DESERET EVENING NEWS. Going into business for yourself? To Unused rooms in your house may indiknow how to advertise is to quadcate nothing more than "neglect to ruple your capital. advertise." FRIDAY MAY 17 1907 SALT LAKE CITY UTAH 12 FAGES -LAST EDITION FIFTY-SIXTH YEAR ing attorney is present I call his at-tention to several articles in this morning's paper—one reporting the details of the visit of the newspaper men to the penitentiary, two others signed by two correspondents and giv-ing their opinion of Orchard, and another purporting to have been sent out by the Associated Press. "If after careful investigation, with-out fear or favor, he concludes that an attempt has been made in any way to influence jurors, he will take such action as the law seems to jus-tify. I have every confidence in the prosecuting attorney." This cuded the Orchard incident for the time being, and the confined fury panel was ordered into court. The 50 odd talesmen awaiting examination also returned. EXAMINATION OF TALESMEN. what he had done to establish the cre-dence of the witness. "If it was not patent before that the governor of this state never intended that this defendant should not have a fair trial, it is very evident now." PURPOSE OF THE SCHMITZ MAYOR **BOOSTERS PLAN** IN NAME ONLY **ORCHARD INTERVIEW** IDAHO INVASION "BUT ONE PURPOSE," SAYS DAR-ROW. ROW. Clarence Darrow, for the defense, was the next to be heard. He said: "There can be but one pur-pose in this joint reception of Gov, Gooding and his friend Mr. Orchard. If was to influence the case at this time. I scarcely know how to frame my attitude in proper language. It seems to me that this effort is give Mr. Orchard credence must have come from the disclosures made here as to the attitude of certain talesmen." Mr. Darrow characterized Orchard's Has Turned Over Reins of San Judge Wood in Court Says it Was Commercial Club Board of Gov-Francisco's Government to Undoubtedly Calculated to ernors Hold Final Meeting A Committee of Seven. Influence Jury. This Afternoon. the attitude of certain talesmen." Mr. Darrow characterized Orchard's statements as maudlin religious idiocy. He said that every man must know that the statement of the governor as to Orchard's walver of immunity was manifestly untrue. He said it was ab-surd to think that a man would willing-by put the halter around his neck. Mr. Darrow exonerated the prosecution from any hand in the matter, but de-nounced the incldent as the most flag-rant attempt to influence a juror he over saw. EXAMINATION OF TALESMEN. Talesman Frank E. Maddon, who took the place of Allen Pride, chal-lenged by the defense yesterday, said that he had formed and had an opinion and went out for impiled blins. Matt Oliver, former sheriff of Ada county, was the next talesman called, and after a brief examination the state pussed him for cause. In answer to Mr. Dar-row he said he knew Gov. Steunenberg as a brother official, and in a business way. He had an opinion as to how informer was committed and did not thick he would make a good juror. The defense challenged and the state outsche to the challenge. James A. Williams was the next talesman called. He was a farmer. Williams said he would not convict on challenge from the state was allowed the kallenge from the state was allowed to a great length. Asked what his politics were, he said: "They are kind of mixed. I have been a populat. Definition was the next in the state of mixed. I have been a socialist." he was as. "Toon't know that I have," was the HIS CAPITULATION COMPLETE. EXAMINATION OF TALESMEN. PUBLICATION VERY IMPROPER. SOME TOO CONSERVATIVE. Names Are Anderson, Doher-Members of Special Jury Panel Prest. Quigley Encounters Them mann, Morgan, Van Sicklen, Ro-Are Ordered to Leave Court-On Tour of Inspection to See senfield, Bentley and Slack. room During Discussion. Who Are Planning to Go. Judge Wood interrupted to ask that the county prosecuting attorney be sent Leading Commercial Bodies Are Each Prosecuting Attorney of Ada County is Lists Swelling Rapidly, and Railroad Represented-Plans of Custodians Mr. Darrow said he had not thought enough yet to say what ought to be done in the premises. It might be that the case should not be tried at this time. "We are entitled." he went on. "to try this defendant face-to-face with all the witnesses against him. I think the governor should be called in here before this court. Not another edizen of the state is so much responsible as he. He at least should first be called. If this matter calls for contempt he should be punished." Mr. Darrow said the newspapers should be given to understand what is expected of them in the administration of justice. He closed by saying that he was prepared to leave the shatter to the court. Mr. Darrow said he had not thought Directed to Investigate Circum-Officials Promise a Record in Will be Made Public Today. . stances of Interview. Service and Equipment. San Francisco, May 17 .