THE NIGHT THAT THAW SHOT WHITE

Talked With Victim's Brother-in-Law in Roof Garden Just Before Shooting.

STORY CLEAN AND SUCCINCT.

Slayer Was Perfectly Rational—Jerome Now After a Conviction and Not a Lunacy Commission.

New York, March 12.—The end of the Thaw trial at last seems to be in sight. Tentative plans for the final stages of the trial were agreed upon today by opposing counsel, even to the detail of allotting the time for the summing up.

Dist. Atty. Jerome has at last burned behind him all bridges leading to a lunacy commission and is irrevocably pointing his course to proving that Thaw was sane when he shot Stanford White, and that, being sane, his crime constituted murder in the first degree. Within 10 days or two weeks the case should be in the jury's hands.

Mr. Jerome played today probably the strongest card he holds—evidence which came to his knowledge but a few days ago, and which undoubtedly caused him to abandon the idea of trying to send White's slayer to a madhouse and try for a straight-out conviction under the criminal statutes.

The evidence came from Mrs. Stanford White's brother, James Clinch Smith, who told a remarkably clean, succinct story of the events of Madison Square Garden the night White was killed and a long conversation he had with Thaw just before the shooting.

THAW'S TALK.

It seems that Thaw sat for some time with Smith during the first performance of "Mam'selle Champagne," and discussed with him a variety of topics in a manner, Mr. Smith declared, such as any sane man would talk. Mr. Smith gave the conversation in detail, omitting nothing, he asserted.

With the brother-in-law of the man who was so soon to be a victim of his pistol, Thaw discussed the play, Wall street, common occurrences, plans of the future and other things, including a "buxom brunette" whom Thaw declared he was anxious to have Smith meet. Thaw said he and his wife were going abroad later in the summer. There was nothing anywhere in the repeated conversation of Thaw's intent to inflict bodily harm upon anyone. Mr. Smith did say, however, that Thaw, not having a reserved seat, roamed about the garden and continually looked in the direction of the spot where he subsequently killed Stanford White.

DELMAS' FIGHT IN VAIN.

Atty. Delmas, for the defense, bitterly fought the introduction of this testimony for nearly two hours today, renewing his argument begun yesterday afternoon. He declared Mr. Smith was properly a witness in chief and should not be allowed to testify in rebuttal.

Mr. Jerome replied that he had known only for a few days the real value of Mr. Smith's testimony—the conversation with Thaw—and he appealed to the discretion of the court to allow the testimony to go in.

Justice Fitzgerald held that in the interest of justice the jury was entitled to all the facts. It was one of the most serious blows the judge had dealt the defense since his trial began.

There was another policeman on the stand today who saw Thaw the night of the tragedy, and who declared the defendant at that time acted in a rational manner.

Mr. Jerome also summoned to the stand Dr. Carlton Flint, the physician to whom Evelyn Nesbit is said to have gone with Jack Barrymore, the actor. Mr. Delmas objected and Dr. Flint was not allowed to testify. It was said later that Dr. Flint had been served with a new subpoena—by the defense—and that he will be called in sur-rebuttal to answer the questions he was not permitted to answer today.

PHOTOGRAPHER CALLED IN

As the last witness of the day the district attorney called Rudolph Eckmyer, the photographer who took the pictures of Evelyn Nesbit Thaw which have been introduced in evidence. The photographer was employed by Stanford White. He had no sooner been sworn than it developed that Eckmyer had also been employed by White to take the photographic copy of the affidavit Evelyn Nesbit is said to have made in Abraham Hummel's office.

Mr. Eckmyer identified the negatives made from the affidavits, but they were not offered in evidence. Mr. Jerome next tried to get the photographer to fix the dates of certain pictures for which Evelyn Nesbit posed, hoping thus to establish the day she says she had the experience with Stanford White in the Twenty-fourth street house.

Mr. Delmas objected on the ground that the evidence tended to contradict Mrs. Thaw's story and was not permissible. Mr. Jerome said he desired to take advantage of the waiver Mr. Delmas had made at the beginning of the trial in regard to the rebutting Mrs. Thaw's story.

