

McDONALD—Exclusive Manufacturer of Chocolates.

AFFIDAVIT WILL LIKELY BE READ

Jury Will Be Called Upon to Decide Between Abe Hummel and Evelyn Thaw.

SUR-REBUTTAL OF DEFENSE

MURDER CASE WILL LAST SEVERAL DAYS.

New York, March 16.—Attorney Delphin M. Delmas conferred with his associates in the defense of Harry K. Thaw today, mapping out plans for the sur-rebuttal work at the trial, which, when resumed Monday, will be entering its ninth week. Applications were made today to the district attorney's office for several additional subpoenas for the defense.

Probably the greater part of next week will be consumed by the defense, and the case may not go to the jury until March 25.

Jerome's Final Bid of Evidence.

When the court convenes Monday Mr. Jerome will present the last bit of evidence he has for the prosecution. He will renew his request of Friday afternoon that Justice Fitzgerald admit the photographic and carbon copies of the affidavit Evelyn is said to have made in Abraham Hummel's office. This affidavit, Mr. Jerome contends, is competent in order to contradict the statement that Mrs. Thaw was drugged and betrayed by Stanford White. In it the young woman is said to have sworn that the stories concerning White were untrue, and that Harry Thaw beat her when she told him that there was no truth in the statement that White had betrayed her.

Jury Must Decide.

Justice Fitzgerald, having permitted Hummel and his clerk to testify as to the making of the affidavit, evidently intends to allow Mr. Jerome to put the papers in evidence and read whatever of the contents he desires to go to the jury. Attorney Delmas said yesterday that the defense probably would offer no objection to this. He referred to the "questionable shape in which this evidence comes," and apparently will content himself with the attack he made upon the credibility of Hummel as a witness. Mr. Delmas will probably have young Mrs. Thaw take the stand and repeat that she did not know the contents of the paper. It will then be for the jury to decide between the prisoner's wife and the convicted lawyer.

Thaw Gains Confidence.

Harry Thaw's confidence, instead of diminishing with the closing hours of the case, seems to increase. His mother, his wife and the countess of Yarmouth, his sister, called upon him in the Tombs today and reported that he was in high spirits.

When the matter of the affidavit is settled Mr. Jerome will announce that the people rest, and Mr. Delmas then will take up the work of sur-rebuttal. As he intends to call several alienists, and as District Attorney Jerome has

committed himself to extensive cross-examinations of this class of witnesses, there is no way to tell just how long the defense will take in putting its last evidence to the twelve men who are to decide Thaw's fate.

CITIZENS ARE INTERVIEWED

Daylight Robbery on Main Street Brings Out Some Caustic Comment.

Slightly ahead of schedule, the open season for tourists in Salt Lake was heralded yesterday by the removal of about \$500 from a young stranger within the police district, as he strolled along Main street about midday. Some well informed citizens declare the trick was not accomplished in a workmanlike manner, and others contend that it was a clear violation of the accepted rules in Salt Lake under the present administration, but still others insist that the act was done in regular form.

Some of the views of well known Salt Laker are:

Sandy and Weckless says, no doubt why didn't he gang tae the station house an' ave get the tenth on ut book?

Dr. Jim Donohue—Very coarse work, very. I understand the guy still has some loose change in his pocket when he goes to George's.

W. H. Pratt—I never done it. I am supposed to be in Denver, any how, and if I hadn't been in Denver I wouldn't throw no native son down that way. Does foreign parasites im me specially?

George Shurtz—All I know is this: The guy didn't have nothin' on him when he showed up here, so of course we didn't feel like doin' nothin' fer him. I don't believe he was touched anyway. The boys all tell me they ain't nothin' of the money. I think this guy just bloused his wad off agin' some soda fountain and then sets up this holier about being me specially.

William N. Smith—I refuse to give my opinion about this until the proper time. It will all come out at the trial. There's politics in this, and you'll find there's a conspiracy against me and the chief back of it all.

