

SCOTS TESTIFY AGAINST SHEETS Famous Bunco Game Rehearsed at Police Chief's Hearing. ALL LEAD NOT GUILTY

M'WHIRTER BROTHERS TELL CORROBORATIVE STORIES.

Once more the lime light has been turned on Alexander and "Weelum" McWhirter, the Scotch brothers who were the victims of the famous \$10,000 bunco game that started the investigation which culminated in the arrest of Chief of Police Alexander A. Sheets, Captain Raleigh and half a dozen others.

The brothers McWhirter were the witnesses yesterday afternoon at the hearing of Chief Sheets in Judge Whitaker's court yesterday afternoon on a charge of being an experienced American citizen who evidently taught the bunco game to the police officers. They appeared in court yesterday they had a somewhat awkward appearance. They had not yet discovered that "Weelum" was American for the Scotch "bare-faced."

Robbery Story Retold.

The stories told by the Scotchmen on the stand yesterday afternoon were much the same as what they testified to in the hearing of Chief Sheets at the hearing of the bunco game. They testified to the manner in which the swindle was perpetrated. The confidence game of Larry O'Brien, the bunco player, was the part played by "Dr." James Donaldson, the bogus police raid, the theft of the \$2,750 in current money from the subsequent chase about the city with the bogus policeman, all were aired by the evidence.

Then they told of their dealings with Chief Sheets and Detective Raleigh at the police station. The stories of the two brothers on all material points were corroborative. The first connection of Chief Sheets with the alleged swindle was the testimony of Alexander McWhirter, after W. W. Bell, one of the bogus policemen, after the swindle, called up No. 75 from the Sun drug store at the corner of West Temple streets. No. 75 on either phone connects with Chief Sheets' private office at the police station.

William McWhirter went to the police station and told the chief of the robbery. He said that the chief exhibited but a languid interest in the story. He called on the chief and sent Sergeant John Hempel out with him to look for the robbers. While William was in the chief's office, he saw somebody called Sheets up by telephone, but what conversation was had he did not know.

On the evening Alexander McWhirter and W. W. Bell, the bogus policeman, went to the chief's office and Bell agreed to get some of the money back for McWhirter. Alexander swore that the chief told him he would send an officer to get the money.

"Weelum's" Rampage. Considerable amusement was created by the cross-examination of William McWhirter by Judge Thurman, who asked him questions about his Commercial street experience of some weeks ago, when he was arrested for wildly flourishing a gun and striking terror to the hearts of the denizens of that street. County Attorney Hanson by an objection finally saved him from further questioning along this line.

All the evidence that was introduced yesterday was over the objection of counsel for the defense, who contended that no evidence concerning the McWhirter robbery could be introduced until it was shown that Chief Sheets had conspired with the crime. Judge Whitaker reserved his ruling on the case and the evidence went in subject to the objection and may be stricken out unless the county attorney can show that Chief Sheets had a knowledge of the proposed swindle before it was executed.

It is the general impression that the prosecution has its strong card up its sleeve. Just what this is seems a puzzle to everyone outside of the county attorney and the sheriff's office. Persistent rumors are to the effect that Parrent, Denver, counsel for Parrent, was interested in the case at the hearing yesterday. He, too, denied that his client had made any disclosures concerning the crime.

Immediate Hearing Granted. Chief Sheets, Captain Raleigh and Attorney William Newton, through their attorneys, Judge Thurman and Sorren X. Christensen, entered pleas of not guilty to the charges of conspiracy against them yesterday morning at 10 o'clock in Judge Whitaker's court. Both sides seemed anxious for an early hearing in the matter and the present hearing was granted for yesterday afternoon at 2 o'clock before Judge J. J. Whitaker.

Separate hearings were requested by the defense and the case against Chief of Police George A. Sheets was the first one called. The defendant and his attorneys were present and Alexander and William McWhirter were sworn in to testify for the state. County Attorney Willard Hanson conducted the prosecution, and the motion of Attorney Sorren X. Christensen, for the defense, all the witnesses will be excluded from the court room during the trial.

"Sandy" Testifies. Alexander McWhirter, the elder of the brothers, was called to the stand. He testified that he was a native of Maybion.

Climate is less important than food in the treatment of tuberculosis. Any fresh air and sunshine help if your food is nutritious. Scott's Emulsion stands alone as a builder-up of health because it is concentrated nourishment which is speedily converted into germ-resisting tissue.

Scotland, where he had been engaged in the bakery business for several years. He left there last August to come to New York as a delegate to the international master bakers' convention. He was accompanied on his trip by his brother, William.

The Confidence Game. The affable stranger said that he was also a tourist passing through Salt Lake, but that an old friend of his father's, whom he designated as the "Colonel," had been kind enough to show him about town on the day before, and that if the McWhirter brothers were agreeable he would like to show them the same points of interest that the "Colonel" had showed him.

