## DESERET EVENING NEWS WEDNESDAY JUNE 19 1907



Orchard Again on Stand and His Evidence Admitted Against Defense's Protest.

Dir.

**STORY VIGOROUSLY ATTACKED** 

Ed Boyce, for Years President of the Western Federation of Miners, Testified as to Its Organization.

Boise, Ida., June 19.-The prosecution in the Steunenberg murder trial offered one of its most important pieces of evdence against Willam D. Haywood today when, recalling Harry Orchard for redirect examination, it introduced and secured the admission of four letters tending to show that Haywood, during the fall of 1905, when Orchard swears he was engaged on various crimes for the federation leaders. had participated in a plan to deceive Mrs. Orchard, the second, of Cripple treek, as to the whereabouts of her husband.

Over a variety of protests from the defense Orchard was allowed to testify that early in the summer of 1905 Hay-word told him that Mrs. Orchard was writing him for information as to Or-chard's whereabouts. Orchard swore that he proposed that he should write his wife a series of letters that were to be falsely dated and delivered to Mrs. Orchard by agents of the 56 f Mrs. Orchard by agents of the for

atton. He said that he first wrote two let-ters which he dated at San Francisco and had them delivered through Paddy Multimey, who represented the feder-ation at Cripple Creek. Orchard iden-tified the two letters and, overruling all objections of the defense, Judge Wood admitted them. Next Orchard swore that he wrote a

Next Orchard swore that he wrote a third letter purporting to come from Nome, Alaska, and that under the general arrangement that he had made with the federation officials, Marion Moore carried the letter to Nome, where he went as organizer of the fed-eration, and posted it. This letter bear-ing the date of Nome, Aug. 5, 1905, was produced, identified and admitted in wridence. evidence

#### HAYWOOD TO MRS. ORCHARD.

Orchard then identified a letter which Orchard then identified a letter which Haywood wrote to Mrs. Orchard and that, too, was admitted in evidence and hinded to the jury. It is as follows: "Denver, Nov. 18, 1905.-Mrs. H. Or-Chard.-Dear Madame and Sister: I have not heard a word since I saw you. The last information I got was from Alaska. I think Fairfield was the name of the place. I see that awful conditions prevail among the law and order element. Yours very truly, "WILLIAM D. HAYWOOD."

The three letters written by Orchard The three letters written by Orchard were commonplace and contained prac-ticaly nothing bearing on the case, or Orchard's testimony except references to the arrangement which Orchard says he made with the Tederation offi-cials for the care of his wife while he was absent. him if he hanged for it. Orchard de-nied every query both specifically and generally. Ed Boyce, once president of the Western Federation of Miners, and now one of the owners of the rich Her-cules mine, came after Orchard, and was still on the stand when the court rose for the day. He was called to identify the Miners' Magazine as the official organ of the federation, and was absent.

was absent. The defense attacked the letters and Orchard's story about them when it got a chance to cross-examine the wit-ness, but Orchard held to the story he told about them. The witness success-ively denied that he had made an ar-rangement for the delivery of the letively denied that he had made an ar-rangement for the delivery of the let-ters to Pinkerton agents, that the let-ters had only made their appearance since he left the stand last week, of that he had invented the story because his wife had Haywood's letter in her possession. He swore positively that Haywood had agreed to write the Alas-ku letter, and that Petilbone and Moyer knew of the arrangement. I twas a day of correspondence and documentary evidence. Besides the four San Francisco-Alaska letters. the state secured the admission of a certi-

fied copy of the unsigned letter which Orchard got at Caldwell jall, and which Orchard swears was in the handwriting of Pettibone. The letter was as follows:

"that I would not be alone in making a confession, but that he thought he would make a confession himself." "After this conversation did you and Adams continue to occupy the same cell, and did he occupy it with you after the conversation with Mo-Parland?", asked Mr. Hawley, "You sin he did."

that I would not be alone in making

"Yes, sir, he did." "Did you and Adams have a con-versation with Senator Borah and mysolf in the penifentiary shortly after your talk with Adams?" "Yes, sir." SUCCESSFUL TONIC TREATMENT FOR INDIGESTION. Williams' Pink Pills Cared This Woman and Have Cared Many Hundreds of Other Cases of Common Allments,

