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ROSEBURG, OREGON, WEDNESDAY, MAY 27, 1925.

VOL. XIII NO. 63 OF THE EVENING NEWS

FIFTY MINERS ENTOMBED BY AN EXPLOSION

Little Chance That Any of Carolina Coal Workers Can Be Saved.

GOVERNOR SENDS AID

Smoke and Fumes Issuing From Shaft Retarding Rescue Work—Six Bodies Out.

(Associated Press Leased Wire.)

SANFORD, N. C., May 27.—None of the fifty or more men entombed by a gas explosion at the mine of the Carolina Coal Company had been rescued at 3 o'clock. Howard Butler, surface foreman, with a group of aides, penetrated the shaft for a short distance. He reported that he saw six bodies. He could not, he said, tell whether the six men were dead or alive as he was driven back by a second explosion which sent out gas fumes that made further attempts to enter the shaft impossible.

(Associated Press Leased Wire.)

RALEIGH, N. C., May 27.—Fifty men are entombed in the mine of the Carolina Coal Company, N. C., as the result of an explosion there today, an officer of the company told the Associated Press this afternoon. The fate of the men, he added, was undetermined and grave fears were felt for their safety. Most of the men are said to be white.

The explosion occurred when the full crew of the mine was on duty. Dense clouds of yellow smoke and dangerous fumes emanating from the mouth of the mine prevented attempts at rescue work.

Governor McLean requested a corps of engineers to proceed to the scene. He also appealed to the bureau of mines at Washington for federal aid in what was described to him as a "serious emergency."

Following the explosion two men went in the mine equipped with gas masks but were unable to penetrate it.

A message from Greensboro late this afternoon stated that six bodies had been recovered from the mine.

Three explosions occurred in the mine. The first was that which trapped the workers. The second is said to have occurred following an attempt by rescue workers to enter the shaft where the men were entombed and a third occurred down in the mine later. Continued fumes prevent workers from penetrating further than the first lift.

At 2:30 o'clock this afternoon Governor McLean stated that he had notified the adjutant-general to hold several units of the national guard in readiness to proceed to the scene.

RALEIGH, N. C., May 27.—At 3:05 p. m. the Raleigh train dispatcher for the Norfolk Southern Railway received a message that six bodies had been recovered from the mine of the Carolina Coal Company. The dispatcher said it was reported the mine was on fire. He said the number of men entombed was seventy-one.

SAWDUST CLAIMS ANOTHER WORKER

BEND, Ore., May 27.—G. I. Stingle was smothered to death yesterday in the sawdust fuel house of the Brooks-Scanlon Lumber company sawmill. He was the second man to lose his life within three years at the same place. A third man was revived last winter after having been under the sawdust for 50 minutes. The job which Stingle held is considered one of the most dangerous in the mill, according to officials.

No one knew the man was under the sawdust and he was not missed for some time. When found physicians said he had been dead for an hour. He was 36 years old and a widower. He is survived by two small children who are with their grandmother. He came to Bend from Westfall, Ore. It had not been decided this morning whether or not an inquest will be held.

SPOKANE, Wash., May 27.—His brother, a fellow employee, stood by powerless to help while W. J. McDonald, 18, smothered to death beneath 20 feet of sawdust in a bin at the Diamond Match Company's plant here today.

C. A. Lockwood left last night for Portland to drive back to Inglewood car which has been sold to a Myrtle Point resident.

PLEASANTLY TO MARRIAGE

(Associated Press Leased Wire.)
MAY 27.—O. W. M... charged with manslaughter in connection with the death of his wife, following an alleged beating April first, was arraigned this morning and entered a plea of not guilty. The date of this preliminary hearing was set for June 4. Bail was fixed at \$2,000, which was immediately furnished.

PLANK AS PARACHUTE SAVES WORKMAN'S LIFE.

