

PROSECUTION RESTS IN PATTERSON CASE

Counsel for Defense Gives Notice
That His Side Would Submit
No Testimony.

CONTENDS STATE HAS FAILED.

Means Speedy Conclusion of Third
Trial of Woman Accused of Mur-
dering Caesar Young.

New York, April 28.—After a day of interesting developments both the prosecution and the defense rested in the case of Nan Patterson, indicted for the alleged murder of Caesar Young, the wealthy bookmaker, almost a year ago. The prosecution finished its case just before the adjournment of the court, and later Atty. O'Reilly of counsel for Miss Patterson notified the prosecution that his side would submit no defense and would rest on the contention that the state had failed to make any case against the defendant. The plan had been under consideration for some days, but was only decided upon at a conference today between the counsel for Nan Patterson and her aged father. The decision means the speedy conclusion of the young woman's third trial for the sensational tragedy on West Broadway.

When the case is called Monday, to which date the trial was adjourned today, Asst. Dist. Atty. Rand will immediately begin summing up the case of the state. Besides this the succession of events which marked today's proceedings included the court's denial of a motion to dismiss the indictment; the testimony of the prisoner's sister, Mrs. J. Morgan Smith, in which she made some interesting statements, but stood on her right to refuse to answer questions on the ground that the answers might incriminate her; Mr. Rand's promise to quash the conspiracy indictments against Mrs. Smith if she would answer his questions, and the protest of the counsel of the defense to the court that Mr. Rand's merciless method of questioning was "battering the witness," and the rejection again by the court of the counsel's protest. Mr. Smith to Young expressing fear as to the consequences if Young did not see her sister.

In his argument for dismissal of the indictment, Atty. O'Reilly, of counsel for the defense, contended that the conspiracy accusation had practically been abandoned by the prosecution, which had failed to prove the reduction of the Smiths was the purchase of the revolver. He further claimed that, as the case was admittedly one of circumstantial evidence, the testimony of Doctors O'Hanlon, Higgins and Phelps indicated suicide rather than murder. Replying to the argument, Asst. Dist. Atty. Rand contended that the fact of the crime had been proved beyond all question of doubt, and, even if nothing was known of the relations of the defendant with Young, and of her threats against Young, the case ought to be submitted to the jury on the character of the wound, which could not have been self-inflicted. He insisted that he had proven beyond all doubt that Smith was in Stern's pawnshop on June 3, 1904, the day the revolver was sold. He had not expected the pawnbroker to identify Smith, as a man in that sort of business was not expected to make identifications. In denying the motion of the defense, Recorder Jeff told the jury that his ruling on the law points should not be considered by them to the prejudice of the defendant.

At story to the effect that Miss Patterson and her sister were in the Tombs last night over the testimony given by Mrs. Smith was denied by their father, John Randolph Patterson, today. In doing so he said: "I am thankful to say that my daughters are devoted sisters, and even if they were not, there would be no occasion for them to quarrel now, when there is so much to be done for them to help each other. I feel free to say that either would be glad to sacrifice anything for the other."

WHY GOV. McDONALD VETOED RAILROAD MERGER BILL

Denver, Colo., April 28.—Gov. Jesse McDonald vetoed the railroad merger or expansion bill passed at the late session of the legislature for the purpose of which, as represented, was to enable the Colorado and Southern Railway company to extend its lines to the Gulf of Mexico and in other directions. There has been a bitter fight over this measure between two factions of the Republican party and it was an important factor in the contest between Peabody and Adams. In vetoing the bill Gov. McDonald gave the following reasons: "Section 2 of the bill declares that the act shall not be construed to permit any railroad company to purchase or lease any parallel and competing line situated within this state, but does not in any way attempt to limit the construction of the act to prevent a parallel and competing, or a parallel and competing line from acquiring and holding all the stock and obligations of a parallel and competing line. "Holding the stock and bonds of one railroad by another means that the holding company controls the road whose stock it holds, although the legal title remains in another company. "If a railroad may hold the stock of another railroad or transportation company it may hold the stock of many or all railroad and transportation companies in the state. "By one railroad holding the stock of other railroad and transportation companies, without any limitation whatever, competition can be stifled and a monopoly created which will be a great menace to the people of the state."

BACK TO THE PEOPLE. Mr. Bryan Makes an Address on The Subject.

