

"Not Guilty," Is the Public Verdict After Hearing the State's Evidence.

Number of subscribers June 28th 294,748
 Number of new subs for week ending June 15th 1,535
 Number existing for week ending June 15th 5,313
 Gain for week 1,122
Total number of subs for week ending 296,579
 June 15th
 Edition printed last week 344,200

Established Aug. 31, 1895
 FIFTY CENTS A YEAR
 Six Months 25 Cents.
 Clubs of four or more 25 Cents.
Appeal to Reason.
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 Fred D. Warren
 Managing Editor.
 Entered at Girard, Kansas, postoffice as second class mail matter.
 Girard, Kansas, U. S. A., June 29, 1907

This is Number 604
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"NOT GUILTY" IS THE HANDWRITING ON THE WALL.

THE light is gradually penetrating the dark recesses of the kidnaping conspiracy and it is now verging upon utter collapse. The prosecution has now held the boards the better part of a month, its star witness has told his entire story and the court has allowed the widest possible latitude for corroboration, and yet it is admitted by even the capitalist press that not one particle of testimony has been introduced to connect William D. Haywood with the murder of ex-Governor Steunenberg.

The Boise correspondent of the New York Journal reports that Hawley and Borah were deceived in respect to what witnesses furnished by the Pinkerton agency would testify to and that more than thirty of them have been dismissed and sent to their homes without being called to the stand.

The New York World editorially admits that the prosecution has utterly failed in any single particular to connect Haywood with the crime charged against him.

This must be the verdict of every fair-minded person who has followed the testimony in this extraordinary proceeding.

Notwithstanding the court opened the floodgates for the reception of every conceivable charge against the Western Federation of Miners since it was organized fourteen years ago, and against the defendant, Haywood, in particular, not one scrap of testimony has yet been introduced to show that Haywood had even the remotest connection with or knowledge of the assassination of Steunenberg.

The contention of the APPEAL TO REASON from the inception of this case is being gradually confirmed and when the final verdict is rendered its entire course will be overwhelmingly vindicated.

The very hour Moyer, Haywood and Pettibone were arrested the APPEAL proclaimed their innocence and denounced what it sensed to be a foul plot on the part of the mine owners to destroy the Western Federation of Miners.

The infamous record of this capitalist corporation was in itself sufficient to warrant this conclusion.

Here are a few of the crimes of which it is guilty:

It has corrupted the politics of the mountain states; bought their legislatures; debauched their courts; used the state militia as its own private army of cossacks to assault union men, raid their halls, invade their homes, insult their wives and deport them at the point of bayonets to starve on the desert; it has hired Pinkerton detectives, spies, scabs, thugs and informers to join the union, infest its membership, direct its councils and instigate crime in the name of the union to bring discredit upon it and destroy its usefulness that corporate greed might reign triumphant in a land of wage slavery.

Such are the crimes of which the Mine Owners' association have been guilty from the mouths of their own witnesses. The records prove the indictment. There need not linger the slightest doubt about it in the mind of any man honestly in search of the truth.

But, notwithstanding all these crimes against the working class, the people and the state, the Western Federation of Miners, whose only object was and is the physical, mental and moral well-being of its members, continued to expand in numbers, influence and power. Each successive assault but added to its inherent strength. It was born in a rough environment and for a rugged purpose and no amount of opposition, however fierce or relentless, could swerve it from its mission.

Between the mine owners and the mine workers in the Rocky Mountains the class lines have been gradually tightening during the past quarter of a century. The war between them has raged more fiercely than in any other section of the country. The most violent passions have been aroused and the fiercest resentments have here found untrammelled expression.

In no sense has this ever been a mere clash of individuals, as such, although many efforts have been made to have it so appear that the real nature of the struggle might be obscured.

The warfare that has been raging in the Western states during the past thirty years has been a warfare of classes and nothing else.

The mine owners and the mine workers are opposite classes. Their material interests clash incessantly. The fight between them is over the product. The mine owners demand the lion's share and the mine workers have concluded that they want all their labor produces. Between these two classes there can be no peace. Conflict is inevitable.

