

8

State Introduces as Part of Its Case Bomb Intended for Judge Goddard.

HE TOLD STORY OF FINDING IT.

Dug up by Gen. Bulkley Wells-Orchard Corroborated as to Appointmen as Life Insurance Agent.

Boise, Ida., June 19 .- The state to day made dramatic production and proof of the Goddard bomb, and besides offering further confirmation of the testimony of Harry Orchard against William D. Haywood, secured a ruling under which a number of the denun ciatory articles published in the Mhuers' Magazine, official organ of the Western Federation of Miners, will be

Western Federation of Miners, will be admitted in exidence. To Justice Luther M. Goldard him-reft fell the task of telling the story of the finding and preservation sort use or the finding and preservation sort use of the finding and preservation sort use in the finding and preservation sort use of the finding and preservation sort use of the many dramatic scenes and situation of the many dramatic scenes and the first innucley effective statistic that the first followed jurist i estified that the first formation that he received about the first formation that he received about the first formation that he for the soft about the first home, and in his gate discovered bits home, and in his gate discovered intension which was rusted and cor-poded by 10 months exposure. The placed the bomb, and found a side of the placed the bomb, and found as when the placed the bomb as the placed the bomb as the placed the bomb as the placed th

BOMB DUG UP.

The bomb was dug up the next day by Gen. Buildey Wells, who used a pocket knife to cut the soil away, and taised the pine box containing the bomb. There was a small phial on top of the box, and attached to the rubber cork of the phial was a piece of rasted

wire, The bomb and its attachments were wire. The bomb and its attachments were at once taken to the office of the Pur-kerton detective agency and carefully scaled in wrappers and envelopes that were signed by half a dozen witnesses, meluding Justice Goddard, and after that they were placed in a vault, to the door of which five scals, including that of a notary public, were attached. There they rested until the following May 22, when, believing the Haywood case war to come to trial, they were re-moved in the presence of the same wit-resses and all save three of the 40 sticks of giant powder contained in the bomb were exploded. The explo-sions occurred in the presence of the witnesses at a point in the suburbs of Denver and of the bomb liself, 12 giant caps and two wrappers torn from pany caps and two wrappers torn from sticks of giant powder were saved as

evidence. Senator Borah produced the several packets as they were originally scaled and commencing with the phial passed them to Justice Goddard, who broke the seals and identified the articles. After the phial came the little screw eye, then a dozen giant caps, and last the powder wrappers. Attys. Richard-son and Darrow for the defense ob-jecetd to all the evidence and all the exhibits and moved to strike out every-thing, but the court ruled against them all along the line. Mrs. Soward, at whose house in San Francisco Harry Orchard lived during part of the time he was conducting his operations against Fred Bradley, gave testimony strongly corroborative of Or-chard's account of his acts and exper-ionces in San Francisco. Besides con-firming Orchard's recital as to time. Senator Borah produced the several

lences in San Francisco. Besides con-firming Orchard's recital as to time, movements and locations, she testified that she found lead and wood shavings in Orchard's room and a screw eye, string and bottle attached to the closet door where Orchard had been experi-menting. She said her lodger had a very heavy suit case and that she made up her mind that he was an inventor.

Henry Cohen. These letters, together with the carbon copy of a letter writ-tered in evidence by the prosecution. The defense objected on the ground that the letters in no way connected Haywood with the death of Gov, Steu-neuberg, Judge Wood overruled the objection and Senator Borah road the letters to the jur. The letter from Mr. Hawkins was a fight recommenadition of Orchurd, the attorney declaring Orchard, or "Thom-as Hogan," as he was then known, to be a man of integrity. The hetter from J. C. Suffiven com-mended Orchard as "a man whose in-tegrity is unquestioned and whose general character is good." Thenry Cohen, a Denver utforney wate of Orchard: "Menry Cohen, a Denver utforney wate of Orchards." Tettibone wrote to Stearns in reply to Orchard's character, Petilbone work."

LETTER FROM PETTIBONE.

