

JURY ACQUITS SENATOR BORAH

It Took Just Fourteen Minutes in
Which to Arrive at a
Verdict.

GIVEN WITHOUT ARGUMENT.

Announcement Greeted With Cheers
And Applause That the Court Did
Not Try to Restrain.

Bozons, Ind., Oct. 2.—United States Senator William E. Borah tonight was acquitted of the charge of conspiring to defraud the government out of valuable Idaho timber lands. The case was submitted without argument on the part of the defense, and the jury was out just long enough to take one ballot. The verdict was greeted by cheers and applause which the court officers made no effort to restrain. This demonstration in the courtroom served only as a beginning. As soon as the news reached the outside, bells were rung and the city fire department made a spontaneous run through the principal streets, stopping eventually at the Indiana hotel, where Senator Borah, surrounded by several hundred of his fellow citizens, was escorted.

MAIL TO THE CHIEF.

A brass band appeared as if by magic, and as the senator reached the hotel steps, played "Hail to the Chief." The streets about the hotel were blocked by the cheering throng, whose shouts mingled with the peep of the fire engine whistles and clanging of trolley car bells. Senator Borah thanked his hearers for their demonstration and the confidence they had reposed in him throughout the trial.

Sensor Borah held an impromptu reception in the courtroom, and another in the lobby of the hotel, where he was called upon for a speech. Wherever he went during the evening he was cheered and congratulated, the verdict apparently being a most popular one throughout the community.

Events moved fast on this the last day of the trial. When court came in the morning Judge Whitson announced that he would overrule the motion of the defense for an indefinite verdict of not guilty.

Sensor Borah thereupon took the stand in his own behalf and gave his explanation of the matters which the government attorneys urged as tending to connect him with an alleged conspiracy. His testimony was a denial of any knowledge of fraud and a brief, clear-cut statement of all his acts as general counsel for the Lumber Company. The senator was cross-examined at some length and as soon as this was over the defense rested. There being no evidence to rebut, the government also closed and argument was begun after the luncheon recess.

NO ARGUMENT FOR DEFENSE.

Spectral Asst. Atty. Gen. S. P. Rush of Omaha opened for the government and when he concluded a two-hour address the defense announced that no argument would be made on behalf of Senator Borah. Both prosecution and defense judges were surprised by this move and the latter ordered a recess of an hour in which to prepare his instructions. In these he told the jurors that circumstantial evidence upon which an accused person with a conspiracy must point exclusively to guilt. If they were convinced with innocence he must be the duty of the jury to acquit. A conviction, Judge Whitson declared, could not be found upon suspicious circumstances. It was not sufficient, the court held, that a man should be shown to have been rapidly engaged in it and to have had guilty knowledge of its objects.

Judge Whitson urged the jurors not to be swayed or influenced by the defendant's high station, but to judge him in the light of the law, which recognized no degree, high or low.

JURY OUT 14 MINUTES.

The jury was out 14 minutes, during this time no one left the courtroom, a verdict of not guilty having been freely predicted and expected after a very brief deliberation.

As soon as the words "Not guilty" fell from the lips of the clerk the cheering broke forth. At his conclusion the judge lightly reprimanded the auditors for "improper conduct," but said he would not attempt to punish any one for enthusiasm.

At the Indiana hotel demonstration Senator Borah was introduced by James H. Hawley, his personal friend. Mr. Hawley declared the indictment and trial of Senator Borah on "the Bimby evidence" brought before the jury was "the most deplorable outrage and indignity ever perpetrated in the name of justice." He was loudly cheered.

Sensor Borah said it was not a proper time for him to express his opinion of the events of the last three months.

SENATOR FELT HUMILIATED.

"I have felt the humiliation deeply," he continued, "and I have cause of the manner in which the name of my dead friend, Frank Steunenberg, has been brought into the

case. I am glad to say I was his friend—the friend of a man who gave up his life for his state and his country.

Political capital has been made, or tried to be made out of my indictment, but I am glad to say some of my staunchest friends during this trial have come from the other side. The only reason I was indicted appears to have been that I was the friend of Frank Steunenberg. Again I say to you I am proud of the honor of that relationship. But there are always some hypocrites about who find their only delight in the defamation of the dead.

