

DUEL MAY RESULT FROM ARMY ROW OVER WINE

Capt. Wygant Resents Capt. Lindsay's Remark About Men on Water Wagon FIGHT ON TRANSPORT Assertion That Abstainers "Hit the Pike" Causes Fist Battle

Captain J. R. Lindsay, whose remark that total abstainers either are "dope fiends or hit the pike" caused fist fight with Captain H. S. Wygant and may result in a duel.



MAY INDICT HARRIMAN ON THE REBATING HERE

Commissioner Lane Says That Violation of Law Can Be Proved

CHICAGO, Oct. 15.—A Washington special to the Record-Herald says: Interstate Commerce Commissioner Lane, who went to California in response to reports from the agent of the commission that the Southern Pacific railroad company was giving rebates and that proof could be obtained, has returned to Washington. The commissioner believes that a violation of the law can be proved and it is the present understanding that as soon as the facts collected are submitted to the full commission certification of the illegal operations of the railroad will be made to the department of justice with a request for the prosecution of those responsible. The law provides a two year imprisonment for each offense. Whether E. H. Harriman can be indicted will depend upon whether his responsibility for the alleged violations of the law can be demonstrated. Members of the interstate commerce commission believe that it can. They say that, as the president of the Southern Pacific, he either knew or should have known what his subordinates were doing. According to Commissioner Lane's investigation, rebates were being paid as late as September 24 of this year, and during that part of September up to the twenty-fourth the road paid out \$47,000 in rebates to favored shippers. It is said that upon the last day of the investigation a stay in San Francisco was offered himself as a witness before the government, with the hope of obtaining immunity. In nearly every case in which rebate charges were made the shippers involved are said to be rich and powerful corporations. A partial list of these includes the Union Ice company, California development company, Colorado fuel and iron company, Eldorado lumber company, California sugar and pine company, California pine box and lumber company, Pen Fruit company and the Associated oil company.

HARRIMAN MAY VOTE UNION PACIFIC SHARES

Continued from Page 1, Column 3

States use separate bills of lading and it is the desire of the commission and the shipping and railroad interests to obtain uniformity. It was the opinion of the representatives of the interests heard that a recommendation should be made for the adoption of two distinct bills of lading which should be uniform in character, one to be known as a "straight" bill of lading and the other an "order" bill of lading. An order bill of lading, it was explained, is a negotiable instrument upon which money can be loaned, and a straight bill of lading is an ordinary receipt which the railroad company gives for a consignment of goods. It was argued that, should the commission adopt the two proposed bills of lading, substantial justice to all interests concerned would be afforded. The commission will not make a decision for some time.

EXCHANGE SEATS LOSE VALUE

NEW YORK, Oct. 15.—Falling stock markets are lowering the price of exchange memberships according to the members of the New York stock exchange. A seat was sold yesterday for \$63,000, the lowest price since the break of 1903 began. In the depression which followed and which extended into 1904 seats were sold down to \$50,000. That year memberships gained in value until in the early part of 1906, when a high record price of \$75,000 was reached. Losses sustained by members in the fall in stocks and bonds this year have caused a number of brokers in the last few months to offer their memberships for sale.

DECIDES FRANCHISE SUIT

CLEVELAND, Ohio, Oct. 15.—Judge Lawrence of the common pleas court rendered a decision today holding illegal the franchise granted for so called 3 cent fare lines on the East Side. The court held that the franchise for 3 cent lines on the West Side are valid because they were granted prior to the date upon which Mayor Johnson was alleged to have become financially interested in the roads.

Headache and Neuralgia From Cold

Laxative Bromo Quinine, the world wide Cold and Grip remedy, removes cause, cures and keeps for signature E. W. Grove, 25c.

DUPOUNT POWDER MILLS EXPLODE AND SCORES DE

and several passengers were injured by flying glass. Following is a list of the identified dead and a partial list of the more seriously injured:

THE DEAD A. B. Monahan, general superintendent; Mrs. A. B. Monahan, Mrs. Monahan's sister, George Justice, John Bobo, A. M. Sheridan, Henry Harrington, Silvestra Dial, A. D. Webster, Sammy Nevins. — Yates, Will Dalton, T. T. Kellup, Wilmington, Del.; Henry Chandler, W. E. Griff, Earl Wood, L. J. Carroll, George Hodge, John Gray, Frank Dial, Don Dial, John Dibbs, Fred Kress, John Nevins, Edward Nevins, Samuel Ingalls, Frank Ingalls, Miss Susie Bishop, Willie Hodge, aged 7 years.

