A.O.U.W



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## **UNCLE SAM REFUSES**

Disapproves Joint Guarantee of Chinese Indemnity.

FOREIGN POWERS ARE NOTIFIED

If Other Nations Carry Out the Plan the United States Will Arrange the Matter Directly With Chins.

WASHINGTON, June 10.—The Govern-ment has formally communicated to the foreign powers the impossibility of joinforeign powers the impossionity of join-ing in a joint guarantee for the payment of the Chinese indemnity. The difficul-ties in the way of such an arrangement are set forth in the communication, par-ticularly those relating to the Constitu-

tional restrictions on the President in making a joint of this character. In view of the determination of the United States not to be a party to the joint guaranty there is anxiety shown in diplomatic circles as to the outcome on the question of indemnities. One view the question of indemnities. One view is that the majority of the powers be-ing favorable to a joint guaranty will execute this joint instrument and thereafter carry on a concert of their own. In that event, it is said, the United States would arrange directly with China as to the major portion of the indemnity. The representatives of most of the European powers do not believe that a sort to The Hague tribunal proposed the United States will be acceptable to their governments.

As Viewed in England. LONDON, June 11 .- The Times, in the ourse of an editorial today on the Chinese indemnity guarantee, says:
"Doubtless the United States is actuated by the same reasons as Great Britain in declining a joint guarantee of the Chi-

The Americans are le. They are no more business-like people. likely to lend credit than money to oblige China's creditors, and Washington's de-cision must have been foreseen and discounted long ago." MEETING OF CABINET.

of Members Would Disclose the

Subject Discussed. WASHINGTON, June 10 .- In respons

messages from the President, sent late Secretary of State, all members of the Secretary of State, all members of the Cabinet now in the city assembled at the White House at 8 o'clock this even-ing. There were five of them present. They came in evening dress. Secretary Long was accompanied by his little bey. The object of the gathering was not known to the members of the Cabinet, as the invitations to them simply asked them to call at 8 o'clock. Several of the members said the call was simply to pay members said the call was simply to pay immediately after Secretary

Hay's call that the Cabinet was asked to assemble, and they arrived within a few minutes of each other about 8 o'clock, none of them being advised in advance of the object. Secretaries Long, Gage, Hitchcock and Wilson, Attorney-General Knox and Postmaster-General Smith were among those present. Secretary Root is in Buffalo, and Secretary Hay had left for the same place after his call on the President. The Cabinet immediately re-paired to the Cabinet-room, where they remained less than an hour. They took occasion to express their gratification a the continued improvement in Mrs. Mc Kinley's condition, and also discussed another subject which none of them would disclose, each member saying that it was a personal matter, and some of them giving out the negative information that the meeting had no relation to Cuba, China, the Philippines, the Porto Ricans, the Supreme Court decisions, or any important question. Some announcement may be made later about the meeting which was either of a social or a per-sonal nature, and chiefly concerned those present.

PORTO RICO ARMY OFFICERS.

President Names Men to Command Provisional Regiment of Infantry. WASHINGTON, June 10.—The President has appointed the following officers of the Porto Rico Provincial Regiment of Infantry:

Lieutenant-Colonel-James A. Buchanan Majors-Williams E. Almy, Eben Swift, Captains-Louis E. Bennett, Christian Briand, William P. Butler, Charles H. Hamilton, Osman Latrobe, Thomas F. Maginis, James T. Ord, Allen D. Raymond, First Lieutenants—William D. Ballard, Jr., William W. Bessel, Harry L. Cooper, Morris E. Locke, E. J. Martin, John Biandel, John Ostegor, A. Owen Sea-man, Orval P. Townsend, Jacob E. Wyke, Second Lieutenants-George C. Broome Terrence Hamil, Charles B. Kerney, Jean S. Oakes, Eben Swift, Jr., Paul Wuttke, Assistant Surgeon with rank of Captain-Jose Lugo Vina.

Also the following in the regular serv-

ice cavairy: Lieutenants-Eugene J. Ely, Clarence Lininger, Howard C. Tatum. Second Lieutenants of infantry—David A. Henkes, Edward K. Massee, Shelby C.

