PEACE IN COAL FIELDS FOR TWO YEARS

New Agreement Signed at Noon Yesterday by Representatives of Men, Full Text of Which Is Given Below---Men Secure Some Material Increases in Pay.

(Special to The Daily News) Fernie, May 6.-From appearance everything is now satisfactorily settled and some men will retern to work tomorrow morning. Notices have been placed all over town reading as follows:
"To the Officers and Members of

the United Mine Workers' Association of America, District No. 18: "The result of the voting upon the new agreement is as follows: For 1124; against 747; majority 337. "The agreement has been duly signed today and all members of our unions are requested to end their vacation and resume work at all

vacation and resume work at all mines immediately.

(Sgd.) "F. H. SHERMAN,

"Pres. District 18, U. M. W. of A."

Secretary Macdonald of the mine workers, when seen today, stated that about 700 or 800 men had already left the district but that there would be a the district but that there would be a full complement of men in every mine

"By two weeks," he said, "all the men will have returned to work, that is, those who are still in the district. Regarding the new agreement, there are still a few minor differences to be arranged some camps but a board composed of three miners and three operators will sit to adjust these. For instance at Canmore and Bankhead there are dif-Canmore and Bankhead there are dif-ferences already. There are certain seams in those mines which at present are worked by day wage scale and these will have to be put on contract work, of course. The miners will continue working until after the board sits. I believe all the men will go back, even those that voted against doing so; of course, some of them will not exactly be satisfied, but it is safe to say they will return. Even if the conciliation board had sat I don't think we could have obtained a better agreement than the one we have just signed. The Coal Creek and Fernie men will doubtless return tomorrow. They will not be placreturn tomorrow. They will not be plac-ed in the mines at once as it will take a week or so to straighten things up. There will be falls to be cleared and several other things to be looked after. They will not be require d to sign on again, but can start in right where they

on Saturday, according to promise, and several of them then left for home, whilst G. G. S. Lindsey left for Tor-onto, to consult his board of directors. nerother bare that on behalf of the opera-tors he refused to co-operate with the miners in obtaining an investigation board to expedite matters as quickly as possible. He denied this and produc correspondence showing that he had written president Sherman and offered to co-operate and do anything in his power to facilitate matters. President Sherman, however, still

says the first report was correct. admits receiving the letters shown by Mr. Lindsey, but claims that Mr. Lindsey did not carry out his promise of co-

operation.
"Its alright to say a thing," said
president Sherman, "but when Mr.
Lindsey does not do what he says he
will, whit is one to believe? That report (pointing to the one in question)

President Sherman states that it wi probably be two weeks before all the men are back to work again and even then the mines will be shorthanded as so many men have left the district. "In any case," he said, "I predict a coal famine next fall. This cessation of work has already assured this, and even if the men were to go back today the mines would not get a full complement

The agreement occupied four pages of typewritten matter and the accom ators' association, consisting of the seven companies operating in the dis-trict and the employees of these com-panies as represented by the United Mine Workers of America, District No. 18. By it the provisions of agreements existing prior to April 1, 1907, are confirmed for a further period of two years excepting in so far as they are changed by the provisions of the new agreement. Sixty days before the expiration of the new arrangement a conference will be held by the parties to discuss a renewal . All persons accepting employment at the mines, coke ovens and outside plants are to be governed by the rules laid down in the agreement. In the event of a local dispute, the men with the grievance shall submit the If the pit boss and employes are unable to agree the matter shall go before the pit com-mittee and the mine superitendent. If they fail to agree it shall be referred to the general manager or general superin-tendent of the company concerned, and the members of the district board. committee to be made up of three operators appointed by the Western Coal Operators association and three miners. appointed by district No. 18, of the U. M. W. of A., for settlement. If they agree their decision shall be binding upon both parties. A majority of the full committee must vote in favor of early settlem before, it can be declared Should they fail to agree the dispute shall be referred to a joint committee comprising representatives appointed by the Western Operators' association and reperesentatives of the miners appointed by District 18 of the U. M. W. of A. any action before it can be declared carried. In the event of a failure to agree the committee shall endeavor to select an independent chairman and failure to expect an independent chairman and failure to expect an independent chairman and failure to expect and the second and If this committee is unable to agree it shall endeavor to choose an independent chairman. If it cannot do so the minister of labor shall be asked to appoint such a chairman. The decision of the ittee thus constituted shall be committee thus constitutes. While the dispute is being considered the men must remain at work. In the event of an employe being discharged he shall not remain in the employ of the comthe case is being investi-

