Operator Runs With Danger Lights, but Grays Harbor Train Tumbles.

WATER UNDERMINES RAILS

Disaster Near Olympia Costs Lives of Engineer and Fireman-Passengers Escape-Previous Trip Over Track Safe.

OLYMPIA, Wash., Nov. 29.—(Special.)-Engineer John Wyandt, of Tacoma, and fireman, supposed to be Forest, of Oak-ille, were killed when the Grays Harbor

wille, were killed when the Grays Harbor train for Seattle was wrecked tonight while the local telegraph operator, L. D. Weyand, but a few hundred yards away, was running at top speed to warn the train crew of its danger.

At 6:15 o'clock tonight one passenger train and at 7 o'clock the train wrecked later had passed safely over the track. This Grays Harbor train had run to Gate, and on orders that the tracks were impassable beyond, had reversed to return to Olympia. John Rollman, walking along the track, discovered that water pouring flown from the hill had undermined about flown from the hill had undermined about 20 feet of track.

Rollman ran at top speed to Olympia and warned Operator Weyand, who, after wiring the dispatcher and finding the train had nussed the last wire station, grabbed red lanterns and started for the danger boint. He was just this side of the fatal curve, not 200 yards away, when the train, running fast on the down grade, struck the washed-out track. The single left the rails and turned over, plinning down the engineer and fireman, who were probably both instantly killed. The baggage and mail car and smoker were derailed. Rails from the track tore through the boller and into the cab. Other

Three Passengers Escape.

The only passengers were T. L. Chambers, of 755 South E street, Tacoma, and A. P. Morris and Paul Geshaw, log-gers, who were employed by Wilson Bros.

rear Rochester.

Eingineer Wyandt last Spring was in a wreck one mile west of the scene of tonight's tragedy. Then he was under his engine in the bay, but the soft multiplied by the soft multiplied his rescue after a few hours' work. The train was in charge of Conductor P. C. Hall. H. L. Mero, mail clerk, was shaken up, but not seall clerk, was shaken up, but not se-

rlously hurt.
The body of the engineer was recovered. Pinst of the fireman cannot be taken out until the wrecker arrives. The fireman's body is under the firebox, only one foot showing. Water accumulating behind the eck. threatens to undermine several adred feet of track and slide the whole train into Percival Creek

MINE RECOVERED

Prospectors Preparing for Spring Rush Into Remote Idaho Region.

BOISE, Idaho, Nov. 29.—Prospectors throughout Idaho are preparing for a spring rush to the Bruneau country, a somewhat isolated district, where one of the famous "lost mines" of the West

the famous "lost mines" of the West has just been relocated.

For 29 years there has been a tradition of a sheepherder who came to civilization with samples of quartz yellow with free gold and told his friends of a great ledge from which the samples were taken. Starting back alone, he disappeared and was never heard of again.

The finding of a skeleton recently in the region where the shepherd ranged caused a revival of the story and a renewed search for the storied ledge. The search is said to have been successful.

nearch is said to have been successful.

D. A. Bourne, one of the pioneer discoverers, has returned from the Bruneau. and gives details of the developments there. He says the ore carries values as high as \$50,000 to the ton. The smallest eturn from a random sample was \$86 a ten and there is in sight on the surface ore of the value of \$175,000.

It can be quarried like building stone, the prospector declares.

LAND-FRAUD CASES WAIT

Judge Dietrich Turns Lumbermen Over to Oregon Jurist.

BOISE, Idaho, Nov. 29 - (Special.) - Judge Frank S. Dietrich, of the United States Circuit Court virtually washed his hands Saturday of the criminal cases pending against Sumner G. Moon and James T. Barber, officers of the Barber James T. Barber, officers of the Barber Lumber Company, and famous lumber barons of Eau Claire, Wis., indicted last April for alleged land frauds, when he passed the case over to Judge Robert S. Bean, of the Oregon judicial district. The defendants were held in the Circuit Court in this city for the purpose of arriving at some definite date when the trial can

Confusion greeted all of the efforts to probe into the understandings which the insel had with reference to the definite date for a trial and Judge Dietrich, having been disqualified from sitting in the civil suits of the Government against the Barber Lumber Company, stated that he would turn the setting of the date for trial over to Judge Bean who will prob-ably arrive in Boise next month.

BAY CITIES DINE JAPANESE

Shibusawa and Party Will Sail for Orient Today.