Loss of appetite, coated tongue, bai ste in the mouth heavy dull headache

"Yes, sir." "Yes, sir." "Was this matter of the Adams con-asion gone into between the four-us?" continued Mr. Hawley. "Yes, sir, Adams and myself talked ith you and Senator Borah about w confersion." The defense continued to fight crd the introduction of this line of stimony; the court inclined to give neth failtade to the examination, at finally substand an objection to a introduction of the subject mat-w of the conversation between dams, Orchard, Hawley and Senator Loss of appended value of the same in the mouth heavy dull headache nd a dull, sluggish feeling—these ave he symptoms of stomach trouble. They indicate that the stomach is ou strike: that it is no longer furnish-ng to the blood the full quota of ourishment that the body demands, there every organ suffers. There are two methods of treat-nent, the old one by which the longch is humoved by the use of pre-ligested foods and artificial ferments, and the new one by which the dams, Orchard, Hawley and Senator Borah.

DEFENSE TAKES ORCHARD. is the new one by which the mach is toned up to do the work ich nature intended of it. A recent Orchard wis turned over for the edirect cross-examination by Richhich nature intended of it. A recent incode the tonic treatment is that of tres. Mary Stackpole, of 81 Liberty reet, Lowell, Mass. She save "I suffered constantly for years om stomach trouble and terrible ackaches and was confined to my bed be greater part of three years. I was noter the care of our family physician rost of the time, but did not seem to d better. ard son.

Orchard's sale of his share in the Orchard's sale of his share in the Hercules mine was gone into at length in an effort to show that the property was not sold in 1897, but was simply mortgaged to Cordonia. Orchard insisted that he had sold the mine out in 1897. "Didn't you tell Dave Contes that you had an interest in the mine when here one diverse out of the Coefficient

al were driven out of the Coeur Alene?" asked Richardson. "No, sir, I did not." Orchard also denied that he had ade the same statement to a stage 'When I was in Wallace in 1995.'

"When I was in Wallace in 1995, he said, "I met Cordonia and in a joking way said he might give me \$4,000 or \$5,000, as he had done so well in the milne." Orchard was closely questioned as to his conversation with Haywood in which the urrangement about the

to, his conversation with Haywood in parking the arrangement about the letters to his wife. "I met Haywood in Pettibone's house or store in July or August of 1905," said Orchard. "He said my wife had been writing to him. I told him to write to her and tell her I had gene to Afaska," This was prior to Aug. 30. Aug. 30. "Have you seen Haywood since that time?" askel Richardson.

"No. sir." "You directed your wife to delive

changed woman I am into 10 were as to Dr. Williams Pink Fills. These wonderful pills are useful in a wide range of diseases such as auae-mia, cheumalism, sciatica, neuralgia, nervous headaches, and even loco-motor ataxia and partial paralysis. The great value of Dr. Williams' Pink Pills lies in the fact that they actually make new blood and this car-ties health and strength to every por-tion of the body. The stomach is toned up, the nerves are strengtened, every organ is stimulated to do its work. "You directed your wife to deliver those letters to the Pinkertons more than a year ago?" - "No, str. I didn't. I didn't know of the letters until some days ago." Richardson went closely into the conferences between Hawley, Borah, McParland and Orchard within the last few days. Orchard said the let-Williams' Pink Pills are sold by all druggists, or sent, postpaid, on re-celpt of price, 50 cent, per box, six moxes for \$2.50, by the Dr. Williams Medicine Company, Schnectady, N. Y. ters were not shown to him then or discussed.

"Can you tell us why the letter which you said you told Haywood to write in July was not written mill Nov. 17?" shouted Richardson. "I think I can. I don't think Hay-wood intended to write at the time, but that my wife wrote to him later and he did not reply until November," answered Orchard. "Why did you tell Haywood, Moyer and Pettibone that you had given the letter to your wife to Paddy Mulliney and had dated the letter from San Francisco?"