At the convention they decided to go to the Pacific coast to locate in the bakery business. They reached Salt Lake on route to Los Angeles on Sept. 18, and registered at the Cullen hotel. In the afternoon while talking around town they met a stranger whom it has since developed, was Larry O'Brien, on the National Bank of the Republic corner at Second and Main streets. He introduced them the way to Warm Springs and Alexander McWhirter told the man that he was a stranger in the city and did not know the location of any places of interest.

They were introduced to Jack O'Brien and "Jim" Donaldson, the former posing as a mining expert and the latter as a doctor. After a little desultory conversation on mining and the resources and prospects of the country, the doctor proposed, Jim Donaldson and Larry and Jack O'Brien played. Larry won \$80 and then presented the chips to Alexander McWhirter and the latter was instructed how to play the game.

Falls in the Trap. The game proceeded faster than Alexander was able to follow it. Soon his chips were all in the center of the table and he was told to put up \$100. He did not have anything smaller than a \$1,000 bill. He put that down and no one objected. On the next call he was told to bet another \$1,000, which he did, whereupon "Dr." Jim Donaldson, with the announcement that he and were gathered in McWhirter's money.

Laugh on the County Attorney. "They say an honest confession is good for the soul," said Judge Thurman, "but I would never have believed Mr. Hanson had been in such places if I had not heard him admit it."

At the close of his cross-examination Judge Thurman said that the district attorney had the right to recall the McWhirter brothers for further cross-examination today. Transcripts of the evidence of the case and in the Donaldson hearing are being prepared and their cross-examination will be conducted with this testimony before the attorneys for the defense.

County Attorney Hanson moved to adjourn at the conclusion of yesterday's testimony and the case will be resumed before Judge Whitaker at 10 o'clock this morning.

Chief Is Pessimistic. He asked the chief if there was any likelihood that the men would be caught, and Sheets replied: "Very little."

The Return of the \$10,000. About half-past ten Bell returned, saying that he had been unable to negotiate checks for as much as he thought he would and could only get \$750. This McWhirter said he took out of his pocket and placed on the chief's desk. On cross-examination, however, he corrected himself and said after Bell had gone out the chief followed him and brought back the \$750.

Defense Scores a Point. The witness was then cross-examined by Judge Thurman for the defense only on the part of the testimony which related to Chief Sheets, the attorney contending that all else was immaterial. In reply to a question put by the attorney, the witness said that while the chief did not advise the McWhirter brothers to leave town he held out nothing but a respectful silence.

County Fees Collected. Reports were rendered to the county clerk's office yesterday of the fees collected in the various county offices during the month of February. The statement of collection follows:

Amateurs Will Present Play. A missionary benefit in the form of a French play of the seventh century, will be presented by the Second Ward Dramatic club, at the Second Ward amusement hall this evening. The play is entitled "Margarite's Colors," and is a comic drama in two acts. The cast is composed of local talent. The first

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Notice. A special meeting of the stockholders of the Utah Implement company, a corporation organized and existing under and by virtue of the laws of the state of Utah, will be held at the office of the said corporation, No. 131 South State street, Salt Lake City, Utah, on the 23d day of March, 1907, at 11 a. m.

Sick Headache

brain-fag, dull head pain, whether caused by overwork, biliousness, constipation or stomach disorders, yield quickly to the wonderful curative properties of

Beecham's Pills

Sold Everywhere. In boxes 10c. and 25c.

by telephone. After he had finished talking over the telephone Hempel take the younger McWhirter out to see if he could find any of the robbers. They were gone about a half hour but saw nothing of the men. William then went alone to the Rio Grande depot, and on returning saw Bell and another man go into a store at South Temple and Second South streets. They were in there a few moments when they came out and went to McWhirter's room, where Bell turned around and said:

Your brother is at the police station and everything is fixed all right. They then took a rig and drove away. William went toward the Rio Grande depot, where he met an officer. An attempt was made at this point to introduce what conversation was had with the police officer but was successfully blocked by the attorneys for the defense. William then returned to the police station where he met his brother, and from that point the testimony was the same as sworn to by Alexander McWhirter.

Hanson Tips Himself Off. "You have had quite a rugged experience since you have been in Salt Lake, haven't you?" asked the attorney. "Indeed I have," replied "Weelum" earnestly.

"Been on Commercial street, occasionally?" "Only once." "You were in a fast house at that time?" "No one saw me there."

"Well, you were weren't you?" This brought the county attorney to his feet with an objection. "I mean to test the credibility of the witness," insisted Judge Thurman.

"Well, if that is your test," said the county attorney, "you could scarcely believe any of us under oath."

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BOTSFORD'S PLACE SECURE.

Is Succeeded as Trainmaster by S. E. Kennedy.

Official announcement was made yesterday of the appointment of S. E. Kennedy as train master for the Oregon Short Line, with offices at Salt Lake. This is the fifth death that, so far as is known, has resulted from the disease in Ogden. There are a number of additional cases of illness from the malady, but it is expected that some of those will recover.