the joint committee shall determine the while disputes are being investigated one important sub-section reads as and settled the miners, mine laborers and all other parties involved must con-

of the parties hereto is not to void the said agreement, but the same is to con-tinue in full force an deffect. It is not tinue in full force an defrect. It is not intended, however, by this sub-section to abridge the right of the men to suspend work after the final settlement as herein provided if any operator or operators refuse to be bound by any decision given against them under this

until the wage has been fixed by a joint committee.

The promise of Hon. W. H. Cushing, minister of public works for Alberta, that his government would introduce legislation for the enactment of an eight legislation for the enactment of an eight hour day, bank to bank, has apparently been considered in the section pertaining to hours of work. This clause reads: "It is understood that nothing herein shall be held to afford any grounds against the enactment of legislation reagainst the enactment of legislation re-specting hours of labor in the province of Alberta."

The balance of the agreement proper

deals with rates of wages, etc. It provides that there shall be a 5 per cent ncrease on contract mining rates at the following mines: No. 9, Coal Creek; No. 3, Michel, Lundbreck and Canmore. There shall be added on outside labor an increase of 25 cents per day to all \$2 rates and an increase of 5 per cent to all rates of \$2.50 and over; there shall be added an increase of 25 cents per day to drivers, tail rope riders and hoist men. It provides that at Canmore, Bankhead, Lundbreck and Lille an increase of 5 per cent on all other ransportation men and those connected with the handling of coal.

affected by the provisions of this agree ment, it being understood and agreed that the parties thereto will meet in con-

erence 60 days prior to the expiration

of this agreement to discuss a renewal

hereof.

This agreement covers all the mines

coke ovens, and outside plants operated by the companies and all persons

eccepting employment at these mines

agree to be governed by the following rules and regulations:

SETTLEMENT OF LOCAL AND

(a) In case any disputes or grievances arise under this agreement or any local

with, whether the dispute or grievance is claimed to have arisen by the com-

pany or any person or persons employed

or by the men as a whole, then the par-ties shall endeavor to setle the matter as hereinafter provided. But before

as hereinatter provided. But before any grievances or disputes shall be sub-mitted to the pit committee, the person or persons affected shall endeavor by personal application to the pit boss to settle the matter and in the event of

them agreeing their decision shall be

(b) In case of any local dispute aris-

ing in any mine and failure to agree between the pit boss and any employe the pit committee and mine superinten-dent shall endeavor to settle the matter

(c) In the event of the failure of the

pit committee and the mine superintendent to setle any dispute so referred to

them, as well as in the event of any other dispute arising, the matter in dis-pute shall be referred to the general

perintendent or general manager

the company and the officers of district No. 18, U. M. W. of A., for settlemen

and if they agree their decision shall be final. Should they fail to agree it shall

committee to be made up of three operators appointed by the Western Com

(d) In the meantime and in all cases

be referred to a joint com

be final.

ent made in connection ther

mainder of story not received, C The full text of the agreement fol-It is hereby agreed between the West-It is hereby agreed between the Western Coal Operators' association (consisting of the Pacific Coal Co., Ltd., the H. W. McNeill Co. Ltd., the Breckenridge-Lund Coal Co., Ltd., the West Canadian Colleries Ltd., the Canadian-American Coal & Coke Co., Ltd., and the Crow's Nest Pass Coal Co., Ltd., of the one part, and the employes of the said companies, as represented by the United Mine Workers of America, District No. 18, on the other part; that

OUTSIDE LABOR There shall be added an increas 25 cents per day to all \$2 rates, and an increase of 5 per cent to all rates of \$2.50 and over. See Schedule B.

There shall be added an increase trict No. 18, on the other part: that the agreements existing prior to April 1, 1907, respecting general provisions and scales of contract prices and wages shall govern the parties hereto for the given on account of the longer hours of work at those mines. See Schedule D.
Schedule A—Mining Rates
Coal Creek No. 9 mine, 52 1-2 cents per

ways, 63 cents per cubic yard; angle work,

.77 1-2 per lineal yard; pillars, 6.30; skips 2.62 1-2; No. 2 mine, seam breasts, \$1.05 per lineal yard for each foot in thickness; pillars, 1.31 1-4; skips, 2.52 1-2; No. 3 mine, eam breasts, 5.77 1-2; pillars, 6.30; skips, ars, 6.30; skips, 3.15.

