

## COURT TALKS TO PROSECUTION

Must Introduce Some Evidence  
Connecting Borah With  
Case Against Him.

HAS BEEN GREAT LATITUDE.

Prosecutor Rush Says That the Government Will Conclude Its Case Today.

Boise, Ida., Sept. 30.—Federal Judge Whitson, who is presiding at the trial of United States Senator W. E. Borah, notified the prosecution today that the case had reached the point where some testimony connecting the defendant on trial with the alleged Idaho land fraud conspiracy must be presented.

PROSECUTION ADMONISHED.

"Great latitude has been allowed you," declared the court. "In the presentation of testimony here on the promise that the defendant would be connected with the alleged conspiracy. But there is a time when the court has to conclude the case. Beginning tomorrow morning you will confine your testimony to the defendant on trial."

The attorneys for the government, acting on that statement, said they would offer in evidence tomorrow the records of the county clerk's office showing that scores of timber deeds had been admitted to record at the request of Senator Borah. They thought that matter was conceded when we allowed the deeds themselves to go into evidence without protest. But there is a time when the court has to conclude the case. Beginning tomorrow morning you will confine your testimony to the defendant on trial."

The trial went on this afternoon after an abandonment of the morning session because of the illness of one of the jurors, which was thought for a time to be of such a nature as to cause serious delay in the conclusion of the case.

THE TESTIMONY.

The testimony again had to do largely with the actions of former Gov. Steiensen in land dealings. Atty. Hawley protested against witnesses being allowed to give conversations with Steiensen, saying they had no bearing on Senator Borah's case and tended only "to blacken the memory of a man who cannot answer."

The liveliest incident of the day was when L. G. Chapman, general manager of the Barber Lumber company, was called to the stand as a government witness. Mr. Chapman brought many books and much correspondence, which the government desired, but refused point blank to produce the company's account books showing the amounts paid for timber lands and to whom. He declared the information contained in the books could not assist the jury in the matter on trial, but might tend to incriminate Chapman as an officer and stockholder in the company. The matter of requiring Chapman to produce the books went over for argument tomorrow. Chapman has his own counsel, and Senator Borah's lawyers took no part in the controversy.

IMPORTANT WITNESSES.

The two important witnesses of the day were E. E. Garrett, receiver at the Boise land office, and L. L. Sharp, the special agent of the federal land office, who was very ill and unable to appear. Land Commissioner Binger Hermann, Garrett said that Borah came to his house one evening and asked regarding some contested land claims, as to

## SUFFERED WITH ECZEMA 25 YEARS

Limb Peeled and Foot Was Like  
Raw Flesh—Had to Use Crutches,  
and Doctors Thought Amputation  
Necessary—Montreal Woman  
Writes of Cure Seven Years Ago.

BELIEVES LIFE SAVED  
BY CUTICURA REMEDIES

"I have been treated by doctors for twenty-five years for a bad case of eczema on my leg. They did their best, but I would not get cured. My doctor had advised me to have my leg cut off but I said I would try the Cuticura Remedies first. He said, 'Try them if you like, but I do not think they will do any good.' At this time my leg was peeled from the knee, my foot was like a piece of raw flesh, and I had to walk on crutches. I bought a cake of Cuticura Soap, a box of Cuticura Ointment, and a bottle of Cuticura Pills. After the first two treatments the swelling went down, and in two months my leg was cured and the new skin came on. The doctor could not believe his own eyes when he saw that Cuticura had cured me and said that he would use it for his own patients. I used two cakes of Cuticura Soap, three boxes of Ointment, and five bottles of Pills. I feel like a new man. I have been cured over seven years, and but for the Cuticura Remedies I might have lost my life. I have lots of gratitude, and they are frequent users of Cuticura, and I always recommend it to the many people whom my business brings to my house every day. Mrs. Jean-Baptiste Renaud, clairvoyant, 277, Mettana St., Montreal, Que., Feb. 20, 1907."

**SLEEP FOR BABIES**  
Rest for Mothers.  
Instant relief and refreshing sleep for skin-tormented babies, and rest for tired, fretted mothers, in warm baths with Cuticura Soap and gentle anointings with Cuticura Ointment, the great skin cure, and parent of emollients.  
Cuticura Soap (25c), Cuticura Ointment (50c), and Cuticura Pills (50c), in the form of Cuticura Tablets, are sold by all druggists and dealers throughout the world. Cuticura & Chemical Co., Boston, Mass., U.S.A.  
Mailed Free, Cuticura Soap on Skin Diseases.

A Skin of Beauty is a Joy Forever.

