

DANGER EXISTS OF SERIOUS SPLIT

MORE TROUBLE THREATENED
AMONG THE COAL MINERS
OF PENNSYLVANIA.

LEWIS MAKES STATEMENT

Sounds a Warning Against Signing
Wage Agreement With Individual
Operators, Lest Such Action Produce
Dispersion Among the Workmen—
National President to Take Hand.

Pittsburg, April 16.—After adopting
a resolution today to sign the wage
scale with individual operators the
miners of district No. 5 have practi-
cally been served with notice by
President T. L. Lewis that the interna-
tional executive board has no author-
ity to recognize such a resolution and
there is some danger tonight of there
being a split among the miners, ac-
cording to Lewis, if the resolution is
put into effect.

The scale committee of the district
brought a report today recommending
that the scale be signed with the in-
dividual operators that had agreed to
the demands. The report further rec-
ommended that miners return to work
as soon as the scale was signed but
that after a reasonable length of time
an assessment be laid upon the mem-
bers who work for the benefit of those
whose operators had not signed the
scale. President Feenen of district
No. 5 announced a number of oper-
ators were ready to sign an agreement
granting the 5.53 per cent increase,
and run of mine basis where the new
explosives were used. The plan was
almost unanimously adopted and the
district committee was authorized to
proceed with the signing of the scale.

When National President Lewis
heard of the action he was surprised
and in a statement tonight said the
resolution must have been adopted
through some misunderstanding.

"The Cincinnati special convention
clearly specified the basis of wage con-
tracts and no provision was made for
signing the contracts with individual
operators. If this resolution is put
through it will mean a serious divi-
sion in the ranks of the miners. The
international executive board has no
authority to sanction such a step. I
will be at the convention Monday to
learn if the terms of the resolution
are to be carried out."

REPORTS OF FRAUD DECLARED UNTRUE

New Orleans, April 16.—That reports
of fraud in the weighing of sugar
at the port of New Orleans were with-
out grounds and that the government
had not lost a penny in this affair,
was the gist of the report which As-
sistant Attorney-General Dennison to-
day placed in the hands of the United
States grand jury here. Mr. Dennison
was one of the government's special
attorneys in the sugar investigation
case in New York and has been in
charge here.

"These figures at New Orleans show
that the government sugar weighing
has been correct for 10 years on the
basis of correctness never approached
at any refinery in New York until
after the frauds were exposed and the
conditions revolutionized," said Mr.
Dennison. "It is much to be regretted,"
he said, "that intimations have gone
abroad that sugar frauds existed here
and I hope their refutation of the
intimation will be published in justice
to importers, the government officials
and to the port."

SENTENCED FOR LIFE FOR KILLING FAMILY

Girard, Kas., April 16.—Fred Parks,
a negro, was sentenced to prison for
life here today for the murder of the
Bork family, near Frontenac, Novem-
ber 26. He was taken to prison a few
hours later. By an agreement made
before Parks went to trial Edward
Charles, who was with Parks on the
night of the murders will now plead
guilty and accept a penitentiary
sentence.

The murdered family consisted of
William Bork, his wife and child, three
years old. They were shot and killed
while driving along a country road.
The motive was robbery.

A BIG STRIKE EXPECTED NOW

LACKAWANNA OFFICIALS AND
EMPLOYES LOOKING FOR
CALL FOR WALKOUT.

LABOR LEADERS COMING

Fines and Shepperd Are Expected to
Sign Order That Will Call the Men
Out at Midnight Tonight—Railway
Company Is Using Every Means Pos-
sible to Induce Trainmen to Stay.

Scranton, Pa., April 16.—Both the
management of the Delaware, Lacka-
wanna & Western railroad and the
grand lodge officers of the conductors
and trainmen are waiting apparently
for the call of a strike which is now
looked for at midnight Sunday. The
stage of peace overtures and confer-
ing has apparently passed, the Broth-
erhood officials standing on their de-
mand for an acceptance of the award to
be handed down by the arbitrators on
the New York Central railroad or a
strike as the alternative.

