

JOHN D. ELLIOTT. The next witness was John D. Elli-ott, an inmate of the Soldiers' home. Boise. Elliott is 61 years old. He detailed a long conversation he said he had with Orchard on a train in No-vember. 1905, when Orchard told him he was in the employ of the mine owners; that the W. F. M. was going to be crushed, and that within 30 days something would happen that would startle the world. This was about five weeks before the assassination of Gov. Steunenberg.

Gov. Steunenberg. Orchard, when confronted by Elliott, declared he had never seen the man Elliott was put through a searching oss-examination by Mr. Hawley, He said he had never related to his kinspeople with whom he sometimes stopped, the details of his conversation with Orchard.

after their marriage. I C. COLSTON Baltimore, June 26.-J. C. Colston, the Yale student injured in the auto-mobile accident at New Haven, is the son of Capt. Frederick M. Colston, of the beating house of Wilson Colston banking house of Wilson, Colston & Co.

The feates his mother and two sats ters. The young man was 21 years of age. Oliver was completing his third year at Yale and was expected home in a few days. Mr. Oliver was here only last week to attend the wedding of his sister. Miss Amelia Naville Oliver, and Wil-liam J. Crittenden, son of ex-Gov. Crittenden of Missouri. On that occasion he gave his sis-ter's hand in marriage. Mr. and Mrs. Crittenden are now on their wedding trip which was to have been to Mexi-co, starting tomorrow from New York, where they had gone immediately after their marriage.

COLORED PEOPLE IN ARMS. Tonight there will be a meeting at the Colored Baptist church, which attended by a number of the prominent and respectable negro inhabitants of the city, for the purpose of discussing ways and means to assist in ridding the city of the undesirable element of colored people that has drifted into town. The congregations of both colored Metho-dist and Baptist churches are much wrought up over the list of robberles and disreputable carrying on by this element, and they are as anxious to rid the city of these characters as anybody, and to that end the meeting has been called this evening. means to assist in ridding the city

called this evening.

BAD WRECK ON

UNION PACIFIC

Chevenne, Wyo., June 26 .- No. 7 west-

East Mill Creek, Laid to Best.

decreased 15 per cent. Utah National bank, \$114,770, de-creased 15 per cent. State Bank of Utah, \$316,773, depreased 15 per cent Zion's Savings bank, \$90,381, decreased

) per cent, Jordan Valley bank, \$10,000, decreased REGATTA AT PAUGHKEEPSIE. 20 per cent. Sandy City bank, decreased 20 per cent, \$2,500. Murray State bank, decreased 20 per sent, \$20,084. First National bank at Murray, deased \$23,800 Deseret National bank, 970,273, de-creased 10 per cent. Commercial National bank, \$168,196,

Poughkeepsie, N. Y., June 25.—Ali Pough-keepsie was early astir today to prepare for what promised to be a pleasant day for the rowing of the thirteenth annual intercollegiate regatta upon the Hudson river this afternon. The first race, the university four-oared shells for the Kennedy challenge cup, brings together Syracuse, Pennsylvania, Columbia and Cornell in a context over a two-mile course. This event is scheduled to start att 4 o'clock this afternoon. The second race, the freshman eight-oared shells, sends Cornell, Wisconsin, Sy-racuse, Pennsylvania and Columbia over a two-mile course for the stewards cup. This race is scheduled to start at 4:4. The university eight-oared shells, over the four-mile course for the varity chal-lenge cup, will find several competitors at the starting line-Columbia, Cornell, Syracuse, Pennsylvania, Georgetown, Wis-consin and Annapolis. This will be the first appearance of the naval academy boys to the Poughkeepsie regatta and the midshipmen who were on a practise oruize aboard the monitors, will see the race from 16 cars upon the observation trains which have been reserved for their use. The big race is scheduled to start at 6 c'clock. which have been reserved for their use. The big race is scheduled to start at 6 o'clock. The weather was hot and suitry. The sky was slightly overcast while over the river, which lay like a broad winding hard under the wooded shore, of the is-lands, a drousy haze lifted under the hot rays of the sun. A fickle, fiftil breeze, which eams in cupfuls out of the weat, hardly disturbed the shimmering waters of the Hudson, and the crews, were happy in the thought of what prom-lised to he a smooth water course. The crews were up and about quarters with the coning of the day, but the coaches told their charges to take things easy. All the crew members appeared fit, though the coaches admitted that if, per-chance there was a postponement of the contests, the men would stale rapidly in the hot weather. Reports from all the training quarters early today were satisfactory and while all the coaches did not make claims of winning, they all expressed themselves as confident of making a good showing with their crews. All through the day the coaches kept the men under close scruting to observe the powellar signs of hervousness which always appear in an overtrained oarsman, but all the men seemed fit for a gruelling contest.

