

A list of "important-to-you" things in the ads, recently, WHICH YOU HAVE OVERLOOKED, would appeal to you!

10 PAGE—LAST EDITION

ATTORNEY DARROW TAKES A HAND

For First Time in the Haywood Case Questions Men Who May Try His Client.

VOICE SOLEMN, IMPRESSIVE.

Asked Talesman Pride if He Would Like to be Tried by a Jury in His Frame of Mind.

Replied He "Hated to Contemplate Such a Thing"—Several Were Excused for One Cause or Another.

Boise, Ida., May 14.—The line of preliminary progress toward the empaneling of a jury to try William D. Haywood for the alleged murder of Frank Steunenberg has crossed the front row of the jury-box and by this afternoon will pass into the rear line. The fifth talesman—Allen Pride, a young farmer—was passed shortly after 11 o'clock and when court rose for the noon recess the effort to fill the sixth chair was in progress. The defense must still examine the entire row before peremptory challenges can commence.

DARROW TAKES A HAND.

Mr. Darrow, who today for the first time took up the examination of talesmen, gave a tone of solemnity to the conclusion of his examination of Talesman Pride. Advancing to a point where he immediately faced the talesman he leaned forward and in an impressive voice asked him if he were on trial for his life if he would be prepared to be tried by 12 men in his frame of mind. Pride first said that he "hated to contemplate such a thing" and that the defendant "could do worse" in jurors than he was. Pride said he did not want to serve on the jury but that he would do his duty fairly.

CHALLENGED BY DEFENSE.

J. L. Waggoner, the member of the original panel who figured as the complainant in the first case, was challenged by the defense on the general ground that his experience in the case qualified him for service in the case, a contention which he admitted was well founded, and Judge Wood sustained the challenge.

Two talesmen from the special venire developed irremovable prejudice against circumstantial evidence and were taken down before challenges from the state.

The free circulation of socialist papers throughout Ada county was again shown, this time during the examination of Talesman Pride.

With 12 men in the box, four of whom had been passed without challenge for cause by both sides, the examination of the jury was resumed shortly after 12 o'clock this morning.

The continued jury panel early today took a long walk in the hills back of Boise. Three deputies accompanied them.

Clarence S. Darrow of Chicago took up the examination for the defense today, beginning with J. L. Waggoner, in seat No. 5. Waggoner is the man who was complainant in the case against W. N. Yost who was recently charged with having approached a proposed juror.

Waggoner asked this experience with Yost.

"Did you have any opinion as to whether the state or defense?"

"Yes, I had an opinion," replied Waggoner.

"I don't know," replied Waggoner.

"But you swore he did in your affidavit against the man?"

"The complaint was drawn up and I swore to it."

"Now then, hasn't your judgment been affected by all you have heard and done in this case?" asked Mr. Darrow.

"I guess it has," replied Waggoner. "Waggoner was finally excused by consent, and J. W. Sneed, a livestock man, was called to occupy the vacant seat."

HAD THOUGHT OF CASE.

Sneed was questioned first by Mr. Hawley, for the state. He said he had heard the case discussed, but not to any great extent. No strangers had ever attempted to discuss the matter with him and he had taken to particular interest in it. He had read of the case from time to time in the local papers.

"Have you formed an opinion?" asked Mr. Hawley.

"I have thought about the case—about the probable outcome, but I can't say I have any definite opinion. I believe that if the defendant is guilty he ought to be punished and if he is not guilty he ought to be turned loose."

Sneed said he had also thought of the manner in which the defendants were brought from Colorado to Idaho and had made up his mind as to whether it was right or wrong. He claimed to have a strong prejudice against circumstantial evidence and this called forth a challenge from the state.

"We deny the challenge," quickly interposed three of the attorneys for the defense in union.

Judge Wood interrogated the talesman.

"Do you mean to say that if the court instructed you that circumstantial evidence was proper evidence you would not take the ruling of the court?"

"Not altogether," replied Sneed.

If the evidence was all circumstantial, the talesman declared he would not convict a man of murder.

The prosecution rested its challenge on the ground of bias.