The company officials remain equal-
ly firm in their stand that the com-
pany will grant a six per cent in-
crease and nothing more. Grand
Lodge members Fines and Shepperd,
of the conductors and trainmen, are
expected in Scranton tonight from
Cleveland. Grand Lodge Presidents A.
B. Garretson and W. G. Lee of these
organizations, respectively, have been
in Scranton since Thursday.

On the arrival of Messrs. Fines and
Shepperd they will sign the strike or-
der. It is said, and the call will go
out for all men to quit work at mid-
night Sunday. The management of
the Lackawanna railroad has posted
circulars at all points of the system
urging the men not to obey the strike
order if it should come and to consider
their own interests before making a
sacrifice which they cannot afford.

CLERGYMAN IS DEAD.

Frederick, Md., April 16.—Rev. Dr.
Edmund Eschbach, one of the most
prominent clergymen of the Reformed
church in the United States is dead
here, aged 74.

A LONG STRUGGLE PROMISED

Berlin, April 16.—The building
trades lockout which has already made
a quarter of a million workers idle,
appears to be the beginning of a long
struggle affecting many divisions of
the national industry. The employers
have locked out the men in an effort
to put an end once and for all to what
they regard as the intolerable demands
of the latter.

The employers declare that the work-
men have been pursuing for several
years a policy of forcing high wages
and shorter hours by bringing about
local strikes in various cities, thus
securing occasional agreements which
they would be unable to obtain
through concerted action. They also
say the time has come when employ-
ers must stand together to hold their
position against their employees. The
general employers' organization, which
includes representatives of every Ger-
man industry, is firmly supporting the
lockout and already has voted several
million marks for the aid of the mas-
ter builders. The organization appar-
ently purposes to supply the sinews
of war as long as the lockout con-
tinues.

The labor unions, too, have been
making preparations for the lockout
and planned to support their idle
members. The general managers of
the social political organizations
which comprise, by far, the largest
part of the organized builders, have
decided to attempt no assistance for
the first two weeks.

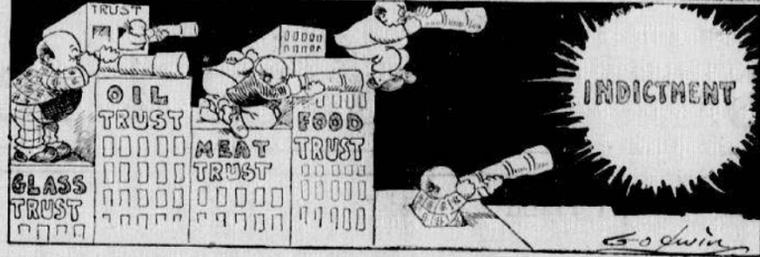
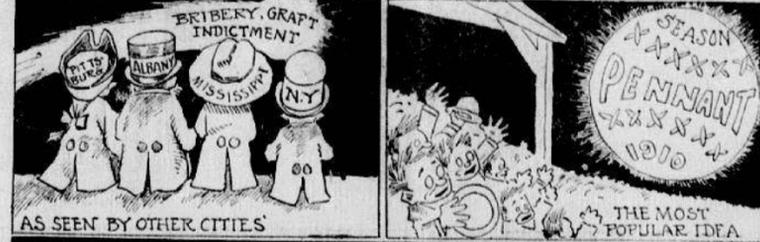
Owing to the huge proportions of the
lockout, it will be an extremely diffi-
cult problem for the labor unions to
secure sufficient contributions to
maintain their members and their
families through a prolonged period
of enforced idleness.

VISITS THE ACADEMY.

West Point, N. Y., April 16.—At his
own request the visit of Field Marshal
Lord Kitchener here today was un-
marked by ceremony. After a luncheon
at the residence of Colonel Hugh L.
Scott, the superintendent, he passed
the afternoon viewing the school and
studying its methods.

