SEVENTH YEAR - No. 329

ORCHARD'S STORY IS THE EXAMINATION OF JUDGE BELIEVED BY NO ONE

Entirely too Smooth to Carry Conviction -- Everybody Waiting for Cross Examination

ROISE, Idaho, June 5, 1907.—People listened to Orchard's tale of horrors without being horrified.

It was too horrible to be believed.

It was too horrible to be believed.

He sat in the elevated witness chair looking like a gentleman, spoke in a soft-voiced, matter-of-fact manner, as if he told of calling at the postoffice or having pancakes for breakfast when he said: "I abot Gregory three times." He showed less excitement or emotion than as if he said: "I caught a trout," or "I killed a chicken." He told how he put strychnine in four bottles of milk at Bradley's kitchen door in 'Frisco, enough to kill the entire family, in exactly the same even tone in which he said: "My real name is Albert E. Horsley."

His story was well committed. Never hesitated for dates, knew just how much to tell. He had 16 months to rehearse. Everybody is waiting for the cross-examination and for the other side.

Haywood's innocent little Henrietta sat on her grandfather Minor's lap and watched Orchard with

Haywood's mother and wife sat between his daughter and himself.

Haywood looked as innocent as his little daughter

No one could see this man in the midst of his family and believe the cold-blooded assassin's

narrative.

Judge Wood is admitting all kinds of evidence on the promise of prosecution to connect it with Haywood lat.. Fine way to prejudice the jury.

According to his own account, Orchard is the most cowardly and brutal assassin known to history; a smeaking reptile of a man, who never dared to face his victim like a man. Now he seeks to assassinate innocent men by daggers of his to save his own neck. That is how it flocks to the people who heard him yesterday.

STEVE ADAMS & HIS FAMILY

By HATHE W. HITUS

Mrw. Sawe Adams since coming to Boice and got an insight into the trag for course of the past year and for year the past year and for year to the past year and year and the past year and year

PORTLAND FLFC-

can be ascertained.

can be ascertaired.

Owing to the tremendous fight between the mayoraty candidates we lost for that position, the straight vote being comparatively low.

Portland Socialists have girded on their armor for the next battle and are still engaged in the Perpetual campaion.

Full Text, Word for Word, of the Examination of Banker Eoff as Juror in Haywood Trial-Judge Wood Shows His Own Bias Most Distinctly-Every Reader Can Judge for Himself

The first stage of the Great Trial is passed. Tonight, Monday, June 3, the full jury of 12 farmers is sworn in and waiting the opening speech of the State tomorrow morning.

For three and a hall weeks, every faculty of Judge, Counsel and the Jury of watching reporters has been focused on this laborious sifting out of 12 men from 200.

The most vital part of the Trial is completed and the Defence between the stage of the control of the Trial is completed and the Defence

sible exception every juror of the twelve is prej-With one p

utileed against Wm. D. Haywood.

It could not be otherwise. With all desire to do Sheriff Hodgin fair judgment, as shown in my previous reports, it must now be recorded as the verdict of veracity that Hodgin decided the case in With all desire to do Sheriff Hodgin

advance against the Defendant.

advance against the Defendant.

With the exception of two jurors from the original panel, this jury was chosen by the personal will of Shad Hodgin. The law put it in his power to select whom he chose to select. AND HE SELECTED THOSE WHO WERE PREJUDICED AGAINST YWOOD.

There can be no doubt about it. There are plenty of men in county and city who were at least face for

this county and city who were at least free from prejudice or even biased in favor of defendant. At least a thousand Union men in Boise and only one called—and he was an employer.

For example, there are 50 Barbers in Boise and 50 Bankers. Not a single barber called, but 12 bankers.

Not only the sheriff has loaded the dice in favor of the Prose-

cution.

The Judge also stood in. In order that every reader of "The Socialist" may see for himself, I send herewith the full verbatim, stenographic report of the examination of Banker Eoff by Counsel It was the most remarkable exhibition of Fremont Ward, who was the man really under examination by the

It was the most remarkable extinition of Fremon Ward, was the man really under examination by the World's Eye.