"If you will let me fix the date of these pictures," he said heatedly, "I will show that on the night following the day they were taken, when Mrs. Thaw says she was ruined by Stanford White, she was not in the Twenty-fourth street house at all."

Mr. Jerome fairly shouted the last words, and pounded the table before him. Mr. Delmas said he must stand upon his objection, and it was sustained. He then moved that the district attorney's "improper remarks, for which he has given much emphasis of voice and gesture," be stricken from the records.

Mr. Jerome retorted by asking the court to instruct the jury that the alleged ravishment or non-ravishment of Evelyn Nesbit had nothing to do with the case.

Justice Fitzgerald admonished the jury to pay no attention to the remarks addressed to the court, and to confine themselves strictly to the evidence.

AGREEMENT AS TO CLOSING.

It was after this conflict that the agreement as to the closing stages was reached. Mr. Jerome said he would introduce as witnesses tomorrow Abraham Hummel and his stenographer. Then he would conclude the state's case with the testimony of three experts—Drs. Austin Flint, Carold McDonald and William Mabon. It was agreed that after the defense has put in its case in sur-rebuttal each side shall have one clear day for the summing up. Then will follow the charge of the court and the consideration of the evidence by the jury.

The experts will not be reached before Thursday, and, figuring upon the disposal of one a day, the last of the trio will not be examined until Monday next. The defense probably will occupy the remainder of next week, and the summing up will begin on Monday the 25th inst.

That would bring the charge to the jury on Wednesday, March 27.

CONVERSATION WITH THAW.

"Yes, Thaw asked me who had the seat next to mine. I said I did not know. He said they seemed to be good seats and asked if I would mind his sitting down beside me. I said all right. Thaw sat down and offered me a cigar. I said 'No, thank you,' and he said, 'How's that, don't you smoke at all?' I said, 'I occasionally smoke cigarettes.' He then took out his cigarette case and offered me one. He struck a match and lit my cigarette and his cigar. He asked me how I like the play, and I said I did not care for it very much.

"He said: 'It is rather different from those you usually see on the roof garden. It is rather a relief to see it, and I think it will be a success.' I said I doubted it. A few moments later he said, 'What are you doing in Wall street now, any speculating?' I answered that I did not speculate in Wall street. He said he thought there was a great chance in copper. He mentioned Amalgamated and one other. He also said steel was very good; he could not see why steel stocks were kept down, the company was doing a bigger business than ever. He said if he had any money he would put it in steel and copper, particularly copper.

"Then suddenly he said: 'Where are you going this summer?' I told him that I was going to Europe on Thursday. He wanted to know what ship I was going on, and when I told him he said he did not like the ship.

"He said he was going on the Amerika because he could get on that ship a large suite of rooms where he could have his meals served in his apartments.

"Then he said, 'Are you alone over here?' I told him that I had left my wife in Paris. He said, 'Are you a very much married man?' I asked him what he meant. He said, 'Are you so much married that you are above meeting a very nice girl?' I asked him what he meant, and if the girl was up on the garden. He said no. I asked him again what he meant, and he said, 'Well, I am going away and I will give you her address, or arrange a meeting for you.' I asked what sort of a looking girl she was, and he said she was a buxom brunette, not very good looking, but a very nice girl. I told him I did not think I cared about it, and he said he was sorry.

"He asked me if I knew any of his party, and I told him I knew Mr. McCaleb and had met Mr. Beale that afternoon. He said it was strange I had never seen him before.

"Then he said to me: 'Don't you remember an occurrence several years ago of two men and a woman—but no, you would not remember—you were too young.' I told him that I was perhaps older than he thought. When I told him that I was well past my fiftieth birthday he expressed surprise.

"Then he stood up and looked over the audience again, from left to right.

THAW'S ACTIONS.

"He then walked down the aisle towards the entrance, looking over the audience. When he arrived at the entrance he stood there for a moment looking back over the audience. Then he came back down the aisle, looking in the same direction."

