



LETTER WRITTEN UNDER THE EARTH

Buried Nevada Miners Living High.

THOUSAND FEET UNDER GROUND

One of Ely Men Describes His Queer Situation.

STILL HOPEFUL AND HAPPY

Imprisoned by Caved-in Shaft, He Tells Brother Elk He Is Living on the Fat of the Land Sent Down Through Pipe.

VICTOR, Colo., Dec. 24.—(Special.)—Like a voice from the dead, a letter written by A. D. Bailey in his tomb 1000 feet below the surface of the earth in the Alpha shaft at Ely, Nevada, has been received by Thomas Hamill, a prominent resident of this city. Though imprisoned with two companions back of a solid mass of rock and dirt and in imminent danger of being crushed to death at any moment, Bailey is none the less happy. His letter bespeaks every hope and says that probably he will be on earth again in another week or so. The letter follows: "Dear Thomas Hamill, Victor, Colo.: "Dear Sir and Brother Elk—I suppose you will be surprised to receive this letter and I am a lucky man or I would not be able to write you. "At present writing I am imprisoned in the Alpha shaft. I was running a pump here and on the 4th of this month the shaft caved in and there were four men down in the shaft sinking for the next level. Two of the men are here in the pump station with me and the other two are buried at the bottom of the shaft. "Shut in by the Earth. "The shaft caved in at the 400-foot level and we are at the 1000-foot level. The shaft is full of dirt up to the cave-in. But they have secured the bad ground and are going to start mucking out the shaft tomorrow morning. If all goes well, I hope to be on top in from 12 to 14 days. We have been down the mine since 7 A. M., December 4. "Ten minutes from the time the cave-in started the shaft was filled above this level and it is 90 feet from this level to the bottom of the shaft, so that will give you an idea what a bad cave-in it was. We had a telephone connected and the last message I sent up over the small wire was to shut off steam, and just then those wires broke. "Live on Fat of Land. "There are 500 feet of the shaft above us, filled with solid rock. After the accident was disconnected the six-inch water column with the pump and they are sending our drinking water and rations down the six-inch pipe. "We are living on the best in the land, as everybody wants to send us something. Wine, cigars and all kinds of fruits are being sent down. They send down our supplies on a rope and the small vessels they send our stuff in are made of two-inch nipples about four inches long, with a cap screwed on end and the small eye-bolt screwed in the cap and a flexible link between the separate vessels, so that we can get them to come through the bottom of the water column. There are four vessels per trip. After we got the water column open we connected our phone to the electric cable and we can telephone up and talk to the men on top at any time. "Hopeful, Though Buried. "Well, brother, if all is well and all-wise providence stays with us, I hope in a short time to be on top and see my wife and family. We are above the water level and there is no danger on that score. We have in charge of the shaft one of the best shaft men in the country, a big Elk by the name of John Gallagher. "With best wishes to all my brothers and the same to yourself, I remain, Respectfully yours in B. P. O. E., A. D. BAILEY."

and if relatives appear, the bodies will be disinterred. Twelve of the identified were buried at Connellsville.

CARS BLOWN FROM TRACK

Six Men Injured, One Fatally, by Gale in Colorado.

DENVER, Dec. 24.—The baggage car and first passenger coach of train No. 2, northbound, on the Colorado & Southern Railroad, which left Denver at 10 o'clock A. M. today, were blown from the track and overturned in the ditch a quarter of a mile north of Marshall and 10 miles south of Boulder about noon today. Six persons were seriously injured and a number of others slightly hurt. Killed: J. A. Garrett, ex-justice of the peace, Longmont, Colo., and prominent Elk. Seriously injured: Fred Kelly, Fort Collins, Colo.; Robert Sharp, Fort Collins; M. C. Lesser, Longmont, Colo.; Jackson M. Greiner, conductor, Denver; Charles Chiles, baggage man, Denver. A gale has been blowing over Northern Colorado throughout the day, at times attaining a velocity of 45 to 60 miles an hour, and caused much damage by blowing down small farm buildings, trees, telegraph poles, etc. A large plate glass window was blown in at the Daniels-Fleisher Department store in this city.



W. E. Corey, President of United States Steel Corporation, anxious for reconciliation with first wife.

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BLOW UP ANOTHER BRIDGE

Attempt Made on Structure Over the Erie Tracks at Newark.

