



## HAYWOOD'S DEFENSE

### First Direct Testimony Offered by Defense.

### ORCHARD ON THE STAND

### Defense Attempted to Show Steunenberg Murder Was Inspired by Mine Owners.

### COURT RULED WITH DEFENSE

### State Fought the Admission of Certain Testimony But Were Overruled—Orchard Was Calm and Cool as Ever on the Witness Stand.

BOISE, June 25.—The first direct testimony, in Haywood's defense, was offered today, and it was chiefly directed toward showing that Orchard, blaming Steunenberg, for the loss of his interest in the Hercules mine, had threatened to be revenged by killing him, and that the conduct of Orchard and K. C. Sterling, both before the Independence explosion, when they were frequently seen together and afterward when Sterling called off the bloodhound that was following Orchard's trail, justified the inference that the mine owners had inspired the crime. The calling of the first witness for the defense was preceded by a further examination of Orchard, to complete its formal impeaching questions. These questions were nearly all in connection with the claim that Orchard killed Steunenberg because of an alleged grudge growing out of the sale of his interest in the Hercules mine. Orchard who came into court under the same flying squadron of guards, that always acts as his escort, maintained his old calmness of manner and spoke in the same low pitched, soft tone. He again denied that he ever threatened to kill Steunenberg because of the Hercules mine, and again asserted that he had sold his interest in the mine, two years before the trouble that drove him out of Northern Idaho. Two witnesses called later in the day, swore that Orchard did threaten to kill Steunenberg because of the Hercules matter and the defense has prepared the way for the testimony from a dozen or more witnesses. The two heard today were F. R. Redd, once of Cripple Creek and now of Goldfield, and the other was Charles A. Sullivan, formerly of Cripple Creek and now a watchman of the Brown Hotel in Denver. Cross-examination showed that both men were members of the Western Federation of Miners and that Sullivan was a friend of Haywood, Moyer and many of the union leaders at Cripple Creek.

Dr. L. McGee, a mining broker of the Coeur d'Alene, another impeaching witness, swore that Orchard told him in 1904, at Wallace, that he was a spotter for a detective agency. Orchard denied this conversation and denied he was in Idaho at any time in 1904.

Several more witnesses, principally women, who kept lodging houses, at Cripple Creek, located Orchard at the various conferences with Sterling, a detective of the Mine Owners' Association, prior to the Independence explosion and there was a further showing as to the meetings between Orchard and D. C. Scott, a detective for the Florence and Cripple Creek Railway. Another witness told of the effort to locate the men guilty of the Independence station outrage by starting a bloodhound from the chair rung used in pulling off the explosion. He said the dog took the road to Colorado Springs, the one over which Orchard fled in the night and that when he reported to Sterling, he got orders to call the dog off. Sterling

said he knew who blew up the station and later said Steve Adams had done so. The state fought the admission of the bloodhound story and also opposed admission of evidence covering the general features of the Colorado labor war, but in both instances the court ruled with the defense.

### YALE WINS FROM HARVARD.

NEW HAVEN, Conn., June 25.—On the green field of Yale University, the Yale team crushingly defeated Harvard this afternoon in the second game of the series, by a score of 14 to 6. This means the teams play off the tie in New York on Saturday.

### CARMEN INDICTED.

SAN FRANCISCO, June 25.—The grand jury has found indictments against Rudolph Schmitz and John Kyle, both carmen, and George Peterson, a teamster, who participated in the attack, with loaded gas pipes and revolvers, on the streetcar men on Sunday night.

### HELLO GIRLS SYMPATHY STRIKE.

BUTTE, Mont., June 25.—The telephone girls of the Rocky Mountain Bell Telephone Company struck today in sympathy with the linemen of Utah, Idaho and Wyoming. The local system is paralyzed.

### IMPEACH SENIOR NUNZIO NAZI.

ROME, June 25.—The committee of the Chamber of Deputies has reported in favor of impeaching Senior Nunzio Nazi the former minister of public instruction who is charged with absconding with \$500,000 from the state treasury.