"What direction?" asked Delmas.

"Towards the place where he subsequently shot White.

"Then Mr. Thaw returned to where his people were sitting and Mr. McCaleb gave up his seat to him, and Mr. McCaleb came over to me and sat down in the chair Mr. Thaw had occupied. We talked a few minutes and then Mr. Thaw came over to us. He stopped for a moment and then went down the aisle looking to the left.

"Thaw went out of the garden at the entrance by the elevator and was gone for two or three minutes. Then he reappeared, still loking about him. Then he looked up into the gallery, approached the gallery steps and went up. He came down a little later and passed me and nodded. He walked on to where his party was sitting.

SHOOTING OF WHITE.

"As soon as he arrived the whole party got up and prepared to go. Mrs. Thaw and Mr. McCaleb went first and then came Thaw and Beale. As they passed Beale stopped and spoke to me for a few moments. Very soon after this I heard three pistol shots and saw a cloud of black smoke. Then I saw Thaw aiming his pistol at the ground. I said, 'Why, that's Harry Thaw.'"

"Never mind what you said," corrected Jerome and Delmas in unison.

"I went to the entrance, keeping my eyes on Thaw all the while. Then I saw a man lying face down on the floor. The man's face was so blackened with powder that I did not recognize my brother-in-law, and left the place without knowing who the man was."

"The witness is with you," said Mr. Jerome, turning to Mr. Delmas.

Mr. Delmas questioned the witness as to what he did following the tragedy.

"To whom did you first relate the story as you have told it here?" asked Mr. Delmas.

"To my lawyer, Mr. Blackwell, a few days after the tragedy."

"And you told him what you have told here?"

"Yes. I also told the lawyer that if Thaw claimed he was drunk he did not know what he was talking about."

"Never mind what you told your lawyer," said Delmas.

Mr. Smith was excused.

ECKMYER, THE PHOTOGRAPHER.

Rudolph Eckmyer, the photographer who took the "Tired Butterfly" and other pitcures of Evelyn Nesbit, was called to the stand and shown several negatives. He identified two of them as negatives of the affidavit Evelyn Nesbit is alleged to have made in Hummel's office. The original affidavit was destroyed. A photograph had been taken of it, however, by the same man who had been employed by White to take pictures of Miss Nesbit. Mr. Jerome hopes to introduce the negative as a foundation for putting in evidence the copy of the affidavit.

"Were you ever employed in the Campbell studio?" asked Jerome.

"I was at one time the manager."

Two negatives were shown the witness and he said there was in Campbell's studio a system of numbering negatives. Two photographs were shown him and he was asked if he took them. Before he could reply Delmas objected.

Jerome produced the record and read from it the statement made by Delmas early in the trial to the effect that the defense would not take advantage of the privilege to controvert testimony.

"I now offer to prove by this witness the exact date on which these pictures were taken, which was, Mrs. Thaw testified, the day before she was ravished by Stanford White. And I further offer to prove that on that occasion Stanford White was not where she said he was," said the district attorney.

"I have nothing to say except to insist on my objection," said Delmas and the court sustained the objection.

Delmas then asked that all that Jerome had said be stricken from the record.

Jerome replied by stating that the remarks could not be stricken from the record, as they were addressed to the court in a legal argument.

"On the other hand," he said, "I ask that the court now instruct the jury that the ravishment of this girl which has been testified to, is not an issue in this case."

Delmas insisted on striking the remarks from the record.

Justice Fitzgerald instructed the jury that they were not to consider any remarks that were made by the attorneys to the court, but confine themselves to the testimony.

Jerome asked that an early adjournment be taken, saying he desired to consult with his assistant, Mr. Garvan, at the latter's home.

FOR BENEFIT OF DEFENSE.

"I will state for the benefit of the defense," continued Mr. Jerome, "that I will have but two more witnesses, Abraham Hummel and his stenographer, before ending my case with three experts. I can't say how much time I will require, but my direct examination of experts will require but one day.