testimony. Orchard has been pinned down to a denial of a number of conversations and already the work of impeachment is well under way. Half a dozen wit-posses have flatly contradicted por-tions of Orchard's story or insisted that the conversations he denies dld in fact take place. Some of these witnesses were identified by Orchard in open court and to their faces he denied that he had ever said that he desired to kill Steunenberg because of the governor's interferenc with of the governor's interferenc with his money making in the Coeur d'Alones.

Idea altogether and their clients will go free. TO BREAK DOWN ORCHARD. While the defense is trying to break down Orchard by sheer weight of testimony the state is pushing each witness as far as possible to show that they are subject to impeachment lat-ic. The large number of witnesses to be examined by the defense gives promise of a long period of rebuttal testimony.

testimony

HAYWOOD VERY ALERT.

HATMOOD VERT ALERT. Haywood, since the opting of the side for the defense has been par-ticularly alert. He sits among his counsel now and confers continually. He watches each witness carefully and takes copicus notes as the evi-dence is given. It is quite avident too that counsel for the defense pay much attention to the suggestions made by Haywood, who it is stated by members of his counsel will take up members of his counsel will take up th study of law should be be ac-quitted. They say that he shows re-markable legal acumen and has a very considerable knowledge of the

NEW ATTORNEY IN CASE.

A new attorney appeared at the de-fendant's counsel-table when the Haywood trial was resumed this morning, making the tenth of the long list of attorneys ongaged in be-half of the accused miners. The new-cemer is Walter E. McCornack of Chicago. Mr. McCornack nas been engaged in the search for evidence for the defense in Colorado and has been in Boise only since the defense been in Boise only since the defense opened its case.

MRS. LOTTIE DAY.

The first witness of the day was Mrs. Lottie Day, who knew Harry Orchard at the Belmont rooming house orchard at the Beimont rooming house in Denver under the hame of J. Demp-sey, Mrs. Day said she met Orchard just prior to the convention of Wesi-ern Federation of Miners in 1904. Once while she was talking to Orchard. Hay-wood and a man named McDonald, who was also connected with the fed-eration came in Greiard introduced with was shall contract in orchard introduced her to Haywood and then went away with him. Mrs. Day said she was first summoned to Boise by the state but was sent back to Denver two weeks but was sent back to Denver two week. ago. The witness related a conver-sation with Orchard when the latter told her that poverty had separated him from the one woman he loved and that Steuenberg was responsible for his being poor and he would get even with him if it was the last act of his We

life. "Didn't he say 'that — Steunen-herg?" asked Mr. Darrow. "No, sir, I'm sure he didn't swear like that. I think he said 'that devil of a Steunenberg.'" Mrs. Day said that one day when Orchard was telling her about his gam-bling exploits he said he always kept a little money put away, that when ..? made a 'raise' he put some money away with Pettibone and drew it out as he needed it."

she now conducted a rooming house in Cripple Creek, but lived most of the lime in Denver. INTRODUCED TO ORCHARD. She was introduced to Orchard by Fetilbone, who she had known for two years prior to 1994. She knew him fuite well and he offen visited her first. Day said she did not see Orchard on Dempsey, She did not see Orchard on

You are a Socialist, aren't you?"

asked the attorney. "I can't say that I am."

