OREGON MIST.

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EVERY now and again some person takes occasion to criticise THE MIST because of its opinion regarding certain and divers matters. Even the news columns are at times found fault with because the matter therein contained is not adapted to the furtherance of particular personal ends. This is not surprising, inasmuch as all people do not see alike, neither are their interests identical. THE MIST undertakes at all times to express editorially only the opinions of its editors, and none other. If they are wrong, space in its columns will be granted at all times to all comers to show, over their own signature, wherein they are wrong, and we stand corrected. THE MIST has an opinion of its own, which is not borrowed, stolen or donated, and one which will be freely expressed on any and all worthy questions. THE MIST does not cater to any particular class upon any question. The conception its editors have of right and wrong will be set forth in these columns from week to week. If these ideas meet the approval of any considerable number of its readers the object sought will have been attained. Generally speaking it is the mission of the newspaper to publish an accurate account of current events which will interest its readers, and at the same time supply them with desired information. This THE MIST has attempted to do in all cases, impartially and honestly, and as to what degree of success has been attained in this line we leave it to the readers to judge.

TWELVE thousand women have registered in Boston. They will have the privilege this month of voting for school officers, and also on the desirability of enabling women to vote on municipal questions. But there are 100,000 women of voting age in Boston, and seven-eighths of them, by failing to register, have signified that they are not asking to be made voters.

CLATSKANIE.

Rev. A. G. Child, from Stewart creek, was in town Tuesday.

Mrs. G. W. Barnes, of Quincy, was over Tuesday doing some shopping.

Grandma Dixon returned Friday by steamer from a visit to her daughter at Rainier.

Norman Merrill and wife returned by steamer Wednesday from their trip up the river.

Elder Benham spent a few days in this neighborhood visiting the brethren and friends.

John Myers is back from Nehalem bay to spend the winter with his father, who needs his assistance.

Professor Whitten took a run to Vancouver Saturday, but was back to begin school in time Monday morning.

The lower mill is having a lay off this week on account of injuries to the boiler which may require an expert to repair.

Henry Brauning, a merchant, of Mist, was in town Monday and took the steamer for Portland the same evening.

R. A. Lillack, of Lower Beaver, was over on Tuesday with his pony and crutches. He is looking well, and learning to use the crutches more skillfully.

Fred Bratchey has been a sufferer from a severe form of inflamation of his arm, resulting in an abcess, the result of a slight scratch. It was very painful for four or five days.

One of our good ladies was unfortunate in the use of her curling iron Sunday morning. While heated and in use the iron slipped and struck the lady on the eyeball burning it quite severely.

Considerable wood is being hauled this pleasant weather to families for winter use. We could not have better weather for cutting and hauling, and he is wise who takes advantage of it for winter supplies.

Miss Lou Barr was in town greeting her friends after an absence of a few weeks. She left again on the steamer Monday evening for a brief absence it is hoped, as she is popular here and her absence generally regretted.

A number of our citizens returned from St. Helens early Sunday morning, having walked over from Mayger after the arrival of the nightboat. The Shaver, on Monday, brought others in who had been in attendance at court as witnesses.

Notwithstanding the crowd from here that were at St. Helens last week the boys got up a dance at Merrill's hall on Friday evening and appeared to enjoy themselves with the rather limited number that were present. Mrs. Fisk provided the refreshments.

Since W. A. Edgerton has built his new barn Mr. Z. Bryant has one under way very close to it, closer in fact than is desired by the party building the first one. A slight misunderstanding seemed to exist about the shape of the lots in that part and the two buildings don't "line up" in very good shape, but Mr. Bryant says they will look all right when the new elevated roadway is completed.

Master Charley Brewich was unfortunate enough to be knocked down and run over by a horse and buggy on the street Monday evening. He was, fortunately, very slightly injured but badly scared, and for a time cried quite vigerously. We could not decide whether the carelessness of the accident was due to the driver or the boy, but small boys playing on the street are to be given a good deal of right-of-way to avoid collissions.

