

MINE BURNS; 60 DIE IN SMOKE.

Only One Escapes With Life.

RESCUER GOES TOO FAR Joseph Evans of Government Squad Overcome by Gas.

CITY OFFICIAL AMONG DEAD

Pancoast Colliery at Scranton, Pa., Is Scene of Horrible Disaster Following Fire Which Started in Engine Room at Bottom of Shaft.

Scranton, Pa., April 8.—Rescuers working in the Dunmore vein of the Pancoast colliery, where a fierce fire raged through the shafts, have recovered 60 bodies about 2,000 feet from the shaft, where they had evidently retreated for safety and were overcome by the dense smoke which filled the entire mine.

Among the dead was Joseph Evans, chief of the government mine rescue force, who in his zeal had gone too far in advance of his men and had perished. Another victim was John R. Perry, counselman of the First ward of this city. The fire originated from some unknown cause in the engine house at the foot of the shaft, and at the time there were 300 men and boys in the various veins and chambers. The flames ignited accumulations of gas, which increased the difficulty and doubtless increased the loss of life. About the head of the shaft were gathered thousands of people. Ropes had to be stretched to keep back the crowd and to prevent a stampede when the bodies were brought out. The company officials acted with the greatest promptness when they learned the extent of the disaster, but once started, the fire spread with remarkable rapidity. It caught on the timbering of the shaft and ran along the gangway.

Government Car to Rescue. As soon as it was seen that the fire was baffling efforts to subdue it, word was sent for the government rescue car at Kingston, 15 miles from here, and this responded, bringing four men equipped with apparatus for penetrating into smoke and freedamp.

This was the first test of the rescue car and its crew. The helmeted men were the only ones that could penetrate into the affected gangway, and they recovered the bodies found. The only man brought out alive from the zone of the fire was Joseph Vickers, a fire boss. Vickers, finding the fire was becoming dangerous, accompanied by a companion ran down the gangway to give the alarm. Before they had gone far their lights went out. Vickers realized his danger and started back. He missed his companion. He managed to get by the worst place on his return, but had gone only a little way beyond it when he was overcome by smoke. Hours later he was found by the firefighters.

BIG STRIKE THREATENED

Pennsylvania Engineers May Aid Shopmen to Organize.

Pittsburg, April 8.—President James McCrea of the Pennsylvania arrived here today to confer with the heads of the Brotherhoods of Locomotive Engineers and Trainmen, in regard to the situation that has developed on the Pennsylvania system as the result of wholesale discharges of shopmen, which are alleged by the men to have been due to the fact that the American Federation of Labor had succeeded in organizing a considerable portion of the shop hands into unions. The heads of the various brotherhoods are declared to be in entire sympathy with the shopmen and a general strike is not regarded as an improbability. The shopmen allege that their efforts to unionize the various shops have been successful, despite the fact that all active union sympathizers and workers were discharged as soon as their activity came to the notice of officials. The company officials, on the other hand, allege that there have been no discharges for joining or forming unions, but that the men were merely laid off owing to lack of work.

Detroit Wins Second Game.

Columbus, O., April 8.—In the second exhibition game Detroit Americans defeated the Columbus Senators, 4 to 3.

CHANGE OF VENUE ORDER IS VACATED

Judge Dickson Decides In Favor of Cox.

Cincinnati, O., April 8.—Common Pleas Judge Dickson probably saved George B. Cox, indicted Republican leader, from trial in Clermont county on his third indictment for perjury by setting aside the change of venue ordered by Judge Gorman. He said, however, that if the supreme court held that he was without authority, he would set aside his action.

Prosecutor Hunt had previously asked Judge Dickson to withhold his decision pending the outcome of quo warranto proceedings now before the supreme court.

"These entries (for change of venue), if allowed to stand would deprive him (Cox) wrongfully of his liberty without due process of law," without really any process of law," said Judge Dickson, in a written opinion. The accused should be tried within the county in which the crime was committed—in the county where his friends live.

Judge Dickson held that Cox was not given an opportunity to answer the motion for a change of venue.

