

After Judge Wood had temporarily disposed of the magazine articles, John L. Stearns, general agent of the Mutual Life Insurance Company, Denver, was called. He was the man who made a contract appointing Orchard under the name of Thomas Hogan as life insurance agent.

Stearns said that the contract with Hogan was made in April, 1936. He met Hogan in the company's office in Denver.

He applied for the position of agent and he told him he must furnish references. He furnished references from Harry Cohen, George A. Pettibone, J. C. Sullivan and Horace N. Hawkins. Witness wrote to each of these asking information respecting Thomas Hogan, and the answers received were identical and admitted in evidence. Mr. Hawkins is the law partner of B. F. Richardson, counsel for the defense, and this reply created both sensation and amusement. Richardson himself being obliged to smile at the good character given by his partner to Harry Orchard. The Hawkins letter follows:

"RICHARDSON, HAWKINS,

"Denver, Colorado, April 8, 1935.

"John L. Stearns, manager Mutual Life Insurance Company, Denver: Dear Sir—With reference to Thomas Hogan, will say that I have known him for a considerable period of time and esteem him in every way as a man of integrity. His habits, so far as I have had occasion to observe, are of the best and I know of nothing whatever detrimental to his character and am glad to recommend him for the position. Yours truly,

"HORAEO N. HAWKINS."

Pettibone's answer caused a ripple of laughter in the court room.

The letter follows:

"John L. Stearns, city: Dear Sir—In reply to your letter of 7th in relation to Thomas Hogan. Yes, I am acquainted with him and I am also getting acquainted with you. If any more agents apply to you for positions you would do me a favor by showing them the nearest way to the side with which I can use these fellows very handy myself. Yours truly,

"G. A. PETTIBONE."

Richardson moved to strike out of this testimony. Overruled.

Mrs. A. E. Soward of Berkeley, California, was next called.

In the fall of 1934 she lived in San Francisco four weeks above the Luitford dais where Fred W. Bradley resided. She remembered a man by the name of Bartie who applied for and hired a room at her house in October.

"He remained at my house five or six weeks. I have seen him here in the room and he is the same man known here as Harry Orchard. I had a little flat and he had a small outside room about the middle of the flat. I found shavings of lead and wood in the center of the room. There were also shavings of wood wrapped in a newspaper in the closet."

She said she found some suspicious bottles in the bureau drawer. One of finding cork fastened to a screw-eye in the closet door, it was a sort of fish line and attached to it was a cork.

"How about his suit case?"

"I noticed that it was very heavy."

"Did you know of an explosion at the Bradley house?"

"Yes."

The witness said she found the things in his room a day or two before the explosion.

"When did he leave your house?"

"The morning of the explosion."

"When did he settle with you for his room?"

"The night before."

The witness said on cross examination that she was induced to come to Boise by a Pinkerton detective by the name of Wilson. Another detective by the name of Hever also called on her. She said Wilson had probably called a dozen times and Reeves called about three times.

"Then you had about fifteen calls from Pinkerton before you finally consented to come?"

She testified that she had only received \$30 before starting for Boise and her railroad fare.

Reilly Harris, of Greeley, Colorado, a plumber, was next called.

In 1935 he was located across from Pettibone's store in Denver.

He worked for Mr. Roach. Harris testified that he was in the plumbing shop when the lead casing which Orchard ordered was made. He was in the shop when the casing was made. He said he delivered the casing to Orchard at the Pettibone store in May, 1935, and collected \$15.00 for it.

A motion to strike this out was overruled.

Judge Luther M. Goddard then took the stand. He said that both he and Judge Gabbert were on the supreme bench in 1934.

"I will ask you if you were present at the recovering of a bomb at your gate a year ago last spring?"

After objection by the defense had been overruled, the witness answered "yes."

Judge Goddard then told the story of the uncovering of the bomb.

"On February 14, 1936, I noticed for the first time a screw eye in the bottom of the gate. I spoke of the matter to general Wells, who was my house. He examined it and found a depression in the ground near the gate. He dug down and recovered a rough box, about 18 inches long. The top of the box was about three inches below the level of the ground. There was a strap above the box. We found a rusted wire attached to a cork partly drawn from a tilted vial in the bottom of which was a brownish sediment."

Judge Goddard told of how the box was removed, placed in a grip and taken by himself and Burke Wells to the office of detective McParland here. He said the box was wrapped up and the package sealed. He told about how the arm and other small parts were wrapped up, sealed and marked for identification.

Mr. Borah handed the Judge a sealed envelope, the witness (Goddard) signed it to him. He was asked to tear open the envelope. He did so and

(Continued on Page Four)

LAND NOTICES

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands in West Kootenay district, British Columbia: Commencing at a post marked "S. Leary's N.E. corner," said post being at a point two miles west of a point three miles from the Columbia river, up Mosquito creek, thence south 40 chains; thence west 40 chains; thence north 20 chains; thence east 40 chains to place of commencement, containing 320 acres, more or less.

Dated this 23rd day of April, 1937.

CHARLES SIDNEY LEARY.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands in West Kootenay district, on the S.E. side of Lower Arrow lake, adjacent to Octopus creek, commencing at a post on the north line of J. T. Battie's application to purchase, thence running east 20 chains; thence 40 chains north; thence 20 chains west; thence 40 chains south to place of commencement, containing 40 acres, more or less.

Dated at Nelson, B.C. this 28th day of May, 1937.

T. M. FOOTE.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay District: Commencing at a post marked "R. W. Gladstone," thence running east 20 chains; thence 40 chains north; thence 20 chains west; thence 40 chains south to place of commencement, containing 120 acres, more or less.

Dated at Nelson, B.C. this 28th day of May, 1937.

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the Chief Commissioner of Lands and Works for permission to purchase the following described lands situate in Fire Valley, West Kootenay district: Commencing at a post planted 20 chains west from N. E. corner of L. C. Morrison's pre-emption and marked "D. J. A. purchase, S.E. corner," running 80 chains north; thence 40 chains west; thence 80 chains south; thence 40 chains east to place of commencement, containing 60 acres, more or less.

D. JOHNSTON.

L. C. MORRISON, Agent.

Dated, April 25, 1937.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay district: Commencing at a post marked "A. L. McCulloch's N.W. corner post," being also the N.E. corner of P. M. Schonberger's pre-emption, thence 10 chains east; thence 30 chains south; thence 20 chains west; thence 40 chains north; thence 20 chains east to place of commencement, containing 40 acres, more or less.

Dated, April 20, 1937.

A. L. MCCULLOCH.

NOTICE is hereby given that 60 days after date I intend to apply to the Hon. the Chief Commissioner of Lands and Works for permission to purchase the following described lands, situate in West Kootenay district: Commencing at a post marked "C. B. Cullen's S.W. corner post," being also the S.W. corner of P. M. Schonberger's pre-emption, thence 10 chains east; thence 30 chains south; thence 20 chains west; thence 40 chains north; thence 20 chains east to place of commencement, containing 40 acres, more or less.

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