"We will state in advance," said Mr. Hawley, "that our evidence will be largely circumstantial in this case. This juror has admitted he cannot act with impartiality."

The defense again questioned the talesman and further requested the talesman.

He insisted he would want actual as well as circumstantial evidence.

The court will allow the challenge for actual bias," ruled Judge Wood. The defense noted an exception.

of it. The defendant, he declared, would have to be proven guilty, before he found him so.

Pride said his family consisted of a wife and two young daughters. He is 36 years of age, is a Republican, but not a church member.

He admitted that he had discussed the case with the deputy who summoned him for jury service, and had also entertained the deputy at dinner.

Mr. Darrow drew further from the talesman that the deputy had said he was formerly a guard at the state penitentiary and talked about Harry Orchard. This was the first time Orchard's name had been brought into the case.

"What did the deputy say about Orchard?" asked Mr. Darrow.

"He told me what you told me he was, in a general sort of way."

"Did he say anything as to Orchard's reputation for veracity?"

"No sir."

"Or as to his being a religious man?"

"No."

"Was this talk after you had been summoned as a juror?"

"Well, the deputy had not exactly served the summons, but I knew what he was there for."

"Did you read what Mr. Roosevelt said about this case?"

"Yes, some of it."

"Did it influence you in any way?"

"No."

"Then you would not care what the president thought?"

"It would not affect my verdict."

"Would it affect your opinion or judgment?"

"No."

"Would you care to be in the defendant's place with such a man as yourself?"

"I wouldn't like to be in that position under any circumstances." Then, after a pause, the talesman added: "But it might be worse."

"Yes, or it might be better," replied Mr. Darrow.

Pride said he knew of nothing in his mind to prevent his serving on the jury. "But I would rather not," he added.

"Have you any particular views on labor unions?"

"I think unions are all right in some respects, but in others they are not all right."

"Have you any prejudices against labor unions?"

"Not particularly."

The defense passed the talesman without challenge for cause and reserved the right to question later the deputy who served the jury summons upon Pride and who talked to him about the case.

SEAT NO. 6.

Mr. Darrow next took up the examination of George Walker, the butcher, who was passed into seat No. 6 last Thursday. Walker said at that time that he had an opinion and a challenge was interposed by the state.

The defense resisted at the time, but today after a few questions by Mr. Darrow, the defense joined in the request for Walker's discharge. It was ordered by Judge Wood.

Raymond Jones, a farmer, was called into the box. Jones said he came to Idaho from Iowa. He formerly worked in a saw mill.

Answering Mr. Hawley, Jones said he had an opinion, but it was not a strong one and could be changed by the evidence.

"Have you an opinion at this time as to the guilt or innocence of the accused?"

"Yes, sir."

"But you could disregard it in the light of evidence?"

"Yes."

Jones said he had neither received nor read any of the socialist papers which had been freely distributed in and around Boise during the past few months.

Jones had been under examination nearly half an hour, it was noted, the finally asked him if he had any conscientious scruples against capital punishment.

"I have," said the talesman.

"Do you have any entertained that idea?" asked Judge Wood.

"I was raised that way."

"Excused," said the judge, who suggested that in the future he would be well to ask the talesman about their scruples earlier in the examinations.

"HARD OF HEARING."

C. H. Frank, a farmer, who said he was "hard of hearing," was called to the vacant chair and with hand held back of his right ear listened to the questions put by Mr. Hawley. He said he had an opinion, but it was not fixed.

Frank was challenged by Mr. Darrow on the ground of physical disability, but the attorneys for the state resisted.

Judge Wood denied the challenge. Mr. Darrow then drew from the talesman the admission that it would require strong evidence to remove the opinion he had already formed. A challenge for cause was interposed by the state and Frank was excused.

Burt Hingsworth was called just as the luncheon adjournment until 2 p. m. was ordered.

BROWNVILLE CASE.

Senate Committee on Military Affairs Resumes Investigation.

Washington, May 14.—The investigation of the Brownsville shooting affair was resumed today. Thirty witnesses have been called, most of them at the request of Senator Warner, who is in charge of the administration side of the case, and it is expected that testimony will be offered against the negro discharged soldiers.