THE INJURED Albert Webster, leg broken; Miss Grace Brannon, eye put out, and scalp injured; Elmer Bright, limbs crushed; George Hodges, wheelwright in mill; General Walker, arm burned and internally injured; L. M. Carroll, flesh cooked; Mrs. Thomas Parr, scalp wounds; Mrs. M. S. Stanford, cut on head; William Hodges, badly burned; Andy Pittman, internal injuries; H. M. Edwards, cut about head and body; Mrs. Rachael Montgomery, cut about head, cannot recover; W. P. McCoy, scalp wounds; W. M. Stanford, hand and feet burned, body crushed; Charles Nash, cannot recover; William Carroll, cut about head; Elmer Bright, cut about face and body; Professor J. R. Shotpaugh of Fontaine school, serious body injuries; George Stewart, serious body injuries; Miss Susie Bishop, teacher at Coalbluff; Mrs. Wasteller, fatally injured; John Gray, employe powder mill; Alexander Biddle, Harvey Chandler, Alva Edwards, Fred Cross, Edward Cross, Harvard Koles, Harris Carl Hamerick, Mr. Vukler, William Walker, James Thompson, Mrs. Biras Brannon, Mary Brannon. The mills went up with three distinct explosions, followed 30 minutes later by a fourth, even more serious than the others when the magazines west up.

Immediately following the explosions the inhabitants of the town who rushed to the rescue of the mill employes found themselves powerless to aid those burning in the ruins. They worked frantically in constant danger from possible succeeding explosions, unmindful of their ruined homes. Dead and dying were picked up. Eighteen bodies, horribly burned and mangled, were carried to a protected spot to await identification, while the badly injured, numbering upward of 50, were put on a special train and taken to Terre Haute for hospital accommodations. Few of the 1,000 inhabitants of the town did not carry blood on hands and face from his wound or those of people who had required aid after the explosion.

EMPLOYES RUN TOO LATE

The mills were located one mile south of the town. With the first explosion the employes ran for safety, but most of them were killed or wounded by the explosions in the other mills. When the heat from the burning buildings exploded the giant powder magazine, 90 minutes later, destroying the town by concussion, many of those engaged in rescue work were badly injured and several killed. Superintendent Monahan of the plant was killed while in his office and his wife and sister in law were killed in their home some distance away. That the death list is not far greater is due to the fact that the people of the town had left their houses at the first explosion and were not in the town when the explosion of the 4,000 kegs of powder in the magazine hurled homes to pieces and scattered household goods in heaps of debris.

Among the buildings totally destroyed in the explosion were the Methodist and Christian churches, the school buildings, the depot, all business blocks, including a large block just completed, a large warehouse and 500 homes. In many of them the fronts were blown away, while in others the sides were buried into space, the sides blown out or they were left a confused mass of wreckage. A Big Four railroad freight train on the switch leading to the mills was practically destroyed by the explosion and the wreckage caught fire. Engineer Charles Wells was badly burned and received a fracture of the right leg.

SCHOOL BUILDINGS DESTROYED

Three school buildings were destroyed at Fontanet and Coalbluff, two miles away. All were filled with school children and every one of them was more or less injured by the collapse of the buildings. A four room school building was torn to pieces and not one of the 200 children escaped unhurt, although none was fatally hurt. A two room school building at Coalbluff was torn to pieces and the teacher and 90 pupils were injured. The force of the explosion destroyed all telephone communication with outside towns and it was with great difficulty that aid was summoned.

Terre Haute and Brazil sent physicians and nurses with supplies in carriages and automobiles, while special trains were made up and run on the Big Four for the care of the injured. Governor Hanley ordered the Terre Haute company of the Indiana national guard to patrol the ruined district and protect life and property. The governor arrived this evening. He brought with him 700 tents and cots for the care of the injured. Company B, comprising 40 men, immediately on reaching here today reported to Sheriff Horstey, who placed the men around the most damaged section of the city. The soldiers will act under orders from the sheriff unless Governor Hanley sees fit to declare martial law.

CHILDREN IN A PANIC

The country school near Fontanet, with an attendance of 50 children, had just been called to order when the explosion occurred. The walls of the building and roof collapsed, and none of the children was dangerously injured. The teacher, Miss Susan Bishop of Terre Haute, was struck by a falling beam and hurt, later dying. Immediately after the explosion the four walls fell outward and the roof crashed down. Those who had not been injured by the explosion rushed toward the powder mill. Every one was panic stricken. At first no one gave heed to the wild exclamations of the little fellows who sought to attract attention to the wrecked school building. The cries of the little ones could scarcely be heard above the confusion caused by the explosion.