- The Call Boise, Ida., May 17 - At the opening With the news being printed in of the Steunenberg murder trial tolarge type in Nevada papers that Sall Lake is being bested by Los Angeles From this time forward Eugene day, Judge Wood directed the prosecut-Schmitz will be the mayor of San ing attorney of Ada county to investiin the contest for control of the mingate the circunestance under which Francisco in name only. He has reing machinery market in the desert Harry Orchard was interviewed for linquished the reins of government to gold properties to the west, there a committee of seven, representing publication yesterday, with a view to comes word from Idaho that Omaha the five great commercial organizauscertaining if there had been any atmerchants are headed that way, detertempt' to influence the lurors in th tions of the city. Beginning with tomined on an excursion of conquest day the city is under the control of case, and to take such steps as he found I don't know that I have," was the Idaho has always been Salt Lak reply. Gribble's examination had not been completed when the boon recess und 2 p. m. was ordered. men whom the mayor selected to adthe circumstances to warrant. In drawterritory, so far as its trade relation minister the city's affairs upon the ing attention to the matter, Judge MR. HAWLEY REPLIED. Mr. James H. Hawiey, leading coun-sel for the prosecution. followed, and spoke at considerable length. He said that he deeply regretted any occurrence that might prejudice the care, but he disclaimed any responsibility, Mr. Haw-ley pointed out that for the last 12 months there had been a continuous circulation of papers misstating what was evidence or that purported to be evidence and evidently intended to in-fluence the case. "This particular witz-noss (Orchard)." he said, "has been continually referred to in a manner cal-culated to prejudice him in the public mind. Persons who are interested in the defense have, we admit, talked to prospective jurors. This we have heard of and only this morning. A mat-ter of this kind was reported to us as having taken place on the lawn of the commerce" MR. HAWLEY REPLIED. ship is concerned, and Sunday night Ines demanded by the public. The capitulation of the mayor is complete. He has transferred in writing his authority, tantamount to a power of attorney to the following citizens: F. B. Anderson, F. W. Dohermann, Percy T. Morgan, F. W. Dohermann, Percy T. Morgan, F. W. Van Sicklen, Louis Rosenfeld, S. H. Bentiey and Charles W. Slack. On the committee of seven is a representative from each of the following commercial codies: Merchants' Exchange, Chamber of Commerce, Board of Trade Merchants' association and Manufacturers and Producers' association. Today the details of the plans of the city's new custodians will be made public. lines demanded by the public. The Wood asked counsel if they could offer there will go from the Oregon Short any suggestions as to the duty of the Line depot whatever of strength 10 MAYOR SCHMITZ OF SAN FRANCISCO. BRIBERY IN CHINA. heart and numbers. Sait Lake can send Mr. Richardson vigorously denounced out to "get acquainted" for six days Around Whose Head the Storm of Scandal Has Broken and Who is Exthe incident as a deliberate attempt to influence prospective jurors, suggested by the disclosure of prejudice against Harry Orchard and his testimony and inspired by Gov. Gooding. Mr. Darrow took the same ground and suggested that Gov. Gooding be cited for con-tempt. Both Mr. Richardson and Mr. Darrow protested that the publication of the Orchard interviews grievously injured the defense. Mr. Hawley for the state deplored the incident but maintained that it would injure the prosecution more than the defense, He also drew attention to the widespread newspaper campaign in behalf of the defense, and the misstate-ments that had been circulated about Orchard, and said that he could see no harm in permitting the newspaper men the incident as a deliberate attempt to in Idaho, and look up the trade situa- pected to Resign From Office. Is billed to an erroneous destination or unade short of destination, or introduced short of destination or course without the assessment of additional charges and may arise that the top of the public, should be discharged in the detropolitan Street Railway company or any other street real way company or any other of additional charges and may arise or such movement of such astray shipments for each other on mutually the detropolitan Street Railway and all other interests should be discharged. The commission will soon issue or infinit quider which it will be done. The commission will soon issue or infinit quider which it will be done. The commission will soon issue or infinit quider