

MULTITUDE OF LAWYERS BREAKS HAYWOOD DOWN

Attorneys' Jealousy Injuring Case of Accused Federation Official.

CORRESPONDENCE LAW COURSE ADDS TERROR

Many Circumstances Combine to Break Health of Defendant, Although He Is Expected in Court Monday Morning.

By Hugh O'Neill.

(Special Correspondent for Denver Post and Oregon Journal.)
Boise, Idaho, June 1.—Tomorrow and tomorrow's tomorrow creeps on its dreary pace from day to day and the days bring everything to Boise but the real beginning of the Haywood trial. The town is very beautiful with wide spreading trees and green lawns and the people go about their daily work unmindful of the city full of correspondents and the issues of the trial that seems fated never to begin.

Yesterday we all felt that the thing had all come to see and hear was really going to open up at last. Ten of the 12 jurymen had been empaneled; there was only one peremptory left and we were all confident that the jury would be filled by at least 3 o'clock today and the trial opened on Monday morning. And then came word that something would not sit today at all because Haywood was ill. At 4 o'clock in the morning he had been seized with severe abdominal pains and before the physicians arrived his cries could be heard out on the court lawn. He was suffering, the medical men said later, from a toxic condition of the intestinal tract and a suffusion of blood to the head, but common people would call it bilious headache. Also we were told the attack had been induced by lack of exercise and mental anxiety.

Haywood Ill Friday.

Haywood certainly did not look as well on Friday as he did when court adjourned last Monday for the getting of the new venire. His face was whiter, his carriage was not so buoyant. He was depressed. When he read letters or documents in his court room his hand sometimes shook quite visibly and his lawyers have not been happy together. It is not suggested that there has been any open quarrel.

There have probably been no threats of resignation or withdrawal. But a factious spirit undeniably exists and the team work, both in and out of the court room, has never once approached that of Hawley and Borah of the prosecution. The organization of the defense at times seems to be about as bad as it could be. Haywood's matter of fact is suffering from too many attorneys and some of them have vivid convictions about the ability and methods of the others. Two stars of the same magnitude cannot occupy the same orbit and Darrow and Richardson are working hard to preserve towards each other an attitude of "friendly neutrality."

Nugent is Mainstay.

Edgar Wilson, who was added to the defense at the last moment because of his position in Boise as a stable and conservative citizen of some wealth and high standing, was not in court Friday or Saturday and the only lawyer of the defense who is familiar with the procedure of this court is John Nugent. Neither Darrow nor Richardson has ever apparently taken the trouble to learn the statutory form for challenging jur-

ors for direct bias or implied bias and in that matter Nugent has had invariably to come to their rescue. The fifteenth lawyer sent to "help" the defense, Peter Breen of Butte, Montana can scarcely do anything other than make matters worse. He is being paid by the Butte Miners' union and it is said that he was sent for to reconcile the contending factions of the defense. But Mr. Breen has not borne any great reputation for reconciliation. He is a fighting Irishman all over. Florid, nuggetty and restless he sat in court today when it was being adjourned until 11 o'clock on Monday, looking as though he wanted to jump into the fray and show the rest of them the only real way to fight this case. He is the kind of a man to reconcile a row by expeditiously knocking half the fighters on the heads. And the several unique brands of socialists here who have severally and very loudly proclaimed themselves the only true friends and defenders of Haywood have added not a little to his troubles.

Prisoners Studies Law.

Then again Haywood has been taking a course in law on the "correspondence" plan. He has already passed his first "examination." He also has been taking an active part in the conduct of the defense and the old law books say that "a man who is his own lawyer has a fool for a client," so that taking one thing with another it is easy enough to understand Haywood's temporary collapse.

Fifteen lawyers contending for the defense of a man who is himself "a sort of a lawyer," would be excellent material for a farce comedy but it is conceivably not the best way to take care of the interests of a man on trial for his life. All in all, in a quite impressive way, the forces of the prosecution have been closing in their lines without a hitch or a mistake. Hawley has been working on the evidence. Borah has been working on the law. In the court room Hawley "takes care" of Richardson and Borah "takes care" of Darrow. There is no jealousy whatever between them. Their attitude to the case and to counsel for the defense is strictly impersonal.

No Love Lost.