SOCIAL EVENT AT MODENA.

Nebraska Man Captures One of Utah's Fairest Daughters.

Modena, March 16.—Miss Ruth De Friez, the esteemed daughter of Postmaster William De Friez, was married here yesterday afternoon to Hugh Gobie of Holdrege, Neb. R. C. Lund, Jr., justice of the peace, tied the nuptial knot.

The happy couple expect to remove to California as soon as the railroad is again open southward. The event was one of the most joyous that ever took place here. The Modena Social club, comprising all the ladies of Modena, and of which Mrs. Gobie is a member, attended the ceremony in a body. The bride has resided here with her parents for six years; is of petite figure and handsome. Her sociability and ladylike deportment made everyone her friend.

Mr. Gobie first met his wife here several years ago, while with one of the engineering corps of the San Pedro railroad, and immediately recognized the exotic charm of the rare little desert flower he yesterday plucked for his own.

And It Won't. (Philadelphia North American.) Secretary Shaw says his accepting a job as head of the Carnegie Trust company will not affect his presidential boom.

MANY VICTIMS OF FLOOD AND FIRE

Syrians Jump Into Raging Torrent at Wheeling, W. Va., to Escape Flames.

OHIO RIVER STILL RISING

WHOLE FAMILY DROWNED AT MARIETTA.

Wheeling, W. Va., March 16.—Eighteen persons are known to have lost their lives because of an early morning fire today at the Warwick Pottery company's plant in the flooded district here. Following is a partial list of the drowned.

Mike Brettes, aged 30, storekeeper. Rosa Brettes, aged 22. Ellen Mitchell, aged 13 months. Allen Bertas, aged 2 years. Frank Holmes, watchman at the pottery.

Simon Elias, merchant. Julius Moss, aged 70 years. Walter Moses, aged 34 years. Charles Matthews, watchman at the Wheeling Stamping company.

Because of the water surrounding the burned district it was impossible for the fire apparatus to reach the scene. The firemen pressed into service all the boats that could be secured and carried lines of hose to the burning building by this means. They fought the fire and assisted in rescuing many persons. The crew of a boat moored across the river, manned by a yawl and rescued about 100 persons. The men were offered all kinds of rewards and big sums of money for the work they had done, but they refused to accept a cent. Most of the imperiled persons were Syrians and at times when the big yawl was filled with overflowed it was with difficulty that the river men prevented the frantic foreigners from upsetting the craft. Had the drowned persons remained in their homes none of them would have met death. The buildings occupied by the victims were not touched by the flames, but the explosion that started the fire terrified the people. But not all of those who met death met death by jumping into the water. Five were drowned by the upsetting of a boat. The majority of the persons living in the district are Syrians and after the fire they refused to return to their homes. They are being taken care of in the city hall and county building.

WORK OF RELIEF.

The work of relief in Pittsburgh, Allegheny and McKeesport is in excellent shape. The council of McKeesport appropriated \$2,500 for the flood victims of that city and the same amount was greatly increased by private subscriptions. In Pittsburgh and Allegheny the charities departments are caring for the sufferers.

The health authorities are taking every precaution to prevent an epidemic. The department of building inspection is making a thorough investigation of the submerged buildings, as it is believed that many old structures were weakened. Today a two-story dwelling in Allegheny collapsed. No one was injured.

The street car service is almost in full operation, with the assurance that a complete resumption will be possible by Monday.

WHOLE FAMILY DROWNED.

Marietta, O., March 16.—William McCracken, his wife and two children were drowned today. They were forced to the second floor of their house by the flood and the swift current upset the house, the entire family being lost.

The Marietta Chair company, employing over 600 men, has been swamped and other manufacturing plants are heavy losers. Not a factory is running. The St. Cloud hotel moved its patrons aboard a steamer. Two-thirds of the city is under water.

HUNDREDS HOMELESS.

