

ORCHARD DENIES HE KNEW WITNESS

Self Confessed Assassin Faces Man Who Tells of His Plot Against Steunenberg.

BOISE, June 25. — The Haywood trial was resumed at 9:30 this morning. Harry Orchard was called for the purpose of allowing the defense to complete the foundation for his impeachment.

Attorney Richardson wanted to know if Orchard had not told Max Malich in a Turkish bath establishment in Denver that Governor Steunenberg was responsible for his being a poor man and that he intended to kill him. Orchard said he had been to the baths with Malich, but denied that there had been any such conversation.

Orchard next was asked if he knew John D. Elliott.

"I do not," he replied. Elliott was in court and was requested to stand up. Orchard looked at him, shook his head, and said he did not know the man. He denied having a conversation with the man, in which he is alleged to have told Elliott that he was in the employ of the mine owners' association.

Richardson asked Orchard if he had not told Elliott that capital had determined to get rid of union labor and would begin with the Western Federation of Miners; that something was going to happen soon in Idaho, and would startle the world.

"I had no such conversation with any person at any time or any place," declared Orchard.

Orchard also denied talking with Elliott about Governor Steunenberg.

"Do you know D. C. Copley?"

"Yes, sir."

"Did you in his room at San Francisco, discuss the blowing up of Fred Bradley and that Bradley got what he deserved?"

"I may have said it, I don't know."

"Did not you say to Copley that there was another man who had a hand in the Couer d'Alenes troubles, Governor Steunenberg and this man had driven you out of the country, and you intended to kill him?"

"No, sir; I didn't say just that, neither in substance nor effect. There was a conversation in which Governor Steunenberg's name was mentioned."

Orchard next was confronted by Charles A. Sullivan, a miner from Cripple Creek. He said he knew Sullivan.

BOISE, Idaho, June 25.—Beginning with the appearance of the first witness for the defense on the stand to-day, the story of Harry Orchard's life will be traced by a succession of witnesses called not to sustain, but to contradict all the material facts testified to by the chief witness against William D. Haywood. Orchard himself will be in court again to-day, and counsel for the defense will lay the foundation for his impeachment.

The presentation by Clarence Darrow, the attorney who is conducting the defense, has cleared the stage for the new interpretation of motive on the part of the chief actor, or as the defense claims, the puppet which played the principal part in many tragedies and stirring events between the year 1899 when the troubles in the Couer d'Alenes reached their height, and the close of 1905, when former Governor Steunenberg was assassinated, followed by the arrest and confession of Orchard and the arrest of Haywood, Moyer and Pettibone, early in 1906. Darrow's development of the motive the defense attribute to Orchard and his explanation of the circumstances on which the state of Idaho bases its claim that he is guilty in common with Pettibone and Moyer of a conspiracy to murder the leaders in the fight against the methods of the Western Federation of Miners, opens a field for conjecture. The defense claim they will, through their witnesses, be able to completely con-

vince the jury and public that for years a conspiracy existed among the mine owners and employers of labor in the states of Idaho and Colorado to wipe union labor from the mining field. After Orchard is examined to-day, the evidence will begin with Colorado and Cripple Creek. Witnesses are here to swear that Orchard was the confidant of the mine owners, and their detectives; that they planned, and he was selected to execute a number of crimes. The defense positively states that it is not their intention to convict the mine owners of murder at the Vindicator mine, and the Independence depot, where sixteen men were killed, but they purpose to show that the deaths were accidental. They even go so far as to assert that Orchard draws on his imagination in his relation of his connection with the Vindicator mine and the Independence depot, and that he was not there at all. On the other hand, counsel for the state do not seem to be disturbed. It is stated most positively that cross-examination and rebuttal will show that the defense has built up a clever fabrication that will fall under rebuttal like a house of cards.

It is quite evident from the statements made by Mr. Darrow that the defense proposes to admit the connection between Orchard and Haywood, and they admit that Orchard was at one time employed by Moyer. But it is claimed that all these connections were perfectly legitimate, and had nothing to do with a conspiracy; that Orchard was a traitor, and that he sought employment and connection with the officers of the Western Federation under the guise of a union workman and a member of the Masonic fraternity, all the time being a detective employed by the mine owners and their detectives.