RELIEF FOR SUFFERERS

TERRE HAUTE, Ind., Oct. 15.—Hospitals and homes in Terre Haute were thrown open today to care for the injured in the Fontanet powder explosion. Relief trains carrying physicians and supplies were hurried to the scene and

San Francisco Needs your assistance—San Francisco needs Market Street. Assist—shop downtown—shop at PRAGERS

TEN GREAT COUPON SPECIALS

COUPON 50c Aprons 35c No housewife should be without two or more of these serviceable allover Aprons. They are made of heavy, blue check gingham; each one is 50 inches long and has straps over the shoulders as pictured. You will find them to be made of excellent material and exceptional values at 35c. PRESENT COUPON—PRAGERS

COUPON 25c EMBROIDERIES 10c Fine Swiss and Cambric Embroideries, Edging and Insertions in beautiful blind and openwork effects; some styles worth fully 75c. PRESENT COUPON—PRAGERS

COUPON 90c SAUCE-PANS 48c High grade, blue and white enamel ware—5 quart size—Berlin shape, each with enameled cover as pictured; worth 90c. PRESENT COUPON—PRAGERS

COUPON \$3 Whisky \$2.25 DEMIJOHN FREE A full gallon demijohn of Old Blary Bourbon or Falcon Rye Whisky—two guaranteed distilled liquors—worth \$3 a gal. Keep the demijohn. PRESENT COUPON—PRAGERS

COUPON 75c Framed Pictures 38c Faithful reproductions of oil and water color paintings; showing landscapes, marines, etc.; size 12x15 inches; framed in handsome gilt moldings. Present Coupon—Pragers

COUPON \$1.25 to \$2.50 Sample Kimonos 83c A complete sample line of flannelette and crepe Kimonos, in all colors and many patterns—made of heavy material for winter use—some handsomely trimmed with silk, and ranging in worth from \$1.25 to \$2.50. This is one of the most unusual attractions ever presented by this department. Limit two to a customer. Extra special. PRESENT COUPON—PRAGERS

COUPON \$3.50 Hem-stitched Table Cloths - \$1.79 A surprisingly beautiful hemstitched satin, damask table cloth, 2 1/2 yards long, that never sells at less than \$3.50. This is a cloth (showing many beautiful patterns) that will wash and wear well, and one that has the resemblance of a \$7.50 table linen. PRESENT COUPON—PRAGERS

COUPON BACDAD DRAPERY 12 1/2c You will find this a very serviceable material for couch covers, portieres, etc.; coming in Oriental designs and combinations of colors. Worth 25c yard. PRESENT COUPON—PRAGERS

COUPON 50c CLOTHES BRUSHES 29c Good, serviceable stiff bristles Clothes Brushes in white or natural color with handles of Rosewood or ebonized Maple; worth 50c. PRESENT COUPON—PRAGERS

COUPON 75c Framed Pictures 38c Faithful reproductions of oil and water color paintings; showing landscapes, marines, etc.; size 12x15 inches; framed in handsome gilt moldings. Present Coupon—Pragers

STEALS DRESS COAT TO SELL RAILROAD TRACK

Impressed by Clawhammer, Victim Parts With \$1,000

GOLDFIELD, Nev., Oct. 15.—Ed C. Metz and a companion named Hadley are wanted by Constable Inman on a charge of grand larceny. Metz, a miner recently working at Lida, is said to have stolen a suitcase containing a dress suit, property of Joseph Hutchinson, formerly lieutenant governor of Idaho. Denying the clawhammer coat, he so impressed a local operator that the latter purchased for \$1,000 cash, which he paid to Metz, the gasoline hoist and 100 feet of track at the old Kentuck mine in the absence of Manager Binford, the hoist and track were hauled to the railroad and had been loaded for shipment when Binford discovered his loss and seized the stolen property. Binford had missed other articles from the mine and had been watching through a telescope from town, remarking that he feared some one might carry off his hoist. Metz and Hadley are still at large. The former, according to reports, is still garbed in the stolen spiked-tail coat. Rewards have been offered for their apprehension.

Important Railroad Changes

On October 15 new agency station, Leeland, Nev., 14 miles from Ludlow, Cal., on Tonopah and Tidewater railroad, will be opened for handling freight and passenger traffic. This new station is the nearest railroad station (2 1/2 miles) to the Lee-Echo mining district, and Lee, Cal. Through tickets can be purchased at any Santa Fe route ticket office. Route freight via A. T. & S. F. Ry. care Tonopah and Tidewater railroad at Ludlow, Cal. Through passenger and freight rates quoted on application to Santa Fe route representative.

BLASTS CITY HALL RUINS

The board of works has undertaken the task of blasting the western wing of the city hall by means of a tunnel. The blast will reduce the building to a mass of rubble and will clear a path for the city hall. The blast will be reduced to force in the future.

