TESTIMONY OF BANK DIRECTORS.

Examination of Numerous Witnesses by Defense in Jones Case.

EFFORT MADE TO IMPEACH.

Shirts and Ignorant Sleepers as to What Was Said by Former in a Private Car December 10th.

The efforts of the defense in the Jones trial today have been directed mainly towards impeaching the testimony of Banker Stoutt and other witnesses of the prosecution.

Quite a number of the Utah National Bank directors were examined in relation to what took place at the meeting of the board when Mr. Stoutt was asked to resign his position. At stated that Mr. Stoutt's resignation was not accepted as he was anxious and in order that he might be able to straighten up his affairs.

W. A. Clark, a witness for the defense, testified that William Kraut told him that if Jones would surrender his property he would not appear against him at the trial.

There is a discrepancy in the testimony of Deputies Sheriff and Manager Spencer of the Rivoli. Mr. Spencer thought it would be possible for Mr. Proudfit to identify the man who had been there before and that he also had seen the man on the street. Mr. Proudfit testified that he could not identify the man who was in the Rivoli at the time of the shooting. He could not identify Mr. Stoutt or anybody he had seen in the theater on the night of the shooting.

The defense has made rapid progress today. When the session of court began it was ordered that the district attorney should be called to the stand before court adjourned.

The afternoon session of court closed precisely. The witness Forbes was under cross-examination. He said that he had seen ex-Senator W. H. Fogarty, who said that a $700 silver set which on the night of the shooting was in the safe of Banker Stoutt, was in the safe of Banker Stoutt, was in the safe of Banker Stoutt and was not on the south side of the safe. When Forbes asked Mr. Fogarty's name he heard a shot on the opposite side of the street. Forbes then ran across and saw Jones standing there with a pistol in his hand. Mr. Jones then ran down Main street. Forbes did not know who Mr. Jones was at the time, but he could identify him if he saw him. He first saw Jones when he was about 15 feet away from him. He could not identify any other man on the street. He had not seen Mr. Stoutt's resignation was discussed by him with the board of directors in the meeting of January 3.

Did you ever have any private business with Stoutt?

Nothing but in an official way.

When was it you used the language about money that came from Stoutt?

I do not remember that I ever used that. I said that you would not want to have him?

At the police station, on the night of the shooting, I had found that he had committed a forgery, and I would not have him.

R. C. Hamilton, assistant superintendent of the Murray smelter, testified that he saw Mr. Stoutt on the night of the shooting at the meeting, when the question of his resignation came up, that he seemed to be half better rouge as to the matter and that he was under the influence of suffering of the brain. Mr. Stoutt was allowed to remain at his own request, and after a few minutes he was asked upon the back examiner to find out if his condition would be regarded as unsound mind. Witness said Mr. Stoutt was very much affected when he was requested to resign and was confused. He left a note for the meeting. He was addressed to him and the other to the cashier. He could not say what was in the communication of the cashier. Mr. Stoutt's resignation. The meeting of the board of directors was held in an informal manner among the directors.

HAD GONE TO BURNHAM.

J. E. Openshaw testified that he was employed by the Utah National bank. Had been connected with the institution ever since the bank opened. Knew Mr. Stoutt and the latter conducted very well in the morning of December 10th with him.

The question was objected to and Mr. Bennett withdrew it.

Did you make an examination of the bank on July?

Yes.

Did you find anything to criticise adversely?

No.

Did you report it?

Yes, to the comptroller of the currency at Washington.

How much did you find the president, Mr. Stoutt, was owing to the bank at that time?

Objected to and objection sustained.

Did you find any notes of Holmes?

Yes, two a demand note for $1,700 and a note secured by collateral for $1,500.

Mr. Brown then put the note for $1,500 into Assistant United States Attorney Covington, who was cross-examining the witness as to the witness asked if that was the document he referred to. The witness said it was.

Mr. Covington put the note when the same came in his hand. He asked the witness who had the possession of it since then.

I took it and sealed it up in an envelope and placed it in Wells-Fargo's vault, and it is still in somewhere there.

Mr. Bailey then offered the note in evidence.

Mr. Covington—I never had it—

Mr. Bailey—I took it from the vault of a safe deposit company.

Mr. Covington—Did Mr. Jones have anything to do with that original note?

Mr. Bailey—I do not, it produces from the custody of the witness from the possession of Mr. Stoutt's counsel.

Mr. Covington—I object to it as immaterial and incompetent.

Mr. Bailey—It is offered to show that Mr. Stoutt was owing to the bank at the time of the shooting