There was a long contest over an unsuccessful effort by the state to show that the confession of Steve Adams had been voluntary. It man-aged to bring out that Adams had once discussed the matter freely with Atty. Hawley and Borah, but that was about as far as h got, the court sustaining a series of objections from the de-fense.

and had dated the letter from Sao Francisco?" "The reason is," said Orchard very deliberately, "that my wife had told parties that if she knew where I was she would sooner see me in jail than not know where I was." fense. At the opening of the morning ses-sion the defense asked Orchard a ser-ies of impeaching questions. They all dealt with conversations in which it was alleged Orchard recited his pri-vate grudge against Frank Steumen-berg and vowed that he would kill him if he hanged for it. Orchard de-nied every query both specifically and CUSTOM OF FEDERATION.

Changing to another subject. Rich-ardson asked if it was not and had not been the custom of the Western Fed-eration of Miners to send a lawyer to

eration of Miners to send a lawyer to the assistance of their members in trouble. "I know they have done so." "You know, don't you, that whenever troubles arise from a strike the news-papers lay it to the Western Federa-tion of Miners?" "Object" shouted Senator Borah: "the newspapers are the best evi-dence." identify the Miners Anguane as the official organ of the federation, and to pave the way for the use as evi-dence of a great number of articles from the magazine. The defense was given articles for examination tonight and the row over their admission will come first thing tomorrow morning. dence." "The worst," drawled Clarence Dar-

There was a pause. Richardson suddenly said: "What is the name of your daughter now living in Canada?" Orchard's face fell and his voice low-

Orchard was brought back to the witered.

Orenard was brought back to the wit-bess chair at 1:48 and the redirect ex-amination continued by J. H. Hawley. He was asked if he ever had instruc-tions from Haywood, Moyer or Pettl-bone as to what he should do if he got into transla "Olive," he said almost in a whisper. "That's all," said Rchardson, and the witness was remanded to the penitentlary. ED BOYCE ON THE STAND.

## **GOV. HUGHES SIGNS** THE RECOUNT BILL.

Albany, N. Y., June 18,-Gov. Hughes today signed the New York city re-count bill providing for a recount and recanvase by judicial process of the ballots cast for mayor at the last elec-tion in New York. Gov. Hughes says: "It is well known to all who are con-versant with sentiment in the city of New York that there is widespread doubt as to the accoray of the official canvass. The failure to resolve that ducit and determine in a prompt and decisive manner satisfactory to all fair-minded citizens the results of the elecminded citizens the results of the elec minded clitzens the results of the elec-tions will result in a grave scandal. The denal of all relief either under the existing law or through appropriate legislation for ascertainment of the fact whether the votes had been lawfully counted as cast has brought our law into contempt and created a grievance shared by many thousands of our fel-low efficience

shared by many thousands of our fel-low eltizens. "If the result of this reconvass is to establish the election of Mayor Me-Clellan it will largely re-establish con-fidence in our election methods and make the more unlikely the recurrence of a similar situation. If, on the other hand, the recurvass should show that Mr. Hearst was elected every fair-minded cltizen, whatever his political convictions, would rejoice that the fear of establishing a precedent did not pre-vent the righting of a wrong." vent the righting of a wrong.

#### MORE MIDSHIPMEN'S BODIES.

Newport News, Va., June 18.-The aters of Hampton Roads gave up the waters of Hampton Roads gave up the bodies of five more victims of the Min-nesota's launch--two midshipmen and three seamen. The bodies were found about a mile off Fort Wool, within half a mile of where the launch was sunk. The corpses were those of Midshipmen Walter Carl Ulrich and Herbert Lean-der Holden; Ordinary Seamen H. L. Van Dern and Plumber; Coalpasser Jesse Coan. Plumber's mother lives at Babton. Wash. Only one hody is still Bahton, Wash, Only one body unfound-that of Midshipman Murfin,

#### BRIBERY CASES CONTINUED.

Sub Francisco, June 18.—The cases against John Marth, Frank Drun and Eugene De Sabla, indicted for bribery alleged to have been committed by them as officials of the San Francisco Gas & Electric company, were con-tinued by Judge Lawlor today until Friday, to which day the cases involv-ing Patrick Calhoun, Thornwell Mullal-by, Tirey L. Ford and William Abbott, officials of the United Railroads, have been adjourned. On that day the grand jurors will be examined and Judge Lawlor intends to conduct the inquiry on all the cases at the same time, thus on all the cases at the same time, thus aving time and avoiding delay. The examination of witnesses on the ndictment of Louis Glass of the telefore Judge Lawlor tomorrow.

