

CAPT. F. J. MILLS APPEARS IN COURT

Is Formally Arraigned on the
Charge of Killing O'Melveny.

TAKES USUAL TIME TO PLEAD

Defendant Listens Attentively to the
Reading of the Information—Will
Enter Plea Saturday.

Captain Frederick J. Mills was formally arraigned before Judge Norrell this morning for the killing of John C. O'Melveny in the Oregon Short Line building, this city, on the afternoon of October 3, 1899. The prisoner took until Saturday morning to plead.

It took three or four minutes of 10 o'clock when Capt. Mills, accompanied by Sheriff Howells, entered the court room. The prisoner's face wore a pale and careworn look, and it was plain to be seen that he was far from being a well man. He was attired in a black suit, heavy overcoat and brown kid gloves. After removing his gloves and hat, he turned to the enclosure of the court room. Once he turned around on his seat and glanced nervously at the small group of spectators assembled.

Soon Judge Powers, of counsel for the defense, appeared on the scene. Mills rose from his chair and greeted the judge with a warm shake of the hand. When asked if he was feeling better, Mills said, "Very much better, thank you." Speaking of the weather he stated that he had found it to be, walking from the county jail to the city and county building.

After court opened Judge Norrell gave his decision in the Hunter habeas corpus matter, and then John W. Peterson was arraigned on the charge of housebreaking. Mills seemed to be interested in the proceedings and every now and again would stroke his beard with his left hand. As soon as the cases referred to were disposed of, Judge Norrell enquired of Assistant County Attorney Ray Van Cott if there was anything else. The prosecutor said there was one more matter and that was the arraignment of Capt. Mills on the charge of murder.

"Is the defendant in court?" inquired Judge Norrell.

"He is, your honor," replied Mr. Van Cott.

"Let him be arraigned then," said the court.

Clerk Little thereupon called out "The State of Utah against Frederick J. Mills." The defendant immediately arose from his seat and walked up to the clerk's desk.

"Frederick J. Mills. Is that your true name?" enquired Clerk Little of the prisoner.

"It is," the defendant answered.

"Then listen to the reading of an information filed against you in this court October 26, 1899."

Mills stood erect with his hands behind him, while the clerk recited the charge set out in the information. At the conclusion of the reading Clerk Little handed the prisoner a typewritten copy of the information, and Judge Norrell enquired if the defendant desired to enter his plea now.

Judge Powers arose and addressing the court said: "We desire to take the statutory time to plead, your honor."

"Very well," said Judge Norrell. "let the defendant be brought in 10 o'clock Saturday morning. The case will then be heard before Judge Powers then held a whispered consultation and Mills was later taken back to the County Jail."

Smith Was Non-suited.

The plaintiff in the case of Abraham Smith vs. B. G. Raybould and the Hughes Produce company was non-suited yesterday afternoon. The case was brought to recover \$718.38 on account of a consignment of goods.

WRIT IS DENIED.

Abraham Hunter will continue a guest at the County Jail.

Judge Norrell today gave his decision on the application of Abraham Hunter for a writ of habeas corpus, denying the petition. The effect of the court's ruling is that the petitioner must serve the ninety days' sentence in the county jail imposed upon him by Justice Somers last August for petit larceny.

Judge Norrell held that when an appeal from a justice's court to the district court is perfected, the judgment of the former court is vacated and so remains as long as the appeal continues in force.

Peterson Takes Time to Plead.

John W. Peterson, now serving a three years' sentence in the State prison for housebreaking, was brought today before Judge Norrell on the charge of entering the residence of Joseph Smith, 47 West Fourth South street, and stealing a watch and some jewelry. The defendant took until Saturday to plead.

There is a humorous side to Peterson's action today from the fact that two or three weeks ago he declared in an affidavit that he was guilty of the crime, his object being to clear William Reeves, who had been convicted of the offense. On the strength of the affidavit the verdict of the jury in the Reeves case was set aside and Judge Norrell granted a new trial. Reeves will be tried again on the 4th of next month. He is also undergoing a three years' sentence for housebreaking.

Setting of Criminal Cases.

Judge Norrell made an additional setting of four criminal cases this morning for trial during the present term of court, as follows:

Tuesday, January 2, 1900—State vs. Art Jones, burglary; George Harmon, receiving stolen goods (appeal).

