

the store of Jas. T. Clasby being broken into. The plea was not received by the court, Assistant District Attorney McKay suggesting that they had not had an opportunity of conferring with counsel.

FIRST DISTRICT.

Monday afternoon, before Judge Judd, the getting of a jury in the Dodds murder case was continued. Albert Burton passed for cause and was seated. T. Hallet was on the grand jury that found the indictment and went down. Mr. Anderson, W. G. Barton and Jno. T. Leonard passed for cause. This filled the box.

Peremptory challenges began with the prosecution excusing W. Moore; the defense, Mr. Leonard; prosecution, Rasmus Anderson; and defense, Mr. Herbert, Mr. Barton, Mr. Alexander, Mr. Burton, Mr. Hone and Mr. Alfred.

The three remaining "good men and true" were sworn: Mads Christensen, Jno. Ferth, and Jas. McAulay.

Charles Patten, Jno. Shaffer, Jos. L. Jensen, E. Vivians, R. L. Kinnison and P. Evans passed for cause.

The prosecution peremptorily challenged Jno. Ferth, Jas. McAulay, Jno. H. Shoffee, Jas. L. Jensen and P. Evans.

D. C. Daniels, Peter Smith, C. M. Fairbank, M. N. Tidwell and A. P. Owen passed. This again filled the panel.

The defense challenged off Mr. Tidwell; the prosecution let out Mr. Daniels and Mr. Oman.

W. B. Thurman, George White and William K. Hewry were seated. The defense challenged Mr. Hewry; Mr. Thurman was excused by mutual agreement on account of relationship to one of the attorneys. Jno. Kirven and J. M. Mendenhall were accepted.

This completed the panel and the following is the jury sworn to try the case.

C. P. Larson, Oscar Coolridge, Herbert Burton, Mads Christensen, Chas. Patten, E. Bibbins, R. L. Kinnison, Peter Smith, C. M. Fairbanks, Geo. White, John Kirgen and James Mendenhall.

Judge Judd gave the jury the usual caution, and, putting them in the tender care of two bailiffs, adjourned.

The court opened at 10 o'clock yesterday morning and Peter J. Hansen, of Sweden, Jacob Lorensen of Denmark and Jonas Anderson of Sweden were admitted to citizenship.

Jens L. Brown pleaded guilty to adultery and sentence was set for 1:30 p.m.

Thomas Johnson, to the same charge, entered a similar plea, and the same time was set for sentence.

E. A. Bixtrum, for unlawful cohabitation, pleaded guilty.

J. B. Martin entered the same plea and was given till October 10th to be sentenced.

Jno. Quanberg pleaded guilty to two charges, one of unlawful cohabitation and one of adultery, covering different periods of time; however, it was temporarily passed.

Jens Jorgenson was arraigned on a charge of unlawful cohabitation and took till 1 o'clock to plead.

Jens Jensen was arraigned on the same charge and entered a plea of guilty; sentence set for this afternoon.

Nels Anderson, A. C. Olensen, I. Allstrum, Chas. Jensen, unlawful cohabitation; took till this afternoon to plead.

Lars J. Larsen, charged with adultery, took till 1:30 to plead.

L. H. Newman, H. J. Milson and Newman Vanluvan, for unlawful cohabitation, waived reading of indictment and took till 1:30 p. m. to plead.

At 10:30 the Dodds murder case was taken up. District Attorney Varian and Mr. Evans prosecuted and Messrs. Dickson, Thurman and Geo. Sutherland appeared for the defendant.

After the clerk read the indictment to the jury, Mr. Evans made the opening statement. A diagram was placed before the jury showing the saloon and surroundings in Vernal, Uintah County. Mr. Evans explained from this map how and where the deceased was killed by defendant, after a wrangle over a game of pool.