That any judge should force a juror on a man on trial for his life—when the juror himself declared HE WOULD NOT LIKE TO BE TRIED BE A JUROR IN HIS STATE OF MIND, SEEMS IN-DRETRIED BY A JUROSE IN HIS SYATE OF MAIN, SEEDS INORREDIBLE. But that is the record. It is the rawest piece of Unjust Justice yet seen here. But we can look for more. The Jury
is against us. The Judge is against us.

Unless the State has no shadow of a case, unless it is all pure
bluff, so that even a prejudiced jury cannot be convinced. Haywood
is condemned in advance by a court in control of the Capitalist

That is the aim of the Socialist Party.

e number of denciency warrants
ed here to carry on the prosecu? A. Yes.
. And as a banker you took a ceramount of those warrants? A.

BOISE, Idaho, Monday, June 3, 1907, 11 O'clock A. M.

Examination of Juror Alfred Eoff on his voir dire BY MR. RICHARD

BE INFLUENCED.

BE INFLUENCED.

Q. But one which can be removed by evidence, if enough evidence shall be introduced upon that subject! A. (Witness neds affirmatively). Items to be a subject introduced upon they own with a subject introduced upon it you would have the same opinion which you have got now, and the subject in the subject i

Q. And you would look less kindly and place less credence on that evidence which would oppose the view which you now hold? A. Probably

70 WOULD BE INFLUENCED BY 17.

We should be seen that the seen that the

THE COURT. THE CHALLENGE

MR. RICHARDSON: I would like o ask a question in view of the last nswer, if your Honor please, if your foor will permit me. THE COURT: I asked you, Mr. tichardson—the court asked you if ou were through with this examina-

DENY THE APPLICATION FOR THE REOPENING OF THE MATTER

REOPENING OF THE MATTER.

MR. RICHARDSON: Very well; if your Honory please, I now dealtre to challenge the juror for actual bias, in this, tath the has shown a state of mind with reference to an another state of the control of the

MR. BORAH: We deny that chal-

lenge. MR. RICHARDSON: I would like to take an exception to the order over-ruling the challenge. Now I would like to question him upon this last challenge, if your Honor please. THE COURT: You may do so. QUESTIONS BY MR. RICHARD-SON.

SON: I understood you to say to me that you would be considering this evidence as it should be introduced in the light of the pinton which you now have? A. How is that? G. You would be considering the evidence as introduced in the light of the opinion which you now have, that

IS IT WOULD INFLUENCE YOU IN DENCE? A. YES.

Q. THAT IT WOULD GO WITH YOU INTO THE TRIAL OF THE

CASE? A. YES. Q. THAT IT WOULD GO WITH YOU INTO THE TRIAL OF THE CASE?. A. YES.

O. AND YOU WOULD BE TEST-ING THE EVIDENCE IN THE LIGHT OF THAT OPINION, AT LEAST FOR A WHILE IN THE CASE?. A. WELL,

THE CASE YOU WOULD STILL TEST IT BY THAT OPINION?. A

Q. When you say to the court that you can and will try the case solely upon the law and the even will try the case solely upon the law and the even will try to the case of th

O. THEN YOU START INTO THE WHICH MAY BE CHANCED BY THE EVIDENCE? A. YES.

Q. BUT WHICH WITHOUT THE INTRODUCTION OF THAT EVI-DENCE WOULD GO WITH YOU THROUGH THE TRIAL OF THE CASE? A. JUST AS I SAID BE-FORE, IT CERTAINLY HAS AN IN-

Q. AND AS THE EVIDENCE IS INTRODUCED, WILL BE DETERM-INED IN THE LIGHT OF THE OPIN-ION YOU NOW HOLD TO SOME EX-TENT? A. YES.

MR. RICHARDSON: Now, if your Honor please, we insist upon the chal-lenge. MR. BORAH: I would like to ask a question.

THE COURT: You may do so.

QUESTIONS BY MR. BORAH:

Q. Mr. Eoff, I understood you to say a few moments ago that this opinion which you have, or impression, has not caused you to have any olds or prejudice one way or the other in this case? A. No, I don't think it amounts to that. I don't think I have a bias or prejudice against the defendant in the

PRICE FIVE CENTS

have not.

