

out and otherwise dispose of spirituous, vinous, malt and other intoxicating liquors" without having a license. Judge Powers stated that he wished to say that the facts alleged in the complaint did not constitute a public offense and was not in violation of any ordinance, and that the matter could be argued later if necessary.

OFFICER BROWN TESTIFIES.

Officer J. D. Brown, the complainant, was the first witness. He said,, answering Mr. Stewart, that he purchased a bottle of whiskey at Druehl's drug store on the 27th of August. He bought the liquor from a clerk, but did not know his name. Mr. Stewart then produced a bottle of amber fluid and asked the witness if it was whiskey. Witness sald it was.

"I suppose you will admit this, Judge?" asked the prosecuting officer of Judge Powers.

"Well, replied the Judge, "I suppose so, if you say so. You are the judge. I haven't touched a drop for eight or ten years." This was followed by a hearty laugh, but Attorney Stewart was not inclined to be mirthful. The whiskey was offered in evidence.

WHERE BROWN GOT THE MONEY. When Judge Powers took the witness

he asked: "Where did you get the money to

purchase this whisky with?" This question was objected to but Brown was permitted to answer.

"I had some money of my own and I got some down stairs."

"Did you get it from the city?" "I presume so,"

Officer Brown said he was an officer

and that he was acting for the city and was assigned the work by Chief of Police Hilton, Here Judge Powers' questions were objected to but the objection was overruled.

"You purchased the liquor to make a case against Mr. Druckl?" demande1 counsel. Officer Brown said he did; that he acted under the chief's orders | Kolitz.

of the city jail this morning, made a

startling discovery. It was nothing less

than the fact that two of the bars in

the jall window had been sawed almost

entirely through. He made his discovery

while the prisoners were out at work

on the chain gang, and he laid the mat-

ter promptly before Chief Hilton, an

inspection showed that if the jail birds,

who had done the sawing had been left

undisturbed one night more they would

in all ikelihood have effected their es-

cape, as the two bars which a little more

labor would have removed, would have

given space large enough to allow the

passage of a man's body. Chief Hil-

ton is certain he knows the guilty par-

ties, and they will be promptly ery.

NARROWLY AVERT JAIL DELIVERY

Bars in the City Prison Neatly Sawed Through-All in Readiness

For a Wholesale Escape Tonight--Plans for Nip-

ping the Affair at the Climax.

Jailer Kimbali, in making his rounds | "nipped" tonight. The law makes their

act a felony.

Chief Hilton, who has been quietly

working on the case today, succeeded

this afternoon in prevailing upon one of

From the story told by the man it

would appear that James Malone and

James McDonald, who respectively

were sentenced to 75 and 35 days, the

former October 19 for petty larceny,

and the latter October 28 for vagrancy,

are particularly anxious to get out of

fail on account of the fact that they

are wanted elsewhere. These two men.

assisted by Thomas Bowton and Chas.

Hackett, who are serving short sen-

tences, are said to be the only ones im.

plicated in the attempted jail deliv-

the prisoners to "squeal."

procure illegal acts to done and then prosecure for it. When the public procures wrongful acts to be done, the public cannot complain.

Powers then read from a long list of authorities on cases in point, al tending to show that when one person solicits another to commit a crime against the first person, he cannot omplain

ATTORNEY STEWART REPLIES.

Attorney Stewart replied to Judge Powers' argument and argued that the authorities cited by counsel for the de-fense discussed cases in no way similar to the case at bar. "We have proved" said he "that Mr

Druchl is president of the Smith Drug company. The clerk sold the liquor as an agent of Mr. Druchl and therefore he is responsible. We don't have to how that it is a corporation; we prove that Druchl is president of the company and that is enough.

Counsel then proceeded to argue that the city, nor Officer Brown could be held party to the crime for the reason that it was no crime to purchase the liquor, but it was against the ordinance to sell it without a license.

