

The Case of D. Beynon Davies, Charged With Bounty Frauds, Practically Completed.

GUSTIN GOES AFTER JONES.

#### Says He is An all Round Rascal and Should be Serving Time in the State Prison.

All the evidence has been concluded in the bounty fraud case of the State of Utah against D. Beynon Davies, the arguments are partly made and the case will go to the jury late this afternoon. Attorney F. J. Gustin introduced only one witness for the defense, and that was C. L. Olson, who acted as the official stenographer at the preliminary hearing. Mr. Olson read from his notes the agreement which was entered into between Assistant County Attorney Hanson for the state and Jones, Martin and Hanna wherein the three men agreed to turn state's evidence in the case and take a sentence of six months in the county jail and a fine of \$500 with the provision that they should not be subject to imprisonment for failure to pay the fine and they would not be subject to any further prosecution.

AGREEMENT IGNORED.

When Jones was on the witness stand he denied flatly that there was any such agreement entered into, but the stenographer was called today and read the entire agreement to the jury over the protest of Dist. Attorney Loofover the protest of Dist, Altorney Loof-bourow, whose objections were overrul-ed by Judge Howell. The agreement was never carried out by the state be-cause Dist. Atty, Loofbourow, at the time the three men pleaded guilty in the district court, refused to recom-mend that they only be given six months in the county jail, and Judge Ritchie, who sentenced them, refused to recognize any such agreement en-Ritchie, who sentenced them, refused to recognize any such agreement en-tered into by the assistant county at-tornoy, and hence he gave the men the maximum penalty of one year in the county jail. When Olson had conclud-ed the reading of the agreement the defence rested its case and the argu-ments were then commenced.

#### OPENING STATEMENT.

Dist, Atty. Loofbourow made a brief opening argument in behalf of state, in which he reviewed the testi-mony in the case and pointed out what he considered the most damaging evi dence against Davies, whom he said was the most guilty one of all the conspirators

#### CALLS JONES A RASCAL.

Atty. Gustin then commenced his ar gument but did not conclude it before the noon recess. An adjournment was taken until 3 o'clock at which time the arguments will be concluded and the court will deliver the instruc-tions and submit the case to the



President Alma D. Chambers of the Weber club, Ogden, sends the follow-ing letter to the editors of the Deseret News:

"The Christmas News is the finest special edition of a newspaper that has ever come under my observation. From the most meritorious and artistic cover to the 116th page it is, to say the least, a superb paper. The artistic taste shown in the make-up is a distinct mark of credit to the foreman and his assistants: the elaborate "write-ups" of the mining, agricultural and com-mercial interests of the states of Utah, Idaho and Nevada, are most praise-worthy, and the press work is peerless. The editorial utterances are high-minded and generous, and exceptional-ly well chosen for the Christmas sea-

Congratulations to the 'News' on is triumphal edition

Its triumphal edition." Eureka.—The Christmas edition of the Deseret News, when received here last Saturday night, created a great surprise to the mining men of Eureka. A few minutes after the trains arrived, the agent's supply at this camp was exhausted. exhausted.

The mining men of this camp are very proud of the way the interest of Tintic district was handled, as to truth

resident J. C. Sullivan of the Raymond mines, says: "The 'News' re-port is very conservative and states exactly the true condition of Tintic, It is a great issue and will help to make a greater Utah."

a greater Utah." President W. D. Myers of the Mc-Kiniey Mining Co., says: "The 'News' has done a great deal to place Tintic district in its true light before the peo-ple of the United States and to show where the great wealth of this great state lies."

Most of the superintendents of the principal mines of the district were interviewed by the "News" representa-tives yesterday and today, and all were more than pleased with the Christmas News, and especially with the manner in which is presented to the people the splendid outlook of this great mining region.