Lord Kitchener watched the usual
inspection and review of the cadet
corps and later saw part of the base-
ball game between the army team and
Tutts.

COMETS A LA MODE



DAY IS DESIGNATED FOR CLEANING THE CITY

CITIZENS OF MISSOULA ASKED
TO OBSERVE TUESDAY,
APRIL 26.

Andrew Logan, mayor of Missoula
has, in accordance with requests from
the Missoula Woman's club and the
Missoula Chamber of Commerce, issued
a proclamation, which is printed on
this page, setting aside Tuesday, April
26, as "Cleanup Day," when the citizens
of the Garden city will be called upon
to assist in every possible way in
cleaning up the streets, alleys and
back yards of the municipality.

For several weeks the matter has
been a theme of discussion with the
members of the Missoula Woman's
club. A few weeks ago the club held
an enthusiastic meeting and appointed
a committee, which was to act in con-
junction with a similar committee from
the Missoula Chamber of Commerce
and present a petition to the mayor
and city council, praying that a day
be designated when the residents of
the city could be gotten together for
the purpose of making a general clean-
up and improving the appearance of
the many streets and alleys in the
city. The petition, which was presented
to the city officials, and Mayor Logan
held a consultation with the joint
committee from the two organizations.

The propaganda of cleanup day not
only includes the cleaning up of the
streets and alleys of the city, but
provides that vacant lots, back yards,
public places and other places, where
tin cans, paper, and other refuse have
been thrown, be cared for. The streets
of the city are not in a
seriously untidy condition, but it is a
matter of civic pride that they be put
in perfect shape so that nothing of an
objectionable nature will meet the eyes
of the transient guest, as well as those
of the people of the city.

PROTEST IS MADE.

San Francisco, April 16.—A petition
containing 6,000 signatures and rep-
resenting 25,000 vineyardists and wine
men in the state, was sent to Wash-
ington today protesting against the
recent ruling of the department of
agriculture in regard to the use of the
term "port" and "sherry" in labeling
California wines. The department
ruled that such wines should be
labeled port "type" and sherry "type."

JOHNSON DOES ROAD WORK.

Chicago, April 16.—Jack Johnson did
12 miles of road work today and spent
some time playing ball until rain
interfered. The quick changes in the
weather prevented any really serious
work by the colored champion, as he
wishes to avoid taking cold.

DECLARED GUILTY DELAY IS CAUSED BY JURY BY DOCTOR'S ILLNESS

ALLEGED "NIGHT RIDER" TOBAC-
CO RAISERS ARE HELD
BY THE COURT.

Cincinnati, April 16.—As a result of
the government's first attempts to deal
with alleged "night rider" outrages in
the Kentucky tobacco fields, eight
Grant county (Kentucky) farmers were
found guilty of conspiracy in re-
straint of trade by a jury in the
United States district court at Cov-
ington, Ky., late today.

Of the 12 men indicted, one was dis-
missed by order of the federal judge
yesterday and three others were acquit-
ted in the verdict rendered by the
jury today. Fines between \$100 and
\$1,000 were assessed.

The defendants convicted were al-
leged to have interfered with inter-
state commerce by "intimidating and
persuading" W. S. Osborne, also a
Grant county farmer, to withdraw
from shipment a lot of tobacco con-
signed to the Cincinnati market from
the station at Dry Ridge, Ky. All
those found guilty are prominent in
their locality, one of them, John S.
Steele, being a clergyman and a mem-
ber of the state legislature.

The judge made it plain that the
Barley Tobacco society, as an organiza-
tion was not a factor in the case on
trial and ruled out from both the
evidence and the arguments of counsel
matters involving it. All of the cases
passed upon today will be appealed.