"Can't say that I am. "Can't say that I am. "No, sir, but I don't belong to any Socialist organization." Elliott denied that he had ever been employed by the defense or had re-

employed by the defense or had re-ceived any pay. He admitted that he had been an in-mate of the state insane asylum for six or seven months in 1895. One of his sons filed the application for his commitment. Elliott denied that he had been in a straight-jacket. When he was released Elliott declared he had a certificate of recovery. In May, 1904, Elliott said he went to the asylum again. The probate judge told him he was not insane but he seemed to be in bad shape physically and he thought a stay at the asylum would benefit him. Another of his sons signed the complaint on this sec-end occasion. Elliott was released later on the promise of his brother and sis-ter-in-law to take care of him. He was then placed in the soldiers' home. On re-direct examination Elliott said

was then placed in the soldiers' home. On re-direct examination Elliott said he had not been assisted in any way in stating his testimony and had re-ceived but \$2 witness fee and 75 cents in milerer. in mileage

EXCUSING WITNESSES.

Judge Wood here entered an order that all witnesses for the defense would be excused as soon as they testi-fied with the exception of those whom the state desired to retain in Bolse. As to these he said the state would pay their net down excenses their per diem expenses.

EDITOR OF MINERS' MAGAZINE.

EDITOR OF MINERS' MAGAZINE. The defense here called to the stand John M. O'Nelli, editor of the Miners' Magazine. O'Nelli said he had been a miner for 28 years. "You were once a member of the legislature?" asked Mr. Darrow. "I regret to say so, yes, sir, in 1897." replied O'Nelli. The witness declared Moyer and Haywood had nothing to do with the Magazine, although they occasionally wrote signed articles. The Magazine is the official organ of the Western Federation of Miners. "What is the purpose of the Maga-

What is the purpose of the Magazine "To educate the members and unite

o'Nelli said he sometimes consulted the o'Neill sam he sometimes constitued over and Haywood or some men of a executive board as to what to say the Magazine. Usually he consulted one but published the editorials as

wrote them.

ORCHARD AFTER PEABODY.

The witness said he had known Gr-chard in Denver. In his office one day Grohard asked him where Goy. Peabody and Gen. Sherman Bell lived and said they ought to be "bumped off." Just at this time the witness' wife and daughter came in. Orchard made no further reference to the mat-

W. STROTHERS JONES. New York, June 26.-W. Strothers Jones, who was injured in an auto-mobile accident at New Haven today, is a son of W. S. Jones, a stockholder of this city. The Jones home is at Redbank, N. J.

ESTES MURDER CASE.

Sheriff Says Loving Was Continuously Drunk for Four Years.

Courthouse, Houston, Va., June 26 .-At the opening of the court today in At the opening of the court today in the trial of former Judge Loving for the killing of Theodore Estes, the de-fendant looked careworn. Seated with him were his son and his brother. John P., W. G., and Henry Swansea, of Danville, brothers of Gov, Swansea, had seats upon the prosecution's side. Mrs. J. P. Swanson is a sister of Estes, and her husband is taking an active part in defending the memory of the dead man.

dead man. Sheriff Beard of Amherst county, who has known Judge Loving for years, testified as to the defendant be-ing an excessive drinker and that he had suffered at times from delirium tremens. The witness stated that the dissipation of Judge Loving had com-elerity changed big disposition and that bound passenger on the Union Pacific went into a ditch near the bridge over the Platte, one mile east of North Platte, last night. Two cars rolled down the embankment, and several per-sons were cut and brused, and other-wise injured. An elderly lady had her back broken and will die. Traffic is desipation of Judge Loving had com-pletely changed his disposition and that before he started drinking he was pleasant and agreeable, though in later years he had become unreason-oble and discourse his in tied up.

able and disagreeable. Sheriff Beard stated that he knew that Judge Loving was continuously drunk for four years while in Amherest Mr. Harrison, of Amherst, formerly

Mr. Harrison, of Amnerst, formerly a lawyer, testified along the same lines as Sheriff Beard as to the excessive drinking and the change it had brought on Judge Loving. The witness declared that Loving worshiped his daughter Unscheith that Lov Elizabeth

MINERS' FEDERATION.

Mahoney Concludes His Repudiation Of Charges Against Him.

NEW TRIPLE ALLIANCE.

Milan, Italy, June 26 .- The Secole today came out in open support of the new triple alilance, that of Great Britain France and Spain, which the paper refers to as the "nucleus of the future United States of Europe," and then severely criticises Italy for clinging to Germany.