LETTER FROM PETTIBONE. "In reply to yours of the 7th in ref-erence to Thomas Hogan. Yes, I am acquainted with Hogan and I am also becoming acquainted with you. If any of my agents apply to you for po-sitions, you would do me a favor by showing them the quickgst way to the cellar, as I can use them very well myself." On cross-examination Stearns said that he took the letter as a joke, as several of Pettibone's agents had been given employment by him." Mrs. Soward, of San Francisco, who conducted the rooming house at which

Mrs. Soward and she bother the bother of the sources and by the the source of the sources of the

the door to the cork of a small bottle. The witness said Orchard left her house early on the morning of the ex-plosion at. Mr. Bradley's house. The witness tried once to move Orchard's grip and found it very heavy. Cross-examined by Atty. Richardson Mrs. Soward said she had not report-ed the findings of the lead and shav-ings, etc., in Orchard's room to any one other than her daughters. "I thought he was inventing some-thing," she declared, "but I had no idea what it was."
Mrs. Soward said she hesitated a long while before coming to Boise to testify. The detective came to see her 12 or 15 times about the matter. "What did you get for coming here?" demanded Atty. Richardson. "My expenses," replied the, witness, Riley Harris, a young man who formerly worked for the plumber Roach, who made the lead case which Orchard transformed into the Pea-body bomb, took the stand and said he personally delivered the case to Orchard, collecting \$1.50 from him. The state here received permission of the court to file the numes of sev-eral additional witnesses, among them Justice Luther M. Goddard of the su-preme court of Colorado, and several officials of the Postal Telegraph com-pany. JUDGE GODDARD CALLED.

JUDGE GODDARD CALLED.

Justice Goddard was then called to the stand to testify to the finding of the bomb which Orchard placed at the front gate of his home at Twenty-seventh avenue and Humboldt street in Denver. The bomb, a pine box, which has been introduced in evidence, was uncovered, Justice Goddard said, by Gen. Wells, former adjutant-general of the Colorado militia. The box was dug up in February, 1906, following Or-chard's confession. Justice Goddard described the bomb in detail. He said the bomb was taken to the Pinkerton office in Denver. Justice Goddard told of the care tak-en to preserve the bomb intact. He Justice Goddard was then called t

Justice Goddard told of the care tak-en to preserve the bomb intact. He identified the small acid bottle taken from the deadly machine which had been set for bim but for some reason failed to explode. The proposed assas-sination of Justice Goddard had been planned precisely as the killing of for-mer Gov Stannenborg was carried out

planned precisely as the killing of for-mer Gov. Steunenberg was carried out, the string to upset the acid bottla be-ing attached to the gate. The screw eye taken from the God-dard gate and sealed up in an envelope in the presence of the justice, was also identified by the witness, who opened the envelope himself. Next Justice Goddard opened a large brown envelope which contained 12 giant cans removed from the bomb.

Dr. Lyon's UNITED STATES **RESERVES RIGHT** To Present Question of Limitation of Armaments to Hague Peace Conference. NO PROPOSITION FORMULATED Elaborate Precautions to Protect Delegates-Committees Named and Rules Are Submitted. The Hague, June 19 .- The surprise

of the second session of the peace conference this afternoon was the formal reseravtion of Gen. Horace Porter on behalf of the United States of the right to present the question of kimitation of armaments. Together with this, he also reserved the right to introduce the subject of the collection of contractual debts by force. While this reservation was made quite naturally, in accordance with a notice served on Russia during the preliminary negotiations last spring, and in order that silence now might not be construed as acquiescence in the restrictions of the work of the conference to the limits of the Russian program, it is believed to indicate a firm se-solve on the part of the Washington government, after seeing the trend of the situation here, to raise the question later if it becomes apparent that the subject is going by default.

NO AMERICAN PROPOSITION.