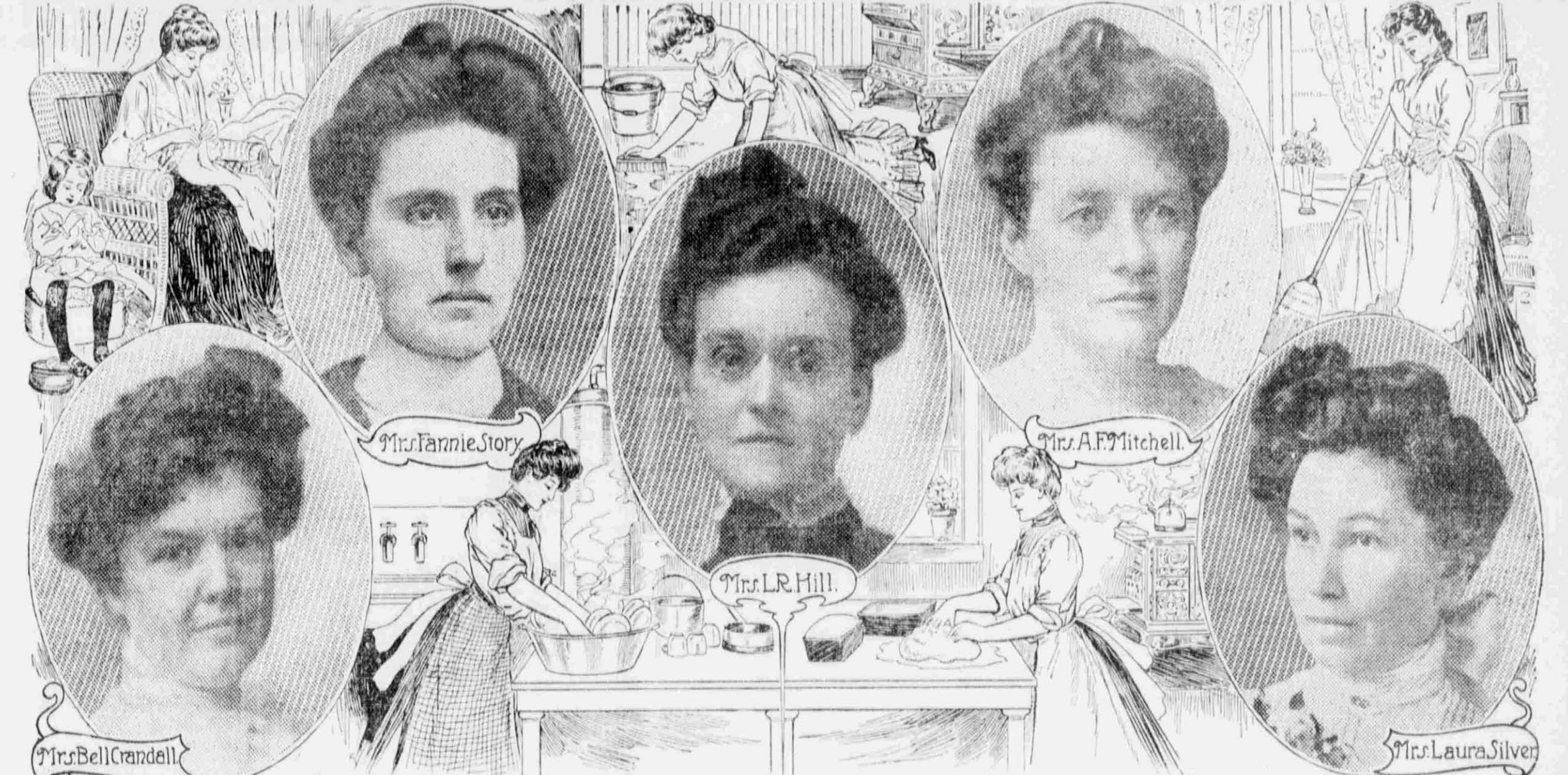
St. Joseph, Mo., April 28.—William J. Bryan was the guest of honor and Congressman Champ Clark was toastmaster at the Monroe day banquet here tonight. Mr. Bryan's subject was "Back to the People." He said in part: "The Democratic party has lost in three campaigns and the majority has increased, and yet the party is stronger today than it has been at any time since the

TEA
The use of tea is increasing among our people; they get good tea; and they go by the book.

Your grocer returns your money if you don't like Redding's tea.

ONE SECRET OF GOOD HOUSEKEEPING.