A. B. Gordon shipped the frame work of Rev. White's pony by steamer Monday. The pony has been under the weather recently and came out of a spell of illness with its ribs and spinal column very strongly outlined and with an apparent complete absence of flesh more than just tendons enough to keep the bones in position. It was a pity to send the animal off in that condition, but care, feed and skillful nursing may bring back its form and spirits, and Rev. White being a meteiful man will deal gently by the animal at his new field of labor.

BADGER DECLARED INSANE

Many Good Citizens Testify in His Behalf.

The Question of His Insanity Was Proven Beyond a Reasonable Doubt—The Testimony.

The trial of George W. Badger for the murder of Hugh Cameron at Clatskanie on September 28th last, took place in the circuit court, commencing last Friday morning and was brought to a close a little before 12 o'clock, by the jury, after being out about three hours, bringing in a verdict of "not guilty on account of insanity."

The case attracted a great deal of attention and brought a large crowd to the county seat. Many of Clatskanie's best citizens were here, and while they did not dispute the killing, they were almost a unit in saying they believed the accused was not in his right mind, and therefore should not be punished for his act; and so thought the jury after mature deliberation. The jury was composed of W. J. Deitz, John Downing, Gus Hegele, A. Henderson, A. N. Clark, David Henshaw, C. W. Mosier, C. W. Emerson, John Urie, U. W. Clark, C. S. Emerson, N. A. Perry—men whose standing in the community has never been called into question and whose verdict is accepted as emanating from men of sound judgment. The evidence adduced by the prosecution was substantially the same as previously narrated in THE MIST's news columns, and which was not disputed by the defense. On the side of the defense there was but one question presented, and that was whether or not Badger was sane or insane, and the verdict above cited settled that question. Badger was taken to the asylum by Sheriff Doan on Monday. Below we give as complete as it was possible to obtain, the direct testimony in the case on both sides:

PROSECUTION.

James Imel, being first duly sworn, said: I have lived at Clatskanie five years, am engaged in the sawmill and lumber business, have known Badger three or four years, was acquainted with Cameron two years, saw the two men in Clatskanie on September 28th, last; at the time of the trouble was sitting on a lumber pile by Merrill's hotel, on the street. Conway and Cameron and another man, Conway was sitting next to Cameron and I next to Conway, on the left. The other man was on the right of Cameron. This was about 7 o'clock p. m. Cameron was talking to Conway. I saw Badger about ten minutes before the shooting. He went down the street and in a few minutes came back. I did not see the gun until he drew it and fired. Badger looked toward the crowd as he passed by. I did not see the gun at that time; saw Badger distinctly, but not the gun. Badger passed second time, going up street. In about four minutes he came back; when I saw him he was north of us; saw the blaze of the gun and heard it; at the time was about six feet from Cameron; saw Badger and Cameron after the shot; Cameron fell. Badger had the gun holding it over him; the marshal took the gun away. Took Cameron over to the hotel; talked with Cameron that evening; saw where Cameron was shot in the neck; Cameron did not speak. The shot killed him; I believed him dead; (At this time a map was introduced showing the premises where murder was committed) shooting occurred in state of Oregon, Columbia county.

John Conway, being first duly sworn, said: I was at Clatskanie on September 28th; knew Hugh Cameron two or three years; he was about 40 years old; had a family of four children, two boys. I knew Mr. Badger four or five years, I saw the shooting, was sitting on the side of the street in Clatskanie, Cameron and James Imel sitting by my side. Cameron was very close to me, James Imil, myself and Cameron and Scarborough; about 7 o'clock; saw Badger before shooting about five or ten minutes, walked by us, noticed he looked at us particularly, bent his head over and kept looking at us as he walked by, did not see him since until now. Cameron was talking to me at the time; Cameron was sitting on the lumber by the street at time, with hand on knee looking at me in the face, had on a hat; Badger did not say anything when he came up, saw him just as the gun went off, Cameron did not see the gun; saw the shot. I made a motion to get out of the way when Badger was in the act of shooting, Cameron fell forward and slightly jammed against the lumber; Badger did not say a word, Cameron never spoke; saw where shot took effect, stayed there with Cameron until he was taken away; the shot instantly killed Cameron, did not make any struggles, only one eye came partly open; saw him dead, and that man was Hugh Cameron; saw Cameron first about 5 o'clock, had not seen Badger before that afternoon.