Defending counsel on the other hand do certainly not love each other like brothers should, and they have also made some notable mistakes. They have in court spoken indiscreetly of President Roosevelt. They have sneered at Governor Gooding. They have offended the susceptibilities of jurors regarding the truthfulness and reliability of the two Boise daily papers, both of which are excellently conducted, and one of which has assisted materially in the growth of the state of Idaho.

They are estimable gentlemen and sound lawyers, but there are so many of them that they have become "an embarrassment of riches" for Haywood. He needs just now "saving from his friends." There is no earthly use for so many of them. There is no shadow of doubt at all but that he will get an absolutely fair trial. The court has allowed the defense the widest liberty. The people of the city show the greatest indifference as to his guilt or innocence. They are making it a sort of civic pride matter that these three accused men should be treated with every consideration and get nothing but an absolutely fair trial.

Haywood, being presumably innocent, is suffering just now more from his professional and unprofessional friends than from the methods of the prosecution. He slept restfully all day yesterday in the afternoon, when the effects of the morphine administered this morning had worn off, he had some toast and coffee. There seems now no reason why he should not be quite well enough to appear in court Monday and let the jury be completed, but the tomorrow of this case are best left to themselves.



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"PORTLAND GATEWAY" INTERVENTION FILED

Well Known Case Will Be Called for Trial in Washington June 11—Local Freight Rates Involved in Decision.

The Oregon & Washington Lumber Manufacturers' association has filed its petition in intervention in the suit brought by the lumber associations of Washington before the interstate commerce commission at Washington, D. C., regularly known as the "Portland Gateway" case.

The case will be called for trial in Washington on June 11. The Washington lumbermen will be there in force, and the Oregon association will be represented by Mr. Buchner, Mr. Dixon and other members, and by J. N. Teal as counsel.

Briefly, it is a suit brought by the Washington lumber associations not only to put in the same rate of lumber from Sound points, via Portland, to points in Idaho, Utah, Wyoming, Colorado, Kansas and Nebraska as from Oregon points, but to compel the Oregon Railroad & Navigation company, the Oregon & California Railroad company and their connections to establish through routes and joint rates with the northern roads, as well as to furnish equipment for the Washington products. The Oregon lumbermen object to this being done on several grounds. They assert the congestion on the Oregon roads is worse now than on the northern roads, that they are getting less cars than their northern neighbors, that they have a greater stock of lumber on hand, and to turn a great flood of freight this way when the roads can't handle the local offerings in the territory they were built to serve would be not only folly, but unjust to the Oregon mills.

Klamath Falls Is Its Own Carnegie

(Special Dispatch to The Journal.)
Klamath Falls, Or., June 1.—Klamath Falls has now a public library building, rewarding the efforts of the energetic women of the city. Major Charles E. Worden has bought of the Methodist congregation its church building and donated it to the use of a public library. The county judge has granted permission to place the building on a corner of the courthouse yard and the women raised the money necessary to place the building where it now stands. It will be renovated and will not only greatly add to the appearance of the corner but will count greatly in the intellectual advancement of Klamath Falls.

For more than a year there has been both car shortage and congestion, and as the northern roads are now furnishing all the cars they have, of which Oregon gets none, the only possible result, if anything, were accomplished, would be to take cars which ought to be in use here, and for which there is an enormous demand, and give them to Washington mills, who are now getting more than the mills of this state.

Besides this, all the Washington mills can now reach this territory by the northern roads, and at the same rates paid from Oregon. But they are not satisfied with this, but want to get still another outlet, without any regard as to the effect on their neighbors.

It is apparent the disadvantage the Oregon mills will labor under if this should be done. It would not only affect them, but all business interests, as lumbering is one of our state's greatest industries. Instead of less cars, we want more.

Six Klamath Graduates.

(Special Dispatch to The Journal.)
Klamath Falls, Or., June 1.—This has been commencement week here. Six young people of the city and county have graduated. This county can well boast of its schools and many a new comer decides to settle here after learning of the school advantages to be had. The graduates are: Lane G. Leonard, Florence Boorey, Lucile Cox, F. E. Wilson, Roy Applegate and Augustus G. Bonney.

Foundry at Klamath Falls.