"Then, after the defense offers what it may in sur-rebuttal, we come to the summing up. I shall want three or four hours."

It was finally stipulated that each side should have a day for summing up, so as to permit of uninterrupted arguments.

It was 3:46 when adjournment until tomorrow was taken.

After court adjourned Jerome and Delmas had a long conference regarding the hypothetical question which will be asked of the prosecution's expert. Jerome will finish the question tonight and tomorrow when he and Delmas will hold a conference as to the exact wording of the question. This will be done in an effort to prevent taking up the time of the court in arguments. The question will then be printed and submitted to all the experts that they may become thoroughly familiar with the question before asked in court.

Jerome's statement today as to his remaining witnesses disposed of the report that he would call Howard Nesbit to contradict his sister. It also means that he has suddenly changed his mind about calling Mazie Follette.

Mr. Jerome asserted that as a matter of rebuttal if not direct evidence, Mr. Smith should be allowed to testify as the state proposed to contradict the contention of the defense and show that Thaw was of sound mind the night he killed White.

"We will go further," said Mr. Jerome, "and show the elements in this case which go to make up murder in the first degree as defined by the statutes."

Mr. Jerome sat down and Mr. Delmas arose to reply once more, but had hardly started when Mr. Jerome interrupted to say that he did not know of the important conversations Smith had had with Thaw upon the Madison Roof Garden until the former returned from Europe last month.

"I was at dinner at Martin's recently," said Jerome, "when a friend asked me why I did not call Smith. He told me of Smith's conversation with Thaw and that was the first I heard of it."

"Then you would re-open the case entirely," replied Delmas, "to put in newly discovered evidence. I must protest against any such course."

Delmas closed with a plea for the court to exercise its discretion in favor of the defendant.

SMITH'S EVIDENCE NEW.

Justice Fitzgerald said the evidence Mr. Smith had to offer was newly discovered and in the interest of justice should be given to the jury.

"I overrule the objection," he concluded.

Mr. Jerome asked that the examination of Mr. Smith be postponed until after the luncheon recess to enable him to call Police Officer Edward Howe to the stand. This was granted.

Howe said that upon the night of June 25 last he was walking down Madison avenue when he met Policeman Wright with Thaw in custody. He accompanied them to the police station.

"In your opinion was the defendant rational or irrational?" Mr. Jerome asked the witness.

"Rational."

Jerome next called Dr. Carlton Flint, the physician to whom Evelyn Nesbit is said to have gone with Jack Barrymore, the actor.

When young Mrs. Thaw was upon the stand she was confronted by Dr. Flint and declared she had never seen him before.

"Do you know an actor named Jack Barrymore?" asked Jerome.

"Well, I don't exactly know him," replied the witness.

"You know who he is, you have seen him?"

"Yes."

"Do you know Evelyn Nesbit Thaw?"

"No."

"You know who she is; you saw her here in court?"

"Yes, I saw her here in court."

"Sometime in 1902 did Jack Barrymore and Evelyn Nesbit go together to your office?"

Mr. Delmas objected, "on all the grounds I have before stated."

Delmas evidently referred to the rules of evidence protecting Mrs. Thaw's testimony.

Jerome did not care to argue the point and Justice Fitzgerald sustained the objection, and Dr. Flint was excused.

Jerome had no other witnesses ready and the luncheon recess was ordered.

Mazie Follette, the chorus girl, was in the corridor outside the courtroom when the after session began and evidently expected to be called as a witness. She was accompanied by a Miss Jackson, who was a clerk in the studio at the time Evelyn Nesbit posed for the pictures which have been offered in evidence. Miss Jackson is expected to fix the date of the picture-taking.

J. C. SMITH RECALLED.

James Clinch Smith was recalled. He repeated his statement of yesterday that he reached the roof garden the night of the tragedy at about 9:15 and seated himself upon the Madison avenue side of the hall.

"Did you see this defendant enter?" asked Mr. Jerome.

"I did."

"Where did he come from?"

"He came from the elevator."

"Was he accompanied by anyone whom you knew?"