The attorney then cited authorities as to agents and principals, showing that the principal could be held responsi-ble for acts of the agent. "Is it right that these men who pay

a merchant's license should be permitted to sell liquor, when saloon who are in the business of selling liquor, have to pay a much greater license-is is right?" thundered Mr. Stewart.

"As to the method of apprehending the crime, I may say it is "the only

Toward the close of the case a bit ter contention arose as to which side should close the arguments. At first Attorney Stewart said he would subcase without argument. Afte his reply to Judge Powers, Mr. Schulter stated he desired to submit more authorities. The defense objected and after a long war of words, the court granted the prosecution ten days in which to submit a brief with the detense permission to reply. Thus the case stands. If the court finds Mr. Druchl not suilty, it will likely dispose

of all the other cases. Following are the names of the de Robinson, F. J. Hill, F. C. Schramm, Jas L. Franken, C. F. Little, Ed T. Studness, Rufus Johnson and Louis



years.

the mill and explained every part of the process from the time the salt is unloaded from the cars until it is pre-pared to go on the table. It is first taken from the cars by a steam shove and elevated into a bin. From there it is conveyed to the driers, heated up by steam. On resuming its journey it is elevated to the second floor and lowered into the first set of rolls,ground slightly, subjected to a refining pro-cess by means of a fan and then con-veyed to the second rolls via the upper floor. In this department there are six sets of rolls, through all of which the

salt is passed, becoming more refined in each succeeding roll. In passing from one set of rolls to another, the salt goes through a purifier and when it is ready to be bagged it is as pure as it would be possible to make it. The company also has a valuable ar

estimated at 180,000 tons, or enough to

supply the intermountain trade for five

Manager Clayton had the car run off

ticle they call sulphurized salt, two per cent of which is sulphur. This is pro-nounced to be an excellent preventive of distemper, scab and black-leg in stock.

President Smith was very much grati-fied at the fine condition in which he found the plant and the encouraging prospects that lie before the company. Lord Wm. Neville Released.

London, Nov. 9.-Lord William Ne ville was released from Parkhurst prison on ticket of leave yesterday. He was sentenced to five years' penal ser-

vitude, February 15, 1898, for fraud connection with a promissory note. His lordship spent most of the time during his incarceration in wheeling a barrow on the prison farm.

Terrific Gales on Atlantic.

Queenstown, Nov. 9.-The Cunard line steamer Campania, from New York, November 2, for Liverpool, which arrived here this morning was de-layed twenty-four hours by terrific gales. The weather was so violent that the steamer only logged two hun-dred and forty miles November 5.

Craksmen Get \$15,000.

Bedford, Ind., Nov. 9.—Cracksmen gained access to the Campbellsburg bank at Campbellsburg. Washington county, twenty miles from here on the Monon route at 1 p. m. today, and secured between \$12,000 and \$15,000 by blowing open the safe. The robbers escaped, but posses are in hot pur-

Halil Rafat Pasha Dead.

suit.

Constantinople, Nov. 9.-Halil Rafat Pasha, the grand vizier, died today, and Abdurrahman Pasha, minister of justice, has been appointed to succeed him ad interim.

Babonic Plague Stamped Out.

Glasgow, Nov. 9 .- The authorities are satisfied that the bubonic plague has been stamped out. The last case of the disease reported was placed in hospital November 1, and the period of incuba-tion expired today.

HARRY LONGBAUGH'S CASE. Montana Authorities Want to be Cer-

tain of Identification Before Moving. St. Louis, Mo., Nov. 9.-The follow-

ing telegram has been received by Chler of Police Kiely from Fort Benton,

Mont.: "Press report say's Harry Longbaugh, under arrest there and postively identi-fied, is this true? Must have official confirmation of this report in order to prepare necessary papers for extradi-

today in the presence of the grand duke of Mecklenburg-Schwerin and the Grand Duchess Marie of Mecklenburg Schwerin.