(Associated Press Leased Wire.)
SAN FRANCISCO, May 27.—Using a 15-foot plank for a parachute, Ralph Harth, a carpenter employed on a new building here, accidentally descended from the fifth story to the sidewalk today, unharmed, save for a slight shock.

Harth was pushing upward on the plank, when he fell from the scaffolding. He held fast to the timber and the plank, which exposed to the wind broke his fall.

TAX ON TOBACCO AND AUTO BUSES TO BE VOTED ON

Petitions Found Ample to Invoke Referendum on Both Measures.

ELECTION IS IN 1926

State Deprived of Revenue From Those Sources in Meantime—Tithing Bill in Doubt.

SALEM, Ore., May 27.—With almost 50,000 signatures attached, complete petitions invoking the referendum on the bus bill of the 1925 legislature, were filed yesterday with Secretary of State Kozier. It was stated that 18,233 of the names had been certified. As only 9000 are required on the petitions, the attempted withdrawal of upwards of 1,000 names would make no difference even if the withdrawals were allowed by opinion of the attorney-general.

The complete petitions were filed by the Oregon Motor Stage Association and the Freight Transportation Association. Completed petitions for the referendum of the tobacco tax were filed Monday. No information had been received by Secretary Kozier last night whether the petitions for the referendum of the tithing bill would be completed and filed, but since the period allowed for filing them expires at 5 o'clock today there was some doubt whether that referendum would be successful. As for the bus bill and the tobacco tax bill, which were among the measures to become effective tomorrow, they are now held up until after the general election in 1926.

On the bus bill petitions more names were signed from Multnomah county than any other county of the state. The number from there was 4604. Coos county was second with 1675 and Marion third with 1347.

Mr. and Mrs. Robert Flock were visitors in this city Tuesday. They are from Newberg, and stopped over in this city enroute to Bend by motor. Mr. Flock is with the state Highway department.

AMERICAN LEGION ENDOWMENT FUND DRIVE OVER TOP

Douglas County is over the top in the American Legion Endowment fund, and contributions are still coming in, according to Dexter Rice, county chairman. Practically every district has reported their individual communities over their quota, and some have sent in for additional blanks. W. C. Harding, city chairman, reported a most hearty response to the appeal in Roseburg. Fifteen of the employees at the S. P. roundhouse, led by Foreman Harpster, gave \$5 each to the fund. American Legion members contributed over \$500, an average of more than \$2.00 for every member in Unquava Post.

PRESBYTERIAN CHURCH FACING CRUCIAL TEST

Literal Acceptance Virgin Birth by Ministers Is Cause of Schism.

DOCTRINE AT STAKE

Adherence to Entire Creed Demanded by One Body, Another in Favor of Latitude.

(Associated Press Leased Wire.)

COLUMBUS, O., May 27.—A definite break in the Presbyterian Church in the United States of America is imminent, modernists in the denomination's general assembly in session here declared today.

The split will come, Dr. Henry Sloane Coffin, New York, representing the decidedly literal Presbyteries, said if the various Presbyteries uphold action of the assembly yesterday in voting that a literal acceptance of the virgin birth is a necessary qualification of anyone who enters the United States ministry.

While the modernists made clear their position in this regard today, ultra-fundamentalists, through Dr. Clarence Edwards, former moderator, and one of their leaders, asserted that the "law and authority of the church will be upheld" if the New York Presbytery continues to license ministers who do not accept in full all the creedal and doctrinal beliefs of the church.

A protest against the decision of the judicial committee yesterday in upholding the New York Presbytery which went against the law in allowing ministers to preach who could not affirm their faith in the virgin birth was formally presented to the assembly today by the Rev. Charles B. Swartz of Chicago.

This, church leaders pointed out, is in reality a dissenting opinion of the assembly itself, marking a direct line of cleavage.

The protest was being circulated among the commissioners for the 1925 legislature, and so far some fifty had appended their names.

It concerned entirely the licensing of Henry P. Van Duzen, New York, who did not either affirm or deny acceptance of the theory of the virgin birth.

