

## ORCHARD AGAIN ON WITNESS STAND

BRIEFLY EXAMINED  
BY THE DEFENCE

Denied That He Threatened to Kill  
Stuenberg Because of Her-  
cules Mine Deal.

Boise, June 25.—The first direct testimony in defence of Wm. D. Hayward was offered to-day. It was chiefly directed toward showing that Harry Orchard, after blaming ex-Governor Stuenberg for the loss of his interest in the Hercules mine, threatened to have revenge by killing him, and that the conduct of Orchard and K. C. Sterling before the Independence depot explosion, when they were frequently seen together and afterwards when Sterling called off a bloodhound that was following Orchard's trail, justified the interference that the mine owners inspired the crime. The first witness for the defence was preceded by a further examination of Orchard, to permit the defence to complete its formal basis for impeachment. These were nearly all relative to the contention that Orchard killed Stuenberg because of an alleged grudge growing out of the sale of his interest in the Hercules mine.

Orchard, who came into court under protection of the squad of guards that always accompanied him, testified that he always called Stuenberg by the name of "Hercules mine," and that he never threatened to kill Stuenberg because of the Hercules mine matter, and the defence has paved the way for such testimony from a dozen more witnesses.

The two heard to-day were F. R. Redd, once of Cripple Creek, and Sullivan, formerly of Cripple Creek and now a watchman in the Brown Palace hotel, in Denver. Redd testified that he heard Orchard make the statement and the threat in the miners' hall in Cripple Creek, and Sullivan swore that while he and Orchard were fellow boarders at John Neville's place in Cripple Creek, Orchard repeatedly said that he intended to kill Stuenberg because of the Hercules mine deal, and that he intended to kill him.

The cross-examination showed that both witnesses were members of the Federation of Miners, and that Sullivan was a friend of Hayward, Moyer and many of the union leaders at Cripple Creek.

Dr. I. McGee, mining broker, of the Coeur d'Alene, swore that Orchard told him in 1904 that he was going to have a spotter for a detective agency. Orchard denied this conversation and denied that he was in Idaho at any time in 1904.

Several witnesses, principally women, who kept lodgings houses at Cripple Creek, testified that Orchard's being in conference at various times with Sterling, the detective for the Mine Owners' Association, prior to the Independence depot explosion, and that there was a further showing that meetings were held at the mine, and that Orchard was in the employ of the Florence and Cripple Creek Railroad Company.

Another witness, Ira Bilzard, of Cripple Creek, a trainman, described the effort to find the men guilty of the Independence station outrage by starting a bloodhound from the chair "Hercules" in exploring the mine. He said the dog took the road to Colorado Springs, the one over which Orchard fled in the night, and that when he reported to Sterling he got only one of the dog off, Sterling said he knew who blew up the station and afterwards said that Steve Adams did it.

The state court, the admission of the testimony about the bloodhound, also the admission of Colorado railroad law, but in both instances the court ruled with the defence.

Taking Evidence.

San Francisco, June 25.—The taking of depositions in an effort to impeach the story Harry Orchard told the Boise trial, that he placed a bomb in front of F. W. Bradley's door, was begun here yesterday. W. N. Linforth, who owned the building, secured a \$10,000 judgment against the gas company for damages caused by the explosion, stated that gas leaks were found later and that before the explosion the house smelt of gas for a time. His testimony was corroborated in certain details by Mrs. Richard and Mrs. Cummings, the tenants.

KILLED BY ELECTRIC CAR.

Well-Known Bookmaker Run Down on  
Interurban Line Near Seattle.

Seattle, June 25.—William M. Ayres, one of the oldest and best known bookmakers on the Pacific coast, was instantly killed at 12:30 yesterday afternoon by a Seattle & Tacoma interurban car, at the Meadows. Mr. Ayres was attempting to cross the tracks at the time of the accident, and became bewildered by trains going in the same direction. In trying to avoid an oncoming car he stepped in front of a swiftly moving train, coming toward Seattle, and was dragged fully thirty feet. His skull was crushed by the impact, his legs broken in several places and he was bruised about the body.

Mr. Ayres made his home at Portland in the Goodwood block, at Fifth street and Yam Hill, although during the summer he had been in the hotel at Seattle for many years of following the races. He came to Seattle from Portland Sunday night.

In company with Joe Clinean, whom he had engaged to assist him in the betting ring, Mr. Ayres started for the platform outside the inclosure to take a car back to town. Clinean was

in the lead and had safely crossed the double track when he shouted a warning to his companion. Mr. Ayres paused for an instant between the tracks and then started across the rails to the platform where Clinean was standing. The moment's hesitation was fatal, as the swiftly moving interurban car struck him with terrific force.