Killed in Same

Washington, Nov. 9.-Rear Admiral Rogers at Manila today cabled the secretary of the navy as follows:

"Privates George Lynch and E. A Klonan killed in action, Sajoplalan nea Basey, Samar on the 7th inst." No further details of the action are given.

Appointed Treasurer of Porto Rico.

Washington, Nov. 9 .- The President today appointed Wm. F. Willoughby, of the District of Columbia, treasurer of the island of Porto Rico. Mr. Willoughby will succeed Jacob Hollander, of Maryland, who resigned some time ago

King Edward's Birthday.

London, Nov. 9.-The king is spending his birthday at Sandringham with the queen, the Prince and Princess of Wales and the rest of the royal family. There has been no official observance of the day, with the exception of the custom-ary salutes at Windsor and at the naval and military headquarters and the ringing of church bells.

Fast Mail from Australia.

New York, Nov. 9.-A consignment of mail which left Sydney, Australia, October 15 for London, England, by the American route, arrived in this city at 10:40 this morning and was dispatched on the steamship Umbria, which left for London this afternoon. The mail arrived on the Ventura at San Francisco November 4, and was carried across the continent by regular mail trains time consumed in the transmitting of the mail from Sydney to London wi be about thirty-one days, a saving of four days over the Suez canal route.

BIG SAVING IN TIME. No More Long Waits for Taxpayers At County Building.

County Treasurer Dale's system of stub receipts has proved a great thing for the taxpayers. There is no more waiting, handing in one's tax notice with the amount of cash called for and walting till the clerk calls out your name at another window and when you step up to this second window, receiving the tax receipt. Now all one has to do is to step up to the cashier's window and pay the tax and receive a receipt for it without more ado. The cashler tears off the stub an nexed and a clerk makes the entry at his leisure. The taxpayer does not now have to wait till the clerk looks up the amount and makes the entry in the books as he used to do, but received his receipt immediately and the entry work is done later. The amount re-ceived in taxes yesterday was \$11,702 as against \$10,333 on the same day last

In Mr. Dale's new system there is attached to the tax notice on stub which is written the number of th book, page and line, and the name o the payer and the amount due. In the county tax notices the special school tax is segregated on the stub before the notice is sent out. This enables t cierk who has the registering to do do his work much faster than when h had to do his figuring at the counter There is now no confusion or delay and the work goes like clockwork. Under the old regime the notice was taken to the cashier with the amount due. Then the cashier with the amount due. Then the taxpayer had to move on to another window and wait till his name was called out, when he received his re-ceipt. This has all been done away with. Now he receives his receipt as soon as the cashier has counted the money. The entering in the books is all done after he has left the office. morning and was making/south. NET RESULTS TO DATE.

The net result of yesterday's chase

DEAD:

At Nortonville, Kansas, James Hoff-man, aged 20, white, from Cofferyville, Kansas, killed instantly; J. F. Poffenkolz, aged 25, white, a military prisoner from Chicago, killed instantly,

WOUNDED AND CAPTURED.

At Nortonville, John Green, aged 21, white, from Vineta, I. T., shot in hand and knee, wounds serious; Wm. A. Drake, aged 19, white, from Southwest City, Mo., shot twice in arm, wounds slight. CAPTURED UNHURT.

At Nortonville, Fred More, aged 16, negro, from Shawnee, O. T.

At Jarbalo, Kansas, Donald Norie white, from Ryan, I. T., and R. L. Davenport, white, at Lawrence, O. T.; Ole-Bobo, a half-breed Indian, from Marquette, I. T., and Joseph H. Deeking. white, a military prisoner. Two men supposed to be fugitives,

captured at North Topeka, proved to be tramps. Jay J. Hoffenholz was a German sol-

dier who enlisted in the United States army at the outbreak of the Spanish war. He was a private in Company A, Fourth United States infantry, and was arrested and convicted by a court-martial at Balor, Southern Luzon, P. I. His crime was burglary. He was brought to the federal prison, July 18, 1901, and his sentence was for five years. He has mother living in Chicago, which he

claimed as his home. James Hoffman was convicted of robbery and brought to the prison Decem-ber 28, 1897, to serve for five years. He had a bad prison record.