A Rapidly Increasing MULTITUDE OF WOMEN Rely Upon PE-RU-NA To Keep Them WELL AND STRONG.



Completely Exhausted and Run Down.
Mrs. Bell Crandall, 180 Main street, Elgin, Ore., Assistant Commander of the Rebecca and a member of the Peabodias Lodge and the Royal Neighbors, writes:
"Pe-Ru-NA was recommended to me when I was completely run down and exhausted from overwork and worry. I decided that I must take a long vacation and have a change of scene in order to bring back my health, but a friend suggested that I try Pe-Ru-NA two weeks before going away, as he felt that it was all I needed.
"I took it to please my friend, also hoping that I might be saved the expense of a long vacation.
"I did find a decided improvement in two weeks and in a month I was restored to perfect health."
"I am now a strong advocate of Pe-Ru-NA. I have induced many of my friends to take it and all have the best praise for it."
Followed Dr. Hartman's Advice.
Mrs. Fannie Story, Hedrick, Ga., writes:
"I feel that it is my duty to thank you for the advice which you gave me in regard to my health.
"I have taken three bottles of Pe-Ru-NA, and can say that I feel like a new person.
"It seems such a pleasure to do my own work and take care of my children with ease.
"I have introduced it into a dozen homes or more, since I began to take it. It is a pleasure to me to recommend it to any of my friends whom I hear complaining of their stomachs and a tired, worn-out feeling."
"I cannot tell you how thankful I feel to Dr. Hartman and Pe-Ru-NA."
Happy and Busy at Work.
Mrs. L. R. Hill, 828 Parrior street, St. Louis, Mo., writes:
"I must write and tell you what Pe-Ru-NA has done for me. I failed to make an early report of my case because I was so happy and busy at my work. I hadn't worked so long, it seemed almost to me.
"I am now a well woman, having gained nine pounds the first month and a half.
"What a blessing Pe-Ru-NA has been to me. It saved my life when all else failed. I am never without it.
"I am not afraid to praise Pe-Ru-NA for it does the work for nervous women. The doctor said I had a case of nervous prostration, and nothing would do me any good unless I quit worrying."
"But Pe-Ru-NA did the work, and I feel so happy. I shall forever praise it to my friends."
"I am now gaining in flesh right along, thanks to you, Dr. Hartman."
Stomach and Bowel Trouble.
Mrs. A. F. Mitchell, 566 Holmes street, Frankfort, Ky., writes:
"I was sick three years with stomach and bowel trouble and was not able even to sweep my rooms.
"I had nearly every doctor in Frankfort and it seemed that I never would get well.
"I commenced taking Pe-Ru-NA and it cured me entirely.
"I have never ceased to praise Pe-Ru-NA and so many of my friends have taken it with the very best results."
Pe-Ru-NA Brought Health and Blessing.
Mrs. Laura Silver, 968 Clement Ave., S. Tacoma, Wash., writes:
"I suffered for four months with suppression of the menses which came upon me gradually with declining health.
"I first had occasional headaches, which soon became of daily occurrence. Pains in my limbs and back made it hard for me to attend to my home duties.
"The medicines I took did not help me, and it was in despair I read of Pe-Ru-NA and grasped it as a last straw.
"It brought health and blessing. My general health is all that could be desired."
The Housewife's Duties Are Varied.
The duties of the housewife take her rapidly from one occupation to another. Sewing, scrubbing, sweeping, washing dishes, cooking, ironing, and a hundred other employments.
Now she is exposed to the action of hotwater and steam, and then to cold water and draughts of air.
One moment her duty requires muscular strength and the next, tactile skill and dexterity.
It goes without saying that such a woman ought to be perfectly healthy. Her vision should be clear, her hearing keen, her taste normal, her sense of smell accurate, her sense of touch perfect, her digestion good, her circulation vigorous.
To keep the body in as perfect order as the housewife's must be, something should be constantly at hand to ward off the many little ailments incident to changes of temperature and other exigencies.
Pe-Ru-NA is the remedy that exactly meets this want. The housewife keeps it nearby.

polls closed in 1902, because it stands upon solid ground and because events have been proving the correctness of the position taken by it.
"Wherever in any state Republican reformers propose legislation in the interests of the people they will receive Democratic support, and the Democrats will thus prove the sincerity of their purpose. If through Republican initiative reforms are accomplished, Democrats will share in the honor of securing those reforms, and if Republicans fail to secure reforms the efforts made will furnish an education of which the Democrats can take advantage in their next appeal to the voters."