#### Telephone Company Will Open An Exchange at Red Lodge.

Word was received in this city this ment occurred at Mt. Olivet. norning from Heiena, Mont., that the supreme court of the state had just decided in favor of the Rocky Mountain Beil Telephone in the controversy between the municipality of Red Lodge City and the company relative to the establishment of a telephone exchange at that point. The city refused some time ago to allow the local establishment of a toll line and latterly to allow the company to do local business, wishing to discriminate in favor of a local company. The su-preme court decided against the muniical program. cipality in the toll line case, and this morning also against it in the local

exchange case. The Bell company management ordered by wire this noon, a switchboard for the exchange to be

a switchboard for the exchange to be established at Red Lodge. The work for 1905 done by the Bell company was as follows: Underground work, \$51,000; toll lines, \$172,000; ex-hange construction, \$330,000; build-ings and real estate, \$80,000; total, \$642,-000. The gross revenue for the current year increased about \$240,000 over the previous year, or about 25 per cent. The plans for the new year include: For new subscribers in existing ex-

### DESERFT EVENING NEWS: TUESDAY. DECEMBER 19. 1905.

Pressed Steel Car .... Pullman Palace Car Standard Oil ......

per cent.

60 day bills.

Bar silver, 65%.

road bonds, irregular.

DIED.

LOST.

ESTATE.

RAILROAD NEWS. CALIFORNIA The Burlington has some very unique dvertising matter out which is de Joins Utah, Idaho, Wyoming, voted to its crack train No. 6. T. A. John, general agent of the Rock Island at Butte, is numbered among the visitors here today. Colorado, Nevada, Arizona, Montana, Oregon and Canada in B. M. Scott, city ticket agent for the San Pedro at Long Branch, came in from California yesterday. praising HEWLETT'S A. B. Mosley, traveling passenger agent for the Harriman lines at Og-den, has gone to New York for the buldary holldays. H. E. Dunn, traveling passenger agent for the Oregon Short Line, has returned from a trip to his old home at Zanesville, O. of the Oregon Short Line and Assistant General Freight Agent S. V. Derrah of the Denver & Rio Grande have gone to Denver to attend a freight meeting. E. C. Fennesy, superintendent of din-ing car service, and E. B. Crandall, general baggage agent of the Salt Lake Route are here from Los Angeles. PRODUCTS R. K. Brown, divison engineer of the Salt Lake Route, leaves on Thursday with Mrs. Brown for a holiday trip to the old homestead in Pennsylvania. "Sacramento, Cal., Dec, 13, 1905. The dining cars on the Salt Lake Route Christmas day will be appro-priately decorated and each patron Messrs. Hewlett Bros. Co., Salt Lake City, Utah. "Gentlemen---I , received the will be presented with a sprig of holly and mistletoe. goods and am well pleased with V. G. Bogue, chief engineer of the Western Pacific, Charles Harlowe, di-vision engineer at Humbolt, and Chief Engineer E. J. Yard of the Denver & them. Think I will soon need more. I here send you check for same. Yours, etc., Rio Grande, are quartered at the Knutsford. (Signed) "W. M. ELLSWORTH." When the quality is superior, George H. Broadhurst, the wellknown why not by goods made in Utah? alaywright, arrived in Salt Lake yes-erday from Ocean Park, Cal., where he has been for some months past writing a new play for Mr. Frohman, Mr. Broadhurst came in over the Salt IMPRESSIVE OBSEQUIES. Lake Route. Services Held Over The Remains of CLUB ELECTS OFFICERS. Robert H. Officer. At last night's annual election of the The funeral of R. H. Officer was held University club, the following officers from the late residence on Third East treet yesterday afternoon, with a large attendance of sorrowing friends. The attendance of sorrowing friends. The funeral services were conducted by Rev. Dr. W. H. Paden of the First Presbyterian church, and excellent music was furnished by a choir under the direction of Miss Maude Thorne of that church. The Horal offerings were many and elaborate, and the deepest sympathy was expressed for the family thus berefit of a husband and father just when his need was the more strongly appreciated. The inter-ment occurred at Mt. Olivet. future.

LATE LOCALS.

The loss amounts to about \$200,

ond prize

The states of T



Today's local bank clearings amounted to \$891,421.55, as against \$910,093.01 for the same day last year.

A copy of the articles of incorporation of the North Sanpete Bank of Mt. Pleasant was filed in the secretary of state's office today. Its capital stock is \$50,000, divided into shares of the par value of \$100 each. Abram Johnson is president, Peter Sundwall, vice presi-dent; H. C. Baumann, cashler. cross country run is announced at the Y. M. C. A. for New Year's day, at 9 a. m. A gold medal will be the first prize, and a silver medal the sec-