A telephone message from Leaven-worth at noon reports the capture on the outskirts of that city of James Wil-son, colored, the tenth convict to be taken. Wilson's feet were still shackled. In this condition he had traveled two miles from the scene of the outbreak

since Wednesday afternoon and had come out from cover to get food. Wilson was a five-year prisoner, sent up for larceny.

A Star special at noon also reports the wounding and capture, south of Tonganoxie, of Frank Thompson, the negro leader of the outbreak, but it has not been confirmed.

DEAD BODIES BROUGHT IN.

The dead bodies of Hoffman and Poffenholz were brought in today and pre-pared for burial in the prison grounds. A letter from Poffenholz's mother to her son, written in Chicago, on the day of the outbreak, was received at the prison today. Mrs. Poffenholz urged the prisoner to make a fine record, as she was, she said, trying to get one of the Illinois senators to take up his case with the war department to secure a pardon.

TWO MORE ESCAPES CAPTURED.

Kansas City, Mo., Nov. 9.-A telesas, says:

At 2:30 this afternoon Dave Lewis, a farmer, brought in two convicts, Gus Parker and David Grayson, both white. Lewis had captured the men unaided at Midland, three miles north of Lawrence. Both are five year prisoners. This makes a total of twelve convicts

captured. Four miles east of Lawrence three convicts abandoned their horses at the Kansas river, rowed across in a stolen boat and are now said to be hiding in the woods. The sheriff of Lawrence with a number of deputies, left for the scene shortly after noon. Eight miles aortheast of Lawrence, on Buck Creek, farmers are said to have sur-rounded three other convicts in the

woods and to be closing in on them. At 2 o'clock two white convicts were reported in hiding at the Bells school, eight miles west of Leavenworth and hve deputies had just left Leavenworth for that place. A farmer just in from the schoolhouse had been held up and robbed by the convicts.

aid that Judge Arnold had been in charge of her affairs since the death of be put forth by local enthusiasts to her husband, which occurred two years make the affair a great success. ago. He took her husband's will

through probate, for which Mrs. Johnson says she paid him \$100 in cash and some hay and a calf. Some time later a contest arose over a deed by which Johnson, just prior to his demise, conveyed sixty-eight acres of land to his wife, a man by the name of Schultzen, claiming to be a representative of Mrs. Johnson's son, filing a suit to have an order issued setting aside the deed.

Here, it is alleged, Judge Arnold was employed by Mrs. Johnson, who paid him \$92 in cash. About the time the case was set for trial, Arnold persuaded Mrs. Johnson, so she says, to mort-gage her place for \$1,500 and place the money in his possession for safe keeping

Then, Mrs. Johnson says, when the interest became due she went to Judge Arnold about it and he told her that she would have to raise the mone in some other way, as the trust fund could not be drawn upon. She suspected that something was wrong, and demanded her money. She alleges Arnold informed her that the money had been used in costs of the suit and attorney's fees.

After laying her case before the county attorney, she went to Justice Kroe ger's court and swore to a complaint. The warrant was served by Deputy Sheriff Busby, and Judge Arnold was taken before the court, where he en-tered a plea of not guilty and furnished a bond of \$1,500. J. H. Palmer and Joseph Oberndorfer are his bondsmen. The latter is administrator of the Johnson estate and says that Mrs. Johnson is mistaken about some things and that everything will come out all right when the case comes up. He says that the suit spoken of by Mrs. Johnson was a costly one and that some of the money was used, but that Judge Arnold has done nothing dishonest.

HEALTH REPORT.

Seven Deaths in City From Contagious Diseases Last Week.