(Special Dispatch to The Journal.)
Klamath Falls, Or., June 1.—Klamath Falls is to have a machine shop and foundry, which will be established by A. H. Berry and J. S. Peck of Astoria. Heretofore it has been necessary to send to Ashland when new castings were required or repairs were to be made to machinery. The outlook is most excellent for the new enterprise.

RAINMAKER HATFIELD AT WORK IN SHERMAN

He Claims to Influence the Clouds at an Incredible Distance.

CHEMICAL PROCESS IS WROUGHT IN SECRET

He Charms the Nimbus First Into Being and Then Into Jarring Loose Pluvially—Points to a Long Record of Achievement.

(Special Dispatch to The Journal.)
Moro, Or., June 1.—The rainmaking efforts of Rainmaker Hatfield have not so far been rewarded with the desired response from Jupiter Pluvius. Wednesday and Thursday were hotter than usual at this season, the temperature mounting to 80 degrees. Yesterday, the day on which rain was predicted, was cloudy and cool. Rain fell at Kent, only 30 miles south of here, today has been cool and pleasant. There is slight cloudiness tonight, but rain is not expected. However, Mr. Hatfield remains absolutely unfrustrated and, sustained by his recent achievement, faces the future with most perfect confidence.

HATFIELD AT WORK.

From Two Towers He Vibrates Air and Draws Clouds.

(Special Dispatch to The Journal.)
Wasco, Or., June 1.—Hatfield, the celebrated rainmaker from Los Angeles, arrived in Sherman county May 25 and immediately proceeded to find a high elevation. He selected a point on Gordon ridge and erected two towers 25 feet high. These are built of common lumber, the corner pieces being 4 by 4 timbers, braced with 2 by 4 stuff. About five feet from the top of the towers are temporary floors surrounded with canvas walls, which reach to the top. The tops are entirely exposed. Within these inclosures are concealed Hatfield's modus operandi. His apparatus partially consists of electrical contrivances and 225 trays containing chemicals. The former are in constant motion, throwing out vibrations into the atmosphere. These vibrations attract the clouds from a distance of 300 miles. When condensed these precipitate rain. The area over which the storm continues and its duration depend upon the air currents and their prevailing direction. After active operations are begun it is usually from 24 to 48 hours, and never more than five days before rain falls.

COURAGEOUS WOMAN HUNTS FOR GOLD IN DEATH VALLEY

(Journal Special Service.)
Los Angeles, June 1.—With her hair bleached white by desert heat and alkali and almost reduced to a wreck by suffering through lack of food and water, the most courageous woman prospector developed by the present mining excitement has reached San Bernardino. She is Mrs. Helen C. Quigley, and comes from Utah. Nearly three months ago she left Bullfrog and has since been seeking treasure where few men have dared to go, making the hazardous trip from the head of Death Valley.

LEAVES LUXURY FOR DRUNKARD

Mrs. Evelyn Raue Abandons Husband to Come West With Worthless Lover

(Hearst News by Longest Leased Wire.)
Cody, Wyo., June 1.—The sacrifices of love are forever new. Giving up her beautiful home, the luxuries of wealth and the social leadership that these things involve, Mrs. Evelyn Raue, young and beautiful, wife of a prominent physician of Philadelphia, has taken up her residence on a secluded Wyoming ranch, in the hope of winning from the allurements of drink a young society man of equal prominence in the east.

Striking Blonde Appears.

It now develops that young Massey sought an opportunity to cure himself of the drink habit, far from his former associates, on Sam Aldrich's "Tude" ranch, near Cody. A few days after his arrival he discharged the valet who had accompanied him, and the next day Mrs. Raue appeared on the scene. Her arrival created a sensation. She is a very handsome and vivacious blonde and her gowns were several seasons in advance of ranch styles. The way in which she proceeded to take care of young Massey added to the surprise that her visit inspired. They moved to a more secluded ranch on Tail creek, five miles from Cody, and set up house-keeping.

When Mrs. Raue came to Cody, Massey celebrated the event by buying unlimited champagne for everybody he could find to drink with him. The result was the attempt at isolation which was made the next day.

Mulkey to Be Salem's Orator.

(Special Dispatch to The Journal.)
Salem, Or., June 1.—B. F. Mulkey of Ashland will be the orator at the Fourth of July celebration here. He is a favorite with Salem people and will be given a cordial welcome.

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