

WAS SWEET ON HER, TOO.

The Woman in the Venard Case Tells Her Story.

OFFERED HER A BONNET.

CONFERRED TO STOLEN KISSES WITH HER INTENDED SPOUSE.

Another installment from the scandalous case in the district court...

Almost the entire day in the district court was occupied by the introduction of testimony in the Miers-Venard scandal.

The plaintiff's case was renewed with Mrs. Harry I. Miers, nee May Anderson, upon the stand.

"Quite often he wanted me to go out with him and get refreshments."

"When did you first meet Harry Miers?"

"In April, '91, at the White House."

"How long did you reside at 217 Seventh West, south?"

"About five months."

"Did you go to the Venard's arrest?"

"Yes, sir; Tom Venard told me. He told me that if I didn't want to prosecute him he would be released."

"Did he offer to furnish you with money?"

"No, sir; he said he would not go with him any way until I saw Harry."

"Who did he say had Harry arrested?"

"He told me that a detective had arrested him on the complaint of the night clerk at the White House."

"Witness denied that the relations between herself and Miers had been improper or that they had gone further than the usual intimacies of modern courtship."

Cross-examined by M. Zane, witness denied that while employed at Ogden, she had been addicted to running out at nights, that she drank to excess or that she had frequented, indirectly, the Hot Springs at Ogden.

"Do you remember in 1891 of having met Venard at the White House and telling him that you had been on a spree?"

"No, sir."

"And that you had been drinking and remained at Hot Springs all night?"

"No, sir."

"It is a fact that you were discharged from the White House because of business taking place in your room at Ogden?"

"No, sir; but that I know of."

"Witness denied having drunk anything of an intoxicating nature while residing at the White House."

"Did you ever see Miers with a woman named Venard?"

"Yes, sir; he proposed it."

"And the Hendrickson girl was to go with you?"

"Yes, sir."

"Who proposed to go to Montana?"

"I did."

"Who proposed to go to Butte?"

"Yes, sir."

"I told Tom I would never leave town until I saw Harry."

"The other girl said she wanted to leave town on account of the scandal?"

"Yes, sir."

"What scandal did you think she meant?"

"I don't know, sir."

"Witness again denied that Venard had ever hovered over her as the guardian angel and stated that she ought to marry her. Denied he refused to prosecute after consenting to his arrest, etc."

"Where was it he wanted you to go for refreshments?"

"To get ice cream and coffee."

"And you declined?"

"Yes, sir; I told him I'd had ice cream and coffee for supper."

"Oh, you refused everything you had been to ice cream and coffee?"

"I refused because I didn't want to be seen on the street in Venard's company."

Mrs. Miers, upon her redirect examination, stated that Venard had accompanied the officer to her room, that the latter had searched the bed under the bed and every nook and corner. Unable to find the object of his search the officer stated to Venard that there was no one within and they departed.

MOTION FOR A NON-SUIT.

Plaintiff resting, Mr. Zane, for the defense, moved for a non-suit, contending that the plaintiff had failed utterly, to show that the complaint made by Venard before the United States commissioner was without probable cause and lacking in good faith.

Further, that the plaintiff had failed to show malice on the part of the complainant in that prosecution, who was the defendant in the present case.

Mr. Tafford urged the very act of Venard in the payment of costs to the commissioner as ample evidence that the complainant himself recognized the prosecution as one of malice and went exhaustively into the question of "probable cause" as defined by the authorities.

At the conclusion of arguments Judge Merritt took the motion under consideration and after ploughing through a dense flow of authorities, some of which were a century old, pronounced the bench at 2 o'clock and overruled it.

THE DEFENSE.