Albert Kone was the first witness called for the prosecution. He testified—I was living at Vernal on the 15th of November last; knew Parden Dodds, have seen Wm. Crane; saw both on that day at Stewaker & Brown's saloon, at 10 o'clock; others were there; Mr. Crane and I were playing pool; Mr. Dodds was watching; Mr. Crane was drinking; didn't see Mr. Dodds drink that day; in the morning Mr. Crane took one of Mr. Dodds' balls and Mr. Dodds said nothing about that; the dispute was about balls in the rack, and the bartender took some out of Mr. Dodds' and put them in Crane's rack.

The ladies present were here excluded from the court room by order of the judge.

Kone continued: Words were exchanged about the balls being taken from the rack, and Crane began to abuse Dodds. Crane called him vile names and said he could whip him any mark in the road; he could eat him. Dodds took it coolly and told Crane he didn't know what he was talking about. Crane kept on abusing Dodds, applying vile language to his wife, mother, sister and grandmother as well. Dodds offered to pay for the disputed game and let the matter drop. Finally a Mr. Luxton paid for the drinks and all hands went up to drink but Dodds. Crane said he had a rifle at Bod Reynolds'. Crane and witness left the saloon and went up to Erickson's saloon; was gone half an hour and returned; began abusing Dodds as soon as he got back; Crane sat on the pool table, and looking over his shoulder at Dodds, said he would like to kill that s—b; Dodds took no notice of Crane's talk, but went up to the bar with a pool check in his hand, saying he was going to have a cigar; Crane asked Dodds if he wasn't going to set 'em up; they all went to the bar and Crane in drinking said: Here's your health you s—b;

Dodds went behind the stove; Crane said he would get away with the s—b before sundown; witness was drinking considerably himself. Crane called everybody up to the bar but Dodds. Some one asked him why he didn't invite Dodds; he replied he wouldn't call up that s—b, and that if the others didn't like it they could have what they wanted. Witness tried to get Crane out; Crane was full; he seemed to be sick at the stomach, which caused him to go out of the saloon. They went out, and while witness was saddling a horse Crane was leaning on a hitching post with his head on his arms. Witness saw Dodds walk toward Crane and pull a pistol; heard Dodds say, "Wake up, you s—b," and then fired. Crane fell back; five shots were fired, one taking effect in the left temple, one in the right arm and three in the right breast, in the region of the heart. Dodds walked up to Crane and kicked him in the head, saying, "take that, you s—b;" Crane had a penknife; didn't see any other arms on him; was considerably intoxicated but knew what was going on; the shooting occurred about 4 in the afternoon; it was about five minutes after they returned from Erickson's saloon—that the shooting took place saw Crane after the shooting; was at the coroner's inquest; didn't see him buried, but saw his grave.

John Steinacher, one of the proprietors of the saloon where the tragedy happened, was called. When Crane came in I was there alone. (Witness here recited the quarrel and trouble over the game of pool.) The rack was out of order, and when I went to fix it Crane charged Dodds with stealing his balls. Dodds denied it and Crane called him a G—d—liar; Dodds offered to give Crane two balls, when Crane got angry and started after him with a cue; Luxton then took it away from him; he talked to Dodds in a shameful manner and then pulled out a penknife and offered to fight with that or anything else. He also abused McAndrews because he wouldn't drink with him; Dodds said, "If you will quit abusing me, I will treat." They then drank and Crane again began his vile abuse. I told Dodds to be careful of the man; then Dodds asked me if I had anything; I said Brown had a pistol under the bar, and when I went in the other room the pistol was taken and I think Dodds took it; I then went out and ordered Crane away; I kept the pistol in a box behind the bar; it was a forty Colt's double action; I saw the handle of the pistol sticking from Dodds' pocket; he had his hand on the pistol; at this time Crane was standing in front of the bar; Dodds went in the card room with Luxton, and I went in there to see who was there; early in the afternoon Crane was ill-natured with everybody—not with Dodds alone; I am sure Dodds was in the front room when Crane went out, just before the shooting; Dodds, in three or four minutes after Crane went out, followed, saying, "I have got to go;" Dodds