8

EVELYN TO SUE FOR ANNULMEN

Inmate of Matteawan Will be Served With Summons Today-

WILL DEFEND THE SUIT.

Harry K. Thaw Desires a Reconciliation, But the Chorus Girl-Model Says She Wants Bonds Severed.

New York, March 10 .- Evelyn Nesh Thaw tomorrow will institute proceed ings for the annulment of her marriag to Harry K. Thaw. The action will be based on the allegation that the de fendant was insane when the union was contracted. Thaw purposes to de-fend the suit. The papers in the case will be served some time tomorrow and an early trial is expected. In the meantime the two by mutual agreement will remain apart.

In official statements by counsel for both parties tonight was confirmed the long-suspected culmination in the wedded lives of Stanford White's slayer and the woman whose story in his defense brought her an unhappy notorle ty as wide as the reading world. For weeks it had been gossiped that a divorce was imminent and even dur ing Thaw's last trial, throughout which Ms wife stood gamely by him, it was pretty generally believed that whatever the outcome for the prisoner, the two would never again live together. These reports were frequetly based on rumored opposition to the young wo man on the part of the Thaw family In their statements tonight, however counsel denied that Mrs. William Thaw Harry's mother, had taken any part in the proposed separation.

WILL PROVIDE FOR WIFE.

During the day Col. Franklin Bartlott, counsel for the elder Mrs. Thaw made a statement in which he said there was no truth in the report that detectives employed by Mrs. William Thaw had had her daughter-in-law under surveillance for months. As to a possible separation Col. Bartlett said:

"The matter is inchoate. There is every disposition on the part of ny Client to be absolutely fair and just toward Evelyn Thaw and to make lib-eral provision for her support and even more than that. Harry K. Thaw has sought a reconciliation and has not de-sired that his wife should leave him, but she desires a permanent severance of the marital relations. Any thought of espionage upon the young Mrs. Thaw would be abhortent to Mrs. Wil-liam Thaw and has not at any time been entertained by her." "The matter is inchoate. There i

CONFERENCE OF ATTORNEYS.

CONFERENCE OF ATTORNEYS, Soon after Col. Bartlott's interview became public, A. Russell Peabody.per-sonal counsel to Thaw, left for Mattea-wan, where since his last trial Thaw has been confined in the asylum for the criminal insane. After a talk with his client, Mr. Peabody retirned to the city late today and by appointment met Daniel O'Reilly, one of Thaw's former attorneys, who is now counsel for Evelyn Thaw. The conference ex-tended well into the evening and at its conclusion Mr. O'Reilly said: "Papers will be served on Mr. Pea-body tomorrow by me as counsel for Evelyn Thaw in an action for annui-ment of the marriage. The action will be on the generative the served on Mill

ment of the marriage. The action will be on the ground that at the time of the marriage, April 4, 1965, Harry Thaw was insane, and did not know what he

WARD DESCRIPTION OF A STATE OF A DESCRIPTION General debility may arise from a variety of causes but weakness is always present, a tendency to perspire and fatigue easily, ringing in the ears, sometimes black spots passing before the eyes, weak back,

vertigo, wakefulness caused by inability to stop thinking, and unrefreshing sleep. These conditions are simply a call for a blood tonic and builder.

Mrs. Lena May Brooks, Prairie Hall, Macon county, Ill., after several months of suffering finally found the right tonic in Dr. Williams' Pink Pills. She says:

"I suffered terribly from a general breakdown in health, was in bed for three months and after that was able to be up only part of the time. was sick all over, being pale, weak and thin. My appetite was gone, my head ached most of the time, and often I would faint away.

"As the treatment I was taking did not help me, I began to take Dr. Williams' Pink Pills. After taking a few boxes, I began to get well rapidly. , I am now as well and strong as ever in my life." Dr. Williams' Pink Pills

soc. per bax; six boxes, \$a.50, at all druggists. Dr. Williams Medicine Co., Schenectady, N. Y.

when apprised of his wife's intentions. had made no comment except to de-clare that he was same at the time of his marriage, and expressed his will-ingness to meet the issue.

Asked whether Mrs. William Thaw was active in the planner litigation, Mr. Peabody replied: "No, she is not."