Fronton, O., March 16.—Three hundred people were driven from their homes today when the Ohio river rising to 26.2 feet. The river is rising two inches an hour.

CREST OF THE FLOOD WILL NOT PASS UNTIL MONDAY.

Cincinnati, March 16.—With the Ohio river rising here at the rate of about one foot an hour, and the crest of the flood not yet passed, it is practically certain that sixty-three feet will be reached if not exceeded. Weather officials express a doubt today that the river will rise to the January mark of 62.2, as predicted yesterday.

The river will continue to rise tonight and tomorrow, and by Monday a turn will come. The water has crippled a few street car lines which traverse the lower part of the city, but no extensive damage has been reported.

Up the river the situation is more serious. This is especially true at Marietta and Portsmouth, where the crest of the flood is passing.

At Marietta, two-thirds of the city is flooded, and there is considerable suffering, as nearly all of the groceries and markets have been flooded. Families on

the hill are baking bread for those who have been driven from their homes. At Portsmouth two levees broke, letting the water encroach on territory already flooded. The other levees have been weakened and may also so.

The breaking of these levees has compelled hundreds of persons to evacuate their homes and has paralyzed manufacturing concerns.

REPAIRING THE DAMAGE.

Pittsburg Citizens Cleaning Up After the Flood.

Pittsburg, March 16.—After three days of business stagnation caused by rising in the Monaca, a highway and Ohio rivers, which inundated over ten square miles of this city, conditions have about assumed their normal aspect. By Monday a complete resumption will be possible.

The water is receding even more quickly than it rose. With the exception of the lowlands below the city, the river has subsided to its natural course. For tomorrow a stage of a little over 10 feet is calculated.

Tonight the task of cleaning the streets in the downtown district is completed and workmen are clearing the interiors of buildings.

Mills Starting Up. Several mills and manufacturing establishments began operations today, and an endeavor will be made to make up time lost. Within two or three days it is thought all the mills will have resumed.

The loss in the Pittsburg district is estimated at \$2,000,000. The damage in western Pennsylvania to at least \$15,000,000. The exact number of fatalities caused by high water has not yet been ascertained.

A score of persons are known to have met death in the flood, and additional reports of many deaths were received by the coroner today. However, the reports have not been verified.

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DOMINION MEASURE MEETS ITS DEATH

House Refuses to Accept Smelter Bill as Originally Passed by the Senate.

PURE FOOD BILL PASSES

COMMISSIONER TO INSPECT PLANTS AND PRODUCTS.

After having once been passed in amended form by the house, the body yesterday put to sleep the bill giving to smelters the right of eminent domain. Early in the day the senate returned the measure as amended by the house and asked for a conference. Barnett, Sutton and Benson were named by the speaker. In the afternoon this committee reported, unanimously recommending that the house recede from its amendments of Friday night.

Advocates of the amendments reported, unanimously recommending that the house recede from its amendments of Friday night. The amendments were one restricting the radius of the zone within which the right might be exercised to four miles; from the works and others giving Ogdens the same exemption as Salt Lake with reference to proximity of the reduction plants.

A motion to suspend the report was lost by a vote of 22 to 15, and another to adopt was carried.

The roll was then called on a motion to suspend the rules and vote on the bill in its original form. The measure failed by this count:

Yeas—Barnett, Benson, Bower, Bowen, Davis, Dorius, Drong, Eldridge, Hendricks, Holt, Hone, Jensen of Sevier, Long, McMillan, Moughan, Miller, Miller, Fodersen, Robinson, Tolton, Mr. Speaker—22.

Noes—Cottam, Croft, Dean, Fuller, Gies, Gurie, Jensen of Salt Lake, Kuchler, Larsen, McKee, Marks, Meeks, Thompson, Randall, Weston, Westphal—15.

H. Joseph made another attempt to have the vote reconsidered later in the afternoon, on the ground that many members of a conference committee's unanimous report was disapproved to the senate, but Joseph's plan failed.