Wednesday, January 3—George Harmon, petit larceny (appeal); George Davis, burglary.

Thursday, January 4—William Reeves, housebreaking; John W. Peterson, housebreaking.

Following the Peterson case is the trial of Captain Mills, on the charge of killing John C. O'Melveny, set for Monday, January 8.

ONE DOLLAR pays for two tickets to "The Weaker Sex" tonight—Theater.

POLICE POINTERS.

Last Tuesday night some fellow entered the residence of Conductor Burns of the Salt Lake City railroad, and stole a choice ham. Mr. Burns resides on K street.

confinement to his home quite ill. His illness is a result of vaccination.

Sergeant Brown arrested S. H. Lufkin, a teamster, last night on the charge of picking pockets. Lufkin is accused of turning inside out the pockets of two men who were asleep in the Comstock saloon. One hundred and twenty-five dollars was found on him when searched at police headquarters. Later the charges of grand larceny was lodged against him.

Some fellow, who was too intoxicated to give his name, was hauled in by Officer Miller last evening. The man's nose bore evidence of a recent encounter with a pile driver, a pavement or some hard hitting biped. Said he: "I der faller am vat hold der drain up mit already."

"Some man's sedt i vos von thief, a liar undt ropper undt everything vat i vos."

"Yah, i peen Roppers Roost gang, py chimney."

His possessions were a jag, one cent and a brass collar button.

A few nights ago the night jailor at the city batile was startled by unusual noises proceeding from the upper portion of the jail. An investigation revealed the fact that Frank Deely, the man who tried to clean-out the police court, judge and all, was getting a sound wallop from a fellow prisoner. A prisoner named Winston had a few epileptic fits and Deely took exception to them and would not give Winston a thrashing. Deely made a mistake, Winston jumped onto the erstwhile terror and dealt him a Sharkeyesque followed by a solar plexus and Deely was counted out.

ONE DOLLAR pays for two tickets to "The Weaker Sex" tonight—Theater.

PERSONAL.

The following are today's arrivals at the Cullen: A. L. Kingsbury, Racine, Wis.; P. R. Nicholas, Pocatello; Thomas Green and wife, Edgerton, Wis.; Margaret Kennedy, New York; Miss E. J. Mack, New York.

The White House today made accommodations for the following people: W. L. Dillon, Council Bluffs, E. T. Richardson, Ogden, C. R. Hancock, Councilville, F. H. Wilbur, Washington; F. Kriber, Morganville; J. R. Tainish, Bingham; Alice L. Williams, Corrine.

The following names appear on the Kenyon register this morning: Mr. L. B. Holly and wife, San Francisco; W. H. Moore, San Francisco; F. B. Wood, St. Louis; L. O. Leonard and wife, of the Missouri Pacific; C. J. Wall, New York; E. A. Akery and wife, La Grande, Oregon; M. E. Kyle, Kansas City; T. O. Crain, Butler, Mo.; J. Strack, Kansas City; Mrs. H. L. Smith, Worcester, Mass.; Mrs. L. H. Farnam, Oneida, New York.

The following are today's arrivals at the Walker: W. H. Hines and wife, Provo; Mrs. C. G. Pressey, Concord, N. H.; A. B. Sutter, Eau Claire, Wisconsin; A. G. and S. I. Mead, Coudoun, Iowa; A. E. Feigh, Peoria, Ill.; R. J. Stone, Tintic.

The following named are assaulting the bill of fare at the Knutsford today: Mrs. Elbridge Smith, Minneapolis, Minn.; J. E. Smith, Robinson; C. H. Beckler, Chicago; Charles W. Ford, Denver; W. J. Reeves and wife.

AMUSEMENTS.

At the Theatre this evening the University Dramatic Club renders Piner's play, The Weaker Sex. The cast is a bright and attractive one and will be precisely as printed in the Saturday "News." Miss Hamum having the principal lady's role and Mr. Best the leading man's. The company appears under the direction of Miss M. M. Babcock.

At the Grand last night Yon Yonson closed his engagement and the house will be dark for the remainder of the week.