No, she is not. Mr. O'Reilly added to his formai statement that Evelyn would take the stand during the annulment proceed-ings and that several of the medical experts who had testified at the murexperts who had testified at the mur-der trial would also be called. He added that despite his announced de-termination to defend the suit, he be-lieved that Thaw would put no serious obstacle in the way of separation, if for no other reason than the gratitude he felt toward his wife for the aid she had rendered him when he was on trial for his life. As to his client's financial resources, O'Reilly said he thought she had funds enough to main-tain her during the trial of the case, and, as for the future, was capable of earning a large income as a writer. Both lawyers emphatically denied

Both lawyers emphatically denied that Evelyn had been followed by de-tectives or that she had made any demand upon her husband's mother for a money settlement.

DEPEND ON INSANITY.

It is understood that the attorney for Mrs. Thaw will depend upon the evidence of insanity introduced at the last trial of Thaw to prove that he was mentally incompetent at the time DESERET EVENING NEWS WEDNESDAY MARCH 11 1908

CRUISER ALBANY SPLENDID FOR HARRY ORCHARD Clean, wholesome, nutritious Ask your dealer to send you KAYSVILLE FLOUR **THE OLD PEOPLE** WINS THE TROPHY PLEADS GUILTY **HUSLER'S** is best. All prizes State Fait, 1997 Two Gold medals and diploma. FLOUR A Harmless Prescription Which Anyone Can Mix at Home LEYSON TIME **Exceeds All Previous Records for** Will Be Sentenced for Murder of At Small Cost. And the making of good bread Speed and Accuracy **Governor Steunenberg Next** will be an easy accomplishment, In Firing. Wednesday. PHONE 65 RELIEVES ALL RHEUMATISM. eyscns) lor the CAUSED GREAT SURPRISE. BUILT IN GREAT BRITAIN. We are always ready to **Correct** Time Acts Promptly on the Kidneys and correct mistakes. Yet, our Bladder and Should bt Given a greatest care is in not mak-***** Man Whose Confessions Recked With Trial by All Sufferers Here, With Her Sister Ship, the New Or ing them. Jeans, She Was Purchased Before THE PARTY OF A Bloody Details Startles Court and The smallest trifles re-Spectators by His Announcement. Spanish_American Affair Cut this out and put in some safe place, for it is valuable and worth ceive the same care and atplace, for it is valuable and worth more than anything eise in the world if you should have an attack of rheu-matism or bladder trouble or any der-rangement of the kidneys whatever. The prescription is simple, and can be made up by anyone at home. The ingredients can be had at any good pretention from us as the most Bolse, Igano, March 10 .- The last Washington, March 10 .--- Unofficial costly transactions. hapter of the famous Frank Steuinformation which has reached the ienberg murder case was begun navy department shows that greate speed and accuracy in firing has been this morning when in the district court for Canyon county at Calaattained during the target practise scription pharmacy and all that is ne-cessary is to shake them well in a botwell, Harry Orchard, whose startling this year than ever before. The trophy which the Albany proudly disonfession made public in February. Here it is: Fluid extract dandelion plays was won last year by the Bos 1907, caused the arrest of Charles H. one-half ounce; compound Kargon, one ounce; compound syrup of sarsaton. Since then the Boston has Mover and William D. Haywood, president and secretary of the Western been placed out of commission and LAIN ST. parilla, three ounces. Take a tenspoonful after each meal and at bedtime. A few doses is said to relieve almost any case of bladder Federation of Miners, and George Pether officers and men transferred to SALT, LAKE CITY, UTAH. tibone, honorary member of that orthe Albany. They were allowed ganization, and the subsequent trials take the trophy with them. P. C. Box Bell Phone Ind. Phone to relieve almost any case of bladder trouble, frequent urination, pain and scalding, weakness and headache, pain above the kidneys, etc. It is now claimed to be the method of cur-ing chronic rheumatism, action upon the eliminative tissues of the kidneys it concers these sponse like correct. 1862 SOFT WATER ONLY of the latter two, faced Judge Fremont BUILT IN ENGLAND. Wood and pleaded guilty to the charge The Albany was built in Great of murder in the first degree, Britain for the Brazilian government Pending and during the trials of longe ALL but before her completion was purpparel. The only laundry ting a WATER SOFTENER Haywood and Pettibone the trial of the eliminative tissues of the kidneys It cleanses these sponge like organs and gives them life and power to sift and strain the poisonous waste matter and urle acid from the blood relieving the worst forms of Rheumatism and kidney and bladder troubles. The ex-tract dandeilon acts upon the stomach and liver and is used also extensively for valuaving constinuing and indires. chased by the United States, together Harry Orchard had been postponed TROY LAUNDRY with her sister ship, the New Orleans, rom term to term in the Canyon **Civilized** People THE LAUNDRY of QUAL The latter ship was turned over to county court until, after Pettibone had this government at the outbreak o been acquitted last January and Moyer the Spanish war, but the Albany way soon after dismissed upon motion of Wear Shoes and they not completed in time for service in the prosecuting attorney, it was defithat war. The performance