The one great crime the defense admit that Orchard committed is the murder of Steunenberg, and running through the whole of the testimony will be the motive Orchard had in seeking revenge against the man who as he thought had robbed him of his rich interest in the Hercules mine.

The claim that the defense will rest within eight days is looked upon as quite speculative as the cross-examination of many of their witnesses probably will take considerable time.

The state expects to take a week in rebuttal, and the end of the case is not looked forward to with any degree of certainty until the last week in July.

NINETY DROWNED IN CHILEAN WRECK

Only Survivor of the Disaster Was the Fourth Officer.

SANTIAGO, Chile, June 25. — It is officially announced by the Pacific Steam Navigation company that only one passenger was aboard the Santiago, wrecked in a heavy squall fifty miles north of Corral, and he was drowned. The only survivor was the fourth officer. All the rest of the crew, numbering ninety persons, and including twelve English officers perished, 80 far as can be ascertained. Only one boat was launched, and it was dashed to pieces on the rocks after drifting for several days.

JAP WRESTLER COMING.

VICTORIA, June 25.—The Japanese champion wrestler, Tanyemen Ichige, known as Hitchiyama, who weighs over 350 pounds, is coming to America in August, accompanied by some famous wrestlers and jiu-jitsu experts.

CHINESE REBELS BEAT THE ARMY

Emperor's Troops are Driven Back by Well Armed Forces in Southern Provinces.

VICTORIA, B. C., June 25. — Refugees were fleeing to Hong Kong from the districts affected by the revolution in South China, when the steamer Empress of Japan, which arrived yesterday, left Hong Kong.

All reported the rebel movement as a most pretentious one, with an army organized after European methods. War notes, which the rebel leaders promised to redeem at twice face-value after the fall of Canton, were being issued, proclamations posted, and everything carried out in form.

Most of the arms used are French quick-firing rifles, and machine guns, smuggled during the past three years, by way of Amoy and Canton.

After capturing the towns on the way to Swatow, the rebel forces moved again northward, seemingly making toward Canton. Huichow on the Kow-Jen mainland, opposite Hong Kong, was captured, the imperial troops being badly worsted. France is taking advantage of the outbreak to press for sending a French expedition to Canton to protect that city, and Pekin officials are reported as opposing such a move. Large quantities of supplies for the rebel are arriving at Hong Kong in the names of foreigners.

Some bloody incidents are reported at Wong Kong, near Swatow, where the civil and military officials were butchered as in other cities taken. Yang, a customs official, was killed by the rebels and their standard was sprinkled with his blood as were some of the banners.

Families of some of the officials were forced to drown themselves in wells. Refugees are arriving in sad condition, many having abandoned everything, even the sick and children, in their flight.

Outbreaks have been reported also from Hunan and Szechuan.

RAILROAD THREATENING TO MAKE ITS OWN RAILS.

PITTSBURG, June 25.—The Pennsylvania Railroad and the Carnegie Steel Company are at loggerheads over the manufacture of new Cassatt steel rail, which is expected to take the place of the present type of rail in general use. The Cassatt rail was invented by the late A. J. Cassatt, president of the Pennsylvania Railroad, and for several months the Carnegie Steel Company has been manufacturing and testing it.

Everything was moving along nicely until a couple of days ago, when the Steel company notified the railroad that it would not make the Cassatt rail for less than \$33 a ton, while the price of the present standard rail is \$25. The railroad refused to agree to the increased cost and notified the Steel company that unless the price was cut \$5 the railroad would go into the steel rail manufacture itself.

The demands of the Carnegie Company are said to be backed by the Bethlehem Steel Company.

GERMAN CATHOLICS ELECT.

UTICA, June 25. — The State Alliance of German Catholic Societies elected these officers last night: Spiritual adviser, Rev. Alphonse Lehrschohl, O. M. C., Albany; President, John Hoymayr, Buffalo; honorary president, Louis Meyer, Utica; vice presidents, Frederick Hoeninghausen, Brooklyn; Frank Horn, Rochester; Peter F. Strausburger, New York; recording secretary, Joseph M. Schiffer, Buffalo; corresponding secretary, Alloys J. Werden, Buffalo; treasurer, Virgil J. Essell, Utica.