GAVE LIFE FOR OTHERS.

Port William, June 24.—An heroic and successful attempt to save the lives of two Finlanders, who had been entombed in Loch Lomond tunnel after a blasting accident, was the cause of Joe Chichester, an Englishman, sacrificing his life. The scene of the tragedy is where the corporation of Port William is endeavoring to obtain a pure water supply, and all three men were employed there. The explosion it was found that the two Finlanders were missing. Chichester, who was a son of a retired army colonel in the Old Country, at once entered the tunnel, and after battling with the smoke for some time, succeeded in bringing one man to the surface. He again returned and brought forth the other man, who had sustained a fractured arm. Both men were quickly taken care of, and Chichester's exertions had been too much for him and he was unable to return. Artificial respiration was resorted to for some time, but without success, and Chichester thus sacrificed his life. He was thirty-eight years of age and unmarried. The body will be shipped to England.

## MORE PRIZES FOR VICTORIA LADIES

Soap Man Was Around Last Night  
Again Giving Orders on Local  
Firms.

(From Wednesday's Daily.)

Mrs. Garvin, 13 School street, \$5 on J. Fullerton's shoe store.  
Mrs. A. Ellis, 143 View street, \$4 on Henry Young & Co.  
Mrs. P. Tripp, 149 View street, \$3 on Terry & Maret's drug store.

Mrs. Geo. Mellor, 31 View street, \$3 on the Standard Stationery Co.  
The above are the winners of the prizes offered by the Gold West soap man last night. He started operations on View street last night. The first call made was at No. 31. Mrs. Mellor was picking a bouquet of roses in her front garden and she answered, "Why yes." When his errand was explained she quickly produced the soap and was rewarded with a \$3 order from the Standard Stationery Co.

He then walked as far as 143. Seeing the door open he decided to try there. Mr. Ellis came answer to his knock and explained that his wife was out, but he would look and see if the right brand of soap was used. This proved to be the case and he thanked the soap man for the order handed to him, which proved to be \$4 on Henry Young & Co.

Mrs. P. Tripp the next lady called on, had not heard of the philanthropic soap man, but nevertheless produced the soap which she praised very highly for its good washing qualities. She was given the \$3 order on Terry & Maret's drug store.

"Travelling up the street to School street, the soap man turned west and stopped at No. 13. Miss Garvin answered the call and on producing a package of Golden West soap was rewarded with the last remaining order on J. Fullerton's shoe store.

He then for the soap man, you never know where he will go next. The rest of the town will be visited, and it may be your turn to-night. Orders for this evening will be on J. Fullerton's shoe store; \$4 on Henry Young & Co.; \$3 on the Standard Stationery Co.; \$3 on Terry & Maret's drug store.

FRENCH ALLIANCE.

Society Will Give An "At Home" on  
Friday Evening at Balmoral  
Hotel.

(From Wednesday's Daily.)

There will be no regular meeting of the French Alliance to-night. On Friday evening next the society will be at home to its friends at Hotel Balmoral.

After a short but interesting programme in which Mesdames Fauché de Kerpeodon, Holden, Henry, Leiser, McKay and others will take part, refreshments will be served and the remainder of the evening will be spent in games and general conversation.

Madame Holden and Mrs. Fauché de Kerpeodon have charge of the decorations and will be present at the society's rooms on Friday afternoon from 4 to 6 o'clock to receive refreshments.

This society is really deserving of much praise for the educational work it has been carrying on since its organization some three or four years ago, and it is one of the most successful branches of L'Alliance Française in the western Canada or the States. Its social evenings are always delightful and no charge made for admission, the members paying all expenses.

The honorary treasurer will be glad to receive the payments of any member in arrears.

BRIEF TELEGRAMS.

The Venezuelan cabinet has resigned owing to the action of Congress in condemning the policy of the minister of finance. The heads of departments are transacting the government business. A Boston dispatch says: The bill repealing the consolidation of the Boston and Maine railroad with the New York, New Haven and Hartford railway until the state legislature can act upon the plan was passed at the lower branch of the legislature by a vote of 100 to 40 on Tuesday, after a referendum to the people had been killed by 81 to 135. The bill now goes to the Senate for consideration.

LABORER KILLED.

An Italian laborer named L. Poletti was instantly killed at the excavation work at the corner of the street, Vancouver, on Monday afternoon, when he fell from a scaffolding. He was about 40 years of age and was married. He was injured, one of his feet being sprained.