It is reported tonight that Detective McPartland and Governor Gooding had a heated interview during the day, in which the executive severely criticized the Pinkertons. The state has been put to a great deal of expense to get witnesses to come here, the average cost being \$200 each. Within the last few days upward of forty witnesses have been sent home, it being found after examination that their testimony was worthless. This has involved a direct loss of nearly \$10,000 from the state's appropriation. McPartland is held responsible for these blunders.—Boise Correspondent, Denver News.

History Now Making.
 THE APPEAL feels keenly the responsibility of the present situation. History is being made that generations unborn will pore over with absorbing interest. The foundations of the existing civilization are being shaken in the mighty class struggle that is being waged throughout the world.

Through all the countless ages of the past the working class has been in subjection; oppressed and degraded; exploited and trampled upon. Little by little this class has become conscious of its wrongs and conscious of its power to right these wrongs, and today, as never before, this class is grappling with its age-old enemy in a supreme conflict that can end only with the complete overthrow of corporate power and the complete emancipation of the working class.

Just at this moment the most dramatic scenes of this struggle are being enacted in the Rocky mountains. Millions of working-class eyes are straining in that direction. Millions of working-class hearts are in breathless suspense as to the outcome, but more than this, millions of class-awakened followers comprehend the true meaning of the drama and are resolved that the curtain shall not fall upon a scene of crime enacted in the name of justice.

Comrades, there are tremendous responsibilities resting upon us all. The innocent cannot be convicted, nor can justice fail unless we will it so.

The working-class is face to face with a crisis.

The times cry aloud for men.

We do not know what the future may demand, but we do know that it can demand no more than our duty, and that to render this in spontaneous, widespread and determined spirit will thwart conspiracy and insure the triumph of justice.

MINE OWNERS CONNECTED WITH ORCHARD

"Billy" Ackerman Told Companion that He, Together with Orchard, Was Employed by Mine Owners and Citizens' Alliance to Kill for Purpose of Implicating Union.

EL PASO, Texas, June 19.—The Evening News of this city prints the following remarkable story concerning "Billy" Ackerman, the man whom Harry Orchard implicated in blowing up the Vindicator mine after he had charged the same to Easterly and had changed his testimony after it was found that Easterly was present at Boise.

"Billy" Ackerman, the man who, according to Harry Orchard, the arch-criminal of the century, in his testimony in the Haywood case at Boise, Idaho, took part in the dynamiting of the Vindicator mine and helped to make the "Pettibone dope" and the bomb, which was placed for the apparent purpose of killing Governor Peabody, January 1, 1903, and also to have played an important part in the other occurrences of the Cripple Creek and Telluride districts in Colorado, is known to be hiding in Juarez.

The man has been here for several weeks; coming to this point with a companion called Johnson, for the purpose of avoiding arrest. Ackerman has been searched for all over the United States, and is badly wanted to testify at the trial of the accused Federation leaders.

ACKERMAN'S STATEMENT.

The play to kill Governor Peabody, as well as the plan to kill the two Justices of the Colorado supreme court, Justices Goddard and Gabbett, were planned with no intention of carrying out the purpose, but with the object of convicting the miners' officials with attempting the crime.

The letters which were mailed to Orchard with money came from the Mine Owners' association, and were purposely signed "Pat Bone" to throw suspicion on the miners, and for the same reason were dated from the residences of Federation leaders who knew nothing of the bombs planted in their yards, to throw suspicion on the men now on trial for their lives.

Can Free Accused Men.

According to Ackerman's companion, J. G. Johnson, Ackerman is in possession of information that would not only free the officers of the Western Federation of all blame, but would reveal the most startling conspiracy against union labor ever planned by human hands. Ackerman is said to have told Johnson that he, together with Orchard, was employed by the Mine Owners' association and the Citizens' alliance to dynamite and to kill for the purpose of implicating the union leaders and in that way to crush the union.

Ackerman, it is stated, would be willing to go to Boise and testify in the interests of the accused men and to stamp the confession of Harry Orchard as an invention of Detective McPartland and a cleverly devised fabrication. If he were not afraid his life would be sacrificed in the attempt. Since coming to this vicinity a man is said to have offered to give Ackerman \$150 if he would agree to go to Boise. Ackerman refused because, he said, the train on which he should leave El Paso would never reach Boise. Two Pinkertons have been in constant surveillance of Ackerman to his personal knowledge, and Ackerman says there are men watching him who would not hesitate to dynamite a train and to sacrifice a score of lives before they would see him go to Boise.