The demonstration over Senator Borah's acquittal continued until late in the night with street parades, band concerts, fireworks and a general celebration. Senator Borah was forced to make a second speech in which he again expressed his appreciation of the confidence of his townspeople.

HURT IN COLLISION.

Worcester, Mass., Oct. 2.—In a collision between a passenger and a freight on the Boston & Maine railroad, in this city today, seven persons were slightly injured and both engines were wrecked.

SOUTHERN PACIFIC REBATE HEARING CASE.

San Francisco, Oct. 2.—Interstate Commerce Commissioner Franklin E. Lane today began a hearing of complaints to the effect that the Southern Pacific Railroad company had granted rebates on interstate shipments to favored shippers. The government was represented by Atty. J. T. Morley and S. T. Smith of Washington. Peter F. Dunne of the law department of the railroad represented that corporation, and vigorously objected to the introduction of the company's books in evidence. The objection was overruled and the books will be scrutinized by the government experts.

O. V. Sagar, auditor of the Pacific system of the Southern Pacific, was the first witness called. He had been in charge of the sub-department freight claim office since May 1, 1906. In that office they encountered two sets of claims, one for loss and damage and another for overcharges.

There was also a series of claims which the Southern Pacific handled where Jan. 1, 1907, which were designated as "A" claims. They referred to claims for refunds or payment for rates not published.

"The matter of 'A' claims was first called to my attention in October," said the witness. "They were a series of claims not approved by the freight claim agent. They were vouchers of a character that could be audited by the auditor of disbursements."

Witness did not think it odd that claims should be allowed by the general freight agent. It was a common practice with railroad companies, he said.

A DOUBLE TRAGEDY.

Mother's Body Found Suspended. Her

Adopted Son Brained With Ax.

Albany, N. Y., Oct. 2.—Suspended from a rafter, the body of Katharine Dargatz, wife of John A. K. Dargatz, was found today in a barn in the rear of the Dargatz home at Longville. Near her was the body of her nine-year-old adopted son, his head crushed with an ax. The boy was still alive, but died soon after. The husband was placed under arrest, and the police are looking for Jacob Dargatz, a farmer, who is believed to know something about the tragedy.

A CRIMINAL ATTACK.

on an inoffensive citizen is frequently made in that apparently useless litigation which is called "an attack." It is generally the result of protracted constipation, following liver torpor. Dr. King's New Life Pills regulate the liver, prevent appendicitis, and establish regular habits of the bowels. See at Z. C. M. J. Drug Store.

CONTINENTAL TUNNEL COMPANY INCORPORATED.

Denver, Colo., Oct. 2.—Articles of Incorporation of the Continental Tunnel company, signed today by Thomas W. Walsh, John B. Springer, James Blood, Herbert George and W. O. Temple, were filed at the office of the secretary of state here today. The company is organized to build a tunnel through James Peak, for the use of the Denver Northwestern & Pacific route (the Moffat line). Bonds to the amount of \$5,000,000, guaranteed by the Moffat road, will be issued.

The tunnel will be about five miles long and will materially lower the general grade of the Moffat road as originally constructed over the continental divide.

BURLISON ESCAPES.

Bellingham, Wash., Oct. 2.—The crew of the tug Katadin this morning picked up the launch Helen in Bellingham strait, 20 miles west of here. The launch contained an exhausted man, dressed only in his shirt and trousers. He was given restorative and it is said was recognized as Charles Burlison, one of the Seattle trunk murder suspects. Seeing he was recognized, the man leaped into the launch, which was alongside, cut the line and escaped to Bellingham. The Katadin came in here and reported the occurrence to the police. Search is being made for the supposed Burlison.

SECT. TAFT BIDS JAPAN FAREWELL

Received by the Emperor With
Whom He Had a Pri-
vate Audience.

ENTERTAINED AT LUNCHEON.

Favors Silver of Exquisite Design—
Effect of Visit Has Been to Em-
phasize Cordial Relations.

Tokio, Oct. 2.—Secy. Taft bade farewell to Japan at 6:15 this evening and left the brilliantly decorated Shimbashi railroad station for Kobe amid the firing of an artillery salute and a display of fireworks.

At noon today Mr. and Mrs. Taft, accompanied only by Brig. Gen. Edwards, chief of the bureau of consular affairs, and Frederick W. Carpenter, Mr. Taft's private secretary, drove in an imperial carriage escorted by a troop of cavalry to the emperor's palace with all the ceremony surrounding a royal reception.