FOR PURE FOOD.

Although on its first vote yesterday it lacked a constitutional majority in the house and consequently the emergency clause failed, senate bill No. 167 was later passed.

The act creates the office of dairy and food commissioner and defines his duties, which embrace the upholding of standards of purity in certain lines of food, to prevent adulteration, etc. The house amended the senate bill with respect to the commissioner's salary. The senate had fixed \$3,200, has the amended clause of Mr. Thompson, increased to \$1,500.

BILLS ARE PASSED.

The house yesterday passed these bills: House bill No. 21, providing for a public school library fund.

House bill No. 15, relative to change of venue in justice courts.

Senate bill No. 98, appropriating \$500 annually for experiments and demonstrations in arid land farming.

Senate bill No. 148, for the disinfection and improvement of the sanitary condition of public buildings, railroad depots, sleeping cars, etc. The penalty is fixed at from \$50 to \$200.

Senate joint resolution No. 4, relating to the creation of new counties and the manner of establishing boundaries.

House bill No. 29, creating a state board of sheep commissioners; inspection and suppression of scab and other diseases.

House bill No. 28, relating to the adoption of persons, with senate amendment.

Senate bill No. 139, on reconsideration under suspension of rules, making it possible to reach parents in other states who have deserted their children.

Senate bill No. 202, cruelty to animals; violators may be arrested by any person.

House bill No. 184, defining the duties of county attorneys. Under this act the county attorney may appear in juvenile courts.

House bill No. 304, relating to the investment of state funds by the board of land commissioners.

Measures Killed. The house acted unfavorably on these bills: Senate bill No. 86, relating to the number required to inaugurate city improvements, laid on the table.

Senate bills Nos. 203, 208 were also laid on the table because there were no printed copies.

House bill No. 80, relating to testimony of witnesses, exemptions from giving evidence, etc.; laid on the table.

Senate bill No. 182, the primary election bill, was laid on the table in double quick time. Only one dissenting vote on the table.

Senate bill No. 147 was laid on the table. It related to water rights and increased the powers of the state engineer.

LIMIT OF TAXATION FIXED

Constitutional Amendment Looks to Future Levy for State and General Purposes.

The house yesterday adopted senate joint resolution No. 2, proposing a constitutional amendment fixing the rate of state taxation based on valuation of property. The proposition is that the rate of state taxation shall never exceed 8 mills until the taxable property shall have reached a value of \$200,000. Thereafter the levy is to be 5 mills, unless again changed by constitutional amendment. The 8 mills referred to are to be appropriated thus: General state purposes, 4 1/2; high school, 1/2; district schools, 1/2.

SCHOOL FIGHT IS ENDED.

The consolidation problem was definitively settled by the senate yesterday when Senator Hollingsworth's bill, providing for a joint board of regents for the University and Agricultural college was laid on the table.

Senator Hollingsworth objected strenuously to this course, but when Senator Park, the consolidation champion, said that he was too late in the session to consider the matter he had to give in and the bill was virtually killed.

House Notes. The house members extend their thanks to Representative Westphal, who provided each with a shamrock.

The house will meet again Monday at 10 o'clock.

All bills appropriating money for the construction of roads and bridges were placed at the foot of the calendar, to be considered in succession.

The promise is that the general appropriation bill will be ready for consideration by the house on Monday. The committees of the two houses are expected to reach an agreement by the time the hour for assembling rolls is round.

Handsome photographs of Representative and Mrs. Kuchler of Ogden were distributed among their friends in the house, and to the members of "the third house," of which Mrs. Kuchler is an honored member. With hearty assurances that neither Mr. nor Mrs. Kuchler would ever be forgotten, even without leaving behind them those tokens of friendship, the house passed a unanimous vote of acceptance.

DYNAMITE EXPLOSION.

Cincinnati, O., March 17, 2:15 a. m. About 200 pounds of dynamite exploded on the site of the new city hospital.