NEWARK, N. J., Dec. 24.—An attempt was made today to blow up with dynamite the steel bridge of the Pennsylvania Railroad, now in course of construction over the Erie tracks, near the Hackensack River. A large hole was torn in the center of the bridge. "Ten minutes from the time the cave-in started the shaft was filled above this level and it is 90 feet from this level to the bottom of the shaft, so that will give you an idea what a bad cave-in it was. We had a telephone connected and the last message I sent up over the small wire was to shut off steam, and just then those wires broke. "Live on Fat of Land. "There are 500 feet of the shaft above us, filled with solid rock. After the accident was disconnected the six-inch water column with the pump and they are sending our drinking water and rations down the six-inch pipe. "We are living on the best in the land, as everybody wants to send us something. Wine, cigars and all kinds of fruits are being sent down. They send down our supplies on a rope and the small vessels they send our stuff in are made of two-inch nipples about four inches long, with a cap screwed on end and the small eye-bolt screwed in the cap and a flexible link between the separate vessels, so that we can get them to come through the bottom of the water column. There are four vessels per trip. After we got the water column open we connected our phone to the electric cable and we can telephone up and talk to the men on top at any time. "Hopeful, Though Buried. "Well, brother, if all is well and all-wise providence stays with us, I hope in a short time to be on top and see my wife and family. We are above the water level and there is no danger on that score. We have in charge of the shaft one of the best shaft men in the country, a big Elk by the name of John Gallagher. "With best wishes to all my brothers and the same to yourself, I remain, Respectfully yours in B. P. O. E., A. D. BAILEY."

RAID BLACK HAND GANG

Seventeen Italians With Stilettoes and Guns Arrested.

PITTSBURG, Dec. 24.—A score of detectives and policemen raided an alleged Black Hand organization this morning in 37 Slog alley, and arrested 17 Italians. All were armed with revolvers and stilettoes.

CONTENTS TODAY'S PAPER

- The Weather. YESTERDAY'S—Maximum temperature, 45 degrees; minimum, 41 degrees. TODAY'S—Rain; easterly winds.
- Foreign. Trial of members of first Russian Douma begins today. Page 2. Paris opera-house preserves voices of great singers for next century. Page 3.
- National. Henry arranges for land-travel trials, but makes no move on Bristol's behalf. Page 1. Admiral Brownson resigns; rumored disagreement with Roosevelt. Page 2. Fleet given splendid welcome at Port of Spain. Page 3.
- Domestic. W. E. Corey reported to be weary of Maybelle Gilman and anxious for reconciliation with first wife. Page 1. Haywood testifies at Power's trial. Page 2. Railroad construction in 1907. Page 2. First lynching in State of Oklahoma. Page 2. One of buried Nevada miners writes a letter. Page 1. Steel mills to resume operations and stringency ended. Page 3. Utah pioneer who won wife in romantic fashion, dies. Page 2. Pacific Coast. Pettibone case may be thrown out of court. Page 1. Marshfield, people who start for Portland compelled to spend Christmas on stage in mountains. Page 4. Wallace mining man and family have miraculous escape from death. Page 4. Commercial and Marine. Buying conditions in wheat market and undertone is strong. Page 13. Reports of light stocks in Northwest cause advance in Chicago wheat market. Page 13. Stocks not affected by high call loan rate. Page 13. Seven grain carriers with a total of more than a million bushels, finish loading. Page 12. Portland and Vicinity. Master plumbers will reduce wages of journeymen plumbers January 1. Page 12. Spokane and Multnomah football teams will play today. Page 4. Many employees of banks, corporations and merchants receive Christmas gifts from employers. Page 8. Christmas season causes issuance of many marriage licenses. Page 9. Homer Davenport comes to Portland. Page 9. George A. Steel declares Governor Chamberlain's language is ungentlemanly. Page 9. Council committee side-steps action on Weinhard's brewery license. Page 12. Food and Dairy Commissioner Bailey challenges critics to prove charges. Page 9.

HENEY EXPLAINS CAUSE OF DELAY

Full Agreement on Oregon Land Trials.

NO APPEAL MADE FOR BRISTOL

Prosecutor Makes No Effort for Reinstatement.

NOR TO NAME SUCCESSOR

Oregon Delegation Expects to Agree on Man Before Congress Meets Again—No More Interruption of Trials.