NEW CABINET NAMED BY PRESIDENT GOMEZ

Havana, April 16.—President Gomez
today appointed the following as new
members of the cabinet:

Martin Delgado, secretary of agri-
culture and commerce, succeeding
Ortello Pizarro.
Congressman Mario Koio, secretary
of public instruction, succeeding Dr.
Ramon Mesa.
Elihu De Juro, secretary of justice,
succeeding Louis Oclaran Divino.
The latter is the only Zavaist mem-
ber of the cabinet. Delgado, who was
formerly president of the senate, is
the first negro to receive a portfolio.

BETS ON FAKE RACE.

San Francisco, April 16.—Meeting
two strangers when he arrived here
yesterday W. P. Pabitzky, a wealthy
farmer of Besse, Okla., was persuaded
to bet \$25 in cash and a certified
check for \$2,000 on a fake horse race.
When the matter was reported to the
police, a message was sent to the
State Bank of Besse, Okla., to stop
payment on the check.

FORMAL OPENING OF HYDE CASE WILL NOT OCCUR UNTIL NEXT MONDAY.

Kansas City, April 16.—"The case of
Dr. B. C. Hyde will positively go to
trial next Monday," said Prosecutor
Virgil Conkling tonight. The plan was
to have the state deliver its opening
statement in the case today, but not
knowing the exact condition of Dr.
G. T. Twyman, one of the state's wit-
nesses, who was stricken with acute
diverticulitis yesterday, the prosecu-
tor refused to make the address. In
the event that Dr. Twyman could not
be used as a witness, said Mr. Conk-
ling, certain changes would have to
be made in the statement. He wanted
to know exactly what witnesses he
could depend on, he said, before he
went into the trial.

When it was suggested that the
jury, which was chosen yesterday, be
sworn, Mr. Conkling objected. This
led him to believe that he might
yet ask to have the jury discharged.
In the event of the jury being sworn,
nothing could stop the progress of the
trial.

"Tonight, however, Mr. Conkling set
aside all doubt as to his intention to
begin the trial. Dr. Twyman's condi-
tion is very good, indeed," he said.
"He may be able to testify. I shall
proceed with the trial even though
half of the state's witnesses be dead."

Frank P. Walsh, chief counsel for
Dr. Hyde, will insist upon the wit-
nesses for the state testifying in or-
der and he will not present a wit-
ness for the defense until the last
man has taken the stand for the pro-
secution. Monday will probably be
given over entirely to the making of
the opening addresses. The state's
speaker will address the jury first. Mr.
Walsh will follow for the defense.

Dr. Hyde is anxious to go to trial.
He believes he has a fair jury and
besides, the cost of the case is enor-
mous. In the five days spent in se-
curing a jury his stenographer's fees
amounted to a trifling more than \$600.

SECRETARY IS DEAD.

Mexico City, April 16.—J. Marsel,
secretary of foreign relations, died to-
day after several days of illness.

SPRING FEVER SEIZES THE PROBERS

TEDIOUSNESS OF BALLINGER IN-
QUIRY MAKES THE WORK
VERY DIFFICULT.

FINNEY IS A WITNESS

Assistant to the Secretary of the In-
terior Occupies the Stand Most of the
Day and Considerable Documentary
and Statistical Evidence Is Intro-
duced into the Inquiry Records.

Washington, April 16.—E. C. Finney,
assistant to the secretary of the inter-
ior, occupied the stand throughout both
sessions in the Ballinger-Pinchot in-
vestigating committee today. Most of
the time was taken up in cross-ex-
aminations by Attorney Brandeis, rep-
resenting Louis R. Glavis and Attor-
ney Pepper, chief counsel for Mr. Pin-
chot. Because of his long service in
the interior department, Mr. Finney
proved to be a prolific witness in that
Mr. Brandeis was enabled to get into
the record much technical testimony
as to the general course of business
in the land office. This line of ques-
tioning proved rather tedious. In fact,
an attack of "spring fever" appeared
to strike everyone connected with the
investigation. Chairman Nelson was
absent and Vice Chairman McCall had
difficulty in keeping a quorum to-
gether.