Schedule B-Day Rates and Hours Slate picker boys, \$1.25, 10 hours, S'ate picker men, \$2.25, 10 ho Car oller men, \$2.25, 10 hours. Car offer boys, \$1.50, 10 hours. Tally boys, \$1.25, 10 hours. Teamsters, \$2.62 1-2, 10 hours. Blacksmiths \$,3.67 1-2, 10 hours B'acksmith's helpers, \$2.62 1-2, 10 hours Carpen ers, \$3.67 1-2, 10 hours. Carpenters helper's, \$2.62 1-2 10 hours Power house engineers, \$3.67 1-2, 12 hours Power house engineers, \$3.15, 8 hours. Fan men, \$2.62 1-2, 12 hours. Hoisting engineers, \$2.89, 8 hours. Box car loader engineers, \$3.15, 10 hours

an, \$2.75, 10 hou Firemen, \$2.67 1-2, 8 hours.

WEEK'S ORE SHIPMENTS

GREATLY REDUCED FIGURES FOR PAST SEVEN DAYS

OUTPUT WILL JUMP UP

The ore shipments and smelter receipt crease as might be expected from the coal situation.

failing to agree upon an independent chairman the minister of labor shall be asked to appoint such chairman. The decision of the committee thus constituted shall be binding upon both parties. The joint committee when necessary shall meet on the second Monday of each month. and smelter receipts in detail for the pas week and year to date in tons BOUNDARY SHIPMENTS MINE ranby Mother Lode

. 5.174 85.485 Queen, milled Second Relief, milled . and all other parties involved must con-tinue to work pending investigation and until final decision has been reached, but where miner or miners, mine lab-orer or mine laborers, has or have been discharged by the company, he or they shall not remain in the employ of the company while his or their cause is be-ing investigated and setled. If a claim be made within five days where a man or men has or have been unjustly dis-9,655 tons and for th eyear to date

pensation for time lost in cases where reinstatement has followed it shall be left to the joint committee to decide what amount, if any, is to be paid.

(e) Any breach of the agreement by any of the parties thereto is not to void any of the parties thereto is not to voit the said agreement but same is to con-tinue in full force and effect. It is not intended, however, by this sub-section to abridge the right of the men to sus-pend work after final settlement as here-in provided if any operator or opera-tors refuse to be bound by any decision

Whenever any new work arises, a price for which has not been provided for in this agreement, on the request of the company or the miners the joint committee of the Western Coal Operators association and district No. 18 of the U. M. W. of A. shall meet within 30 Northport, Wash. days after the said request and arrange a price. Meantime and until such price has been arranged all men shall be paid.

upon the day wage scale.
HOURS OF WORK It is understood that nothing herein shall be held to afford any grounds against the enactment of legislation respecting hours of labor in the province of Alberta.

NEW WORK.

or men has or have been unjustly dis-charged, the case shall be dealt with according to this article and if it is

proven that he or they have been unjustly dealt with, he or they shall be reinstated. If claim is made for com-

CONTRACT MINING RATES There shall be added a 5 per cent increase on contract mining rates at the following mines: No. 9 Coal Creek, No.

INSIDE LABOR. 25 cents a day to drivers, tall rope rid-ers and holstmen. See Schedule C. At Bankhead, Canmore, Lundbreck and Lille there shall be added an increase of 5 per cent to all other transportation men, and those connected with the handling of coal, this increase being

period of two years commencing April 1, 1907, and ending March 31, 1909, in so far as the same may not be modified or Michel, No. 3 mine, 57 3-4 cents per gross

Bottom men, per day, \$2.62 1-2, 10 hours.

Locomotive engineer's helper or switch

VITH COAL TROUBLES OVER THE

for the past week show a marked de-

Only the Dominion owever, failed to make any sh'pments at all; all the other plants received a limited supply as will be seen from the details given hereunder. With the reopening of the collieries the shipments and receipts will doubtless resume their normal condi-

Appended will be found the ore shipmen

MARYSVILLE SMELTER RECEIPTS Marysville, B.C. from the local and foreign mines for the past week were 28,900 tons and for the year to date 475,054 tons.