"I knew the two gentlemen, Mr. McCaleb and Mr. Beale."

"Was there a lady with them?"

"Yes."

"Did you know who she was?"

"I have no personal knowledge of who she was. I believe it was Mr. Thaw's wife."

"Now, please describe what you saw the defendant do and what you heard him say."

Mr. Smith proceeded with some difficulty, as Mr. Delmas objected almost continuously.

"Thaw walked by me with his party, apparently not recognizing me."

Mr. Delmas objected, and the words "apparently not recognizing me" were stricken out.

"Did he recognize you?" asked Mr. Jerome.

Delmas objected on the ground of immateriality, and was sustained.

"Did Thaw say anything to you?"

"No."

"Nor look into your face?"

"No."

"Proceed," commanded the district attorney.

"Mr. Thaw was looking intently to the right——"

Delmas objected to "intently" and the word was stricken out.

"He was looking over his right shoulder. I followed him and his party with my eyes until they reached their seats. Mr. Thaw put his three people in their seats and walked back of the seats and stood in the rear for about a minute."

"What did he do then?"

"He stood for a minute and looked over the heads of the——"

Delmas objected that the answer was not responsive, and Jerome withdrew the question and answer.

"Did you see in what direction his eyes were turned?" asked Mr. Jerome.

"He was looking over the heads of the people in this direction," pointing out the direction on a diagram which was handed the witness.

"When he passed you did he speak?"

"Yes."

"State all that he said and what you said."

Delmas objected. He was overruled and the witness proceeded:

"Mr. Thaw recognized me and stopped and spoke. He said, 'That's funny, isn't it?' I asked him what he meant, and he said he could only get three seats upon the roof. He said he had only an admission ticket for himself. I asked him what he intended to do, and he said he would stroll about. Then he stood in front of me looking at the audience——"

Delmas interrupted with an objection, and the description of what Thaw did was stricken out.

"Was there any further conversation?" asked Jerome.

HEALTH AND SPIRITS

ARE RESTORED BY DR. WILLIAMS' PINK PILLS.

After Worry and Overwork Had Produced a Condition of General Debility and Despondency.

General debility is caused by mental or physical overwork with imperfect assimilation of nourishment, or by some acute disease from which the vital forces have been prostrated and the entire organism weakened so as not to easily rally. To restore health it is necessary that the blood should be purified and made new.

The case of Mrs. E. M. Spears, of 92 Mt. Pleasant street, Athol, Mass., is a common one and is given here in order that others may be benefited by her experience. She says: "I had been sick for a year from indigestion and general debility brought on by overwork and worry. I had tried many remedies, but found no relief. I suffered from swelling of the limbs, loss of appetite and dizzy spells, which became so severe towards night, that I sometimes fainted away. I was bilious and my hands and arms would go to sleep for an hour or two at a time. I was so sleepy all the time that I could hardly keep awake. I had frequent cramps in my limbs and severe pains at the base of my head and in my back. My blood was impoverished. I was afraid to give up and go to bed fearing that I would never get well.

"About this time Dr. Williams' Pink Pills were recommended to me by a friend in South Vernon, Vt. I felt better soon after beginning the treatment and continued until I was entirely cured. I consider Dr. Williams' Pink Pills a grand medicine for weak women."

Dr. Williams' Pink Pills cure general and nervous debility because they make new blood. They strike at the root of these and other blood diseases, such as rheumatism, anaemia, indigestion and nervous troubles, such as neuralgia, nervousness and spinal weakness. They are guaranteed to be free from opiates or any harmful drugs and cannot injure the most delicate system.

Dr. Williams' Pink Pills are sold by all druggists, or sent, postpaid, on receipt of price 50 cents per box, six boxes $2.50, by the Dr. Williams Medicine Company, Schenectady, N. Y.

Simply Swallow

Many Eat as Though They Were Blind And Their Tongues Cut Out.

Dyspepsia is built on confidence—too much confidence in the ability of your stomach to digest anything and everything you put into it.

In this age we have developed speed in every line of action, and we have also developed speed in mastication.