Eight points are listed and the principal contention is that under the church law the Presbytery itself is the only judge of the qualification of a minister.

The holding of the commission, which became the judgment of the assembly by its adoption, violates the constitution of faith itself, the protest asserted.

The commission consisted of commissioners from various sections of the country. Represented were Presbyteries and synods in New Jersey, Montana, Minnesota, Wisconsin, St. Louis, Ohio and Iowa.

The following chapter of the confession was quoted in substantiation: "The requiring of an implicit faith and an absolute and blind obedience is to destroy liberty and conscience and reason also."

"By requiring such absolute conformity," the protest said, "it restores those Roman Catholic theories of ecclesiastical authority which it was the very purpose of Presbyterian protestantism to overthrow."

While the modernists said that the appointment of a commission of 15 yesterday to study the whole issue probably will avert the break for another year, Dr. Coffin's statement declared that if the Presbyteries "approve the doctrine of the church" the great majority in the church does not want a break.

"We wanted to state our position and if it ever comes up in civil court, that would be the basis of our case. I hope it never comes to that."

The assembly was formally dissolved by the moderator, Dr. Charles A. Erdman of Princeton, N. J., who afterwards issued the minutes of the assembly in Baltimore, the fourth Thursday of May, 1926.

Unwritten Law Is Pleaded by Girl, 16; Slayer of Woman Accused by Mother



Lucille Wunsch and her mother, and (inset) her father.

RIVERDALE, Ill., May 27.—"Not guilty," solemnly intoned the foreman of the coroner's jury.

"I've been a fool," said the father, William Wunsch, Riverdale village trustee, whose friendship for Miss Agnes Stimuck, 23, caused his daughter to take a gun and lie in wait with her mother for the "other woman."

"This is the biggest lesson in the world to me. I've suffered. There won't be any excuse in my future conduct for a repetition of this trouble."

"I'm sorry she's dead," said Mrs. William Wunsch. "But she did swear that she would have my husband. I only hope this unites the family for good."

"Oh, I'm glad!" said Lucille Wunsch, 16, high school student.

the daughter. "I'm just beginning to realize now what an awful thing it was to get back to school and my art work right away."

"Good!" applauded the packed courtroom, all but six persons in the rear. Those were the brothers, sisters and mother of the dead woman.

"And again the 'unwritten law' had been upheld as the law of the land."

"I did the shooting," Lucille had told the jury. "I knew about my father going around with this woman for two or three years. I felt I couldn't stand it any more. To think that when my mother was about to have a baby, that my father was out with someone else. It was terrible."

PLANS ARE MADE FOR PROGRAM MEMORIAL DAY

Services Will Be Held in Morning Instead of Afternoon as Formerly.

CANADAY TO SPEAK

Parade Will Leave Army as Soon After 9 O'Clock as Possible; Patriotic Orders to March.

Memorial Day will be observed in this city on Saturday May 30, the program for the day being much the same as in the past except that the services will be held in the morning instead of in the afternoon as has been done formerly. Heretofore it has been the practice to hold the parade in the afternoon, leaving the Army at 1:30 o'clock, but this year the committee has decided that it would be much better to put the program in the morning, and consequently the procession will leave the Army as soon after 9 o'clock as possible.

The parade will be headed by the colors after which will come the Douglas County Concert Band, the National Guard, D. A. R., G. A. R., W. R. C., Spanish-American War veterans, American Legion auxiliary, American Legion and Boy Scouts. The committee particularly urges all of the members of such of these organizations to participate in this parade and in the subsequent ceremonies.

The parade will halt on the Oak Street bridge, while memorial services are held for the sailors who died upon the seas, and flowers will be cast upon the river in the memory of these brave defenders of the country.

At the Soldiers Home, the W. R. C. will hold its ritualistic services at the grave of the unknown soldier, which will be followed by the regular Memorial Day program.