"All these proceedings held before Judge Gorman were held evidently for the purpose of gaining some advantage over the accused person without due process of the law," declared Dickson. Therefore, he ordered that the change of venue entry must be vacated and set aside and held for naught.

He urged both sides to proceed in an orderly, legal manner with the case pending the proceedings in the supreme court, to the end that justice may be done.

Temporary Lull.

Cincinnati, April 8.—Today witnessed the first temporary lull in the George B. Cox perjury case since the return of the indictment against the Hamilton county Republican leader on February 21. The questions of who shall ultimately try Cox and whether the hearing shall be in Hamilton or Clermont county are now up to the Ohio supreme court and no further steps will be taken by either side until these are decided.

Prosecutor Hunt has been granted a hearing before the supreme court, Monday to apply for a writ of quo warranto against Presiding Common Pleas Judge Charles J. Hunt, challenging his authority to act as a supervising judge and designate Judge William L. Dickson to hear the Cox case.

Until his right to act as supervising judge is decided, Judge Hunt will not act on the prosecutor's affidavit of bias and prejudice against Judge Dickson. Although informed that the case is to be submitted to the supreme court, and knowing that an affidavit of disqualification had been filed against him charging that he owed his position on the bench to Cox, Judge Dickson continued to sit in the Cox case and handed down a decision Friday vacating and setting aside Judge Gorman's order granting a change of venue to Clermont county.

Results Depend.

If the supreme court holds that Judge Hunt had no authority to pass on the Cox prejudice affidavit against Judge Gorman, then the designation of another judge is void and anything Judge Dickson may have done becomes a nullity.

If Judge Hunt has the powers of a supervising judge, then it will be his duty to act on the prejudice affidavit of prosecutor Hunt against Judge Dickson and if the affidavit is held to be sufficient Judge Dickson must vacate the bench and all his findings in the case be set aside. Should the supreme court hold that of Prosecutor Hunt against Judge Dickson and if the affidavit is held to be sufficient Judge Dickson must vacate the bench and all his findings in the case be set aside.

Municipal Ball Big Success.

Milwaukee, Wis., April 8.—The Milwaukee city council raised about \$5,000 by holding a popular municipal ball for the benefit of the 10,000 unemployed who, according to the statement sent out by the city council committee, are in deep misery owing to their inability to get work.

Judge Frank Davis

Batavia Jurist Who May Not Get to Try Cox Case.



JOSEPH BRUCKER AND DIRIGIBLE BALLOON IN WHICH HE WILL TRY TO CROSS THE ATLANTIC



Brucker's Dirigible Balloon. Kiel, Germany, April 8.—Joseph Brucker, the millionaire manufacturer, is soon to try out his huge dirigible balloon in practice trips. He will start to cross the Atlantic ocean late in the summer. He will carry a crew of six or seven men and possibly several passengers. He will endeavor to make a landing on the New Jersey coast.

BAILEY SCORES BIG VICTORY

Secures Election of Martin as Minority Senatorial Leader.

Washington, April 8.—United States Senator Thomas S. Martin of Virginia was elected chairman of the Democratic caucus of the senate. The chairmanship carries with it the minority leadership of that body. Mr. Martin got 21 votes as against 16 cast for Benjamin F. Shively of Indiana.

Senator Martin is a conservative, and was opposed by the friends and followers of William J. Bryan and certain so-called "progressive Democrats," led by Senator Stone of Missouri and Senator Owen of Oklahoma. It has been said that Mr. Bryan himself has been active in the campaign against the Virginian. The Bailey election is a victory for the Right wing of the Democracy in the senate. All of the new Democratic senators except Chilton of West Virginia and John Sharp Williams of Mississippi voted against Martin.

Majority Progressive.

Washington, April 8.—The most important outcome of the contest for chairman of the Democratic senate conference, progressive senators declared today, was the disclosure that a majority of the Democrats are progressive.

Senator Martin, of Virginia, conservative, won by twenty-one to sixteen, but his victory was due, they say, to the votes of progressive senators who pledged themselves to Martin before it was known that the main body of the progressives would adopt Shively of Indiana, one of their number as an opposition candidate.