The explosion in the residence district of Avondale, and windows are broken for many squares. It is not known what there were.

THE PUPILS OF THE GRADE BUILDINGS AND OF HIGH SCHOOL, UNIVERSITY AND L. D. S. STUDENTS, ARE ALL FIGURING ON A SUITABLE NAME FOR M'DONALD'S NEW CONFECTION, WHICH IS CHOCOLATE COATED AND HAS A NUT CHEWING CENTER—BECAUSE THE ONE WHO HITS ON AN ACCEPTABLE NAME WILL RECEIVE A FIVE-POUND BOX OF BITTER SWEETS AND A FIVE-POUND BOX OF DUTCH CHOCOLATES.

Bitter Sweet is the highest quality, the highest-priced chocolate made in the world. Dutch Chocolates are much talked about. Every Sunday the girl who has company expects to be agreeably surprised. Every thoughtful husband expects to take home with him for Sunday enjoyment a box of Dutch Chocolates—50c and 60c boxes. One never thinks any more of asking for other than McDonald's Chocolates. And wherever candy is sold the clerk doesn't expect any other to suffice.

Name to be submitted: Your name and residence: Cut this out and mail to the J. G. McDonald Candy Co.



RIPPER BILL IS LAID ON TABLE

Suffers Fate in Senate Meted Out to Galveston Measures by House.

The Ripper bill providing for the appointment by the governor of a five and police commission for Salt Lake, was done to death in the senate yesterday by its friends.

Senator Peter Clegg, who has been carrying out the orders of "Boss" Spay and the federal crowd, was the executioner. He moved that it be laid on the table.

"I move to strike out the enacting clause," said Senator Benner X. Smith. "I don't want to do that," replied Clegg.

"Do you intend to call it up again?" "Well, I hardly think so, but I might want to, and I would prefer to have it laid on the table anyway."

Mr. Smith withdrew his motion and the bill was laid at rest alongside of the anti-cigarette bill and the Hulaniski measure providing for civil service in fire and police departments. None of these measures will ever come back to life again during the present session.

Machine Feared Results. The reason for the action on the part of Senator Clegg is that the federal machine came to the conclusion that it would be bad politics to force the measure in the face of the strong opposition. The senators in league with Spay and the federal machine were fearing a roll-call, having to commit themselves, and all things taken into consideration, it was thought best to drop the measure at least for the present session of the legislature.

In explaining the sudden change of front, Senators Clegg and Williams stated that upon careful consideration they had decided that the law is unconstitutional.

There is a general feeling of relief in the senate that the bill was thus disposed of. Feeling ran high on the question and, as one senator expressed it: "If that bill had come up for debate there would have been the bitterest fight in the history of legislation in Utah. The opponents of the bill were ready to go to any extent in defeating it, and there would have been few friendships left unbroken if the debate had once started."

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Visitors to Our City

as well as residents are most cordially welcomed at the UTAH CHAMBER OF COMMERCE 56-58 W. 3rd South St.

Free exhibit of Utah's resources and products.

The Daily-Judge Mining company, a corporation of New Jersey, will on April 15, 1907, pay its second quarterly dividend of 57 1/2 cents per share to the registered owners of its capital stock as shown by the books of the company on March 21, 1907. Transfers and transfer books will be closed March 31, 1907, and remain closed until April 13, 1907.



Such a Showing of Spring Clothes

As we have received from Hart Schaffner & Marx insures to the men of Salt Lake a correct and stylish appearance when Easter comes. Their style and cut is the best and their quality is of the sterling character that has made this great house the premier clothing makers of the whole world.

Every pattern is new and fancy has never taken more attractive form in the creation of cloth for men's apparel. Prices \$18 to \$50. Everything bright and tasty in men's haberdashery can be found on the lower floor--ties, shirts, hose and hats. Speaking of hats, Knox and Stetson are the hat makers for well-dressed men and we are the agents. Easter clothes time is here.

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