

Gas Ignites in Black Diamond Shaft Hurling Timbers Half Mile.

DEAD MEN ALL FOREIGNERS

.........................

VIRGINIA HAENED

play by Herbert Bushford, pre-

CAST.

Mrs. Jack Harding (formerly Jeanne Dumont)Miss Harned

Mrs. Whitson Bainhridge.Jane Gordan

Hon. Cecil Armsby C. Lester Paul

A MOST truthful, intense place of stage writing is "The Woman He Mar-

In which Virginia Harned came

......

rind."

seated at the Hellig Theater.

Miners Caught as Shifts Are Changing-No Others Working at Time -- Two Blasts Follow Each Other in Quick Succession.

SEATTLE. Nov. 6.-Two explosions, securing within a few minutes of each other shortly before 7 o'clock this morn-ing, resulted in the desth of 15 men in the Lawson mine at Black Diamond, 29 miles southeast of Seattle. Ten men soing down on shift and five men coming up were caught between the first and sixth levels, and it is al-most certain that all perished. Natural as combustion is assigned as the cause. All the men were foreigners.

All the men were foreigners.

Explosion Felt for Miles.

The force of the explosion was ier-rific, showers of earth, timbers and bits of clothing believed to be that of the miners were blown from the slope of the mine. Timbers measuring is inches thick and eight feet long were blown half a cessei "The Woman He Married" affords ex-ceptional opportunity for this emo-tional actress to exhibit her talents in a new and totally unexpected direc-tion, and offers a breadth of treatment

A big section of steampipe was blown of which she has taken noteworthy ad-A big section of steampips was blown a similar distance and sank 15 feet in the ground. The shock of the explosion, which was felt for miles around, was so great that many thought there had been

Hope Held for Night Shift.

Reports were received from the mine

Hope Held for Night Shirt.
The ports were received from the mine that midnight that the rescuing party had made its way in the shaft as far and he way in the shaft as far that the men on the night shift, who he is writing a play, finds he way in the sight of duty, had not left the woman he has married. In order to earn a livelihood for him-were part of duty, had not left the woman he has married. In the statt level when the explosion or curred, and may not have been caught in the blast.
This pointed out, however, that even the here had not left the working escaped death, as the crumbling into home is accurate the model. All the many go on writing his proposition second of the mine is acturring on the vorking rescuers to get to the bottom.
The thore was gis present in the short the fire boas, filed at 6 o'clock this.
Be reported all clear except the difference in the presence of the greater of the greaters of get.
A record of the stath leves the stath leves the difference of the stath are believed to be allow the fire boas, filed at 6 o'clock the money that has made his success the money that has made his success to be all the researce of the money that has made his success is not the greater of the stath leves the stathe

As soon as the extent of the disaster was known, volunteers were assembled and rescue parties were sent in on the water level to attempt the rescue of any miners who might be alive. It is not be-lieved that any of the men in the slope escaped instant death. As far as known the 15 men in the transcars were the only ones in the mine at the sime of the explosion. The coal mines at Black Diamond are owned by the Pacific Coast Company.

Three Injured by Flying Debris.

Three men, standing within 100 yards of the mouth of the shaft, were struck by timbers shot from the portal and were seriously injured. The dead:

The dead: Julius Puysew, married, one child. Fred Setti, married, one child. Oncar Rael, married, one child. Casar Bael, single. Caril Mass single. Cyril Maes, single. Frank Gardini, single. Isador Gardini, single. Kumora single Maetili Fanstiria, married, three chil-

Dave London; single.

THE MORNING OREGONIAN, MONDAY, NOVEMBER 7, 1910.

SIDE INSTITUTION DELAYED.

Examiner Wright Goes Over Books

Mother of Dead Cashier Dying of

Shock of Son's Suicide.



Minnesota Claims Vary Widely. ST. PAUL, Nov. 6.-Basing their claims on reports received today, the Repub-lican and Democratic chairmen predict victory for their parties in the election next Tuesday, when a complete state ticket and nine Representatives in Con-gress will be elected. Chairman Bmith, of the Republican committee, places Gov-ernor Eberhard's plurality at not less than 50,000. Chairman Day, of the Dem-ogratic committee, predicts James S. Gray's election, with a plurality of 20,000 to 25,000. crat, Refuses to Support West.