D. R. T. Felix Goursaud's Oriental Cream or Magical Beautifier



"Goursaud's Cream" is the best skin cream I have ever used. It is sold by all druggists and Fancy Goods Dealers in the United States and Canada. F. D. T. HOPKINS, Prop., 57 Great Jones Street, New York.

whether hearings were to be had on them. It indicated to him that the claims were bad and told him he had better keep his hands out of them," said Garrett. At this time the Barber Lumber company was not a party of record in the case.

Sharp, the special agent, said he was introduced to Borah in the latter's office by Receiver Garrett. He talked to the senator in a general way about the allegations of personal living in the timber lands that the lands contained valuable mineral deposits and should not be given for the lumber that was on it. There was no charge that the timber claims were not in good faith. One day Borah came to his office and asked what he intended to do about certain contested claims. Sharp told him the protests were to be pushed and Borah walked out. He could not remember any of the conversations with Borah in detail.

On cross-examination Sharp said he had talked with many lawyers about the alleged frauds; said it was nothing unusual to be consulted by lawyers at his office; that he knew Senator Borah to be the representative of the Barber Lumber company and that there was no secret about it. Senator Borah always told him he was anxious to protect the lumber company against fraudulent claims.

COAL FOR FLEET.

Americans to Get Contract if Not More Than 50 Per Cent Higher.

Washington, Sept. 30.—Before leaving Washington, the president instructed Admiral Cates, chief of the bureau of equipment, to have been charged with the fulfillment of the contract for coal needed for the fleet.

Mr. Rush of the prosecution said he desired the county records in evidence, regardless of the admissions of the defense.

Judge Whitson's notification to the prosecution came at the conclusion of the testimony of the government's two most important witnesses. It gave an official intimation of the status of the case against Senator Borah, which became more significant when Prosecutor Rush stated tonight that the government's case undoubtedly would conclude tomorrow.

THE TRIAL.

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## URGING CASE AGAINST FORD

Ruef's Office Boy Told of Frequently Carrying Notes from Boss to U. R. Attorney.

A VERY AIRY STENOGRAPHER

Celia McDermott When Questioned by Henry, Tossed Her Head and Pitched Her Voice High.

San Francisco, Sept. 30.—Charlie Hagerty, Abe Ruef's office boy; Miss Celia McDermott, "confidential stenographer" to T. L. Ford, and Mrs. Emma L. Longman, wife of former Supervisor Thomas F. Longman, whom Ford is accused of having bribed, were the most interesting of the various witnesses who testified today for the prosecution in the trial of the general counsel of the United railroads and former attorney-general of the state.

VISIT TO RUEF.

Young Hagerty told of a visit paid by United railroad officials to Ruef's temporary quarters at 242 Pine street after the fire, when, during privacy, retired into a back room for a conversation behind closed doors. This back room, said Hagerty, served as Ruef's private office. Hagerty often carried a note from Ruef to Ford. It was sealed and he did not know its contents. This was soon after the commencement of the grand jury.

IN THE SUMMER OF 1906 he observed Ruef enter his office with a brief box under his arm. According to the prosecution it contained \$50,000 in small bank notes, for the bribing of supervisors.

AN AIRY WITNESS.

Miss McDermott provoked much interest by her airy attitude on the stand. She tossed her head at each question put by Henry, pitched her voice to a laughing tone, and showed a scornful smile to play about her lips. The defense raised the objection that Miss McDermott could not divulge as a witness information gained in the pursuit of her duties as stenographer to Gen. Ford, and the prosecution retorted that the law throws no such protection around that relation when the commission of crime or fraud is involved. Judge Lawlor will rule on the point tomorrow.

Mrs. Longman verified her husband's confession of guilt by telling how he brought home and gave to her the \$4,000 alleged to have been paid him as a bribe by the United railroads.

RUEF WILL TESTIFY.

There is a general understanding, though not by authority, that Ruef will take the stand tomorrow as the last witness for the people. The prosecution, as far as it has attempted to go, has made out a strong circumstantial case.

Before the resumption this afternoon of the bribery trial, Judge Lawlor called the untold cases of bribery in the United States. At the suggestion of Asst. Dist. Atty. O'Garra, they were continued to Oct. 7, with the understanding that they or some of them will then be set for trial. Judge Lawlor granted an additional two weeks' stay of execution of sentence already imposed upon Glass.

The first witness to be called in the Ford case was John Henry Meyer, a director of the United railroads and a banker by profession.

Asst. Dist. Atty. Henry's examination of Mr. Meyer was very brief and for the purpose of showing that the director was not taken into the secrets of the alleged bribes.

"Did you ever know that Abraham Ruef was employed as a lawyer by the United railroads?" Henry asked.

The witness replied negatively. He also declared ignorance of Patrick Calhoun's \$200,000 deposit in the local mint. Mr. Meyer was not cross-examined.

TRIP TO THE MINT.