We don't take time to eat right, and sometimes we do not eat the right kind of food. Sometimes we carry our business to our meals and as a result eat mechanically. We eat as though we were blind and our tongues cut out. We simply swallow.

The result is that the food we eat is half chewed, and lies like a lump of lead on the stomach.

You may deny to yourself that you abuse your stomach, but when you get a bloaty feeling, you can't deny you've got it.

When you get brash, eructations, burning sensations, bloating, aversion to food, loss of appetite, belching and other kindred ailments, there is not much use asking yourself, for the time being, why you suffer. The fact is you've got these ailments and the question of the hour is how to get rid of them at once, so that at your next meal you may be able to sit down and look at your meal straight in the face—with a keen appetite and a smile, and enjoy thoroughly everything you eat.

Just one of Stuart's Dyspepsia Tablets will digest an ordinary meal without the help of the stomach. One ingredient of Stuart's Dyspepsia Tablets will digest 3,000 grains of food. The strongest stomach couldn't do the work any better than one of these wonderful little tablets can do it.

Each tablet contains the strongest digestive agents it is possible to obtain.

Stuart's Dyspepsia Tablets are not a patent medicine. We come out and say just what is in them—hydrastis, golden seal, lactose and aseptic pepsin. They are recommended by 40,000 licensed physicians in the United States and Canada.

And they are recommended by everyone who uses them—they can't help it, for they immediately invigorate the stomach by letting it take a rest; they strengthen the gastric juice and cause the appetite to become keen and regular.

Stuart's Dyspepsia Tablets will surely destroy dyspepsia, brash, belching, that "lump of lead" feeling, burning sensations, indigestion, loss of appetite, and aversion to food.

Have Stuart's Dyspepsia Tablets handy where you can take one or two after each meal. Then you will know what a blessing it is to have a good appetite and to get all the good possible out of everything you eat. You'll feel rosy and sweet. Stuart's Dyspepsia Tablets at any drug store on earth, 50c.

Send us your name and address today and we will at once send you by mail a sample package, free. Address F. A. Stuart Co., 85 Stuart Bldg., Marshall, Mich.

DON'T NEED BREAD

Found True Food for Brain Workers.

A distinguished writer, 60 years old with the vigor of youth, writes of the benefits derived from proper food.

"I have been employed for several years in preparing a series of historical papers on the Civil War. The necessary research has been laborious and exhausting, involving the examination of more than 100,000 pages of the official records.

"The more than ordinary interest I took in the work (for I bore a part in the conflict) caused incessant worry and proved too great a strain. Overwork brought on brain fatigue; constant worry did the rest.

"Insomnia followed, then loss of appetite followed by absolute inability to control my mind. Labor was without accomplishment. Remedy after remedy was vainly employed but the work begun could not be dropped. And yet it seemed as if I was going to pieces.

"As last I tried Grape-Nuts food, and less than a week brought benefit; continued use resulted in steady improvement, and I soon found myself again in possession of full mental efficiency. I am ten years younger in looks and feelings than when I began to eat Grape-Nuts, over three years ago. I can now easily write 2,500 words a day and maintain that rate of production without feeling overworked.

"Brain fag and insomnia are strangers to me now and my appetite is all right. I sleep soundly and restfully, and arise ready for work. A sallow complexion has given way to pink and white, my weight has increased 30 pounds, and my cheery, good spirits are in strong contrast to the crossness and irritability that had settled down upon me.

"I can safely say that Grape-Nuts food has given me a new lease of life. I can get along without bread and butter, but I cannot get along and achieve best results without Grape-Nuts." Name given by Postum Co., Battle Creek, Mich. "There's a reason." Read the little book, "The Road to Wellville," in pkgs.

WHITE PLAGUE

Its Extermination is Prevention.

There are a great many articles now appearing in print on the subject of consumption, whose ravages are on the increase, not only in America, but also in Europe.

That there should be a systematic and determined warfare against this awful disease is now becoming evident to all persons having at heart the welfare of the human race.