SAN FRANCISCO, Nov. 28.—As a cul-mination of their three months tour of the linked States, the Japanese commer-cial commissioners, headed by Baron Shi-busawa, were given a banquet at the Fairmont Hotel tonight. Governor James N. Gillett and more than 200 of the foremost men of affairs in San Francisco and the Bay citles were present.

The party will sall for Japan at neon to-morrow on the steamer Chiyo Maru.

ST. CROIX FIRE UNSOLVED

Quartermaster Peters Can't Be Located to Give Evidence.

SAN FRANCISCO, Nov. 28.—The sec-ond day of inquiry into the burning of the steamer St. Croix off Point Duma. November 20, passed without developing

Not a new fact hearing on the fire itself was brought to light, and the destruction of the vessel already has been numbered among the mysteries of the deep in ship-

Quartermaster Peters, of the St. Crolz. whose evidence the investigators were anxious to secure, could not be found to-

GERMAN BOAT STRANDED Government Lightship Saves Crew

Off Wreck.

BEAUFORT, N. C., Nov. 29,-The German steamer Brewster is stranded on Diamond Shoals. The crew was taken off by a Government lightship.

NEW YORK, Nov. 29.—The steamer Brewster, in cargo from Jamaica and Cuban ports for New York, is today hard aground and in a dangerous post-tion off Diamond Shoals lightship, just south of Cape Hatteras. The calling for help was received by wireless telegraph in this city in a message picked up by the United Wireless Company, and originating with the Government station on the lightship. The message said the Brewster was aground about six miles inside the lightship, in a precarious po-sition. The sea was reported smooth and the wind moderate at that time,

The Brewster, of 931 tons net register, The Brewster, of 931 tons net register, was owned by H. H. Schmitt, of Hamburg. She sailed from Kingston, November 15, for New York. A wrecking outfit was ordered from Norfolk to the aid of the stranded steamers. In addition to the revenue cutter Countages, at Norfolk the cutter Semin.

Suing Other.

Mrs. Witham's complaint was filed here
Saturday evening. She had not been at
home long after signing up her complaint, when Sheriff Smith served her
with a copy of her husband's complaint,
which had been filed in Corvallis the day
before.

before.

Mrs. Witham recites in her complaint that they were married in Benton County, September 13, 1909, and separated October 15 last. She alleges that her hus-

Strike in Dakota Mining Town As sumes Proportions.

LEAD, S. D., Nov. 29.—James Kirwin, president of the Lead union of the Western Federation of Miners, received a telegram today from National President Moyer, at Denver, saying that 75 private detectives are on their way to Lead in connection with the strike in the Homestake plant

The company admits the presence of some detectives, whose purpose is to preserve order.

C. E. Mahoney, vice-president of the

tinental Road December 1

SAN PRANCISCO, Nov. 22.—The freight and interstate tariffs of the West Pacific Railway Company were placed on file with the California Railway Commission today, the schedules having been filed with the Interstate Commerce Commission some days ago. They will go into effect December 1 and December 5. Transcentinental tariffs have been filed and will become effective December 6. vill become effective December 6 The new road will be in actual opera-tion December 1, when Chief Dispatcher Meadows will start the telegraphic serv

MOROCCAN TRIBES SUBMIT

Chiefs Offer to Raise Force to Aid Alfonso's Troops.

MELILLA, Morocco, Nov. 28.—The chiefs of the important Moroccan tribes of Kabyles, Beni Boufrur and Beni Sidel, made formal submission to General Ma-rina today. The chiefs even offered to raise a native force and join the Spanish troops against such Moors as were still

CHURCH TREASURER SHORT

W. C. Lilley, Missing, Owes Pittsburg Presbyterians \$21,034.

PITTSBURG, Nov. 29.—William C. Lilley, ex-treasurer of the Pittsburg Prosbytery, who disappeared on Septem-ber 29, is short to the amount of \$21,024 in his cash accounts, according to a statement given out today. The trustees would not say whether they would presecute.

Liquor Issue Again Raised.

WOODLAND, Wash, Nov. 28—(Special.)—The recent defeat of the local option forces in Woodland has not quenched their ardor. Friday night they met and nominated a dry ticket for the Town Council as follows: W. R. Mills, W. R. Birt and E. E. Heald for Councilmen to serve two years and Sam Conrad, Treasurer, to serve one year. The opposing side met yesterday and named John Peterson, Captain Horace Campbell and Gilbert Murk as Councilmen to serve two years and L. McConnell to serve one year as Treasurer. The election occurs Decem-

Roanoke Passenger Arrested.

