## DESERET EVENING NEWS: TUESDAY, JUNE 5, 1900.



amined and gave testimony with refer-cice to the store buildings and interior details, when the court adjourned, un-The contempt proceedings against Bas Christel herson were continued PROCEEDS SLOWLY

to June Sith PHENOMENON EXPLAINED.

### Observer Murdoch Talks of Varying Temperature at Saltair.

Observer Murdoch of the Utah Weather Bureau said today: "Referring to the item in your issue of list evening, relative to the temperature of the water and air at Saltair beach on the afternoon of June 2nd, 1 bea to offer the following statement. The fail in the mercury of two degrees after the thermometer had been withdrawn from the water and held several inches above its surface was not due to the air having a lower temperature han the water, but to the evagets than the water, but to the bulb of the of the maisture from the bulb of the thermometer. The process of evapor-ation requires the expenditure of on-energy and this is furnished by the sensible heat of adjacent substances, in the case under consideration, the bulb of the thermometer. If the ther-mometer had been carefully dried and then held a few inches above the sur-"Nick" Haworth was resumed this face of the water the temperature of the air at that point would have been found to be practically the same as that of the air several feet higher, interested in the proceedings. Although which was 80 degrees. The rapidity of evaporation depends upon the amount of moisture in the air. When satura-tion, or 100 per cent, is reached, evapthere is nothing in the demeanor of the alleged murderer that would indicate another such sensational outbreak as the one of last week, the public realizes oration ceases.

oration ceases. "At 3:30 p. m. on the afternoon re-ferred to the relative humidity at Salt Lake City was only 5 per cent, there-fore evaporation would be rapid and the consequent cooling marked.'

CLERK SEARE'S BUSY DAY Prospective June Weddings Keeps Him on the Move.

treme act. He sat this morning in his usual style, with a dogged look on his face, which lighted up with interest, while Mr. Ellison was relating the cir-cumstances surrounding his discovery of the body of Mr. Sandals, the mir-dered night watchman. The trial pro-ceeds wlowly, the attorneys on both sides leaving a point with apparent great reluctance. The trial was resumed with the ex-amination of Mr. Ellison, who identified number of articles that bear direct a number of articles that bear direct-ly on the murder, such as a shell tak-en from the shotgun covered with blood, gun wadding, an old sack, some paper, and numerous other articles. Judge Rolapp requested the witnesses to relize from the court room, and not

to retire from the court room, and not return until their testimonies were

HAWORTH TRIAL

Alleged Murderer Listens to Ac-

count of Discovery of Body.

HUNDREDS OF SPECTATORS

Lawyers on Both Sides Apporently

Reluctant to Pass Over Any Foint

-Witnesses Excluded.

[SPECIAL TO THE "NEWS."]

morning in the presence of hundreds

of people who have become intensely

that he is a desperate man, and ready

treme act. He sat this morning in his

at any moment to perform some ex-

Farmington, June 5 .- The trial of

Mr. Ellison discovered the door, lead. ing to the celler standing open. It was customary to keep that door locked. He also discovered foot-prints on the slack coal indicating that the person had gained entrance into the cellar through the coal chute.

cellar through the coal chute. On cross-examination witness stated that the grating over the coal chute had never been locked, as there was no apprehension that anyone, even if dis-posed to rob the store would try to gain access to it through that means.

Witness described the condition in which he found the body of the murdered man, and answered numerous questions relating to the relative positions of the various articles that were tions of the various articles that we're in evidence. He also discovered the prints of a crow bar, which was sub-sequently discovered in a well. The cash register drawer had been forced open, and the alarm bell broken. Tha open, and the alarm bell broken. The next witness was Joseph Allen of Lay-

#### This Afternoon.

In the afternoon the cross-examination of J. H. Allen was conducted by Mr. Hamilton, but nothing new was brought out. Moritz Richter was the next witness

fession

their white trousers and black coats, and the naive girls bedecked in spotless white were beautiful to look upon. Each girl carried a silk red and black flag,

THOUGHT THEY WERE INDIANS. "What ever made the officers ven-ture into the camp unarmed?" asked

for the State. He is an Ogden saloo keeper. He testified that on March 2 1990, he saw the defendant and Mr Reavis driving up to a stable opposite his saloon. Witness at once closed his door, and looking through the window, saw the two men get out of their bug-gy and carefully examine it. The wit-ness was well acquainted with both men, About 1 p. m. of that day, wit-ness heard of the murder, and later read the accounts in the papers. H then sent for Mr. Pender, the Ogden officer, and told him about the two men driving.

