

Forty-third Year
Daily—Eighty Year

MEDFORD, OREGON, SATURDAY, OCTOBER 4, 1913.

NO. 168

RESCUE MINER BURIED 8 DAYS IN MINE DEPTHS

Entombed Man Behind Eighty Feet of Solid Rock and Coal—Imprisoned by Fall of Rock in Mine—Faints on Being Rescued.

Hair Turns Gray During Imprisonment, But Doctors Pronounce Him in Good Condition.

CENTRALIA, Pa., Oct. 4.—Thos. Tushesky was released from the Continental mine here at 7:25 today. He had been entombed eight days. Rescuers dug through nearly eighty feet of solid rock and coal to reach him. They could not use dynamite for fear he would be killed. Tushesky, digging from inside his tomb, progressed three and a half feet toward his rescuers. He was imprisoned by a heavy rock fall in the mine.

Throughout the eight days of his imprisonment Tushesky talked with the members of the rescue gang and with his wife and received food by means of a pipe the workers had forced through the barrier which separated them. He was courageous and cheerful throughout, though occasionally he cried out when startled by fresh falls of rock. Physicians were afraid he would go insane.

Rescued Man Faints
As the rescuers broke their way into the little chamber which confined him, Tushesky gave a shout, started toward them, staggered for a moment and then, before anyone could reach him, fell to the ground.

Mine Inspector O'Donnell sprang to his side and lifted him. Doctors were with the party, restoratives were applied and the patient quickly revived.

As he recovered himself his eyes met his wife's and in an instant the two were clasped in one another's arms, the woman crying and praying with joy.

Blue glasses had been provided to shield Tushesky's eyes from the glare of the sun. He reached the surface unassisted except for the occasional support of his wife and O'Donnell. A waiting automobile took the couple home.

Hair Turns Gray
Tushesky's hair had grayed slightly during his imprisonment, but the doctors pronounced him in much better physical and mental condition than they had expected. They believed he would soon be in as sound health as ever.

Scores had waited at the mine all night to see the rescue. The final shift of workers began digging at 11 p. m. and should have been relieved at 7 in the morning, but, realizing how near they were to the end of the task, asked and received permission to complete it.

SNOWSHEDS BURN AT EMIGRANT GAP

SACRAMENTO, Cal., Oct. 4.—Five of unknown origin destroyed five hundred feet of the Southern Pacific company's snowsheds near Emigrant Gap early today and delayed east-bound and west-bound traffic from six to nine hours.

Volunteers from the surrounding towns joined the Southern Pacific forces in fighting the flames and the local officials believe that the fire will be under control by noon today.

OELRICH DISCHARGED UPON GIRL'S ADMISSION

NEW YORK, Oct. 4.—Magistrate Freschi apologized to Herman Oelrichs and discharged him today. The incident was a sequel to Miss Lucille Singleton's admission that she was out by fragments of the broken windshield to Oelrichs' automobile when it ran into the curb with them a few nights ago and that her earlier story that Oelrichs stabbed her was pure fiction.

40 FOOT WALL OF WATER SWEEPS VALLEY IN TEXAS

AUSTIN, Tex., Oct. 4.—Presumably as a result of a cloudburst, a wall of water forty feet high was rushing down the Guadalupe valley this afternoon, sweeping everything before it. Floods already have destroyed the crops in the Guadalupe and San Marcos valleys. Seventy-five persons were marooned, at latest accounts, on Santa Ana mound, two miles south of Gonzales. Two hundred tons of provisions have been sent to them.

CLEVER HOTEL THIEF CAUGHT SWINDLING BY C. O. D. ORDERS

Chief of Police Hittson picked up a very slick hotel thief at Grants Pass this afternoon who has probably worked half the hotels on the coast. Friday, a person giving his name as Ashe, and representing himself to be a traveling man, called Emil Mohr of the Medford Hotel on the phone saying that he would be there Monday, but if a package came to the hotel for him with a C. O. D. on it to pay the C. O. D. and hold the package until he came. Mr. Mohr promised to do so.

