LETTERS BLIGHT HAYWOOD'S HOPES

(Continued From First Page.)

as tending to show a conspiracy and knowledge of the Steunenberg crime Orknowledge of the Steinnenberg crime Or-chard was, without any request from him, furnished with counsel within a few days after his arrest. It first showed that Orchard, after his arrest, sent uo communication from Caldwell jail and then produced and secured the admission of the original of the following telegram:

of the original of the following telegram: Receiver's number. Phone time. Filed 7:30 A. M. Nine paid; charge Robertson, Miller Rosenfeit, Spokane, Wash., Jan. 3, 1906. T. Hogan, care Sheriff, Caldwell, Idn.—At-orney Fred Miller will atart for Caldwell in the morning.—M., 29 Hyde block.

Federation Ready to Give Aid.

The defense examined Orchard on this subject and largely devoted itself to showing that the Western Fedgra-tion of Miners always provided counsel for its members whenever and

wherever they got into trouble. To combat the theory that Orchard killed Steunenberg in revenge for his loss of a valuable interest in the Hercules mine, the state on re-direct ex-amination, obtained from Orchard a declaration that he sold his interest in the Hercules in 1897, two years be-fore the strike and troops came. The defense attempted to modify this by getting the witness to admit that he had not sold his interest in the Hercu-les, but had pledged it and could have taken it back any time up to his flight from North Idaho, before the oncoming trops, but Orchard adhered to the statement that he had sold out-

Adams' Confession a Feature.

There was a long contest over an unsuccessful effort by the state to show that the confession of Steve Adams had been voluntary. It maintained that Adams had once discussed the matter freely with Attorneys Hawley and Borah, but that was about as far as it got, the court sustaining a series of objections from the defense

At the opening of the morning seaall dealt with conversations in which it was alleged Orchard recited his private grudge against Frank Steun-enberg, and vowed that the would kill him if he hanged for it. Orchard de-nied every query, both specifically and

received yours an to Jack. I hope to hear of the owners of the rich 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 to pave the way for the use as from the magazine. The defense was sight, and the row over the ion will come the stand when the state of a great number of articles form the magazine. The defense was wight, and the row over the ion will come the stand when the ion will come the stand when the state official organ of the Federation to file and the stand when the state official organ of the Federation to magazine. The defense was wight, and the row over the ion will come the stand when the ion will come the stand when the ion will come the stand when the we morning. M." sion will come the first thing tomor-row morning

LETTERS GO AS EVIDENCE

What Haywood Wrote Mrs. Orchard

as to Husband's Whereabouts.

BOISE. Idaho, June 18.—With Harry Orchard recalled to the stand, first to be formally prepared by the defense for impeachment, and then to be re-direct-ly examined, the state produced this morning a number of letters written by Orchard and one by the pris-oner Haywood, which was for the pur-

oner Haywood, which was for the pur-pose of showing that there had been a conspiracy to deceive Mrs. Orchard, of Cripple Creek, as to the whereabouts of Orchard in the Spring and Summer of 1965. The defense vigorously protested the in-troduction of the matter on re-direct ex-amination but the court ruled that if it was improper on re-direct examination he would permit the state to re-open its ex-amination.

a number of witnesses to prove that Or-chard had for years nursed a vengetul spite against Steunenborg, and had re-peatedly made threats against him. "Do you know Max Malich, of Denver?" asked Mr. Richardson.

"Yes, str." "Did you in June of July of 1905 say to Max Malich you and he being alone, that you were going to kill Steunenberg if you had to swing for it?" "No sir, I never had any such conver-cation."