NO AMERICAN PROPOSITION. It can be stated positively that no proposition has yet been formulated by the American delegates, but this action has renewed the hope that the United States would bring up the question of limitation and has given great satisfactoin to the pacificists. Sir Edward Fry also served notice that Great Britain reserved the right to introduce subjects outside the pro-gram, but less significance is attached to this action. this action

in the setting feature of the session was Baron Bieberstein's noti-fication that Germany intended to of-fer the propsition of an international prize court, to which appeals could be made at the time of a maritime war, and the decisions of which should be final. General Porter seconded this proposition on behalf of the United States, and Sir Edward Fry declared that Great Britain proposed to ad-vance a project on similar lines. The fact that the first definite pro-position submitted to the conference should emanate from Germany and re-

should emanate from Germany and re-ceive the prompt and cordial support of the United States and Great Britain

created an especially good impression. Beyond these two matters, the ses-sion was perfunctory in character. Four committees were created as pre-arranged, and the rules formulated. except one permitting countries to vote by proxy, adopted.

TO PROTECT DELEGATES.

TO PROTECT DELEGATES. Elaborate precautions still are being taken to insure the safety of the dele-gates from auarchistic attempts as well as to prevent eavesdropping. Be-fore the sitting today the old castle was thoroughly searched, and all the doors leading to the hall of the knights were sealed. A force of 20 police oc-cupied the cellar underneath, ready to respond to an electrical call placed on President Nelidoff's table. The second session of the peace con-ference, to complete the organization and create the four general commit-tees, where the actual work will be done, began behind closed doors at 3 o'clock this afternoon. The program was carefully arranged in advance, in order to avoid the possibility of sur-prises being sprung. COMMITTEES.

COMMITTEES.



Tooth Powder Cleanses and beautifies the teeth and purifies the breath. Used by people of refinement for over a quarter of a century. Convenient for tourists. PREPARED BY



sented their credentials. The Chinese ambassador wrote that he would be unable to be present because of the state of his health and he will be rep-resented by John W: Foster. The rules of the conference, includ-ing publicity for the plenary sessions, were presented and unaninguest adopt

re presented and unanimously adopt-

d. In order to prevent friction at the ouiset, the question of the limitation of atmaments was ignored temporarily, hough there is a well defined plan to oring it up at the first favorable op-portunity in the form of a proposition o reiterate the resolution adopted by he last conference recommending that he governments again study the sub-ect and postpone its consideration un-it the next conference.

lect and postpone its consideration un-il the next conference. None of the Spanish-American coun-ries except Mexico seems prepared to cubmit anything in their interest. The onference to them appears to be con-ined to the extension of the principle of arbitration and the Dirago doctrine. The delay in getting the conference inder way creates the suspicion that he leaders are deliberately delaying he preliminaries in the belief that by dving the great powers more time, now iving the great powers more time, not that they understand each other, the work will be facilitated later. The ses-sion today lasted only an hour. The date of the next plenary session has not been fixed. The delegates are subject to the call of M. Nelidoff.

RULES OF THE CONFERENCE.

The rules of the conference sub-mitted by the secretary-general today comprise 12 articles dealing with the procedure and division of labors by committees and sub-committees They provide for the apointment of an editing committee for the co-ordination of acts voted by the con-ference. All members are allowed to participate in debates in plenary sit-lings or committees of which they are members. One delegation can re-place another, but members of the conference attending the mechanisms. The rules of the conference sub phase another, but memory of the conference attending the movings of committees of which they are not members cannot join in any discus-sion without the special consent of the president of the committee in question. Article 9 establishes that powers may propose any question they please

Ettings.







DESERET EVENING NEWS THURSDAY JUNE 20 1907

sistance of the speaker. RUSSIA APPREHENSIVE.

TREASURE FROM NOME.

Nasal

CATARRH

cleanses, soothes and heals

the diseased membrane.

It cures catarrh and drives

away a cold in the head

gists or by mail; Trial Size, 10 cents.

quickly.

Ely's Gream Balm (HAY-FEVER)

ELY BROS

DRCHARD AS INSURANCE AGENT.