Mr. Brandeis drew from Mr. Finney
the statement that in the memoran-
dum submitted to the attorney-gen-
eral with a request for an interpre-
tation of the new Alaskan coal lands
law of 1908, the Cunningham claims
already were excepted.

"Then why," asked the attorney,
"does Secretary Ballinger say in a let-
ter to Miles C. Moore, one of the Cun-
ningham claimants, that he is refer-
ring the matter to the attorney-gen-
eral?"

"I didn't write that letter," replied
the witness.
"But didn't you say yesterday that
you wrote it?"
"I said I wrote two of the letters
that were to Governor Moore. I was
mistaken as to this. It is not the
one I wrote."

"Mr. Finney, does the attorney-gen-
eral in his report to the president
mention the fact that Mr. Hoyt, spe-
cial counsel for the government, called
on him at Mr. Glavis' suggestion in
connection with the importance of this
opinion?"

"I don't believe he does."
Attorney Pepper had not concluded
his cross-examination when the com-
mittee adjourned. He asked the wit-
ness particularly about the Ballinger
replies to letters written by Senator
LaFollette asking for an explanation
of certain restoration of water power
sites made by Mr. Ballinger.

Mr. Finney said he wrote these let-
ters. He denied that he had specifi-
cally consulted with Secretary Ball-
inger as to what he should say.
"Mr. Finney," said Mr. Pepper,
"why don't you say in your replies
that the real reason for the restora-
tions was the fact that Secretary Bal-
linger did not believe the withdrawals
had been legal?"

"Because there had been a confer-
ence at the White House and Mr. Bal-
linger had decided to rewithdraw the
lands."
"Then you tried to make your re-
plies harmonize with those differ-
ences?"
"No, it was not that exactly."

An effort was made to get John W.
Dudley, formerly connected with the
land office at Juneau, on the stand
late today. Dudley had been brought
all the way from Alaska to testify
as to an alleged offer of \$5000 from
Collier's Weekly to come to Washing-
ton to testify against Mr. Ballinger.
When the opportunity came to sanc-
tion Dudley in while Mr. Finney tem-
porarily was excused, the witness had
left the room and his examination was
put over until next week.

STATES ARE BURIED BENEATH DEEP SNOW

Winona, April 16.—Southern Minne-
sota and South Dakota are under sev-
eral inches of snow tonight as a result
of a snowstorm that lasted throughout
the day. Further north it is reported
the snowfall averaged eight inches.
Between Winona and the Black Hills
the temperature tonight ranged from
15 to 30 degrees. It is still snowing
hereabouts, but clearing a hundred
miles west of here. The storm will
have disastrous effect on blossoming
fruit and garden products. Grain will
not suffer.

ROYAL DINNER FOR GREAT HUNTER

ROOSEVELT IS GUEST OF HONOR
AT BANQUET GIVEN BY AUS-
TRIAN EMPEROR.

KERMIT ALSO A GUEST

Former President of the United States
Sits at the Right Hand of the Mon-
arch and His Son but Nine Places
Away, Amid a Distinguished Array
of Attaches of the Imperial Court.

Vienna, April 16.—The emperor's din-
ner at the imperial palace at Schoen-
brunn tonight constituted the con-
cluding official function of Colonel
Roosevelt's visit to the Austrian cap-
ital. As the hour of the dinner was
set for 8 o'clock Colonel Roosevelt
and Kermit, in evening dress, left the
hotel in a covered carriage a half
hour earlier. Arriving at the entrance
of the palace, a court official met and
escorted them up the broad flight of
stairs, where, according to court eti-
quette of imperial dinners, Count
Bellegard, master of the kitchen, was
in waiting. He conducted them to the
mirror room, where the other guests
had assembled.