On cross-examination by Mr. Weber. the testimony of the witness was not shaken.

#### Yesterday Afternoon.

Ine taking of testimony was commenced yesterday afternoon. It is said Haworth's confession will be intro-fuced in evidence ar tinst him. The complete list of jurors who are

The complete list of jurors who are trying the case is as follows: John L. King, aged 48, Syracuse: William J. Parkin, aged 30, Wood's Cross; Willis Perkins, aged 48, Bountiful; John Duncan, aged 48, Centerville; Parley P. Parrish, aged 31, Centerville; Fred W. Walton, aged 27, Centerville; George W. Parrish ased 25, Wood's Cross Ira Waiton, aged 27, Centervine, George W, Parrish, aged 25, Wood's Cross; Ira Waite, aged 25, Bountiful; Richard Sedgwick, aged 51, Bountiful; Raguel Barber, aged 39, Centerville; William Barber, aged 47, Centerville; I. H. Bar-low Sr., aged 54, West Bountiful.

#### PROSECUTION.

County Attorney Streeper, in his opening statement for the State, said The State will call to your attention facts tending to show that on the night of March 28, 1899, Thomas Sandall nightwatchman at the Farmers' Union store, was slain by unknown assassing. In the search for clues as to who the guilty fartles were it was found that the front door was locked, the rea door, however, being unlocked. The store keys carried by the nightwatch mun, and a shotgun sneed, were foun under a nearby granary, and an iro bar that had been used in opening th door was found at the bottom of a well Thu ticks later shows in shelp inte the explored were found before were found

in a c ch north of the st day an overcoat with a bloodstaine mask in the pocket was found near th place where the shells were ploked In September a shotgan and a resol that Sandall had carried were found under a strawstack north of Layton In it's give were two shails day tarms foard before

I'm the night of the murder a vehicl containing eatables was robbed this side of Ogden, and food that was carried in a sack was stolen. The same sack formed the mask before mentioned. The defendant and a com pluidon were seen the night before the murder going toward Lagion and th next morning they were seen going name to Ogden. It will be shown that the defendant has many a contession giving details of the manner of entering the store and the events that fol-Runed

#### DEFENSE.

Attorney A. J. Weber in presenting the case for the deferse, said: We will prove that the over-coat mentioned by the State's Unaworth's Wr vill show that Nick Haworth Wr vill show that Nick Haworth v In O'den all of the night of March v 1899. The Ogden police clerk and J. Hawarth Perster, city detective, well territy his terring there during all of their scen ing. We shall claim that the all-ard comessions of Hawarth are not usionly while and that the defendant was rai In a contained to make submatch by of Weight if show that incuire i, is menu-whose mind was incuire i, is menu-y reak, one whose tribal was called a incition to make onch converfluenced by stronger minds. explain away the bestimony that may so to be damagets to the belondant a " we hope to leave no doubt as to the inforcence of the accused.

#### TESTIMONY TAKEN.

William Allan, architect and builder. County Clerk Phillips, and Superin-tendent Ellison of the store at Layton, in which Bandail was killed, were ex-

Radger. 33. both of Salt Lake City Charles M. Maurar, 22, and Emma C. Mossberg, 25, both of Salt Lake City: Charles V. Powell, 30, of Elko, Nevada, and Annie R. Eads, 22, of Chicago.

# THEY WEREN'T LAWYERS.

Last evening two newsboys became involved in a fistic encounter outside Godbe-Pitts' drug store, to the delight of a number of loafers, who, instead of attempting to separate the combatants, urged them to further fighting.

S. A. Kenner, editor of the Great Campaign, happened along about the third round, and, eatching hold of the youthful pugllists, parted them without the least bit of effort. No sooner was this act performed

when the boys started to tell "Scip" how the "scrap" began. "I don't care to know who the ag gressor was," interrupted the editor; "you boys am't lawyers and therefore

ought to know that you are forbidden to fight on brokers' row, or any of the streets of Salt Lake City." The crowd saw the point and roared.

CLEARING HOUSE REPORT.

June 5, 1900. Today's clearings. .. ......\$254,566.93 Same day last year.... 292,706.49

### ORE AND BULLION REPORTS. McCORNICK & CO.

BAMBERGER & MCMILLAN.