Foreman W. B. Rose reported that he was up on the bank of the river in the valley of the Hun river. It is, however, a situation which may at any moment develop ugly features.

## ANGELICAN SYNOD. Annual Meeting Will Be in Nanaimo— Recent Clerical Changes.

The annual meeting of the Anglican Synod will be held at Nanaimo on August 21st, 22nd and 23rd. At yesterday's regular bi-weekly meeting of the synod the Lord Bishop presided. Canon Beaudin and Rev. Mr. Miller were appointed a committee to arrange for the speakers at the forthcoming missionary meeting. Notices of motions must be handed in to the secretary not later than July 18th next.

The arrangements for the annual meeting will be as follows:  
Wednesday, August 21st, 8:30 p.m., evensong.  
Thursday, August 22nd, 8 a.m., celebration of holy communion; 10 a.m., first session; luncheon, 1 to 2:30 p.m.; second session, 7 p.m.; moonlight excursion.

Friday, August 23rd, 9:30 a.m., matins, and a luncheon; 1 to 2:30 p.m., first session; 2:30 p.m.; 2:30 p.m., fourth session; 8 p.m., missionary meeting.

The Lord Bishop announced that the provincial government had requested a grant toward the hospital at Van Anda, which was recently opened by His Lordship.

Rev. Mr. Simon is entering upon duty on Salt Spring Island owing to the illness of Rev. Wilson.

Mr. Leakey announced the will of the late Rev. Mr. Leakey, who died last night, to hold ten services in this district.

Rev. A. Heath will be the new incumbent at Ladysmith, and it is hoped that Cumberland will secure the services of Rev. Mr. Laferre.

ASKS FOR INQUIRY.

Washington, June 25.—The Central Labor Union of Washington sent a telegram to President Roosevelt, asking that he institute an inquiry to determine if the telephone companies have entered into a conspiracy in restraint of trade in violation of the Sherman Anti-Trust law. At the request of the American Federation of Labor, similar action, it is said, will be taken by all the labor organizations in the United States.

## CHINA MUST TAKE PROMPT ACTION

Dispute Regarding Timber Industry—  
Efforts to Curtail Japanese  
Privileges in Manchuria

Mukden, June 25.—Without waiting for an announcement of the policy of the new Manchurian administration, Japan, on the ground of defence of her tariff interests, has begun a programme of curtailing Japanese timber privileges in Manchuria. It is reported that the Pekin government already has asked to re-open negotiations toward reaching an agreement on the timber dispute. All Manchurian industry in the Yalu river are in suspense on this account.

General Kojima, military head of the timber bureau, is leaving on one-fourth of all timber. Three thousand rats are tied up for the trading season, and six thousand rats are tied up for the trading season.

As ten thousand unemployed are now in disorder, General Kojima to-day is issuing a proclamation intended to relieve the situation.

China's default in the negotiations and its support of a large timber company in defiance of Japanese protests have rendered the Japanese government's efforts to stop Chinese timber operations, which he holds to be illegal, impossible. The Japanese have exposed China's perfidy and have called for coercion, and have called for the restoration of the Japanese Manchurian policy from compromise to force.

Some time ago the Japanese government addressed to Japan a complaint on the subject of the Yalu timber-felling industry. In this complaint it was stated that Japan, without waiting for the conclusion of a convention with China regulating the conduct of the industry, had given a concession to a Japanese company, who is now engaged in felling the forests. Japan's reply was very pointed. She said that the so-called Kojima is Major-General Kojima, who has been employed ever since the days of the war in superintending the timber-felling operations under Japanese control. She said that the Japanese operations were in fact a violation of the Japanese treaty with China, implementing her treaty with Japan, comes to an agreement which will warrant the institution of civil for military authority.

The reply then went on to say that the Chinese have attempted by act of violence to obstruct the Japanese operations on the Korean bank of the Yalu, and that the Japanese have been obliged to resort to strong measures of self-protection. This is a serious ground of complaint against China, and Japan formulates her protest in strong terms. Finally she points out that the Yalu will cease to be a boundary line between the two countries, but an affluence of the Hun river, which has thereby flagrantly violated the treaty which requires that work of this kind in the Yalu region shall be carried on jointly. Pekin has been repeatedly informed that so soon as effective steps are taken to implement the provisions of the December 1905, the timber-felling operations undertaken by the military on the right bank of the Yalu will cease, and the whole enterprise will be handed over to the company jointly organized in compliance with that treaty. But China, finally she mentions, has not conventional duties, confines herself to formulating groundless protests.