WOMAN STARTS RUN ON RICHEST GOLDFIELD BANK

Refused Cash on \$12 Check She Is Believed to Have Started Rumors

GOLDFIELD, Oct. 15.—As a result of rumors circulated yesterday and believed to have been started by a woman whose check for \$12 was returned to her marked "no funds," a run was started on the John S. Cook bank soon after its doors opened for business today. An excited crowd of small depositors soon formed a line and all were paid in full. While the amount of money and negotiable securities deposited in the bank during the day far exceeded that which was withdrawn in the manner in which the other banks, business firms and individuals overwhelmed the Cook bank with offers of financial aid testified eloquently to the confidence which the institution commands.

SUSPECTED OF DYNAMITING

JOPLIN, Mo., Oct. 15.—Five persons were held today under \$500 bonds each for appearance in the justice court next Friday for a preliminary hearing, when formal charges of having dynamited the New-Herald plant September 13 may be preferred against them. The suspects are Minnie St. Claire, formerly keeper of a resort; W. S. Martin, known as "Kansas City Kid"; Hazel Reed, Bessie Blain and Charles Smith.

INVENTS AERIAL CRAFT

PARIS, Oct. 15.—M. Capazza has invented a combination airplane and dirigible balloon, capable of carrying five persons, in addition to 20,000 pounds, and staying aloft 15 hours. The machine has several screws and is of an imperfect lenticular shape.

MAGINATION is a valuable asset when it is healthy, but when you are constipated you can't think clearly.

Take 1/2 Glass Snyvald Janos Water Before breakfast. Unequalled for Constipation. A NATURAL LAXATIVE WATER. Bottled at the Springs. Avoid substitutes.

FRED MAGILL AND WIFE LOSE POINT IN COURT

Judge Rejects Their Plea to Have the Jury Find Them Not Guilty

DECATUR, Ill., Oct. 15.—The state closed its evidence today in the case of Fred Magill and his wife, Fay Magill, and counsel for the defense immediately filed a demurrer to the evidence and asked the jury to instruct the jury to return a verdict of not guilty. Arguments on the demurrer followed. In arguing the motion, Attorney Lemon characterized most of the testimony against the Magills as "old women's gossip" and called it "a heartless performance." Dr. W. A. Evans of Chicago, who examined the body of Mrs. Magill No. 1 when it was exhumed five weeks after death, declared that the brain, heart and liver were those of a healthy woman. He found no bruises on the body. Because of the lateness of his examination and because of the fact used, he could not say whether death resulted from chloroform. Judge Cochran overruled the motion of the defense to instruct the jury to return a verdict of not guilty. He said that it was against his policy to take a felony case from a jury.

WOMAN Baffles CORPS OF SUMMONS SERVERS

Court Will Try Registered Mail to Reach Mrs. Winchester

SAN JOSE, Oct. 15.—An order for publication of summons was made in the superior court today to compel Mrs. Sarah L. Winchester, wife of the gun maker, to appear and answer a suit to condemn land which was instituted by the Peninsular railroad company. The proceedings were begun June 21, but a corps of expert summons servers have been seeking Mrs. Winchester in vain. Edward Haley, who is experienced in serving legal processes, spent a month endeavoring to place the papers in the defendant's hands. On one visit he was nearly successful, but before he could approach near enough Mrs. Winchester re-entered the house in great haste. Mrs. Winchester sometimes lives at Burlingame and the San Mateo county officers were asked to assist. But the sheriff of San Mateo county confessed that he was baffled by the will of the wisp tactics of Mrs. Winchester. Uncle Sam's postman will now undertake the task. She must refuse registered letters if she would avoid the summons now.

RUSSIAN PLANS MERGER

ST. PETERSBURG, Oct. 15.—Alexander Stakhevich, a leader of the constitutional democrats, has formally proposed that his party and the Octoberists co-operate in the last stages of the election to ward off the black hundred danger. The Octoberists are slow in responding.

AFTER JAPANESE ELOPERS

SEBASTOPOL, Oct. 15.—Constable Fred R. Matthews left here today for Fresno to bring back K. Kashi and Mrs. Kiyu Yamamoto, who eloped Sunday. The couple were arrested by Fresno officials on descriptions sent from here. Kiyu Yamamoto claims his wife was stolen and is being held against her will.

BROWN CASE DELAYED

Luther Brown, the United Railroads detective, who is under indictment for kidnaping Fremont Older, was to have been arraigned before Judge Dunne yesterday, but Brown had not been notified of the date and therefore was not present. On the suggestion of the judge the arraignment was postponed until Monday.

CLICQUOT The Champagne That Occupies the Highest Place in Public Favor. Veuve Clicquot Reims. Ch. F. Schmidt & Peters, New York. Sole Agents for the United States and Canada.