Leasure, Pat M. Stevens, William Little, Second Lieutenants, Artillery Corps-Hartman L. Butler, Frank L. Thornton John R. Musgrove.
Surgeon of volunteers, with rank of Major-Frank E. Artaud.

United States Will Object. NEW YORK, June 10 .- A special to the Tribune from Washington says the Gov-ernment will resist the proposition that the Spanish Treaty Claims Commission should undertake consideration of the question of responsibility for the destruc-tion of the battle-ship Maine in Havana Harbor on February 15, 1898, that questieing involved in a batch of claims which have recently been presented to the comreciting damages for loss of life

WASHINGTON, June 10.-The Navy Department has received a cablegram an-nouncing that Admiral Remey on board the Brooklyn left Wellington yesterday for Sydney, N. S. W. The Admiral will shortly sall for Cavite, and resume active command of the Asiatic station,

Liable to Special Tax as Broker. WASHINGTON, June 10.—Commissioner of Internal Revenue Yerkes has decided that a person is liable to special tax as broker No. 2, whose business it is to deal in puts and calls on stock or grain outside of an exchange, board of trade, or

Battle-Ship Illinois at Boston. BOSTON, June 10. — The new United States battle-ship Illinois arrived in this port from Newport News early today. She

is to have her trial off the New Eng-land Coast during the week.

Secretary of Treasury Buys Bonds WASHINGTON, June 10.—The Secretary of the Treasury today purchased \$150,000 short term 5s at 108,979, and \$110,500 short term 4's at 113.822.

TO BE LARGEST IN WORLD.

Land Purchased for Linseed Oil Mill Which Will Fight the Trust.

TOLEDO, O., June 10 .- Land was purrollsho, o, June M.-Land was pur-chased on Saturday for the largest linseed oil mill in the world, which will fight the trust. Stakes for the buildings were set today. E. Lewis Metzger, of Philadelphia, is the person appearing in the transac-tion, but it is understood that with him is associated Guy C. Majors, president of the American Linseed Company. Both are practical linseed oil men, and the new mill is to be ereged as speedly as possible.

Directors of Oil Company.

Legislature of Washington in Special Session.

FOR CAPITAL PUNISHMENT LAW-

as It Stands Prevents Hanging of Criminals Now Condemned, and May Result in Their Discharge.

NEW YORK, June 10. — Significant changes were made in the board of directors of the American Linseed Oil Comington Legislature is to meet in special

vetoes of certain bills by Governor Roger; subsequent to the adjournment of the Legislature last Winter. One of the most important of these bills is the Gunderso school book bill. This measure, in brief provides for the abolishment of state uni

The primary object of this bill is to break the contract which the Westland Publishing Cempany, a local corpora tion, has for the printing of the state's books. This contract runs for about four years yet. The new law does not seek to break the contract directly, but pro-vides that the present course of study may be supplemented by the addition or substitution of additional books. The American Book Company is interested in the measure, and it is also favored by many of the leading educators of the state, who insist that the Westland books are little short of an abominaion. Governor Rogers is a strong advocate

At Least Thirty Men May Be

formity of school text-books, and the es-tablishment of a system of county uni-formity. The bill provides that hereafter text-books shall be selected by a county board, instead of by the state board as at present, and further that all districts supporting a high school shall have the privilege of selecting their own text-books, both for the high school and the grammar primary grades, irrespective of the county board. FIRE ATTRIBUTED TO EXPLOSION

Every Effort Is Being Made to Reach the Men-Two Rescue Parties Have Not Been Heard From for Several Hours,

> Pittsburg Coal & Coke Company's shaft No. 2, at this place, is again on fire, after running steadily for seven years, and at least 30 men are in the mine many of whom, it is feared, will never be heard from again. The names of those known to be entombed cannot be learned. but the following are known to be in the burning mine: Jack Peoples, Tony Sickles,

PORT ROYAL, Pa., June 10.-The

Davenport, — Daly, William McCune, superintendent; Dennis Wortley, pltboss of the mine, and Michael Roy, fore-man of the Euclid mines.