Q. And you could weigh this evidence fairly and impartially as it came from the witnesses upon the witness stand and give it due consideration regardless of who gave the evidence.

could you not? A. WELL, I WOULD BE INTILIENCED BY THE ORIN IONS I ALREADY HAVE, I want to

state that very distinctly here that I have—in considering the evidence, when the evidence came in, and the evidence was different from any views that I have, I haven't any doubt in my own mind that I would be able to de UNFAIR TO SAY THAT I WOULD ENCED IN MY MIND IN MY OPIN-

O THAT ARISES BY REASON YOU HAVE? A. YES.

Q. But not by reason of any pajudice or feeling which you have in the case? A. No.
Q. Now, Mr. Eoff, you understand of course that the defendant must be proven guilty beyond a reasonable doubt before he can be convicted? A. I understand that.

proven guilty beyond a reasonable doubt before he can be convicted? A count before he can be convicted? A go And If you were aworn as a juror-in this case do you believe that you could take the instructions of the count of a good of the count of course as the property of the count of course, as the law of the count, of course, as the law of the count of the count that is, the lay 18. Well, do you think you could take the evidence which would be given by the witnesses in the latter to the count.

A Ten in the latter of the lattructions of the count and acquit the defendant in case the evidence their lattructions of the count and acquit the defendant in case the evidence their fault fail to convince a reasonable doubt! A Yes, Think Fould.

MR. BORAH: We submit the matter to the court!

QUESTIONS BY MR. RICHARD-SON:

Q. But notwithstanding that fact, there are three elements which you take into the case with you, that is, there are three elements in the case when you decide it, the law given you the court, the evidence detailed

from the stand, AND IN THE EVENT THAT THE EVIDENCE IS CON FLICTING, THE OPINION WHICH YOU HAVE BEEN WEIGHING THE TESTIMONY BY ALL OF THE

MR. RICHARDSON: We submit it, if your Honor please.

THE COURT: THE COURT IS SATISFIED, GENTLEMEN, THAT THIS JUROR WILL NOT BE IN ANY WAY INFLUENCED BY ANY IM-PRESSION OR OPINION THAT HE HAS AT THIS TIME AS TO THE GUILT OR INNOCENCE OF THE DEFENDANT and that the juror if sworn as a juror in the case will take the instructions of the court and will give the defendant the benefit of every reasonable doubt, and the challenge

reasonable doubt, and the reasonable doubt, and the will be denied.

MR. RICHARDSON: Note our ex-THE COURT: The exception will be noted.

MR. RICHARDSON: I would like to examine on other matters, if your

EXAMINATION CONTINUED BY MR. RICHARDSON:

MR. RICHARDSON:
Q. How shap years were you a
banker, Mr. Eoff?
A. About home years
A. About himpation are you now
engaged in? A. None at all
Q. Did you ever have any
concertion with the live way to the
company? A. Yes sir. I was treasurer of the company from the time it
was organized until the first of last

Q. And never have been? A. No sir.
Q. What are your politics? A. I am a Democrat.
I am a Democrat.
I am a Democrat.
A. I have always been a Democrat.
A. I have always been a Democrat.
Q. Do you know anything about contract part of the Democrat.
Q. Which have a proper than a post know about that.
Q. Which facility with a party of the period of the party of the period of the party of the period of the perio

The Modern Hamlet

Being Extracts from a Lecture by Vincent Harper, Prepared for "The Socialist"

Medern Hamlet.

As you know, this course of lectures is not so much an effort to be
greeden and intellectual, as it is to
set forth the immease philosophy
which we call Socialism; to catch a
gittings of the passing show; to stand
her week by week and see behoomenber week by week and see behoomenspik—not specialized phenomenthy or the second second second second
to the second second second second second
the second second second second second second
the second second

done for the first of the first

somewhere else where you will be better off."

Now you can see what I am going to do with the Modern Hamlet, with the modern attitude of mind, with the attitude of sine-tenths of the presence of the universities of Washinston and other states, the attitude or nearly all the universities of Washinston and other states, the attitude of nearly all the reverend elergy who are preaching in the pulpits.