"There isn't any doubt at all," said Senator Owen today, "that a majority of the forty-one Democrats in the senate are militant progressives. Their number at least twenty-two or twenty-three. It is true some Democratic members of the senate voted in 1909 for a tax on lumber, iron ore and hides. I, myself, voted for a tax on oil. I was sorry for it afterwards. I believe that none of these votes will be repeated."

Senator Hitchcock of Nebraska, one of the new members, who voted for Shively, said today that he was reflected in the conference vote a majority of progressive senators.

LEAVE IT TO CAUCUS

Democrats Unable to Decide Course on Reciprocity.

Washington, April 8.—The Democratic ways and means committee decided to submit the problem of what is to be done with the Canadian reciprocity agreement by the majority in the house to a caucus of Democrats, to be held Monday or Tuesday. The caucus will be held to determine whether the Canadian agreement is to be taken up immediately or postponed until after consideration of the wool schedule revision of the Payne tariff bill.

One hundred thousand dollars has been spent by an English concern for apparatus to test airships' propellers.

APPORTION OHIO AMONG PARTIES

Democrats to Have Ten Safe Districts.

REPUBLICANS GET ELEVEN

Committee From State Legislature Confers With Members of Buckeye Delegation in Congress—Boundaries Not Given Out, but Nine Incumbents Have Been Cared For—If Delegation Is Increased, Extra Member to Be Elected at Large.

Washington, April 8.—Ten safely Democratic districts, with 11 safely Republican, or doubtful, is the basis of a reapportionment plan agreed on at a conference between Democratic members of the Ohio delegation in congress and a committee of four representing the Democrats of the Ohio legislature. Representative W. D. Fulton of Licking county, chairman of the committee on federal relations of the lower branch of the legislature; William Behne of Williams, secretary of the committee; Representative Louis Day of Ross and C. W. Kemper, clerk of the house, comprised the committee.

No definite information as to the boundaries of the proposed new districts was permitted to leak out. It is said, however, that Representatives Anderson, Ansberry, Ashbrook, Allen, Bokley, Claypool, Goeke, Post and Sharp are given districts that are safely Democratic.

It is also understood that no change is contemplated in the Twelfth district. The reapportionment is based on the hypothesis that there will be no increase in the membership of the house under the new law, but if there is an increase and Ohio gets one or more additional districts, the Democrats have decided that all the additional congressmen shall be elected at large.

BRYAN HAS PEACE SCHEME

Visits White House and Explains Details to Taft.

Washington, April 8.—A plan for the furtherance of world peace was suggested to President Taft by William Jennings Bryan. The Nebraska senator spent over an hour at the White House discussing his project. The plan contemplates an application to the field of international relations of the method now in use in some countries for the settlement of labor disputes. It is a step toward arbitration and is designed, according to Mr. Bryan's views, for nations that are not yet willing to take the full step for the arbitration of all international disputes.

BUCKEYES ARE APT PUPILS

New Congressmen Ask For Many Buildings and Other Concessions.

Washington, April 8.—The new Democratic representatives from Ohio have learned their lesson readily and are not slow in asking for what they want.

Representative Goetz introduced two bills, each appropriating \$75,000 for new public buildings in Delphos and St. Marys.

Representative Cox asked \$75,000 for the perpetuation of the site of Fort Hamilton in Butler county, and a monument over the grave of General Anthony Wayne.

Representative White asks \$75,000 for the war department for the erection of headstones over Union soldiers buried in private cemeteries.

Representative Post put in a bill for \$100,000 for a new postoffice for Washington, C. H.

Representative Cox presented to the house a memorial from the Ohio legislature asking for a definition of the crime of polygamy as that of bigamy.

WOMAN MAYOR KNOCKED OUT

Recount at Hunnewell, Kan., Gives Office to Man.

Wellington, Kan., April 8.—After winning the majority of Hunnewell, Kan., Mrs. Ella Wilson was counted out and the certificate of election was given to O. M. Akers.

When the vote was counted the judges found the same number for each candidate for mayor. A law was found to decide the tie by casting lots. When the slips were drawn, Mrs. Wilson won. The judges made their return to show her election and placed the ballots in an envelope, which was unsealed. When the count met later, instead of canvassing the returns the ballots were taken from the envelope and counted again. In this count, they asserted, Akers was elected by one vote.