Friday a postal telegraph messenger brought in a package for Ashe with a C. O. D. of \$4.29 which Mr. Mohr promptly paid.

In the meantime word reached Medford's boniface of a similar transaction at Ashland, where the Hotel Oregon had been the victim and where the package had been opened and found to contain a block of wood. Mr. Mohr then opened the Ashe package and found it to contain a bundle of papers.

Chief Hittson got busy with the telephone and Ashe was located in Grants Pass, just in the act of putting the package fraud across on the Hotel Josephine. A warrant charging him with obtaining money under false pretenses was issued out of Justice Taylor's court and Ashe will be given a preliminary hearing Monday.

LEADERS FREED; PROTESTORS JAILED

SEATTLE, Wash., Oct. 4.—The city of Seattle today is marking time while awaiting the outcome of the clash between Judge John E. Humphries and the other eight members of the King county superior court bench. The odd situation exists today that Millard Price, Kate Sadler and Dr. Herman Titus, whose arrest for contempt started the campaign to make a farce of Judge Humphries' authority are free, while fifty of those who protested in their behalf are in jail for contempt of court.

Titus, Price and Sadler spoke at City Hall Park August 24, and at their trials late yesterday afternoon, the court became aware, he said, that their criticism did not constitute contempt of court because they were not commenting upon any pending action.

PORTLAND BABE WINS PERFECT BABY PRIZE

SALEM, Ore., Oct. 4.—Declared by the judges to be one of the most perfect babies in the country, Jane Kanzier, aged 42 months, daughter of Mr. and Mrs. Jacob Kanzier of Portland, is winner in the eugenics contest held here in connection with the state fair. Governor West presented her prizes aggregating \$173 in value.

The grand sweepstakes prize for boys was awarded Wayne Porter Buchanan, infant son of L. N. Buchanan of McMinnville. First award for two-year-old country girls went to Margaret Hooper of Grants Pass. Kenneth Campbell of Grants Pass won the third prize in the two-year-old country boy division.

WEST WINNER IN SUIT OVER PRISON FUNDS

Judge Percy Kelly of Marion County Court sustains demurrer to Complaint Filed by Attorney General to Recover \$16,000 in Revolving Fund.

Money Spent for Land for Prison Brickyard and for Materials and Supplies for Prison Industries.

SALEM, Ore., Oct. 4.—Judge Percy Kelly of the Marion county court today sustained the demurrer to the complaint filed by Attorney General Crawford on behalf of the state against Governor West, Secretary of State Olcott and State Treasurer Kay, to recover practically \$16,000 alleged to have been unlawfully expended from the penitentiary "revolving" fund. The judge sustained the demurrer on the ground that the complaint itself, which sets forth the purposes for which the money was used, is a refutation that the state has suffered any damages.

In his complaint the attorney general stated that the money was spent for land for the prison brickyard and for materials and supplies used for the various industries at the penitentiary, and other purposes in connection with those industries. The attorney general stated today, however, that he would amend his complaint and alleged specific damages.

KILLED BABE BY BLOW ON HEAD TO SILENCE CRY

NEW YORK, Oct. 4.—An unidentified golden haired baby lies dead in the morgue here today with a bruise on the side of the head. The police assert the baby was killed by Joseph Depuma, a notorious gunman and white slaver, and believe the child probably was kidnapped and held for ransom.

Ralph Pasqua, an undertaker, is held on the charge of removing a body from one county to another without a permit. Pasqua says Depuma called him to a flat on Fox street, the Bronx, and ordered him to take charge of the corpse. The undertaker says he demanded a death certificate, but that Depuma shoved a gun in his face, saying:

"This revolver, containing five soft-nosed bullets, will act as a certificate."

Depuma, Pasqua alleges, told him that the baby bothered him at night by asking for water and that he beat her to death.

The police found three loaded revolvers and a quantity of cocaine in the flat. Depuma, a woman and the child occupied the flat for three weeks. A woman's photograph was found in the room and the police are seeking its original. Pasqua said the woman wept when he moved the body and that Depuma ordered her to "shut up."