Tomorrow at chapel Hon. James T. Hammond will address the students of the University of Utah, while Prot. Squire Coop will conduct a special mus-The Deseret Savings bank directors met at noon today and declared a 2 per cent regular quarteriy dividend, and an 8 per cent extra dividend, or 10 per cent in all, 'making a distribution for the stockholders of \$10,000. This makes 25 per cent in dividends declared this At 3:55 o'clock this morning, a water tank belonging to the Granite Lumber company, on Twelfth South and Elev-

enth East streets, was burned down. The cause of the blaze is not known. year, by the Deseret Savings bank, or

D. F. Clift was offered yesterday \$4,-600 per front foot for his Clift House property, corner of Third South and Main streets; but he declined to sell. He believes the land will be even more valuable later on. The figure, how-even marks an era in Main street real. Charles Mortensen of Syracuse Da-vis county, reported to the police to-day that when he came from the The-ater last night he was grabbed by two men as he pessed Broadway, pulled ever, marks an era in Main street real-What promised to be "a regular old ty prices.



VICTOR TALKING MACHINE for Christmas Gift is the very best present that you can buy. Sold on terms. Daynes & Romney Piano Company.

26-27 East 1st South ..



jury. Mr. Gustin paid his respects to Jones, whom he said should be in the state prison right now as he is a self-confessed perjurer, thief and all round rascal. The only thing known about these frauds, he said, is what Jones has said and aside from his teswhat timony the state would not know that it had lost one cent on these bounties. The attorney also roundly scored the at-torney for the state because of the agreement entered into with Jones, Martin and Hanna. Such an agree-ment, he said, he had never heard of

#### SHOULD BE TRIED FOR PERJURY

He argued that Jones would do any thing on the face of the earth to con-vict Davies if he knew it would save him from the penitentiary, and that he certainly had a motive for bargaining with the state in regard to his evidence. He thought the district attorney was no doing his duty if he did not try Jones for perjury and send him to the state prison. He urged the jury not to take Davles from his family and send and slime as this man Jones, and es-pecially upon the testimony of such man who had lied repeatedly on the witness stand. He said that Jones could and did testify to more untruths than any man he had ever known, and that, too, without fear of punishment.

#### DAVIES ADMITTED TIPS.

When the court resumed its session yesterday afternoon the evidence of Sheriff Emery in regard to the conver-sation had with Davies in the parlor of the county jail upon his arrest was admitted by the court over the objection of the attorney for the defense. The sheriff then stated that Davies admit-ted that he had received tips from Jones for handling the dirty hides presented

for handling the dirty hides presented for bounty. At the conclusion of the state's evi-dence the attorney for defendant moved that the entire evidence of the state be stricken out and the motion was ar-gued at considerable length and taken under advisement by the court until this morning when the motion was de-nied. The defense then called its only witness and the case was resumed as witness and the case was resumed as stated above.

#### SUIT OVER SOIL.

#### Security Company Wants Mortgagee Restrained From Removing It.

An injunction suit was filed in the An injunction suit was nice in the listrict court today by the Salt Lake Security & Trust company against Geo. W. Huntington et al., to restrain de-fendants from removing sand and soil from the land owned by defendants, but from the land owned by defendants, but which has been mortgaged to plaintiff for the sum of \$500. It is alleged that the land is pasture land and that de-fendants have already hauled away considerable, soil and have damaged the and in the sum of \$250 and will continue a damage it unless restrained from a to damage it unless restrained from so ioing. A restraining order is asked and also damages in the sum named above and attorney's fees in the sum of \$25%.

#### COURT NOTES.

An opluion was handed down in the An open this morning by Judge Marshall in which he granted a new Irlai in the case of Emil S. Rolapp, vs. the First National bank of Ogden.

Carl Madson, plaintiff in a \$25,000 family suit against the United States smelting company for personal injuries received on Nov. 18, 1904, yesterday isked that the case be dismissed before t was submitted to the jury. It had upparently been settled out of court.

Suit for divorce was filed in the dis-trice court today by W. R. Jeppersen gainst Rebecca Jeppersen on the tround of desertion. They were mar-fed in February, 1902, and it is al-eged that defendant deserted plaintiff m Sent, 15, 1904. a Sept. 15, 1904.