A well known physician, who has made tuberculosis a study for a number of years, states most emphatically that the majority of cases of consumption originate in a neglected cold or cough. This causes inflammation and weakening of the lungs, and renders them liable to the attacks of the tubercle germ, which at present is very prevalent. He also states that the new soluble form of pine is probably the most powerful, active agent ever known for the quick relief of acute and chronic colds and for healing and stimulating the lungs and bronchial tubes.

Inquiry at a leading druggist's elicited the information that the pine product above referred to is known as Concentrated oil of pine, and the formula for its use is as follows: One-half ounce of Concentrated oil of pine; two ounces of glycerine, half pint of whisky; mix and shake thoroughly and use in tablespoon doses every four hours.

The Concentrated oil of pine comes put up for medicinal use only in half-ounce vials, enclosed in round screw-top cases, which protect it from atmospheric changes and retain all the original ozone. It should not be confused with some patent medicines that are put out under similar names and style of package. These, owing to their impurities and the fact that they are not soluble are liable to produce permanent kidney disorders.

FISH ELECTED DIRECTOR.

St. Louis, March 12.—Stuyvesant Fish, former president of the Illinois Central railroad, was today elected a director of the Missouri Pacific railroad at the regular annual stockholders' meeting held in the general office here. Mr. Fish was elected to succeed James Hazen Hyde. It is said that more than 80 per cent of the stock of the Missouri Pacific was voted in today's election, which is said to be a larger amount than has been voted in previous elections. Mr. Fish was unanimously elected, which is considered significant of the important part he will take in the future conduct of the road.

At the general offices no further statement could be secured concerning the matter beyond the announcement of the result of the election.

COAL LAND FRAUDS.

Federal Grand Jury Making Investigation Reports Indictments.

New York, March 12.—Several indictments were reported today by the federal grand jury which has been investigating important alleged violations of the federal statutes. It was rumored that among the indictments were a number dealing with the recent taking of title to valuable coal lands in the Big Horn basin of Wyoming by certain persons residing in the suburbs of New York. These persons assigned their rights to the Owl Creek Mining company and the Northwestern Coal company, both said to be subsidiary corporations of the Burlington railroad, which is now building a branch line into the Big Horn basin in order that it may get the coal haul of that section.

The applicants made oath when making entry to the lands that they were not acquiring the title for any individual or corporation, but solely for themselves, as required by law. The grand jury's investigation of the entries was made at the instance of the interior department.

MRS. W. T. BURNS

Mrs. W. T. Burns of Memphis, Tenn. who is national press correspondent of the W. R. C., Writes: "I caught a severe cold which it seemed impossible for me to get rid of. I became much run-down, lost my appetite and flesh and felt nervous and irritable. Vinol was recommended, and certainly worked wonders for me; it increased my appetite, and cured my cough and nervousness. I consider Vinol a wonderful remedy."

Mr. Druehl of Druehl and Franken, says: "Many people right here in Salt Lake City are in just her condition—all run-down, hardly able too drag about don't know what ails them. This is probably caused by a cold or cough which is hard to cure, overwork or too close confinement to business, and such people need Vinol."

Vinol is not a patent medicine, but contains the medicinal curative elements found in fresh cods' livers, with all the useless oil eliminated and tonic iron added.

We ask every run-down, nervous, debilitated, aged or weak person in Salt Lake City, and every person suffering from stubborn colds, hanging-on coughs, bronchitis or incipient consumption to try Vinol on our guarantee. It costs nothing if it fails to give satisfaction. Druehl and Franken, Druggists, also Smith Drug Co.

NOTE.—While we are sole agents for Vinol in Salt Lake City, it is now for sale at the leading drug stores in nearly every town and city in the country. Look for the Vinol agency in your town.

Backache Gone!

Backache, Rheumatic Gout and All Forms of Uric Acid Poison are Results of Kidney Disease and Can Only Be Cured by Getting Directly at the Seat of the Trouble, the Kidneys, with

WARNER'S SAFE CURE

A trial bottle of the World's Greatest Kidney Cure sent absolutely free to every reader of the Deseret Evening News who suffers from Kidney, Liver, Bladder or Blood Disease.