Robert Scarborough, being first duly sworn, said: I live at Cathlamet, Wash., was in Clatskanie on September 28th, 1895, was present at the time of the shooting, don't know Badger; was sitting by Cameron, opposite side from Conway, close up, did not see Badger until he shot; a double-barrelled shotgun was used, did not know the man who had the gun, Cameron was shot, have known Cameron four or five years; Badger went up the street with the marshal; the marshal caught hold of him, my arm was against Cameron when he was shot, only one report was heard, saw where Cameron was shot on right side by collar-bone; Cameron fell down, saw the gun come down close to Cameron's head again; it was moonlight, and could identify a man ten or twelve feet.

A. F. Myers, being first duly sworn, said: I live at Clatskanie, Oregon, Columbia county, am a merchant, been there seven or eight years, know Badger, was there the day of the shooting, saw Badger there just before night, about 6 o'clock, saw him later in the evening sitting on my porch; he came from toward Conyers' store, (plat of premises was introduced to the jury and explained by Myers and admitted as evidence) was getting dark when Badger sat on my porch, saw him come on the porch and on invitation he took a chair and discussed the weather; when Badger left he walked down the steps and I went in the house to supper; in about three or four minutes I heard a gun report and went to the door; the marshal called me out and he came up in front of me with Badger, one of the men handed me a gun, Badger said "be careful of the gun one barrel is loaded and cocked." I examined the gun and both shells had been exploded. (The gun was brought into court and identified by Myers) The gun never went out of my posession until I marked it; knew Cameron, saw him after the shooting laying by the lumber pile dead, shot in right side of the neck, was laying along side of the lumber with face next to lumber, saw one of his hands move.

John N. Campbell, being first duly sworn, said: Have lived at Clatskanie four or five years, was there at time of shooting, am city marshal, have known Badger three or four years; knew Hugh Cameron, saw Badger at the time of the shooting, was 40 or 50 feet towards the postoffice, saw flash of fire from report of gun, I captured the man who had the gun, he was standing over the man that was down, had the gun in hand pointed down, did not look at the man who was down, Badger was the man who had the gun, took it away from him and gave it to Myers, (identifies the gun) I and Myers looked at the gun after I locked Badger up and found both shells empty, I gave Myers the gun, Badger said "be careful of the gun the left barrel is loaded and cocked." I had not seen Badger before the shooting.

R. S. Hattan, being first duly sworn, said: I am a school teacher, studying medicine, have had some experience in human anatomy, made an examination of the body of Cameron, did not hear shot fired, Dr. Hall was away, sent for me and I made an examination, the boy came after me, I started down and when I got there the man was dead, they removed the body to Nichol's hotel and concluded they had better hold an inquest, they insisted I should make an examination, found the charge had entered two inches from point of shoulder one-half inch from collar-bone, seemed to tear large blood vessels and vertibra, could put my fist in the wound, left side of vertibra, were lodged together, the charge went through the shoulder blade, had him lying on his back, blood flowed freely to amount of half a gallon; collar-bone was broken in two places, should judge the spinal cord was severed.

Dr. Chalmers, being first duly sworn, said: I am a practicing physician, student at Bellevue College, am regular practicing physician, have had experience in gun-shot wounds in hospitals and other places, a man shot as Cameron was could not live more than a few seconds.

Frank Merrill, being first duly sworn, said: I live at Clatskanie, know Badger, saw the shooting, was coming home from work on the Beaver, got within six or eight feet of the place of tragedy, and saw a flash, saw man coming out of alley-way but could not tell who it was.

THE DEFENSE.