You are not the nice people in Seattle. If you were nice people you would not be listening to that hematic, the reproduct that even the nhwspapers I asy that the average attitude of mind of the nice people of Seattle, who are at home around their mahogany tables reading novels, or reclining in the cushloned pews of the churches, is to wait and investigate and vacilitate, and let the rotteness in Demmark go on and on.

I want to take up the play of Hamlet and yell flat and test first the vaciliating modern mind—for it is vaciliating modern mind—for it is vaciliating into the control of the play of the control of modern of mad house actions, of modern attruism, save where here and there you find a Socialist who is not afraid to say what thinks, to go to the

ism."

Yes, there is something rotten in Denmark, and something should be done about it, but nothing is done about it. Election comes and the working fool comes and votes his master's will. Your archbishops in

Blotton, upon the supplet of social and political prosperity, and when a strike provided and the social and troubles, or when exection time comes around, they turn the thumb screws on tight.

Every one knows that there is something rotten in Denmark. But you must not do snything definite, specific, final about it. And thus it you must not do snything definite, specific, final about it. And thus it may be considered the specific final about it. And thus it may be considered the specific final about it. And thus it may be considered to the specific final should be considered affects of the specific final specific fi

hieves."
That is all right, but Mr. Modern
Hamlet, when you have told me all

and actions, and bring her up amongist as great many rough men and women so that my lady in Newport may have her pin money, so that my lady's husband may have a larger bank account, larger dividends; if I alowly krind out that girl's life or warp her nature so that she becomes a criminal, giving her the example in the cappany; that he keeps from six in the morning that at allabs, the law cannot contain a contract of the contra

touch me, I have not committed mur-der.

When you find that there are 1,50000 children being slowly ground out, there is something rotice in the state of Denmark. Those men who employ children are not hong, and theirs are the institutions of modern killing. You consider the state of the degrading womanhood by your mod-ern institutions of killing.

I am talking about this as an econo-mist; driving the women into the field of struggle for a living is radically changing the foundations and corner-sions of civilization. It is withering

to struggle for a living Is radically and analysis the constant of the control of

and to totte, they are going to be driven over the face of the earth. You go into the average restaurant and see how many men are ward-ring around almiestly trying to find a partition tall artifle and the second form. I did not seen that they have come from, and I find that they have come from all parts of the earth and were usually dead broke when they pushed out for Seattle.

Scattered and scattered, and the mother is weeping for the children that are not with her, or because of the race suicide of which they are a part.

And Opholia-is told by her dear Hamlei, "Get these to a Nunnery." 22 for you. Why you dan't go for you. Why you dan't go for you wan you can't go to any great gathering for the discussion and consideration, of these conditions and consideration, of these conditions to what you will hear paper reliably these dear women, and by men telling you just how to remedy these conditions. Hoy? By more laws, that is his way.

nons. He's by more laws, that is be way.

There are numerous wrieless messages received via Wm. T. Stead, God's great emissary here on earth, to the effect that we note of the state of the effect that we note of the state of t

now? Why down the corridors come the thundering of the guns of Lexington, echoes of rattiffig muskets fired along the streets of Paris, echoes and ghosts come from everywhere so that were the Capitalists, are trembling when they see these ghosts, when they see these ghosts, when they see the revolution, the over-throw that is to come. The one ghost that comes to Ramlet with the power to rouse him at last to action is his father's ghost,—sing ghost of his king, the king who says to him 'My son, the crown should rest upon your head.

upon the allar or avarice.

These are the conditions and you kingship meets you upon this dari and dreary night and all the blood o Hamlet atirs and he says, "I'll follow you, father; be thou a goblin damned

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ONE HUNDRED BOOSTERS IN PORTLAND.

The Clearing House

EXHIBIT "A."

Scattle, Wash., April 17, 1907 tee Printing Co., 14 News Lan

Yours,
T. E. LATIMER.
Secretary Literature Committee EXHIBIT "B."