Charging Oswald West, as Railroad formissioner, with the defeat of the 11 designed to regulate shipments of ivestock over the O. R. & N. lines and stend to Eastern Oregon stockmen the relief they had sought from the Legis-lature. Senator N. J. Sinnott, of The Dalles, introducer of the defeated meas-ure, last night declared that the Demo-cratic gandidate for Governor should be loaded with the responsibility of that action BANK SECURITIES GONE

to the Heilig last evening. With pos-sibly the exception of "Triby," in which she leaped into recognition in New York years ago, and "Iris," a play in which she starred most successfully, in Miss Harned's present vehicle she far outshines any of her previous suc-reance action. "The stockmen's measure providing that railroad shipments should be moved not less than 15 miles per hour from the time they were received until they ar-rived at their destination, was in a fair way to pass the Legislature," declared Mr. Sinnott.

Misrepresentations Made.

"West then appeared before the com-mittee to which the bill had been re-ferred, the members of which were of which she has taken noteworthy ad-vantage. The story, from the pen of Herbert Bashford, concerns the son of a rich merchant, who, against his father's Nishes and during his absence, has married a show girl a sometime artist's model. Cut off without any funds, the boy, who is writing a play, finds he will be compelled to drop this work in order to earn a livelihood for him-self and the woman he has married. In West not unfriendly to the measure. West represented to the committee that there were no complaints about livestock shipments in Eastern Oregon and that there were no abuses to be remedied. Because of these misrepresentations, the bill was defeated. Several Sena-tors, including Mr. Bowerman, voted against the bill because they were misied by West. In the discussion of the bill when it came up for final pas-sage, a number of the Senators quoted West as having represented that the situation regarding livestock shipments in Eastern Oregon was satisfactory and that there was no need for that sort of legislation. "At the time the bill was under con-sideration, Mr. West came to me and personally requested that action on the not unfriendly to the measure.

personally requested that action on the bill be postponed for two years, promis-ing that in the meantime the matter of delay in livestock shipments would be

remedied. According to J. E. Reynolds, a prom-inent shipper of livestock from Arling-ton, Mr. West has failed "to deliver the goods." Mr. Reynolds arrived wester-day with a shipment of stock which had been 14 hours traveling 150 miles. goods."

West Fails to Keep Promise.

"West wanted the glory of changing conditions, but they have not changed a particle," said Mr. Reynolds. "The stockmen of the eastern part of the state are as much at the mercy of the railroads as ever. Conditions are worse if conthing "The two years have if anything. The two years have passed and West has not even attempted to redeem his promise." An a result of West's attitude towards this measure in the past and the declar-

and such an atmosphere about it that only to a gross and distorted mind could it seem other than art. The predominating characteristic of Miss Harned's work is its intelligence, and every action shows vivacity and emotional power. She gives a clear and vivid picture of the woman he mar-ried. Her third act is a tremendous thing, her flery denunciation of her husband for his unbellef in her being like unto the flash and clamor of the first outburst of a big electric storm, and it leaves her andione gasping. Miss Harned's support is admirable, As a result of West's attitude towards this measure in the past and the declar-ation of the Democratic nomipee that, if elected, he will veto any such meas-ure, Judge A. S. Bennett, of The Dallen, a prominent Eastern Oregon Demo-crat and livestock shipper, has with-drawn his support from the candidacy of Mr. West. In a letter issued yes-terday, Judge Bennett says: THE DALLES Or., Nov. 6.-(To the Ed-itor.)-1 ses in the Evening Journal of Sat-urday, a long article anent the present Gub-ernatical right in which a law presented by me on behalf of the livestock interests to the last Legislature regulating the salip-ment of livestock and regularing the salip-ment of livestock and regularing the salip-de divestock and regularing the salipond companies to make better time, is criti-cised and condemned. As a shipper of livestock I was exceeding-by interested in this law, and as I under-stand that Mr. Beynolds, a large livestock shipper from the Arlington country, is pre-paring a similar bill to be submitted to the