MRS. L. CLIFFORD FIGG.

Mrs. L. Clifford Figg, of Chicago, Ill., who suffered intensely for months from kidney and bladder trouble, says that after taking other medicines without relief Warner's Safe Cure restored her to health. She writes June 1st, '06:

"It gives me great pleasure to recommend Warner's Safe Cure to all who may be suffering from kidney and bladder trouble. I was ill and miserable for months with backache, sick headache, dizziness, rheumatic pains and neuralgia, grew daily more nervous and irritable, and finally, after consulting a physician, I learned that I had kidney and bladder trouble. After taking his medicines for some time with little or no relief, I determined to take the advice of a friend and try Warner's Safe Cure. One bottle certainly made a great difference, and continuing the use of Safe Cure, I soon noticed the urinary disorders and pains disappearing, and gradually my health and strength returned. I took six bottles in all, which effected a complete cure, and I am most happy to recommend your medicine to all in need."—Mrs. L. Clifford Figg, 149 Dakin St., Chicago, Illinois.

CURES KIDNEY DISEASE.

When the kidneys are diseased the uric acid is not carried off, and this causes Gout, Lumbago, Rheumatism of the Joints, Rheumatism of the Muscles, Rheumatism of the Heart, Rheumatism everywhere.

In Bright's Disease the bowels are often constipated and the liver torpid. Warner's Safe Pills quickly relieve this condition, and no ill after effect is experienced.

WARNER'S SAFE CURE is put up in two sizes and is sold by all druggists, or direct, at 50 CENTS AND $1.00 A BOTTLE. Refuse substitutes containing harmful drugs which injure the system.

TRIAL BOTTLE FREE To convince every sufferer from diseases of the kidneys, liver, bladder and blood that WARNER'S SAFE CURE will cure them, a trial bottle will be sent, ABSOLUTELY FREE, postpaid, to any one who will write WARNER'S SAFE CURE CO., Rochester, N. Y., and mention having seen this liberal offer in the Deseret Evening News. The genuineness of this offer is fully guaranteed. Our doctors will also send medical booklet, containing descriptions of symptoms and treatment of each disease and many convincing testimonials free to everyone.

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Will Witness the REAL "COMING OUT"

Of the Newest Models in Ladies' Tailored Suits, Jackets and Waists for Spring Wear.

A Complete Expose of the Cleverest Creations produced by the leading designers of this country. These opening specials will make your visit to Auerbach's doubly interesting.

TAFFETA SILK JUMPER SUIT—Very handsome model in tan, brown, navy, cardinal or black, the jumper is artistically finished with small silk covered buttons, full flaring skirt, strictly tailor made, specially priced at **$10.75**

TAFFETA SILK JUMPER SUIT—The French model, made of heavy taffeta silk, jumper finished with black taffeta ribbon, side pleats and fancy metal buttons, full box pleated skirt, comes in all shades, very special at **$15.00**

THE NEW TAILOR MADE SUIT—Of fancy plaid worsted, jacket silk lined, bias straps of same material on Eton and skirt, jacket trimmed with braid and soutache, new style sleeves on sale **$19.75**

THE JAUNTY PONETO SUIT—Of fine quality voile, double row of braid, applique collar, jacket silk lined, new style sleeves, finished with turn back cuffs, tailor made pleated skirt to match, for Monday and week **$25.00**

NEW MODELS IN SPRING JACKETS—The Poneto Jacket, of fancy weave, lined with heavy silk, round collar, jacket trimmed with cloth covered buttons, heavy tailor stitching, new model sleeves, very special at **$6.75**

THE NEW PONY JACKET—Elegant model, unlined, in new light shades, pan velvet collar piped with braid, bias straps down front, large metal buttons. Ladies' or Misses' sizes. Grand opening price **$11.95**

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Cleanses the system thoroughly and clears sallow complexions of pimples and blotches. It is guaranteed

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