

FINDINGS IN DECATUR'S CASE.

Will be Sent to Superintendent
of Naval Academy for
Action.

SECY. WILL APPROVE THEM.

Intimated that Should Midshipman be
Acquitted Will be Rearrested on
Another Charge.

Annapolis, Jan. 3.—The case of Midshipman Decatur, Jr., who for three days has been on trial before a naval court martial for the alleged hazing of Midshipman Isaac N. McCrary and Gaylord Church, was given to the court shortly before 3 o'clock this afternoon. At 4:45 the court had decided upon its findings, which will be forwarded to the superintendent of the naval academy for his action.

Under the law the record then goes to the secretary of the navy, but Secy. Bonaparte has announced that he regarded his duties in the matter as merely ministerial, and that unless some glaring error should have passed the superintendent's notice he will approve the action of Admiral Sands.

The case of Midshipman W. W. Foster of New Albany, Ind., will be taken up tomorrow and that of P. B. Marzoni of Pensacola, Fla., as soon as the case against Foster is concluded. Both are first class men, and both are charged with hazing Midshipman Roberts of Joliet, Ill., on several different occasions.

The prosecution introduced witnesses this morning to disprove the statements of those who had testified for the defense. It is conceded that the decision in the case will rest on very narrow lines. Although McCrary and Church testified to separate acts of hazing on the part of Decatur, there were no additional witnesses to any act, and Decatur has denied them all emphatically.

It is generally admitted that the strongest case has been made on the fourth specification, which states that Church was hazed by being compelled to do "No. 16." Although Decatur claims he did not order him to do this, he admits that he did order him to report to his (Decatur's) room, and that some one else gave him this order in his presence. Midshipman P. B. Marzoni, a witness for the defense, also made this statement. Marzoni is under charges of hazing.

At the afternoon session Daniel R. Randall opened the case for the defense, and addressed himself to the first three specifications, all of which concerned the alleged hazing of Midshipman McCrary.

E. S. Theall, counsel for the defense, devoted his remarks to the phase of the case presented by the fourth specification, alleging the hazing of Midshipman Church.

Judge Advocate Harrison replied for the prosecution.

Mr. Randall, opening for the accused, directed his attention entirely to the specifications which alleged the hazing of Midshipman McCrary. He said that the defense labored under the difficulty that the specifications were so drawn that the incidents charged might have occurred at any time within the space of six weeks, but that fortunately McCrary had made it definite by saying that the hazing had taken place on the day that Decatur had his picture taken in the group of officers and non-commissioned officers, and that the picture had been taken after dinner and before study hour.

The defense had proved, Mr. Randall said, that only one picture had been so taken, and the evidence showed that Decatur could not possibly have been in his room when the hazing was alleged to have been done. He urged that an alibi was completely established.

The prosecution, on the other hand, on the case as made out by its own witnesses, and the allegation as to the time, place and identity made by McCrary had been absolutely disproved. The overwhelming proof was that McCrary was not in Decatur's room when he said that he had been hazed. Mr. Randall urged very strongly in his closing remarks that the testimony of Decatur was of as much weight as that of McCrary, and that he absolutely denied that he had ever hazed the latter.

Mr. Randall continued himself to the discussion of the fourth specification, which charged that Decatur had hazed Gaylord Church by compelling him to perform "No. 16."

He said that they were not so fortunate in this part of the charges as either, inasmuch as the witness had not fixed a definite time as to his hazing, and the defense was compelled to cover a period of several weeks. Still, he said, they were favored by the fact that they knew that the accused denied ever having hazed Church in any manner.

Church's own testimony, Mr. Theall continued, raised a sufficient doubt as to Decatur's guilt. He quoted from the record to show that Church had said that he did not know Decatur at the time of the hazing except "by instinct," and that he "was under the impression" that Decatur was the one who had hazed him.

A QUESTION OF COST.