of form all the live matter which has been contained in its tariff under which it will be done. The commission will soon issue or infinit quider which it will be done. The commission will soon issue or infinit quider which it will cancel former lives and the live matter which as been contained in its tariff under which it should be discharged if they knew of the famile and could not subpress that the gambling and do not suppress that the law exite was still the live matter whole the same and could not be annulled exception. The the prohibition of the visit of the house of Bragalaz. Ho is lastitutions to the interest of the house of Bragalaz. Ho is a status we for one should have their uniform should have their uniform should have their uniform should have their uniforms taken avay and as private citizens, it and so the house of Bragalaz. Ho is a last work on ongress. The detared that the Bragalaz. Ho is a status be entired and could not be assortion to the visit of the house of Bragalaz. Ho is a status be entin t Investigation Disproves the Charges pected to Resign From Office. tion. Against Prince Ching. Up till today it looked as if this ex-Pekin, May 17.—An investigation has disproved the charge of accepting bribes brought against Prince Ching, president of the foreign board, and the various charges made against Tuan Chih Kwei, recently appointed tempo-rary governor of Hai Tung Klang, who were simultaneously removed from their posts. The censor, who impeached them, has been dismissed. is billed to an erroneous destination or unloaded short of destination, or is carried by. The commission is of the opinion that in bonafide instances of this kind carriers may return such astray shipments to their proper desti-nation or course without the assess-ment of additional charges and may ar-range for such movement of such astray shipments for each other on mutually acceptable terms without the neces-sity of publishing, posting and filing tariff under which it will be done." The commission will soon issue one tariff curculator containing in revised and correct form all the live matter which has been contained in its tariff circulars 1A to 13A, inclusive, and which will cancel former issues. cursion would be a great success. It can still be such only provided a large they plan to stay at home, DRUMMING UP RECRUITS. their posts. The censor, who impeached them, has been dismissed. Tsee Chun Susa, the new president of the ministry of communications, one of the most prominent reactionaries, has taken over control of the ministry. In addressing the members of the board, who were educated in the west, the president assured them of his cor-dial co-operation in their work. the city's new custodians will be made public. Dr. Joseph Poheim, a former police commissioner of this city has, it is said, furnished Detective William J. Hurns details of Mayor Schmitz' ac-tion in compelling him to vote the matter of the French restaurant ll-censes in order that Abraham Ruef could extort from the proprietors of these resorts a fee of thousands of dollars to insure their protection. Detective Burns relies upon this re-Commercial club headed a committee of the board of governors this morning. ving taken place on the lawn of the and a careful canvass of the city's mercourthouse." Returning to the case in hand, Mr. Hawley pointed out that the position of Orchard had for the last year been con-sistently and persistently misrepro-sented. The prosecution had been be-sieged by newspaper men for an inter-view with Orchard. Mr. Hawley referring to the pubchants, bankers, and professional meu Orchard, and said that he could see no harm in permitting the newspaper men-to interview Orchard on general lines. 'Senator Borah said he could dispose of his misapprehension of counsel for the defense that the interview was part of a plan to give credence to Harry Orchard after it had been shown that certain talesmen were blased against him, because the effort to see Orchard upon the part of the newspaper men-had been in progress for three weeks. He spiritedly defended Gov. Gooding and the newspaper men on the charge that they had tried to influence the jury. was made, the store-to-store and office-KING OF SIAM IN MILAN. dollars to insure their protection. Detective Burns relies upon this re-markable confession of Dr. Poheim to secure the conviction of Schmitz on the five charges of extortion on which he has been jointly indicted with Abe Ruef. Mayor Schmitz was at his office this morning as usual, but declined to see say one in relation to the confession made by Abe Ruef that he had given the mayor \$50,000 as his share of the money alleged to have been paid by the United Railroads company to se-cute trolley franchises. Milan, May 17.-The king of Siam reached here yesterday on his way to Paris. PRESIDENT TAKES VACATION.