CHANGED ITS NAME. In Germany it is Now Am. Ass'n. Of Commerce and Trade.

Berlin, April 28.—The German government's wish that the American chamber of commerce here should change its name has been so firmly expressed that the directors of the chamber determined today to recommend that the name be changed to the American Association of Commerce and Trade. The board decided to call a general meeting on May 19 to take action on the matter.

GOETTINGEN UNIVERSITY. Congratulated for Open Letter to Russian Minister of Instruction.

Berlin, April 28.—American university professors and the universities of Oxford and Cambridge in their official capacity have cabled congratulations to the faculty of Goettingen university upon the latter's open letter to Dr. Rudolph, minister of public instruction, protesting against the minister's treatment of universities and students. Fifteen German universities and technical institutions have also identified themselves with Goettingen's action.

April Incorporations.

New York, April 28.—Papers filed for new companies formed in the state in April with a capital of \$1,000,000 or more represent a total of \$18,111,111, against \$12,643,000 in March when the total was \$10,000,000. The extent of \$100,000,000 by the incorporation of three concerns. In the same period a year ago the grand total was only \$43,000,000.
This month's record contains the Central Leather company, which is to take over the United States Leather company, under the reorganization plan and has a capital of \$500,000. New Jersey heads the list with \$101,500,000.

Chinese Woman Murdered.

Reno, Nev., April 28.—Yan Toy, an aged Chinese woman, was found dead in her home this morning. Her face was blackened and finger marks upon her throat indicate that she was choked to death. The crime is thought to have been committed early this morning. The officers are working on the case and arrests may be made at any moment.

Meningitis is Decreasing

New York, April 28.—There has been a considerable decrease in the number of deaths from cerebrospinal meningitis throughout Greater New York during the past week, and Health Officer Darlington states that warm weather will check the disease.

Investigating Smith's Affairs.

San Francisco, April 28.—In the course of investigating the affairs of Edward J. Smith, the defaulting ex-tax collector of this city, the money in the "joint custody vault" of the treasurer's office has been counted and found correct. The gold was counted in 277 sacks, each containing \$20,000, or a total of \$5,540,000. The money was re-

placed in the vault, which has been sealed up by representatives of the treasury company interested and of the grand jury. The contents of this vault are under joint custody of the city treasurer and auditor.

HEARST WINS SUIT AGAINST CONGRESSMAN TOWNE

New York, April 28.—Decision for the plaintiff has been rendered by Justice Vernon M. Davis of the supreme court in a peculiar suit brought by Congressman W. R. Hearst against his colleague in the house of representatives Chas. A. Towne. Both men represent New York districts.

The action was brought by Mr. Hearst to recover \$5,000 and interest loaned the defendant on a promissory note dated Feb. 16, 1904. The complaint sets forth that payment on the note has been refused. The defense put in by Congressman Towne is that Mr. Hearst lent the money with an understanding that the borrower should write various articles for a publication owned by Mr. Hearst in Washington. The defendant declared he was not asked to write these articles although he was ready to perform the services as agreed.

The allegations of the complaint are substantially admitted by the answer and there are no allegations of new matter that amount to a defense. Under the circumstances the plaintiff is entitled to judgment.

Coal Found in Siberia.

St. Petersburg, April 28.—Extensive coal fields have been discovered near Adirondok station, in the Trans-Baikal territory. It is believed that they will be sufficient to supply the Siberian railroad.

American Church Congress.

New York, April 28.—Arrangements have been practically completed for the American church congress which will be held in Brooklyn from May 9 to 12 inclusive. The change from autumn to spring was made by the executive committee to afford greater convenience for most of those who would be likely to attend.

A Daredevil Ride

often ends in a sad accident. To heal accidental injuries, use Bucklen's Arnica Salve. "A deep wound in my foot, from an accident," writes Theodore Schuele, of Columbus, O., "caused me great pain. Physicians were helpless, but Bucklen's Arnica Salve quickly healed it." Bottles and tins burn like magic. 25c at Z. C. M. I. Drug Dept.

EXCURSION TO OGDEN

May 3rd.
Via Oregon Short Line under auspices Modern Woodmen of America. Special train leaves Salt Lake 7:15 p.m., returning leaves Ogden midnight. Round trip only \$1.00. City ticket office, 201 Main St.