OREGONIAN-NEWS BUREAU, Washington, Dec. 24.—Francis J. Heney had a final conference today with the President and Attorney-General Bonaparte, and it was mutually understood that the prosecution of the remaining Oregon land-fraud cases will go forward expeditiously from January 3. It is positively announced, both by Mr. Heney himself and by the Department of Justice, that Mr. Heney will personally conduct the prosecution of at least the most important cases. During today's session Mr. Heney explained the reasons which have heretofore made it impossible for him to get away from San Francisco and his explanation apparently satisfied both the President and the Attorney-General. His plan of procedure as outlined to them is also said to be quite satisfactory. "Fixes Pay as Prosecutor. Aside from discussing the programme of the land cases, Mr. Heney took up with the department the matter of compensation still due him for his part in the trial of Williamson and other cases. The funds allotted for these cases became exhausted before Mr. Heney was paid in full and the Government is still in his debt to the extent of several thousand dollars. The exact amount cannot be learned, though it is understood his bill was about \$3,000, part of which he has received. What his compensation will be for conducting the pending cases is not made known, though the amount was fixed upon today. It is not the intention of the department to make public the figures. "No Interruption for Bristol. Mr. Heney will not discuss his conference today, but from other official sources it is learned that since his arrival he has made no attempt whatever to have W. C. Bristol reinstated, though he expressed regret that the department found it necessary to recommend a change. It is also stated that Mr. Heney has not recommended any one for appointment as District Attorney. "Delegation Tries to Agree. Up to the present time the Oregon delegation has reached no agreement in this case, but there is a probability that it will take action before Congress convenes, so that the President can make an ap-

PICTURES WORTH SEEING.

Pictorially, The Oregonian's New Year Annual, which will be issued Wednesday morning, January 1, 1908, will be one of the finest this paper has ever published. Particularly worthy of mention are the handsome livestock photographs, representative of the industry in all parts of the state, which will be reproduced in half-tone as illustrations for special articles written by well-known authorities, dealing with the breeding of fine cattle, horses, sheep and other stock, dairying, wool-growing and agricultural pursuits. It is a fact not generally known that several of the finest dairy cows in the United States are owned in this state. Photographs of several of these blue-ribbon animals will be reproduced in The Oregonian's forthcoming annual. There is no better means of advertising Oregon in the Central West and making friends and relatives "back East" acquainted with the manifold advantages of this state for the homeseeker than mailing them copies of the New Year's Oregonian. No matter where your friends live, nor in what pursuits they are engaged, The Oregonian's New Year annual will contain information valuable to them. It will answer every question concerning the natural resources and industries of this state that you have been asked to answer. The price of this beautifully illustrated number will be but 5 cents. Postage to any part of the United States will be 3 cents. Orders for copies should be filed early.

pointment and send in a nomination on January 6. If the delegation is a unit and the President appoints the man of his choice, prompt confirmation will follow. Chris Schuebel, of Oregon City, who was here looking after his own interest, is reported to have gone home. It seems evident that he will not have the support of the entire delegation and it may be his name will not be presented, though this is yet to be determined. Mr. Heney left for New York on the midnight train and goes West in a few days.

Fulton Coming Home Soon.

OREGONIAN NEWS BUREAU, Washington, Dec. 24.—Senator Fulton states his expected visit home is on account of F. J. Heney's demonstrations or interviews against him, but solely to register himself as a candidate for the Senate. He expects to reach Astoria by January 6, and return here immediately upon registering. Mr. Fulton declines to talk for publication concerning Mr. Heney's visit. He expects to leave here this week for Oregon, to remain until the close of the Congressional recess.

New Northwest Postmasters.

OREGONIAN NEWS BUREAU, Washington, Dec. 24.—Postmasters appointed Oregon—Long Creek, George A. Rinehart, vice Frank Kahlor, resigned; Rex, Henry H. Peters, vice Jennie Conrad, resigned; Richmond, Charles E. Stigmund, vice W. E. Reed, resigned. Washington—Port Discovery, Edith E. Delanty, vice William Delanty, dead.

Case Against Walsh Closed.

CHICAGO, Dec. 24.—The Government today formally rested its case in the prosecution of John E. Walsh, who is accused of misapplying funds of the Chicago National Bank. Judge J. B. Anderson, before whom the case is being heard, adjourned court until Thursday.

PETTIBONE CASE WEAK, SAYS JUDGE

Orchard's Story Not Corroborated.

TRIAL MAY END ABRUPTLY

Court Will Decide Thursday if Case Shall Go to Jury.

STATE'S TESTIMONY ALL IN

Borah Asserts That Conspiracy Has Been Established and That Defendant Was Part of It—Willson Argues the Law Points.