## manna WARD ENTERTAINMENTS.

In the Second ward will be given In the Second ward will be given Balfe's popular operative antitled, "The Sieeping Queen," preceded by the one act drama, "Red and White," on the evenings of Wednesday, June 6th, and Friday, June 8th. The very best talent of the ward which is saying much, will appear in the casts. The cast of the denome is as follows: drama is as follows:

Robert Gray, a well-to-do man of the world, a bachelor of 40 ... W.H.Lovesy Period-the present.

The cast of the operetta is as follows: Maria Dolores, Queen of Leon (so-

The action reserved to the terms of the settempoint The action passes at the court of Leon, and extends over a summer's afternoon,

# \$1008 S # 401 \$ Are prepared from Na

ture's mild laxatives, an while gentle are reliable and efficient. They

# Rouse the Liver

Cure Sick Headache, Bil iousness, Sour Stomach and Constipation. Sold everywhere, 25c. per box. Prepared by C.L. flood & Co., Lowell, Mass. company.

which they waved to good effect. The boys carried canes with blue and white ribbons, and as they marched in the room the strains of "El Capitan," ac-

companied them. When the evening's fun was once fairly launched the pace grew fast and the juniors won a reputation and a record for themselves for furnishing the richest entertainment ever held within the walls of the High School. They dished up the senior class browned to a turn, and the hapless pedagogues who were subjected to their badinage were literally insinerated. Persons were laid on the dissecting table and quar-tered and halved, and decimated into a thousan pittle, fragments and a keen search light thrown onto every bald spot. The most conspicuous objects of this pleasant raillery were the members of the senior class, and if they can score against their younger brothers and sisters tonight they will have done well

Good feelings flowed bounteously last evening, and there was perhaps nothing said that would leave a sting, but at times that point was approached with dangerous nearness.

The program was opened with singing of "Oh, Listen to the Band." led by Prof. W. A. Wetzell: it was a lively affair and was received with applause. The president of the class, Lynville Riter, then established a record as a humorist in a speech of welcome. He paid some attention to the graduates who got the full benefit of his wittlest shots, and his absurdly egotistical re-marks about his own class elicited rounds of laughter and applause. The song, "We're the Juniors," was one of the hits of the evening, sung to the tune " "On the Road to Mandalay." It was ucceeded by "A Tribute to the Class," Miss Ira Nichols, a really fine ef-

Frank Eddingfield's burlesque on Marc Anthony's oration, was one of the most amusing features of the evening,

and evoked cheers and laughter. After the singing of a rag-time song, then came the star attraction of the evening. It was an original operatia teeming with wit and cleverness and was entitled "Just as the Paper Went down." The cast was as follows:

Alfonso Obsolete Clark, a pugilist of notorlety ...Frank Hofman, Jr. Winslow Smith, in need of hair oil... Frank Eddingileid J. Pinkerton Van Hamsandwich Bowen, D. O. G., Alfonso's spy...

I. Zekiel Ball, with naught on his

Assisted by a dog and a few other seniors.

# FEDERAL COURT.

John Brannen, the man who was arrested by Deputy United States Marshal Smyth, immediately on being released from the city jail, was arraigned before Judge Marshall today on the charge of impersonating a govern-ment revenue officer. He pleaded guil-ty, stating that he was intoxicated at ty, stating that he was intoxicated at the time and did not realize what he was doir g. A fine of \$100 was imposed. John Seifert, the man charged with interfering with United States mail, was permitted to go today on his own

recognizance. This afternoon was occupied in the United States court in empaneling a jury in the case of the Crown Point Mining company vs the Ontarlo Mining

"News" man.

Why, they thought it was a camp of Ute Indians. "You see Tyler, Jenkins, boy the named Day and a bo Wade separated from oth

er members of the party about five miles down the creek. When Sheriff Tyler and others came across the camp and sheriff said, 'why here's the Indians we assisted across the stream below here yesterday. I'll go in and see how they are getting along. You stay here boys till I come back proceeded in the direction of the camp Wait a minute, I'll go with you sheriff, called out Jenkins,' and he, too, got off his horse and went inside the wil-lows. The two had not proceeded far when Day, who was fully fifty yards away, heard Tyler call out 'Hello boys.' Young Wade, who by this time had perched himself upon a huge rock, then saw two men raise their rifles and before either Tyler or Jenkius could reach their animals they were shot down dead. Wade says he heard one of the men say, 'I'll hello you, you s-of a b-. Following us up are you. I'll teach you to keep out of here and

leave us alone after this.' PREECE DID NOT COME BACK.