E. W. Conyers being first duly sworn, said: I have been acquainted with Badger for four years intimately, am a merchant at Clatskanie, place of business next to Myers, was in Clatskanie at time of shooting, heard report of gun at quarter past seven, looked at clock on the wall, store was lighted up at the time but it was dark outside, heard no other report of gun that evening. I said that was the report of gun and immediately walked to the door and saw three persons coming up the street, and it was Marshal Campbell with prisoner about one minute after shot was fired. Badger traded at my store and saw him nearly every day, and on the day of shooting saw him about 5 o'clock, do not believe Badger was in his right mind. Before he moved to Albina he was frequently in my store, did trading there and was very friendly; when he came back he would come into my store and call attention to his gray hair and say it had been occasioned by the loss of his first wife; always talked about his family, would meet him on the street and at times he would not notice me and at other times would be friendly; I consider him insane ever since he came back from Albina, he was entirely different from what he was before he went away; he was irritable, nervous and pevish, would not talk like he did before, when told the price of an article would ask if it was not too high and then talk about his family affairs and Cameron, some times he would speak to me and be friendly and was always irritable when speaking about his family and complained of pains in his head, legs and other parts of his body, he would groan and then ask, "Did you ever have a pain like this? maybe you think that don't hurt." He could not carry on conversation for any length of time, talked about tunneling through the mountain to Nehalem to bring logs out, was very eccentric, could not keep him on one subject except that of his family, would put his hand up to his head and rub it or wherever the pain was. Badger has a general reputation for being a peaceable and quiet man.

W. Y. Thornberg, being first duly sworn, said: I have lived in Portland three years, knew Badger last spring and summer in latter part of June, in July and part of August, my place of business was next door to him, saw him every day, I considered Badger insane from the start. he traded with us right along and at times wanted to be weighed four or five times a day, seemed to think he was getting thin, would come in and look in the mirror; some times he would say he was the picture of health and again he said he was going all to pieces, talked about pains in his head and then of family troubles, did not usually drink; came into barroom one day and yelled, "Give me a glass of beer." He drank this and said, "That done me a power of good, I'll just wait a minute and we'll have another." Sometimes he would speak to me and sometimes he wouldn't, would always talk about family affairs on every occasion, I told him I did not want to hear his trouble; he left Portland about the middle of August.

R. S. Hattan, being first duly sworn, said: I have been acquainted with Badger five years, knew him well three years last past, think I saw him on day of shooting, considered him deficient mentally in some things but sharp in others, I thought he would go to asylum if he did not get his mind relieved, his subjects always wound up in family troubles, was very nervous at times and his brain seemed exhausted, in other things he used good judgment and understood people well, think he was possessed of a mad craziness on the line of family troubles and could not reason on that point, he hardly knew who was to blame for his family trouble, at times he blamed Cameron or any one who talked about the matter, thought some one had placed him in a position that made life not worth living, would be liable to shoot any man he thought had wronged him. Badger talked to me freely about his wife during court a year ago, at which time his wife left him.

Mrs. Popham, being first duly sworn, said: I know Badger and family, live three-fourths of a mile from them, known Badger three or four years but did not speak to him until last winter, he passed our place to go to town, saw him a good many times, knew his wife and family well, knew him well, saw him frequently, he came and wanted to have a talk with Mr. Popham and wanted him to read a letter from Mrs. Badger, Mr. Popham refused, Badger then read parts of the letter to us, walked the floor and talked of his family trouble and complained of pains in his head, told me he was going to Portland, saying, "If I stay here three weeks longer I will be crazy." He always talked of family matters, saw him going along the road talking to himself and saying, "Its all his fault, all his d—d fault; I wonder how many families he has broken up."

Mrs. Wm. Fluhrer, being first duly sworn, said: I live at Mayger this county and state, have known Badger six years, known family intimately, saw Badger about one month before murder, he stopped at our place, think he was not sane, he talked about his wife and said she had not done anything wrong and in another minute he would call her bad names, his mind ran on his wife and Cameron, would talk about nothing else, would not stay on any other subject, his talk was disconnected, seemed very irritable, would motion with his hands, I think him insane since a year ago last August, he often came to my house to talk about his trouble. I went to Portland with him to try to get his wife to come back, am a friend of the family, they lived neighbors with us in Nehalem six years ago on a homestead, he was very uneasy and very nervous lately, seemed all right in Nehalem, he is an intimate friend of my husband and family, Badger seemed to blame Cameron for his trouble.

