DESERET EVENING NEWS SATURDAY MAY 22 1909





Second Trial a Failure-State May Take Change of Venue.

INDETERMINATE SENTENCES.

New Law Not Only Affects New Cases, But Prisoners May Apply for Action to Pardon Board.

(Special Correspondence.) OISE. May 20 .- The jury in the case of the state vs H. E. Neal, former cashier of the defunct Capital State bank, on the charge of forgery, disagreed after 24 hours deliberation, yesterday afternoon at 3 o'clock. The vote stood, it is said, five for conviction and seven for acquittal. This is Neal's second trial on a forgery charge, he having been acquitted the first time. It is possible the attorneys for the state will ask for a change of venue to another county. though nothing has been announced officially. The case will, however, he retried, and Judge Wood has been asked to set a date after the opening of the next term of court, June 1.

INDETERMINATE SENTENCE.

The new indeterminate sentence law passed by the tenth session of the leg-islature is now in effect in Idaho, and it requires only the action of the state board of pardons to put it in operation. board of pardons to put it in operation. The new statute, according to the in-terpretation placed upon it by Atty,-Gen. McDougal, applies not only to per-sons who may be convicted of crime in the future, but to all persons now serving sentence in the state peniten-tiary who have not been convicted of murder or manslaughter. This pro-vision had not been generally under-stood. Under it a prisoner may be placed upon the indeterminate sen-tence by making application to the par-don board and the prosecuting attor-ney of the county in which he was convicted, providing his case is favora-bly reported by the board and county attorney; in which case a maximum by reported by the board and county attorney; in which case a maximum and a minimum sentence is provided. The minimum sentence in other states is one year, after which the prisoner may be released on parole. In case of parole, at the expiration of a certain period of good behavior and indus-tions living the bedatemined by the trious living, to be determined by the board of pardons, the convicted man may secure an absolute pardon. If at any time, however, he commits a breach of trust, his good time is to be forfeited and he is returned to the institution

The paroled convict is required to re-The paroled convict is required to re-port at different intervals concerning his use of intextcants, which report must be sworn to by a second party. Governor Brady is now collecting om all other states in the Union, which have this law, information con-cerning its operation and what success has attended it.

EXECUTION STIRS BOISE.

Since the hanging on the 7th inst. of Fred Seward at the penitentiary, Boise has been considerably stirred over the question of capital punishment. One prominent local minister made the Brady's big touring car, the governor and a number of his friends narrowly escaped death by being dashed over a precipice 100 feet high. A spring in the gearing of the big machine broke and the chauffeur lost control of it, when almost instantly the car plunged toward the outer edge of the dug-way and but for the axle hitting a boulder the car would have plunged over the high embanckment. One front wheel had already gone over.

WILL VISIT SEATTLE.

Governor Brady has arranged for a special Pullman car to carry himself for a special Pullman car to carry himself and staff to the Alaska-Yukon-Pacific erposition, to leave Boise May 80, and to land them in Seattle in time for the opening day, June 1. Governor Brady will participate in the opening exer-cises.

The Idaho building is now completed and most of the exhibits installed. A 10,000 shipment went forward from Boise last week. The various coun-ties of the state will be represented and space will be alloted to each, pro-portionate to the amount each contri-buted in expense funds. Mrs. J. A. Blomquist of Boise and Mrs. Minnie A. Fairchild of Emmett, will be appointed permanent hostesses at the fair. at the fair.

BUSINESS MEN'S JUNKET.

A special train carrying the Boise business men, under the auspices of the Boise Commercial club, steamed out of the capital city this morning at

out of the capital city this morning at 1 o'clock on a "get acquainted" junket to western neighbors. From the train streamed banners bearing the following inscriptions: "Busy Boise Boosters," "You'll Like Boise," and "Boise Commercial Club." They will go as far west as Ontario, Oregon, visiting all intermediate towns. towns.

PURE FOOD COMMISSION.

At a meeting of the state board of health held in Boise the first of the week James H. Wallis, the hustling editor of the Rexburg Standard, Fre-mont county, was appointed by unan-imous vole to the position of pure food inspector of the state nspector of the state. The appointment was immediately approved by the governor and Mr. Wallis entered at once upon the duties of his office. His first official act was to confiscate a lot of 14 ounce butter at the state penitentiary.

IDAHO LAW SCHOOL.

The proposition of establishing a law school in connection with the state university at Moscow has now developed into a certainty, John F. MacLane, assistant attorney general, MacLune, assistant attorney general, has been chosen by the board of re-gents to head this important depart-ment. He will, however, retain his present position until the opening of the school term, September 22. The law course to be offered by the univer-sity will be one of three years and will lead to the decree of Bachelor of Lowe Laws

HOME DESTROYED BY FIRE.