NOT GENERALLY CREDITED. San Francisco, May 16.—The state-ment made that Mayor Schmitz has assingned in writing his official powers to a committee of saven clifzens is not generally credited. The fact that such a committee held a conference yester-day with Rudolph Sprockels and F. J. Heney probably gave rise to the ru-mor. Detective Burns cause he current

Chicago, May 17 .- A banquet was given last night by the Methodist Social Union in the interest of the Wesley hos-pital and of the movement to raise an endowment fund of \$200,000 for the philendowment fund of \$200,000 for the phil-anthropic enterprise of the church. The speaker of the evening was the Rev. George P. Eckman, pastor of St. Paul's Methodist Episcopal church of New York, who spoke on "The Gospel Dramatized." He dwelt at length on the fact that the people of the present day could not be saved by the "old-fashioned" methods and that the meth-ods now necessary to be used in the salvation of men should be along tha line of doing good by means of hospitals and in other practicable ways. "We must, indeed, dramatize the Gos-pel," he said, "to carry on the work of he said, "to carry on the work of ation, as today is the day for acpel.' salvation, as today is the tion and not preaching.'

until any crooked exist is uncovered and all evils clean-ed out, no matter how long it may take. If a surgical operation is neces-sary to cure the department of any wrong that may be in it, then the surgical operations will certainly take place. I have entire confidence in the police board and believe that the members of the board will do their best in bringing the department to the highest plane possible of public ser-vice." xist is uncovered and all evils clean-

jury. The trial was interrupted for an hour, at the end of which time the examina-tion of talesmen was resumed. JUDGE'S OPINION OF IT.

Judge Wood before the jury was brought in drew attention to the inter-view with Harry Orchard, published in the newspapers which he said undoubt-edly was calculated to influence the witnesses and the jury. While the mat-ter was under disconsition the witnesses ter was under discussion the witnesses

and the jury were refired. When the Haywood tri When the Haywood trial was about to begin this morning Judge Wood caused a decided sensation by announc-ing that he had read in the morning papers several articles concerning an interview with the state's most important witness against the defendant. Judge Wood declared the publications were highly improper, coming, as they did during the empaneling of the jury. during the empaneling of the jury. "While they appear to the court as not precisely in contempt," continued Judge Wood, "they are nevertheless circulated to influence the jury in this case. Something must be done to pre-vent a recurrence of this if we are ever to get a jury. The court is much sur-prised at this publication at this time cord will be shot to be form coursed

sented. The prosecution had been be-sieged by newspaper men for an inter-view with Orchard. Mr. Hawley referring to the pub-lished interview with Orchard said that he could see no reason why the authorized representatives of the As-sociated Press should not have been allowed to see Orchard, in order that it might give the public information as to mental or physical condition of Orchard, Mr. Hawley said he saw no objection to this. He could not see how any right of the defendant could be impaired. He could however, un-derstand bow an interview with the gevernor purporting to give an ex-pression of opinion by the governor might have a bad effect. Mr. Hawley did not believe that there was any idea on the part of Gov, Gooding that what he had to say would have any influence on witnesses or jury. Mr. Hawley said the prosecution heartly deprecated anything that would in any way influence the case. So far as the good tase In the matter was concerned he agreed with the def

o far as the good taste in the matte

Washington, May 17.-President and Mrs. Roosevelt accompanied by their son, Archie, left Washington at II o'clock today over the Southern rail-way, for a few days' vacation at Pine Knot, Mrs. Roosevelt's country home in Albe Marle county, Virginia.

KILLED IN AUTO ACCIDENT.

Albert Clement, Son of Well Known Automobile Manufacturer.

Dieppe, France, May 17,--Albert lement, son of the well known auto-bobile builder, was killed instantly tomobile builder, was killed instantly to-day during a run in preparation for the auto club's grand prize, which is to be competed for July 2. Clement was thrown out of his automobile at a slight turn and sustained a fracture of the skull. His chauffeur escanad of the skull. His chauffeur escaped with comparatively slight injuries. Albert Clement was the second in the first race for the Vanderbilt cup in 1904, exer the Long Island course; was third in the race for the French grand prize over the Sarthe circuit, June 27, last, and was fourth in the race for the Vanderbilt cup Oct. 6, over the trace fielded course. Long Island course.