Mr. Mayo, head of the "Pudd'nhead Wilson" Company, all of whom are resting in Salt Lake this week, received a telegram today which will be interesting to Salt Lake people. When the news was received here that the "Children of the Ghetto" had been a failure in London, Mr. Mayo at once called Ada Dwyer asking her if she would accept her part of Roxey, and if so how soon she could join them. Her answer came today and briefly stated "Yes, will be with you in Denver." Mr. Mayo is naturally much pleased, not only because Miss Dwyer will have her original part which his father wrote for her, but because it will place Mrs. Mayo in her old role of Roxey, so that there will be a gain all around.

WARD ENTERTAINMENTS.

The good people of the Twentieth ward remembered their poor, in a generous as well as a unique manner, last night. A miscellaneous program was first rendered. One of the features of which was a talk by Judge Powers, who, among other things said, "that in all his travels he had never met a people who looked after their poor as well as the people of this ward."

"Better the Feet Slip Than the Tongue."

There is one slip Nature never forgives. It is the carelessness of ignoring the signal that the body is in danger of wreck. It may be that the kidneys or the stomach or the head gives the warning sign. But remember, the blood feeds every organ of the body. Make no slip, but first tone up the system through the blood, and health will surely follow. Hood's Sarsaparilla is the best preparation man has devised to make pure, life-giving blood.

General Debility—"I have taken Hood's Sarsaparilla for general debility with marvelous effect. My blood is pure and I feel better and stronger." Frederick Reeb, 98 Herkimer St., Albany, N. Y.

Disordered Stomach—"Now-a-days I can eat anything I wish because Hood's Sarsaparilla keeps my stomach in order. It is the best tonic medicine." H. Stone, Sherborn, Mass.

Catarh—"Hood's Sarsaparilla has cured my husband's catarh troubles, and given me relief from sick headache." Mrs. J. W. Morris, Binghamton, N. Y.

Hood's Sarsaparilla
Never Disappoints

Hood's Pills cure liver ill: the non-drugging and only cathartic to take with Hood's Sarsaparilla.

YOUR CHRISTMAS PURCHASES.



YOU HAVE made a mistake in your purchases for Christmas if in providing your larger with the best things for the season you have failed to purchase a can of our Three Crown Baking Powder. It is its own best recommendation. You will find that it gives a more delicate flavor to the things in which it is used and you will also find that it provides a high quality in the way of substance at a low price. That's our strong feature. We keep up the quality and keep down the price. We make you satisfied by giving you a satisfactory article.

Three Crown Baking Powder is sold by all grocers at 25 cents a pound. Why not use it.

HEWLETT BROS. COMPANY.

thoroughly as the "Mormons." After the entertainment an auction sale was held on the "unsight and unseen" principle. Parcel after parcel was put up and auctioned off by several young men of the ward, the audience bidding without the slightest knowledge as to what they were buying. The results were very amusing. Bids ranged from 10 cents to \$1, and many of the articles were of solid value; such as sacks of flour, tons of coal, etc. Others, it is hardly necessary to say, went to the other extreme, but the responses of the audience were so generous that the poor fund was swelled to the extent of \$125. All the articles auctioned off were donated.

TO CURE A COLD IN ONE DAY.
Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. E. W. Grov's signature is on each box. 25c.

THEATRE TONIGHT—"The Weaker Sex."

LATE LOCAL NEWS.

Later this afternoon Officer Davies attached the household goods of I. J. Starbuck on behalf of the city. Starbuck has been residing in the old place now used as the post house, and refused to pay the sum of \$25 due the city.

"I'm guilty and I vos going out of town," wailed George Brown to the charge of drunkenness. "You will not go now; 19 days," said his honor.

James Daley, a suspended sentence "vag" got 30 days. His excuse for being in town wouldn't do.

Frank Sherman said guilty to the charge of drunk, but was discharged. He just got out of the county jail.

The case of vagrancy against Frank Armstrong went over until tomorrow.

"Mr. Laughindrink" called out the court. A sorry looking individual stood up and admitted that he was all that his name implied. "All 't' ad were four Tom and Jerry's" laughed the gentleman at the same time holding up four fingers. He was told to go.

The next one is probably a cousin to "Laughindrink" for his name was called "Dead-drunk." "Don't know whether I had a hat or not, been a drinker, though," said he. "What did you do for?"

