

State Brings Out Fact That Adams Could Refute Orchard's Story if Defense So Desired-Davis Confused on Stand-Engineer Rush a Good Witness.



Steve Adams Walking in the Prison Yard.

er santly over the leg rope of his own merity. His explanation of why his how he changed his name to "Jon bat on leaving Denver after the Crip set on leaving Denver after the Crip Hugh O'Nell, Special Commissioner be Denver Post and Oregon Journal,) bise, Idaho, June 27.—Again this aing the impression became almost this ative that William D. Haywood

ning the impression became almost rative that William D. Haywood wise: being lamentedly handled Yes-being lamentedly handled Yes-'Why did you change your name to y was a day of fallures for the esses called by the defense and y threatens to be a repetition of r threatens to be a repetition of y threatens to be a repetition of y infinite the Belmont rooming-house him at ich Bellott followed had lais in the bull pen and in the san ancient imbedie. Then came of that I changed my name was that I a na socient imbedie. Then came of that I changed my name was that I a na socient imbedie. Then came of that I changed my name was that I a na socient imbedie. Then came of that I changed my name was that I a na socient imbedie. Then came of that I changed my name was that I a na socient imbedie. Then came of that I changed my name was that I a so shore heaitation: 'I changed my name was that I had lais in the bull pen and in the san ancient imbedie. Then came of that I changed my name was that I a may was called to defense the bin at I changed my name was that I had lais in the bull pen and in the san ancient imbedie. Then came of that I changed for a new country.'' and change for me and I changed my name M. O'Nell, editor of the 'official a'' of the Western Federation of that I changed for a new country.'' the afternoon William F. Davis, of Goldicied Newada, and one time And about there Borah loft him. Adame Could Refue. And about there Borah loft him.

teunenberg. In the afternoon William F. Davis, pw of Goldfield Nevada, and one time resident of Altman union, Crippie reek, took the stand for the defense. The beginning, and under a long, di-the beginning, and under a long, di-te examination by Darrow, Davis cut a figure of a very large simple-med, wholesome, hopest man. Be-Borah had finished with Davis he

(Continued from Page One.)

tates traversed. Attorney Stephens for Spokane petitioners required the rail-oads to supply him with an official

Jobbers Cannot Compets. Spokane jobbers cannot com-minst jobbers of Portland, Seattle

That the following table showing dis-tributive rates from Spokane and the coast points sustains Spokane's conten-

BASED ON PORTLAND. Rates

Riparia . Pomeroy Dayton

const intervenors filed a brief in trom the const cities, by rais rates are not unjust or discr that inasmuch as the coast diusted on deep water, there have facilities for transpor rater which entities them stes.

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tionship of rates to capitalization. **Fundamental Issues Involved.** In short the Spokane rate case raises most of the fundamental questions in-volved in the whole issue of regulation of common carriers which now agitates the nation. These things have invested the Spo-kane case with unusual importance in the syss of the interstate commerce commission, and insures most thorough consideration of the arguments heard today. Every eastern railroad is con-cerned, and many interior cities, inas-much as the vital question of the water basis for rates pends (on the decision in this instance. The commission has taken the case under advisement; will go over the tes-timony and pleadings, will again weigh the argument by counsel, and await final opinion until every essential has been carefully canvassed.

SHE'S NOTHING TO ME

\$2.21 (Continued from Page One.)

and Pierre Lorillard in the days of their financial greatness, intimated in those words yesterday that his daugh-ter, Mrs. Aurel Batonyl, who was so-cially great as Mrs. Burke-Boches, need never look for a share in the vast Work estate when he passes away. "She is a very foolish woman," said the old man wearily—"a very foolish woman."

daughter without a penpy of his mil-lions. Mrs. Batonyi's Secret Wedding. Batonyi, prior to his wedding to the divorced wife of James Burke-Roche, was a familiar figure in Newport as the salaried teacher of four-in-hand driv-ing. He was a dashing figure and Mrs. Burke-Roche, to the displeasure of her

Nuts Removed From Bolts in Bridge Over Deep Gulch in South Portland.