"Leaving the scene of the tragedy we

went to Turner's ranch, about four miles away, where the posse divided. Preece, Howells, Goldman and Harries started for Ouray, and leaving us four there with instructions to remain Preece returned. Preece and the rest lost their horses and never returned, so we returned to Thompson's, understanding it was the Governor's wish, and came home.

THOUGHT THEY WERE BEARS. Along with the returning posse comes funny story about the Tribune cora furny story about the Priority a hill the first night, one of the Webster ranch employes pointed to a herd of black cattle in a guich and said they were bears. The Tribune man made for them, and took several shots at the bovines, but fortunately for the owner, without effect. By the time the newspaper man was ready to rejoin the posse he found it had passed out of sight. So the young man remained out all night and when found by Sheriff Preece the next morning was nearly dead from fright, exhaustion and exposure.

SHERIFF HOWELLS RETURNING. The following special 1 the "News" was received from Vernal this after-

No further word here from outlaws since the posse started on their train up Bear river. They will probably be rounded up in Powder Springs coun-try. Sheriff Howells and party left for Self take this morphor

Salt Lake this morning. INJUNCTION SUIT FILED.

Utah Guano Company Restrained from Selling B. H. Schuttler's Stock.

Was to Have Been Sold on a Del'nquent Ass sament Which Plaintiff' Says Was fllegally Made.

B. H. Schetiler, by his attorneys, Zane & Rogers and W. D. Riter, filed an injunction suit against the Utah Guano company in the Third district court today to restrain the defendant from selling or disposing of 6,500 shares of stock in the defendant company on an alleged illegal assessment of nine per cent, amounting in all to \$585, levied on March 16th last, and which plaintiff re-

March 16th last, and which plaintiff re-fused and still refuses to pay. The complaint alleges that on May 2. 1899, plaintiff became owner of the 6,500 shares of fully paid up stock, the shares being of the par value of \$1 each. No provision is made in the company's ar-ticles of incorporation for levying as-sessments on the stock, but on the con-trary it is specially provided that no as-

life performing everything with a viel to correctness, giving due attention to every detail. In his business affairs he was strictly conscientious, and his life was largely an exemplification of the "golden rule." He was courteous and respectful to a. His life was devoted to the correct performance of everything that cares within the sphere of nis duty; and the memory of his virtues will be cherisned by his wife and chil-dren, besides other relatives and friends, of whom he had a host. His immediate family consisted of his wife and six children. He also leaves two sisters and a brother. The former are Mrs. Dr. Agnes Thompson of St. George and Mrs. Catherine McAllister of Salt His brother is Joslah L. Perkes Lake. of this city. His funeral will take place from the

cise with report to all the duties

Nineteenth ward meeting house Thurs-day, at 4 o'clock. Members of the Veteran Artillerymen's association, of which the deceased was secretary, as well as other friends are expected to be present.

#### AMUSEMENTS. immen in the second second

The Liebling recital at the Congregational Church occurs this evening. Mr. Liebling will be the sole performer. The affair is under the direction of his former pupil, Miss Gratia Flanders, and the faculty of Rowland hall.

The advance sale for the Henry Mil-ler engagement at the Theater opens on Friday morning next.

Mr. Godddard and his pupils gave a very charming evening in the assembly hall of the Latter-day Saints' College last evening, there being about 75 lis-teners in attendance. The evening was devoted to Tostl's works, though some other numbers were rendered. At the close Mr. Goddard himself sang, and though requests for an encore were vigorously made, he declined to accord one. His pupils who took part wer Miss Louise Savage, Miss Elsie Barrow Miss Lewis, Miss Ruth Wilson, Mis Lutis Grant, and Messrs, Walter Wal-lace, W. R. Sibley, and E. M. Scrace The evening was unanimously voted i most enjoyable one, and many people remained after the recital to extend their thanks to Mr. Goddard for the entertainment.

### LATE LOCAL NEWS.

Treasurer Morris paid the city em ployes their monthly salaries today. The total sum paid out was \$13,397. 65.