Orchard was brought back to the witness chair at 1:48, and the re-direct examination continued by J. H. Haw-ley. He was asked if he ever had in-Senator Borah asked . if he couldn't place the time closer than June or July,

structions from Haywood, Moyer or Pettibone as to what he should do in "No man can fix the exact day of such an occurrence," said Mr. Richardson somewhat hotly. "We will have Max Macase he got into trouble. Adams Talked of a Confession.

somewhat holy. We will have and had-lich here and he may fix it for you, but it is not likely that he can give you the day of the conversation." "Did you say that Steunenberg was a mean ______, and that had it not been mean _____, and that had it hot been for Steunenberg you would have been a millionaire, because you had owned a sixteenth share of the Hercules mine and that Steunenberg had driven you out of the state?" part of the same fishline used for the Steunenberg bomb on the Bradley or Goddard bomb. "I didn't use the fishline on the Brad-

ley bomb, but I did use a part of the same line on the Goddard bomb."

the state?" "No sir, I never said such a thing." Orchard was very positive in his replies and showed no hesitancy. Mr. Richardson asked him if he knew Lottie Day of Donyar and meeting her Hawley turned from these details to the penitentiary after the arrest. The state brought up the Adams incident in Lottie Day, of Denver, and meeting her in a room at the Belmont Hotel, told her that he intended to kill Steunenberg. This the penitentiary, and asked Orchard if it were not true that Adams saw also Orchard denled. Orchard was asked if he had not made some one before he saw McParland and

before Adams made any statement to brendrig was acaded if he had not hade similar threats in the hearing and pres-ence of "Kid" Waters, of Cripple Creek, and others. He was asked if he had not toid Dr. J. S. McGee, formerly of Wal-lace, that he was a spy and that he was going to "get even" with Steunenberg. He positively denied that he had. Im. Orchard sald Adams saw an attorne some days before he saw McParland. He talked to me about making a con-Here the defense fought hard to pre-

A conversation with D. C Coates, for-merly Lieutenant-Governor of Colorado, was repeated by Richardson.

In this Orchard is alleged to hav said: "The more I see of my old part-ners in the Hercules, the more bitter I feel. They are all rich and I am a wandering pauper. I will get even with seeking to introduce this as evidence of a confession. He said that they desired to get a voluntary statement made by Adams to Orchard. If it

Steunenberg yet." Orchard said quietly: "I never made any such statement."

State Opens on Redirect.

At this point the state took Orchard over for the re-direct examination. J. H. Hawley asked as to his interest in the Hercules mine, which he said he sold in March, 1897. This was some time prior to the troubles in the Coeur others in 1990. Orchard was torreit, stating that it was not his. The state wished simply to show by the witness that there was a confession. Judge Wood ruled that the state might show what Adams had said about a confession, but would not go into the time prior to the troubles in the Coeur d'Alenes in 1899. Orchard was there, and left the state after the blowing up of the concentrator at Wardner. The copy of the letter, identified earlier in the morning by Deputy Sheriff Nichols, was handed to Orchard, and the con-tents were identified by him. The let-ter read in effect: Dear Tom: I have received yours and have sent that to Jack I hope to hear from you as to your movements and that you will be successful. There was no signature. Orchard said in his direct examination confession itse.f.

make a confession himself.

"After this conversation did you and Adams continue to occupy the same cell, and did ue occupy it with you after the conversation with McPar-land?" asked Mr. Hawley. "Yes sir he did." "Yes sir, he did." "Did you and Adams have a con-versation with Senator Borah and my-self in the penitentiary shortly after your talk with Adams?" "Yes sir."

"Was this matter of Adams' confes-sion gone into between the four of us" continued Mr. Hawley. "Yes sir, Adams and myself talked orchard said he had not have any ar-rangement with Miller, but that in Oc-tober, 1995, Simpkins had told him that if he ever got into any trouble the firm in Spokane, of which Miller was a mem-ber, would be a good thing. "What did he mean by your getting into trouble ar source the low term." with you and Senator Borah about the confession

The defense continued to fight hard the introduction of this line of testi-mony. The court was inclined to give much latitude to the examination, but rouble?" asked Mr. Hawley. "I suppose he meant trouble over the killing of Steunenberg." inally sustained an objection to intro duction of the matter of the conversa "You did not speak to Fred Miller about trouble of this kind when in Spo-

tion between Orchard, Adams, Haywood and Senator Borah. kane? "No, sir. I only talked to him about su More Denials for Richardson.