Greenhough Remedy Co.

Manufacturers of Medicine that Makes Permanent Cures of Ruptures, Cancer, Rheumatism and every germ Disease.
Address 25 East Fourth South Street, Salt Lake City, Utah.

KOREA UNDERGOING WONDERFUL TRANSFORMATION

London, April 28.—The Times correspondent visiting Korea, telegraphs from Seoul that the country is undergoing a wonderful transformation. "The reforms that Japanese have already effected," the correspondent says, "are a blessing to the people, but are causing dismay to the emperor and his court. The emperor is cruelly disillusioned, but still hopes for the ultimate success of Russian power, which fostered the worst influences of his barbaric reign and he maintains communication with Lamsdoff through Ye Sai Kuen, former foreign minister, now attached to Pavloff (former Russian minister to Korea), at Shanghai.
"The conduct of the Japanese has been exemplary. Since before the Koreans earned their wages, civilian Japanese are pouring into the country, and it is estimated that they number 60,000. Already there is a practically uninterrupted chain of Japanese settlements from Pusan to the Yalu. Railway extension and other improvements have made remarkable progress.
"Most of the foreign advisers have left the country and have been succeeded by Japanese.
"The most difficult post of all, adviser to the foreign office, is entrusted to an American, whose patience, tact and ability in reconciling conflicting interests have won praise from all nationalities. The Korean army has been reduced to a small police guard; the Korean police have been suspended, and a Japanese gendarmerie is policing the Seoul district. Never has the capital known such immunity from crime, and it is intended to extend the system to the country."

OPENING BURLEY TOWNSITE.

May 1st.
Excursion via Oregon Short Line. Tickets on sale April 29, good for return until May 10. See agents for full particulars. A rate of one fare for the round trip will be made. City ticket office 201 Main street.

GREAT LEATHER GOODS SALE.

Now on, and to continue for two weeks, every Leather Novelty, including Ladies' latest styles Wrist Bags, Purse Cases, Bill Books, Letter Cases, Wallets, Writing Sets, Portfolios, Music Rolls, Traveling Cases, Desk Pads, Etc., at 1/2 to 1/3 off. Suitable presents for all occasions. DESERET NEWS BOOK STORE, 6 Main St., Salt Lake City.

ONLY \$1.00 Ogden and Return.

Via Oregon Short Line, May 3rd. State Camp Session and Banquet of Modern Woodmen of America. Everybody invited.

NOTHING LIKE LEATHER.

One-half to One-Third Off
All our Leather Goods for two weeks. Ladies' Wrist Bags (very latest styles), Purse Cases, Bill Books, Letter Cases, Wallets, Ladies' Writing Sets, Portfolios, Music Rolls, Traveling Cases, Desk Pads, Etc. In fact, every Novelty in Leather.

DESERET NEWS BOOK STORE.

6 Main St., Salt Lake City.

RUSSIAN NAVAL DIVISION COM- MANDER.

Admiral Nikolai Ivanovich Nebogoff has recently been appointed commander of the third division of Admiral Rojestvensky's fleet, the squadron whose movements have been so erratic that it has not been possible to locate



it at times. The admiral is about fifty-five years of age and has a great reputation in Russia as an authority on naval tactics. He has for two years been commander of a squadron of school ships in the Black sea.

Free Stereopticon Lecture.

Monday, May 1, at 8 p. m., in Barrett hall, by Prof. C. D. Chamberlain, from the International Correspondence Schools. Come and see native costumes and oriental orchestra.

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If not, now's the time to get a Spring Gask Suit to Suit or a top, Top Coat.

As for absolute correctness of style, beauty of cut and finish and high quality of fabric, we have only to say.

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TAILORED CLOTHES.**

Perhaps you don't fully appreciate what that implies, wear them and you will. You will have to tell your friends where you got them, too.

How about price? Well, there's nothing "cheap" about any of these garments, but whether you pay \$10.00, \$15.00 or \$25.00, you may rely upon a uniform perfection of fit, cut and workmanship; all the materials are honestly good.

But its the quality of fabric that makes the difference in price. Single and Double Breasted Suits, \$10.00 to \$30.00; Spring Top Coats and Cravenette Rain Coats, \$12.50 to \$25.00; Fancy Waistcoats, Trousers. Better come and "Look it over," as well as all our new spring things in Haberdashery.

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