The Johnson company have recently made some very fine photo groups of the graduating classes from the Lowell, Hamilton and Wasatch schools. Also many portraits of graduates, with their flowers and diplomas.

Auditor Reiser will submit to the Council this evening an estimate of the expenses of the municipality for the current year, and the revenue necessary to be raised, which will form the basis of a levy to be made by the City Solons, This is required of the auditor by law,

Probably the largest plece of building stone which was ever brought to this city was that which arrived from

The Livers' Duty. The liver has two duties to perform-cleanse the blood and produce ble. You may know it is working lazily if you are troubled with constipation, dyspepsia, billiousness and diziness, it is trying to throw its work upon other organs. Hostelter's Stomach Ritters will stop this. It makes the liver do its duty, and thus the stomach, bowels and nerves cease to annoy. See that a PRIVATE REVENUE STAMP covers the neck of the

Stomach 1

CURES Hostetter's

MALARIA FEVER AND AGUE.

the Nebo brown stone quarries for the Many women fail to digest their fi "News" building. It measures 15 feet long, and weighs 22 tons. The great black was photographed today and was and so become pale, sallow, th weak, while the brightness, fre and beauty of the skin and compare departs. Remedy this by taking F inspected by numerous builders and contractors. BINE after each meal, to diges you have eaten. Price, 60 cents. L. M. I. Drug Dept.

An operation was performed on Heory Rogers of Paris, Idaho, by Dr. Joseph Richards, at the Holy Cross hospital at o'clock this morning. The doctor has hopes of a complete recovery, notwith-standing that it was an aggravated case of apendicitis.

## SALT LAKE TEMPLE,

The Salt Lake Temple will close for vacation on Friday, June 29th, and re-open on Monday, August 6, 1900. LORENZO SNOW,

President. CHURCH NOTICES.

~~~~~~ RELIEF SOCIETY

The Relief society of the Salt Lake Stake have their outing at Lagoon on Tuesday, the 12th of July, Besides all Tuesday, the 12th of July. Besides all the usual attractions of this pleasure resort there is to be a special musical porgram, a ball game, dancing, etc., and all who go are assured an enjoy-

able time. TO PRIMARY OFFICERS The Primary officers of the Salt Lake Stake are requested to appoint two of the older members of their associations to act as ushers for the morning ses-sion of the special conference of the Primary associations to be held in the Tabernacle June 13th, 1900, at 10 a.m. L. B. FELT.

A special conference of the Primary A special conference of the Frinary associations of the Church of Jesus Christ of Latter-day Saints will be held in the Assembly Hall at Salt Lake City on Wednesday, June 13th, 1900, at 19 a. m. and 2 p. m. The program in the morning will be rendered by children, and 20 the Belgers children of the Salt and all the Primary children of the Salt Lake and near by Stakes who can come escarted by parents or officers, are in-vited to be present. At 2 p. m. a meet-ing for officers, at which questions of importance to primary work will be discussed

The First Presidency have kindly consented to attend both these meetings. I. B. FELT, President. MAY ANDERSON, Secretary.

You feel better at once after using HERBINE, you enjoy your food more, and you get more nourishment and in-vigorating force out of what you eat. Hence HERBINE makes you strong, vigorous and cheerful. Price, 50 centa. Z. C. M. I. Drug Dept.



# The Crowds Grow Greater As the weather gets warmer the crowds grow greater at our

soda fountain. And one great satisfaction to 118 18

We notice the same faces day after day along with the new

ones. It must mean just this: We serve good soda We serve good soda And people keep their thirst .

until they get here. Have you tried our Pineapple Sherbet or Orange Sherbet? No matter which one we hap-

pen to be serving when you're Try it; you'll like it.

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Prescription Druggist,

Bitters



If you are troubled with that

uncomfortable disease called pile

neglect it. Don't let the compla a firm hold. Every day the dis

a high hold. Every day the base neglected it grows worse. Comme at once to use TABLER'S BUCKE PH.E OINTMENT, the relief is mu diate, and cure infallible. Pro-cents in bottles. Tubes, 75 cents 1 M.I. Drug Dept.

To save mending, avoid breaking,

to avoid suffering, prevent cogh colds by the timely use of BALLA HOREHOUND SYRUP, It is a

sure and swift remedy for all b

Drug Dept.

ulments. Price, 50 cents. Z.C.M

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nobby patterns, in pris

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