BOISE, Ida., Dec. 24.—Before hearing argument on the motion for an instructed verdict of acquittal filed by the defense in the Pettibone trial today, Judge Wood announced his conclusions on the question of corroborative evidence and stated that there had not been sufficient corroboration of Orchard's testimony on the killing of ex-Governor Steunenberg alone to warrant a conviction. He also said that corroboration was necessary to establish a conspiracy and invited argument as to whether or not such corroboration had been given by the state, and whether or not the defendant had been connected with that conspiracy. The conclusion of the court means that either the jury will be instructed to acquit the defendant or that the trial will proceed on the proposition that the state is not required to connect Pettibone with the Steunenberg murder, it being only necessary to show that a conspiracy to murder existed. That the defendant on trial was a member of that conspiracy and that the killing of Steunenberg was an incident thereto. In the Haywood trial Judge Wood held that it was necessary for the state to produce evidence tending to connect the defendant with the specific crime charged, independent of the testimony of Orchard. His announcement today means that he will either reverse the ruling or sustain the motion of the defense to direct an acquittal. A ruling on the motion will be made Thursday. Judge Wood directed the defense to be ready to proceed with its case at that time in the event the motion was not sustained. The state rested its case in the Pettibone trial this morning, after the examination of W. H. Gabbert, Justice of the Supreme Court of Colorado, Senator Borah announced that the state rested and John F. Nugent, for the defense, filed a motion asking that the jury be advised to acquit the defendant. The jury was excused and Judge Wood announced that he was ready to announce his conclusions on the question of corroborative evidence, on which authorities were submitted early in the trial. The conclusions were as follows: Evidence of corroboration as to the killing of Steunenberg as a separate transaction is not sufficient to warrant a conviction. Conspiracy to commit a number of crimes, which includes as an incident, or otherwise, the killing involved, cannot be established by un-

corroborative evidence of an accomplice. Is there, in this case, any evidence of conspiracy to commit crime, as a result of which conspiracy the crime charged was committed, and if so, is there sufficient corroborative evidence to convict the defendant thereon? Attorney Nugent argued the motion to advise a verdict of acquittal only briefly, and then took up the Idaho statute providing for the prosecution of non-residents charged with crime under which Pettibone is being tried, arguing that it is unconstitutional. He had not concluded when court adjourned for the noon recess.

Weaker Than Haywood Case.

John F. Nugent, for the defense, continuing his argument in support of the motion to instruct the jury to return a verdict of not guilty, said that the evidence in this case is weaker than in the Haywood case, because at the former trial the testimony of Orchard that the letter received by him at the Caldwell jail was written by Pettibone was undisputed, while in the present case Sheriff Nichols had testified that the letter was not in the handwriting of the defendant. Taking up the subject of the Idaho statute which permits the punishment of non-residents who did not commit crime personally, the same as the principal, he said that the conviction of the defense was that the defendant is entitled to the compulsory process of the law to compel the attendance of witnesses and that it also worked an injustice on the defendant to be required to take depositions in his own behalf. Nugent argued that the indictment should have been made charging the defendant as an accessory before the fact.

Borah Argues for State.

Borah said that it was the theory of the state that, first, there was a general conspiracy to kill those who were enemies or were supposed to be enemies of the Western Federation; second, that Steunenberg was killed for that reason; third, that the defendant was a member of that conspiracy, and fourth, that Steunenberg was killed by a member of the same conspiracy in furtherance of its objects. He said that the evidence showed that a conspiracy had been formed for a particular purpose and that the defendant was a member of that conspiracy and that it was not necessary to show that the defendant had particular knowledge of the conspiracy. The only question of corroboration he said, was whether or not Orchard had been corroborated relative to the general conspiracy. Borah then briefly reviewed the evidence. In closing the argument Nugent said that the corroboration of Orchard had to be by evidence entirely aside from the testimony of Orchard. He said the state had absolutely failed to show motive on the part of Pettibone for the murder of Steunenberg. When Nugent concluded, court adjourned until Thursday morning at 10 o'clock.

PEOPLE DON'T TRUST SHAH

Crowd Keeps Watch Until He Keeps His Promises.

TEHERAN, Persia, Dec. 24.—Twenty-four hours' reflection seems to have convinced that faction of the Persian public which favors the Constitutionalists that it is better to keep their powder dry, at least until the Shah's promises of reform are converted into acts. The utter lack of confidence was evidenced this morning in the bazaars, where the shops that were reopened yesterday had their shutters up again today. Small armed crowds are reassembling in the public squares, but up to the present time there has been no aggression. One of the chief legal advisers of Parliament was shot at by some soldiers last evening, but he was not hurt. Naei el Mulek, the former Premier, who was exiled recently, left Enzeli for Europe today.

DEATH IN CHRISTMAS MAIL

Infernal Machine Found With a Quantity of Explosive.