### MISSING SEAMAN'S BODY FOUND.

WASHINGTON, June 25.—The finding of what may prove to be the body of Seaman Frank B. Plumlee of Mabton, Washington, one of the men drowned from the Minnesota's launch was reported to the Navy Department today.

## SEEK TO CONTROL

### Socialist Struggle for Control of Miners' Federation.

### CRISIS IN FIGHT IS REACHED

### Final Vote To Decide Whether Or Not the Western Federation Will Remain With Industrial Workers of the World or Form Another Association.

DENVER, June 25.—The crisis in the fight against Acting President C. F. Mahoney, of the Western Federation of Miners was reached today when the clause of his report in regard to the Industrial Workers of the World was taken up in the Federation convention. Vincent St. John, of Goldfield, Nev., led the attack upon the acting president. It is conceded that the fight is an incident in the struggle for control of the Federation by the Socialist party. The chair, in announcing the question before the convention, said that the final vote on the adoption or rejection of the president's report, will decide whether the Federation will remain with the Industrial Workers of the World, or will withdraw and form another great industrial union organization.

In the discussion of the matter today, St. John upheld the use of the injunction in his arraignment of the acting officials of the Federation. The injunction is a court weapon he had always denounced as a club created for the exclusive use of the capitalist class, but he admitted he has used this weapon to gain possession of the records of the Industrial Workers of the World, after Mahoney and others had taken charge of the machinery of the organization. St. John charged that Mahoney stopped at nothing to gain control of the Industrial Workers and freeze out the Socialists. He said Mahoney employed thugs and even an expert safecracker to get possession of the records of the Industrial Workers.

## USE THE TELEPHONE

### Western Union's Advice To Patrons.

### TELEGRAMS ARE MAILED

### Strikers Discover That Public Business is Being Sent Over Private Wires.

### U. P. OPERATORS MIX IN

### Several Union Pacific Operators Have Been Discharged For Interfering With Western Union—Commercial Telegraphers and Railroad Operators Agree

SAN FRANCISCO, June 25.—A bulletin issued by the Press Committee of the Telegraphers' Union tonight says, as evidence of the inability of the Western Union to handle the business offered it by the public, they have notified their customers to use the telephone wherever possible. The statement says that a report has reached headquarters, that 2000 telegrams have "disappeared from the overland division of the operating room of the Western Union office, in Chicago. This would indicate that the business is being mailed from Chicago. The strikers discovered today that public messages were being handled over private wires. President Small has notified the brokerage firms who have permitted outsiders to use their wires for public business, that unless the practice is stopped, their operators would become involved in the strike. The Southern Pacific officials have discharged several operators on a complaint from Chief Operator Jeys of the West Oakland office of the Western Union, on the charge that they had interfered with the working of the Western Union wires. The Commercial Telegraphers' Union and the Order of Railway Telegraphers have a working agreement. Should the discrimination continue there is grave danger of the Southern Pacific operators becoming involved.

### EARTHQUAKE IN CURACOA.

CARACAS, June 22, via Willemstad, Island of Curacao, June 25.—A strong earth shock lasting three seconds, was felt in the Federal districts at 115 a. m., yesterday. No damage was done.

### CABRERA'S CABINET RESIGNS.

CARACAS, June 25.—The Cabinet resigned today, owing to the action of Congress in condemning the policy of the Ministry of Finance. The heads of the departments are transacting the government business.

### FAINTS AFTER SAVING BABY.

NEW YORK, June 25.—Shouts of glee from Howard Meeks, 4 years old, at the sight of the flames after he set fire to the bed clothing in a room in his parents' apartments in the third floor of 218 Greene avenue, last evening, attracted Mrs. Frank Meeks, his mother, in time to save the child from probable death. Howard had been playing with matches and accidentally started the blaze. By the time Mrs. Meeks reached him his levity had given way to fright, for the smoke was filling his lungs. The mother picked the child up and staggered to a hallway, where she fainted from the shock and the effect of the smoke. She probably would have remained there to suffocate had not Patrolman Smythe, attached to headquarters, seen the smoke coming from the windows. He ran upstairs and carried Mrs. Meeks and the baby, who also was unconscious, to safety. They were soon revived.