William Fluhrer, being first duly sworn, said: I live at Mayger, known Badger six or seven years, lived neighbors and located land together in Nehalem, last saw him on the 23d or 24th of September last at Conyers' store at Clatskanie, was with him two and a half hours in the afternoon, last time I saw him before that was at Mayger in August, had conversation with him at Clatskanie, he acted that day like an insane man, wanted me to walk with him, we went toward the China house, he was telling me about his trouble and was taking bromo, he got wild and began to rage, saying, "The pillow was dirty" and pulled his hair, he seemed to mention the name of Hugh Cameron at this time. Cameron was a logger and for that reason Badger thought it was him that made the pillow dirty. I walked back as far as Zeff Bryant's to get him on his way home; had been in habit of visiting my house prior to that time, he acted queer at my house, I have slept with him at St. Helens hotel, he said, "My head is getting wild and I want something to quiet my nerves." On the boat coming from Portland I got liquor for him from the steward; I slept with him and during the night he talked to himself about the Hugh Cameron trouble, spoke disconnectedly, would jump from one thing to another, I tried to lead him off on other matters but he would return to his family trouble, don't know if he had good memory, slept with him at his house the last of March and he wanted to give me a cow, I bought one, he complained of pains in his head and would say, "O, my head is bursting," and spoke of his hair getting gray, I think at times he could not distinguish right from wrong in regard to his family matters.

W. K. Tichenor, being first duly sworn, said: I have lived at Clatskanie since 1881, known Badger five or six years intimately, saw him every day or two, saw him about a week before killing, talked with him at time and thought him very wild that day, he came into postoffice and threw himself back against the counter and says, "I have a proposition to make to the town that will make it boom. If I understand it right the Nehalem river is 400 or 500 feet higher than Clatskanie, then why not go up a couple of hundred feet on the hill and tunnel through the mountain and bring the timber to Clatskanie and help build up the town." I thought at first he was joking but later saw that he was in earnest, saw and talked with him many times before about the time he was selling out his stock, he came up to me and after talking a minute or two about business went off talking about family affairs, at times he did not notice me when we met and at other times was friendly, seemed excited when he talked about the tunnel.

Oscar Elliott, being first duly sworn, said: I am a logger at Marshland, when at home live at Clatskanie, been in this county twenty-nine years, know the defendant and Hugh Cameron, have known Badger since he came to Clatskanie, he built a house for my father in 1889, he told me about his troubles, last saw him before this killing about a week or ten days, I considered him pretty badly off for the reason that any time I would meet him just before this affair he would not leave me or talk of any thing but this family affair, he discussed it with me confidentially, it set him wild to talk about it, I told him I believed there was something wrong and if it was me I would kick her out or I would stop it. He began to tell me something about it and then put his hand to his head and said it was bursting and then spoke of Myra and what she thought of him, he would stop his conversation and start in in another place; I got disgusted with his talk, I told him there was something wrong between his wife and Cameron. I told him in my opinion whenever a man monkeyed with another man's family and then could not keep his mouth shut he forfeited his right to live. Badger got very much excited at this, met him often on the bridge after he came back from Portland and at Bryant's hotel, he told me the same story over three different times and when I started on he said, "Say!" I stopped and he came up to me and repeated the same story again. I tried to get him off on some other subject and talked about the road but he would not listen and told me about how Cameron broke up his family. Cameron was not in the country at this time.

W. S. Miller, being first duly sworn, said: I have lived at Clatskanie about six years, am a carpenter by trade and a farmer, known Badger three years, worked with him at trade, very well acquainted, saw him a week prior to killing and talked with him, last worked with him on Methodist church, Badger was foreman, I worked six days and also worked on schoolhouse with him, I thought at times something was wrong with him and acted like he thought a man did not need to see plans of work, sometimes he would instruct me as to plans and sometimes he would not, a week before killing I met him in the postoffice, he began to tell about family trouble and I told him I did not want to hear it, he told me about a letter from his father, did not always recognize me appearing to be in deep study about something, his conversation was disconnected, went from one subject to another, when excited would throw his hands, complained of pains in his head and ran his hands through his hair.

