

OPEN QUARRELS AMONG COUNSEL

Lawyers of Haywood Disagree on Policy.

WITNESSES HURT HIS CASE

Boyce Openly Defends Doc- trine of Violence.

ADVISED MINERS TO ARM

Admits Making Speech in Favor of Army of Rebellious Miners—The Court Puts Limit on Evi- dence of Conspiracy.

BOYCE'S RIFLE CLUBS.

(From Harry Orchard's autobiography, in the July McClure's.)

Ed Boyce began the Boyce policy soon after he was elected; that is, he advised that every union man should arm himself with a rifle, because they all might have to use it and fight the capitalists before long; and that nobody in the union should join the militia. The leaders of the different unions took this up, and I have heard it advised in various places and times again by the officers that every union man should buy a good rifle and plenty of ammunition, for the time was coming when they would need it.

As a matter of fact, many of the most old arm themselves. I think there was quite a number of guns left over from the fight of 1892, and then I know there were some shipped in. George Pettibone has told me that he sent in rifles from Denver in 1899 for the union men. He sent a hundred of them in piano boxes and 10,000 rounds of ammunition, and addressed it to Jim Young, who was Sheriff at that time and was in deep with the police. These rifles were all shipped in by the officers that every union man should buy a good rifle and plenty of ammunition, for the time was coming when they would need it.

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BOISE, Idaho, June 27.—(Special.)—

It was noticeable that, when the examination of W. F. Davis was resumed today, Clarence E. Darrow was constantly protecting him by making objections. To those who had observed Davis' complete discomfiture the day before, this action on the part of Mr. Darrow was very significant. It was plain he was endeavoring to give the witness time to shape answers that would not expose him at some other weak point. The questions poured in and the objections were almost as frequent.

Back of this there is a story. The blow given the defense by the discrediting of Davis was recognized by the defense as well as by others, and there was a big row among the attorneys over the matter. John Nugent told Mr. Richardson and Mr. Darrow they were putting Haywood's neck in a noose by placing such witnesses as Davis and Elliott on the stand. He complained further that he had never been consulted about Elliott. One of the talks with Mr. Darrow was on a stretcher, and it was carried on in such tones that others overheard it from beginning to end.

Whether or not Mr. Darrow appreciated the extent to which Davis had injured the case, he evidently determined to protect the witness as far as possible against the continuation of the merciless attack, hence the flow of interruptions.

It was noticeable that Mr. Nugent was not in the courtroom today, while Mr. Wilson was also absent.

Boyce Talks of Conspiracy.

Edward Boyce, the millionaire mineowner, formerly president of the Western Federation of Miners, was put on the stand to give the organization a certificate of character and to tell of his troubles in organizing locals while he was president. He exploited the theory somewhat that the mineowners have maintained a conspiracy against the Federation, declaring that he had been blacklisted as a miner and that, as organizer, he had been followed by mineowners' detectives, these trifling his grip on the road and breaking into his desk at home.

This kind of testimony was resisted by the state, a long argument occurring between Mr. Darrow and Mr. Haywood as to the latitude given Mr. Boyce's testimony as to the general attitude of the mineowners toward the Western Federation of Miners. Mr. Darrow contended that the defense expected to prove there was a general conspiracy on the part of the mineowners, backed up by the Citizens' Alliances in the several communities, to tear down and abolish the Federation.

Mr. Haywood declared that evidence as to a counter-conspiracy might be admissible, if it tended to show that the mineowners in any particular com-

munity were responsible for the crimes charged to the Western Federation of Miners. Mr. Haywood asserted there was nothing to show there was a general mineowners' association. He also contended that isolated cases could not be taken as proving a conspiracy. The prosecution, he said, had introduced a conspirator to show a conspiracy on the part of the Federation leaders and had then called up isolated incidents as proving the conspiracy. He thought the defense should proceed in a similar course.

Judge Wood called for a reading of the question and then ruled. He said: "I do not think you have laid a foundation for introducing this sort of evidence, Mr. Darrow, concerning the existence of connections between the mineowners' associations of the different camps in different states. However, I shall allow the witness to answer your questions, but only so far as they relate to the Coeur d'Alenes and Colorado."

Boyce's Warlike Speech.

On cross-examination Mr. Boyce was asked about a statement made by him in 1898 at the meeting of the Federation at Salt Lake, which was as follows:

Every union should have a rifle club. I

strongly advise you to provide every member with the latest improved rifle, which can be obtained from the factory at a nominal price. I entreat you to take action on this important question, so that in two years we can hear the inspiring music of the martial tread of 25,000 armed men in the ranks of the National Guard.