Charles Holbrook, a director of the United railroads and one of the best known merchants in San Francisco, was called. He told of going with Mr. Ford and Treasurer Starr of the street car corporation to the mint soon after the fire, when a sack of gold pieces was delivered to Mr. Starr and carried away in an automobile. He thought the sack would hold about \$5,000. Mr. Holbrook said that at no meeting of the board of directors attended by him was the expenditure of money to secure the passage of the trolley franchise discussed, nor did he learn of any such expenditure. He had never been informed that the corporation employed Ruef as a lawyer or in connection with the desired franchise. Henry brought out this testimony with intent to forestall the plea of the defense that the \$200,000 paid to Ruef was paid as a fee, he having been retained as a lawyer, and that not a dollar was ever paid by the United railroads to anyone as a bribe.

Mr. Holbrook said he last saw Mr. Starr in New York last July. He did not know his present whereabouts. He said T. L. Ford's salary in 1905 as general counsel of the United railroads was \$10,000 a month.

On cross-examination by Earl Rogers, Mr. Holbrook testified that after the fire no unusual amount of material

## HUSLER'S FLOUR!

You can get good bread pretty nearly anywhere in the west nowadays. You're surprised to know how far we send

supplies—suggesting expectation on the part of President Calhoun that the trolley franchise would be granted—was ordered.

"In 1904," asked Henry, "did an appropriation of \$20,000 come up before the board of directors?" Mr. Holbrook's answer was: "I don't remember any such sum."

CHINA AND JAPAN.

Pekin Authorities Welcome "Revival Of America's Spirit."

Pekin, Sept. 30.—There has been a complete deadlock between China and Japan over Manchurian affairs since June last, and the attitude of the United States toward Japan has now become a feature of the situation. The administration at Mukden and at Peking welcome what the officials called "a revival of America's spirit" in ordering the battleship fleet to the Pacific, after apparent indifference to the far east situation, and as a result the Chinese officials are regarding the demands of the Japanese.

The relations between Russia and China on the subject of Manchuria have improved.

CUT HIS THROAT.

Debars Braden, Despondent, Commits Suicide En Route to U. T.

Topeka, Kansas, Sept. 30.—Debars Braden, an old man from Vancouver, B. C., cut his throat on board an Atchinson, Topeka & Santa Fe passenger just after the train left Topeka Saturday night. He died next morning at Holliaday. The corner of Johnson county began an inquest. Mr. Braden and his three sons arrived in Topeka Saturday on their way to Ralston, Indian Territory, where they expect to make their home. While in Kansas City, Mr. Braden was disappointed according to the information obtained by the Santa Fe officials. Just after the train left Argentine he went to the wash room and a few minutes later he was found with a gash in his throat. When the train reached Holliaday he was taken from it and medical treatment given him but he grew weaker and died early Sunday morning.

Hard Times in Kansas.

The old days of grasshoppers and drought are almost forgotten in the prosperous Kansas of today; although a citizen of Coffey, Earl Shumburg, has not forgotten a hard time he encountered. He says: "I was worn out and discouraged by coughing night and day, and could find no relief till I tried Dr. King's New Discovery. It took less than one bottle to completely cure me. The safest and most reliable cough and cold remedy and lung and throat healer ever discovered. Guaranteed by Z. C. M. I. Drug Store, 112-4 Main Street 5c and 10c. Trial bottle free."

CONFERENCE RATES

The usual low rates will be made to Salt Lake via Oregon Short Line. Tickets on sale from Ogden and points south September 30th to October 6th, inclusive. From other Utah stations, September 29th, to October 5th, limit October 15th. From points of Utah, October 2nd to 5th, inclusive, limit October 15th.

EVENING MISSIONARY CLASS

The evening missionary class of the Latter-day Saints' University will be organized in room 301 of the Business College, Monday evening, Oct. 7, at 8 o'clock and will meet thereafter on Monday, Wednesday and Thursday evenings of each week. The course is free to all who desire to take it. Instruction and training designed to prepare young men and women for missionary work at home and abroad will be given. Those intending to join the class should do so at the earliest time possible.

Y. M. M. I. A. READING COURSE

Great Truth—Jordan.....25c  
Strength of Being Clean—Jordan.....50c  
Silas Marner, cloth, gilt top—Elliott.....40c  
Tom Brown's School Days, gilt top.....40c  
—Hughes.....40c  
Secret of Achievement—Marden.....40c  
Wild Animals I Have Known.....40c  
Thompson.....25c  
Postpaid to any address.  
DESERET NEWS BOOK STORE  
Leading Book Concern,  
6 Main St.

CONFERENCE AND STATE FAIR

The usual low rates will be made from Utah points via the Oregon Short Line. Tickets on sale from Ogden and points south, September 26, to October 6th, inclusive. From other Utah points, September 26th, to October 5th, inclusive, limit October 15th.