Sertle, Wash, May 27, 1907.
Loca Seattle, S. P. of Wash,
Dear Comrades: - Enclosed find bill
for "The Socialist," from July 7, 1906,
to April 17, 1907, inclusive, during
which period 26 issues of the paper
were published.

in the delegates who represented as at the State Convention, being dissat-lated with the dectrine upfield by deciral to the state of the control of the cont

dresses:
M. MURPHY, IRA WINGARD,
FRED WINGARD, E. J. DAVIS, J. E.
CURTIS, J. M. EATON.
C. L. BERTROCHE,
J. M. EATON,
Committee on Fasciutions.
CHAS. J. MATHIS, Sec.

Party News

By Erwin B. Ault

Local Seattle headquarters are now located at 1602 Sixth avenue, corner of Pine street.

SEATTLE NOTES.

Local Scattle hadguarters are now cated at 1603 Statt avenue, corner Pias street.

The street.

The following action was taken by itself and the following action was taken by itself seattle Executive Committee itself.

Standay upon the request of the state of the following action was taken by itself and the state of the state executive Committee states are stated as the state of the state executive Committee states are stated as the state of the state executive Committee states in mass meeting assembled, had charge a before the body, the doctor having been withdrawn from the season of the body, and that the cale scendary address a courtees the state executive Committee and the state of the state

tific and others. The fund so far col-plected for the purpose assures suc-cess. The second of the purpose assures suc-cess. The second of the purpose and the purpose of the Party organization, will accom-of the Party organization, will accom-of the Party organization, will accom-and without making the least noise and without making the least noise unon the observation or support of must be amusing reading matter to them.

ganizer.

Space will not permit to report any more that week. However, we can not overlook some of the others entirely. Comrade C. C. Hale of Local Puyallup reports the loss of the Rof-Contrade Contrade to the Rof-Contrade Contrade to the Rof-Puyallup post office.

Comrade Note Status Freeing Tribune.

Local Spokane reports that three comrades will be tried on the evening the contrade of the Rof-Contrade to the Rof-Contrade to the Contrade of the Rof-Contrade of

OREGON.

Enclosed find monthly financial report for the month of May. During the past month threes has been organic point of the month of May. During the past month threes has been organical particles of the past month three has been organical particles. The past month of the past

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TWO HUNDRED BOOSTERS IN SEATTLE

EXAMINATION OF JUDGE WOOD prosecution of this cases A. 1 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. No. All of the case A. 2 don't something the legislature. Q. There was: anything in back. Q. There was: anything in ba

Well, have you come back to Democratic party since the fac-ceased, if they have ceased? A. Ink I am back in the fold. Ink I am back in the fold. Of the attorney in this case? A. ve had more or less business I sup-with some of them. Are any of them your counsel lay matter at the present time?

the business with hin; yes, I know him.

Q. Which one of them too you have business with A. How have business with A. How have business with A. How have occasion to employ an attorney, is he? A. Business relation meas relation which would cause you to have any bias or prejudice in this case? A. No sift business relation anything relating to law suits or little and the suits of th

You have no business or other ions with Mr. Borah? A. No

sir. Q. Or with any of the other counsel for the prosecution? A. No sir. Q. I suppose you know who the other of the prosecution are consistent of the property of the property

ir.
Q. Have you at any time ever een? A. No sir.
Q. Are you a member of any Citiens' Allance? A. No sir.
Q. Have you ever been? A. No

A No. I have you ever been that you have been formed here that you have been formed here that you have been solided to be come a member of one and refused. A No. I have such additional to be come a member of one and refused. A No. I have such additional to be come a member of one and refused. A not have been described to be come a member of 1827. A Yea sir.

Q. And the labor troubles of 1897. A year year investigate those labor troubles of the purpose of determing who was right and who was wrong with respect to them? A I don't form my end have the form my opinion on that subject? 4, No sir.

Q. Didn't form any opinion on that subject? 4, No sir.

as to which side was right and we have the side was wrong? A. I don't think!

Q. You know that the Miners' Unse were involved in the trouble of
27. A. Yes.
Q. And did you know that after the
best of the year of the trouble of
the year to year.
I would not the year of year
the of the year of year
the year of year
the year of year
the year

. No.