In any number of stores you'll see various preparations of cod liver oil at as many different prices. You'll wonder, perhaps, why Scott's Emulsion costs more than some other kind in as large a bottle. Hearing only one side of the question you may be led into buying the "just as good as Scott's" at the lower price. That's false economy. Scott's Emulsion costs more because its more expensive to make. Every ingredient is tested and guaranteed of the purest quality. No adulteration, no shaving of quality. There's no economy in bargain medicine. If you can afford to experiment with your health, substitutes may satisfy you. We take it, however, that you want a pure preparation, a reliable remedy and something that's going to help you. That's what you get in Scott's Emulsion. Thirty years the standard.

SCOTT & BOWNE, 409 Pearl St., New York.

TORNADO SPREADS DEATH AND DESOLATION.

Albany, Ga., Jan. 3.—A tornado of terrific force passed over Albany at 1:30 o'clock this afternoon, coming from a southwesterly direction and spreading ruin and desolation over portions of a dozen blocks. Several persons are dead, others will die as the result of injuries, and many are more or less seriously hurt.

The known dead are:

Ben Jones, a negro, machinist in the employ of the Virginia-Carolina Chemical company.

Ben Jones, a nine-year-old negro boy.

Among those whose injuries probably will prove fatal are:

INJURED.

Lula Gladden.

Jessie Davis.

Jessie Woodall.

The list is still incomplete, owing to the fact that the destruction wrought was well beyond the city limits. Reports from the tornado effect left Albany have not been received. Hundreds of negroes in the city are homeless tonight and many have lost their household effects. The total property loss will reach \$150,000. The Virginia-Carolina Chemical company is the principal sufferer. Its destroyed buildings and machinery having been worth probably \$50,000. Very little of the destroyed property was protected by the Southern Bell Telephone company, among the heaviest sufferers. Its lines are down. Some little apprehension is felt for Pretoria, in the southwestern part of the country. The tornado came from that direction, and as the telegraph wires are down, nothing can be heard from there.

NO YELLOW FEVER IN HAVANA.

Havana, Jan. 3.—According to an official report issued tonight the last case of yellow fever has disappeared from Havana and there are no suspicious cases under observation.

Since the first appearance of the disease in October there have been 69 cases, the 23 of which resulted in death and 46 of which were discharged cured.

No pill is as pleasant and positive as DeWitt's Little Early Risers. These famous little pills are so mild and effective that children, delicate ladies and weak people enjoy their cleansing effect, while strong people say they are the best liver pills sold. Never gripe.—Sold by F. C. Schramm, druggist, where the cars stop.

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DESERET NEWS BOOK STORE,
No. 6 Main Street.

A NEW HAVEN MURDER MYSTERY

Charles A. Edwards Found Lying in Bed, Dying From a Pistol Wound.

FIRST TREATED FOR APOPLEXY

Theory of Suicide Not Tenable as no
Weapon Was Found—Was Descendant of Jonathan Edwards.

New Haven, Conn., Jan. 3.—Charles A. Edwards of New York, formerly president of the Passaic Chemical company of New Jersey, and more recently an officer of the General Chemical company, with an office in New York City, was mysteriously given a death wound from a pistol ball while lying in bed during the night, the guest of his brother-in-law, Charles A. Hillier. So mysterious was the case from the outset that Deputy Coroner Pond opened an inquest at police headquarters, following a long and a searching inquiry during the day at the Hillier homestead, at 117 College street, almost directly opposite East Divinity, a dormitory of Yale.

Mr. Edwards was found dying in his chamber by Charles A. Hillier. He had retired about 11 o'clock last night, after attending a birthday party in honor of his sister, Mrs. Samuel Harris, who is a cousin of former President Timothy Dwight of Yale. Early in the day he had come over from New York for a special purpose, and of late he had been a frequent visitor here, usually as a guest of either Charles A. or A. Maxcy Hillier, both brothers-in-law.

He retired apparently in the best of spirits. His failure to appear at breakfast led Charles A. Hillier to go upstairs. According to the latter the chamber door was not locked, and going in he saw Mr. Edwards apparently unconscious from what was at first thought to be a stroke of apoplexy.