Fifth Death From Meningitis. Another case of death from spinal meningitis was reported yesterday, when the four-year-old daughter of Mr. and Mrs. Hanson Shurtliff died at 263 Farr's Lane. This is the fifth death that, so far as is known, has resulted from the disease in Ogden. There are a number of additional cases of illness from the malady, but it is expected that some of those will recover.

WILL GO TO LOGAN.—A delegation of about twenty-five business men from Ogden will join the legislators in their junket to Logan today.

PETITION AS GUARDIAN.—Mrs. Nellie Dufer petitioned the district court yesterday for her appointment as guardian for Lois Dufer, a minor.

WANT NEW TRIAL.—A motion for a new trial in the case of A. J. Stone, administrator for the estate of B. F. Eccles, deceased, against the Union Pacific Railroad company, was filed in the district court yesterday.

RAILROAD ANNOUNCEMENT.—O. C. Wilkes, the newly appointed roadmaster of the Short Line, who succeeded N. C. Martin in Ogden yesterday, is zig-zagging up the local situation as far as his department was concerned. Mr. Wilkes announced that hereafter all work of the department in Ogden will be under Mr. Wilkes' supervision, with Perry Spidell general foreman, in direct charge.

SUIT OVER HORSE SALE.—In the damage case of R. L. Davis against former Sheriff J. W. Bailey, the plaintiff filed an amended complaint in the district court yesterday. This action resulted from the sale of a horse, which is said to have gone lame after Bailey bought it. He accused Davis of knowing this horse was lame when the sale was made. Bailey, as sheriff, effected Davis' arrest, which the latter claimed was false and illegal.

W. H. WATTS BACK.—W. H. Watts, general manager for the Utah Construction company, returned from California yesterday, where he has been for some time in connection with the construction work of the Western Pacific, which contract is held by his company. Mr. Watts stated that everything was moving along as nicely as could be expected. He said that the weather was now drying up, and as a result the work was going better.

THE WALTER M. LOWNEY CO. Makers of Cocoa and Chocolates. BOSTON, MASS.

Notice if our name is on the door. If not, it's the wrong place. Phone 66 for the correct time.

The Family Physician. The best medicines in the world cannot take the place of the family physician. Consult him early when taken ill. If the trouble is with your throat, bronchial tubes, or lungs, ask him about taking Ayer's Cherry Pectoral. Then take it or not, as he says.

NEW CANNING FACTORIES. Plants to Be Erected This Summer at West Weber and Parry.

News at the RAILROAD WRECK STORE 258 State Street

2500 Ladies' Waists All Sizes and Colors—while they last 35c to 45c each

SCHOOL BOARD ACTS. Will Try to Prevent Spread of Spinal Meningitis.

Thousands of other things at unheard of cuts—come and see

Ho! Ho! Uneeda Biscuit. Give Your Eyes Attention. NOTICE IS HEREBY GIVEN THAT a special meeting of the stockholders of the Utah Implement company, a corporation organized and existing under and by virtue of the laws of the state of Utah, will be held at the office of the said corporation, No. 131 South State street, Salt Lake City, Utah, on the 23d day of March, 1907, at 11 a. m.

THE FRESHEST COFFEE SOLD. WHOSE? LADIES' MUSLIN NIGHT GOWNS, up to \$1.65 values, on sale at 89c

LOWNEY'S Chocolate Bonbons. Always Delicious—Pure—Wholesome—Digestible. One Box will make a Happy Home! Every Sealed Package guaranteed Fresh and Full Weight.

The Family Physician. The best medicines in the world cannot take the place of the family physician. Consult him early when taken ill.

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ESTABLISHED 1864. The Underwear. ONE PRICE TO ALL NEVER UNDERSOLD

Specials for Today That'll determine the economically inclined to be here early and until late at night

Ladies' Muslin Night Gowns, up to \$1.65 values, on sale at 89c. Today All Day Ladies' Black Kid Oxfords or Shoes

Today All Day—Extraordinary Bargain 200 All-Wool Rich Navy Blue and Black Cheviot Suits, \$3 and \$3.50 Values All Day Today at \$1.95

Today Will Be a Stirring Day for Bargains In Our Cloak and Suit Department. LADIES' SILK COATS AT \$1.95, of beau de sole or taffeta silk, lined with heavy satin, also interlined, collarless effect, trimmed with two rows of silk fiber braid; long sleeve with turned back cuffs, sizes 34 to 44.

Special for Tonight from 7 to 9 o'clock Sale of Toilet Soap 32c-Boys' Waists-32c

SATURDAY SPECIALS 21 Pounds Sugar . . \$1.00

10 BARS WASHING SOAP25c 9 Pounds Washing Soda25c

Telephone Orders Promptly and Carefully Filled. INDEPENDENT GROCERY Ind. phone 2509. Bell phone 2800. 74 WEST 1ST SOUTH.

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