

CONDEMNED CONVICTS TO BE TRIED AGAIN

Four Made Mad Dash for Liberty to Get Extra Punishment—Legal Point of Interest in the Case of Abe Majors.

Complaints will be issued by County Attorney Westervelt today against Abe Majors, Connors, Waddell and Mullen, the convicts who planned and took prominent parts in the dash for liberty which occurred at the State prison on the 9th of last October. They will be charged with assault with intent to kill and with escaping from the State prison. An additional charge of robbery will be entered against Waddell.

Deputy Warden Wright conferred with County Attorney Westervelt yesterday with reference to the complaints. It was intended that the warrants should be issued yesterday, but the matter was postponed until today because of an unusual amount of business in the County Attorney's office. The deputy warden will swear to the complaints.

Majors and Waddell are said to have conceived the plot to escape from the prison and to have planned the details. Just before the desperate break was made the secret was confided to Connors and Mullen. Those four, with Dayton, who was killed, were the chief participants in the battle which resulted in the death of one of the convicts and the injury of others, with two guards.

The four convicts have been in separate confinement since the break was made. Majors and Waddell were confined in the "hole" for several days, but no special punishment has been imposed for their infraction of the rules. The prison authorities, however, pro-

pose to prosecute them to the limit of the law for the attempted delivery.

The warrants will charge assault with intent to kill. Guard Zebulon Jacobs was the victim of the assault and will be the principal witness. In the fight he received wounds which are considered permanent and which caused his removal from duty. They will also be charged with attempting to escape from the penitentiary. Besides those two offenses Waddell will be charged with robbery. At the time of the assault upon Jacobs Waddell is said to have stolen the guard's watch. It was found on his person when he was captured.

If convicted of the charges several more years of imprisonment will be added to the men's sentences. The new terms will, of course, begin only at the expiration of their present sentences. If convicted they will receive from one to ten years imprisonment, in addition to the terms which they are already serving.

In connection with the penalty which will be imposed in case of conviction an interesting question has arisen in the case of Abe Majors. Both he and Connors are serving life sentences. Attorneys declare that even if he pleads guilty no sentence can be imposed. Such a condition has never arisen at the prison before and the result of Majors's trial will be watched with interest by the lawyers of the city. Connors, it is said, can escape serving a life's sentence through a technicality of the law.

CRUSADE IS STARTED AGAINST IMPURE FOOD

Commercial Club May Take Up the Cudgel and Assist in the Prosecution of the Dealers Who Are Selling Adulterated Goods.

It is very likely that the matter of enforcing the city's pure-food ordinance will be taken up very soon by the Commercial Club. Certain progressive citizens brought the subject to the attention of Secretary Harris of the club a few days ago, and he readily acknowledged that it was a movement which might well enlist the attention of that progressive body. He promised to bring it before the board of governors at their next meeting.

While it is admitted that City Chemist Harms has been doing a good work in bringing to the attention of the public the fact that certain foodstuffs which are regularly offered for sale in the city are adulterated to a point which renders them positively harmful and wholly unfit for use, yet it is urged that the only sure way to stop the use of such articles is to stop their sale—in other words, to vigorously prosecute those who expose and offer them for sale. The city ordinance and the State laws afford every facility for putting down the traffic in impure foods, it is pointed out, the only thing necessary being for some one to take the initiative in prosecuting violators of the law, and there is no person or body of men who could more effectively carry on this work than the Commercial Club.

WYOMING MEN WILL HERD WILD HORSES

(TRIBUNE SPECIAL.) Saratoga, Wyo., Feb. 8.—A. J. Kennedy, Frank Duffy and William West, equipped with a complete winter camping outfit, two wagons and ten head of horses, have left for Hay Stack hills, north of Rawlins, where they will attempt to catch and tame wild horses.