A neighbor, Dr. McCall, who is a dentist, was called, and he gave restoratives under the impression that it was a stroke of apoplexy. A little later Benjamin H. Cheney, M. D., reached the house, but Mr. Edwards was then breathing his last.

In the course of his treatment of the dying man Dr. Cheney found a bullet hole in the left side of the head directly behind the ear. The hemorrhage from it had not been profuse, but, as it later was determined, the bullet had gone directly into the brain.

The death of Mr. Edwards was reported by Charles A. Hillier to Deputy Coroner Pond, who at once went to the house, while a messenger summoned A. Maxcy Hillier from the police court, where he was trying a case. At first glance Deputy Pond thought that death was an act of suicide, but the absence of the weapon, which hours of searching failed to reveal, gave rise to suspicion of murder.

Later the police were notified of the death, and a guard was sent to the house and several detectives assigned to the case. The police reached the conclusion that there had been a murder, and the investigation proceeded on this line.

The house had not been broken into forcibly, but an unbolting kitchen door, which the house servants claimed was securely locked during the night, gave a possible clue that some one had passed out of the house by that means. There was no sign of a weapon.

Deputy Coroner Pond informally gave it as his opinion that it would have been impossible for Mr. Edwards to have shot himself and got rid of the weapon, and it was equally mysterious how he could have done so. The termination of these facts, if it be possible, was left to the autopsy, which will be held tomorrow.

After examination of the homestead, the servants in the house and both Charles and Maxcy Hillier were rigidly questioned. A message was sent to Mrs. Edwards, who lived in the city, and during the afternoon she reached this city. Charles A. Hillier lived in the homestead with two servants. He is unmarried. He came to this city from Salina, Kas., where he was a judge, about four years ago. He is a thirty-third degree Mason. A Maxcy Hillier is a lawyer and lives at 433 Temple street. He is very prominent in affairs.

To the deputy coroner, Charles A. Hillier said that Mr. Edwards returned from the home of Mrs. Harris at about 11 o'clock and after chatting for a few minutes retired. Mr. Hillier says he was not awakened by any pistol shot or any disturbance during the night, and the first intimation of the condition of his brother-in-law was when A. found him in the bed.

A. Maxcy Hillier said, in his inter-

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San Francisco, California

view, after referring to Mr. Edwards' visit here for the Harris party.

"I was on the best of terms with my brother-in-law and there has been no family trouble. I know nothing about his business affairs except that he was a large operator in Wall street. I knew of no motive for suicide. There were in the old home on College street last night my brother Charles and two servants, whose last names I do not know."

One of the servants, when questioned, said that she went to her own home last night after extinguishing all the lights in the basement. This morning, she says, she found several lights burning there and a rear door unbolting.

Mr. Edwards was about 60 years old and a descendant of Jonathan Edwards, one of the early presidents of Yale, and was related to many families of distinguished ancestry. He was graduated from Yale in the academic class of 1885, and was an extremely popular member of his class. Charles Edwards, as he was known throughout Yale in those days, was one of the fathers of baseball at Yale, and played upon several of the early university nines.

He married Miss Sarah Catherine Hillier, only daughter of Mrs. Abigail Hillier and sister to Charles and Maxcy. Mrs. Hillier died a few weeks ago. Her estate has not yet been settled, and it is said that the attempted division of the property caused a bitter disagreement between the Hilliers and Mr. Edwards.

For almost five hours Deputy Coroner Pond conducted the preliminary inquest. Those who were examined were A. Maxcy Hillier and his brother Charles. Coroner Pond said after the inquest that so far as he could learn there was no reason for Mr. Edwards taking his own life. "On the other hand," continued the coroner, "there seems to me to be good reason to believe that Mr. Edwards was killed."

The coroner was asked whether or not he believed the shooting was the result of a quarrel between members of the Hillier family, but declined to speak definitely on that point.

Mr. Cheney said tonight that when he arrived at the home Mr. Edwards was dead. Mr. Edwards was dressed in his underclothes. There were black powder marks on the left ear of the dead man, according to Mr. Cheney, where there was no powder on his fingers.