Mr. Boyce admitted he had used some such language; that the sentiment was what he expressed. Then the defense made another of its blunders. Taking the witness on redirect examination, Mr. Darrow asked him what he intended by that language, what conditions he had in mind. Mr. Boyce said:



Governor J. K. Vandaman, of Mississippi, who joins in religious revival.

I had seen the military post women and children off the sidewalks in Leadville, and I heard people insulted by them. I had seen the military commit outrages in the interest of the mineowners when called in to break up unions. I knew that under our constitution the miners had as much right as anybody else to arm themselves; that it was just as much the privilege of the members of the unions to have rifle clubs as it was for any lot of aristocrats to have them. He said this vigorously, snapping his words off with a downward jerk of his head, and the jury and the audience were given a very clear view of the opinions of the man who is the father of the Federation. Had Mr. Darrow permitted the matter to rest with the admission by Mr. Boyce of the use of the language, it would have passed with many as a heated statement made under some special conditions, but here was the man on the witness stand advancing the proposal that it is a right of any class of people to arm themselves to resist the representatives of the law. It was illuminating and it made a deep impression. Not only by his words, but in his manner did Mr. Boyce emphasize his sentiments, while his face showed the earnestness of his belief in such a monstrous doctrine.

He Defends His Opinion.

Mr. Boyce is the parent of the Western Federation and of the principles and motives of the inner circle. It was through his influence in the Coeur d'Alenes 15 years ago that the method of destroying property was introduced, and when he became president of the Federation that method was engrafted upon the organization. Wherever trouble arose after he became president, these outrages occurred. Today on the stand, called to give the organization a certificate of character, he gave the jury that striking illustration of the methods he advocated.

There was very little in the case today beyond the testimony of Mr. Boyce—little that can affect the result one way or the other, though the state claims the advantage. "Big Bill" Davis was further discredited, but he was already so completely torn down that nothing additional was necessary.

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NEVER PLOTTED VIOLENCE

Mr. Boyce reiterates denial of others, but makes some admissions.

BOISE, Idaho, June 27.—A ruling made today by Judge Wood while Edward Boyce, for years the leader of the Western Federation of Miners and now a wealthy mine-owner of the Coeur d'Alenes, was testifying in behalf of William D. Haywood, may materially limit the showing of the defense as to the existence of the counter-conspiracy against Haywood and his assistants which it alleges.

James H. Hawley for the state objected

STANDARD MEN CONFRONT LAW

Oil Kings Summoned Before Court.

FLIGHT WILL BE PREVENTED

Judge Landis Determined to Know Secrets.

APPEAR OR GO TO PRISON

All High Officials of Greatest Trust Must Tell Court About Its Fi- nances—No Chance to Dodge Service.

CHICAGO, June 27.—(Special.)—John D. Rockefeller, the world's oil king, and recognized representative of America's organized wealth, is to be brought to Chicago by order of the United States Government. H. H. Rogers and 11 other officials of the Standard Oil Company are being sought by the United States Government under forthwith subpoenas issued today by Judge K. M. Landis, of the United States District Court, for their appearance in Chicago July 6.

Every power of the Government will be used to secure immediate service upon the oil magnates and compel them to appear in the local court to disclose the scope of the big corporation's finances. If the Federal writs are served, Mr. Rockefeller and his associates will be forced to appear in Chicago or face arrest and imprisonment for contempt of court. If they appear, they will be compelled to answer the questions of Judge Landis, disclosing the financial secrets of the oil trust. Their refusal will give the court the power to imprison them in the County Jail until they yield.

Those Who Are Summoned.

The others summoned into the Federal Court to answer for the company's alleged rebating tactics are: W. H. Tilford, treasurer, Standard Oil Company of New Jersey; C. M. Pratt, treasurer, Standard Oil Company of New Jersey; J. L. Moffet, president, Standard Oil Company of Indiana, New York; W. P. Cowan, vice-president, Standard Oil Company of Indiana, Chicago; G. W. Stahl, secretary and treasurer, Standard Oil Company of Indiana, Chicago; H. E. Felton, president, Union Tank Line Company and traffic manager, Standard Oil Company of New Jersey, New York; F. A. Wann, former general freight agent for the Chicago & Alton Railroad, Los Angeles; John D. Archbold, vice-president, Standard Oil Company of New Jersey, New York; Charles T. White, assistant secretary, Standard Oil Company of New Jersey, New York; William P. Howe, assistant treasurer, Standard Oil Company of New Jersey, New York.