Entering the audience room accompanied by Gen. Edwards, Mr. Taft was greeted pleasantly by his majesty who invited the secretary to accompany him to an adjoining room, where they conferred in private, with the aid of an interpreter, for 10 minutes, after which they returned to the audience room. While the private audience was in progress Mrs. Taft was received by the empress, both their majesties showed great cordiality in their treatment of the American visitors. After the audience Mr. and Mrs. Taft returned to the palace where a luncheon was served, the emperor and empress sitting on one side of the table with Mr. and Mrs. Taft opposite them. The luncheon was most elaborate. The favors were of silver exquisitely designed. After luncheon Mr. and Mrs. Taft bade farewell to their majesties and returned to their headquarters at about 5:30 p. m.

Count Haseki, the foreign minister, called on Secy. Taft at 4 o'clock and had a long conversation with him.

The Minnesota will leave Kobe for Nagasaki at 1 p. m. tomorrow with the Taft party aboard.

SECRETARY DELIGHTED.

Secy. Taft, on the eve of his departure today for Kobe, where he will embark on the steamer Minnesota for Manila, said:

"The magnificent welcome accorded me by the government and people of Japan is the most positive evidence of the good relations existing between Japan and the United States. I am confident that both countries will continue to be as friendly as they have in the past and not afford occasion for misrepresentation by anybody."

At the express wish of the emperor, Mr. O'Brien, the new American ambassador, postponed the presentation of his credentials until after the departure of Secy. Taft. The ambassador said he did not desire that Mr. O'Brien's audience should be concurrent with that of Secy. Taft, as it might appear to belittle his reception as ambassador.

Count Katsura, ex-premier, and a member of the military council of the empire, in an interview today said: "I am delighted that Mr. Taft's brief visit has been made an occasion for an indisputable demonstration of the friendly relations between Japan and the United States. Attempts have been made to misrepresent the existing relations of both countries, but they must be attributed to the work of interested parties and they are hardly deserving of serious consideration."

The whole situation was talked over between Mr. Taft and myself two years ago, on the occasion of his last visit here. A perfect understanding was then arrived at between the authorities of both governments and no change has since been made therein. I firmly believe that nothing can shake the foundation on which the historical relations of both nations are built. There is nothing more about the cry of war between the United States and Japan, and Mr. Taft has now by his speech, so widely reported, put an indelible seal on the cordial and perfect understanding existing between Japan and the United States."

ON TRAIL OF MURDERERS OF EX-SHERIFF BROWN.

Portland, Or., Oct. 2.—A special dispatch to the Evening Telegram from Baker City, Or., says that the identity of the friends who planned and executed the horrible death of Harvey K. Brown, ex-sheriff, detective and inexcusable enemy of lawbreakers, is somewhat nearer solution today. The bloodhounds have scented the trail of the assassins. The assassins were traced by the dogs to the railway tracks, along the track 90 feet thence around a ware house and mill building and back across the tracks up to Auburn avenue, to Sixth street, where the trail was lost. The authorities believe in the murder of the town and every avenue of exit from its precincts is guarded.

The coroner's jury returned its verdict this morning. The verdict is of no importance, merely retelling the manner in which Brown came to his death and accusing an unknown person or persons of the deed.

The county court of Baker county today offered a reward of \$5,000 for the capture of the murderers.

The Oregonian's special correspondent at Baker City, Ore., writes that after Harry Draper's bloodhounds had trailed the assassins of Harvey Brown for a quarter of a mile up the railroad track today they began to act queerly. They backed up and lost the scent repeatedly. Finally Draper declared that the man they were trailing was in the crowd following the hounds. Draper says that he is certain his view is correct, for his dogs never let him. Tonight the town is convinced that Brown's murderers did not flee the town, but are harbored somewhere within its limits. The detectives believe that there is a rendezvous in the city and they are bending every effort to locate it. Everything possible is being done to prevent the escape from town of the guilty persons. Detective W. R. Swain of Spokane, who took part in the gathering of evidence in the Steunenberg case, is in Baker City, and is making a leading part in the search. None of the authorities take any stock in a suggestion that the murder was the result of Brown's activity, while sheriff, against the "open town" element.