Martin White, being first duly sworn, said: I am county assessor, have known Badger well for three years, lived four miles apart, saw him frequently, saw him last in April, 1895, when I went to assess him, think at that time he was insane, his actions were such, have not seen him since until yesterday evening at jail, he spoke of his family affairs last April, conversation disconnected, memory did not appear to be in good shape, I felt a hesitency in making the assessment when I was there.

J. A. Fabrique, being first duly sworn, said: Have lived at Clatskanie since 1892, am a barber, have shop in Conyers' store, known Badger since 1892, have done his barber work, am intimately acquainted with him, saw him last about ten minutes before the report of gun, I consider him anything but a sane man for the reason I consider Mr. Badger a dyspeptic caused by trouble which has a great effect on the mind, when he came to my place of business would look into the glass and call my attention to his gray hair, then he would jump up and go and get weighed, would talk about his family trouble in regard to his wife and Cameron, seemed excitable, I could hardly keep him still when cutting his hair, complained of pains in his head and wanted his head rubbed, one time when I commenced work on him he jumped up and put his hands to his head and said, "God, maybe you think that didn't hurt." The Cameron subject seemed to be the means of his separation with his wife and he blamed Cameron, would leave the subject and talk about other things and then say, "My wife is all right, its this d—d Cameron that is kicking up all the trouble" and then he would blame his wife for it. One time before he went to Portland he was trying to get rid of his property and wanted to give me a cow, would get weighed two or three times a day and would often remark the scales were not like others.

Charles Campbell, being first duly sworn, said: I have lived at Clatskanie eighteen months, known Badger intimately, been at his house frequent, been there every Sunday since he came back from Portland, he always talked about his family, I think he was insane, last saw him on Wednesday before killing, I kept company with his daughter for eight or nine months, the last Sunday I was there he acted awful queer and asked for a glass of milk, he never swore until lately, talked to himself in the kitchen, came out and talked about his farm and then about family affairs, spoke well of the woman but said Cameron was the cause of all trouble. Cameron and myself were sitting together in church when the Badger family came in, we noticed that Mrs. Badger did not come with them, Cameron said to me "I have a 'snap' on the hill" and got up and left church, I told Badger of this conversation at his place afterwards, he complained about pains in his head when playing domino at his house and would not watch the game, I thought he was crazy about three weeks before shooting, the information about the church affair seemed to make him wild and he has seemed mad at me ever since, Cameron was not in the country when I communicated above information to Badger.

T. E. Warwick, being first duly sworn, said: I am a logger, been acquainted with Cameron three years, live near Clatskanie about forty rods from Badger, known Badger four years, lived on his place from 6th day of May to 3d of August, saw him about the 20th of September, think he was crazy at that time, he came three miles in woods where we were working, he says, "We are organizing a company to put a tunnel through the mountain to run a canal boat through to the Columbia river to bring out sawlogs." I told him I thought he was rattled, he then began to talk about this man and the family, said that "thing" had come in and broke up his family, on the 22nd or 23d of August Badger moved back on his place and I moved away the same day, he wanted me to dig the potatoes before they were in bloom, on the 15th day of September he was talking to his fruit trees about the trees being lousy and also about the fruit on them, he took hoe out of my hand and dug down to show me the soil was good in the orchard, about the 20th of that month he was standing by slaughter house and showed me all about the quality of land, I talked with him about family trouble, he told me he had always lived in peace with his family until now Cameron come in and bursted up his family.

Daniel Dixon, being first duly sworn, said: Have lived at Clatskanie ten years, have known Badger well, live one and a half miles apart, saw him ten minutes before shooting, had last talk with him before he went to Portland, in my opinion the man acted rather curious or peculiar from what he used to, after he came back from Portland he did not seem so friendly as before and would not speak to me, he looked bad as if something was wrong and mumbled to himself.