The next convention will be held at Buffalo, May 31, and June 1 and 2, 1908.

QUAKE IN VENEZUELA

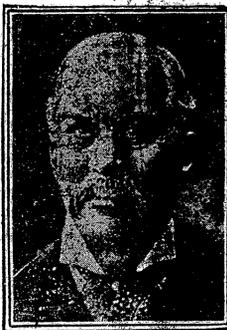
CARACAS, Venezuela, June 22. — Via Wilhelmstadt, June 25. — A strong earthquake, lasting three seconds, was felt in the federal district at 1:15 a. m., yesterday. No damage was done.

BIG FIRE IN UTICA.

UTICA, June 25. — The plant of the Utica Drop Forge and Tool Company was destroyed by fire this morning, entailing a loss of \$200,000.

MORGAN PRESENT AT KING'S FINAL LEVEE.

LONDON, June 25. — King Edward held the last levee of the season at St. James Palace at noon. Indian Mutiny veterans again supplying the most striking feature. The second group of survivors of the mutiny, including seventy officers, of whom no fewer than three were generals and several civ-



SIR EVELYN WOOD, FIELD MARCHAL.

ilians, were presented by Field Marshal Sir Evelyn Wood.

They made a brilliant show, all wearing their full dress uniforms. Ambassador Whitelaw Reid was among the ambassadors who attended the luncheon, and he presented Brigadier General Henry C. Cook. There was a large attendance, among those present being J. Pierpont Morgan, who had been presented at a previous levee.

GUATEMALA AND SALVADOR UNEASY

State Department Hears of More Trouble Among the Turbulent Little Republics.

WASHINGTON, June 25. — The state department today received a cablegram from American Minister Lee, at Guatemala City, stating that the situation in Salvador is disquieting; that both Guatemala and Salvador are sending troops to the frontier.

NEW ORLEANS, June 25. — A dispatch from Port Barrios, Guatemala, says that the forces at the east coast ports held in readiness to repel invasions number 500 men at each place, each battalion of this size having six rapid fire guns and six siege guns. The dispatch also confirms the reports that coast fortifications are being erected at several ports. The Guatemalan government is reported to be negotiating for a 400-ton steamer of 18 knots speed to be armed with eight rapid fire guns.

JAPANESE AGENTS AGITATE AT HOME

Pacific Coast Orientals Propose to Investigate America on the Spot.

Victoria, June 25.—Advices were received by the Empress of Japan yesterday from Tokio that Yamaska Otakichi, of Seattle, who with Yamada, of San Francisco, is in Japan arousing public opinion against the United States with regard to the San Francisco affair, in an interview with Viscount Hayashi, foreign minister, urged the adoption of proposals that Japan reject the American-Japanese treaty mutually restricting immigration; that the latter part of Article 2, of the commercial treaty, be deleted when the treaty is revised in 1909, this passage being that the stipulations of the article shall not affect "the laws, ordinances, and regulations" in regard to immigrants and other matters, "which are in force or may be hereafter enacted in either of the two countries," and that commissioners should be sent to California by the Tokio government to investigate this matter on the spot.

SEVEN KILLED IN COLLAPSE

Italians Buried in the Ruins of a Tenement When the Walls Fell at an Early Hour This Morning.

NEW YORK, June 25. — Seven persons, six of them members of one Italian family, were killed today in the collapse of a ramshackle tenement in the downtown Italian quarter. Three other members of the same family, rescued from the ruins, including the father and mother, are in a hospital, painfully injured, but will recover. There were some exciting scenes following the accident, one of which was the rescue of an old man from a two foot ledge forty feet from the ground, this portion of the fallen building having adhered to the adjoining structure long enough to permit the firemen to get to the scene, raise a ladder and take the man, Jacob Reigler, a lodger, safely to the ground. Then it also fell into the ruins.

The collapsed building was a four story affair, built over fifty years ago and was located at Walker and Lafayette streets. It belonged to the Moses Taylor estate, and for some days had been in a dangerous condition because of excavations next door for a new building. It had been shored up, but the constant rumbling of subway trains, a block away, was too much for it in its weakened condition, and it fell in, finally, at 2 o'clock this morning. Most of the tenants warned by an ominous creaking, fled from the building a few minutes before it collapsed.