The \$3,000 home of Leonard Logan was almost completely destroyed by fire last Sunday forenoon. The loss to building and furniture was about \$1,500. The fire orlginated from sparks from the chimney. Insurance covered the building but not the furniture. Professor Alfreda Batelil, Italian, ar-rived on foot in Boise yesterday on his walking tour of the world. He left New York Oct. 7, 1908. and ex-pects to return to Rome by Oct. 7, 1912.

WARD ORGANIZATION EFFECTED AT KIMBERLEY

(Special Correspondence.)

K IMBERLEY, May 20.-President Francis M. Lyman, president Jos. W. McMurrin and President William T Jack visited Kimberley today and effected a ward organization. They were accompanied by Marcus Funk, stake look Judson O Tolman of the high council and Adam G. Smith, bishop of daily more serious. These vessels of offense cost \$10,000,000 apiece. England Marion ward. Edson B. Wilkins was unanimously chosen as bishop of the ward, Samuel F. Strong and Joseph H. Sudweeks as his counselors. Madison N. Fisher was named as clork, and Edgar Perry as superintendent of Sunday schools. The Kimberley ward meetinghouse,



THE NEW SUMMER WHITE HOUSE AT BEVERLY. MASS.

Driggs, returned to Salt Lake City on TRAINS INCONVENIENT Appearances indicate that work on

the grade for the branch line, between Ashton and Driggs will commence some time this month.

TWINS AND TRIPLETS COMMON IN FRANKLIN

(Special Correspondence.) FRANKLIN, May 20.-The Franklin baseball team crossed bats with the Richmond nine Saturday. The score stood 4 to 5 in favor of Franklin The new creamery buildings are fast earing completion.

The Telluride Power company un-loaded a car of poles here yesterday, preparatory to running two more lines paralleling the one now running through Franklin. The business will hereafter be known as the Monson Lumber company. They are intending to move from their old stand below the tracks to a site in

town Lewiston and Fairview citizens have purchased from William Lowe of Franklin a large spring which is going to be piped through Fairview into

to be piped through Fairview into Lewiston to furnish these two towns with a first class water system. The contract for the new O. M. U. store building was let to Logan par-ties. Work clearing the grounds of the old buildings has commenced. The committee on Peace-day celebra-tion arranged an exceptionally good program for last Sunday. und all all good and exceptionally good program for last Sunday. Mr. Andrew Adamson, who has been quite ill for the past two weeks, is mproving

No less than five pairs of twins and trio of triplets is the baby record or Franklin during the last few for nonths

PUTTING UP THE PRICE OF PEACE

FOR BLACKFOOT PEOPLE (Special Correspondence.) B LACKFOOT, May 20,-Last Sunday

evening at the Latter-day Saints' meetinghouse a peace meeting was held under the auspices of the Relief society and Young Ladies' Mutual Im-

provement association of the ward After the opening exercises the following program was carried out: Address, "The Hague Conference, Its Causes and Results"-James Duck-

worth. Solo, "Flag Without a Stain"-Raymond H. Clayton, Open discussion of the following questions: Who have done most to promote the peace of the world? In teaching patriotism on what should the chief emphasis be laid? What do you think of latting children make a

you think of letting children make game of killing with toy guns and soldiers? PEOPLE OF HADEN Solo, "Star of the East"-Mrs. Flor-

ence Muir. Reading, Kiplings' "Recessional"-

"How can Mothers Best Promote the Cause of Peace?"-Mrs. Lucy A.

of grain is being planted and there is Steers. There was a good attendance and much grumbling on account of the much interest was shown in the dis-

backward spring. cussions. During the past few months there has been considerable speculation as

to whether or not the railway-line would be built from Blackfoot to American Falls. Recent developments and activity indicate that work will be commenced within the next 60 days. The commercial club has appointed **a** committee of three to assist in securcommittee of three to assist in secur-ing land for the right of way. In all probability there will be a section as A Mr. Cannon, representing capital-ists, is purchasing choice real estate

Estate company and publish a week-ly paper. The postmaster met with a severe accident on Friday while riding an unruly horse and trying to drive an-other. He received a severe kick on the inside of the right knee, knocking him to the ground. He has been con-fined to the house, but the wound, though painful is not dangerous, but very inconvenient at this busy time of the year. The county commissioners have remonths. Mrs. Shipp of Salt Lake lectured in the ward meetinghouse Sunday evening to the young girls and women. There are four of the fifty-niners in Franklin. They are John Albiston and wife and Andrew Shumway and wife. Franklin the the fifty-niners in Franklin the substance of the fifty-niners in the interval over an inch of moisture The county commissioners have re-

> sense. But what an extraordinary stew of fears and hates Europe is getting into!-Harper's Weekly.