Heretofore practical testimony has been in favor of the negroes. There is no indication, however, how long the committee will be in session at this time, but it is believed it will be for 10 weeks at least. Senator Foraker will continue his active interest in the dismissal of the negroes.

AMERICANS BADLY TREATED IN CENTRAL AMERICA.

Washington, May 14.—George H. Murphy, U. S. consul at large in Canada, Mexico, Central America and South America, is directing his attention to Central America with a view to making a report upon the treatment of the subjects of one republic when they enter the territory of another. This investigation is not strictly within the province of the consular affairs, but the fact that there have been several instances of ill treatment of American citizens has been made to cover the inquiry. In the opinion of several officials of the state department, the ill feeling between the people of Central America and the United States is due to the fact that the United States has been a number of persons arrested on charges of aiding revolutionary movements when the worst crime the defendants had been guilty of was lack of sympathy with the administration's representative to the police. It is stated here that these political arrests have the effect of fermenting trouble all over Central America and are largely responsible for the frequent outbreaks. It has not turned over to the defense for examination. Pride insisted that he had no fixed opinion as to the guilt or innocence of the defendant, but that he was in the "public print"—but he did not believe all

THE EVENING NEWS

TRUTH AND LIBERTY.

TUESDAY MAY 14 1907 SALT LAKE CITY UTAH

Every employee HELPS or HINDERS. A want ad, now and then will find a helper, to fill the place of the dismissed hindler.

FIFTY-SIXTH YEAR



How Haywood's Attorneys Line Up in Boise—Reading From Left to Right: They Are: Edgar Wilson, Boise; Leon Whitsett, Wallace; John F. Nugent, Boise; Fred Miller, Spokane; Clarence S. Darrow, Chicago; Edmund P. Richardson, Denver.

MAY DAY IN ST. PETERSBURG

Workmen Generally Observed it With a One Day's Strike.

A FEW AGITATORS ARRESTED.

Districts Where Trouble Was Possible Patrolled by Troops: Larger Forces Were Kept in Readiness.

St. Petersburg, May 14.—The workmen of St. Petersburg generally today celebrated the Russian May day with a one-day's strike, most of the factories closing entirely and others suspending business at noon. Only the government works, such as the ship yards and ammunition factories, were open. The authorities had announced that cessation of work there would be punished by a general lock-out, but the workmen voted to give their day's earnings to the fund for idle workmen. The strike also affected many of the smaller stores, the street car service was suspended on several of the lines and the city hall was closed. The suspension of their afternoon or Wednesday morning editions owing to the strike of their compositors. No disorders had been reported up to noon and none were expected. The socialist organizations having exhorted the workmen to abstain from demonstrations in the vicinity of the works, or in the public parks, which today are the scenes of May day merry-making on the part of the working classes. The few districts in regard to which the authorities were particularly apprehensive were patrolled by detachments of infantry and forces of troops were held in readiness for emergencies in the other quarters, but they were kept out of sight as far as possible. Several agitators were arrested among them M. Izmailoff, a Social Democratic member of parliament, who was taken into custody on suspicion of having instigated a strike in the Warsaw railway shop. He was released when his identity was learned.

OHIO SITUATION.

Calling Off of Columbus Conference Makes It Chaotic.

Columbus, O., May 14.—The situation early today following the calling off of the Republican conference by Senator Dick, set for tomorrow, is chaotic. The politicians here do not know what to do but probably the men invited to the conference will remain at home, although some of them expect to appear. Some sort of an announcement may be made during the day.

HOTEL PROPRIETORS.

Hundreds of Them in Washington to Attend Annual Reunion.

Washington, May 14.—More than 500 hotel proprietors and clerks from every state in the union and from many Canadian cities are in Washington to attend the twenty-eighth annual reunion of the Hotel Men's mutual benefit association, which convened today for a four day session. The hotel men are in the city for the purpose of the Washington branch of the association.

DEPARTMENT OF TEXAS.

Brig.-Gen. Meyer Takes Command, Relieving Col. Hoyt.

San Antonio, Tex., May 14.—Brig. Gen. A. L. Meyer yesterday took command of the department of Texas, relieving Col. W. R. Hoyt, who had temporarily commanded the department since the promotion of Gen. McKinstry.