Samuel Shuler, being first duly sworn, said: Lived at Clatskanie four years, worked for him and know him well, saw him one and a half months ago when I moved him home about the middle of August when he was coming from Portland, he said to me, "Do you see these gray hairs, this family trouble will bring them to a man." He then talked about family trouble and said, "Shuler, did you ever see a better home for a woman to get up and go off from? I have a fearful headache, this is nearly h—l, don't you think this is a good home, look around here, what would you do if you was in my fix; O, that d—d Hugh Cameron broke up my family." I told him if my woman thought more of some one else I would let her go, and if it was me there would be two funerals; he said that would never do to think about, told me first to plow north and south and then changed to east and west, his whole conversation was about his family trouble, stayed over night with him, the children went to church, we sat and talked and his conversation was all the time about his wife and Cameron he would say, 'That d—d Cameron would come in and break up my family, what would you do? that woman is as mean as the devil but I don't think she had anything to do with Cameron," and then said "she did it for pure meanness."

Joe Bureau, being first duly sworn, said: I live at Clatskanie, am acquainted with Badger, live one-half mile from him, known him intimately for five years, last saw him before the murder the same week, met him in the road, did not talk at the time, think last time I saw him he acted all right. I believe he was not right, he complained of pains in his head and said, "Let's go on the hill" and then said "we will not go tonight." About 8 or 9 o'clock we went to bed and he talked and swore all night, this was in August this year, he said that Cameron broke up his family, I worked for Badger two years ago at Marshland building fence and he paid me more than I asked for my work, he passed me on the road without speaking.

Robert Hamil, being first duly sworn, said: I live 1½ miles from Clatskanie, know Badger, my next neighbor, known him about four years, intimately acquainted with him, saw him about four days before the killing, considered him insane at the time I saw him, was at my house, would keep walking to the door, talked about his wife, his family and Cameron; Badger said he didn't think it was right for Cameron to break his family up; Cameron said in the saloon Badger blamed him for breaking up his family, I told Badger afterward I would have knocked the man down for his talk; this was about one week before the killing.

W. E. Conyers, being first duly sworn, said: I have lived at Clatskanie something like thirty-nine years, have known Badger since he came to Clatskanie. I am a merchant and a farmer, son of E. W. Conyers, known Badger intimately, saw him on Sunday before shooting, stay in the store on Sunday, he had very queer actions, either going insane or was insane at time, would come into the store and throw his hat on the counter, would weigh himself, and then sit by the drug shelf and look at himself in the glass, did this every time he came, he came to the store every Sunday, before he went to Portland his actions were queer, complained of pains in his head, he said to me I feel first-rate only I have a pain running to my head, he then went and sat in barber chair, never talked to me about his family troubles.

Bruce Haines, being first duly sworn, said: I am constable at Clatskanie, have known Badger since he lived at Clatskanie, brought him to St. Helens after the murder, noticed his condition on the way up, he seemed to be very nervous at times, I would not let him talk about family troubles on the boat, went out from Clatskanie in a hack to Mayger, several times he wanted to tell me about his family trouble, told stories and would forget where he left off, complained of his head, would rub it, put his hand up to his head and said "Oh God, that's fearful," saw him shake like he was cold but he said he was not, waited for the boat at Mayger two hours, he wrung his hands and said "it's fearful, Bruce, it's fearful." When he went on the boat he staggered and I took hold of him and prevented him going into the river, after we got on the boat Badger complained of pain in his head, and got a newspaper and in a minute was asleep, he slept from five to ten or fifteen minutes each time, I thought he might try to get away or jump overboard.