Q. You do know there was trouble
1 1899 in the northern part of the
tate? A. Yes sir.
Q. And at that time the Western
ederation of Miners was on one side
t that trouble and the Mine Owners
association upon the other side? A
est sir.

Association upon the other side? A Yes sir.
Q. As a result the governor of this state was called on to take action. A Yes.
Q. Well, at that time did you take

will, at that time did you take the interest in the matter? A. I t think I did. There were pitsoners, were e not, who were brought down from the northern part of Idaho, you know about that? A. Yes. You don't know the You respect to that? A. I don't think

I do.

Q. Did you know who they were at that time? A. I think I knew some of them possibly at the time.

that uncested at the time.

O is there anything in that experience, Mr. Eoft, which would cause you to look more or less kindly upon the defendant—the defendant in this with the Western Pederation of Miners! A. I don't think so.

O, You know that he is connected with the Western Pederation of Miners! A. I thank that we will be the wind the think that the western Pederation of Miners! A. I thank I have with the Western Pederation of Miners!

Q. You know that he is connected with the Western Federation of Miners 60-300 not? A. I think I have motorated that more than the second of th

MR. RICHARDSON: Don't mak BORAH: I object.
RICHARDSON: Object. That

MR RGHARDSON: Copect. That a sli you can to.

THE COURT: The objection will a surface and the question is obore definite. Mr. Richardson.

MR. RICHARDSON: Note our execution to the ruling.

Q. Have you and the control of the control of the ruling.

Miners which would in any wise in the control of the c

fluence you in this case? A. YES THE SAME INFLUENCE THIS OTHER MATTER, MR. RICH SOME IN THAT, OF COURSE I HAVE READ A GOOD DEAL ABOUT THE WESTERN FEDERATION OF MINERS. I DON'T THINK I COULD READ ALL THAT HAS BEEN PRINTED IN REGARD TO THESE MATTERS WITHOUT FORMING SOME OPINION ON THEM.

FLUENCE MY VERDICT THE SAME AS WHAT I HAVE READ IN RE-

AS WHAT I HAVE READ IN REQ. And that extends to the case on a count of the fact, that the defendant is a member of that organization and not fits controlling "spirits" A. Well, yes, L. Table 1997; A. Well, yes, L. Tab SIDE.

Q. You have not read the Miners' Magazine nor the papers which report the other side of the controversy? A.

withch has extended now to this de-fondant?

MR. BORAH: I don't know upon
what line that is proceeding exactly.
The question is the control of the control
in the question control
in the question can be a provided.

MR. RICHARDSON: That went to
the question exclusively of opinion, I
never went into the question of influence at all. MR. BORAH: I don't know upon what line this is proceeding exactly. The question of bias and prejudice has been overried, the question of the question exclusively of opinion. I consider the question exclusively of opinion. I conserve went into the question of influences of the question exclusively of opinion. I conserve went into the question of influences of the q

Q. BUT IT IS SUCH A THING AS SIT.

YOU WOULD BE INFLUENCED BY SIT.

IN THE CONSIDERATION OF THE STATE OF THE

SIDER THAT HE WAS A PERFECT-LY FAIR AND IMPARTIAL JUROR IF HE WAS SITTING WHERE YOU ARE AND YOU WERE SITTING WHERE HE IS CHARGED WITH THE OFFENSE WITH WHICH HE IS CHARGED? A. I SHOULD NOT WANT TO BE TRIED BY ANYBODY WHO HAD FORMED AN OPINION OR WOULD BE INFLUENCED BY

WHAT THEY HAD READ. O. THAT IS BASED UPON THE PROPOSITION OF THE OPINION WHICH YOU HAVE AND THE BIAS AND PREJUDICE WHICH YOU HAVE? A. BE INFLUENCED BY WHAT THEY HAD READ OR ANY THING THEY HAD HEARD

Q. YOU WOULDN'T FEEL THAT YOU WOULD GET A FAIR AND IM-PARTIAL TRIAL UNDER THOSE CIRCUMSTANCES? A. I WOULDN'T WANT TO BE TRIED-

WANT TO BE TRIED—

MR. RICHARDSON: We desire to ask leave to renew the challenge for and upon the original ground of the bias prejudice which extends to the defendant.