PROBE OF JURY TAMPERING IS SHOWING GUILT

Witness Feared by Defense in Shepherd Case Was Offered \$5,000.

SO SAYS GO-BETWEEN

Refusal to Accept Bribe to Weaken Prosecution Was Followed by Death Threat, Alleged.

(Associated Press Leased Wire.)

CHICAGO, May 27.—While Robert White, fugitive witness on whose testimony the state largely rests its hope of convicting William D. Shepherd for the murder of William N. McClintock, was being sought in New York today, the state's attorney's office proceeded with its inquiry into alleged jury fixing attempts.

State's Attorney Crowe traced White to New York last night and expected his arrest there today. Meanwhile the formal arrest of James J. Kelly here last night turned the prosecutor's office into a buzzing hive of activity around which Mr. Crowe threw a blanket of secrecy.

Kelly was named in a letter purported to have been written by White in Philadelphia last week in which he charged he had been forced to flee from Chicago.

Kelly admitted that he had been with White and Arthur E. Byrne, investigator for Shepherd, the night before White left the city.

"Kelly has told a lot," said Assistant State's Attorney Joseph Savage, after the sudden rush of activity had started, "but Mr. Crowe has told me to say nothing."

Mr. Crowe's only announcement was that Kelly had made admissions that "implicated" White.

Amplification of this statement was refused. The prosecutor explained his reticence by saying the Shepherd defense had accused him of trying to "poison the public mind against them."

The Chicago Tribune says today that Kelly made this statement to his interrogators:—

"I saw White the night before he disappeared. He told me that for \$5,000 he would make an affidavit charging me with the killing of McClintock."

The second suit by the Klamath and Modoc tribes and Yahooskin bands of Snake Indians in Oregon and California.

In one suit the Indians ask \$8,047,623, alleged to be due them for 1,500,000 acres which they claim was erroneously excluded from their possession through errors and inaccuracies in the treaty of 1864 under which they ceded to the government certain lands specified in the treaty.

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The petition alleges that the \$7,000 acres were covered with timber and were worth \$6,000,000. Although congress appropriated \$108,750 to pay the Indians for the land, the Indians accepted that sum under protest and the suit asks \$5,891,250, which with the \$108,750 already received, they alleged to be the reasonable value of the property.

COURT AT WORK ON MONEY ACTION

The circuit court continued today to grind away on the case of George P. Hewitt against the American Timber and Land company, a suit for \$20,000 on an alleged note. The note, it is claimed was given in return for services and expenses of the plaintiff, but the company officials claim that the persons who signed the note were not duly elected officials of the company and had no authority to sign the note or transact the business of the concern.

The trial of this case necessitated the postponing of the cases of both Loyal Emery and Jess Baldwin, the former indicted on a charge of passing a worthless check and the latter convicted of being drunk and disorderly at a dance. Attorney Hermann announced this afternoon that a motion for a new trial would be presented in the Baldwin case, but the argument on this motion was postponed until after the case now before the court.

NEW INDICTMENTS AGAINST SINCLAIR, DOHENY AND FALL.

(Associated Press Leased Wire.)
WASHINGTON, May 27.—Albert H. Fall, Edward L. Doheny and Harry F. Sinclair, whose indictments as a result of the oil scandal recently were dismissed on a technicality, were reindicted today by a District of Columbia grand jury.

As in the previous case, the indictments charging conspiracy in connection with the Teapot Dome and Elk Hills leases, Edward L. Doheny, who previously had been indicted also, was not reindicted.

The original indictments, returned here last summer, were thrown out of court on April 3 last on the ground the indictment officer of the department of justice had been present in the grand jury room and that his presence was illegal because prosecution of the case was in the hands of the government's special oil counsel.

INDIAN TRIBES FILE SUITS FOR ENORMOUS SUM

Nearly Fourteen Million Dollars Demanded of Government.

CLAIMED LAND BASIS

Klamath, Modocs, Snakes Allege Treaty Errors, Misappropriation of Holdings.