An exception was saved on the rail-

ing and Mr. Zane began his statement for the defense. Counsel stated that they would undertake to show that the defendant was acting under what he believed to be good cause, and that what he had done was done simply as a humanitarian effort to save the girl in question from slander. That the defendant who was informed by the defendant that Miers had deceived her and characterized her as a "chippie," finally expressed a desire to prosecute him, and that reasons that were purely platonic, he procured the arrest. That subsequently she repented and refusing to appear against him, the complaint was dismissed and the prosecution abandoned. The testimony would further show, continued Mr. Zane, that it was agreed by them to sue Venard and that having subsequently intermarried they were here now seeking to get that money out of him.

Thomas Venard, defendant in the case, testified that he met May Anderson, a waitress at the White House tables in '89. That she went to Ogden and was next seen by him while he was eating lunch at the White House in October, 1890. At that time she told him she had been on a spree and that the day before she had been out to the Hot Springs with a man named Venard, drunk, lost their way and stayed out all night. Witness next saw her in March, '91. Miss Anderson returned to the White House. He heard bad stories about her, among others that the woman who employed her in Ogden had used her for evil purposes. His next clerk also told him that Miers, Riley and the two girls had been having a good time in their room at the hotel. The Anderson girl was discharged within a week after his discharge and he next saw her at her room on Second South. Witness had given her \$2 for a New Year's tip and before leaving for Birmingham, Wis. said the night clerk who was Miers' room mate, had told him that Miers rarely came to the room any more and some times was out all night. Witness then charged Miers with criminal intimacy with May Anderson, which Miers did not deny. He said to him that if those things were true he ought to marry her. It was at that time that Miers told him of trips to Commercial street where they had been closed in a woman's room. Plaintiff said he would not marry her—that she was no good. Witness told him she was as good as he was and that he, witness, would help them out if they were married.

"Riley," continued witness, "said that if Miers did not marry her he ought to be put in the penitentiary, that he had seen her in bed together."

Witness told May Anderson what Miers had said and she, May, replied that she wouldn't permit any one to talk of her in that way and would prosecute him. A man named Brown told witness that he knew enough about the case to convict Miers. Brown was the man who had intended to sue out the complaint. He had to go to Ogden however, and instructed witness to swear out the complaint, stating that he would furnish the evidence. Witness denied that he fostered any malice toward Miers and he honestly believed that he was guilty of the offense.

"Is it true, as counsel has said," continued Mr. Zane, "that you were jealous of Miers?"

"No, sir."

"Were your intentions matrimonially inclined?"

"No, sir."

"In my fifty-sixth year?" (Laughter.)

Witness narrated how he and Miss Hendrickson had overtaken Miss Anderson on Brigham street, the conversation that took place and her declaration that if they wanted to catch Miers at her room they would have to come early in the morning.

He expected her to testify in the case and upon her refusal to testify the case was dismissed.

Cross-examined by Mr. Baldwin, the defendant stated that he had employed Detective Franks and the latter employed Leon to work on the first case which Miers undertook to prosecute. Witness reiterated that his interest in Miss Anderson was only a friendly one, and that thinking she had been injured, he made the effort to have it repaired.

"Your object was to make Miers marry the girl?" demanded Mr. Baldwin.

"Yes, sir."

"Not to run him out of the territory?"

"No, sir."

"Nor run him into the penitentiary?"

"No, sir."

"You didn't want anything to do with the girl?"

"No, sir; I was going away."

"You didn't want her to go with you?"

"No, sir."

"You knew what you were swearing to when you signed the complaint?"

"No, sir; I don't think I read it."

"You didn't know it was fornication?"

"No, sir."

"You didn't know whether it was for horse stealing or for fornication?"

"No, sir."

"You swore to the complaint?"

"Yes, sir."

Paul Zuckewert testified to the departure of Miss Anderson from the hotel, but was not informed whether it was voluntary or under duress. He heard her say to Venard on the occasion of her return from Ogden that she had been out to Hot Springs with a party a few nights before. Plaintiff's counsel interposing an objection, the witness was not permitted to testify to what Miers had stated to him after the arrest, and the case was adjourned until this morning at 10 o'clock.

A TOUGH AT TWELVE.