EMERGENCY AUTO REPAIR.

tleships that will cost \$15,000,000. The Scientific American. Usually as good reader and observer is invited to com-pute for himself how long this sort of a plan as any is to wind the threads of the bolt tightly with soft iron wire, such as stovepipe wire, of which a coll should always be carried in the thing can go on, and how soon war will begin to look cheaper to England than

established again.

(Special Correspondence.)



trty as the soil was very dry and the soeds in many places would not germi-nate until the rain fell. The storm has brought the grass up and the foliage is green. The storm is not yet over and there are frequent showers. Business with the merchants has been exceptionally good this spring and the prospects for a lively summer are night

The big waltz contest, in which a \$50 As a result of the rain and cash prize is offered, is creating much interest. The final dance will be held June 5 and there will be about 25 couples who will compete for the prize.

FARMERS GRATEFUL FOR RAIN AT RIGBY

(Special Correspondence.) RIGBY, May 17.-This section of the country is now getting a good share of the rain which makes the farmers rejoice. Had it not been for this rain the beet and grain crop would have been a total failure. Henry Hults has been very ill with

he finished

H ADEN, May 19.-The weather is cold and windy. A large acreage contract for excavating the basement.

DROUTH BROKEN

EWISVILLE, Fremont Co., May 17 .of the students passing the examina-

Mr. Alma Hogan and Miss Ellen Jardine left for Salt Lake last Wed-

Many weak and nervous women have been restored to health by Foley's Kid-ney Remedy as it stimulates the kidney Remedy as it stimulates the klo-neys so they will eliminate the wasts matter from the blood. Impurities de-press the nerves, causing nervous ex-haustion and other ailments. Com-mence today and you will soon be well, Pleasant to take.—The F. J. Hill Drug Co., (The never substitutors.) Salt

29

At European House,

Pocatello.

ran, a well known ex-ballplayer

and bartender, committed sui-

cide in his room at the European

House Sunday night. His lifeless body

was found early Monday morning by

his fellow lodgers. Coroner Howard

and a jury were summoned, who ren-

dered a verdict to the effect that the

deceased came to his death by drinking carbolic acid. Despondency and drink are said to be the causes leading up to

the self-murder. The Relief society of the Pocatello ward gave a very successful art bazar

Friday afternoon and evening which was well patronized. The wall of the new Second ward.

meetinghouse is nearly up to the square, and has a very substantial ap-

pearance Elder Wilford M. McKendricks of

Ogden, representing the General Sun-day school board, attended a conference

Lake City.

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Other points in proport

warm weather which has followed all farm crops are growing very rapidly. The beets are showing a very good stand now. If the present weather conditions continue the yield per acre this season should be heavier than any previous year. The local mixed train which has Anthony and known as the "Ping Pong" has been discontinued by the rong has been discontinued by the railway people, and a local freight going north on Mondays. Wednesdays and Fridays and Saturdays has been put in operation instead. This arrangement is very inconvenient for shipping from this point. It also means that the merchants can not re-

ceive their merchandise shipments oftener than three times a week. It is hoped that this condition will not last long but that a daily service will be

Henry Huits has been very in with pneumonia and for a while the doc-tor had no hopes for him but he is now improving. Owing to the death of the late "commodore" Tom Lee the big Bun-galow ranch is at a standstill but it is hoped that in the near future work will be resumed. The new state bank building will soon be finished DO NOT WANT SALOON

Rigby Hardware, Lumber and



tions were presented and answered, after which a general discussion followed. The evening meeting was devoted to an address by the visiting elder. The Oregon Short Line new time card, No. 44, went into effect at 12:05

Mercantile company is now construct-ing a new building, Heber Ball has the



Sunday light. Among the important changes made, was the addition of two passenger trains each way north and south, east and west, giving a daily service of 23 AT LEWISVILLE passenger trains. The Nat Reiss carnival show has camped here since Monday and will remain the balance of the week.

nesday to be married, previous to the departure of Mr. Hogan shortly on a mission.

gy was overturned and Mrs. Wilson had her shoulder hurt and one of the bones in her leg broken. Mrs. Fisher escaped with a severe shaking up.

TYPEWRFTERS REPAIRED.

Largest Shop, 3 Mechanical Experts. Breeden Office Supply Co.