MRS. ANNIE BESANT COMING.

Kansas City, June 18.—A private ca-blegram recived here yesterday from London says Mrs. Annie Besant of Adyar, India, who has just been elected world president of the Theosophical so-clety, will attend the annual conven-tion to be held in Chicago in the mid-dle of September of the American sec-tion of the society.

## INHERITANCE TAX.

Senator Beveridge Going to Germany To Make Thorough Study of It.

New York, June 19.—United States Senator Albert J. Beveridge of In-diana, who has just sailed for Europe on the steamship Kron Prinz Wilhelm, is going to Germany for the purpose of mebrics of the purpose of making a thorough and compre-



hensive study of the inheritance fax system in that country with a view of using such parts of it as he thinks good in molding a bill he proposes, to introduce in the senate when Con-gress opens next fall. "The senator has declined to discuss the report that while he is abroad he will be married to Miss Catherine Eddy of the United States diplomatic corps. corps.

#### WAR TALK IS SILLY.

New York, June 19,—Reiziro Wa-kabuki, vice minister of finance of Japan, who is now in this city study-ing financial conditions, had this to say yesterday of the attitude of his

say vesterday of the attitude of his people in America: "Respect and love for the Ameri-can people and admiration for Ameri-can ideals of government is a tradi-tion of the Japanese rave. It is a neeling that will be strengthened with the passing years. To my mind the rature of Japan and the United States lies along harmonious paths. Toth of war between the United States and Japan is worse than absurd. It is stilly,"

#### Eagles' Day, June 19th, Salt Palace,

THEODORE BEST will resum theory of the second se pils should register immediately at Barrow Bros.' Book Store, 322 So. Main Both phones.

#### THE AMERICAN SURETY COMPANY.

Of New York is temporarily located at Suite 507 Security Trust Building, hav-ing removed from the News Building.

STATE BOARD OF DENTAL EXAMINERS.

The regular semi-annual meeting of the board of dental examiners of the State of Utah will be held at the City and County Building in Salt Lake City, Tuesday and Wednesday, June 25th and 26th, for examination of applicants, All applications should be filed with the 26th secretary by June 24th. A. C. WHERRY, Secretary,

Ask for that New Bread at your Gro-cery. Vienna Walnut Bread.

Our new Art Gallery new open. Fine Pictures for June Weddings. C. R. Savage Co., 12 & 14 Main St.

Salt Lake Photo Supply Co Kodaks, finishing, framing, 142 S. Main Street.

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#### ALLEGED PETTIBONE LETTER.

"Dec. 30.—Friend Tom: Your letter received. That was sent to Jack Dec. 21 for you. He should send it so that you ought to have it by this time. Wilt not write any more this time. Write me as soon as you get to your new

me as soon as you get to your new held." The letter was postmarked at Den-ver on Dec. 30, the day that Steanen-berg was killed, and it is claimed by the state that the 'fack' meintoned was Simpkins, and that the 'that' re-terred to \$100 which Orchard swore he asked Simpkins to secure for him when he was leaving Caldwell. The state developed its contention that as tending to show a conspiracy and knowledge of the Steanenberg crime Orchard was, without any re-quest from him, furnished with coan-sel within a few days after his arrest, if first snowed that Orchard, after his arrest, sent no communication from Caldwell jail, and then produced and secured the admission of the original of the following telegram. Receiver's number, 'phone time hied 7.39 p.m., nine paid, charge Rob-person, Miller & Rosenfeit, Spokane, Wash. Jan. 3, 1906: "To T. Hogen, care Sheriff, Cald-well da, -Atty, Fred Miller will stud for Caldwell in the morning-M. 59 Hyde block."

