone, a well known railroad man. Stone walked some distance after the shooting. He said he attempted to enter a woman's house when a man he did not know shot him. He said he could recognize his assailant.

#### Deleasse Will Dine Porter,

Parls, May 1 .- Former Minister Del-Paris, May 1.—Former Minister Del-chase will give a dinner to Gen. Porter on May 12, and the American colony will give him an elaborate reception and dinner on May 17. After that Gen. Porter will make an automoble tour of Switzerland, returning here for the ex-tensive military and payal honors which the French government will acwhen the body is taken to America. Gen. Porter is now preparing his of-ficial report on the recovery of the body, Gen. Porter's talk with King Edward last night was particularly cordial. He sat in the second seat from the king and sat in the second seat from the king and kept up a convergation with him and the wife of the Spanish ambassador, who sat between them. After the dinner the king invited Gen. Porter to sit down in the smoking room, where they talked for some time about his majosty's visit to the United States when he was Prince of Wales. The king made name agreement about a visit in the convergence of wales. nany agreeable remarks about his visit to America.

#### NOTHING LIKE LEATHER.

One-half to One-Third Off.

All our Leather Goods for two weeks, Ladies' Wrist Bags (very latest styles), Purses, Card Cases, Bill Books, Letter Cases, Wallets, Ladies' Writing Sets, Portfolios, Music Rolls, Visiting Lists, Traveling Cases, Collar and Cuff Sets, Desk Pads, Etc. In fact, every Nov-city in Leather. elty in Leather.
DESERET NEWS BOOK STORE.

They Are Going Fast!

The Introductory Sets of "Modern Achievement" are being subscribed for very rapidly.

This goes to show that the readers of the "News" are lovers of good books, and that they fully appreciate the efforts of their Home Paper to supply them with the best literature in print at COST, thereby saving them the middleman and book agent's commission.

IF YOU ARE A BUSY MAN OR WOMAN

with little time and no inclination to labor over dry-as-dust books, but want to know more about the successful men and women of the world of today and their achievements; if you want evening after evening of entertainment and profit, CUTT OFF THE COUPON AND MAIL TODAY.

IF YOU ARE A WIDE-AWAKE MAN OR WOMAN, STUDENT OR SCHOLAR, and would like to be entertained while you get just that knowledge which will help you most throughout your life, MAIL US THE COUPON NOW, BEFORE IT SLIPS YOUR MIND.

A SPLENDID OPPORTUNITY FOR YOU.

Here is the substance of a college education for only 10 cents per day. Here is something that you cannot afford to be without. It is offered in such a way that you can afford to get it.

THE EDUCATIONAL VALUE OF THIS LIBRARY

The keynote of the work is helpfulness. Its educational value is great because it teaches how to observe and how to think. It will give you not only facts and information, but the breadth of view that will show you the possibilities in things. It is not a child's book, nor is it a tedious work, filled with dry, forbidding essays and sermons. It is interesting, and it carries the fresh imprint of the twentieth century on every one of its pages. It does not put the reader back into the dead past—it lifts him forward into the live present and future.

EDWARD EVERETT HALE, Editor-in-Chief.

6 Main St., Salt Lake City.



Better than champagne Costs no more

Aroma-tight tins. Never in bulk.

J. A. Folger & Co. Established in 1850

#### LABOR DAY IN FRANCE.

Disorderly Manifestations Appeared in Some Towns.

May 1 .- Labor day was served throughout France. The trades inions of Paris held a monster meeting and adopted resolutions in favor of an eight-haur day. Disorderly mani-festations occurred at Brest and St. Etlenne, where the streetears were stopped, but no serious incidents were

Later it is announced that the demonstration et Toulon has assumed threatening aspect. Anarchists marched in a processian, carrying a red fing, chanting a revolutionary hymn and bearing a bannar inscribed: "Remem-ber the Victims of Capital at Chicago, Limoges and Martinique."

An affray occurred in front of the naval arsenal during which several workmen were slightly injured.

Warning. You cannot have good health unless your kidneys are sound, for the kidneys filter the blood of impurities which otherwise act as irritating poisons and break down the deleate organs of the body and can'te serious trouble. If you have kidney or bladder trouble and do not use Foley's Kidney Cure, you will have only yourself to blame for results, as it positively cures all forms of kidney and bladder diseases, Sold by F. J. Hill Drug Co.

#### CONFERENCE PAMPHLET.

75th Annual Conference.

Full and complete proceedings of the

DESERET NEWS BOOK STORE. Salt Lake City.



The watch that will not keep

orrect time is either good for

Phone 65 (either phone) for the

nothing or needs everhauling.

Let us tell you which,



"Thrift is one of the greatest virtues," so they say. Thrifty people generally possess good judgment and can see the importance of Fire Insurance without any lengthy argument. We simply wish to remind

you lest you forget that you are never safe unless your property is protected against fire with a policy in the reliable company,

## **Home Fire Insurance** Co. of Utah. 26 SOUTH MAIN STREET.

# Our New Catalogue

JUST ISSUED.

Mailed Free to Any Address.

#### Deseret News Book Store. 6 Main St. Salt Lake City, Utah.



Shew Window 41 W. Second South.

SUBBLASES





over to us if you want to realize on them. American Mercantile &Reporting Agency, Top Pigor Atlas Block.



Lewis' 98 % Lye,



ewdered and Periumed

(Patented.)

The strongest and purest made. Unlike other Lyes, it is finely powdered, packed in a can having two lids, one easily cut and the other removable for constant use. It will make the best Periumed Hard Soap in 20 minutes without boiling. It is the best for cleaning waste pipes, closets cleaning paints, bottles, barrols, washing trees that killing insects; for engineers and machinists uses; for painters, to remove old paints etc.

PENNSYLVANIA SALT MFG. CO.,

Proprietors, Phila., Pa.



PIONEER UNDERTAKER Utah. Open day and night. Pactor Warerooms No. 28 E. First Sc and one-half blocks east of

# Coupon-Deseret News.

Name.

GENTLEMEN.—Please send me your free book, descriptive circulars, prices and terms of Edward Everett Hale's LIBRARY OF MODERN ACHIEVEMENT, and advise me how I can procure a set introductory discount prices.

Address

DESERET NEWS LIBRARY DEPARTMENT. 423 DESERET NEWS ANNEX, SALT LAKE CITY, UTAH.

# 100

# Read Carefully.

If you accept this offer you will always have in your possession ten of the most instructive and entertaining books ever published in the English language, and they will cost you less than HALF of the regular publishers' prices and you may pay for them at the rate of

> 10 CENTS PER DAY Call, Examine the Complete Work.