An autopsy showed death was caused by a hemorrhage of the brain, the result of a beating.

SIX BOMBS HURLED STRIKE BREAKERS CAMP

BOULDER, Colo., Oct. 4.—Posses were scouring this vicinity today for the persons who threw six dynamite bombs and fired a volley last night into a camp of strikebreakers from the Mitchell m. co. company's property near LaFayette. The bombs, tossed over the stoneage, surrounding the camp, wrecked the company boarding house, in which twenty-five men were sleeping but none was hurt. The shots were fired, ineffectively, almost at the moment of the explosion.

MR. REYNOLDS WOULD JAIL NEW HAVEN HEADS.



MR. JAMES C. REYNOLDS

If an urgent suggestion of Attorney General McReynolds is carried out, the millionaire directors of the New York, New Haven and Hartford Railroad will be prosecuted for manslaughter as an outcome of the wreck at Wallingford, Conn., in which twenty-one persons lost their lives.

AWAIT YEAR FOR TARIFF TO REDUCE COST OF LIVING

WASHINGTON, Oct. 4.—Congressman Underwood, who engineered the new tariff bill through the lower house, warned consumers today that they must not expect the lower duties to have much effect on the cost of living for several months—perhaps not for a year.

"The goods the merchants have on their shelves now," he explained, "were bought on the old high tariff basis. Only the competition which the new law must cause will bring prices down. Until merchants have disposed of their present stocks, naturally they will not be disposed to accept the new order of things."

"The same is true of manufacturers who have on hand stocks of raw goods bought at high tariff prices. For instance the new wool tariff's effect will not be felt until next March and the full effect of the sugar reduction will not be felt for three months."

Underwood was expected to announce his candidacy for the United States senatorship from Alabama this afternoon.

DENY REPORT OF RIOT RENEWAL

NEW ORLEANS, La., Oct. 4.—Flat denials of reports that race riots had been resumed at Harrison, Miss., where eleven persons were killed and nearly a score injured in a clash between whites and blacks Sunday, were voiced in dispatches received here today. The dispatches stated that the rumors probably arose from a demonstration at Fayette, Miss., yesterday when Sheriff J. B. Hammett transported a negro prisoner through the town. Mammot's son was slain last Sunday in the riots.

TURKEY AND GREECE ACCEPT ARBITRATION

LONDON, Oct. 4.—Instead of fighting, Turkey and Greece have agreed to let the powers settle their differences, it was stated in a dispatch from Athens.

ROOSEVELT OFF FOR TRAVELS IN SOUTH AMERICA

Teddy in Towering Rage Over Printing Portions of Address Criticising Administration for Policy Pursued in Mexico.

Proper Course Was "My Policy as Exemplified in Hayti"—Boasts of Having "Taken Panama"

NEW YORK, Oct. 4.—Theodore Roosevelt sailed for South America today in a towering rage. He spoke last night at a progressive banquet and portions of his address which he had decided at the last moment to withhold, got into the newspapers.

In them the ex-president admitted that there would have been no Panama canal if he and his advisors had not "taken Panama." And he bitterly criticized the Wilson administration's Mexican policy, saying the proper course would have been "my method as exemplified in Hayti."

Address Unexpurgated
The address had been delivered before the colonel discovered that it had been printed unexpurgated in the newspapers, just as it was given out in advance for publication.

Roosevelt and his party were passengers on the Lamport and Holt liner Van Dyke. The party included the colonel, Mrs. Roosevelt, Miss Margaret Roosevelt, Secretary Harper, Naturalists Anthony Flala, G. K. Cherry and Leo Miller and the Rev. Father John Zahm of the Provincial Order of the Holy Cross. Mrs. Roosevelt and Miss Margaret Roosevelt will be back on the Van Dyke on its return voyage. There was a big crowd at the pier to see the expedition off.

"Ideals of Democracy"
The ex-president will deliver an address on "American internationalism" at the Rio Janeiro University, one on "Character and Civilization" in Sao Paulo, and one on "The Democratic Movement in a Republican Country" in Buenos Ayres. He is also scheduled for a speech at the University of Santiago.