ERIE, Pa., Dec. 24.—While distributing Christmas bundles in the South Erie postoffice this afternoon, an employe became suspicious of a package, the end of which had broken open, and making an investigation, the package was found to contain an infernal machine so constructed that opening the box would cause an explosion that would have undoubtedly killed all persons near it and set fire to everything in the vicinity. The package was addressed to Archie Carr, 238 Cherry street, and had been mailed in this city. Dr. W. J. Wright, health officer and chemist, after an examination of the bottle, said it contained a high explosive, but would give no other details until after further investigation.

IS COREY TIRING OF HIS SONG BIRD?

Trust President Yearns for True Wife.

HIS SOCIAL AMBITION FAILS

Business Associates Close the Doors on New Wife.

MEETS FIRST WIFE TODAY

Weary of Lonely New York Mansion, Actress-Wife Would Agree to Divorce—Pride Alone Holds Him Back.

PITTSBURG, Dec. 24.—(Special.)—Is William Ellis Corey tired of his new wife, Maybelle Gilman? Has the president of the United States Steel Corporation grown weary of the songbird he wedded and placed in a gilded cage? Does he desire to return to the companionship of his first wife and their 20-year-old son, Alan? Members of Pittsburg clubs and business associates of Mr. Corey say that the answer to all these questions is "Yes." Mr. Corey got a divorce from his first wife because she had no desire to shine in society. With his money and a younger and more beautiful wife he thought he could break into New York's charmed sea. So did Maybelle Gilman. They have both discovered their mistake. Mr. Corey's associates talk business, but neither tender nor accept invitations, and the big New York mansion is a lonely place except when the second Mrs. Corey invites her former friends. But that is done secretly. "Paving Way to Reconciliation. While Pittsburg clubmen do not intimate that there is any friction between Mr. and Mrs. Corey, they say both are deeply disappointed, so much so that Mrs. Corey, in view of a liberal settlement would place no obstacle in the way of Mr. Corey's legal marriage to his first wife. It is reported here today that Mr. Corey will eat Christmas dinner at the farm in Lancaster County which he presented to his parents. His former wife and their son will be present at the meal. It is hoped by the Corey family that the Steel Corporation president will make overtures to his former wife for his return after the legal obstacles have been removed. "Longs for Wife and Boy. Mr. Corey's heart is longing for his first wife and boy, friends say, though he is too proud to admit it openly. It is predicted that before long it will have burned through his haughty pride and brought him to their feet, humbly begging forgiveness. Those who know the first Mrs. Corey predict that, when the time comes, she will pardon him and take him back, believing, as she does, that he is still her William, deep down in his heart of hearts, no matter what his pride may have led him to. "The warmest feelings always existed between the first Mrs. William E. Corey and the mother of her husband, Mrs. Alfred A. Corey, of North Braddock. They exchanged visits and, when the deposed wife was living with her mother, Mrs. Frank Campbell, of Swiswale, she was a regular guest in the Braddock home.

GIVES TONS OF TURKEYS

Ex-Senator Clark Remembers Employees in Several States.

BUTTE, Mont., Dec. 24.—Ex-United States Senator W. A. Clark today and yesterday had distributed 25 tons of turkeys as a Christmas gift to the married men in his employ in this city and at his properties in Arizona, New Mexico, New York, Vermont and New Jersey. Five tons of turkeys were needed to supply Butte alone. The birds cost \$20 a ton. The giving of turkeys is a time-honored custom with Senator Clark.

DONEY AGAIN IN TROUBLE

Arrested on Felony Charge for Taking Bribe of \$50.

BUTTE, Mont., Dec. 24.—Amos Doney, the former member of Judge Lynch's jury panel, who was found guilty of contempt of court and fined \$50 and sentenced to serve five days in the County Jail by Judge Lynch, but released on \$200 bonds pending an appeal to the Supreme Court, was again arrested this morning on a felony charge. It is alleged in the information, which was filed in Judge Dolan's court, that Doney agreed to accept a bribe of \$50 from J. V. Collins for the purpose of bringing in a verdict.

Kills His Hospital Nurse.

MILWAUKEE, Dec. 24.—Sister Theresa, a nurse at St. Mary's Hospital, was today shot and killed by Gustave Wirth, who is believed to be insane. The assassin was captured after a chase of several blocks. Wirth was operated upon at the hospital a year ago. He called there today, and upon seeing Sister Theresa, began a fusillade, firing four shots into her body. Sister Theresa died in a few minutes. Wirth said the hospital officials had tried to poison him.

SANTA CLAUS MURPHY (HARRY) DISTRIBUTES A FEW CHRISTMAS PRESENTS WHERE THEY WILL DO MUCH GOOD