The report of the board of health for the past week shows an increase in smallpox and scarlet fever cases reported, no change in the status of diphtheria, and a decrease in the number of typhoid patients. The report is as follows:

Births reported: Males, 18; females, 16; deaths, males, 14; females, 3 bodies brought here for interment, 3 bodies shipped away for interment, 3

CONTAGIOUS DISEASES. Smallpox reported during week, 2;

now under quarantine, 2; increase, 2. Scarlet fever reported during week, 17; now under quarantine, 67; increase Diphtheria reported during week, 13.

now under quarantine, 16; no change. Typhoid fever reported during week now in city, based on reports, 18

what purpose. As soon as located he will be arrested and prosect 3d. He is the same who served a term of 100 days During the weck there were three deaths from scarlet fever, three from typhoid fever, and one from diphtheria. in the city jail for conducting a dis-orderly house on East Second South.

DIED OF PNEUMONIA.

A short time ago Annie J. Crediford. publisher of the Seaside Echo at Kennebunk, Maine, accompanied by a Miss Clark, visited Salt Lake, and during their stay here were entertained and shown many kindnesses by Mr. and Mrs. King, son-in-law and daughter of Dr. M. B. Shipp. Mr. and Mrs. King have received a letter from the ladies expressing their appreciation for the entertainment they received here and also forwarding a useful present for Baby King, whom the visitors ad-mired.

REMEMBER KINDNESS. Philip Floyd, a patient at the Keogh-McKenna hospital, died there today of pheumonia. He was taken to the institution on last Wednesday, but the disease was in such an advanced stage that there was little hope for him at

that time. HURT HIS ARM.

In an accident on the Salt Lake & Mercur railway Conductor A. F. Blxen has received an injury to his arm. but to what extent could not be learn-ed. He is to be brought to St. Mark's hospital this evening.

day School union will be held in the Weber Stake Academy tomorrow afternoon, beginning at 2:30 o'clock. The Stake presidency is anxious for the attendance of all officers and teachers, as matters of importance to them

SUNDAY SCHOOL UNION.

A meeting of the Weber Stake Sun-

come before the meeing. FALSE PRENTENSES

Justice Hall gave a hearing this merning to Chas. Jackson upon a charge of obtaining board and lodgings and money under false pretenses, his accuser being O. S. Lewis, who says Jackson secured the accommodations by promising to make Mrs. Lewis his legatee under certain life insurance policles of his which have since been surmised to have no existence.



Unearthing of a Fearful State of Af-

A sensation was sprung this morning

at police headquarters when Police

Sergeant Burbidge and Officer Chase

brought in on the patrol wagon five

young men and two girls, ranging in

age from seventeen to nineteen years,

and charged them with lewd and

They were arrested in an old shack

at the rear of the board of trade build-

ing, where it is alleged they have been

living together for some time. How

the officers learned of their presence in

the place was not stated, but accord-

ing to the authorities, the girls and two

of the young men were found occupying

one room together. The girls' skirts were pinned up to the windows in or-der to prevent anyone from looking into the room. They had a pile of quilts which it is alleged were stolen from

They were taken completely by sur-

prise when the officers appeared, but expressed little or no concern when told

The patrol wagon was sent for and

the whole crowd bundled into it and hauled off to the station. The officers

also took their clothing and bedding

along. At the station, it is said, they treated the matter with indifference,

but refused to talk beyond admitting

that they had been living together.

they were locked up to await further

To the desk sergeant they gave their

names as follows: William Donelson, R. K. Harris, S. Harrison, messenger boys: Ernest Elk, a miner and Lehi Thomas. The girls' names are Jessie Cronin, aged 16 years, and Annie Cron-

n, aged 19 years. The officers say that an old man

named Martin owns the place and per-

mitted the gang to use it, knowing for

investigation and booked on the charges

some people named Sheets.

were under arrest.

lascivious conduct and petit larceny.

fairs in Immorality.