The stork recently made a visit and left a boy at Mr. and Mrs. Samuel Swanner's; one at N. P. Christensen's; and one at James R. Hansen's of Haden. All are delighted and getting (Special Correspondence.) L EWISVILLE, Fremont Constru-A very fine program was given at Mater. An are dengined and getting along nicely. Mr. J. W. Harwick of Squirrel creek says he will move to Haden in a few days and will start the Haden Real Estate company and publish a weekthe closing exercises of the Lewisville district school which were held in the meetinghouse, May 13. The graduation exercises of the eighth grade took place on the evening om May 14, nine

tion. The spring has been dry and cold. All kinds of vegetation is very late and some of the early beets have been touched by the frost. The drouth is now broken by a fine fall of rain on Saturday and Sunday, with good pros-pects for more. The fruit crop has not been hurt thus far by the late frosts. Mr. Alma Horan and Miss Ellen

While out buggy riding last Wednesday Mrs. James Wilson and Mrs. Belle Fisher had a runaway. The bug-gy was overturned and Mrs. Wilson

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Clean" service

question the subject of his last Sun-day sermon, while others are coming into print on the matter.

Rev. A. L. Champman of the Chris-

rev. A, L. Chilingman of the Chils-lian church declared: "The official murder at the peni-tentiary the other day was most de-moralizing in its influence upon the people who read the horrible details of the transaction. Let men who are a monace to the Wise of the public be a menace to the life of the public be shut up where they can do no harm to their fellows, but let the state learn to help reform and save them, but not destroy them. "Thou shalt not kill is as good scripture for a state or na-tion as for a church or an individual."

GOVERNOR'S NARROW ESCAPE. While driving out to the Black Hornet mine last Sunday in Governor



which has been entirely paid for was dedicated by President Lyman. The visitors were much pleased with this section of the country and predicted a great future for it. The cantata "Snow White," was suc-

cessfully presented here recently by lo-cal talent.

REXBURG STATION DESTROYED BY FIRE

ANNUAL RECORD DAY

(Special Correspondence.)

ord day" at Darby ward A num-

(Special Correspondence.)

has one completed, and will complete two more this year and three next year. Germany has none now ready for usc. but will complete two this year and five next year. Nothing counts for much against Dreadnoughts but Dreadnoughts. England and Germany are building them against each other. In 1911 England expects to have 14 or and De Le Bon, in Paris, predicts that Hertzian waves will presently make war impossible, but maybe not for a 16 of them, but Germany, unless she increases her program or is building them on the sly will have no more generation or two. Meanwhile there may be an intervention of common than 10.

Dreadnought situation grows

To build these tools of war is only less serious than not to have them. Lewis Nixon points out in the New York Times that the superseding of \$2,-000,000 battleships by \$10,000,000 ones makes a very grave increase in the cost of peace, and very soon, he thinks, and unless something checks present. tendencies, there will be 30,000 ton bat-

There are various roadside expedients possible when a nut has been lost and no duplicate is at hand, says the

BATTLESHIP MISSISSIPPI AS SEEN BY THOUSANDS ON NAT-

CHEZ CRUISE.

coll should always be carried in the tool locker. The winding should start at the end of the bolt and follow the threads up to the part it is desired to retain. The wire is then wound back peace. Who live by the sword super-perish by the sword, but quicker by the Dreadnought. What shall destroy the Who live by the sword shall retain. The wire is then wound back on a second layer over the first and the ends twisted together. If there is a hole in the bolt for a cotter pin one should be inserted and the ends of the wire twisted around it, so that the improvised "nut" cannot screw itself off from the bolt. ization? Mr. Nixon suggests a machine. llable to invention any day, that will enable one battleship to discharge aboard another ship five miles off. Then there is a good deal doing in airships,

TO PREVENT BURST PIPES.

It is a well known fact, says the Lonion Globe, that a pipe of circular section will hold more than one of elliptic al section of the same external meas urement; hence a lead pipe of the lat-ter form will not burst in freezing. The water in solidifying will change the pipe from elliptical to circular and thus make room for its increased bulk with make room for its increased bulk with out bursting it. To prevent the burst-ing of water pipes in frosts it has been suggested that they should be made elliptical in section. The drawback to this is that they would only thus stand one freezing, as this would reduce them to the ordinary circular form. In a re-cent lecture Prof. Vivian B. Lewes has suggested that exposed pipes might be slightly flattened with a mallet before a frost. This would serve the same purpose.

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After the battleship Mississippi reached New Orleans, on her cruise up the Mississippi river to Natchez, Captain Fremont, who is in command of the vessel, received a report of the depth of water in the river that satisfied the most skeptical that the big ship could steam to Natchez in safety. Captain Burgess, U. S. A. engineering corps, reported a minimum depth of forty-three feet and a width between banks of 600 feet between New Orleans and Natchez, Captain M. J. Gibbons, one of the most experienced pilots on the river, was detailed to take the warship on the up river trip. Tens of thousands of people, many of whem had come hundreds of miles, lined the banks of the stream and gazed in wonder upon the battleship, the first modern man-o'-war to navigate the Father of Waters.





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