Threatened to "Kill, Burn Barnes" and Indulge in Other Pleasantries.

George Duncan, a veritable Duke of Gloster in knee breeches, came hobnobbing into court upon a crooked, ungainly leg when his name was called yesterday afternoon to answer to various charges of cruelty and outlawry that had been preferred by his aunt, a Mrs. Cumberland, who has reared him from childhood. Mrs. Cumberland testified that George, who had been reared by her from an orphan asylum in the Isle of Man, had rebelled against all matronly restrictions; that he had been twice expelled from the public schools, and had developed into an incorrigible truant. Unable to reclaim him herself, she asked the court that he be sent to a reform school.

William Adams, a neighbor, told how the diminutive Richard had terrorized his boy and profaned his wife, confabulating everything upon which he laid hand, and declared him an insufferable nuisance to the neighborhood.

Noble McDonald said the little fellow with the misshapen limb was a firebug and on three occasions had undertaken to set fire to barns.

Assistant District Attorney Howat, in a light of need to answer to various charges of cruelty and outlawry that had been preferred by his aunt, a Mrs. Cumberland, who has reared him from childhood. Mrs. Cumberland testified that George, who had been reared by her from an orphan asylum in the Isle of Man, had rebelled against all matronly restrictions; that he had been twice expelled from the public schools, and had developed into an incorrigible truant. Unable to reclaim him herself, she asked the court that he be sent to a reform school.

Why was you dismissed from school?" was asked of George.

"Just cuz I hated the teacher."

"Did you prepare your lessons?"

"When I wanted to I did and when I didn't want to I didn't."

"They charge you with stealing?"

"Well, I didn't—oh, yes, I stole a dog."

"What did you do with it?"

"Sold it."

"What for?"

"Cuz my aunt wouldn't gimme no money."

"What else have you stolen?"

"Nothin' else."

"Nothin' from Mr. Adams' yard?"

"Oh, no, from his yard."

Fearing that further inquiries might change the orphan's destination from the reformatory to the penitentiary, Judge Merritt whistled down Brakes and last night young Duncan was committed to the reform school.

Minute from Merritt's.

The following orders were made during the day:

John H. Hedges vs. H. O. Miller et

Babies Eat



QUAKER CHALK TALKS

After the Bawl is Over!—Little Cherub is happy now—he has got what he cried for—his dish of Quaker Oats. What healthy babies it makes!

Sold Only in Quaker Oats. Packages.

al.; dismissed on motion of counsel for plaintiff.

The Waaatch Asphaltum Company vs. St. V. Le Sleur; leave to file amended cross-complaint.

Erigham Young Trust Company vs. Henry Wagener; thirty days to file statement on motion and affidavit for new trial.

Court Condemnations.

Attorney Whittemore is perfecting his appeal in the Hammond case to the supreme court and expresses a belief that a new trial will be awarded. Hammond is doing time in the reform school at Washington for the killing of young Clyde Robinson.

An appeal from the justice court was yesterday filed in the case of D. L. Levy vs. John Olson, plaintiff having obtained judgment below for \$20 and costs.

Adolph P. Miller has begun an action in the district court against Andrew P. Krantz et al, to collect \$1,900 on a promissory note.

Arthur Brown has commenced an action against George L. Smith et al, demanding judgment on a promissory note in the sum of \$1,000.

Final entry of judgment in the case of the Brigham Young Trust company vs. Henry Wagener was yesterday entered up in the sum of \$700.

Ann E. Groesbeck has begun an action against William McCormick et al, to quiet title to certain city property.

Trial judgment was yesterday entered up in favor of plaintiff in the case of Snarr & Sons vs. A. G. Paddock.

Final judgment was entered in favor of plaintiff in the case of Paul A. Elvers vs. George A. Pattewell.

POLICE COURT.

Usual Number of Petty Offenders Before Judge Smith.