STILL IN NEED OF COKE. Boundary Smelters Cannot Yet Resume

Normal Operations.
(Special to The Daily News)
Phoenix, May 10.—There have been
no developments in the situation in the
Boundary this week, as regards resump-Boundary this week, as regards resumption of work at the mines which were closed last week, as a direct result of the coke shortage at two of the district smeiters. The British Columbia Copper Co. has been enabled to keep two furnaces at its smelter in operation, as well as its Mother Lode mine, by having had a goodly supply of coke our hand when the coal miners quit work. However, little or no coke has been re-However, little or no coke has been re-ceived of late and almost any day one reduction works must be blown out, which will mean a shut down also at the company's mine. This will leave all three of Boundary's smelters idle, the Granby and Dominion smelters hav-ing been out of commission for two or

three weeks.

News of the definite settlement of the coal miners' trouble was received all through the Boundary with much satisfaction, but it is expected to be two or three weeks, more or less, before any sort of coke supply adequate to normal

needs can be received.

Meantime, it is expected that another conference of Boundary miners and mine managers will be held and that an agree-

ACCIDENT AT SLOCAN (Special to The Daily News) Slocan, May 10.—Tom Waring met der cleaning windows in the Wilson hotel, when the ladder slipped and he

WINNIPEG GETS GZOWSKI CUP Winnipeg, May 10.—At a field battery neeting today the commanding officer resented to the batery the Gzowski cup, eing first prize for efficiency in drill and manocuvres in annual competition against all batteries in Canada, Inscrip-tions on the cup show the following

winners;
Quebec battery, 1892; Durham, 1893;
2nd Field battery, 1897; 2nd Field battery, 1903; 14th Midland battery, 1904;
1st Quebec battery, 1905; 13th battery, The cup is of sterling silver, mount on an ebony base and is surmounted by a model of a field gun.

RIOT LEADERS JAILED Altahabad, British India, May 4—All native lawyers who are said to have been ringleaders of the agitation which led to the rioting at Rawip have been arrested and placed in jal', ball being refused. A mob subsequently attacked the residences of the district magis: rate and assistant magistrate and did much damage. Troops are still parisoling the city. are still patroling the city.

CAUGHT IN STEEL TEETH
Sterling, In , May 4—Slipping down a
gravel bank in a railroad pit near here yesterday, George Nelson fell between the jaws of a huge steam shovel and his body

TRIAL OF HAYWOOD NOW IN PROGRESS

First Day's Proceedings Devoted to Work of Securing a Jury---Good Progress Made---Court Is Being Conducted in Very Orderly Fashion--- No. Evidence of Excitement or Disorder.

(Special to The Daily News)

Boise, Idaho, May 9.—Today the trial of William D. Haywood for the murder of Frank Steunenberg began before Judge Fremont Wood. Fair progress was made in getting a jury, and when the day's session was closed there were three men in the box who had been passed by both sides for cause. There was a fair-sized crowd in the court room when the morning session opened and all the attorneys on both sides were present, together with about 40 newspaper men.

The spectators this morning were all men of the appearance of the average

men of the appearance of the average assemblage in this section, strangers made up about half of the number and residents the balance. A number of faces of Caldwell people were visible, as were some of the Portland excursionists.

sionists.

Mrs. Haywood was brought into the cour troom just before 10 o'clock in her invalid's chair and stationed just at the back of the attorneys for the defense and her husband. With her were a nurse and her two daughters.

Promptly at 10 o'clock Judge Wood took his seat on the bench. Sheriff Hodgins called the court to order, and Departs. Closic Personnel.

Hodgins called the court to order, and Deputy Clerk Peterson read the minutes of yesterday's proceedings.

Two photographers with large cameras were stationed at the east and rear side of the court room and were permitted to take views of the room with attorneys, reporters and the defendant, without molestation.