class of ultra conservative citizens cease to cheer the movement, while

President Charles A. Quigley of the to-office method being employed to stir

was made, the store-to-store and onlos-to-office method being employed to stir out a complete showing on who were actually planning to go. The number of men who were full of fair words and more fair words, buit who had some good excuse why they themselves should not take a few days off to pull an ear for Sait Lake, was something appalling, according to Mr. Quigley's version of it. "If these Sait Lake merchants and bankers are so completely satisfied with the business they are doing." declared Mr. Quigley this afternoon, "that they have lost all interest in the town, and the general weifare, and everything outside of their office desks, then 1 guess it is about time we closed up the Commercial club, and went into a blessed state of innocuous dessitude that knows no awakening. I have talk-ed to merchants and jobbers who di-rectly profit by every movement to bring Idaho and Sait Lake together, and they try to figure that unless this is just such a trip as they would send their drummers out on, to bring back more money in direct orders than the trip itself cost in cents and haf dol-lars, then they can't see its value. That isn't the figuring that made Seattle

nor, Detective Burns says he expects Schmitz to confess, but so far the mayor has given no indication that such is to be his plan of conduct. The such is to be his plan of conduct. The mayor during the day remains in his office but declines to see anyone ex-cept his attorneys. All attempts to induce him to talk about the revela-tions made by Ruef are fruitless. He has nothing to say. Even if the report about the committee of seven is incor-rect it is very probable that the mayor will not take any important official will not take any important official action without the advice of the com-mittee of 50, recently appointed by him. In fact, the mayor when he first called the committee together, stated that he wanted their advice and would be guided in his official conduct by this committee. There seems to be a general demand for the semenal would be guided in his official contact, by this committee. There seems to be a general demand for the removal of Chief of Police Dinan. Gov, Gil-lett has declared that he is incompetent and that a man must be appointed who can properly direct the police depart

cure trolley franchises.

President Calhoun, Tirey L. Ford, nd Thornwell Mullally of the United railroads company are apparently but little disturbed over Ruef's charge that little disturbed over Ruef's charge that they paid \$200,000 for the trolley fran-chises. They make denial that they paid this money and are devoting all their attention to breaking the street-car strike. strike.

car strike. Ruef, now that he has confessed, has improved in health and spirits. Among Ruef's former henchnien, doubt is still expressed that he has really confessed. They believe that he has some clever scheme that will get him out of the invuble without hencefting the mose trouble without benefiting the prose-cution. Ruef's expression that the members of the board of supervisors were so groedy that they would chew the paint off-a house, was made the lot of these men, who has confessed mseives criminals, more unhappy than ever.

IMPORTANT RULINGS ON RAILROADS AND SHIPPERS.

Washington, May 17 .-- An important washington, May 17.—An important clicular, issued today by the interstate commerce commission, contains two administrative rulings which are of special interest, both to the railroads and to the shipping public. In the first, the commission expresses the opinion that under the law a carrier or a person or a corneration operation. opinion that under the law a carrier or a person or a corporation operating a railroad or other transportation line cannot as a shipper over the lines of another carrier, be given any prefer-ence in the application of tariff rates on interstate shipments. In other words, one carrier shipping its fuel, material or other supplies over the line of an-other carrier must nave the legal tariff or other supplies over the line of an-other carrier must pay the legal tariff rates applicable to the same commo-dities shipped by an individual. The commission suggests that there may be some instances, such as the move-ment of needed fuel, in which, in order to keep trains or boats moving, without creating unjust or unwarranted discrimination. discrimination

discrimination. It is said there probably is not a railroad in the country that has to pay the regular tariff on all its supplies from the initial point to the point of destination. This is especially true of coal used by railroads for fuel pur-poses. Coal shipped to a given point from the mines for a railroad at a rate far below that which a dealer at the point would have to pay in freight charges, the commission holds, is in effect a discrimination and that the railroad must pay the same tariff as the individual. idividual.

second ruling relates to the return of a-stray shipments. "Instances becur," says the commission, "in which, ugh error or oversight on the part af some agent or employe, a shipment CANNED BEEF.

There is a Continued Decrease in Its

Exportation.