ORCHARD AS INSURANCE AGENT. John I. Stearns, agent at Denver for the Mutual Life Insurance company, confirmed the story Orchard told about securing employment as a solicitor for the company before he went to Canon City to kill former Gov. Peabody, and produced letters of recommenda-tion which Orchard furnished in re-sponse of his request. One of the let-ters was from George Petitione, a co-defendant of Haywood, and it made bocular reference to the fact that stearns was taking many agents from him and requested in the future, when any of his agents applied for work, signed by Horace N. Hawkins, partner of Atty, Richardson of the defense, and it gave Orchard, then traveling very strong recommendation as to admission of the letters, but the court permitted their introduction as evi-atione.

dence. Riley Harris, a young man who worked for Roach, the plumber, who made the lead casing for the Pea-body bomb, told of the call of Harry Orchard at Roach's shop in Denver in May, 1905, of the making of the cas-ing and of the delivery of the article to Orchard, whom the witness identi-fied fied

fied. The morning session was spell in ar-guing the admissibility of the editorials and an article published by the Miners' Magazine, which the state offered late yesterday afternoon. Each side took the Chicago anarchist cases as its le-gal guide and justification, the defense pleading that the legal propositions varied, the prosecution that they were on all fours. Judge Wood wanted to see. see.

AFTERNOON PROCEEDINGS.

When the trial was resumed at 2 b'clock Judge Wood announced that he was not ready to finally pass upon the admissibility of the various articles from the Miners' Magazine which the prosecution desired to place to evi-

dence. "I have had time to make but a hasty examination of the articles." said the presiding judge, "and while I have de-cided that some of them may be ad-mitted and others must be rejected, there are some as to which I am in doubt, becaus eof the insufficiency of the memoranda handed me by counsel. I will not render a decision until 1 have the copy of the atenographer's minutes before me. I expect to have the decision ready by tomorrow more-ing."

ing." To corroborate Orchard's testimony as to becoming an agent of the Mutual Life Insurance company. the prose-cution introduced John L. Stearns, the representative of the company at Denver, Orchard said he was advised by Haywood. Moyer and Petitione to engage in life insurance solicitation as a blind to cover his presence in Canon Cite, while stalking former flow. Pea-Ing. while stalking former Gov. Peag

Stearns said Orchard brought him Bearns and Orecommendation from George A. Pettibons, from Horace N. Hawkins, law patiner of E. F. Rich-ardson, now representing Haywood; from J. C. Sullivan, president of the State Federation of Labor, and from

brown envelope which contained 12 glant caps removed from the bomb.' The caps, the witness said, were found just beneath the acid bottle. Over the objection of the defense, the caps were admitted in evidence. The bomb contained 37 full sticks of "hand powder" and three cut off sticks

The bomb contained 37 full sticks of "hand powder," and three cut off sticks. "Hand powder," as it is called in mining, is nothing more or less than dynamite. The hand powder is three-quarters of an inch in diameter, made to fit holes driven by hand drills. "Ma-chine powder," made to fit machine-driven holes, is 1% inches in diameter. Justice Goddard identified the covers of two sticks of the powder removed from the bomb and they, too, were ad-mitted in evidence.

CROSS-EXAMINED.

Justice Goddard was cross-examined by Mr. Darrow, of the defense. He said he was first elected to the bench solid he was first elected to the other by the Democrats and Populists in 1892, serving eight years. He went back under appointment of Gov. Peabody in January, 1905, taking office April 5, 1905, and still holds office under that appoint-

and still holds office under that appoint-ment. Mr. Darrow inquired at some length as to the contests between Peabody and Adams as to the governorship and as between two sets of city and county officers in Denver. Justice Goddard still he was appointed the night of the conference at which it was decided that Adams should take the governor's chair the next day. Mr. Darrow devoted his inquiry to bringing out the fact that there was considerable feeling in Denver and throughout Colorado over decisions by the supreme court in the election cases. "There was some pretty harsh talk

the supreme court in the election cases. "There was some pretty harsh talk about the court, wasn't there, and the editor of one paper was arrested and fined \$1,000?" queried Darrow. "Yes, sir," said Judge Goddard. The cross-examination then reverted to the finding of the bomb. He said" that when he first received informa-tion as to the matter he examined the saite and found the rusty screw eye, The bomb was dug up Feb. 14, 1906, "St. Valentine's day," commented the attoracy.

attorney, "Yes, sir: I thought it was a valen-tine," replied the witness. Judge Goddard said the bomb was scaled up as a whole on Feb. 14, 1906, and left in the Pinkerton's office until May 22, when it was taken into the sub-urks and dismantled, all but three sticks of dynamite were exploded. The red scaling wax with which the bomb was scaled was obtained at the Pinkerton's office. This concluded the prost-examination and the court ad-journed until 9:36 a. m. tomorrow.