M. C. Brooker and John De Bella were before Police Justice Smith yesterday on the charge of peddling without a license and found guilty. They were fined \$25 each. These worthies have been conducting an extensive peddling business. Their goods were of a decidedly inferior quality, however, but not until after they had cheated a large number of people was the matter brought to the attention of the police.

The chief articles of stock carried by the men, who are well dressed, smooth looking fellows, were spectacles, which they sold for gold rimmed. The evidence was conclusive and the judge surprised the defendants with a fine of \$25 each.

Hober Stayner and James Madison,

charged with cruelty to animals, were arraigned for hearing, but after the prosecution had rested and the defense put in the testimony of Stayner and Madison, continuance was taken until this afternoon to allow the defense an opportunity of procuring another witness. The evidence showed that three horses owned by the defendants had already died from exposure and starvation and several others were threatened with death. Stayner and Madison claimed that they boarded the animals out until April and were not aware of the treatment they were receiving. The missing witness is the man who took the horses to pasture and feed.

Frank Jennings and Charles Extrom, boys, charged with stealing bottles, were discharged.

Fred Larsen was given five days for drunkenness.

Pat Egan and Tom Collins, the former charged with vagrancy and the latter with drunkenness, were discharged.

Bertha Curtis, one of the three little girls arrested last week for shoplifting, was discharged yesterday after the charge of petty larceny, but on account of the non-desire to prosecute on the part of the complaining witness, she will remain in custody until she can get a new guardian.

Sena Carney employed the girl to care for her house during her absence several days ago and Bertha helped herself to a purse containing two gold rings and \$1.50. The property was recovered with the aid of a search warrant. The girl claims to have taken the purse by mistake.

Ayer's Pills are constantly advancing in the estimation of those who use them. They improve the appetite, promote digestion, restore healthy action, and regulate every function. They are pleasant to take, gentle in their operation, and powerful in subduing disease.

TO ADVERTISERS.

The Herald has the largest circulation in the territory and the surrounding region than any other newspaper published in its constituency. It comprises more heads of families than any other, and it is therefore the best advertising medium in Salt Lake.

BURLINGTON ROUTE.

Reduced Rates.

Taking effect March 1st, 1894, \$20.00 will be the one way fare and \$35.00 the round trip fare between Ogden, Spanish Fork and intermediate points, and Omaha, Council Bluffs, St. Joseph, Atchison, Leavenworth and Kansas City via the Rio Grande Western and Burlington & Missouri River railways. Secure your tickets at the Rio Grande Western railway office and be sure they read via the Burlington Route.

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Shiloh's Catarrh Remedy is guaranteed to cure you. Price, 50c. Injector free.

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Dr. Lindsay, Physician, Surgeon and Lecturer, formerly of Philadelphia, Specialist on all Diseases of Men and Women. Dr. Lindsay devotes his special attention to the scientific treatment and cure of all

Chronic, Nervous

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SCURF, PILES, FISTULA AND RECTAL ULCERS CURED without pain or detention from business. STRICTLY safely and radically cured.

NEURALGIA, the result of Blood Poisoning, with and without joint, Neuritis, Catarrh, Bronchitis, Asthma, Pleurisy, Paralysis, Cancer, Tumors, Pruritus, Salt Rheum, Scrofula, Tumor Worm, Dyspepsia, Constipation, and all diseases of the various organs of the body speedily and permanently cured at his dispensary. Diseases of women a specialty.

Married persons or those entering that happy state weary of physical weakness, loss of progressive power, impotency or other physical conditions can have speedy and permanent relief. No matter what your complaint is or who has failed to cure you, consult this efficient physician who is able to effect a cure where others fail.

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WILL YOU REMEMBER FIFTEEN DAYS.

It will send FLEETS to any man, in the prescription of a new and positive remedy to enlarge small weak organs, and cure cure for all young or old men. Cures cases of Least in 15 days; disease never returns. Correspondence private. All letters sent in plain sealed envelope. Address, T. C. BARVES, Lock Box 340, News Dealer, Marshall, Mich.

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