Washington, May, 17.—Continued de-crease in the exportation of canned beef is shown in a statement issued by the bureau of statistics of the department of commerce and labor today. The fail-ing off in this trade is not confined to any one country, but is general. The exports of canned beef for April last amounted to \$93.017 pounds against 4,121,000 pounds in the same month of last year. For the 10 months ending with April, the xeportations showed.

last year. For the 10 months ending with April, the xeportations showed. 13.032,703 pounds against 56,730,873 dur-ing a similar period last year. This seems to indicate, it is stated, that the total value of canned beef exported in the fiscal year 1907 will scarcely reach 15,000.000 pounds while last year's total aggregated 64,500,000 pounds. The value of the canned beef exports will not ex-ceed in the fiscal year's about to end

state in the fiscal year about to end \$1,500,000 in value, compared with \$6,-500,000 during each year the past two years.

YERKES' WILL PROBATED.

London, May 17.-Probate of the will of the late Charles T. Yerkes was granted today. The estate in the United Kingdom was sworn at £28,200.

RELIGIOUS EDUCATIONAL ASSN.

Washington, May 17.—The Religious Educational association has been in-vited to hold its sixth general conven-tion, which meets in February, 1908, in this city. This action was deter-mined upon at a conference here last night between representatives of the legislative board of the Y. M. C. A. local members of the Educational associamembers of the Educational associa-tion, and Henry C. King of Oberlin, O., president of the General Educational association.

FOLK WILL CLEAN THE KANSAS CITY POLICE DEPT.

Kansas City, May 17.—Gov. Joseph W. Foik arrived here this morning from Jefferson City to confer with the local pollee commissioners re-strain of charges of police corruption for Folk was beset by a number of roliticians who took up his time un-til noon, when he went to luncheon with Mayor H. M. Beardsley, who is a member of the police board. File will meet with the full board during the afternoon. More Folk before going into the meeting of the board outlined his plan action in no uncertain language.

TWO FIREMEN INJURED.

Pittsburg, Pa., May 17.-Two firement were injured, two manufacturing plants were injured, two manufacturing plants and a number of small residences were damaged by a fire that started in Brush & Stephens company pattern and model plant on Penn avenue. While the fire was at its height there was a teriffic explosion followed by several smaller ones. Capt. Joseph C. Schloss, hit in the explosion, was seriously hurt, and William Miller, hoseman, was burned by the explosion and hurt by falling timbers.

The firemen fought in the face of great danger, as in the burned build-ings a quantity of dynamite was stored. Loss \$100,000.

PEARY WILL CHANGE HIS NORTH POLE PLANS.

Boston, May 17 .- Commander Robert E. Peary has decided upon some changes in his next attempt to reach the North Pole, according to an interiew with the explorer, published to

day. "The main improvement over the

"The main improvement over the last plan," said the explorer, "will be that I shall continue farther to the west-ward along the North Grant land coas, and then when I take to the loe I shall bear to the windward and thus offset the continuous drift to the east. "The second great difference will be that I shall so arrange matters that there can be no recurrence of the un-fortunate contingency that cost us the prize last year. There will be no sep-aratico of the parties this time as there was last, and I shall have the relay system so perfected that at that time, in any event I can reload ample sup-plies and press forward with the pole party. For the rest, there will be the dogs and the esquimaux just as upon the former expedition. This time I shall the former expedition. This time I shall

Win." Commander Peary said that he though the necessary \$100.000 to equip the expedition, half of which has al-ready been subscribed, would be forth-coming scon. He denied the reports that his wife would accompany him up-on the peet noise expedition. n the next polar expedition.

Ninth Annual Meeting of Federation To be Held in Boston, June 22, 1908.

New York, May 17.—The ninth an-nual convention of the general federa-tion of women's clubs will be held in Boston during the week ending June 22, 1908. The exact date of the opening has not been fixed, but will ison be announced. Symphony hall, with its seating capacity of 2,500, foreshadows the kind of gathering that is expected.

----RESULT OF STRIKE.

North Adams, Mass., May 17.-A serious curtailment of work in local print works is being caused as a result of the long-shoremen's strike in New York cluy. Large consignments of cloth engaged in the south are held up, and it has been found impossible to get sufficient cloth through to keep the works going with nearly their full capacity.

will be glad to hear from counsel on the subject. SENIOR COUNSEL FOR STATE.