RICHARDSON: The court will permit a renewal of that challenge, Mr. Richardson, upon the evidence relating to the juro's feing influenced by the defendant's connection with the not cansider that question in connection with the testimony that has been not cansider that question in connection with the testimony that has been already introduced. I think that features which has been inquired into the court will permit you to renew that challenge.

actual bias upon the original ground and upon the original ground of the hard and upon the original ground of the deficiants.

THE COURT: The count will perform the control of the contro AND IMPARIAL JUROR.

WILL BE DENIED. MR. RICHARDSON: Note our ex-

district court here in a civil case.

Q. How many years have you live years.

Q. Where did you live prior to that years have you live years.

Q. Where did you live prior to that time districts years have years.

Q. How long did you live in California?

A. Well, I went to California and lived there all the time harring a short time I was away from California lived in California?

A. I was away from California lived in California?

Q. What bushiness were you engaged.

Q. What bushiness were you engaged in the prior of the years with the years of y

es.
Q. What states did you live it?
Missouri, Colorado and Utah.
Q. What were you doing in Colorado?
A. Well, I was just back and

You was travelling messenger? I was paymaster on the road, stage lines paid off every month. Were you ever employed be-ternor Steunenberg in any way. A.

No.

Q. Was he ever connected with you in business in any way? A. No.
Q. Did he ever have any relations with the bank that you were connected with at that time that you know of?

hink we located serg some money.

Q. You were brought in personal contant with him perhaps by that usiness? A. No.

Q. You knew him very well? A.

Yes.

Q. Was there anything in that fact and your knowledge of him and your association with him which would cause you to have any bias or prejudice against this defendant. A. No. Q. There is nothing in that? A.

No.
Q. Were you here last fall when
Secretary Taft came here and made
two speeches? A. I was.
Q. Did you hear either of those?
A. I heard him here.
Q. Did you read those speeches as
well? A. I don't think I read the
speeches.

seedles. I good united the speeches speeches, speeches, speeches, there any reference in that speech that you heard that you remember about the defendants in these cases? A. Yes, I remember about what he said.

G. Did that leave any impression Q. Did that leave any impression Q. Did that leave any impression or prejudice or opinion which you then had? A. No.

Q. PO YOU KNOW OF ANY REA-YOU ABOUT IT OR NOT, WHICH FAIRLY AND IMPARTIALLY TRY. ING THE CASE? A. WELL, I THINK THE OPINION THAT I

ERNED BY TO SOME EXTENT. Q. You think you could not give the defendant a fair and impartial trial for that reason? A. No, I don't say that. I THINK I WILL BE INFLU-ENCED BY THAT. I told you what

SPEAK OF I WOULD BE GOV-

I thought about it.
Q. Of course, you will do your level best to try the case on the law and the evidence? A. Yer.

Q. BUT NEVERTHELESS YOU KNOW YOU WILL BE INFLU-YOU NOW HOLD? A. I HAVEN'T ANY DOUBT ABOUT IT.

NOTWITHSTANDING YOUR EFFORT TO GET RID OF IT-YOU SAY YOU HAVEN'T ANY DOUBT ABOUT IT? A. I HAVEN'T ANY INTO THE CASE INFLUENCED BY MY OPINION.

MY OPINION.

Q. Every case, if rightly tried, must be tried solely upon the evimus the tried solely upon the evimus the tried solely upon the tried to tried tr

Q. Do you have any blas or prejudice for against Socialists—of course we are not entitled to know which, although perhaps we are? A. I don't think I have. Q. Have you looked into the doc-trines of Socialism at all? A. Not at

you have heard and read? A. I turney you have heard and read? A. I turney I do, yes.

Q. If it should appear then in the course of the case, would that have any influence appear your verdiet, the fact, that he is a Socialist? A. I don't think any man's politics or religion would have any influence on

have yours on Democracy; Active 1818, to prove the control of the

to acc. . I suppose that is about your arising from all of the evidence? A. Yes.