About 6 o'clock smoke was seen to be issuing from shaft No. 2, which is on the road. It is thought the fire started from an explosion, and that six men were in the mine at the time, the men being Jack Peoples, Tony Sickles, Frank Dav-enport, — Daly, Lawrence Zetler and John Stakes. Stakes and Zetler were not near the point where the explosion ocparty they were quickly brought to the surface, after being nearly overcome by after-damp. They could give no infor-mation as to what caused the fire and told the rescuers that four other men were entombed.

were entonined.

After 7 o'clock Superintendent McCune,
of West Newton; Dennis Wortley, pitboss; Michael Roy, foreman of the
Euclid mines, and several other bosses, with about 20 men, went down shaft No 1, which is just opposite on the Balti-more & Ohio side of the river, and have not been heard from since. About three hours after the rescue party had been in the mine two more explosions were heard. Meantime the crowd around the opening of the shaft had increased, the crowd including many mothers, wiven and sisters of the men entombed. All sorts of plans have been suggested for the rescue of the men. Some talk of turning the river into the mine, but many are opposed to this for fear of drowning the miners. All that would be necessary to let the deluge of water loose in the mines would be to pull a plug which was placed in the mines af-ter the explosion of seven years ago, and the water would rush in the mines at a rapid rate. Daly, one of the men known to be in the burning mine, went in for the first time this morning, and it is not known who he is or where he is from.

At 11 o'clock tonight four men volunteered to go down Shaft No. 1 and No. 2 and one down shaft No. 3, but up to this time it is not known whether they have succeeded in making any rescue. Gas and smoke are issuing from the mine at midnight, and over 200 women and children are gathered about the mouth of the shaft. Physicians have been summoned and every effort is being may to reach the men. Shortly after 3 o'clock this morning

W. A. Sweeney, Harry Beveridge and Frank Stratton succeeded in working their way to the pit mouth, and were quickly put under the care of physicians. Beveridge and Stratton are unconscious, and the physicians say they cannot live Beveridge's arms are both broken, his body horribly bruised, and it is believed he inhaled the flames. Sweeney rescued Beveridge, and literally carried along with him. Sweeney himself is so badly used up that all the information he could give of the explosion and fire was that the explosion came just at the time when the shifts were changing from day to night turn. The miners were hurled in all directions and Sweeney knows of at least three who were killed outright. He says it is impossible to tell just how many are entombed, but he thinks there are more than the 37 reported at first.

At 3 o'clock this (Tuesday) morning, heavy volumes of smoke are still issuing from the mine, and hope of saving any of the entombed men, miners or rescuera, is fast disappearing. The Port Royal mines are situated on

Youghlogheny River, 37 Pittsburg. They are owned by the Pittsburg Coal Company.

District Superintendent McCune, who is reported killed at the head of a brave band of volunteers, was one of the most experienced and best-known miners in

Eastern Pennsylvania The Port Rayal mines are located in the thick-vein coal belt, and are for that reason extremely gaseous and dangerous. The state mining officials have made their management the object of repeated cau-

Seven years ago the mines caught fire from a similar explosion. The mine boss was killed, but the others in the pit es-

### DEMOCRATIC ISSUE IN 1904. Breckenridge Snys It Should Be Relations With New Possessions.

LEXINGTON, Ky., June 10 .- In a letter in answer to one asking for his views on the reorganization of the Democratic party and future issues, Colonel W. C. P. Breckenridge, ex-Democratic Congressman, savs: The American people will never con-

sent to such legislation concerning the currency as will put into a statute the views of Mr. Bryan. It is equally true that the American people will approve of the territorial policy advocated by Mr. Bryan. For the next few years the cur-rency issue and the expansion issue tendered by the Democratic party and accepted by the Republican party have been

Further along in the letter he says: "We are therefore confronted with this ac-tual state of facts. It is impos-sible to win without such a nominee and platform as will secure the support of those Democrats who refused to vote for Mr. Bryan in 1896 and 1900, and it is almost impossible to win without the cordial support of the regular Democratic party. It has occurred to me that the issue in 1904 might be our relations with our new possessions. That these will be retained is now certain. That the principles promulgated by the Supreme Court in the late opinions will be accepted by the people is certain." After outlining the questions involved, Colonel Brecken-

"To adopt this policy does not require that any Democrat should retract any ut-terance made or apologize for any course