Hyde block." The defense examined Orchard on The defense blockely devoted itself

The defense examined Orchard on this subject and largely devoted itself to showing that the Western Federa-tion of Miners always provided conn-sel for its members wherever and whenever they got into trouble. To combat the theory that Orchard Hilled Steumenberg in ravelage for his loss of a valuable interest in the Her-rules mine, the state on redified exam-ination obtained from Orchard a dee-garation that he sold his interest in the Hercules in 1857, two years before the strike and troops who. The de-fense attempted to modify this by get-ting the witness to admit that he had not sold his interest in the Hercules, but had pledged it, and could have taken it back any time up to his flight from north Idaho, before the on-coming troops, but Orchard adhered



however, by the use of Mother's Friend before baby comes, as this great liniment always prepares the body for the strain upon it, and preserves the symmetry of her form. Mother's Friend overcomes all the danger of child birth, and carries the expectant mother safely through this critical period without pain. It is woman's greatest blessing. Thousands gratefully tell of the benefit and relief derived from the use of this wonderful

remedy. Sold by all remedy. Sold by all druggists at \$1.00 per bottle. Our little book, telling all about this liniment, will be sent free. Allanta, Ba. Arteno

Yes, I had," replied Orchard. "They "Yes, I had, replied Orchard. They told me any time I got into trouble not to write or wire them; that they would send some one to look after me." Mr. Hawley next asked if he used a part of the same fish line used for the Steunenberg bomb on the Bradley or Goddard homb.

tiary and asked Orchard ! true that Adams saw some

before he saw McParland and be

ides, and an objection by the defens

"Adams saw an attorney some days before he saw McParland, and after he saw McParland he talked to me about making a confession." Here the defense fought hard to pre-

Here the detense fought hard to pre-vent this testimony from coming out. The admissibility of the conversation was resisted by Richardson, who claimed that this was an effort to in-troduce the Adams confession under the guise of a conversation. Senator Borah said the state was not seeking to introduce this as the evi-dence of a conspirator. He said that they desired to get a voluntary state-ment made by Adams to Orchard. If it should turn out that this was a con-

CONVERSATION WITH ADAMS

Goddard bomb,

him that

amed Moore.

come first thing tomorrow morning.

AFTERNOON SESSION.

"I was completely run-down and was not able to do my work about the house. My blood was impure and my complexion pale. I suffered from flashes of heat, followed suddenly by chills. I had awful headaches, which lasted from three to four days. I could get but little rest at night, as my sleep was broken and fitful. As a result I lost several pounds in weight and became very nervous. "I was in a wretched condition when I heard of Dr. Williams Plink Pills. I started to take the pills at once and hegan to gain weight and health. I was encouraged by this to keep on until I was cured. My friends and neighbors often remark what a changed woman I am and I owe it all to Dr. Williams Plink Fills. These wonderful pills are useful in

to the statement that he had sold out-

was completely run-down

ED BOYCE ON THE STAND. Ed Boyce, for many years president of the Western Federation of Miners, was the next witness. Boyce testified as to the manner of organization. He told how the officers were elected; how the secretary at first was not a member of the executive board, but when Haywood became sec-retary and treasurer under Boyce as president the secretary became a mem-ber of the board. Goddard bomb, "I didn't use the fish line on the Bradley bomb, but I did use a part of the same line on the Goddard bomb." Hawley turned from these details to the penitentiary, after the atrest. The state brought up the Adams inciden in the genitentiary and asked Orchard If it was not true that Adams saw some

president the secretary became a mem-ber of the board. Senator Borah examined Boyce and laid the foundation for the introduc-tion of articles in the Miners' Maga-zine. Boyce said the magazine was the official organ of the Western Fed-eration of Miners. The first number of the magazine was identified. Boyce's official connection with the Western Federation of Miners ceased in 1902. A number of magazines were offered as evidence for the purpose of introducing certain articles. Counsel for the de-fanse was given until tomorrow morn-ing to inspect the articles, and court ad-lourned at 3:15 until tomorrow morn-Adams made any statement to brought up the Adams incident in that he had seen an attorney The question of the right of the state to go into any statement made by Adams to Orchard was argued by both 3:15 until tomorrow morn was overruled. Continuing, Orchard ing, with Ed Boyce still on the stand.

