

BORAH'S APPEAL TO HAYWOOD JURY

In Name of Manhood and Womanhood of Idaho Calls on Them to Do Their Duty.

AND WITHOUT FEAR OR FAVOR.

Have a Higher Duty to Perform Than Was Ever Asked of Jurymen

Madison Before.

Boise, July 26.—Evidence and argument are at an end and tomorrow morning the jury will be left to decide what penalty, if any, William D. Haywood shall pay for participating in the assassination of former Gov. Frank Steunenberg, with which he is charged.

United States Senator William E. Borah, engaged by the state of Idaho, as special counsel for the prosecution, spoke the last word tonight. Tomorrow morning Judge Fremont Wood will charge and instruct the jury, which it is expected will retire to consider their verdict about 11 o'clock.

The crowd seeking admission to the courtroom tonight broke all records in a murder trial in Idaho. Two hundred people remained in the grounds when the doors were closed at midnight. The session and hours before they opened again all approaches were blocked.

When, finally, every seat and inch of space within the courtroom was filled, several hundred stood on the lawn under the open windows, that they might catch sentences from the impassioned pleading of the young senator.

Senator Borah said the foundation for his argument last night. This morning he began an analysis of the evidence, but he confined himself to the murder of Steunenberg and the conspiracy. He linked Orchard to Haywood, Haywood to Simpkins, Simpkins to Moyer and Moyer to Pettibone. Then selecting only the evidence of witnesses for the defense, and leaving Orchard's confession out, he wove the lives and movements of the five men together. With-out departing from the record and, incidentally, clearing up a number of situations which had been left in confusion, he brought these officers and members of the Western Federation of Miners to-gether. Then he took Orchard away from Denver and back again to Den-ver, to the headquarters of the Western of Miners. This was done carefully and almost monotonously.

Then Borah's voice and manner changed. He sprang into action. His voice quivered and hand upraised, fingers outstretched, he shouted:

"Watch them now! Watch the five conspirators! Steunenberg is to die in 30 days, and they are moving on the scene."

The dramatic utterance and tense figure of the pleader sent a thrill through the audience. For the space of 10 seconds there was silence. Then, relaxing, Borah continued with his merciless logic. He brought Davis, Copley, Adams and Easley, all officers or members of the Western Federation of Miners, into touch with Orchard. Without a pause he drew picture after picture of the men, associating together at various points. From each place and from every crime he brought Orchard back "home" to Denver, and then smiling, leaned toward his jury to ask:

"Why, why always back to Denver, unless it was to draw there the protection and the pay of his employers?"

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Senator Borah's peroration was delivered in a quiet, almost pleading tone, in strong contrast to the harshness of Darrow's argument of justification.

"If," he said, "the state has pointed out to you the men who were concerned in and executed this awful crime, then in the name of the manhood and the womanhood of Idaho, do your duty without fear of any man or favor of any man."

"As I listened to the eloquent voice of counsel pleading for their client, there came to me the memory of another scene and another time. I remembered again that night in dark December in 1905—a night that added 10 years to the lives of some here now in this room—I felt again the joy, chill and faced the drifting mist. And I stood again beside the body of my dead friend, whose life blood stained the snow."

"I felt again the disgrace that had come to Idaho. I saw a murdered man that meant more than murder, for it meant the first blow that anarchy had aimed at my state. And I felt again that night I said to myself, can time unteach the lesson of this hour."

"Let us then be brave in this supreme moment. If the defendant is innocent, let him go free, but not, then let him take the punishment that the law prescribes."

"You have a higher duty to perform than ever was asked of a jury in Idaho. Some of you men have never before in the past in protection of your homes and your flag, but you have never faced a duty that required a higher courage than now."

"I have a home in Idaho the thoughts of our people are with you mingling with thoughts of the things that made those homes possible and in every home throughout this broad land men and women tonight look to you, the brave men who stand for right and the flag."

At the close of Senator Borah's address and the adjournment of court he was surrounded and congratulated by nearly every one in the courtroom, including counsel for the defense.

BORAH'S CLOSE.

At 6 o'clock Senator Borah commenced the last stage of his argument, with the announcement that he would conclude tonight.

