

signed a company by "Brown. They received quite a lot of goods and, I think, about a hundred and eighty dollars in cash. Then there was another check passed, a smaller check. I think Mr. Moe signed that one, and they took these goods over to Idaho Falls or Twin Falls.

DEFENDANT HAMMER: Rogerson.

MR. GORDON: All right. They went over there and, as I understand it, this young man wanted a smoke -- wherever they were -- and saw a notice against smoking, he stepped out, I presume, to have a smoke out in the open, and saw these men coming, seemed that he left Mr. Hammer and he slipped off, so that we got Mr. Hammer at the time but did not catch Mr. Moe for some week or so. His wife had come down to Salt Lake at that time, so that really, there would be two offenses instead of one, but we thot that probably this would be sufficient. Under the conditions and circumstances of the woman, I think I could conscientiously recommend at least leniency, and if it could be possible, to give a suspended sentence. He is living in Idaho and I presume the Court would have little or no jurisdiction over him, whether his wife was going to live in Salt Lake. There is no question but there was two very serious offenses and they were both guilty.

MR. GORDON: Have you anything to say, Mr. Hammer, before sentence is pronounced?

DEFENDANT HAMMER: I think not.

MR. GORDON: If Your Honor please, I might say that Mr. Hammer, as I understood, married this young man's mother.

THE COURT: Mr. Moe, have you anything to say before sentence is passed?