The Washington Legislature meets in special session at Olympia today, to amend the capital punishment law introduced at the last session of the Legislature. The author of the bill was Senator E. M. Rands, of Vancouver. As passed, the measure practically prevents the hanging of criminals now condemned, and if not amended may result in their absolute discharge from custody. It is the desire of all concerned that the session may be concluded within a few days, and leading Republicans are urging, as a party matter, that no business be transacted other than that specified in the call. Only once since statehood has Washington had a special session of the Legislature.

pany today, when the following members | session. As already announced, Governor John D. Rockefeller, Jr.; E. P. Prentice, his brother-in-law; F. T. Gates, George W. Murray, L. M. Bowers, J. A. McGean, J. D. Rogers, E. V. Gary, F. J. Lovell and W. A. Jones, The old members who hold over are G. G. Major, G. E. Higley, J. W. N. Daniels, W. P. Orr and A. N. Eddy. It is generally believed that the Linseed Oil Company has completed arrangements to consolidate with the Union Lead & Oil Company.

### FREE TRADE IN JULY.

Porto Rican Legislature Will Be

SAN JUAN DE PORTO RICO, June & Since Governor Allen has returned here, he has given the free trade problem earnest consideration. Treasurer Hollander has presented to him a report showing in detail the workings of this new revenue act, He shows that when the law shall have gone into full force, July 1, the island revenues will be sufficient for the island's maintenance, without the customs duties on trade-between Port Rico and the United States. The Governor shows some hesi-tancy in acting, as he is not yet decided when it would be proper to call the Legislature in extraordinary session for the purpose of declaring that the island had in operation an adequate system for collecting revenues. Were it known now that the free trade would be declared on a given date, the island sugar still unshipped would be cornered by speculators, to the detriment of the planters. This Governor Allen wishes to avoid.

It is safe to say that the Legislature will be called to meet in extra session as soon after July 1 as is practicable. July 25 has been suggested. By recent act of the Legislature that date, which will be the third anniversiary of the landing of the American troops, and also San-tiago's day, the feast of the patron saint of Spain, has been made a legal holiday,

The announcement that the Govern-ment here was preparing to bring about free trade coincided with the decision of the Supreme Court that the tariff is valid The two came together, but had no con-nection, as the Governor and his Cabinet had been considering the matter of free trade long before the Supreme Court's decision was known. Porto Ricans have been clamoring for free trade since the beginning, and nothing, unless it be American citizenship, would please them more.

Mrs. McKinley Is Gaining Steadily. WASHINGTON, June 10 .- Dr. Rixey, when he left the White House at 10:15 to

"Everything is encouraging. Mrs. Mc-Kinley is doing very nicely. She is gain-ing steadily. She sat sup in a rolling chair several times today, aggregating probably an hour. We are very much encouraged by the steady improvements." Surgeon-General Sternberg made his usual visit to the White House, and on leaving said that Mrs. McKinley con-tinued to improve, and was doing very

Governor Samford Worse. TUCALOOSA, Ala., June 10.—Governor W. H. Samford, who has been ill for several days, is reported worse today, and it is feared his illness will have a fatal

Mexican Minister to Austria. MEXICO CITY, June 10 .- A definite ansuncement of the appointment of Joseph Tierza, Mexican Minister to Austria,

Rogers has ordered it to convene in this city tomorrow at noon, for the purpose of amending the laws relative to capital pun-ishment. The conditions which have necessitated the calling of the special session are as follows:

The Legislature which met last Winter

passed a law providing that hereafter criminals convicted of murder in the first degree and condemned to death shall be executed in the state penitentiary instead of the jail of the county where their crime was committed. The new law provides that within 10 days after the sentencing of the prisoner, the Sheriff of the ounty where he was tried shall deliver him to the warden of the pententiary, taking the latter's receipt therefor, and that he shall "be kept in solltary confinment" until the day of his execution,