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 in-sisted that he had sold the mine out in 1899 "Didn't you tell Dave Coates that

you had an interest in the mine when you were driven out of the Couer d'Alenes?" asked Richardson. "No sir, I did not." Orchard also denied that he had made

"When I was in Wallace in 1905," he said, "I met Cordonia and in a joking way I said he might give me \$4000 or \$5000 as he had done well in the mine."

any information for some time. The last I had, I think, was from Alaska; Fairfield. I think, was the address I ree that ter-rible conditions exist among the law and order element.--W. D. Haywood. The letter was dated from Denver in November, 1995. At this point Judge Wood asked Mr. Hawley how long he would take to conclude his re-direct examination. Mr. Hawley said about one hour. A pecess was ordered to 1:30 P. M. tion with the Western Federation Miners ceased in 1992. A number Miners ceased in 1902. A number of magazines were offered as evidence for the purpose of introducing certain arti-cles. Counsel for the defense was given until tomorrow morning to inspe ot the articles, and court adjourned at 3:15 P. M. until tomorrow morning with Boyce still on the stand.

JURORS' WIVES ARE SCARED

Fear Injury to Husbands if They Vote to Convict Haywood.

Vote to Convict Haywood. BOISE, Idaho, June 18.—Excited al-most to the point of frenzy by their overwrought imaginations, which have conjured up pictures of their hames being blown up and their families kilied if their husbands' votes are in favor of hanging Haywood, the wives of certain jurors have recently kept the authorities at their wits' end to prevent them from doing something to place them in contempt of court. Mrs. Thomas B. Gess, who has been in poor health for some time and is worried constantly because of the en-forced separation from her husband, went to Judge Wood's house yesterday "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

went to Judge Wood's house yesterday and insisted on seeing him. Two stal-wart balliffs had all they could do to restrain the woman without using phy-sical force. sical force. When the distracted wife of the

when the distracted wire of the juror left she is said to have exclaimed that if not permitted to see her hus-band she would rise in court and ap-peal to him as he sat in the jury box. The guards at the door of the court-

of the most distressing cases, and and on its merits by all druggists in fifty-cent and one-dollar size bottles. You may room have been instructed not to per-mit her to enter. This morning Mrs. Gess, who had been calmed to a great extent by relawhat this testimony coming out. The admissibility of the conversations was resisted by Richardson, who claimed that this was an effort to introduce the Adams confession under the guise of a conversation. Search are substantiated to a great extent by rela-tives and neighbors, sent a message on a business matter to her husband through a bailiff. For several days Mrs. Levi Smith has

For several days Mrs. Levi Smith has been in almost a hysterical condition for fear that if her husband voted to Senator Borah said the state was not convict Haywood, radical partisans of the prisoner might blow up their house at night. She went to neighbors' resi-dences and bewalled the sad fate which had caused Smith to serve on the jury. Her son and several friends have man-If it should turn out that this was a con-fession, the state was entitled to know what Adams had said when not under any compulsion of any kind. Adams, a co-conspirator with Haywood, has made a confession and then repudlated it stating that it was not bits The aged to allay her apprehension in large manner, but she was still very nervous when talking this afternoon to a newspa-

"Yes," said Mrs. Smith, "I have been very apprehensive lest harm come to us if my husband should vote for conviction. I would have tried to see him if I had thought it possible. But maybe every-thing will come out for the best, and I shall try to content myself and wait and

confession like f. "Adams told me," Orchard said, "that I could not be alone in making a con-fession, but that he thought he would see. The wife of another juror is said to have her hand read by a palmist, who made gloomy prediction of scenes of dis-aster which might follow a verdict ad-verse to the defendant. This woman is also said to have bewalled conditions and to have wept freely while discussing the trial with friends.