The case of Louis A. Dodd against he Utah Consolidated Mining company

into the alley and robbed of \$41, For new subscribers in existing ex-changes, \$400,000; for new toll lines, fashioned" snow storm set in this morn-ing, but it weakened by afternoon, and \$150,000; for additional circuits on ex-isting toll lines, \$120,000; for buildings and improvements, \$150,000; for new the atmosphere remained murky, cloudy and wet. The weather office promises a ontinuance of this weather for the morexchanges, \$75,009; total to be expendrow.

ed. \$895,000 The funeral of Miss Bessle Cook, will The present Salt Lake central stabe held from the Sixth ward meetingtion building will be enlarged by the be held from the sixth ward meeting-house at 2 p. m. tomorrow, Wednesday, The remains may be viewed between the hours of 12 and 1 o'clock tomorrow at the residence of her parents, 577 west addition of two stories on top and an extension of 77 ft. in the rear, making a structure 50 ft wide and 179 ft. deep, entirely fire proof, Fourth South street. Friends invited.

TO CURE A COLD IN ONE DAY. Take LAXATIVE BROMO Quinine Tab-lets, Druggists refund money if it fails to cure, E. W. GROVE'S signature is on each box. 25c. Manager Fisher Harris of the Comnercial club is in receipt of a warm nvitation from the Colorado State Comnercial association at Denver, to attend its annual banquet on the evening of the 6th of January. Mr. Harris will

## PERSONALS.

Mrs. E. M. and Miss Josephine Bottsford are here from Evanston. Miss Althea Wheeler and Miss Anna

Youngberg will spend a month in the east Warren Foster has been made tele-

graph and city editor of the Ogden Ex-Secretary O. I. Cox of the Y. M. C.

A. and wife are off on a two weeks' vacation.

South street saloon yesterday morn-ing. The gun taken from the saloon was found on Joseph. The charge of burglary was booked against these W. S. McCornick will be home from attendance on the New York meetings Thursday men.

Josiah Barnett leaves later in the eek for southern California to spend the holidays.

Dean Eddie of St. Mark's cathedral is in California, and during his absence, Rev. G. C. Hunting will officiate.

The idea of an interstate fair continues to meet with such favor that there seems to be no doubt but that it will be a success, and the directors will devote J. J. Hiller, night clerk of the Kenyon hotel, has accepted a hotel position at Los Angeles, and will shortly remove their energies to pushing the scheme during the coming year. there

Resident Agent Cargo of the West-ington company leaves for Denver this week to spend the holidays with his family

County Commissioner Edwin S. Little of Fremont county, Idaho, and wife are visiting in this city for the holidays, at Mrs. Wallace's on Second West street. oday:

The many friends of Rev. E. L. Goshen will regret to learn that he is quite ill with tonsilitis and confined to his room at the University club.

Dr. and Mrs. A. A. Kerr have gone to Chicago. The doctor will attend the meeting of the Western Surgical and Gynecological society at Kansas City, en route home.

Elder Karl E. Kramer and wife from Milwaukee are in Salt Lake on a visit and staying at Wm. Keysor's. They will leave on a mission to Germany on the third or fourth of January.

J. W. Eccles, brother of David Eccles, and wife are at the Kenyon from Baker City, Or. Mr. Eccles is en-thusiastic over the prospects of the advancement of his section of the country.



indigestion and dyspepsia. Pleasant and economical. Medium size, 25c.; Large, \$1; Pocket, bandsome aluminum C. I. HOOD CO., Lowell, Mass. bonk

The failure of J. R. Walsh in Chicago is being much commented upon in fi-nancial circles in this city; and a for-mer prominent citizen of Illinois de-clares that Mr. Walsh's unfortunate stone quary investment is but another illustration what has been known for some time in Illinois, that no stone quarry investment in that state has ever proved profitable or fortunate. But for the action of the clearing house association in standing up under the stricken bank, there might have been precipitated a run on all the banks in Chicago, so it is claimed here, and then

there would have been a panic.

The members of the state board of equalization returned this morning from speak on his favorite and popular theme of "See America First." Brigham City, where they went in at-tendance on the convention of assessors and members of county boards of equalization. Chairman R. C. Lund of the state board made an excellent talk. The meeting of the incorporators of the Manufacturers and Merchants' association, which was called for tomor-row evening at the Commercial club, and the object of the convention, to con-fer on equalization matters, and further

the work throughout the state of as-sessment work, was ably handled by the has been postponed, on account of the nearness of the holiday season, and the Christmas rush. A new date will be announced in the near future. state chairman and the various county assessors who were present. It was a very profitable meeting. Cache, Weber and Salt Lake counties were well rep-Edwin J. Joseph and W. E. Gorman were arrested today by Officers Rob-erts and Burton on suspicion of being the men who robbed the east First resented.