He devoted himself at first to the prosecution of the case. Orchard was a Pinkerton detective. Far from having any such connection as that, the senator insisted that Orchard, during four years of crime and conspiracy, was perfectly loyal to the Western Federation of Miners and the leaders of the organization. If Orchard had had any sinister motive against the defense, he would have been detected by the five men together. With-out departing from the record and, incidentally, clearing up a number of situations which had been left in confusion, he brought these officers and members of the Western Federation of Miners to-gether. Then he took Orchard away from Denver and back again to Den-ver, to the headquarters of the Western of Miners. This was done carefully and almost monotonously.

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Even M Discovered TRY DR. WILLIAMS' PINK PILLS FOR YOUR RHEUMATISM.

The Pills Have Cured the Disease in Almost Every Form and Even in Advanced Stages.

Rheumatism is a painful inflammation of the muscles or of the coverings of the joints and is sometimes accompanied by swelling. The pain is often shooting and does not confine itself to any one part of the body, but after settling in one joint or muscle for a time, leaves it and passes on to another. The most dangerous tendency of the disease is to attack the heart. External applications may give relief from pain for a time but the disease cannot be cured until the blood is purified. Dr. Williams' Pink Pills are the best medicine for this purpose as their action is directly on the blood, making it rich, red and healthy. When the blood is pure there can be no rheumatism.

Mrs. Ellen A. Russell, of South Goff St., Auburn, Me., says: "I had been sick for 15 years from impure blood, brought on by overwork. My heart was weak and my hands colorless. I was troubled with indigestion and vomiting spells, which came on every few months. I had no appetite and used to have vomitings spells and would lie down when at my work. I frequently felt numb all over. My head ached continuously for five years."

"About two years ago I began to feel rheumatism in my joints which became so lame I could hardly walk. My joints were swollen and pained me terribly."

Dr. Williams' Pink Pills were recommended to me by a friend, and I had had to get well from the doctor's treatment. When I began taking the pills, the rheumatism was at its worst. I had taken only a few boxes, when the headache and vomiting spells and the numbness in my joints became less and less, until there was none at all. The stiffness was gone and I have not had any return of the rheumatism."

Dr. Williams' Pink Pills have cured such diseases as nervous and general debility, indigestion, nervous headache, neuritis, and general paralysis, and locomotor ataxia. As a tonic for the blood and nerves they are unequalled.

A pamphlet on "Disease of the Blood" and a copy of our diet book will be sent free on request to anyone interested.

Dr. Williams' Pink Pills are sold by all druggists, or sent, postpaid, on receipt of price, to J. C. Dr. Williams' Medicine Company, Schenectady, N. Y.

Senator Borah came to the attempts upon the life of Gov. Peabody. Gen. Charles H. and Judges Goddard and Gabbert, and the state of Idaho, the result of doctrines such as had been enunciated before the jury by Atty. Clarence Darrow of Chicago. He bitterly assailed Mr. Darrow's argument, and if the Western Federation of Miners regarded conspirators as being only for the rich, the laws as being made only to be broken, it was the most potent motive for the crime.

"We are here," he exclaimed, "to determine whether or not the state of Idaho, in its attempt to enforce its statute books for the protection of life and property. But if the statements of Mr. Darrow in his argument reflect the sentiment of the Western Federation of Miners, they need not be any doubt in your minds as to whether or not the defendants at bar would commit murder upon men who represent the law." At the conclusion of his argument, Judge Wood announced that he would charge the jury at 10 o'clock tomorrow.

COMMENT ON ADDRESS.

Boise, July 26.—Clarence Darrow said tonight "Senator Borah's speech to the jury was the fairest and the ablest I have ever heard from counsel in a great murder trial."

Haywood, Moyer and Pettibone, he omitted some things in order to avoid the slightest tinge of unfairness. Mr. Darrow's speech, he said, was the fairest and the ablest I have ever heard from counsel in a great murder trial."

When Haywood reached his cell at the county jail after the adjournment of court, he said, speaking to Ray Benner, the deputy sheriff in charge of the cell.

"Well, I have heard the best of them in the country, but Borah beat them all."

PLENTY OF COAL IF COMPANIES WILL MINE IT.

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