## Are your childrens shoes and stockings giving you satisfaction? If not try the kinds the Children's Shoe and Stocking store sell. We are agents for the Fay stockings.

60 South Main St.

Pinesalve

Acts like a  
Poultice.  
Best Family  
Salve.  
Sold by Z.C.M.I. Drug Dept. 112-4 Main

When you think of your girl  
think of a ring, and when you  
think of a ring, think of us.

We have the largest and most  
complete assortment of rings in  
the West, at prices from a few  
dollars to thousands.

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STOP KOFFING

We carry everything known that will stop a cough, medicated candy lozenges, tablets, syrups, etc. Our Blue Ribbon remedy has no equal; the old idea that mustard foot bath with Rock Roy in liberal doses sounds good to many. A chest protector will assist by keeping the keen winds off the lungs. Our remedies cure both the old and young. Both names 457. Remember the number, 44 Main St.

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LEE KIM YING,

The Celebrated Chinese Physician,  
23 West South Temple St.  
Thousands of Testimonials of Persons  
Cured of Consumption, Catarrh,  
Memorages and Every Disease  
and Sufferings.  
Herbs Used. No Poisonous Drugs.

MOVE THE BOWELS AND  
WORK OFF A COLD  
WITH THE ORIGINAL  
BEE'S LAXATIVE  
CODOR SYRUP

Sold by Z.C.M.I. Drug Dept. 112-4 Main

PRICE vs QUALITY

DROP in and inspect our F. B. Q. Fall  
and Winter Suits for Smart Dressers.  
IF you consider Quality with Price, as  
all judicious buyers do, you will be  
convinced that WE HAVE JUST WHAT YOU WANT.

Prices: \$20.00, \$25.00, \$30.00, \$35.00, \$40.00,  
\$12.50, \$15.00, \$16.50, \$18.00, \$20.00, up to \$40.00.

That Barton System Invites Inspection

Boys' School Suits and Men's Top Coats Here! We have  
an excellent line of Furnishings, Underwear, Hats, etc. Come  
Early.

Clothing to Men and  
Boys. 45-47 Main St.

Cures Biliousness, Sick  
Headache, Sour Stomach,  
Torpid Liver and  
Chronic Constipation.  
Pleasant to take

FOR SALE BY F. J. HILL DRUG COMPANY, SALT LAKE CITY.

ORINO

Laxative Fruit Syrup

Cleanses the system  
thoroughly and clears  
sallow complexions of  
pimples and blotches.  
It is guaranteed

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And Pain's Fireworks To-night?

The Great Fair is Under Headway. Admission 25c

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THE MERCANTILE AGENCY.  
George Rust, General Manager, Idaho,  
Nevada, Utah and Wyoming.  
Office in First Building, Salt Lake  
City, Utah.

## E. F. AMUSSEN JEWELRY CO.

Watches, Diamonds and  
Jewelry. First Wash. Ave.,  
Jewelry Repairing, 50c-  
VENIRS.  
Manufacturing Jeweler.  
70 MAIN ST., SALT LAKE CITY.

## Utah Dental Co.,

DR. ZIMMERMAN, Manager.  
ALVEOLAR METHOD—The kind of mistake  
over with you before you make a work that please. Let us talk it  
Teeth extracted positively without pain. Free with other  
work. Daily, 6 p. m. to 9 p. m. Sundays, 9 to 12.  
Set of Teeth (Best Red Rubber), \$1.00  
A Good Set for.....\$2.00  
Gold Crowns, 25c.....\$1.50 to \$2.00  
Bridge Work.....\$1.50 to \$2.00  
Porcelain Crowns.....\$2.00 to \$2.50  
Gold Fillings.....\$1.00 up  
All other fillings 50c to 75c. 12 years'  
guarantee. Free examination and ad-  
vice. Take this adv. to either office.

SALT LAKE—34 Main St.  
OGDEN—257 Wash. Ave.  
LOGAN—40 N. Main St.  
PROVO—22 W. Center St.  
PARK CITY—30 Main St.  
BRIGHAM—Over Rosenbaum's.

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EXTRACTED  
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DURING FAIR WEEK AND CONFERENCE

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SPECIAL LOW PRICES

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Every article guaranteed as represented or money re-  
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Salt Lake City's most popular price jeweler.

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no more than your dentist's charge for the ordinary  
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RE-ENAMELING, the art of fixing teeth. Let  
us show you how it is done.

TAKE ADVANTAGE OF OUR PRICES.

And show your friends the kind of work we do.

Set of Teeth.....\$1.00  
Gold Crown, 25c.....\$1.50 to \$2.00  
Re-enameled.....\$2.50  
Porcelain Crowns.....\$3.50  
Bridge Work, best.....\$3.