A number of years ago George Ferris, one of the original owners of the great Ferris-Haggerty mine, ran horses on the open range in the vicinity of the Hay Stack range. Once a year the stock was corralled and the colts branded. Finally the herd became so wild because of continued freedom that it could not be corralled longer, and has been permitted to run at large since. Now the number of wild horses is estimated at between 3000 and 5000 head.

The Hay Stack hills are so called because from a distance they look like hay stacks, and are situated in a barren, desert country. In this desert the horses have lived and have thrived until the younger stock is small, but exceedingly swift and hardy. There are said to be many fine horses in the band from 7 to 10 years of age, large, well-formed and smooth-coated. These animals Kennedy, Duffy and West will endeavor to catch and tame sufficiently for the Eastern market.

During the past few years many complaints have been made concerning the wild horses, for when once a domesticated animal joins the band he cannot be recovered. In a day or two they are as wild as the wildest of the desert band, and the stallions of the herd force to make all efforts to cut them out. Therefore ranchmen have been compelled to submit to the loss of valuable animals. Several times hunting parties have chased the herd and shot down numbers, but domestic horses do not face them when the stallions turn at bay, and such ranchmen do not result in materially decreasing the herd.

impure articles direct, but we can reach them through the dealers, and it should be done. In case of theft or robbery the receiver of the stolen goods is held equally guilty with the original thief, and the same rule holds good with respect to adulterated and our families of health, bringing disease and doctors' bills, if not even death, in return for the money we spend for the necessities of life. Just consider for a moment the showing made by the chemist in his analyses of the different keepings on sale in the city, which are sold under one brand among the score or more sold which can be consumed with impunity unless one has a cast-iron stomach. There are patent medicines which are 75 per cent alcohol and the other 25 per cent poison; canned meats which are secured from the backs of big hotels and restaurants; coffee which is largely chicory or something worse; sugar which contains sand and flour, and baking powder with alum. One can't even take an oyster cocktail or a drink of whiskey and be sure that he is getting the real thing. Some of the adulterations may not be exactly harmful to the health of the consumer, but they are robberies of his pocketbook and ruin his stomach to swear off on everything but corn bread and water, and city water, which is kept reasonably pure part of the time. It is true that the Commercial Club, in discussing the subject yesterday, said, "The situation is certainly one which demands action, and there should be nothing half-hearted in the way it is taken up. It is true that we cannot always reach the manufacturers of

ZIP SLIPPED IN.

CHINESE LAUNDRYMAN OF EUREKA MAY BE SHIPPED OUT AGAIN.

The Mongolian population of Eureka was reduced by one Sunday afternoon, when Zip Ting, a Chinese laundryman, was taken into custody by Deputy United States Marshal L. H. Smith and escorted to Salt Lake. Zip is thought to be a likely candidate for deportation, as he is supposed to have slipped into the country over the border, in violation of the exclusion act. He will be taken before United States Commissioner Twemey today and examined as to his qualifications for residence in the "land of the free and the home of the brave."

STRIKE LEADER ORDERED TO LEAVE KANSAS CITY

Kansas City, Feb. 8.—Vice-President Dwyer of the International Brotherhood of Teamsters, who came here to direct the local strike of carriage drivers, was ordered from the city today by the police.

BEFORE DIEHL'S BAR.

Ernest Sundquist was down on the list for taking the washing the housewives have washed. Fortune so fickle got Ern in a pickle for stealing G. W. Evans's bicycle.

Judge Diehl does not believe the aphorism that cleanliness is next to godliness. He gave Ernest Sundquist ninety days in jail for taking the washing the housewives have washed. Fortune so fickle got Ern in a pickle for stealing G. W. Evans's bicycle.

A peculiar thing about Sundquist's theft of a bicycle, and something which indicates that the punishment provided by the statutes for petit larceny is not very effective, is the fact that the bicycle was the identical wheel he was arrested for stealing a few weeks before. He served two months and the bicycle was returned to its owner. Last week Sundquist went back and took the same bicycle from the same place in the same way. He told the court yesterday that he had been drinking and was out of money. He got fifty days on this count.