A Monstrous Conspiracy.

The story told by Johnson as coming from his pal Ackerman has been in seclusion since coming here and has not yet been spotted by persons on his trail almost passes belief. His statement is in effect that the entire carnival of crime of which Harry Orchard and himself were the instruments was planned and paid for by the Mine Owners' association of Colorado, as it is claimed, and that it was done for the purpose of discrediting and condemning the Western Federation of

that direction, as he had been warned that if no other means could be used to keep him out of Boise, the train which he should take would be wrecked in order to get him.

One man who came here some time ago as a tramp and who worked for a time on local papers accidentally secured information in regard to the deal from a drunken man, so he claims, and divulged it. Thus the story became known.

The News immediately took up the case, but the man was so thoroughly protected and so completely hidden that it was impossible to find out his whereabouts.

In the meantime some of those connected with the case who were supposed to be giving the proper information were double-crossing and playing at cross purposes in order to secure money out of what little they knew. Finally, when it became evident to them that the News could not be gratified, they immediately sought to block the still hunt by throwing the News off the track, and on yesterday morning a telephone message to Juarez notified Ackerman to keep under cover.

This he immediately proceeded to do, and while the police force of Juarez engaged in the search it was impossible to locate the man.

Buried in Mexico.

His hang-out has always been the Big Kid saloon, but the most persistent shadowing of this place failed to develop anything. Ackerman has been in the habit of coming to El Paso two and three times a week for the purpose of seeing a Utah street woman, with whom, it is claimed, he was in love. Up to the present time, however, this woman has not been located. Had it not been for the fact that one of the men, who is engaged on the case, the man drunk, sold out apparently to a local paper, there is not the slightest doubt but that Ackerman would have been apprehended, made to tell his story, and thus have done justice by the men who are facing the crucial test in the trial for their lives.

As it is, however, Ackerman will no doubt bury himself somewhere in Mexico where it will be utterly impossible to catch him.

It is positively known that Ackerman knows the whereabouts of Jack Simpkins, who is somewhere in Oklahoma, and who is the other witness so badly wanted to tell the truth regarding the conspiracy which has resulted in the loss of so many innocent lives in Colorado.

"STATE RESTS UNDER CLOUD"

Colored Witness Puts Black Finish on Testimony of Prosecution and Attorneys for Defendant Move that Court Instruct The Jury to Render a Verdict of Not Guilty.

The prosecution at Boise has closed its case without establishing any connection whatever between William D. Haywood and Harry Orchard in the latter's self-confessed assassination of ex-Governor Steunenberg. A motion by the attorneys for the defense to instruct the jury to render a verdict of not guilty in keeping with the failure of the state to make a case, has been denied by the court; and the defense began the introduction of its testimony Monday, June 24th.

BOISE, Idaho, June 21.—With the conclusion of Jim Sehorn's testimony the state rested at 10:30 o'clock today, and formally turned the case over to the defense. As Sehorn is a colored man, and the only one of his race presented, many persons were heard to facetiously remark that the prosecution "rested under a cloud," and that it would be a "black finish."

At 1:30 p. m. Attorneys Richardson and Darrow made a motion asking the court to peremptorily instruct the jury to acquit the defendant. Arguments were heard for and against the motion, and at 5 o'clock Judge Wood, decided against the defense. (The motion in full will be found elsewhere in this paper.)

Attorney Richardson's opening argument in support of the motion was a brilliant review of the testimony introduced by the state.

Orchard's Testimony Worthless.

He began by saying that Orchard's testimony taken alone was worthless in the eye of the law, for the reason that it comes from a polluted source, and under no circumstances should be considered. Unless the state, he said, could

What Have They Proved?

Now that the evidence of the prosecution is practically all in; the question is, What has been actually proved against the secretary of the Western Federation of Miners? To the fair and impartial mind there can be but one answer. So far as the murder of ex-Governor Steunenberg is concerned, William D. Haywood is as free from conviction, as far from connection with it, as any other citizen of the United States.

After all the bluster of McPartland and Gooding and all the bravado of the Mine Owners' association, what does the testimony of the prosecution, stripped of extraneous verbiage, actually show? Simply this: That for the past eight months the Pinkerton Detective agency has been employed to contrive by every conceivable artifice to fasten the murder of Steunenberg upon Haywood, Moyer and Pettibone for the sole purpose of breaking down the Western Federation of Miners.