The difficulty that has arisen is this: Eminent lawyers hold that the new law cannot be made applicable to prisoners ondemned before it goes into effect, in asmuch as the solitary confinement clause constitutes a punishment in addition to that provided for at the time they were onvicted and sentenced, or in other words that the new law, if attempted to be ap to criminals already would be an ex post facto law, and one which could not, under the constitution, operate against prisoners whose crimes were committed prior to its passage. the same time the new law repeals by im-plication to the old one governing executions, and it is therefore impossible to execute criminals under the old method in

the county jails. The fact that the new law goes into effect on June 14, next Friday, renders some action imperative in order that several condemned murderers may not be given their liberty. The Supreme Court of the United States has already passed upon the point involved. It was raised in Colorado in a case known to lawyers as the "Medley case." The facts were on all fours with the condition now existing in this state, and the highest tribunal in the land held that the prisoner was entitled to his liberty, and released him upon a writ of habeas corpus. Three courses are

per, to the Legislature:
(i) To amend the new law by adding a saving clause which will permit the execution of already condemned criminals under the old method. (2) The repeal of the new law, and as-

(3) To take no action, and run the chance of letting the prisoners go free. The bill in question was introduced in the last Legislature by State Senator E. M. Rands, of Clark County, himself a lawyer, and a member of the state judiciary committee. Senator Rands says his bill was submitted to several Prosecuting Attorneys prior to its introduction, and they pronounced it good. Altho Senator Rands generously assumes unced it good. Although sponsibility and authorship for the bill, it was understood during the session of the Legislature last Winter, that it was drafted by Fremont Campbell, Prosecuting Attorney of Pierce County.

A strong effort will be made to have the Legislature adjourn after transacting the business for which it was called; but already there are rumors that some of the members will seek to have other legislation enacted. There is no constitutional prohibition of such a course. It is easy to call the Legislature together, and in this case it seems to have been absolutely essential; but there is no way of adjourning that body without a majority of the members of both houses, One matter which may come up is the

tion of the merits or demerits of Westland books, and at the conclusion of the last session he vetoed the Gunderson bill. An effort may be made to pass it over his veto. The vote on its final passage in the House was verry narrow, however, and it is doubtful if the two-thirds vote could be secured. In case the question of vetoes is gone

into, however, there is one bill which is likely to be passed. That is the bill which provides that all ships registered in the ports of the State of Washington shall be exempt from taxation. The Governor vetoed this bill in 1899, and again this year, The vote on its passage this year practically a straight party one, the Democrats opposing it. The friends of the measure failed to get it through in time,

(Concluded on Fifth Page.)

### SUMMARY OF IMPORTANT NEWS.

Federal Government. United States will not agree to joint guarantee of Chinese indemnity. Page 1. The powers have been notified. Page 1.

Anglo-Boer War. deport that Boers have sued for peace before The Hagge arbitration court. Page 2. Kruger is at The Hague to confer with Boer agents Wednesday. Page 2. Queen Wilhelmina is supposed to have inter-ested the Kaiser. Page 2. Foreign.

London Times continues its campaign against American locomotives. Page 5. Robert P. Porter discusses industrial pessimism in England. Page 5. Cing Edward will distribute South African medals today. Page 2. Domestic.

mine in Pennsylvania. Page 1. Nonunion strikers will be given aid by Interna-tional Machinists' Association. Page 2. M. C. A. jubilee convention opens today. Page 5.

Page 3. Dr. Unger and Charles Wayland found guilty of conspiracy to defraud in Defenbe surance case. Page 3. Sport.

State rests in the Kennedy murder trial

sell, of California League, engaged to fill McDermott's place. Page 3. ortland baseball team leaves today for Seattle. Bicycle Taxpayers' Council will urge construc-tion of city paths. Page 3.

The Washington Legislature will meet today in extra session. Page 1. The Sheriff of Clackamas County will proceed to collect bleydle taxes. Page 5. A convict at Salem is liable to the gallows for assaulting an officer. Page 4. A dividend of 40 per cent will be paid within three weeks on claims against the Vancouvthree weeks on cla er bank. Page 4.

Pacific Coast.

The Oregon Supreme Court has handed down six decisions. Page 5. Commercial. Portland market quotations. Page 11. Domestic and foreign commercial news and quotations. Page 11.

New York stock market transactions. Page 11. Portland and Vicinity. Grand Chapter of Royal Arch Masons elects

High School graduating exercises will be held at the First Baptist Church. Page 12. Woman's Auxiliary preparing banquet for pioneers. Page 12.

Mrs. Hart acquitted of

grounds of insanity. Page 8. heretofore pursued."