As the ex-president and his son
reached the threshold, the door oppo-
site was thrown open and the emperor,
wearing the uniform of a field mar-
shal, advanced to meet the guests of
the evening. After greetings, Colonel
Roosevelt presented Kermit and in a
few minutes the emperor, with the
ex-president on his left, led the way
through several spacious apartments
to what is called the small gallery,
where the small court dinners usually
are given. The gallery overlooks an
exquisite garden, in the center of
which a marble fountain is constantly
playing.

Thirty-five additional guests sat
down to dinner, including Count von
Aehrenthal, the foreign minister; Bar-
on Buriian von Rajecz, the Austrian
minister of finance; General Franz
Schoenaich, the Austro-Hungarian
minister of war; Baron von Dierentz,
the Austrian premier; Baron Hengel-
muller von Hengervar, the Austro-
Hungarian ambassador to the United
States; Prince Palafoy, court cham-
berlain in Hungary; Count Czirsky,
grand marshal of the court in Austria;
Count Khinsky, master of the horse,
and other high officials of the emper-
or's civil and military household; the
American ambassador, Richard C.
Kerens, and the members of the
American embassy, and Dr. Kerkel,
his majesty's body physician.

Full Uniform.
With the exception of the Americans
all the guests were in full court uni-
form. Colonel Roosevelt sat at the
emperor's right and Ambassador Ker-
ens at his left. Count von Aehren-
thal sat at his left, while Kermit was
removed nine places from his father,
occupying the position between Count
Gholowiesky-Myzka, grand master of
ceremonies, and Baron Schissel von
Perstorff, director of the chancery of
the cabinet.

Throughout the dinner, which com-
prised 12 courses with eight wines of
rare variety, the band of the 32nd
infantry played in the gallery, ren-
dering selections from Strauss. The
service was of silver and white and
gold china with the imperial eagle in
gold on the borders. Still following
the ceremonial of private dinners as
distinguished from gala and state ban-
quets, no formal toasts were given.
The dinner occupied precisely one hour
and upon arising from table the party
returned to the mirror room, where
what is known as the circle followed,
during which the emperor personally
made the round of his guests. His
leave taking of the former president
and his son was exceedingly cordial.

Occupy Box.

From the palace Colonel Roosevelt
and Kermit drove direct to the im-
perial opera, where they occupied the
court box for a short time during the
second act of the "Barber of Seville."
The house was crowded in anticipation
of the ex-president's presence and he
was given a hearty reception. They
drove from the opera to the American
embassy, where an informal reception
to the American colony had been ar-
ranged.

Mr. Roosevelt will leave for Buda-
pest at 9 o'clock tomorrow morning,
a special car having been placed at his
service.

WRECKED BY STORM.

Monterey, Ala., April 16.—The
Grenola hotel, a half-dozen stores and
many residences were wrecked at
Greenville, Ala., by a storm which
struck town just before noon today. At
Forest Home, 12 miles below here,
several houses were unroofed.

POET IS PARDONED.

St. Paul, April 16.—John Carter, the
young English poet, who is serving a
10-year sentence in the state peniten-
tiary for burglary, was pardoned to-
day by the state pardon board. The
pardon will take effect immediately.

THE MAYOR'S PROCLAMATION

"At the request of the Woman's club, and after a conference with its committee and another from the Missoula Chamber of Commerce, it has been decided that Cleanup day shall be on Tuesday, April 26. Believing that Missoula is already the most beautiful city of Montana, and that its natural advantages and surroundings are unexcelled, it is eminently fitting that we, its citizens, do our part in keeping this beauty in its pristine state; that we do all we possibly can to clean up the highways and byways, and that we leave nothing undone to accomplish this purpose.

"For these reasons, I designate Tuesday, April 26, as Cleanup day in Missoula, and I urge all public-spirited citizens to assist the members of the Missoula Woman's club in their efforts to make our beautiful city still more beautiful.

ANDREW LOGAN."