ASTORIA, Or., Nov. 29.-(Special.)-On ASTORIA, Or., Nov. 28.—(Special.)—On the arrival of the steamer Roanoke this afternoon, Robert Glenn, a passenger, was arrested by Sheriff Pomeroy in response to a telegram from Eureka, Cal., but what the man is wanted for is not known here. Glenn was traveling as Robert McMullen, and denies that he is the man wanted, although he had receipts in his pocket in the name of Robert Glenn.

Skimmed milk has been proved a valuable food for laying bens, according to experi-ments at the Virginia Experiment Station.

IF you go out in the rain, go out in one of our Hart Schaffner & Marx all-wool raincoats.

For style, good tailoring and fit you'll certainly be right in it.

Other overcoats of every good model; suits in a great variety of fancy fabrics, and blue and black.

Raincoats Overcoats Suits \$20 to \$40

Sam'l Rosenblatt & Co.

Cor. Third and Morrison Streets

Convicted Slayer Opens Last Fight for Liberty.

SAYS HE SUFFERED DEATH

Reprieved From Sentence to Electric Chair, Man Now Serving Life Term in Sing Sing Argues He Should Be Free.

NEW YORK, Nov. 29. - Albert T. Patrick, whose sentence of death for the murder of William Marsh Rice was commuted to life imprisonment at Sing Sing, appeared today before the appellate division of the Supreme Court in Brooklyn to argue that with-in the law he had already suffered death, and thus had paid his debt to FREIGHT RATES ARE FILED

California Will Have New Transcon
death, and thus had paid his deet to the state in full and should be set free.

Patrick contends that the solitary confinement preceding electrocution had been held by the United States Sureme Court to be part of the penalty

serve another period of solitary con-finement, thereby duplicating a pun-ishment he had already suffered.

The failure of the warden to electro-cute in compliance with the first order of the court, argues Patrick, consti-

of the court, argues rates.

tutes an act of nonfeasance.

Patrick was not ready to proceed
with his argument today, and, at his
request, the matter was adjourned to
Thursday of this week. He said:

"I am coming to Brooklyn on a writ "I am coming to Brooklyn on a writ of habeas corpus to consider a point which was an attack upon the jurisdiction of the court to convict, and the right of Governor Higgins to commute my sentence without my consent. The point overlooked was that the judgment on conviction ceased to be operative at the expiration of the week fixed by the Court of Appeals for execution of the original sentence of death, after the appeal had been confirmed."

after the appeal had been confirmed." Wage Demand to Be Heard.

ST. PAUL, Nov. 29.—Martin A. Knapp, chairman of the Interstate Commerce Commision, and Charles P. Neill, United States Labor Commis-Commerce Commision, and Charles P.
Neill. United States Labor Commissioner, reached here today to hear arguments in the dispute between the
switchmen's union and the managers'
committee, representing the railroads
of the Northwest, relative to a demand
by the switchmen for a wage increase
of about 20 per cent.

One Dies; 100 Escape From Mine. MARION, Ill., Nov. 29 .- One man was and 100 or more narrowly escaped death. These were rescued with great difficulty. The victim of the accident was in that portion of the mine which received the full force of the explosion.

decreed in a death sentence.

He served that time in full and now makes the point that when the Court of Appeals reaffirmed the decision of the court of conviction and set a new date for execution, it transgressed his constitutional right in ordering him to

WARRINER'S MINING COMPANY ALLEGED TO BE

MRS. STEWART-FORD, WOMAN WHO IS PLAYING PROMINENT

ROLE IN FORMER RAILROAD MAN'S PECULATIONS. CINCINNATI, Nov. 29 .- Alleging a condition of virtual insolvency.

William S. Kissinger today sued in the Kenton County, Kentucky,

Circuit Court for the appointment of a receiver for the Mutual Mining Company, of which Charles L. Warriner, ex-treasurer of the Big Four Railroad, was secretary-treasurer. Warriner has been charged with embezziing \$643,000 from the Big Four road. It is said that a Mrs. Stewart-Ford is involved in many of Warriner's peculations.

Klasinger, president of the Mutual Company, capitalized at \$59,900,

alleges that Warriner recently transferred all his stock in the company and declares the president is the only officer left. He also asked

the court for the restoration of the company's books, said to be in

hands of the Big Four. John Rich was appointed receiver.