Out of Sight.

"Out of a sight, out of mind" is an old saying which applies with special force to a ore, burn or wound that has been treated with Bucklen's Arnica Salve. It's out of sight, out of mind and out of existence. Please use and children disappear under its healing influence. Guaranteed by Z. C. M. J. Drug Store.



ALL THIS WEEK--GOOD FURNITURE

AT THE VERY LOWEST POSSIBLE PRICE

40 Per Cent
of on what
Go-Carts
we have left

This beautiful five piece parlor suit consisting of one settee, one rocker, one wing chair and two parlor chairs. Hard wood, well finished and well made, for this week..... **\$22.75**

This tufted couch in any color all week, for..... **\$6.50**

This big upholstered Chester leather rocker not only looks good but is good, well tufted and well made, and it comes from the Karpen factory which is a guarantee in itself. We will put this rocker on sale for this week at..... **\$21.90**

A Few Go-Carts left Special this week 40 per cent off

This sideboard is a real bargain for..... **\$13.50**

We believe you know what the Buck Range is. If you do not, call in and we will be pleased to tell you all about them. Our special sale on Buck Ranges and Heaters will continue another week.

Iron Beds—Without doubt we show the largest line in the west. We have them as low as \$2.00. One like cut is one of the many big values we have. Your choice of several colors for..... **\$6.90**

For the house a Morris Chair is the proper thing. You certainly get solid comfort out of it. This week..... **\$6.10**

A nice big Roll Willow Rocker for..... **\$2.90**

Five drawer chiffonier like cut is cheap for..... **\$6.35**

Hardwood chairs for **55 cents**

CARPETS! CARPETS! CARPETS!

Our new stock is now in and never before has there been shown such a large stock of goods. Freed's will place on sale their entire stock, and this is a great money-saving event for you. Rugs, Linoleums and Lace Curtains have also been reduced for this sale. Below you will find the lowest price on Carpets that has ever been advertised in this city.

Cotton Ingrain, regular price 35 cents a yard. Sale price, a yard.....	35c	Brussels, standard grade, regular price \$1.30 a yard. Sale price, a yard.....	90c
Union Ingrain, heavy grade, regular price 45c a yard. Sale price.....	45c	Brussels, high grade, regular price \$1.25 a yard. Sale price, a yard.....	\$1.10
Alfalfa filling Ingrain, regular price 70c a yard. Sale price, a yard.....	70c	Velvet Carpet, regular price \$1.25 a yard. Sale price, a yard.....	\$1.00
All-wool Ingrain, regular price 80c a yard. Sale price, a yard.....	80c	W. Velvet Carpet, regular price \$1.15 a yard. Sale price, a yard.....	\$1.20

Wilton Carpet, regular price \$1.50 a yard. Sale price, a yard..... **\$1.60**
Axminster A grade, regular price \$1.50 a yard. Sale price, a yard..... **\$1.20**
Axminster A grade, regular price \$1.50 a yard. Sale price, a yard..... **\$1.50**
Axminster B grade, regular price \$1.25 a yard. Sale price, a yard..... **\$1.75**

ALL CARPETS MADE, LAID AND LINED FREE THIS WEEK. THE ENTIRE STOCK REDUCED IN PRICE FOR THIS WEEK.

YOUR CREDIT IS GOOD.

FREED FURNITURE & CARPET CO.,

18 TO 40 EAST THIRD SOUTH STREET.

Liver Pills

It is impossible, simply impossible, for any one to enjoy the best of health if the bowels are constipated. Un digested material, waste products, poisonous substances, must be daily removed from the body or there will be trouble, and often serious trouble, too. Ayer's Pills aid nature, that is all, P. C. Ayer & Co., Lowell, Mass.

FREE!

DURING FAIR WEEK AND CONFERENCE

We will give a Salt Lake City Souvenir FREE with each purchase of one dollar and upwards.

SPECIAL LOW PRICES

On watches, diamonds, jewelry, silverware, cut glass, cutlery, leather goods and musical instruments. Every article guaranteed as represented or money refunded. Salt Lake City's most popular price jeweler.

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RELIEVE INDIGESTION AND STOMACH TROUBLES. Sold by Z.C.M.I. Drug Dept., 112-4 Main

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