Gertrude Badger, being first duly sworn, said: I am a daughter of defendant, twenty years old, father is over fifty years old, have been teaching a great deal of the time for the past few years, saw father last about a week before shooting, had noticed father's actions for some time, think he was insane ever since last winter; his actions around the house showed that his mind ran on trouble between my step-mother and Cameron, he blamed Cameron, walked about the house at night and talked about his family trouble, his habits have changed, is more irritable, more excitable, thought him insane since last winter, most he talked about was the one subject, and would lose track of any other subject, spoke quick and sharp, used hands, complained of pains in head, burning sensation in head like a band pulling around his head, lived with him in Portland, in Portland he was not the same as formerly, walked the streets at night over and over the same route, expression of eyes were different, they looked wild and staring, we were afraid of him, always treated us well before the change, was a good father, after that he was more irritable, worried a great deal, company called—the Misses Bryant—did not seem to know them, he rebuked me for not introducing him to them, he knew them well, I was at home about two weeks before the killing, he talked to himself about Cameron, would threw his arms about, complained of blood-spots before his eyes, sometimes ate hearty only in the morning, the last we would hear of him at night he would be talking or singing out of church books, and last we heard him he would be talking, saw him as soon as killing, I was at Nichol's hotel one block away, as soon as I heard the report I rushed out in the street and caught hold of him, he was with Campbell, I asked him what he had done and he said never mind, he was shaking, did not notice who had the gun, I went to the jail with father and Campbell, he said I could stay a while with him for company, he said he would be home after while to help build up the kitchen, did not seem to realize what he had done, don't consider he was in right mind at the time, when he had spells at home he did not know what he was doing.

Jennie Badger, being first duly sworn, said: I am a daughter of the defendant, am seventeen years old, have lived at home all the time, I am sure he is insane from his actions, complains of pains in his head, at times from his feet to his knees they are cold as icewater, would take hold of his fore head and said he felt as it there was a band around his head, been this way since last winter, mind ran on family trouble, said Hugh Cameron broke up his family, we never spoke of it because it made him wild, he spoke of it frequently, I told him a day or two before the tragedy that step-mother had met Cameron in Portland and he bought her a coat, they were going to get married and live in the mines; I told him in April, 1894 when he was working in Marshland that step-mother told me to make a fire in the parlor and go up stairs to bed, heard the window open, heard voices, next morning she asked me if I heard her put the cat out in the night, one of the pillows was dirty, one of the voices I heard in the night was a man's, told father of this about a week before shooting and he acted wild, said he could not make himself believe it, Comeron was gone away at the time. I kept house for father, Gertie and Frank and myself were at home in Clatskanie; in Portland father threatened to kill kimself and said he had nothing to live for and was tired of living, he was much excited, I told him he had a great deal to live for, we moved back to Clatskanie about the first of August, he seemed worse at this time, saw him the day of the shooting, he left home about 3:30 that day to go to town, he was having one of his spells, I tried to keep him at home but he went to town.

Dr. Cliff, being first duly sworn, said: I am a physician, have been practicing about fifteen years in the state, in the county about ten years, in St. Helens ten years, have examined insanity cases of many characters, I think from the facts as I understand them Badger was insane at the time.

Dr. J. E. Hall, being first duly sworn, said: Am a resident of Clatskanie, am a practicing physician, came to Clatskanie in November, 1889, graduated in March, 1869, from Jefferson Medical College in Philadelphia, know G. W. Badger, we were friends, have prescribed for his family, have studied insanity generally, have listened to lectures on insanity, heard some testimony, I think Badger's mind is diseased.

Mrs. Badger, being first duly sworn, said: I am the wife of the defendant, been married ten years, have been criminally intimate with Hugh Cameron.

PROSECUTION IN REBUTTAL.

Norman Merrill, being first duly sworn, said: I have lived at Clatskanie nine years, know Badger well, intimately acquainted with him, saw and talked with him about a week before the killing of Cameron, have always thought him sane; I now think him insane.

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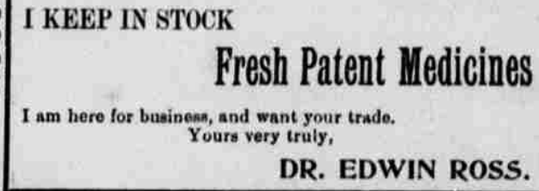

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