This is the story of William Kemp, who sampled Pabst and Schlitz and Lemp. Last something good should pass him by. He took some snuff and some rye. He faced the court and told his tale. Of long-sleeved wife and children pale, but still he got five days in jail.

Bert Kerns had just come in from Alta and William Farrell from Bingham. They both got numerous drinks from a bartender who knew how to sling 'em. The consequence was that both miners got in clear to the court. They were discharged and left the courtroom sadder, but it is to be hoped, more wise.

E. S. Jones, a nineteen-year-old boy, admitted that he had been intoxicated and asked the court to let him go through going into a saloon to pay a bill. "Will you promise not to do so again?" asked the court. "Yes, I will," said the culprit. "I didn't feel that I ought to pay that bill anyhow, and I will never do it again."

Maud Smith pleaded guilty to the charge of keeping an immoral resort and the City Attorney urged that she be fined at least \$50, because, he alleged, she had been in the business for six years and had never been caught before.

Louis Sligh pleaded guilty to drunkenness and was fined \$5. He pretended that he had had no disturbance on the street but had called at the police station on business Sunday night and had been detained because of his condition.

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ATHLETES AND PUGILISTS CURED BY SWAMP-ROOT

All These Famous Pugilists and Athletes Tell of Their Cure by Swamp-Root, the Great Kidney, Liver and Bladder Remedy, and Say That It Added to Their Great Strength.

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George Brown, the Celebrated Baseball Player of the National League, Writes What He Thinks of Swamp-Root.

HOTEL EMPIRE, New York City, Oct. 19, 1903. Dr. Kilmer & Co., Binghamton, N. Y.

Gentlemen—After finished the coaching of the Columbia College Baseball

Team last spring, I was not in good condition for the opening of the National League. I started using Swamp-Root, and it put me in fine condition very quick. I am satisfied Swamp-Root is a wonderful remedy, and does everything that you claim for it. Yours truly,

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DR. C. W. HIGGINS

Has one of the very latest X-ray Electric Machines in the office. Treatments given, in the most modern manner.

SALT LAKE Microscopic Medical Institute. C. W. Higgins, M. D., Mgr. and ST. ELMO HOTEL, Corner Main and Third Streets.



Has practiced in Salt Lake City for five years, and the wonderful results which his medicines are producing are the cause of many cases of nervous debility, mental and physical weakness and prostration. Under his treatment which he has cured all classes of private diseases, the blood and impure system, kidney complaint cured, etc. Office hours, 10 to 12 and 1 to 4 p. m. Please send for a list of cases cured.

HOT SPRINGS, ARKANSAS. Health, Recreation and Pleasure. The Park Hotel, High Class. American and European Plan. Finest Cakes and Grill Rooms. N. E. Marble Bath House, Casino, Gymnasium. Open Dec. 1st to May 1st. J. R. Hayes, Lessee and Manager, Walker, Associate Manager.

The State Bank of Utah. Corner Main and South Temple. SALT LAKE CITY. JOSEPH F. SMITH, President. WILLIAM B. PRESTON, Vice-President. CHARLES S. BURTON, Cashier. HENRY T. MEWAN, Asst. Cashier. GENERAL BANKING BUSINESS. Accounts Solicited. Special Attention given to country trade. Correspondence invited. J. E. Cosgriff, Pres. E. W. Wilson, Cashier. OPEN AN ACCOUNT WITH COMMERCIAL NATIONAL BANK. J. J. Daly, V. P. Noble, Vice-President. A. H. Peabody, Asst. Cashier.

WELLS, FARGO & CO. BANK. Salt Lake City, Utah. Established 1859. The Oldest and Largest Bank in Utah. Capital \$1,000,000. Surplus \$1,000,000. Undivided Profits \$1,000,000. Transacts a general banking business domestic and foreign. Direct connections with banks in principal cities of the world. ISSUES: Drafts, Letters of Credit, Telegraphic Transfers, Deposits received—subject to check. H. L. MILLER, Cashier. H. P.