### FAMILY KILLED BY TRAIN.

SALT LAKE, June 25.—Schofield Kerahal, his wife and two daughters were killed on the Oregon Short Line this afternoon, near Laton. While driving across the track in a buggy they were struck by the Los Angeles Limited on the San Pedro route which uses the O. S. L. tracks between Ogden and Salt Lake.

### PROFIT IN ONIONS.

Texas Farmers Netted \$420 to the Acre on Bermuda Variety.

AUSTIN, Texas, June 25.—The returns from this season's Bermuda onion crop in Texas are in. The records show that approximately \$840,000 net profits were realized by the growers. The total acreage was about 2000. The average profits to the acre were \$420.

### X-SCIENTIST LOST HER FAITH.

CHICAGO, June 25.—Despondent because she had allowed her faith in Christian Science to waver and had consulted a physician, Mrs. Caroline Martin Howell cut her throat with a razor and died shortly afterward, according to evidence submitted today to a coroner's jury.

### TROUBLE IN CENTRAL AMERICA.

WASHINGTON, June 25.—The State Department today received a cablegram from the American Minister at Guatemala City, stating that the situation in Salvador is disquieting, and that Guatemala and Salvador are sending troops to the front.

### FRENCH YACHT WINS.

KIEL, Germany, June 25.—The French yachtsmen will carry the French cup home with them. The French challenger Ar Men, won again yesterday in nasty squally weather. Time of winner, 3 hours, 40 minutes, 15 seconds.

## REYNOLDS WAS COOL

### Portland Prisoner Arraigned Before Judge Cleland.

### ORDER IN FIRST DEGREE

### "Sweetheart, Don't Talk To That Man Anymore," Were the Words Which Cause Herbert His Life—Were Heard By Reynolds Over the Telephone.

"Sweetheart, don't talk to that man anymore." These words cost George Hibbins his life. They were spoken behind an open telephone, through which Mrs. C. H. Reynolds was talking to her husband, declaring she could not meet him at 3:30 o'clock Wednesday afternoon, as she had arranged.

Reynolds was arraigned before Judge Cleland this morning. Deputy District Attorney Adams read the information charging him with murder in the first degree by having killed George Herbert Hibbins, sometimes known as Professor George Herbert. Reynolds was allowed until July 10 to move or plead. He was represented by Attorney Charles J. Schnabel.

The prisoner was cool, and did not show nervousness nor worry. Mrs. Reynolds was not in the courtroom, although she visited her husband at the county jail yesterday. Attorney Schnabel this morning gave the official statement of Reynolds, telling in detail the movements that led up to the killing. The lawyer said:

"In the first place, let me say that Reynolds claims that his wife was true to him, even though Hibbins may have forced his attentions upon Mrs. Reynolds at various times.

Attorney Schnabel announced in court this morning that he was anxious to have the case tried at the September term of court. The vacations of the circuit judges begin June 29th, so it cannot be tried before fall. The attorney

## NEW MOVE IN GRAFT CASES

### Claim Graft Indictments Are Invalid.

### MOVETO FREE GRAFTERS

### Contend That The Graft Grand Jury Ceased to Lawfully Exist in January.

### CASE CONTINUED TO TODAY

### Judge Lawler Said If the Grand Jury Has No Existence Its Indictments Are Invalid—New Move Was Made By the Glass Attorneys.

SAN FRANCISCO, June 25.—All of the grounds, urged by the defense in support of the motion, to set aside the bribery indictments, against Vice-President Glass of the Pacific States Telephone & Telegraph Co. and other big corporation officials were retired to a comparative insignificance today by the appearance of a new contention presented and argued by the Glass attorneys. Briefly stated, the charge is, that all of the acts performed by the present grand jury, since a date early in January of this year, are invalid because the present grand jury ceased lawfully to exist when the new grand jury list for 1907 was certified by the county judges. The undisputed facts are, when a new list was certified in January, the Oliver Grand Jury was in the midst of the bribery graft investigation and was not discharged.

Instead it was continued in existence under a belief that having been selected in the fall of 1906, it could legally exist for 12 months, or until the fall of 1907. Judge Lawler in commenting on the merits of the contention, stated that if the grand jury has no existence, its indictments are invalid.