Serious and perhaps disastrous con as on the Southern Pacific rall-

road bridge that crosses the deep guich in South Portland were averted today by Ralph Asmeter, a Journal paper car-rier, when he discovered the removal of several nuts from bolts which support portions of the bridge.

portions of the bridge. Almeter was crossing the bridge this morning when he accidentally discov-ered that several bolts had been tam-pered with. Upon investigation he saw that a number of taps had been re-moved from the bridge. The bolts were still in position, but would have worked their way out after the passage of sev-eral trains across the bridge. Disas-trous results to the bridge. Disas-trous results to the trains would un doubtedly have followed. Thinking that perhaps a repairing rew had failed to replace the taps, Al-meter went to the office of the city en-gineer and also to the offices of the Southern Pacific to report the affair. There he learned that no one had been working upon the bridge. Repairmen working upon the bridge. Repairmen however, to replace the taps and se that there were no other chances of disaster.

disaster. Efforts are being who is responsible for the removal of the taps. So far they have been of no avail, but it is believed that the work was done by a crowd of "toughs" which is said to infest that neighborhood. The investigation will be continued.

TRIED TO CONVERT

(Continued from Page One.)

cording to the judge, who went last night in person accompanied by Officer S. D. White, to investigate affairs. When the first meeting ends, all the sinners and unfaithful are driven out, guards are stationed around the tent, and only those specially chosen for prayer are admitted. It was only after much effort that Judge Frazer and Of-ficer White ascured admission to the second scession, and after they had en-tered they were repeatedly invited to beave. Finally, having revealed his identity, the judge was permitted to re-main.

After about an hour, rathering dispersed, and those presen driven out, excepting some whose spirit were deemed to need particular atten tion. With the guards still more slerv the third and most secret of all th meetings began. This was between 1 and 13 o'clock at night. The judge ob served one child, a girl of about 14 years, in the tent.

Eysterical Contort

cially great as Mrs. Burke-Bochs, need never look for a share in the vast Work estate when he passes away. "She is a very foolish woman." said the old man wearlly----"a very foolish woman." Mr. Work abruptly dismissed the sub-ject as though even a reference to the daughter who angered him by her est travagances and them married a pro-fessional whip was distastefu. Those who know Frank Work believe from his teras and bitter statement that he has firmly decided to cut off his daughter without a penpy of his mil-lions. Taylage and the sub-for touge her" off the statement that he has firmly decided to cut off his daughter without a penpy of his mil-ilons.

WILL SMUGGLE HIS MAY SUTTON PLAYS PAPER INTO COUNTRY

(Special Dispatch to The Journal.) andon, June 27.—A Lisbon dispatch the Portuguese appeals to foreign is to interceds with King Carlos to she the represeive measures are be adored by the premier of Prance editor of a paper suppressed in-to print it in Spain and smuggies t into Portugal.

dea the first round of the ladies' chamionship singles. Her char

IN HER OLD FORM



ANOTHER SPECIAL SALE OF GLOVES PARASOLS AND HOSIERY

Crowds of customers here the past week the best evidence that the new Glove and Umbro Store has "caught on." Just to show the por hilities of Lennon's we place on sale the follo ing unprecedented bargains:

GLOVE BARGAINS

BARGAIN NO. 1-14.00 quality 16-button real Kid. Gloves, in black, white, tans, slate, navy, green, oxblood and champagne. slate, navy, green, oxblood and champaghe. Sale price. **BARGAIN WO. 8-33.50** quality 13-button lengt above. Sale price. **BARGAIN NO. 5-15-button length Lennon's Kale** san Cape Gloves, made Dent style; regular 14. quality. Sale price. **BARGAIN NO. 5-500** dozen \$1.25 quality women 1-claup fine French Kid in black, white and all co ors. Sale price. **BARGAIN NO. 5-Women's elbow length Lis** Gloves in black and white, \$5c quality. Sale price. **BARGAIN NO. 5-Women's elbow length Lis** Gloves in black and white, \$5c quality. **Sale** price. **Sale** pr

ale price ABGAIN NO. 6. Women's 16-button leng isle Gloves, black, white, mode and gray, uality. Sale price ABGAIN NO. 7. Women's 16-button lengt nich lisle in black, white and colors, \$1.60 Pair All NO. S-Women's abow length, patent tip pure silk Gloves. In black, \$1.00 Sale price

PARASOL BARGAINS

angain so. - White linens with scallop

inen Para values Parasols made to order. Your own linen on fine sticks at most reasonable prices. in rear of store.