"When I'm broke I can't get drunk." A motion in the direction of the door was his cue.

James McCaffey, the fellow arrested by Officer Simpson yesterday morning for stealing shirts from Cutler Bros., was convicted of petit larceny and given fifty days.

POCATELLO, IDAHO.

Budget of Interesting News Notes—Much Improvement in Mutual Work.

Pocatello, Idaho, Dec. 20.—Winter has set in here in earnest; thermometer is down to zero and a snowstorm in the past few days, which makes the coal dealer smile, and the man of family study how to make ends meet.

John Thomas McDonald, one of Pocatello's earliest settlers, passed away on Thursday, Dec. 14th, 1899, at 60 years of age. He had been ill for some time.

Hot springs, which he had gone for the benefit of his health. The cause of death was consumption. Funeral services were held on Sunday, Dec. 17th at his late residence, being well attended.

A blaze yesterday destroyed a residence and its contents, belonging to Mrs. Driscoll.

A petition is being circulated for the purpose of having a special election held, to say whether the county shall be bonded for the sum of \$20,000 for the purpose of erecting a court house and jail, instead of paying an exorbitant rent which it now has to do.

Our city fathers and the volunteer fire department seem to be at loggerheads over some little grievances, which if continued may seriously affect the efficiency of the department.

M. I. A. WORK.

The M. I. A. work in both associations is in a very bright and promising condition. Both associations are to be congratulated on the successful efforts being put forth. The conjoint monthly session has now become a treat. The lectures, songs and recitations drawing crowded houses on every occasion, sending room being at a premium.

A great contrast to conditions existing a few years ago, when it was hard indeed to have forty or fifty in attendance.

AMERICAN INTERESTS IN SOUTH AFRICA.

The war in South Africa will cause a loss of millions of dollars to American manufacturers, whose commercial relations with that country have been steadily growing in volume for many years. Ever since the tension between the two governments began the business has been decreasing, and since war was declared it has practically suspended. Even if the war should continue only six months, and it may not end for a year, it will require another year for business relations to be firmly re-established; so that American manufacturers will lose a year's volume of trade, at the very least, because two diplomats were unable to agree. America's trade with South Africa last year was estimated at about \$20,000,000, and before the British demands were made the indications were that the United States would this year draw fully \$10,000,000 more. Naturally, the British army will require great quantities of canned meats and provisions in this war; but as these necessities were purchased here in times of peace, no great increase in the volume of business can be expected from that source—Collier's Weekly.

JUDGE HOWAT AS WITNESS

Counsel Permits Himself to be Interrogated
During a Trial.

Suit Finally Dismissed for Want of Jurisdiction—May Now Try Davis County.

After the impinging of a jury, the making of opening statements by counsel on either side and the examination and cross-examination of the plaintiff, Judge Cherry at noon today dismissed without prejudice the \$5,000 damage suit of J. H. Roth vs the Rio Grande Western Railway company, for want of jurisdiction.

Roth, who is a travelling salesman representing a St. Louis house, alleged in his complaint that on June 6 last he was a passenger on one of the defendant company's trains running from Ogden to Salt Lake. He became involved in a wordy war with a Pullman porter, when the latter, without provocation, beat him over the head with a club. The colored man being a servant of the railroad company placed a suit on the Western for the injuries received.

The defense denied that Gleason was its servant, and alleged that he was in the employ of the Pullman company. It was also out by the defense that the quarrel between Roth and the "colored gemman" was a purely personal affair; that if plaintiff got hurt it was because he had undertaken to call Mistah Gleason vile names, as well as to assault him.

In making the opening statement for the defense Judge Howat caused the jurors to smile when he said "This is a case where a colored man calls a Jew a Jew, and the Jew got mad, and the nigger got mad, too."

Roth took the stand this morning and related what occurred between him and Gleason on the train. Judge Howat cross-examined the witness and created no end of amusement for the jurors and spectators.

Counsel would ask Roth a question and the plaintiff would reply by asking Judge Howat a question. Judge Howat was the more willing witness of the two. He answered all of Roth's questions, but the latter objected to quite a few of those propounded by counsel.