Between speeches he will hunt in the Amazon valley.

Before departing he said he hoped his trip would put him in "fighting trim" for the congressional and state elections next year.

"We go," was his last message, "to carry to our brothers in the south a message concerning the ideals of the newer and greater democracy which has come into being among us here."

Roosevelt was shown a duplicate shortly before he left containing an interview with republican "Boss" Barnes of New York state, accusing the progressives of making a "deal" with Tammany, as a result of which Justice Seabury was nominated on the progressive ticket.

"By George!" he said, "I'm glad I saw that. It's merely one of Barnes' habitual lies and I'm glad to brand it as such."

WOMEN TO STOP SWEARING AT POLLS

SAN FRANCISCO, Cal., Oct. 4.—The presence of at least one woman in every booth at the coming city election in November to prevent profane comments on various candidates is to be tried out here, according to announcement today by Registrar Zemansky.

BLAME SUFFRAGETTES FOR TRISTRAM FIRE

HAMPTON - ON - THAMES, England, Oct. 4.—The home of Dr. Tristram, ex-chancellor of the London diocese, burned today with \$25,000 loss. The police thought militant suffragettes did it. They arrested Mary Richardson and Rachael Pale, prominent in militant circles.

COUNTY CANCELS FRANCHISE GIVEN BULLIS TROLLEY

State Highway Commission Demanded That Illegal Franchise Be Formally Cancelled on Penalty of Loss of Co-operation.

Members of Court State Will Co-operate With Bullis, but Blanket Right Exceeded Authority.

In order to prevent the possible spoliation of the Pacific highway by trolley line, and to clear the county records of an illegal act, the county court Friday afternoon cancelled the blanket franchise over county roads given last May to Spencer S. Bullis. Members of the court stated that in granting the franchise they had exceeded their authority, which is limited to granting franchises over specified roads, and that while co-operation would be extended Mr. Bullis in building trolley lines, co-operation by the state would be forfeited unless the main highway was kept clear of trolleys.

Forfeited State Aid
The action of the court followed the receipt of the following notice from the state highway commission:

Excerpt from the minutes of the October 2 meeting of the Oregon state highway commission: "The attention of the highway commission was drawn to a franchise which had been granted May 27, 1913, by the county court of Jackson county, to one S. S. Bullis, granting to him, for a period of fifty years the use of the roads of Jackson county."

"It was the opinion of the highway commission that the county court of Jackson county should immediately take such action as is necessary to nullify this franchise, at least regarding the Pacific highway. Unless such action is taken the state highway commission does not desire to retain its connection with the construction of the improved roads in Jackson county."

"The state highway engineer was directed to so inform the county court of Jackson county."

Court Cancels Franchise
The minutes of the court read as follows:

"It appearing that on the 27th day of May, 1913, what purported to be a franchise by Jackson county, Oregon, over the county roads in said county, was issued in favor of Spencer S. Bullis, his heirs and assigns; and

"Whereas, said purported franchise is void and of no force and effect.

"Now, therefore, it is hereby ordered that said franchise be and the same hereby is, in all respects, cancelled, set aside and annulled, and all proceedings in this matter are hereby vacated.

Done in open court this 3d day of October.

"E. L. TOU VELLE, county judge.
"W. C. LEEVER, commissioner.
"J. O. SMITH, commissioner.

"The Pacific highway, with its easy grade over the Siskiyou, would be a very inviting route for a trolley line, which would reap the benefit of \$100,000 or more spent in grading," said State Engineer Bowby, "and neither state nor county can afford to be a party to such an arrangement. While the present owner might have no such intentions, the franchise might at any time pass into other hands, and we must safeguard the future. The franchise was void and illegal, according to the best authorities."

SENATE AT WORK ON HETCH-HETCHY

WASHINGTON, Oct. 4.—Consideration of the Hetch-Hetchy bill, to furnish a water supply for San Francisco, was begun in the senate this afternoon, when the measure was called upon by Senator Pittman of Nevada. Senator Bristow of Kansas objected, but his plan to defer consideration was defeated, 36 to 15.