at Magdalena bay shows that the Albany has broken all records for in pidity and accuracy with her five-inch guns, her average being 10 hits per minute, and the St. Louis, with her six-inch guns, averaging eight and three-quarters hits per min-After the days work is over there is nothing more healthful or refreshing than a cup of good tea. Its stimulating and vigor-ating effects will make you feel often need attentionfor relieving constipation and indiges-tion. Compound sarsaparilla cleans and inriches the blood. nitely stated that Orchard's case would be called for final disposition TRY US! As you or anyone of your family, es-pecially the old folks, may be attacked at any time it would be wise to cut this this March term. PLEA A SURPRISE. like beginning the days worl over again; but drink good tea Poor tea is dear at any price There has been a great deal of spec-The American out and save it. Incre has been a great deal of spec-ulation as to how Orchard would con-duct himself when arraigned at this time, Jurles in the trials of Haywood and Pettibone refused to believe his tale of crimes committed at the in-stigation of the officers of the federa-tion. They were all freed, After that the opinion was expressed in many construct that Orchard would take ad-A well-knawn local druggist in au-thority that this prescription is safe to Mix it yourself. Hewlett's Shoe Repairing Co. TESLA AND SIGSBEE ON PAST AND FUTURE CASTORIA For Infants and Children. juarters that Orchard would take ad-rantage of every legal right he might laye to obtain his own release or a Three Crown Natural **320 STATE STREET** The Kind You Have Always Bought Uncolored light sentence. Whe stand he took this morning was a surprise to most every one and his attorney says, was entirely voluntary on his part and against the advice of many who had seen and talked with him. It is known that strong influ-cnces have been at work the past few weeks to ge the man to stand by the plea of "not guilty" and stand trial. light sentence. Bears the Signature of Chart H. Flitcher. BELL PHONE 1288 **JAPAN TEA** son presided. Nikola the future of warfare. He said: Nikola Tesla spoke of We call for shoes and deliver them. We cannot be beat. will brew 300 cups of excellen "Mankind will eventually harness th "Mankind will eventually harness the waterfalls and transform this enor-mous pressure into energy and this will simplify warfare. Aerial vessels of war will be used to the exclusion of ships and with 10,000,000 tons of ener-gy this country will be guipped to rout the civilized world. "I consider the greatest achievement of humanity will be wireless telephony, which may be operated throughout the globe. This will solve a thousand in-tricate features of our civilization. It is scientifically possible and it will gradtea to the pound. Mens' Half Soles Sewed 75c Hello! Spring! All others in proportion. Wall paper, room mouldings, floor varnishing, picture frames, 111 E. 2nd So. Bell, 799x; Ind, 11422. FEW IN COURT. There wer few persons in the court room this morning. Orchard was tak-en to Caldwell on the interurban line from the penitentiary in Boise in charge of Warden Whitney and a guard. On the same car were his at-torney, Frank T. Wyman of this dity, and Judge Wood of the Ada county district court, who was appointed by Judge Bryan to sit in the cases grow-ing out of the Steunenberg murder be-J.F.BOES MFG. JEWELER L. O. Laurell & Co. If you own a large building in-209 SOUTH MAN SHEET. STOKER SMOKE AND If it's made of Gold we make i FUEL SAVING DEVICE. tricate features of our civilization. It is scientifically possible and it will grad-ually become an actuality." Admiral Sigsbee related his social activities during his long career in the navy. He told of a pork and beans dinner he ate with the family of Mme, Emma Fames in Shanghai in 1866. Guaranteed to kill 90 per cent smoke and save 25 per cent coal. Write Wm. Waterfall, \$37 Sherlock **Don't Forget** ing out of the Steunenberg murder be-cause he himself was disqualified, hav-ing, before being elected as judge, ap-peared by appointment of the court as **CLAY TON Our New Location** UTAUS LEADING peared by appointment of the court as attorney for Orchard. The case was called at 10 o'clock and Mr. Wyman at once notified the court that Orchard desired to with-draw the plea of not guilty which had been entered in his case upon his first arraignment by order of the court and enter a plea of guilty instead to the charges in the indictment. MUSIC OUR many friends are urged noulog For Backache, Rheumatism MUSIC O to remember that we have moved from our former loca-tion in the Federation of La-bor building to new and more inviting quarters on Main street where we are better prenared to serve you SCHOOL ORDERED CLOSED. HOUSE COMPANY Chicago, March 11.—Because of vio-lations of the Chicago fire ordinances, the two upper floors of the St. Agnes school, were closed summarily yester-day by order of acting building in-spector Robert Knight. IIIGUIGS and the Kid-neysand Bladder 109-11-13 MAIN ST. Sold by Z. C. M. I. Drug Dept., 112-4 Main If not convenient to call, phone us your wants. **~~~~~** MIND FULLY MADE UP. ALLEN C. DUERBERROW DEAD. The New Way to Repair Shoes Judge Wood questioned Orchard as THE MODEL PRESCRIP-TION PHARMACY. Chicago, March 11.-Former Con-gressman Alen C. Durberrow died last night at the Robert Burns hospital, to whether he fully understood the status of the case, what it meant for him to plead guilty and if he under-