HOSIERY BARDAINS

dye, spliced heels and toes li light and dorf dye, spinced needs and toes light and m weight all sizes; 55c value. Pair double soles and beels Hermsdorf dye, black colors; 50c value. Pair BARGATE NO. 15-Ladies out size imported cotton, split sole, Hermsdorf dye, 50c value. Pair

MAIL ORDER DEPARTMENT

Out-of-town customers by taking advantage of our mail order department may obtain all the advantages of resident buyers. Orders filled upon day of receip

ded, wholesome, honest man. Be-Borah had finished with Davis he so dodged questions, prevaricated, answered obscurely that his evi-e in chief was almost entirely dis-

the in chief was almost entirely dis-dited. This morning William F. Davis as a ness for the defense, was blown by oross-examination of Borah like if before the wind. Clarence Dur-stood up, swinging on the back of a ir, interrupting incessantly to save ris and failing to save him, every e he intervened. Yesterday after-in Davis told Darrow that "Cripple ek during the strike of 1908 before troops were called in, was as peace-as Boise City." This morning he forced to admit to Borah that vio-ce, turmoil and murder prevalled in ople Creek before the advent of the pear.

coops. After that he began "forgetting" and not remembering" and "not being sure" ad hesitating so much about absolutely mple matters of admitted history that bu began to wonder whether he had ver been at Cripple Creek or even in plearade.

Colorado. The court opened at 9:30 with Davis on the stand, cool and self-possessed. At 15 minutes after 10 he was shuffling in his chair. Nervously screwing a white handkerchief into a ball and pass-ing it from hand to hand, and answer-ing again and again. "Well, I couldn't say as to that" or "That is a hard ques-tion to answer, or "Well, I cannot re-member."

Trips Over Own Temerity.

There was nothing brilliant or search-ing in the cross-examination; it did not attempt to confuse Davis in any subtle way, but Davis was so clearly over-anxious not to commit himself that he tripped and tripped and tripped inces-

HOT SPELL

leaned over the table and smiled at him. "Do you know Jim Lafferty and Sherman Parker and Ed Minster and Steve Adams?" "Yes, sir," said Davis. The next question was not material, and the witness walked away, greatly relieved. But Borah had again im-pressed upon the jury the fact that Steve Adams was down stairs in the jail and could be produced by the de-fense as the man next to Simpkins most capable of refuting the evidence of the prosecution. W. W. Rush, now an engineer of the

Rush a Good Witness.

ing whereby he should rule differently

That collection of unjust rates con-stitutes unjust, unreasonable, unlawful and unequal imposition of the transpor-tation tax by the defendants on the cit-izens of Spokane, and is so under sec-tion 15 of the act of 1887 as amended by the act of June, 1906, to regulate in-terstate commerce. That the discrimination is not made necessary by stress of competition, but is a preference in favor of the coast towns.

W. W. Rush, now an engineer of the prosecution. W. W. Rush, now an engineer of the Moffat road, came after Davis and Rush was an improvement on him. He told the court convincingly of the effort to wreck the Florence and Cripple Creek train near Victor in November, 1903. At that time Rush was driving on that road. The object of his evidence was to prove that Scott, the special agent of the road, knew of the attempt and had arranged it to make evidence against the Western Federation men. Bush a Good Witness.