The dead are: TONY TORCHINO, 17 years old. MAMIE TORCHINO, 21. LILLIE TORCHINO, 9. ERIC TORCHINO, 10. SUET TORCHINO, 13. EDWARD TORCHINO, 27. COSMO BELUCEI, 40, a lodger. Tomasso and Amelia Torchino, father and mother of the unfortunate family, and another son, George, 19, are suffering from scalp wounds and contusions.

The seven persons who lost their lives were buried under tons of debris, and it was not until the firemen and volunteers had looked for four hours that their bodies were recovered. Some of them had been instantly killed, but others escaped death in the first crush, only to be smothered by bricks, broken timbers, plaster, and dust.

George Blumenthal, the contractor, who had charge of the repairs and shoring up of the building, was arrested, charged with homicide.

That many more persons did not lose their lives in the collapse of the old building was due to two of the younger occupants of the house having attended an Italian celebration last night. The boys reached home shortly before two o'clock this morning and warned by the severe shaking and creaking of the house ran through the building and warned the sleeping tenants of impending disaster. Dozens of persons ran into the streets in their nightclothes, and many of them scarcely gained the street before the crash came.

The work of the firemen was attended with great danger because of the shaky walls, which threatened to fall on them. Battalion Chief Galvin and Ladderman Samet were badly hurt by the collapse of a wall while other firemen were hurt and bruised but continued to work.

OBITUARY

MRS. J. W. CHAPMAN. WARSAW, Ind., June 25. — Mrs. J. Wilbur Chapman, 95 years of age, wife of a Presbyterian evangelist, died of blood poisoning this morning. Two weeks ago one of her legs was amputated. The body will be taken to Albany, N. Y., her former home, for burial.

SIR JOHN HALL.

WELLINGTON, New Zealand, June 25. — Sir John Hall, ex-premier of New Zealand, is dead. He was born in 1824.

WELLESLEY COMMENCEMENT.

WELLESLEY, Mass., June 25. — Two hundred and forty seven young women received the degree of bachelor of arts at the twenty-ninth commencement at Wellesley College to-day.

JUDGE LOVING ON STAND, TELLS STORY

Man Accused of Murdering Young Estes Relates Circumstances of the Virginia Tragedy.

HOUSTON, Va., June 25. — The trial of Former Judge Loving charged with the murder of Theodore Estes, was resumed today. After an argument of an hour, Judge Barksdale permitted the defendant, who was on the stand, to relate a conversation with his brother-in-law, Harry Sneed, who told him of the alleged drugging of his daughter, which led to the killing.

He said that on the morning of April 22, Sneed came into his office and with some hesitation said he had a painful story to tell as to an occurrence with his daughter. Sneed said while he (Sneed) was out buggy-riding on the evening prior he saw Elizabeth Loving and Theodore Estes out riding.

E. L. Kidd came to the home of the Stevens and inquired for Sneed, saying that Miss Loving had returned from her buggy ride in a bad condition. Continuing the witness said:

"Sneed went to the room at Mrs. Kidd's and saw Miss Loving on the bed. She was delirious and her condition pitiful. Sneed said that in the parlor of the Kidd home he saw Mrs. Kidd and Theodore Estes, and told them he would go for a doctor. Estes, however, insisted on getting a doctor himself. Dr. Strother arrived and she did not recognize him. Harry said that Miss Loving was in the care of Dr. Strother. He then went down the street, when W. B. Lee, a merchant of Lovingson, and kinsman of his wife, told him that Dr. Strother had said that Theodore Estes had informed him (Strother) that Elizabeth was drunk, and to treat her for it and say nothing of it.

"I was shocked," continued Loving, "and sent for my wife and daughter. I received a letter from Miss Annie Kidd, saying that my daughter was still there. My wife went after Elizabeth in a surrey, returning with her.

SANITATION IS BEACH'S TOPIC

New State Board of Medical Examiners Holds a Preliminary Conference in Albany.