INSOLVENT.

Hysterical Over Alleged Attempt at Chloroforming.

CHARLES TABLER ACCUSED

Neighbors Rush to Scufert Home and Find Marie Bushkhul Locked in Bathroom, Where She Had Retreated in Fright.

of T. J. Seufert, North Twentieth and Brazee streets, were startled last night when the maid, Marie Bushkhul, leaned out of the bathroom window on the second floor and uttered shriek after shriek When people living nearby arrived at re today, the house. Miss Bushkhul threw down escaped the keys to the house, for she had locked the keys to the house, for she had locked herself in the bathroom. They found her in a hysterical condition, but after she had been quieted, she insisted that Charles Tabler, a clerk employed by Mergeny's Grocery Campany, 47 North Sixth street, had just left the house. Miss Bushkhul admits she had been well acquainted with Tabler for four years. The Seuferts are absent in the East. - Ac-The Seuferts are absent in the East. According to the story told by Miss Bushkhul, she was sitting in an armchair when Tabler came up from behind and attempted to thrust a bottle of chloroform under her nose. She struggled as long as she was able, she declares, when the fumes began to have their effect, and she grew quiet. Then Tabler picked her up and laid her on a bed.

After the bottle was removed she said

After the bottle was removed she said she revived somewhat and, leaping to her feet fought off her assailant and ran

screaming upstairs, where she locked her-self in the bathroom. This story Miss Bushkhul told to Detective Snow, who lives in the vicinity, and to Officer Field, who had been sent to the house when somebody telephoned police headquarters. The police are in-clined to believe Tabler had it in mind to rob the Seufert home, for the place is handsomely furnished and contains many articles of value, including silver-

many articles of value, including saver-ware and jewelry.

Miss Bushkhul was taken to the house of Joseph M. Healey, a real estate man who lives near and who is looking after Mr. Seufert's interests while the latter is in the East. Both the girl and Tabler came from Dufur, Or., several months ago, where her parents live and where Tabler was a mail carrier. Detective Snow will seek for Tabler this morning, but it has not yet been determined what but it has not yet been determined what charge will be placed against him.

Prominent Marshfield Man Dies.

MARSHFIELD, Or., Nov. 29.-(Special. Word has been received here that H. H. McPherson, one of the best known Marshfield men, is dead at San Francisco. Mr. field men, is dead at San Francisco. Mr. McPherson's death was sudden and unexpected, be having gone to San Francisco for the benefit of his wife's health. He was head of the firm of McPherson-Gimser Company. The burial will be at San Francisco.

Wage Scale Increased.

HONOLULU, Nov. 29 .- As a result of the regent labor disturbances on the sugar plantations and to avert future trouble of the same character, the Hawaiian Sugar Planters' Association adopted today a new wage schedule which, it is believed, will remove the cause of complaint among the Japanese field hands.

Oregon Suffragists Meet Tonight. The 39th anniversary of the Oregon. State Suffrage Association will be celebrated tenight at the Dolph mansion. Fifth and Jefferson streets, with a literary and social entertainment. An impromptu discussion will follow the annual address of Mrs. Abigail Scott Duniway, president of the association.

Irish Patriot's Son Dies.

MANILA, Novr 39.-Thomas Meaghey. MANILA, Nove 28.—Thomas Meaghey, son of the Irish patriot, died today of pneumonia following an attempt at suicide. He was a graduate of West Point and had lived many years in Montana and California. For several years he had occupied minor posts in the Government service here.

Sherman Clay & Co.

You are cordially invited to attend a recital to be given in our hall tonight

> Mrs. May Dearborn Schwab, Soloist Mr. F. H. Jones at the Piano

8:15 o'Clock

Admission Free

READ what this builder of the great Northwest says in THE WORLD'S WORK on the wonderful Northwest a story of mighty progress DECEMBER ISSUE NOW ON SALE on all stands, 25 cents \$3.00 A YEAR

VOU couldn't get better authority on food values than Dr. James Crichton Browne, LL.D., F.R.S. of London, England.

He says: "Eat good oatmeal, eat it often and plenty of it. It is the food that has built the brain and Lrawn of Scotland."

The experts of the Seattle Exposition, just as all experts do when deciding about Quaker Oats, gave it the highest award over all others for purity, flavor and cleanliness.

It's the most economical food.

The Quaker Oals Company CHICAGO