Insurrecto Band Reputed.

San Luis Potosi, Mexico, April 8.—The attempt of a rebel band to capture a small town near Valles, this state, resulted in three of them being killed and the capture of 24 others. A detachment of rurales is in pursuit of the remnants of the band. It is reported that another party of rebels is operating in the vicinity of Cardenas.

ADMITS SHOOTING WIFE'S COMPANION

Claim Agent Seriously Wounds Kansas City Merchant.

Kansas City, April 8.—Two shots fired from bushes along North Liberty street, Independence, Mo., with a shotgun, struck William E. Hagan, a flour dealer of Kansas City, Mo., as he was driving in his buggy. He is dangerously wounded in the right breast and right arm. Hagan declared he did not know who did the shooting or why it was done.

Later John Bramhall, a claim agent for the Metropolitan Street Railway company, announced that he had done the shooting. He said his wife was in the buggy with Hagan. Mrs. Bramhall admitted that this was true, and said her frequent trips with Hagan were purely on business.

TAKES RAP AT LINCOLN

Dr. Eliot Says War President's Appointments Were Shocking.

Boston, April 8.—Dr. Charles W. Eliot, president emeritus of Harvard, declared that appointments to office made by President Lincoln in 1861 were shocking, that they were purely for political reasons, and that incompetent men held office under him as a result.

These statements came from Dr. Eliot at the conclusion of his address before the civil service reform committee of the Massachusetts State Federation of Women's Clubs. He spoke on "Civil Service Reform: Its Interest to Women."

BUCKEYE BRIEFS

Drowns in Cesspool.

Marletta, O., April 8.—Falling into an uncompleted cesspool, which rain had filled with water, the 3-year-old son of C. O. Clark was drowned.

Woman Banker Ill.

Newark, O., April 8.—Miss Cora Clark of Utica, the only woman president of a bank in Ohio, is ill because of medicine she took. Physicians worked for hours before she was out of danger.

Blows It All For Spread.

Cincinnati, O., April 8.—After saving 10 cents a month for 45 years, C. H. Lulbert, 71, will use the total amount to give a dinner April 23, the fiftieth anniversary for the organization of the Ninth Ohio volunteers, the survivors of that regiment. With interest his dinner fund now totals \$239.17.

Three Drop Dead.

Zanesville, O., April 8.—Within less than seven hours three persons dropped dead in Zanesville. John Mattingly, 40, a streetcar conductor, was fatally stricken with apoplexy on his car. Martin Bird, 77, a painter, fell dead in the street from heart trouble, and Mrs. M. E. Wagner died of heart trouble in her dining room.

Johnson Hopes For Sleep.

Cleveland, O., April 8.—Tom L. Johnson will hardly live to see another Sunday, is the opinion expressed by Dr. Thomas, one of the attending physicians. The former mayor, who for the last few days has insisted that he will get well, has now given up hope. "I wish that sleep would come," he said, in one of his few waking moments.

Jealousy Leads to Murder.

Cleveland, O., April 8.—Rivalry for the hand of Carmella Radice, 14-year-old belle of the local Italian colony, is declared by the police to have been responsible for the murder of her cousin, Michael Radice, 30. The latter was shot down on his own doorstep, four bullets entering his body. Ignazio Riola, 24, arrested charged with the crime, smilingly said to the police: "He tried to win my sweetheart."

Railroad Operator Robbed.

Postoria, O., April 8.—Ora Prouse, operator of the Baltimore & Ohio and the Lake Erie & Western tower, was shot and robbed, but not seriously hurt. A large man, wearing a mask, entered the tower after cutting the telephone wires outside and demanded his valuables at point of a gun. Prouse resisted and the revolver was fired, the bullet grazing the other leg and entering the calf of the other. He then overpowered Prouse and took his gold watch, small change, and escaped.

Holds Up Car in City.

St. Louis, April 8.—Iron Mountain passenger train No. 4 was boarded within the city limits by an armed and masked robber, who held up the white steward on the dining car. The robber did not get more than \$10.