of the Illinois bill, which has been in operation for years. It is not so strong as the Pennsylvania measure. Has any harm come to Pennsylvania or Illinois? The cry to alarm the farmer and the small man is a fulse alarm. How many farmers and small men have ever had trouble? It does not alter the present law as to them for such employers of labor are always present with their employees and are knowing to any neg-ligence and therefore liable now. This is a ghost. These nameless people acream because this bill removes the limit no damages for death; bus there is no limit now for damages for in-juries. If a man loses his legs, his eyo-sight, his arms, is paralyzed, or receives any injury, he can today recover any sight, his arms, is paralyzed, or receives any injury, he can today recover any amount the jury sees fit to give. There is no logic in there being a limit for death, and the only reason it exists is because by the English common law when a man died the right to sue died with him, and England passed the first law, known as the Lord Campbell's act, fixing an arbitrary amount that

Liability Law No. "330 X YES" Against Malicious Attack by Unknown Parties Who Do Not Sign Campaign Dodger PORTLAND, Nov. 4.-(To the Public.) dent is due to the fault of the em--Bill 300, against which unknown par-ties are making false and misleading in almost every other industrial coun-statements, is practically an exact copy try, we regard as inherently unfitted of the Illinois bill, which has been in the employments and reasly unfitted

JUDGE - MADE LAW VS. MEN'S LIVES

Best Legal Authorities and Statesmen Defend Employers'

gerous employments, and grossly unfair to workmen injured by trade risks." Employers and Insurance.

Employers and Insurance. And on page 32: "A large proportion of the employers of labor take out in-surance against liability to respond in damages to their injured employes. The insurance company takes all charge of the relation between the injured man and his employer. From the date of the accident the employer takes no fur-ther steps. The insurance company treats the accident as purely a business proposition, settles for as little as it can, or, if that does not work, it forces the employe to sue, makes every pos-sible delay, uses adute lawyers and takes advantage of these legal rights."

How the Big Fish Escape.

This doctrine that if an employe is injured by the nogligence of a fellow servant he cannot recover against the employer, has been blasted even in the country of its birth, where Sir Fred-erick Pollock characterizes it as an un-fair law, operating oppressively against workingmen as a class, and under which the negligence of the master bimself is next to impossible to prove.

workingmen as a class, and under which the negligence of the master himself is next to impossible to prove. The memorandum by the English Par-liament on the act of 1889 was as fol-lows: "The doctrine of fellow servant is an exception to the general rule. This modern judge-made law, which im-plies a contract founded on a legal fic-tion not in accordance with the fact, has been pushed to the extreme length by judges, and in practice leads to the groesest injustice. The little master, who does the work himself with his employe, is always responsible, but the large employer, who delegates his au-thority, escapes responsibility." These decisions by the greatest jurists, such does and students of eco-nomics of the world, ought to be a suf-ficient answer to the cold-blooded in-surance companies who are opposing their ignorance and their narrowness to the sense of justice of the modern world. As a matter of fact these harsh rules do not obtain today in the admirally courts of the United States. They never did exist in any country in Europe, and it is aimply folly to claim that the abol-ishing of this judge-made false doctrine will handicap the employers of labor in this country, when it does not in Hil-nois; it does not in Pennsylvania; it does not in Germany; it does not in France, and it does not in England.



Every civilized country has abolished these rules except the United States.

-because the Elks' and other big conventions won't come to a town where men wear bridles. Let us strip away all the trimmings on this question, and get at the real meat of it. What does it mean to you? What will it do for you? You have your home here. You want to stay." What will prohibition do to Portland?. Just the things above statedand nothing else. These are plain, hard facts. You can't get away from them.

Mr. Taxpayer,

Here's the

Price!

Are You Willing

to Pay It?