It is popularly supposed here that China is a nation of exploiters, and that the practical enjoyment of all privileges obtained by Japan in Manchuria, is the result of the exploitation of the Chinese by the Japanese during their military occupation of the Yalu valley. The Japanese, however, are not exploiters, and the Chinese, who are not exploiters, are not exploiters, and the Chinese, who are not exploiters, are not exploiters.

Two of the city schools, the Rock Bay primary and Hillside schools, have already been closed, and will not re-open until the end of the summer vacation. Another epidemic of measles had been reported in the county, and the school authorities are taking steps to prevent the spread of the disease.

SENT TO JAIL.

Frank Clayton Sentenced to One Year  
For Stealing Horse.

(From Wednesday's Daily.)

One year's imprisonment was the sentence imposed upon Frank Clayton, alias Parker, etc., by Judge Lampman this morning in the county court, for stealing a horse and rig last March. Clayton was committed for trial by the provincial police on the 7th inst. and elected for a speedy trial. His application was granted in a double sense for to-day, as witnesses were examined and sentence passed inside of an hour.

CLAYTON TOOK THE HORSE AND BUGGY

from the farm owned by George Bridges at Mount Témie while staying at the latter's home. He endeavored to dispose of it to Joe Ferra, an Italian, who lives on Glenford avenue, the same night, but Ferra suspected that there was something shady about the deal and refused to transact business with him. Being unable to find a purchaser for the stolen outfit, Clayton took it to the Strathcona hotel at Shawanigan lake and left it there afterwards, leaving for the north to secure work in a logging camp.

The provincial police were notified by the owner of his loss and Constable J. J. Russell, of Saanich, located the horse at the hotel. In formation was sent to Vancouver, where the police kept a sharp lookout and Clayton was arrested in that city by Mr. Russell, being detained by the local police. J. S. Yates conducted the prosecution.

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Well Known Artists Lend Their Aid  
and Entertainment Proves  
Great Success.

(From Wednesday's Daily.)

For the purpose of bidding farewell to Miss Justine Gilbert, who is about to leave for Germany to study music, a recital was held at the Institute hall last night which proved of a highly interesting and instructive character, and attracted a full house. The recital was organized by some of the advanced pupils of Prof. Wickens, a musician who is responsible for the degree of competency which Miss Gilbert has already acquired. Outside help was lent to the organizers of the concert by Mrs. D. E. Campbell and J. H. Griffiths.

Miss Justine Gilbert appeared twice on the programme alone. In "Air Russes," by Knefel, she was at her best. This was ably interpreted by the violinist, and the recital was loudly enjoyed. She was heard again during the evening in a violin solo entitled "Legende," by Bohm, which was very brightly given. The audience was highly pleased with the efforts of the artist, and she had to respond to the applause on the occasion before she could finally leave the platform.

The trio of piano, Miss A. Mittalstade, viola, Mr. G. Mittalstade, and cello, Mr. G. Edwards, proved very melodious.

MISS JUSTINE GILBERT.

The action of the dental board in plucking candidates at the late examination will be called in question by some of those who failed to obtain diplomas. Some of them will have recourse to the courts on the contention that the board acted arbitrarily and beyond its powers. J. W. Sinclair, Mr. Thomas and Messrs. Thompson, will it is understood, take a case into court.

A local solicitor has been approached by the board on the subject, and a test will be made of the power which the board possesses to restrain those who qualify in the various colleges from practicing in the province.

The attempt will be made to override the decision of the board. The whole standing of the act by which the Dental Association has its existence, will likely be called into question.

THE ROSE SHOW.

Preparation in Progress for the Opening on Friday.

The rose exhibition on Friday next will excite a great deal of favorable comment on the part of the many visitors from distant parts who are at present taking a holiday in Victoria.

Already the committee in charge are busily engaged getting Assembly hall decorated and arranged for the occasion. The roses this year are in perfect condition in form and color for exhibition purposes. There is no doubt but that the expressed desire of the committee for everyone of the citizens of Victoria to send all the specimens they can, will be loyally complied with.

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ENTRANCE EXAMINATIONS.

Many Candidates Writing—Vacation Begins Next Week.

Over one hundred and twenty candidates are writing at the High school entrance examination which is now in progress, and of this number ninety are pupils of the city schools. The examination opened at 9 o'clock in the High school, and to-day's subjects are nature study, reading, literature and English history.

The rest of the programme was ably rendered and taken in all it was of a star character. Before the concert came to a close Prof. Wickens formally bade farewell to Miss Gilbert.

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