10 per cent Deseret Savings bank, \$16,915, no re-

National Bank of the Republic, \$459,-938, decreased 15 per contempolic, \$459,-

28. decreased 15 per cent. Walker Bros, bank, \$365,274, decreased

25 per cent. The board also decided to increase the assessment on the jewelry stores as follows:

Leyson, from \$42,000 to \$75,000; Litch-enstein, from \$25,000 to \$65,000; Boyd Park, from \$35,000 to \$55,000.

BANKS MAY FIGHT.

If the temper of some of the leading banks this morning may be taken as banks this morning may be taken as an indication, the assessment, ordered by the board will not be accepted with-out a struggle. There is open talk of taking the matter into the courts, and if this is done, it will the up, pending litigation, a vast amount of cash which is always the first and foremost to be paid to the county fredsurer when tax time arrives. It is estimated that the total sum paid in taxes by the banks will reach \$150,000.

MR. M'CORNICK'S VIEW.

MR. MCCORNICK'S VIEW. W. S. McCornick, head of the balk-ing house of McCornick & Co., was asked this morning, what action he proposed to take in reference to the raising of his bank assessment. Ha said that while he considered the act of the county beard as entirely un-called for, unjust and as not giving him a fair deal, he was not then pre-pared to state just- what course he would take in the matter. However, he would say that he did not propose to sit idly by without doing anything in self defense. MEETING TO BE CALLED.

MEETING TO BE CALLED. C. S. Burton, president of the local clearing house, which comprises all of the commercial banks of the city, said that a meeting is to be called at once to consider the tax question. Legal advice had already been obtained and the opinion of lawyers was that the assessment against the bankers could be successfully attacked on the ground of inequality. One banker stated that in assessing the bankers so closely to actual cash values, the board of equa-ization was simply acting as a board of inequalization, as an impartial in-quity would show that in any corper-ations, mercantile houses and a great deal of real estate in the city was not taxed more than 50 to 60 per cent of their values. The same banker said that if the rule of as to 90 per cent of the full values must apply to one set of taxpayers, it should apply to all. SERIOUS QUESTION.

SERIOUS QUESTION. At the Descret National bank, which the Texable totals lead in the list of the fractional bank, which the Descret National bank, which the results will be placed on the regulation of the total to an of the 'News' a serious one for all bankers. The Descret National list year paid for state to the the proposed increase to value, and varies the additional tax on the institution would be \$1,000. Another officer officer would be stated that the enstitution would be stated that the enstitution would be stated that the institution would be \$1,000. Another officer officer of the called on to pay, could be total county revenues received in the total county revenues received in the state of the state of the state of the state of the total county revenues received in the total county revenues received in the total count which the institution is total \$26,000,000 list year. These or to the total tax which the new ruling of the states by selectic power and wayne and the total tax which the new ruling of the states by selectic power and will be operated by selectic power and will be opera The funeral of James Young, the pioneer and prominent resident of East Mill Creek, who died suddenly at his nome in East Mill Creek on Friday evening last was held yesterday afternoon at his late residence in East Mill noon at his late residence in Rast Mill Creek. The funeral services were largely at-tended by neighbors and friends not only from Mill Creek but from this city and other parts of the county. The floral offerings were numerous and tho services were of a consoling nature. The Messrs. White assisted by Indy friends from Wilford Ward furnished the singing and addresses were made by Daniel Harrington, Amos H. Neft, Edward White and others.

MEN WHO ASSAULTED

STRIKERS INDICTED.

San Francisco, June 26 .- Indictments San Francisco, June 25,-Indictments against six men who have been en-gaged in the recent disturbances grow-ing out of the strike of the carmen are to be returned this afternoon, when a special session of the grand jury that has been called meets in Judge Coffey's chambers in the Temple Is-read ra.el.

George Peterson, R. Schmidt and J.

George Peterson, R. Schmidt and J. Isyle, striking carmen, are to be charged with assault and participating in a glot, and Eurney Olson, Charles Langley and John W. Hayes, with throwing briess at street cars. Theses six indiciments were voted at the meeting of the grand jury held vester-day, and it is considered probable that others will be added as a result of the examination of other witnesses who will be subpoended to appear this af-ternoon. Judge Coffey is out of the other of the grand jury and the indiciments will be placed on the reg-ular file.