necessary by stress of competition, but is a preference in favor of the coast towns. That the defendant roads are ex-travagantly constructed and that prev-alent rates brins unreasonably high profits on the capital invested by all the companies defendant. That the claim that existing rates are necessary because of water competition is a subterfuge. The petition having raised these fun-damental traffic issues—water basis for coast rates, preference for one shipping point over another, transportation charges as a tax, called herein the transportation tax, expitalization, cost of construction and the amount which may be collected legally thereon, to-gether with the some of advantage, the defendant companies come in with de-nials of all material allegations, off-setting the deductions of Spokane as to discrimination by pleading water com-petition, and allege that at this time much of the freight handled on the Pa-cific coast comes from the Atlantic coast via ocean ships, and that rail lines must meet that water competition at the coastine, and that to apply to interior points the rates made to meet water competition would operate to losses on the traffic so transported; deny extrav-agant construction, excessive capitaliza-tion and too high profits. Bush a Good Witness. Under cross-examination by Borah, Rush answered everything with great frankness. He clearly had nothing to conceal. And he admitted that Scott, instead of being any party to the at-tempt to wreck the train, had only sus-pected if and warned him of it. After the people of yesterday and Davis of this morning. Rush, engineer of the Moffat road, was as refreshing as a cool brease on a stifling night. Like Whitman's men of "The Open Road" he "convinced by his presence." Up-standing, handsome, healthy and afraid of nothing they could ask him, he came into the courtroom and gave his evi-dence, and left you feeling the better that he had come.

Spokane Has Advantage.

They set forth that only about 15 per cent of the freight involved in the cause is subject to the rate from the east to the coast plus the local rate back to Spokane, that 16 per cent is moved on classifications much lower, and that 68 per cent is moved on come modity rates which are lower. That Spokane has the advantage over for the defense than for the prosecution.

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Burke-Roche, to the displeasure of her father, was frequently in his company. There were rumors of a marriage, but they were discredited and the gossip ceased largely when in December, 1906. Mrs. Burke-Rochs arrived at New York and went to live at her father's house. No. 13 East Twenty-sixth street. Mr. Work, now past his eighty-eighth birthday, was ill at the time of his daughter's arrival, and he was forced to remain in the house. She was too busily engaged with social affairs to devote her time to him, and a number of bitter quarrels resulted. The troubles culminated December 26, when the daughter had her luncheon served in the drawing-room, while the rest of the family were served in the dining-room.

room. Hot words followed and the daughter packed her trunks and went to the Buckingham hotel. "I gave her \$5,000 s month for her ex-penses." said the venerable horseman. "but that was insufficient. She was living at the rate of \$375 s day. I re-monstrated with her because of her extravagance, but she continued to pile up bills, and \$100,000 was not enough to pay for her extravagances in a year."

up bills to pay year."

Rappy Upon Their Farm.

year." More quarrels followed because of those heavy expenditures. Mr. Work paid the bills after his daughten had left him. When he discovered that she had wedded Estonyi on August 6, 1905, he became onraged, and since that time had wedded Estonyi on August 6, 1905, he became onraged, and since that time had wedded Estonyi on August 6, 1905, he became onraged, and since that time had wedded Estonyi on August 6, 1905, he became onraged, and since that time had wedded fatonyi on August 6, 1905, he became onraged, and since that time had wedded fatonyi on August 6, 1905, he became onraged, and since that time by the father. She found her huge in-out off and oreams of leadership of the Newport set faded away. While society wondered whether or not Work would forgive and accept Batonyi curious eyes were turned to-ward Elim Court, the regal summer home at Newport, which Frank Work had owned for many years, and over which Mrs. Burke-Roche had been ex-port papers that the owner desired to sell Elim Court without delay. Mrs. Batonyi and her new husband are now living on their farm. "We are absolutely happy here," said the daughter of the man of many mil-lons. "We are studying farming and sre making our living from our lands. Not only do we get things from our ields for our own house, but we are selling to the Newport markets, and do not look for siny aid from others. We expect to make this farm profit-able."

CONVICTS EXECUTED FOR SLAYING GUARDS

(Journal Special Service.) Jefferson City, Mo., June 27.—Con-victs Harry Vaugha, George Ryan and Edward Raymond were hanged together this morning for the murder of two guards at the state penitentiary during the mutiny in 1905.

GOETHALS FINDS JOB IS TOO BIG FOR HIM

(Journal Special Service.) Washington, June 27.—Another reor-ganisation of the canal commission is being considered by Secretary Taft and President Roosevelt. Goethals is said to have found the job too big for him.

MAIL CARRIERS AT BUTTE CALL STRIKE

(Journal Special Service.) Butte, Mont., June 27.-Every mail carrier last night went on a strike. They declarge the wage scale is insufficient.

BIG 'VARSITY RACE POSTPONED FOR HOURS

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