WEATHER FORECAST

Ohio—Tomorrow: Fair in northern, unsettled in southern; light to moderate northerly to east winds.

TODAY'S CALENDAR

Sun rises ..... 5:38 a. m. Sun sets ..... 6:28 p. m. Moon rises ..... 1:31 p. m. Moon sets ..... 3:28 a. m.

MASSACRE ADDS FUEL TO REVOLT

Insurrectos Slaughtered as They Slumbered.

INDIANS HELP FEDERALS

Outrage Arouses Natives of Alameda District and Every Man Who Can Get a Gun is Enlisting in Army of Triana, the New Leader, Who Commands Well-Armed Force of Five Hundred Trained Men—Three Villages Threatened.

Chihuahua, April 5.—(Mail to New Orleans).—Every man who owns or can get a gun is enlisting with the rebels in the Alameda district, as a result of the massacre of Francisco and Andres Portillo and 66 of their followers while they slept, and the shooting of several innocent women and girls in town. Francisco Portillo, 30, and Andres, 22, were members of a good family, wealthy and popular in society. They sought excitement in the ranks of the rebels and organized an enthusiastic half-regiment of from 400 to 600. Their first engagement was the taking of Alameda, March 22. This town is 12 miles east of here, on the Kansas City, Mexico & Orient.

Felt Safety in Numbers.

Feeling secure in their numerical strength, and the fact that the garrison at Chihuahua is busy with its own troubles, the young men showed their lack of military experience by posing no sentries or outposts. A band of 250 federal soldiers and 100 Yaqui Indian volunteers fell upon the sleeping rebels at daybreak on April 1 and slew 65 of them where they lay. The Indians then shot up the town, and in this exploit killed several women and young girls.

Bodies of the two handsome young leaders were displayed for two days in this city. Instead of terrifying the natives it enraged them, and as the story goes through the countryside it is gaining recruits by the score for the rebel commandos. Some of the rebels escaped, awakening in time to kill six federals, including two officers.

"Triana" is a new leader among the insurgents who has jumped into prominence. He has a force of 500 well-armed men, and threatens to attack simultaneously Torreón, Laredo and Gomez Palacio, three towns within a radius of five miles from Hacienda Refugio, where the leader now is encamped.

INSURANCE BILLS IN ORDER

Fellinger of Cuyahoga Would Reform Ohio Practice.

Columbus, O., April 8.—Although the eleventh hour of the present general assembly session is approaching, nine new bills were introduced in the house. None was of any great importance, considering the lateness of the session.

Fellinger of Cleveland presented two new insurance bills. One contemplates the licensing of all insurance agents in Ohio, the ostensible purpose being to allow the state insurance superintendent to keep proper tabs on them. Under the present law only agents of foreign companies are compelled to be licensed.

The other Fellinger bill allows companies which insure stock against loss through the untimely leakage of automatic sprinklers, to do business in Ohio. Such insurance is not now allowed.

Railfere of Cincinnati introduced a bill to compel all vehicles driven on public roads to carry lights at night.

Winters introduced a measure to strengthen the present law punishing persons selling by wrong weight or by computing scales that do not register correctly.

MINERS' RECORDS MISSING

Cover Two Terms of Former President Lewis' Administration.

Indianapolis, Ind., April 8.—Important records of the United Mine Workers of America are missing, and there is an intimation that retiring President Tom Lewis has moved them, but there are no charges against him. The officers refused to discuss the matter or tell what records are missing, but they do not deny that the records are missing. Asked if they had demanded the records of Lewis, they refused to say, but it is understood that one of the officers will visit him for that purpose. The missing records are said to cover a part if not all of Lewis' two terms as president, but whether they embrace the records of the executive board or only the particular orders and other acts of Lewis, can not be learned. Three employees have been searching all the records of the organization for two days past, and it was finally concluded that certain ones that are very important have been taken away.

Guggenheim Divorce Valid.

Albany, N. Y., April 8.—The divorce granted to Grace R. Guggenheim from William Guggenheim in Chicago in March, 1907, was held to be valid by the New York state court of appeals.