This afternoon's sales on the mining exchange were:

Carlsa, 1,100 at 23½; 500 at 23 s 30. Daly-Judge, 100 at 7.84; 100 at 7.85; 00 at 7.82; 100 at 7.81. Little Bell, 100 at 4.70; 100 at 4.60 00 at 4.65 The directors of the D. A. & M. society will not meet again until after first of the year, by which time the members 100 at 4.65

May Day, 500 at 10%; 500 at 11. BOSTON STOCK MARKET.

James A. Pollock & Co. furnish the following Boston quotations today:

-----| Bid. | Asked. WEATHER REPORT 
 Bind.
 Asked.

 U. S. Minling.
 \$40 75
 \$41 00

 Bingham Con.
 \$47 75
 \$41 00

 Con. Mercur
 61
 62

 Daly-West
 17 50
 17 75

 North Butte
 \$4 25
 \$4 75

 Vitah Con.
 53 50
 54 00

 Nevada Con.
 11 50
 11 87 ½

 Amalgamated
 98 75
 99 00

 Boston Con.
 26 75
 27 00
 Record at the local office of the weather oureau for the 24 hours ending at 6 a. m. Barometer reading at 6 a. m., 25.461 inches; temperature at 6 a. m., 29 de-grees; maximum, 40; minimum, 22; mean, 31, which is 3 degrees below normal. Precipitation since the first of the month, .18 inch, which is .52 inch below the normal.

NEW YORK CLOSING STOCKS. benciency in precipitation since Jan, 1, 207 inches.

#### Tuesday, Dec. 19.

.86% 104 .112 .173%

1614

102%

Atchison Atchison pfd .... Baltimore & Ohlo Canadian Pacific . cago & Alton ..... cago & Northwestern prado Southern ...... Colorado Southern Denver & Rio Grande pfd Erie lilinois Central ..... Louisville & Nashville Manhattan L Metropolitan St. Ry. Mexican Central Missouri, Pacific ... New York Central Pennsylvania Reading Rock Island Rock Island Rock Island ofd St. Paul Southern Pacific Southern Railway Union Pacific pfd Wabash Vabash

Wisconsin Central Northern Pacific ...

MISCELLANEOUS.

Amalgaamted Copper American Car & Foundry American Car & Foundry American F alting & Refining Am Smelting & Refining pfd Brooklyn Rapid Transit Colorado Fuel & Iron International Paper National Elecuit National Lead Pacific Mail People's Gas

firmation by said Court. - SIVREN ROSVALL. G. H. Backman, Attorney for Estate.



# Oh, Dear! What shall I do, I don't know what to Buy For a Man.

Dry your tears and come to us and we will take away your worries. Here is a partial list of trouble lifters:

House Coats, Smoking Jackets, Bath Robes, White

Vests, Night Robes, Pajamas, Mufflers, Full Dress Protectors, Fancy Hosiery, Suspenders, Neckwear, Sweaters, Handkerchiefs, Gloves, Shirts, Collars and Cuffs.

Don't wait while others take the pick. Now is the time to get the Best Christmas Wearables for men.



FORECAST TILL 6 P. M. WEDNESDAY. Local forecast for Salt Lake City and vicinity: Partly cloudy tonight and Wednesday, with local anow; colder Wednesday, L. LODHOLZ, Temporarily in Charge.

#### YESTERDAY'S TEMPERATURE.

Relative humidly, 68 per cent.

Abilene, Tex. Asheville .48 Miles City Montgomery
Montgomery
Moorhead
New Orleans
New York City
Northfield, Vt.
Northfield, Vt.
North Platte
O Okhoma Atlanta -Bismarck uffalo alga 1) Oklahoma eston 40 Phcenix 40 Pittsburg 42 Pecatello Chicago ... Cincinnati Al Prestello Si Portland, Or. A Rapid City St. Louis St. Louis St. Paul St. Paul St. Marke I San Francisco Santa Fe I Scranton odge .. uluth lkins l Paso Frand Junction avre elena ... Scrauton 44 Spokane 55 Swift Current 52 Victoria 44 Washington 25 Winnemucea 44 Winnipeg acksonville amloops ..... Knoxville Attle Rock Los Angeles 64 Yuma .....