The defendant was ordered to be honeyet into court. While this was here

prought into court. While this was being done, Mr. Richardson asked that the name of Edgar Wilson be entered as associate counsel for the defendant Mr. Hawley asked to have a list of names of witnesses endorsed on the in-dictment. The nemes were presented to the clerk and the order made with the consent of the attorneys for the defense. He said the list included all witnesses known now, but that others

it was noticeable that the questioning of the defense took a much wider range than that of the state, and its most atriking feature dealt with the possible effect on the minds and attitudes, of jurors of the letter of President Rooseveit in calling Haywood and his asso-ciates "undesirable citizens," the speeches in Idaho of Secretary Taft, the message of Governor Gooding to the legislature of Raho, the speech in Boise of Senator Heyburn and the ac-tion of the Idaho legislature in passing a resolution and appropriating money for the prosecution of the three pris-

Mr. Richardson, who conducted and examination of the talesmen was also particular to ascertain their attitude toward socialists and members of labor organizations and whether they could give them a fair trial. He was also counsel for the state, any connection counsel for the state, any connection with detective agencies, any experience in the pursuit or prosecution of criminals, or were members of the Mine Owners' association. Richardson also asked if they had contributed to any fund for the prosecution of the prisoners, if they were members of the Citzens' Alliance, if they remembered the ens' Alliance, if they remembe old labor troubles in Idaho and if they had taken sides in labor troubles at any time. A remarkable feature of this examination was that all of the tales-men questioned by the defense swore hat they had not been influenced by the letter of President Roosevelt, or the speeches of other officials of the national or state governments, and a majority of them said they were re-publicans.

The chief concern of the counsel for the state in the examination of talesfell through the window, the glass severing arteries in his arm in two places. He bled profusely and only the prompt and rough and ready first aid assistance of those who witnessed the accident saved his life. Dr. Browse, in response to a telephone call came down ner in which the prisoner and his com-panions were brought from Colorauo, the views of the talesmen as to the death penalty for murder in the first degree, and of union labor. They also questioned each talesman as to his ac-quaintance with the murdered gover-nor, with a view to disclosing friend-ship of enmity. Their examination brought out the fact tha tcertain labor and socialistic papers are being disand socialistic papers are being dis-tributed free of charge in parts of Ada

county. The custom of the Idaho courts in salecting jurors for criminal cases is to call 12 talesmen to the jury box and to keep the box full by immediately filling keep the box full by immediately filling any vacancies that may occur. The state first conducts a complete examination that continues until the 12 men have been passed, when the body of talesmen pass to the defense for examination. The state passed 12 men early this afternoon, and the general examination is in the hands of the defense. Of the 11 men remaining in the box at the close of today's session, only three have been passed by both sides. They have not been finally accepted and sworn and are still subject to perempsworn and are still subject to peremptory challenge. They are A. L. Ewing, a carpenter and veteran of the civil war; William Vanorsdall, a grocer, of Boise, and Samuel D. Gilman, a farmer. who lives in the country 10 miles from Boise. Gilman served in the Philippines with the Idaho volunteers. Under the law as recently amended, each side has ten peremptory challenges.

Judge Wood announced that he in-

tended to give both sides a wide latitude in the examination of talesmen. He also showed a willingness to grant challenges where there seemed any reasonable objection to the attitude of the talesman, and in the one contest of the talesman, and in the one contest of the talesman, directing the sheriff to report on Monday morning. In the meantalesman, and in the one contest of the day he ruled with the defense, which day he ruled with the defense, which had challenged the talesman and was resisted by the state.

The state filed today a supplement.

The state filed today a supplementary list of 151 witnesses who are called to testify against Haywood, Moyer or Pettibone, and Mr. Hawley announced that additional names will be filed later. The list includes former Governor Peabody of Colorado and his daughter. Miss Cora Peabody; Charles Sweeney, mineowner, of Spokane; Detective James McParland, Steve Adams, Mrs. Steve Adams, Bulkeley Wells, adjutant general of Colorado; A. E. Carlin, president, and A. A. Hamlin, secretary, of the Mine Owners' association, of Cripple Creek; Julian Steunenberg, son of the dead governor; a number of resident of the steady of the dead governor; a number of resident. the dead governor; a number of residents of Caldwell, Coeur d'Alene, Colorado, officials of Idaho and Colorado and several detectives in the employ of the Pinkerton and Thiel agencies.

Richardson asked that the jury when called be requested to take seats in the order named. Judge Wood assured him this was usually done and would be carried out.

The following were drawn as jurors:
A. L. Ewing, Henry W. Baker, George
Walker, George H. McIntyre, W. A.
Simpson, Sylverton Gaunt, W. W. Bisby, Samuel Wingate and Samuel F.

by, Samuel Wingate and Samuel F. Russell.