ALBANY, June 25. — The new state board of medical examiners held a preliminary conference at the state education department yesterday. State Education Commissioner Draper, Regent Albert Vander Veer, and First Assistant Commissioner of Education Rogers, met with the examiners. The members of the new board received the constitutional oath of office which was administered to them by Deputy Secretary of State James S. Whalen. Those present were Drs. Ely, Beach, Adriaance, Smith, Potter, Williams, Farnsworth, Searle, and Crandall and Secretary Dr. M. J. Lewis.

Commissioner Draper addressed the board relative to its functions and the theory of the legislature in passing the new law and Dr. Rogers outlined the methods of procedure in keeping with the departmental rules and regulations. The new board effected a preliminary organization by the election of the following: President, Dr. W. W. Potter of Buffalo; vice president, Dr. W. S. Searle, Brooklyn; question committee, Drs. L. H. Smith, Buffalo; W. W. Potter, Buffalo; F. W. Adriaance, Elmira; R. H. Williams, Rochester.

Temporary assignment of topics was made as follows: Anatomy, Dr. W. S. Ely, Rochester. Hygiene and sanitation, Dr. E. Beach, Gloversville.

"After dinner, I told Elizabeth of the conversation with Sneed. She got down her knees and between sobs and tears said that Sunday evening Estes requested her to go buggy-riding with him; she declined, but upon being urged, accepted. After they got in the buggy they drove down to the house where Estes lived and got out and remained for some time. They then drove, she said, in the direction of the Gap. While returning Estes produced a bottle of whiskey and offered her a drink. She declined, but later did take a drink, and in a second felt dizzy and queer. She requested him to drive faster and return home instead of continuing to Lovingson. He went rapidly up the mountains in an opposite direction. After that she became unconscious and did not know what happened. When asked if Estes had assaulted her, she said Estes had forced himself upon her and she had only a faint recollection.

"This revelation came to me as a thunderbolt from a clear sky. I loved my daughter and no power on earth could have restrained my hands."

Here the witness wept and several of the spectators gave way to tears.

Continuing, Loving said: "In this condition of mind I went out intending to put the man to death. I got my shot gun and drove to Lovingson. When I got there I called a boy and asked for Estes. I learned that Estes was in a car at the station. I then turned my horse to a livery stable, and got out of the buggy. I saw Estes in the car with two negroes and waved them aside and said to Estes: 'You are the young man who takes ladies out driving and drugs and ruins them?' I heard no reply and when he made a motion to leave the car I shot him. I then surrendered myself to the nearest magistrate."

He was then followed on the stand by Sneed, who corroborated him.

Physiology, Dr. R. H. Williams, Rochester. Chemistry, Dr. F. S. Farnsworth, Plattsburg. Surgery, Dr. P. M. Crandall, New York. Obstetrics and gynecology, Dr. W. W. Potter, Buffalo. Bacteriology, Dr. F. W. Adriaance, Elmira. Diagnosis, Dr. W. S. Searle, Brooklyn. The conference adjourned to meet in this city on August 1, next.

CANADA SPRINKLED WITH JAP DECORATIONS.

VICTORIA, B. C., June 25. — As a mark of appreciation of the attention his imperial highness, Prince Fushimi of Japan, has received during his visit to Canada, the Emperor of Japan has conferred the following decorations:

Upon Sir Thomas Shaughnessy, president of the Canadian Pacific railway, the order of the Sacred Treasure of the Second Class.

Upon Charles M. Hays, second vice president of the Grand Trunk Railway, the order of the Rising Sun of the Third Class.

Upon W. R. Baker, assistant to the president of the Canadian Pacific railway, the order of the Sacred Treasure, of the Third Class.

Upon David Pottinger, general manager of the Inter-Colonial railway, the order of the Rising Sun, of the Fifth Class.

Upon H. R. Chariton, of the Grand Trunk Railway, the order of the Sacred Treasure, of the Sixth Class.

Prince Fushimi personally invested Mr. Baker with the order of the Sacred Treasure at Government House last night.

WILL PERMIT FIGHT.

SAN FRANCISCO, June 25. — The board of supervisors has granted a permit for the Britt-Nelson contest on the night of July 3.