Indefinishts will be placed on the choice like men in addition to the three captured Saturday night, when the po-lice made a raid on the hoodbuns who were engaged in an attack on a car near the Chutes, are known to the grand Bury, and Indictments against them will be returned as soon as the evidence is in ruch shape as to war-rant formal action.

sertions to make sure they would ge into the records. At intervals Atty into the records. At intervals Ally, King's face wore a smile, shared by his client, "Doctor" Jim, who watched the witness through marrowed eye-lids. The receipt for \$8,300 given to McWhir-ter by Bell was produced, identified and made part of the record. The Scotchman answered all ques-tions without hesitation and Ally. King's constant interruptions did not appear to wor wor beforge him. When

appear to wor y or befoggle him. When not gesturing, McWhirter's hands were folded together. He was attired in a folded together. He was attired in a suit of dark gray with a tie of the same

AN AMUSING FEATURE.

An amusing feature in the testimony was the reference to Parrent's acting when Bell appeared and, displaying his star, announced he had come to make arrests. "It's a shame for such promi-nent citizens to be mixed up in an af-fair like this,' moaned Parrent." said McWhitter, "It will be such a scandal -such a sensation!" To eliminate the possibility of a "sensation" being cre-ated by the sight of such "prominent" citizens as the two O'Briends, Parrent, citizens as the two O'Briends, Parrent, Donaldson and others present it was arranged by the conspirators to take the "doctor" and the McWhirters to the station five minutes apart. This scheme was not favored by McWhirter, but according to his testimony he was shoved into a corner and told to "do as he was told."

as he was told." Almost every other question of Dist. Atty. Loofbourow was objected to by Atty. King and in the majority of in-stances the objection was overruled, Atty. King noting exceptions.

"POLICEMAN" IDENTIFIED.

The couriroom was comfortably filled with auditors who lenned forward to catch every word. The jurors make an excellent showing. Bell and Parrent were brought into the couriroom and identified by McWhitter as the "pe-liceman" and companion who appeared just after the game had come to an end. Both appeared to be in excellent health and were drossed in naty suits. Bell is short, stocky and bright eyed. Parrent is inclined to be sandy and tailer than Bell. As McWhitter polni-ed to each saying. "This is Bell" and "This is Parrent." neither looked at him. They were taken from the court-room when identified. KINO TAKES THE WITNESS. The courtroom was comfortably filled

KING TAKES THE WITNESS.

When Dist. Atty, Lootbearew had finished his questions Atty King commenced his questioning. The wilt-ness said his testimony of yesterday and today regarding the poker game was in greater detail than any yet of-fered in any of the various trisis so far.

far. "I won't hold with you that anything I have said is incorrect. If I were cooking up a story. I wight make a mess of it, but this is trust? exclaimed the witness, almost angrily in answer to repeated questions of Atty. King relative to the possibility of changes in the different sets of testimeny. "Somebody said this man (indicating Donaldson) was a 'Dector' Sorendody. "Donaldson didn't introduce almost! as a 'Dector,' did he?" asked Atty. King.

"No, and he didn't deny it," answered McWhirter readily. "I move the last half of that answer he stricken out," said the attorney a everyone smiled.

MOWHIRTER STANDS FIRM.

McWhirter drew an oblong on the map of the poon showing the position

MEETING TO BE CALLED. Kline, three hard looking characters,

are in jail at Murray, charged with pobbing the till at the Murray Mercan-tile store. The prisoners entered the place yesterday and asked to be shown some goods. While the clerk's back

SERIOUS QUESTION. James Young, Prominent Resident of

some goods. While the clerk's back was turned the till was emptied. Place is accused of stealing \$14.75 and the others \$3 each. After they left the store the loss was quickly dis-covered and the men run down and ar-FUNERAL OF PIONEER.

TAPPED A TILL. Three Hard Looking Characters Are in Jail at Murray. Charles Place, W. Mahony and J.

Passenger Train No. 7 Goes Into the Ditch With Fatal Results. (Special to the "News.")