J. H. Hawley, senior counsel for the state, proceeded with the examination of these men as to their qualifications to serve on the jury, first making the following brief statemen: "This case, gentlemen of the jury, is a charge of murder against the defendant, William D. Haywood. He is charged with having unlawfully killed one Frank Steunenberg on the 30th day of December, 1905, at Caldwell, in Canyon county, in this state. The proceedings is on in this state. The proceedings is on an indictment found by the grand jury of that county, transferred here upon

an indictment found by the grand jury of that county, transferred here upon a change of venue."

The examination developed very little showing of prejudice. In a number of cases the talesmen stated they had formed fixed opinions and were excused. One man was excused because he had received news of illness at home. On motion of the state seven in all were excused and others called in their places. One of these announced that he was opposed to capital punishment, but the others had simply formed opinions. When the state had accepted and been excused, the defense, represented by E. F. Richardson, took them in hand and excused three, while passing three for cause. One of these was excused on challenge by the defense, capital John E. Yates, went out on the statement that, if the shoe were on the other foot, he being tried and Haywood in the jury box, he would object to the latter. There were ill men in the box when 4:45 o'clock arrived, and the panel was then exhausted.

The case was halted shortly hefore 5 o'clock by the exhaustion of the jury panel and an adjournment was taken until Monday morning. Meantime, the sheriff will summon a special venife of 100 men. The eleven men under examination, but not yet finally accepted or rejected, were locked up and will be closely guarded.

Haywood was brought to the court room sharp at 10 o'clock. He found his family in a line of chairs to the right of his seat and in front were all lof his counsel. He devoted more attention to his youngest daughter than to anyone else, land (throughout the day took practically no part in one selection of jurors. Many men in similar jeopardy, as a rule, make close study of their prospective jurors, and frequently express their personal preference, but Haywood gave no sign of any feeling or emotion, but sat quietly throughout the day. Mrs. Haywood and her children did not attended to a precial venific of the jury panel and an adjournment was taken until Monday morning. Meantime, the sheriff will summon a special venife of them of the panel wa The three men who had been passed
by both sides for cause are A. L. Ewtend the panel was then exhausted.

examination of talesmer
Haywood and her childr

TO DEVELOP SUDBURY GROUP

Camp Copper Claims.

Phoentx, May 10.—James Schiewe, of Spokane, president of the Sudbury Mining Co, recently organized to take over and operate the Sudbury copper group in Deadwood camp, has just completed a visit to the properties after arranging details for undertaking some systematic development.

The Sudbury group, recently acquired by Mr. Schiewe and associates is located but two claims distant from the Sunset group owned by the Dominion Copper Co., where development and shipping has been going on for a year and a half with most favorable results. He has just ordered a 20 h.p. electric hoist, and will secure power from the Greenwood City Waterworks Co., Ltd., which fur-City Waterworks Co., Ltd., which furnishes power for a number of the smaller mines around Greenwood. The hoist is to be delivered in 30 days, the power line to be built to the Sudbury in the meantime. The hoist will be installed at an incline shaft, where there is a good showing of ore, and development will be vigorously prosecuted.

If his decisions do not to the bureau of mines and these the minister may refer to the mining commissioner for the Ontario railway board. Where the taxes exceed \$1000 a further appeal may be carried to the court of appeals, and the decision of this court will be final.

000

Ask your dealer for tint card.

EASY

ine is sold by hardware and paint dealers everywhere a 5 pound package for 50 cents.

WILLOW STREET, PARIS, ONT.

TA

NEVER SOLD IN BULK.

TO PUT ON

So simple is it to handle, any

woman can decorate her own home with Alabastine. Write to-day for our

ok "Homes, Healthful and Beautiful."

It explains how Alabastine is the cheapest, most healthful and most luxurious wall-

port on Monday morning. In the mean-time the case will be postponed.

The 11 men in the box at the close

or three days more.

Boise, Idaho, May 9.-William D. Haywood, first of the alleged participants in the avenging conspiracy by which, it is averred, the assassination of former Governor Frank Steunenbe was plotted and executed, was placed upon trial for his life today. Counsel for state and prisoner entered at once,

the end of next week.