DISFIGURED FOR LIFE

With torturing humors, so thou thousands until cured by Cutleura. thought

Try the Vienna Walnut Bread. Fresh every day. Ask your grocer for it.

Doctors Mayo and Wherry wish to announce the removal of their offices from the Deseret News building to suite 122-3-4-5 Morcantile Annex, over Walker's Dry Goods Store.

NOTICE.

John N. Taggari, the expert plano tuner formerly with Chamberlain Music Co., has joined the Utah Idaho Music Co. 270 S. State St., where he will reeive all orders.

s follows: First-Arbitration: President, Bour-geois, France; honorary presidents, Merry Von Kapos-Mere, Austria; Sir Edward Fry, England; Ruy Barbosa, Brazil; vice-presidents, Dr. Kriege, Germany; Signor Pompili, Italy; Senor Estaya Mexico

Brazil; vice-presidents, Dr. Kriege, Germany; Signor Pompili, Italy; Senor Estava, Mexico.
Second-Land war: President, M.
Bernaert, Belgium, and Herr Asser; the Netherlands: honorary presidents, Baron Marischall von Bieberstein, Ger-many; Gen. Horace Porter, United States; Marquus de Soveral, Portugai; vice presidents, Constantin Brun, Den-mark; Dr. Beldiman, Roumania; Dr. Carlin, Switzerland.
Third-Maritime war: President, Count Tournielli, Italy; honorary presi-dents, Joseph H. Choate, United States; Tseing Llang, China: Turkuan Bey, Turkey; vice presidents, Herr Hammerskjold, Sweden: Dr. Drago Aagentina: Baron d'Estournelles de Constant, France.
Fourth-Geneva convention: Presi-dents, Sternest M. Satow, England; Prof. de Martens; honorary pres-idents, Str Ernest M. Satow, England; Prof. Lammasch, Austria; Dr. Hagerup, Norway.
M. Neldoff communicated to the con-ference dispatches from Emperor Nich-olas and Queen Wilhelmina, thanking the conference for its messages sent on the opening day, greeting the delegates and expressing hope for a successful

the opening day, greeting the delegates and expressing hope for a successful result of their deliberations. CREDENTIALS PRESENTED.

All of the plenipotentiaries later pre-

THIS W

EVERYTHING IN MEN'S AND BOYS' CLOTHING, HATS AND FURNISHINGS AT CUT PRICES.

BARTON & CO. are winning hundreds of patrons by giving high-grade merchandise at low prices and are known as A MONEY SAVING STORE. Now is the time to get your Clothes, Hats and Furnishings, and to buy them at a saving of dollars. Come everybody.

Men s and Young Men's High-Class Suits At Little Prices. Every Every suit is right up to the minute in style. Every suit has passed a careful examination for excellence of workmanship. They are all good worthy suits and comprise complete lines in all the newest designs in serges, worsteds, cheviots, cas-simeres, etc. Note the savings and come and pick out your next suit. \$ 7.50 Suits at\$ 5.00 \$20.00 Suits at\$15.0

	45 \$5.50 Suits at
HATS and ends i worth \$2	broken lines,odds n new spring styles. 150, \$3.00, \$3.50, \$1.0
\$1.85 will buy a hat	from our regular \$3 lines. from our regular \$2.50 lines. from our regular \$3.50 lines.
	HIRTS. f men's shirts in all the latest des , \$1.15, \$1.35, \$1.50, and \$1.75.

MEXICAN HATS,

35c STOCKINGS, 19c

0

gns Are