The whole infamous conspiracy reveals itself, bit by bit, section by section, under the light of cross-examination.

It is true that the job was well arranged; that Orchard was specially suited to the title role; that he was as carefully and thoroughly trained for his part as was ever a star actor in comedy, tragedy or farce; that time enough was taken for rehearsal to make certain he knew his lines by heart, and yet, in spite of it all, the story he told is in all its essential features, so far as the officers of the Western Federation are concerned, so flagrantly made to order, so glaringly artificial, that its effect can not be otherwise than to seal his own infamy and exculpate the men upon whom he would have fastened his awful crimes to save his own neck from the hangman's halter.

That Orchard has been promised immunity for his share in the "frame-up" there can not be the slightest doubt. His own conduct unwittingly betrays the fact. His professed conversion and the coolness which attends him attest the security which has been promised him.

That such a monster is reported to have "made his peace with God" is in

Liege Lords and Landlords.

When the king owns the land all the other people have to come to him and pay him his price and term for the use of the land, or get out of the country.

When the king and his nobility own the land all the people have to go to them and pay them their price and on their terms for the use of the land, or get out of the country.

When the capitalists own the land all the people must go to them and pay them the price on the terms demanded for the use of the land, or get out of the country.

When the people collectively own the land they have only to make their own rules and regulations for the use of the land and do not have to pay anybody else for the privilege.

In the United States a large majority of the people do not own a foot of land, and have to pay every minute for the right to live on the earth. One-fourth of all the wages of all the working people is paid by them to landlords who have gobbled up the earth, thus enabling one part of the people to live upon the other part.

What is the difference to the victim whether he pays a king or his nobles for the right to use part of the earth to make a living, or whether he pays it to untitled landlords, like myself, for instance?

You would today revolt against a king, but you are too dull to see that the men who own the house you live in, the farm you work on or the factories that produce your goods, have the same power over your life and products as ever did kings.

To be told from childhood that you are free does not make you free. Roman workmen were told that they were free citizens of a republic, but you know what dues they were. And you are just like them.

You are easily worked. Why don't you open your eyes.

To elect corporation owners and corporation attorneys to make laws in the interest of the people they are skinning is like electing distillers and saloon keepers to make laws for the promotion of temperance. And some people wonder why the people are not protected from the trusts!

A Pinkerton Plot.

Not a shred of credible testimony thus far introduced has connected William D. Haywood with the killing of ex-Governor Steunenberg. Nor will any such testimony be presented. From first to last the Pinkerton plot is disclosed, whose central aim is to convict William D. Haywood, and thereby strike what is hoped to be a death blow at the Western Federation of Miners.

The testimony of Harry Orchard was carefully prepared to serve the one purpose of the Mine Owners' association, whose base ends he served as a private detective while pretending to sympathize with the Western Federation. The alleged corroborative evidence was all of the Pinkerton brand, and not one particle of it is worthy of credit among honest men.

The fact that certain telegrams and remittances from Western Federation of Miners' headquarters were brought into evidence proves nothing. Perhaps these documents are genuine and perhaps not, but what if they are? Thousands of such documents are sent out, and it is quite probable that some of them go to Pinkerton detectives, according to design and to serve their malign purposes, but they prove no crime, and the attempt to have them do so exposes the weakness of the case.

The trial in Idaho has thus far developed nothing more than a deeply laid Pinkerton plot to destroy the Western Federation of Miners.

The Denver News quotes a prominent attorney for the prosecution as follows: "I am pretty well disgusted with the Pinkertons." Well, so is the rest of the country. And the feeling isn't going to stop with disgust, either, before this case is through.

WHAT ARE YOU

going to do on the Fourth of July? Why not join the Appeal Army, and whoop in a big bunch of yearly subscribers for the Appeal? Most any one will hand you two bits for this paper when you explain that it supplies fireworks every week for a year for that sum.

Don't overlook the "Defense Fund" Book Combination.

Prices reduced to one-half, and 15 per cent of the net price goes to the "Defense Fund," which the Appeal may need later on. You get the books, which can be instantly put in circulation, and you thus doubly strengthen the arm of the Appeal. Come, comrades, lend a hand.

(Continued on Second Page.)