He said the court would welcome any further light the counsel might be able to afford and continued the case until tomorrow morning.

### RUSSIAN OFFICERS ARRESTED.

LONDON, June 25.—A dispatch to a News agency from Odessa, says it is authoritatively reported that 60 officers of the Southern Military District, several of them connected with the Odessa Garrison, have been arrested.

### MURDER AND SUICIDE.

BELLINGHAM, Wash., June 25.—F. R. Walker, proprietor of a bakery and confectionery at 708 Holly street, shot and instantly killed his wife yesterday afternoon and turned his gun on himself. He was taken to the hospital and will die. Walker was jealous of the attention paid his wife by other men, and the tragedy was the culmination of a bitter quarrel.

### YESTERDAY'S BASEBALL SCORES.

Coast League.  
At San Francisco—Portland 1, Oakland 2.  
At Los Angeles—Los Angeles 2, San Francisco 0.

Northwest League.  
At Butte—Butte 0, Aberdeen 2.  
At Spokane—Seattle 7, Spokane 5.

stated that he had traced the \$200 diamond ring that Hibbins had given Mrs. Reynolds, but she returned it, fearing her husband would notice it. She is said to have given the musician a handsome opal pin.

### MILWAUKEE TO CENTRAL AMERICA

### American Government Sends Cruiser Because of Disturbed Conditions.

WASHINGTON, June 25.—The possibility of serious trouble arising in Central America, growing out of the disturbed conditions existing there, incidental to the alleged ambition of President Zelaya to form a union of the Central American states has caused the American government to dispatch the cruiser Milwaukee to that locality.

### MOONSHINERS CAPTURED.

ASHEVILLE, N. C., June 25.—The party of revenue officers who had a fight with moonshiners in Stokes County on Friday last returned here today, having captured 35 moonshiners and destroyed 13 illicit stills.

### FIVE MEN BLOWN TO ATOMS.

WILLIAMSPORT, Pa., June 25.—Five men were blown to atoms in an explosion in the Sinnemahoning Power Manufacturing Company's plant at Sinnemahoning this morning. They are Edward Cole and his son Harry, Bill Moore Summerson, J. B. Nelson and Samuel Shadman. Two men were slightly hurt by flying debris.

### CLUBS FORCED TO CLOSE.

LISBON, June 25.—The government as a result of the political agitation has closed the Republican clubs.

### WILL LAY TRACKS TO MINE.

PARRAL, Mex., June 25.—The Veta Colorado Mining & Smelting Company has recently purchased 10 tons of steel rails to be laid for the underground work in its Quebradillas mine.

### FIRST BASEMAN BURNETT SOLD.

ST. LOUIS, June 25.—The St. Louis Nationals have secured First Baseman Burnett, of the Tacoma team. It is stated that his release cost \$2250.

## FUNSTON'S ATTITUDE

### Explains His Stand on the Parade Matter.

### THREATS TO TAKE HIS LIFE

### Says There Are Many Estimable Men On Fourth of July Committee But for the Blatherskites He Doesn't Care a Whoop In H—

SAN FRANCISCO, June 25.—The Bulletin today prints a statement from General Funston in reference to the correspondence between himself and the Fourth of July committee regarding the parading of the troops on the Fourth, in which Funston is quoted as saying: "I understand there was much discussion in the Fourth of July committee, in regard to my letter. There are many estimable men in the organization but for the blatherskites I don't care a whoop in h—"

Funston says he meant no attack on the labor unions and he believes in them, as he thinks with the great moneyed interested banded together the workingmen must organize for their own protection. It would not be for this class, he says, that the trouble would come, but as sure as the soldiers were to appear on the streets, they would be insulted.

Funston says in all the time he has had no difficulty, but within the past two months he has received about 20 anonymous communications threatening his death. Such communications, he concludes, could not but help to affect his attitude.

JULIUS JACOBS DEAD.

SAN FRANCISCO, June 25.—Julius Jacobs, sub-treasurer of the United States at San Francisco, died suddenly yesterday at his home. He had been in office 12 years.