Mr. Hawley, senior counsel for the

state arose. "We are now, and always were op-nosed to the publication of anything it any time tending to prejudice possi-ble furors." he said. "Just how the art can prevent a recurrence except a personal request to the newspaper

en, I do not see." Judge Wood Interrupted:

"If the purpose of these publications was to influence the jury there is a way to reach it," he said significantly. way to reach it," he said significantly. "If the court's request does not prove sufficient," said Mr. Hawley, "its pow-er might be well exerted to prevent any recurrence in the future. We of the prosecution will heartily assent to any method the court may adopt." HAYWOOD'S COUNSEL.

When Mr. Hawley had again taken his seat. Mr. Richardson, of counsel for Haywood. said: "I do not know, and I do not say that

these publications of this morning come from the prosecution. But they are very obvious. The presence of prospective jurors alone prevents my saying what I would otherwise."

JURY ORDERED TO WITHDRAW.

JURY ORDERED TO WITHDRAW. Indge Wood ordered all members of the special jury panel to leave the ourtroom excusing them for one hour. He then directed Mr. Richardson to proceed. "I want in the first place." said the attorney, "to exonerate com-sociaries of the proceeding from what has occurred. This man Orchard, after be-ing ascluded for 15 months, is suddenly accurred. This man Orchard, after be-ing ascluded for 15 months, is suddenly accurred in the examination of one of the jurors the other day that there was some prejudice perhaps against this topper the sovemor of this state organizes a parity and takes the news-pare fratemity- not all, but the rep-son that parties of the Associated Press and the subreme officer, and has the subreme officer, and has the interview this man. WHY IT WAS DONE.

WHY IT WAS DONE.

"It was done your honor, for the express purpose of influencing these fur-press purpose of influencing these fur-ors-to give credence to this witness. "It was a dastardly outrage on this defendant, Anything that the court can do to protect itself and to protect this defendant and insure to him the fair trial to which he is entitled, will be heartily seconded by us. "We do not believe the altorneys for the prosecution are responsible. We

fair trial to which he is entitled, will be heartily seconded by us. "We do not believe the attorneys for the prosecution are responsible. We have been watching them closely and if they think they have done anything that we do not know they are much mistaken. I call on them now to de-nounce these things as emphatically as we have done. "We especially object to the purport-ed interview of the governor, saying

concerned he agreed with the but as to the effect he entirely disagreed.

COURT WANTS ADICE.

"The court would like to be ed as to its duties in the case," said dge Wood.

vised as to its outcome Judge Wood. Continuing, Mr. Hawley repeated continuing and see no reason why the continuing and see no reason why the Continuing, Mr. Hawley repeated that he could see no reason why the Associated Press should not be al-lowed to see Orchard and send out the interview. Mr. Hawley said if any lajury was done it was done to the prosecution which was the loser. Senator Borah followed Mr. Haw-ley. He said that ever since they reached the city all of them had fre-quently requested permission to see and interview Harry Orchard. They did it as a part of their newspaper business. ousiness.

SENATOR BORAH'S VIEW.

"It is going a long way," he declar-ed, "to say that the first newspaper men of this country, représenting the first newspapers of the country, had as their object the influencing of those jurors or that they attempted in any vay to interfere with the cause on

Senator Borah charged that the de-

Senator Borah charged that the de-fense was running newspapers whose sole object was to create prejudice. "We do not run newspapers," he declared with a display of feeling. "The newspaper men who have come to this trial have a perfect right to their optimions and to an expression of them. They would be ninnies and fools if they came here without opin-ions, I resent the proposition that they intended to control or influence this jury in any way."

WHAT WAS INTENDED.

"The quastion is," interrupted Judge Wood, "was, it intended on the part

Wood, "was it intended on the part of anyone?" "I don't believe it was." said Sena-tor Barah. "I will say this, though, that if this man Orchard had been in my keeping I would have put him on exhibition long ago and kept him there. Nothing has passed from too control of the prosecution calculated to hurt the men here on trial. If any harm has been done it has been done to the prosecution."

harm has been done it has been done to the prosecution." "What right has the governor of this state to be prosecuting this case?" should Mr. Richardson. "The governor is the chief executive of the commonwealth," rejoined Sen-ator Borah. "He believes a crime has been committed which involves the integrity of this state, and if he had laid down in the face of his duty, he would have been unit for his high office. If he is to be crificised, let the cirilicism caune from the settor-neys representing the defendants in this case."

this case." "The people did criticize him." shouted Darrow, "and he would not have been re-elected if it had not been for the Mormons." "In that case." declared Senator

"In that case." declared Senat Borali. "The Mormons for once i dicated their good citizenship an their love for law and order. Ti governor may have been indiscre-yesterday in this matter, but that all."