After Roth had been excused from the witness stand Judge Howat called Gleason for the purpose of finding out where abouts the alleged assault took place. Gleason said the "assault" took place between Layton and Farmington. Judge Howat then called Attorney Parley L. Williams and proved by him that the country between the two places named was in Davis county. Judge Howat then moved for a dismissal of the case for the want of jurisdiction. The court granted the motion and the suit was dismissed, but without prejudice.

Attorneys D. S. Truman and James A. Williams, Roth's legal representatives, will bring suit in Davis county. No one outside of Davis county seems to have known when the assault took place. Roth being a stranger, was unable to say, but he thought it was somewhere near this city, and of course his attorneys concluded it was in Salt Lake county.

WILL SURRENDER HIM TO RUSSIA.

Washington, Dec. 21.—The state department has issued a warrant for the surrender to the Russian government of A. P. Shuland, alias A. F. Klutchnikin, who is charged with larceny and false entry into Russia. He was bookkeeper in the Wilson National Bank, and is said to have stolen 12,000 rubles, besides making false entries. He came to the United States and settled down in Seattle, where he was arrested. He was brought before United States commissioner Shields at New York, who committed him for extradition.

HELD AS CONTRACT LABORERS.

Baltimore, Md., Dec. 21.—Local immigration authorities are making desperate efforts to keep contract laborers out of the country, and last week thirty, who had come here on the steamship Muenchen, were returned to Germany. On the Hanover, which arrived on Monday, were 100 men, who have no money and who are bound for Pennsylvania, and they are detained at the immigrant house at Locust Point, pending an investigation.

A VICTORIA CROSS FOR MAJUBA.

British defeats seem to bring forth their crop of Victoria Crosses as well as victories. After the disastrous campaign against the Boers in 1881 no less than six Victoria Crosses were conferred. One of these was bestowed upon the man who first waved the white flag. He was Captain J. T. Farmer of the army hospital corps. A small force, about 400 of all ranks, had been got to the summit of Majuba in the night by the unfortunate General Colley. When day broke the Boers, in overwhelming force, stormed the heights, and surrounding the defenders on three sides, proceeded to annihilate them. Nothing was left but flight, since the general, many other officers, and nearly 100 men were lying dead.

Former was with the wounded on a plateau when the flight began. He raised a white handkerchief. The hand that waved the little flag was shot through, and the white rag fell to the ground.

Despite his pain the soldier stooped down, picked up the handkerchief, and waved it with his uninjured arm. Again a bullet struck him, and he could hold up the flag no more. But his life was spared, and though he had to undergo amputation he was able to take the Victoria Cross with him for in recognition of his "valor" on Majuba that first of distinctions was conferred upon him—Collier's Weekly.

POLITICAL COSTS IN OHIO.

The two state committees have filed their accounts of expenditures during the late political campaign. The knowing ones smile as they study the figures. The treasurer of the Republican state committee makes a sworn statement that it cost \$1,125.87 to elect Judge Nash governor of Ohio. The Democratic statement indicates a much greater economy, or impecuniosity, on that side. The total expenditure sworn to was \$18,149.55. That was a cheap campaign compared with the Republican side of the contest, for the two statements show that it cost \$5 to elect Nash where it cost the Democrats \$1 to try to elect McLean—Cleveland Plain Dealer.

IN EAST LONDON.

In order to give some idea of the "agitated" confused, restless, incoherent, inarticulate mass" called East London, Sir Walter Besant, in the December Century, takes a single creature out of the mass, and makes a commonplace, average girl of the lower working class, and shows us how she lives and how she regards the world from babyhood to motherhood.

TREACLE IN PRINT.

An "occasional poet" in the Pall Mall Gazette thus awfully disposes of the children's books of the present season: He thought he saw a flock of owls was a dismal noise.

He looked upon, and found it was. More books for girls and boys: "Treacle and print," he said, "and oh! How soon the diet cloyed!"

FEMALE MAIL.

That sounds more contradictory than it is, when attention is called to its being a description of the largest mail received by any man in the United States exclusively from women. This "female mail" is received by Dr. R. V. Pierce, the celebrated specialist in women's diseases, chief consulting physician to the Invalids' Hotel and Surgical Institute, Buffalo, N. Y.