PREPARING RECEPTION FOR KUROKI AND IJIN.

New York, May 14.—Preparations are in making to give Gen. Kuroki, Vice Admiral Ijin and the officers and men of the Japanese cruiser Takikuba and Chitose, which will arrive tomorrow from Hampton Roads and the James River, a splendid reception.

For the distinguished war chiefs and officers of the ships formal dinners have been arranged, one at Sherry's Wednesday night and the second at the Hotel Astor on Friday. For the 150 sailors there will be an entertainment committee of local Japanese to pilot them about. Every man on board the ships will have shore leave before the crews leave this port and arrangements have been made already to give them as good a time as the British and at Coney Island two years ago.

Righting in automobiles will take 700 sailors of the two ships Thursday and give them a run and town. On Friday the other 700 sailors will come ashore and be entertained in similar fashion. The leading Japanese merchants and professional men in this country will be the hosts on Wednesday and at Coney Island two years ago.

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ROADS IN CUBA.

Gov. Macdonald Making Plans for Extensive Improvements.

Washington, May 14.—Information has been received at the war department that Gov. Macdonald is making plans to carry out contracts for extensive road improvements in Cuba. The Cuban congress passed a bill authorizing the expenditure of \$5,000,000 for this work.

Gov. Macdonald has reduced this sum to \$2,000,000 and will devote the rest in the province of Pinar del Rio, the principal tobacco region. There is about \$10,000,000 now lying idle in the treasury in Chicago in 1880 who for 26 years ago, in which 20 persons lost their lives, is indicated by the receipt by Colonel Van Winkle of a communication from Sen. Edward A. Moseley of the commission at Washington asking that a certified copy of the testimony taken at the coroner's inquest be forwarded at once.

THE DEFENSE "AT HOME"

Chicago, May 14.—One thousand philosophical and able-bodied young men have decided that perhaps it is all right to open a "cold bottle" now and then or even sip a cooling highball, but that it is all wrong to drink away the contents of a pay envelope in one long Saturday night debauch.

Having reached this decision involving the ethics of drinking and having marked out a line of demarcation between esthetic and culture refreshment and coarse "boozing," the 1,000 young men organized themselves into a sort of a good fellow's purity brigade, which is to be known as the Chicago Home Protective League.

The chief duty of each member of the league is to constitute himself a pursuing officer of every man in his precinct who has formed the habit of drinking up the sustenance of his family in a neighboring bar-room. The purpose of the league is to make bar-rooms a horrible nightmare to the tollers who cannot afford to drink except at the sacrifice of three daily meals of their wives and children.

The league came into life yesterday. Its membership lists and its officers are to be kept as great a secret as the roll of the Black Hand. The only person interested in the league who is to be known to the public is John J. McManis, city attorney attached to the juvenile court, ex-candidate for alderman in the Eighteenth ward and head of the Junior Business College for Delinquent Boys. He says the organization means business and that it will have the support of the Liquor Dealers' Protective association.

Information was received from the governor's office today to the effect that a mass meeting will be held in the Assembly Hall, this city, on Sunday, May 19, in commemoration of the opening of the first Hague peace congress, which memorable event occurred on the 18th of May, 1899.

The meeting in the Assembly Hall will be held at 3:30 p. m. and it is understood that the Tabernacle meeting will be brought to a close in time for those who wish to do so, to attend both the Tabernacle services and the exercises in the Assembly Hall.

At the latter several prominent speakers have promised to appear and there will be suitable musical exercises. The intention originally was to call this meeting for the 18th of May, but this being a Saturday it was thought better to change the date so as to make it possible for a greater number of the friends of the peace movement to be present. The meeting being held in the Assembly Hall, this city, on Sunday, May 19, in commemoration of the opening of the first Hague peace congress, which memorable event occurred on the 18th of May, 1899.

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PEACE MEETING ON NEXT SUNDAY

Governor Cutler Calls Mass Gathering of Citizens for That Date.

ASSEMBLY HALL THE PLACE.

Session Will Begin at 3:30 p. m. on Dismissal of Services in the Tabernacle.

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