Yes. The law is that the defendant is extited to the benealt of such a clusted to the benealt of that doubt if the evidence should leave you is bone doubt with contract to the cluster of the evidence in the contract would give the cluster of the evidence, in the condition to the cluster of the evidence should be anywhere near everly shalmed? A. I think I would matter before I would agree to a verdet.

matter before I would agree to a verdict.
Q. Do you know what the presumption of evidence is? A. I do.
Q. IS THE DEFENDANT AS HE STANDS HERE AT THE BAR OF THIS COURT PRESUMED BY YOU TO BE INNOCENT AS YOU GO IN-TO THE TRIAL OF THIS CAUSE, IF YOU TAKE THE OATH OF A JUROR, BEFORE YOU HEAR ANY EVIDENCE? A. WELL, NOW, THAT IS A MATTER JUST AS I HAVE ALREADY STATED-

Q. It comes up again in another form? A. YES, I WOULD BE IN-FLUENCED, OF COURSE.

Q. You have some presumption, then, in your mind upon that subject, you have some presumption in your mind, I say upon the subject of his gullt or innicence as you go into the trial of the case?

THE COURT: THE LAW PRE-Q. The law presumes him cent? A. Yes.

O. Now, what do you do? DO MR. RICHARDSON: Note our ex-YOU PRESUME HIM INNOCENT? MY OPINION HASN'T GONE FAR ENOUGH FROM ANYTHING I HAVE FORMED, NOT TO CONVICT

Q. Not to convict him? A. OR

"PHILANTHROPY" IN PORTLAND

By TOM SLADDEN

On Sturday Afternoon just there was a step may be placed in the was opined up in the city of Person. The control of the place of the place is a step may be placed in the man family, call them what you place a step may be placed in the control of the place of the

Q. BUT YOU START IN WITH A PRESUMPTION WITH REGARD TO HIS GUILT OR INNOCENCE IN YOUR OWN MIND? A. YES, I DO.

Q. The law presumes him to be innocent. Can you take the oath upon that subject? A. Yes.
Q. Now, you don't have a presumption of that kind as you start into the trial of the case, as I understand you; YOU DON'T PRESUME HIM TO BE INNOCENT AS YOU START INTO THE TRIAL OF THE CASE? A. NO. I DON'T, BUT STILL IF THE EVIDENCE IS SUCH AS TO PROVE HIM INNOCENT I WOULD NOT

CONVICT HIM. Q. You are not ready to convict him? A. No, nor acquit him.

Q. BOT YOU ARE READY TO SAY HE IS INNOCENT AS YOU START INTO THE TRIAL OF THE CASE, ISN'T THAT RIGHT? A.

O YOU START IN THEN WITH A PRESUMPTION IN THE CASE, IE VOIL TAKE THE DATH AS A JUROR, WHICH IS CONTRARY TO HIS BEING INNOCENT? ENOUGH TO INFLUENCE ME.

MR. RICHARDSON: Now If your Honor please, I destre to ask leave to renew the challenge for actual bias again, in that he is biased against the defendant Wimam D. Haywood so that he cannot try him solely upon the law and the evidence. MR. BORAH: WE DENY THE

CHALLENGE, and we think that the time ought to arrive when the coun-sel is through with his examination and make these challenged. He has qualified the juror much stronger than when he started in, and we deny the challenge at this time.

THE ... RT: THE CHALLENGE WILL BE OVERRULED.

ception.

If your honor please, if you are going to adjourn at twelve—
THE COURT: I latend to work
until half past before
the country of the country of the country
in the country of the country of the country
(Air. Richardson of suits with his associates).

MR. RICHARDSON: We pass for cause. cause.
THE COURT: The next peremptory is with the defense.
MR. RICHARDSON: We will excuse Mr. Eoff.
THE COURT: Step aside, Mr. Eoff.

Mr. Ostrow, furniture and hard-ware, 44 North 'hird street, Portland, promises to continue his Ad. Inded-nitely if three or four customers are secured as a result of his present monthly contract. What six Portland comrades will visit Mr. Ostrow this week and promise him their trade?

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