It is only fair to say that it is not the man that women write to, but the doctor. One of the remarkable features of this correspondence is that years after a cure has been effected, grateful women continue to write to Dr. Pierce, being thankful for health and for the kind and fatherly advice, which was blended with the physician's counsel, and which was so helpful in preserving the health when regained.

The offer of a free consultation by letter is extended by Dr. Pierce to every sick and ailing woman. Every letter received is read in private, answered in private and its contents treated as a sacred confidence. To exclude any third party from the correspondence, all answers are mailed in a plain envelope, bearing upon it no printing or advertising whatever. Address Dr. R. V. Pierce, Invalids' Hotel and Surgical Institute, Buffalo, N. Y.

Dr. Pierce's Favorite Prescription, the great remedy for female troubles, irregularities, debilitating drains, inflammation and ulceration, is for sale by all dealers in medicine. Accept no substitute which may be recommended as "just as good" that the dealer may make a little extra profit.

Dr. Pierce's Favorite Prescription makes Weak Women Strong and Sick Women Well.

DIED.

TAYLOR—At Sugar House ward, this, Thursday, morning, at 7 o'clock, Margaret C. Taylor, daughter of Frank Y. and Elizabeth C. Taylor. Deceased was born at Mantle, August 1st, 1887, and was therefore 12 years, 4 months old. The funeral will be held from her parents' residence, corner Seventh and Twelfth South, Sunday morning, the 24th inst., at 10 o'clock. Friends cordially invited.

THEATRE TONIGHT—"The Weaker Sex."

Toys, candies, nuts and novelties at Koltz Bazar.

Money in Stocks.

It is estimated that Keene, who has been a bear on New York stock, over the past six months, has cleaned up \$10 to \$15,000,000 in his Wall Street dealings. He is now buying some of the specialties. Some splendid opportunities for large profits are now offered by Wall Street.

B. H. LAWVER & CO.,
411 Auerbach Building.

HOLIDAY REDUCED RATES.

On December 23rd, 24th, 25th, 31st, and January 1st, the Rio Grande Western Railway announces a rate of one single fare for the round trip between any two stations on its lines. Tickets limited to January 3rd. Train service for Ogden, Provo, Eureka, Mantle and various other points in the State is the very best.

Popular Price Jewelry Store.
W. W. Hall, 259 Main Street.

FOR OVER FIFTY YEARS

Mrs. Winslow's Soothing Syrup has been used for children's teething. It soothes the child, softens the gums, relays all pain, cures wind colic, and is the best remedy for diarrhoea. 25 cents a bottle.

Perfumery and Atomizers in great variety. Best goods only. Call and see them. **JOHNSON, PRATT & DRUG CO.**

THE ARTICLES OF FAITH.

Dr. Talmage's new book, written by appointment, in four styles of binding, cloth \$1.50; leather \$1.50; leather gilt \$2.00; morocco gilt \$2.50. Special discount to Sunday schools, classes and quorums. For sale at the Deseret News.

Have you ADDED UPON in your list of books for WINTER READING? MANY PEOPLE who will not read a tract.

WILL READ A STORY.

To such send ADDED UPON. For sale by all news dealers or at DESERET NEWS OFFICE.

ON TO MANILA, 30 CENTS.

The last 1,000 of the beautiful book, "On to Manila," detailing the achievements of the Utah batteries in the Philippines, are now offered at 20 cents. Postage prepaid.

If Santa Claus Distributed

Comforts
—AND—
Necessities

Instead of Toys, Candies and Trash, he would not have to go beyond this store to find that which every

Man and Boy
Needs and Appreciates.

He would here find the best assortment of Mufflers, Ties, Silk, Linen and Cotton Handkerchiefs, House Coats for Men and Boys, Suspenders, Fancy Shirts, Umbrellas, Gloves, Overcoats and Suits.

Don't wait until the last minute to make your selection. We have a big force of competent salesmen to serve you. Open evenings all week.

Siegel's Clothing Co.
61-63-65 MAIN ST.

McKee's Business College and English Training School

Will be opened for the reception of students on Tuesday, Jan. 2, 1900, in the Jennings Block, No. 21 W. First South St., second floor, day and evening. All practical branches taught. A complete course in Bookkeeping, which includes Common Law, Arithmetic, Penmanship and Spelling. Select studies in the English branches for EVERY