(Associated Press Leased Wire.)
WASHINGTON, May 27.—Two suits for nearly \$14,000,000 involving more than a million and a half acres of land alleged to have been erroneously taken over by the government were filed in the court of claims yesterday by the Klamath and Modoc tribes and Yahooskin bands of Snake Indians in Oregon and California.

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LOGGER IS HURT BY FLYING CHAIN

Gus Skagenberg, an employee of the Lyall-Lawson, lumber company of Glendale, was badly injured yesterday evening when he was struck by a heavy chain, which snapped under a heavy pull. The chain was used as a "choker," a term used for the cable or chain which is fastened around a log, and into which is linked the cable for pulling the log. As the donkey engine applied its power the chain came loose, and under the heavy tension the huge links were hurled through the air with a tremendous force. Skagenberg was struck in the back, his shoulder blade was broken and his skull fractured. He was brought to Roseburg in an unconscious condition, and was treated by Dr. Stewart. He was removed to Mercy hospital, and was reported somewhat improved this morning.

R. S. Hartnell was among the out of town visitors here Tuesday, and went the day attending to business matters. He is from Glendale.

BELIEVE NORTH POLE REACHED BY AMUNDSEN

Theory Is Planes too Badly Damaged in Landing for Further Use.

ANXIETY NOT GREAT

Explorers Well Equipped to Battle Elements—Aid to Be Sent by America If Need Arises.

(Associated Press Leased Wire.)

NEW YORK, May 27.—Today is the sixth since the Amundsen-Ellsworth Polar flying expedition hopped off for the north, and the whereabouts and welfare of the six adventurers remain as much of a mystery as ever.

When their two planes disappeared from the view of those at King's Bay Spitzbergen, all communication with them ceased, as Captain Amundsen went without wireless equipment so as to carry as much motor fuel as possible. As to what has befallen the party since, there are several possibilities, but the truth can be for the present only a matter of conjecture.

Having reached the Pole or its vicinity, the explorers may be spending some time in verifying their position and making the necessary records to prove their feat to the scientific world.

Again they may have discovered a new land in the Arctic and be engaged at present in exploring it. Another theory—and this is put forward by some who know the mettle of the discoverer of the South Pole—is that he knew it would be impossible to fly back from the Pole because of the damage likely to be suffered by the planes on landing; that the outward trip was made without mishap and that the members of the expedition, equipped with their hunting rifles, sleeping bags, folding boat and other aides, now are on their way back on foot across the ice which covers the northern seas.

The last possibility and one which admirers of the adventurous six hesitate to envisage, is that disaster has befallen the expedition—that one or both of the planes have crashed and that some or perhaps none of the explorers now survive.

There is much discussion about relief expeditions but Amundsen's friends in Norway declare "this talk is premature. The explorer, they say, went prepared for all contingencies; he is fully capable of taking care of himself and his party, and he may be relied upon to turn sooner or later at some outpost of civilization. Statements made at the White House yesterday indicated that President Coolidge would sanction any plans formulated by the secretary of the navy for an American relief expedition.

Secretary Wilbur, questioned regarding the use for that purpose of the dirigibles Los Angeles and Shenandoah, said the chances were remote.

Latest news from Oslo, Norway, is that the weather at King's Bay was more favorable last night than for some hours before.

WASHINGTON, May 27.—Hope for the safe return of the Amundsen Polar expedition was held out today by Donald B. MacMillan, Arctic explorer, who believes that any one of several reasons might have delayed the return of the fliers.

The mere problem of locating the Pole itself by astronomical observations, MacMillan said, might in itself require several days to accomplish.

"It is inconceivable," he asserted. (Continued on page 8.)

The Weather

Highest temp. yesterday 79
Lowest temp. last night 48
Partly Cloudy Tonight and Thursday.

In spring when blossoms start to bloom Men, a peculiar air assume, Warm sweet words from their lips do flow, Their coolness departed with the snow.