Word from various places in rural dis tricts where wives of jurymen reside is to the effect that several are very appre-hensive of what may follow to themselves and property in case Haywood is found

guilty Detectives in the employ of the state are keeping close tab on the situation in an effort to learn whether any persons have been trying to frighten the women. So far nothing of that kind is believed to have happened.

ranged to leave at once. DEPUTY SHERIFFS IN A ROW

Two Guards Try to Stop a Citizen

and Arrest Follows-Fines Paid. BOISE, Idaho, June 18 .- (Special.)sensational incident occurred today Involving two Deputy Sheriffs from Colorado who are here as witnesses for the state. They are H. Barthell and Bob Meldrum, both of Telluride. These men have acted as guards at J. H. Hawley's office when Orchard has been taken down there for the noon hour heading ordenetic tractice

noon hour, having orders to inquire of everyone what his business is. Thomas D. Fry, of Silver City, a wit-ness for the state, started to go up to the office and was storped by Mel-drum and Barthell. Both the men struck him and both were arrested. Barthell pleaded guilty to a charge of assault and paid a fine of \$50 and costs. Meldrum had a trial later in the day and on hims accurated

day and, on being convicted, paid a fine of \$100 and costs. Meldrum states Fry refused to give his business and started at him, whereupon the row commenced. Fry, on his



5

CLASSES sponsible for Loss of Several Lives in Scranton Shafts. Wear and endorse Keith's Konqueror Shoe. It has friends in every state in the Union, and a reputation comfort which 36 years' of successful shoemaking alone can give. SCRANTON, Pa., June 18 .- Seven men were killed outright and two

Therefore, when we had bladder troubles were to be traced to the kidneys, but now modern science proves that nearly all diseases have their beginning in the disorder of these most important organs. The kidneys filter and purify the blood-that is their work. Therefore, when your kidneysare weak or out of order, you can understand how quickly your entire body is affected and

will convince anyone.

Often The Kidneys Are

how every organ seems to fail to do its duty. If you are sick or "feel badly," begin If you are sick of "reet hadry, begin taking the great kidney remedy, Dr. Kilmer's Swamp-Root, because as soon as your kidneys are well they will help all the other organs to health. A trial

Give His Testimony in Case.

Fund for Haywood Defense.

GION KILLS WORKERS.

Carelessness of Door-Tender Re-

carelessness of a door tender who by leaving the door open allowed gas to

man was injured as a result of this ex-

The second explosion, which resulted in the death of seven men and the in-jury of another, resulted from the ig-nition of the deadly fire damp which

Accumulated after the first explosion. About 1500 men worked in the mine. No account was kept of those who had come out before the explosion and it is impossible to determine until the

cuers return if the death list is

One

accumulate in the workings.

Orchard also testified that the replies Mrs. Orchard were sent to him through Haywood.

The impeaching questions propounded by the defense all indicated a purpose by the defense to show that at other times Orch-ard had threatened to kill Steunenberg because of a desire to be revenged for the loss of his interest in the Hercules mine.

Haywood Wrote Orchard in Jail.

Haywood Wrote Orchard in Jail. All the members of the Haywood family were in the seats near the pris-oner when the case was resumed this morning at 9:39 o'clock. During the Intermission since the adjournment on Saturday a large number of witnesses have arrived at Bolse. The courtroom was only about half filled, however, at the time court opened. J. T. Nichols, who was Deputy Sher-

have arrived at Bolse. The courtroom was only about half filled, however, at the time court opened.
J. T. Nichols, who was Deputy Sherif of Canyon County and fit charge of the Jall at Caldwell at the time of credard's arrest after the murder of ex-Governor Stemenberg, was the first witness. Orenard in his statement on the stand said that while in the jall at Caldwell be received a letter from Pettibone. The original of the letter was destroyred by Orenard, but Nichols made a copy of the better was produced and identified to be the letter was not signed.
Nichols testified that Fred Miller, a law yer of Spokane, had called upon Orchard said the tortig the letter was not signed.
Nichols said that Orchard had not sent a telegram summoning Miller, but that he called upon Orchard said the was prove the delense of the section of the ordiginal envelope was also produced and identified. The letter ter was not signed.
Nichols testified that Fred Miller, a law yer of Spokane, had called upon Orchard said the wrote the letter may a blued in the Caldwell jall. Miller is now one of the atterney for the defense of Haywood, Nichols said that Orchard had not sent a telegram summoning Miller, but that he date should be filled in was nevor in Alaska or Nome.