Prohibition will

419 Empty

1500 Empty

\$360,000 Actual

\$4,000,000 Actual Loss

And an Auditorium

Business

Buildings

Residence

Buildings

Revenue

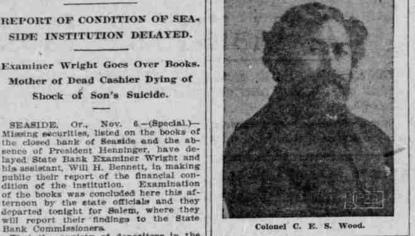
In Wages.

Cash

cost Portland:

Who is going to make up this loss? You are. Your taxes must be increased to cover the cost. The prohibitionist agitator won't pay it. He never pays anything. About the time you are breaking your back to raise the

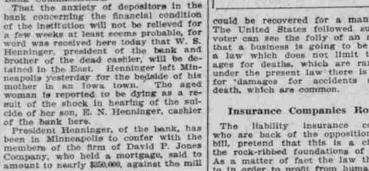
money for your in-



could be recovered for a man's death. The United States followed suit. Any voter can see the folly of an argument that a business is going to be hurt by a law which does not limit the dam-

"The bank's books are in a very bad "The bank's books are in a very bad shape," said Examiner Wright today," and the examination cannot be fully completed until President Henninger re-turns from the East. I believe that the missing securities are hypothecated, which would show plainly that E. N. Henninger committed suicide because he had been persuaded to lend money with-our receiving any security."

Legislature, but by a decision handed down by an English judge, and exists in this country not by an act of Legis-lature, but by a decision handed down by an American judge. The commission appointed by the State of New York to examine the whole matter of employers' liability, says: "Up to 1837, the single principle seems to have been that the legal rights between an employer and his employes were the same as between strangers, and there were no special rules. Up to 1837, that single principle seems to have been the whole law on the sub-ject. From that date, both in England and America, there has developed grad-ually a large body of special law on employers' liability. This is judge-made law. The important point to be noted is the fact that this body of special law exists for no clearly defined reasons of justice or social policy. It is purely HUSUM, Wash. Nov. 6.—(Special.)— One of the most prolific small bearing orchards in this vicinity is that of James Miles, six miles northeast of Husum. From one acre 506 boxes of apples were packed, consisting of Spit-zenbergs, Newtowns and other leading varieties. The trees were set out only 16 feet apprt. Give your children the benefi: of trained teachers. Vote on No. 318 X Yes. The State Normal School at Mon-mouth. This is the pioneer school for



ages for deaths, which are rare, when under the present law there is no limit for 'damages for accidents short of death, which are common. Insurance Companies Roused.

The liability insurance companies who are back of the opposition to this bill, pretend that this is a change in the rock-ribbed foundations of the law. As a matter of fact the law they cling to in order to profit from human misery originated only in 1837, not by an act of Legislature, but by a decision handed down by an English judge, and exists to this meaning not by an act of Legis

justice or social policy. It is purely judge-made and not much over 70 years old."

On page 10 of the report the same commission says: "In the last 10 years On page 10 of the last 10 years the conclusion has been slowly but surely generated in the public mind that the present conditions as to em-ployers' Hability are unendurable."

SEASIDE. Or., Nov. 6.-(Special)-Missing securities, listed on the books of the closed bank of Seaside and the abthe closed bank of Seaside and the ab-sence of President Henninger, have de-layed State Bank Examiner Wright and his assistant, Will H. Bennett, in making public their report of the financial con-dition of the institution. Examination of the books was concluded here this af-ternoon by the state officials and they departed tonight for Salem, where they will report their findings to the State Bank Commissioners. That the anxiety of depositors in the bank concerning the financial condition

Dave London; single, C. Beagi: wife in Italy. Domini Gergory; single. Albert Pontana; single. Frans Vergan; single. Julius Cappiati: wife in Italy. The injured: Arvila Martina, Louis

The injured: Arvila Martina, Louis Marino, Louis Krunta. Soon after the explosion, the mine-began to cave in, indicating that all the supports had been blown out and the tunnels wrecked. It is doubtful if the mine will be roopened. The damage is estimated at \$250,000. The only cause mine activity of the second

The only cause mine officials are able to assign for the explosion is that a fissure of gas may have opened and the gas ignited from a match gruck by a



CAST. Thaddens Strong....Byron Forney Darlus Startle...Richard Nesmith Lern Hansom....J. Irvin Sauthard Curt Hoten.....Charles F. Adams .Cliff B. Nelson

****************************** "OUR NEW MINISTER."

A Three-act Comedy-drama by Den-

man Thompson and George W. Ryder-Presented at the Bun-galow Theater.