The opening day of the trial went through to its cor form. At no time morning or after

hair filled and the streets forming the court house square contained not a single loiterer.

The case was halted shortly before 5 o'clock by the exhaustion of the jury panel and an adjournment was taken until Monday morning. Meantime, the sheriff will summon a special venire of 100 men. The eleven men under examination, but not yet finally accepted or rejected, were locked up and will be closely suarded.

examination of talesmen began. Mrs. Haywood and her children did not at-

cil was passed at a meeting of the cab-

inet today appointing professor G. K.

Mickle, of the school of practical:

Mining Tax Act, which was put through

during the last session of the legila-

ture. Professor Mickle will leave in a.

few days for the north where his first

duty will be to assign districts to the

eight new inspectors of mining claims

whose appointment was announced a

day or two ago.

The Act vests very wide powers in the

mining assessor. If his decisions do not give satisfaction, appeals may be taken to the bureau of mines and these the

tire matter; it was a deliberate to prejudice the jury by the gov

plain his actions.

Judge Wood finally said he fer the matter to the prosectorney to look into it and see

that beats on the witness ch
"Of course the clearness o
mind and the vigor of his b
of amportance and interes
most vital thing of all is
of his mind towards the ta
just before him. That what
said or done since his conf
gan, has been done volu
without coercion or inducem
his word in my hearing. I
statement implicitly, not bec
anything of his credibility,
he is convincing.

VOL. 6

TO INFLUEN THE JURO

Defense Take Excepti Press Correspond Stories of Orchar

Judge Wood Raises the Point at of Court-Attempt of Govern Whit ash Orchard Says Defer

Boise, May 17-The publica stories of the interviews secu newspaper men with Orchard ye led to a lively tilt in court this ing. These statements were na of the visit to the prison and pures of the man, together with ments from him on subjects unce d with the trial now in progrestatements wired from here by the clated Press was one of these pures the pure statements were supported statements. of the visit to the prison and while two signed statements on the list.

To the surprise of every or Wood at the opening of courattention to these publications

that it was possible they were in that they had so it pressed him a he would be glad to hear from neys on the subject. He tho might tend to pre udice jurors such pen pictures of Orchard as in the neonle.

such pen pictures of Orchard as spread among the people.

Mr. Hawley for the state, s prosecution had always discount publications which could have a sible effect upon the public mi the newspaper people had the views and often published thing the state would prefer kept out of Mr. Richardson, for the defen that he thought the publication per, but felt restrained from what he thought in the presence spective jurors.

Judge Woods at once asked such to leave the room and the

such to leave the room and the hour a highly interesting d

followed.

Mr. Richardson said it was h Mr. Richardson said it was at that the governor had admit newspaper men to see Orchard possible purpose of prejudicing it had developed, he said, that judice exised against Orchard, ting been shown on examination or These publications were in ing been shown on examination ors. These publications were n the possible dissipating of this dice. He talked very earnestly subject and was followed by Borah. The latter said the gree papers had sent their best m to report this case; they we possible aspects of it; they were be criticized for desiring to chard or for writing their important.

was any action the court mi Mr. Koelch, the state prosec expressed the belief that the thing of which the court can One of the statements publ

by a newspaper corresponder New York Sun. It was as "Harry Orchard has ball books. It has been a long a task, and the marks of its h hours are visible on the factookkekeper. But the task is at last. Harry Orchard kind he owes to the people of Amer his own conscience and he mined to pay the bill. It may mined to pay the bill. It may the currency of reparation he the wherewithall to settle wit ditors, but that he is willing rupt himself in the effort to d is no manner of doubt. The events is the impression whi ried away with me after the talk I had with him yesterd state prison. Harry Orchard be today a very different pe the man who entered the months ago, and moreover it believe it. Today at least he in body, keen in mind, seren its, master of himself and a poses. What he said in the of yesterday is told elsewhen newspaper. It is not necess peat it here. But it may be to read the impression tha upon one of those who saw these many months of sectu these many months of seclu he is soon to leave for the that beats on the witness ch

anything of his credibility, he is convincing.

"Whatever the Harry Ordember 30, 1905 may have who look like the Harry May 16, 1907, are men with. There is a conscitting blue, unfaltering eyes to be there, ho with the same blue, and the same blue is to be there, ho with the same blue is to be there.