doing Was "This action has been thought of for

some time. It will be tried in New York county. As yet no mention has been made of any settlement in favor of Evelyn. If after the annulment proceedings are through and they are in favor of the plaintiff, some action might be taken for the recovery of counsel fees and alimony."

THAW WILL DEFEND.

Mr. Peabody, who had heard O'Reilly's remarks, said:

"Today I have visited Harry at Mat-teawan and told him the intentions of his wife. He is willing to defend the Mr. Peabody added that his client, asylum

last trial of Thaw to prove that he was mentally incompetent at the time to legally contract a marriage. Should this be established, the case would be won for the plaintiff, providing there was not introduced the defense that Thaw subsequently recovered full pos-session of his faculties and, by con-tinuing the marriage relation, gave, validity to the original contract. This point the attorneys would not discuss tonight. It was, however, pointed out that Thaw, though committed to an in-sane asylum as having been insane at the time he killed White, has not been declared insane at the present time. Whether the matter of his insanity will be determined before the trial for an-nulment is not known. If it is not, there will be added increst in the prob-able effect of the present suit upon the later efforts to get Thaw out of the asylum.

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It requires 96 hours to turn white wheat into Mapl-Flake. Yet flaked foods can be made in onefourth of that time. Why do we employ so expensive a process?

Simply to make every atom digestible-to create a food that's all food.

Wheat is largely starch. And starch, to be digestible, must be made soluble. The particles of the starch must be separated so the digestive juices can get to them.

To break up the starch granules requires a high heat, long continued. With half-way methods, only half the starch will digest. The balance ferments and breeds germs in the stomach.

Our wheat is steam-cooked for six hours, then cured. Then each separate berry is flaked so thin that the full heat of our ovens attacks every atom. Then the flakes are toasted, for 30 minutes, in a heat of 400 degrees.

We do that because we know it is necessary. We aim at a perfect food, not a cheap food. For the cheapest food, after all, is the food that supplies the most nourishment.

Mapl-Flake is cooked in pure maple syrup. The reason for that is-deliciousness.

Children like maple sugar better than anything else that is good for them. And this is the children's food.

The price is 15 cents per package. It requires no more cream than a 10-cent food, a the real difference in cost is a triffe. The difference in food value is greater by far.

So don't go without the food that you like best-the food with the maple flavor. For Mapi-Flake costs less than cheap foods when you measure by nourishment.

The only food served in individual packages in hotels, chubs, cafes, and on dining cars

stood that to plead guilty to the charges in the indictment meant pleading guilty to the charge of first degree

Perfectly calm, with he indication of any emotion in face or volce. Orchard answered that he had gone over the matter throughly with his attorney and had made up his mind definitely. Judge Wood allwed the plea to be changed and set date for sentence for Wednesday, March 18, at 10 a.m. Harry Orchard was hern March 18