CAST.

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stand that Mr. Reynolds, a large investor, shipper from the Arlington country, is pre-paring a similar bill to be submitted to the next Legislature, I feel called upon to de-fend the policy of these laws. The law submitted to the last Legislature was not a "drastic" haw. On the con-trary, I submit to a fair people that its pre-visions were sltogother just and liberal. It inflicted no penalities upon the railroad companies and only made them likele for the actual damages caused by their delax, and while the bill as presented fixed 13 miles per hour as the time which the stock trains were expected to make. Yot it also provided that even in case of greater delay the railroad might excortate inself from liability by showing that the delay was nec-essary or unavoidable. West Opposes Messure. MADE



out receiving any security."

16 feet apart.

training teachers.

Acre Yields 506 Boxes Apples.

HUSUM, Wash., Nov. 6 .- (Special.)-

(Paid advertisement.)

Jefferson, Iowa. - "When my baby was just two months old I was com-pletely run down and my internal orand my internal or-gans were in terri-ble shape. I began taking Lydia E. Pinkham's Vegeta-ble Compound, and mother wrote and told you just how I was. I began to gain at once and now I am real well."— Mrs. W. H. BURGER, 700 Cherry St., Lefførson, Iowa.

Jefferson, Iowa.

Another Woman Cured.

Another Woman Cured. Glenwood, Iowa. — "About three years ago I had falling and other fe-male troubles, and I was nothing but skin and bones. I was so sick I could not do my own work. Within six months I was made sound and well by Lydia E. Pinkham's Vegetable Com-pound. I will always tell my friends that your remedies cured me, and you can publish my letter." — Mrs. C. W. DUNN, Glenwood, Iowa. If you belong to that countless army of women who suffer from some form of femals ills, just try Lydia E. Pink-ham's Vegetable Compound. For thirty years this famous remedy has been the standard for all forms of female ills, and has cured thousands of women who have been troubled with such allments as displacements, fibroid tumors, ulceration, infammation, ir-regularities, backache, etc. If you want special advice write

If you want special advice write forit to Mrs. Pinkham, Lynn, Mass. It is free and always helpful.

SHOFS



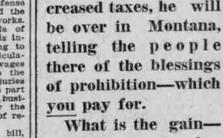
On page 7 the commission safs: "The commission is strongly of the opinion that the present legal system of em-ployers' liability in force in this state, ployers' liability in force in this state, and practically everywhere else in the United States, in industrial employ-ments, is fundamentally wrong and un-wise and needs radical change. Our present system of dealing with this question, in New York (and the same system prevails in all the United States) is to make no provision for the workingman, but to require that the workingman assume the risks of the trade, and to give him a right to sue his employer only when the acci-

One Reform at Home.

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All Grocers and Druggists

W. S. U'REN.



what is your gain Just what it has been everywhere else that the people have experimented with prohibition-failure and folly and farce.

Statewide prohibibition isn't new. It's old. It's a proved-up mistake. And it's expensive. It isn't even new in Oregon. In 1887 they tried to put it over on us, but we rejected it by a big majority-in Portland by 4 to 1 "wet."

Let us bury it so deep tomorrow that it won't come back for another 23 years. The way to do it is to mark an X after the numbers 328, 343, and 345.

GREATER OREGON HOME RULE ASSOCIATION (Paid Advertisement.)

VOTE "330 X YES"_"347 X NO" (Pald Advertisement.) The Grime And Stains Where Has **Of Summer Sports** EASILY AND DELICATELY REMOVED BY HAND the Pianola SAPOLIO Piano **KNIGHTS** FOR TOILET AND BATH Moved to? It smooths away any broken cuticle and thoroughly, but with velvet touch, cleanses and refreshes the skin. STACY-ADAMS

SEE PAGE 5.