Precautions to prevent the flight of Messrs. Rockefeller, Rogers, John D. Archbold and other high magnates of

FACE TO FACE WITH LAW.

For the first time the oil officials face the entire machinery of the Government to bring them into court. The experience of the Missouri state writ-server, who camped on the trail of Rockefeller for months will not be repeated.

Much speculation was caused in the Federal building, when the excitement of the court's order was over, as to what Mr. Rockefeller will do with the \$1.50 a day witness fee and the railroad mileage he will receive from the Government.

JEWELS ARE STOLEN AT SEA

Sensational Robbery Reported on Arrival of Party at Vancouver.

VICTORIA, B. C., June 27.—A sensational jewel robbery was discovered here tonight, following the arrival of Mr. and Mrs. Victoria Alexander G. Elliott, who were married in the presence of royalty at Westminster May 6. The groom, who is a son of the dean of Windsor and a grandson of the late Queen Victoria, gave to his wife, who was Miss Daisy Langley, of Victoria, a large number of jewels and family heirlooms, valued at \$10,000, including a miniature of the late Queen Victoria, lockets enclosing locks of hair of the late queen.

The couple left England by the steamer Empress of Britain on June 14, and the valuables mysteriously disappeared en route from a locked dispatch box placed inside a secured trunk.

"SANDHOGS" BROUGHT OUT

Narrow Escape of Men Working in Tunnel.

NEW YORK, June 28.—Fire early this morning in several frame buildings at the mouth of the Pennsylvania Railroad tunnel at the foot of East Thirty-third street imperiled the lives of scores of men at work underground. An alarm was quickly sounded and the "sandhogs" brought to the surface as soon as possible.

All escaped safely excepting six, who were overcome by smoking. They were saved by their comrades and taken to the hospital for treatment.

Three buildings at the mouth of the shaft were burned. The financial loss is small.

HAIL DESTROYS HOUSES

Windows Broken and Several Per- sons Injured in Kansas.

TOPEKA, Kan., June 27.—Word has just been received here that Ulysses, Kan., 40 miles southwest of Topeka, was struck by a tornado, accompanied by a heavy hail storm, late last night. Two of the largest dwelling-houses in the town, together with many barns and out-buildings, were destroyed. The three daughters of A. S. Miller, were injured, one of them seriously. Nearly all the windows in town were broken by the hail. Ulysses is 25 miles off the railroad.

Butte Letter-Carriers Strike.

BUTTE, Mont., June 27.—Twenty-seven letter-carriers walked out this morning, as a demonstration for higher pay, but all but nine returned at noon, and the afternoon distribution was made. It is understood that nothing was promised the strikers upon their return.

HARRIMAN BREAKS BOAT RACE RULES

Railroad King Arrested, Boat Seized.

ANGRY WORDS TO SCHWEPPE

Yale Wins Close Race in Fast- est Upstream Time.

GREAT SPURT AT FINISH

Harriman Uses Strength at Start and Cannot Beat Eli's Burst of Speed. A Strong Gale Causes Delay in the Great Contest.

HARRIMAN UNDER ARREST.

The race was accompanied by one disagreeable incident. This was the arrest of E. H. Harriman, the railroad magnate, by Lieutenant Bulmer, President Roosevelt's naval aid. Lieutenant Bulmer, who was in charge of the revenue cutters, had warned every boatowner not to follow the race. The big "varity" struggle had scarcely been started when Mr. Harriman, in a powerful motor boat, started to follow the race. Lieutenant Bulmer and Chairman Schweppe, who were aboard the regatta committee boat, the Arrow, repeatedly warned Mr. Harriman to stop his engine and go out of the course. Mr. Harriman not only paid no attention to them, but took a position right alongside the referee's boat and held it off. The Navy-Yard Lieutenant Bulmer signaled for a launch and tooted the revenue cutter whistle, which finally caused Mr. Harriman to look around.

"You are under arrest, sir," shouted Lieutenant Bulmer. "You will give

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Yale's time for the four miles was 21 minutes and 10 seconds; Harvard's 21 minutes and 18 seconds. The official time for the race follows:

	Yale.	Harvard.
Half mile	2:18	2:26
One mile	4:36	4:52
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