changed and set date for sentence for Wednesday, March 18, at 10 a.m. Harry Orchard was born March 18, 1866. The crime for which Orchard has been held was committed on the eve of Dec. 30, 1905, when ex-Gov, Frank Steunenberg was blown to eternity while passing through the gate leading to his home in Caldwell by the explosion of a dy-namite bomb. Orchard was arrested two days later and placed in the state penitentiary for safe keeping. Early in February the news was given out that he had made a confession which im-plicated Haywood, Moyer and Petti-bone and others in the Steumenberg murder and in a series of most horri-ble crimes in Colorado. The three men in Denver were arrested, brought to Idaho and Haywood and Pettibone, af-ter long delay, tried and acquitted His Face Was a picture of Clamity. It takes sunshine to produce a rose, a perfect rose. And so man, to be successful, must have sunshine inside. The life which has it not, which has no health and no happi-ness, is sour, surly pessimistic, and a failure. The world already has too many vinegar faces that breathe fil-will and strife. The world wants joy, comfort, sunshine, and will cling to the man who hasy it, who radiates gladness and triumph wherever he is and under all circumstances. Some people have a genius for seek-ing out the disagreeable, the crooked, the bad and the ugly. These are the destroyers; they travel in schools, they herd together for they love their kind, and the cheerful part of the world will have nothing to do with them. ter long delay, tried and acquitted separately. The case against Moyer was afterwards dismissed.

******** FOR SCHOOL FIRE FINDS NO EXCUSE

Coroner Burke Declares Partition Built in Hall Caused Loss of Life.

Cleveland, March 10 .-- "The loss of the lives of the little children in the Collinwood school fire was absolutely inexcusable," Coroner Burke declared today, after makng a thorough investigation. "The poor little children were aught in a veritable trap and held and crushed until burned to death," he said. "Some one is responsible for this and should be held. I am not prepared yei to say upon whom the blame should be placed. Before I can charge anyone with this horrible responsibility I must review the evidence carefully and deliberately. I find that the steam pipes caused the fire by being placed caused the fire by being placed joists. There is no doubt in my mind that the overheated pipes caused the fire.

But the children should have escaped and would have done so had it not been for the partition built in the hall at the foot of the stairway. This is what caused their death. The coroner said that the build-

ing was also deficient in the automatic devices for opening of doors. Another body was recovered

from the ruins today, making the from the ruins today, making the total 166. day and we will at once send you by mail a sample package, free. Ad-dress F. A. Stuart Co., 150 Stuart Bidg., Marshall, Mich.

after an illness that had confined him to his bed for months. The Bridge Drug Co **Turn Your Face**

Into Dollars.

them. And why is it that so many ped-dle disaster knowing at the same time that if they do, their lives will beruined? Some people cannot help it, for pessimism usually comes from bedily disorders and this cannot al-

It, for pessimism usually comes from bodily disorders, and this cannot al-way be prevented. The stomach, for instance, is the most common cause of discontent, sour face, recklessness, disgust and lack of ambition. A had stomach—there is the secret of many of a failure. Anyone can have a good stomach, a strong stomach, a stomach that can take care of anything and everything that is put

stomach that can take cars of anything and everything that is put into it, no matter whether it is a very bad stomach now or not. Then

why not have it?

vorst forms.

why not have it? Stuart's Dyspepsia Tablets do this very thing. One ingredient of these little tablets digests 3,000 grains of food, and no matter how bad is your dyspepsia or indigestion, these tab-lets will digest everything in your stomach, thoroughly and complete-ly, and better and quicker than a healthy stomach can do the same thing. Stuart's Dyspepsia Tablets will cure quickly loss of appetite, brash, irri-tation, burning sensations, nausea,

tation, burning sensations, nausea, heartburn, eructations, loss of vin and spirit, bad memory, and dyspep-sia and indigestion in their very

No other little tablets in the world

au do so much. You should carry Stuart's Dyspepsia Tablets around

situaria Dyspepsia Tablets around with you wherever you go and take them after meals. Then only will you realize what it is to enjoy a meal, and what perfect digestion means. Your hole body and your mind will feel the effects; your vim will increase, you will be more satisfied with what the world does you will think bap.

you will be more satisfied with what the world does, you will think hap-pler and be happier and your face will be one of supreme contentment. That will bring you success, and then more success. Your face will bring you dollars. Try it. It will cost you just 50c, for a pack-age of these wonderful Stuart's Dysp epsia Tablets, at any drug store on earth.

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Lawn Mowers and Paint now on Sale. Reduced Prices on Razors, Shears, Scissors, Pocket Knives, Guns, Fishing Tackle, Dog Collars. Mason, Cement and Carpenter Tools; Paint Brushes, Washers, Boilers, Wringers, Nickel and Enamel Ware, Whips, Stirrups, Tools, and Everything in Hardware.

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