COSSACKS WANTONLY MURDER FORTY-FIVE PEOPLE

Lodz. Russian Poland. May 17-Forty-five officials and workmen of Kuttner's spinning mills were shot down this more-ing by a patrol of Cossacks becauee a band of terrorists attacked a mail wagon in the neighborhood, killing a Cossack guard and wounding another Cossack and wo postoffice officials. While the vrson was passing through Lonkowa street the terrorists suddenly appeared from a side street, opened fire upon the Cossacks seized \$1,000 from the wagon and escaped. A moment later a patrol of Cossacks arrive dupon the scene, and, infuriated by the fate of their com-rades, rushed into the Kuttner factory, which was near the spot, where the rob-bery occurred, and began firing indis-criminately, killing is and wounding over 30 persons.

or persons. The greatest indignation prevails here, as it is cliamed that the employes of he factory had nothing to do with the itack upon the mail wagon.

UNDER EAST RIVER.

Another Tunnel Has Been Completed, Task Taking Two Years.

New York, May 17 .- Another he tunnels that are to connect the siand of Manhattan with adjacent critiory was nominally completed ate yesterday when workmen broke hrough the last crust of rock and litr in the north tube of the Bel-nent tunnel, which runs from New York to Long Island City, Some of the engineers and workmen scon riterward walked through the tube hom share to shore. Announcement was made that this tube would be roady for trains by August 1. The boring of this tunnel has taken awo years. If was a difficult en-singering job, the bors running more han 100 feet under the East river. Juite a number of workmen lost heir lives during the progress of the work. sland of Manhattan with adjacent

es during the progress of the work Grand Central station in

THE IRISH BILL.

Bourke Cockran Thinks it Inadequate But a Step in Right Direction.

New York, May 17 .--- While declaring that the Irish bill is inadequate as a measure of home rule, Congress man W. Bourke Cockran, a member of man W. Bourke Cockran, a member of the national executive committee of the United triah League of America, telieves that the bill is a step in the right direction. Mr. Cockran and his bride arrived here today after a six months' trip abroad. Mr. Cockran said President Roosevelt was looked upon in Europe "as the most inter-esting character in the world." I believes the people will force Presi-dent Roosevelt to run again on a tar-iff revision platform. iff revision platform.

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trip itself cost in cents and that dol-lars, then they can't see its value. That isn't the figuring that made Seattle grow, and let Los Angeles grab away our Nevada mining machinery trade. Its the figuring that will let these Oma-ha people slip right in and slip right out agan with Salt Lake left stranded high and dry as a commercial center of the west. With everybody wanting the other fellow to loosen up while he clings to his coin in his own little cor-ner, there isn't much doing that I can see, in the way of a greater Salt Lake." That's the ultra-marine shade to the situation. Mr. Quigley was perspiring when he was talking, from a long walk from McCornick's bank down to the Commercial National bank, and back to the Commercial club, where he found other members of the commit-tee with a list of names "not yet com-pleted," which was conspicuous for the evene of mome trank to the back lars, then they can't see its value. That

deted," which was conspicuous for the absence of many who had "made a noise like a trip" until the time to sign up came.

HARRIS OPTIMISTIC.

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FINAL ROUNDUR.

FINAL ROUNDUP, At 12:30 o'clock the entire board of governors met to talk things over for the last time, and the session fasted until after 2 o'clock. President Guis-ley went in to the meeting with a smile that was very different from the elongated expression of 11 o'clock. "We simply can't let this thing fall down. The people have got to turn out, and if I have halt a guess coming. Usy containly will. If Denver, Tacoma Los Angeles, Portland, Soartle, and all of the other towns that are passing Sul-Lake after gotting a later start, can get out and boost. I gues we can or will find out the reason why." The excursion leaves fundary might, remains out a week, makes 22 visits to 22 towns, and covers the entire Ma-ho trade area of which Salt Lake has been the center, until the recently threatened Omaha lavasion.

threatened Omaha invasion.

JUDGE'S COURSE CLEAR.

WOMEN'S CLUBS.