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would permit the state to re-open its ex-amination. Orchard swore that Haywood said in the Spring of 1965 that Mrs. Orchard was whereabouts, and Orchard suggested that he write her a series of letters, date them at San Francisco and have them delivered through agents of the Western Federation of Miners. The two were thus written and the state producing them secured their admission. Then one was written dated at Nome, Alaska, and given to Marion Moore, then an organizer for the Western Federation of Miners, to take to Alaska and mail. The state produced the letter and over objections secured its admission. Next the state produced the letter and over objections secured its admission. Next the state produced the letter and over objections secured its admission. Next that the prisoner had knowledge of the Alaska story and this, too, was ad-mitted in evidence. Orchard also testified that the replet

At this point three letters were marked for identification under a runmarked for identification under a run-ning fire of protest from the defense. Judge Wood, however, overruled all the objections. Two letters written by Orchard and sent to Mrs. Orchard, through Faddy Mulliney, to Cripple Creek, were offered in evidence. Coun-sel for the defense and Haywood were in consultation over the letter for sev-eral minutes. An objection was made to both letters because they were pri-

ferences between Hawley, Borah, McFar-land and Orchard within the last few days. Orchard said the letters were not shown to him then or described. "Can you tell us why the letter in which you said you told Haywood to write in July was not written until No-vember 17" shouted Richardson.

Explains Why Letters Were Sent.

"I think I can. I don't think that Haywood intended to write at that time, but that my wife wrote to him later and he did not reply until November," an-swered Orchard.

wered Orchard. "Why did you tell Haywood, Moyer and Petibone that you had given the let-ter to your wife to Paddy Mulliney and had dated the letter from San Fran-cisco?" cisco? "The reason is." said Orchard very de-

liberately, "that my wife had told parties that if she knew where I was she would sooner see me in jall than not know where I was."

where I was." Changing to another subject, Richard-son asked if it was not and had not been the custom of the Western Federation 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 where trou-bles arise as the result of a sirike, mem-bers of the Western Federation of Min-ers are always defended by counsel furnished by the Western Federation of Miners?"

Miners?" "I've seen it done: yes, sir." "You know, don't you, that whenever troubles arise from a strike, the news-papers lay it to the Western Federation of Miners?" "Object." shouted Senator Borah. "The newspapers are the best evidence." "The worst." drawled Clarence Darrow. "The worst." drawled Clarence Darrow.

he contrary, declares ne made no of fensive more, and others bear him out in that statement. It seems there has been bad blood between the men. Though Fry is a witness for the state, he seems to have conceived a dislike for the visitors and it is said he had others seriously injured in two ex-plosions of mine gas in the Johnson mine at Priceburg late today. The first explosion, which occurred about 3 o'clock, was caused by the

for the visitors and it is said he had insulted them on several occasions. On the other hand, both the visitors are charged with being ready to start a row and they have been warned by the Chief of Police to restrain them-selves. Under these circumstances the city made an example of them, it be-ling the policy of Mayor Haines to pre-serve order and punish any one who becomes responsible for a disturbance. In the Police Court a 44 Colts was taken from Meldrum, but it was re-turned to him. turned to him.

TRYING TO LOCATE ACKERMAN

Man Whom Orchard Mentioned Is Said to Be in Mexico.

King of Slam at Parls.

EL PASO, Tex., June 18 —It is re-ported here that Bill Ackerman, who was mentioned by Harry Orchard in his testimony in the Haywood trial at Baden Baden, arrived here today.

rescuers complete.

plosion



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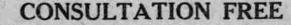
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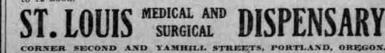
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