#### ANCIENT ROME

is now increase a neuropoint at the family Ballard's Snow Liniment is the family liniment of the twentleth century. A posi-tive cure for Rheumatism, Burrs, Cuts, Sprains, Neuraligia, etc., Mr. C. H. Run-yon, Stanbery, Mo., writes: "I have used Snow Liniment for Rheumatism and all pain. I can't asy enough in its praise." For sale by Z. C. M. I. Drug Dept., 112 and 114 South Main Street. B

Eagles' Day, June 19th, Salt Palace,

### CHINESE INDEMNITY IS CUT IN TWAIN.

should turn out that this was a con-solog the state was entitled to know hat Adams had said when not under ny compulsion of any kind. Adams, a co-conspirator with Haywood, had Boston, June 18 .- Sir Chentung Liang Cheng, the jetiring Chinese ambassa-dor to the United States, who is in this city on a visit, today made the follow-ing statement to the Associated Press. made a confession and then repudiated it stating that it was under duress. The state desired simply to show by the witness that there was a confes-Judge Wood ruled that the state might show what Adams had said about a confession, but would not go into the confession itself. "Adams told me," said Orchard,

> Every woman covets shapely, pretty figure, and many of them deplore the loss of their girlish forms

city on a visit, today made the follow-ing statement to the Associated Press. "I shall make public today the con-tents of an official note which I re-ceived from Secy. Root last Saturday night, which shows better than any-thing else can the remarkably high sense of justice which the United States has used in all her dealings with China. You remember that after the Boxer troubles China agreed to pay an indennity of \$24,440,778.81 on account of the lossas entailed by the United States has used in sell her dealings with the Boxer troubles China agreed to pay an indennity of \$24,440,778.81 on account of the lossas entailed by the United States government as well as for per-sonal property lost by her citizens dur-ing the Boxer campaign. Four year's ago your government was good enough to promise me that when the time ar-rived, as a token of sincere friendship-for China, the original figures of the indemnity would be revised. "True to the promise of the execu-tive officers, I received a note from Secy. Root last Saturday night say-ing that the president directed him to say that in his next message to Congress he would be pleased to re-commend that China be relieved of all obligation in excess of the final re-vised amount of the indemnity, which had been set at \$11,655,492,59. That, ns-you can see, will save China over \$12, 00,000 and also an interest of 4 per cent.

cent. "You cannot emphasize too strongly my admiration for the fair spirit which has always characterized the dealings of the United States with my country. This final action is another monument to America's high sense of justice, and I feel called upon to say-not becaus. I am the retiring aubassador-that personally I feel that America is one of China's strongest friends."

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## Summer Wear

This week we will show many new designs in summer wear. Remember they are right from the maker-and must be the latest-this showing comprises-novelty pongee suits, white serge suits, the very latest creations in linen and pique suits and skirts. It will be a treat to the women of Salt Lake to come in and see what we have-even tho you have no intention of buying come-we invite your inspection.

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the only place in Utah where they make the LINEN MESH HEALTH UNDERWEAR is at 32 Richards st., Salt Lake City, Ensign Knitting Co. They knit and manufacture the best GARMENTS, UNION SUITS SHIRTS & DRAWERS, LADIES VESTS, and everything knitable in the state. Their MOUNTAIN LION BRAND HOSIERY is so nearly HOLE-PROOF that they GUARANTEE to replace FREE OF CHARGE 1 pair for every pair purchased, if you do not feel that you have had better service from them than any you have ever worn before at the same price. Every loyal Utah citizen has his private OPINION of Utah people who will neglect HOME made GOODS with such a splendid GUARANTEE. Remember the PLACE where they sell both WHOLESALE & RETAIL as well as by mail order.

## 32 RICHARDS STREET SALT LAKE CITY.

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