It was stated tonight by one close to the situation regarding the alleged differences between the Hilliers and Mr. Edwards, that about three weeks ago Mrs. Edwards came to New Haven and at that time there was trouble over the settlement of the estate of the elder Mrs. Hillier, who died a few weeks before. It is alleged that Mrs. Edwards called at police headquarters for a policeman to accompany her to the railroad station in order to protect her from the threatened violence of certain members of the family.

The police tonight state that the case probably will develop into one of the most sensational in the annals of crime in New Haven. A police guard was kept over the Hillier homestead tonight, no one being allowed to enter the grounds.

A Maxcy Hillier was quoted tonight as saying that he believes that Mr. Edwards died as the result of a stroke of apoplexy.

The autopsy problem will be performed tomorrow morning. Medical Examiner Bartlett, who viewed the body, refused to make a statement concerning the probable cause of death.

CHICAGO WILL HAVE A
SHAKESPEAREAN FESTIVAL.

Chicago, Jan. 3.—Chicago is to have a Shakespearean festival this spring, in which all the stars obtainable in the country will participate. It is intended that the festival, which will be held in April, shall last for two weeks, and that a different play shall be presented each night. Among those who will appear in the star casts are: Richard Mansfield, E. H. Sothern, Julia Marlowe, Otis Skinner, N. C. Goodwin, Louis James, Eleanor Robson, Robert Mantell, Robert Lorraine, Viola Allen, Mary Shaw, Grace George, William Lackaye, Mrs. Lemoine, Wright Loomer and Arnold Daly.

The Auditorium theater, whose stage has been engaged for the festival, has been engaged for the festival. As now conceived, Mr. Sothern and Miss Marlowe will be seen in "Romeo and Juliet." Mr. Sothern and Miss George will appear in "Hamlet." Mr. Mansfield will do "Henry V." and "Richard III." Miss George will head the cast in "Cymbeline." Mr. Mantell will assume the roles of Othello and King Lear and Miss Allen will be the star player in "All's Well that Ends Well."

Mr. Lackaye will be Shylock in "The Merchant of Venice." Mark T. Conlon in "Julius Caesar," and Lago in "Othello."

N. C. Goodwin will do the comedy parts, among them being the grave digger in "Hamlet."

TWO MINERS MURDERED.
Redding, Cal., Jan. 3.—Tom and John Price, pioneer miners of Centerville, six miles west of Redding, were murdered today on their mining claim. Tom, aged 60, left his cabin for their claim at 8 o'clock. Failing to return for dinner, his brother John, aged 64, went to the claim. He found his brother's coat through the head, his body buried almost to the neck in a grave. John hastened to his home, half a mile from the cabin, told his wife of Tom's murder and sent a man, Hildreth, to Redding to notify the officers. John then went to his cabin. As he reached his cabin door a shot rang out and he fell dead on the threshold. A posse of 100 men is now scouring the territory for the murderer.

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PATENTS.

We beg to announce for the benefit of our readers and inventors generally that we have established in connection with our patent bureau a staff of attorneys associated with us at Washington, D. C., an attorney who has been 20 years and we will guarantee that any patent matters placed in our hands will receive prompt and careful attention, and that the charges will be moderate in all matters relating to patents.

Inventors are requested to send us a rough sketch and description of their inventions and we will have our attorneys give a free opinion as to whether a patent can be secured.

If an inventor desires a search of the patent records made and a report submitted giving opinion as to securing patent and sending copies of all patents in the line to which his invention relates, he should send \$5.

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POPULAR CLOTHIERS,
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VAN WYCK ARRESTED.
Hollywood, Colo., Jan. 3.—Gerhard J. Van Wyck, brother-in-law of Miss Gertrude Haast, found dead in the cabin of the claim near Wray, Colo., Sunday last, from the effects of a bullet wound a warrant ordered issued by the coroner's jury which investigated the woman's death. The woman was insured \$1,000 in favor of Van Wyck.