

THE BEST
NEWSPAPER

The Daily Capital Journal

THE LARGEST
CIRCULATION

THIRTY-SIXTH YEAR.

SALEM, OREGON, TUESDAY, DECEMBER 16, 1913.

PRICE TWO CENTS. OF FRAMES AND NEWS STANDS, FIVE CENTS.

EXPLOSION IN COLORADO MINE KILLS 38 MEN

ROOSEVELT MEN ACTIVE AT MEETING

Efforts Are Being Made to Have Him Lead G. O. P. and Progressives.

SPECIAL CONVENTION PLAN CONSIDERED

Borah Wants Representation Ratification Left to Several States.

[UNITED PRESS LEASED WIRE.] Washington, Dec. 16.—Southerners present at the dinner given the Republican national committee last night by Chairman Charles D. Hilles, claimed today to have won a victory in the proposal to reduce the delegates from southern states to the national convention. Their claim was based on a proposal that the committee arrange for voters to ratify whatever action in this convention may be taken at a proposed extraordinary convention of Republicans.

Action on the proposal to call an extraordinary convention of republicans will be taken, it was expected, at today's formal meeting. If the convention is called the proposal to change the basis of representation at national conventions, which would lead to a reduction in the proportion of delegates from southern states, will come up. This percentage, according to the present plan of apportioning delegates, would be based on party votes in various states. But it also is planned that state party convention in state where two-thirds of the entire Republican vote was cast last year must ratify the proposal.

Roosevelt's Friends Active.
Friends of Colonel Theodore Roosevelt were most active at last night's dinner and laid plans intended to recall him to the leadership of both the Republican and Progressive parties. The movement was led by former Governor Hadley of Missouri, Senators Cummins and Borah, and Ormsby McHarg. They expected much support.

Chairman Hilles appointed this morning a special committee to consider a special committee to change the representation at national conventions without ratification. Senator Borah did not believe this would be done.

"I do not expect the committee will call a special convention," he said, "but think it will change the representation itself, subject to the ratification by the state conventions."

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Admission to Bar Made Much More Difficult Here

Applicants for admission to the bar through examinations, must hereafter be graduates of some college, high school or literary institution, and attorneys applying for admission from other states, on certificates, must have practiced law in such state for three years, according to rules adopted today by the supreme court.

Heretofore no such requirement was made of applicants for examination, and attorneys could be admitted on certificates issued by the supreme court of other states, whether they had practiced or not. If an application for examination is not a graduate he must pass an examination before the board

To Take 10,000 Men to Capital

March of Unemployed on Sacramento in an Effort to Get Special Session of Legislature.

[UNITED PRESS LEASED WIRE.] San Francisco, Dec. 16.—Plans to take 10,000 unemployed men to Sacramento within two weeks to petition Governor Johnson to call a special session of the legislature to provide means of employment for jobless men were announced here today by E. Teesdale, known throughout the country as "Roughneck" Teesdale. The slogan of the men, Teesdale said, will be "We will no longer starve in a land of plenty."

Teesdale plans to speak at a street meeting here tonight, when he will call for volunteers. He says he is willing to buy transportation in cattle cars from the railroads to Sacramento for the army of unemployed, but said if this could not be arranged, the trains will be commandeered for the proposed trip.

GOVERNOR WEST AIDED IN CELEBRATION OF RAIL ANNIVERSARY

[UNITED PRESS LEASED WIRE.] Tacoma, Wash., Dec. 16.—Preparations for a dinner and entertainment to be held in the rooms of the Commercial club tonight in celebration of the fortieth anniversary of the coming of the first railroad train to Tacoma were completed today. A stage has been erected in the assembly room, together with railroad ticket offices and other novel features to add to the effectiveness of the occasion. Colored waiters from the Pullman cars will attend the tables, and the menu cards will be in the form of railroad tickets.

Besides Governor Ernest Lister and Governor Oswald West, of Oregon, the speakers will be George T. Reid, assistant to the president of the Northern Pacific railroad; Judge F. V. Brown, general counsel of the Great Northern; W. W. Cotton, general counsel for the Oregon-Washington; R. M. Calkins, traffic manager of the Milwaukee railroad and Ezra Meeker, the pioneer, who was a passenger on the first train to enter Tacoma 40 years ago.

Every seat available for the dinner has been taken, and more than 250 will attend the function.

THREE KILLED IN FIRE

[UNITED PRESS LEASED WIRE.] New York, Dec. 16.—Three were killed and four injured, one fatally, in a fire which destroyed an upper west side apartment house early today. A score had narrow escapes. The dead were Mrs. Mary McManus and her grown son and daughter, Thomas and Mary.

Good food does not mean fancy food. Fancy food generally means poor food.

SCHMIDT PROTESTS AS ATTORNEY SETS FORTH CLAIM HE IS INSANE

Shouts It Is Not True and "In the Name of God I Protest" in Court.

IS FORCED INTO CHAIR

Court Attaches Grasp Him and Compel Him to Be Seated, But He Mumbles Incoherently.

[UNITED PRESS LEASED WIRE.] New York, Dec. 16.—The state rested its case at noon today against Hans Schmidt on trial here for the murder of Miss Anna Ammiller.

The last witness ordered by the prosecution was Mrs. Amy Williams, the last occupant of the flat where Miss Ammiller met her death before it was rented by Schmidt. She testified to meeting Anna there, explaining that the latter gave the name of Mrs. John Schmidt.

Schmidt sat with bowed head as Attorney Olcott started outlining the defense's case.

"I will show," he began, "that Schmidt is mentally unbalanced, and has been legally insane for years." Hearing this, Schmidt leaped to his feet.

"It's not true," he shouted. "I protest! In the name of God I protest!"

Son of John the Baptist.

Court attaches forced the defendant into a chair and, although he persisted in mumbling incoherently, Olcott continued:

"Schmidt believes he is a son of John the Baptist, and also believes that his admission to the priesthood was due directly to St. Elizabeth. His mind is in a constant turmoil. It is marked by viciousness and crimes obnoxious to moral laws. He is guilty of acts showing a stranger inversion of facts than was ever developed in the Jekyll-Hyde story."

LEACH AND BUD SIGN.

[UNITED PRESS LEASED WIRE.] Los Angeles, Cal., Dec. 16.—Leach Cross, of New York, and Bud Anderson, of Vancouver, Wash., lightweights, have signed articles of agreement today for a 20-round bout on New Year's day at the Venon arena.

The fighters, according to the agreement, are to make 135 pounds two hours before the contest.

The Weather

THE DICKY BIRD says: Oregon, fair tonight and Wednesday; easterly winds.

It seems that there will have to be strong and able team work again to get a rivers and harbors bill passed this winter. Everybody in the far west who has any influence should use it.

Late News Bulletins

[UNITED PRESS LEASED WIRE.] Vienna, Dec. 16.—Thirty persons are reported killed and 35 seriously injured today in a railroad wreck near Darnow. An express train collided with a work train carrying 800 men. The cause of the wreck is not known.

Panama, Dec. 16.—The canal actually opened today from end to end. Dredges have removed enough of Cucaracha slide to allow the passage of medium-sized vessels.

LYNCH SLAYER

[UNITED PRESS LEASED WIRE.] Williston, N. D., Dec. 11.—Overpowering the sheriff and breaking into the jail, a mob lynched Frank Culbertson early today. He had been convicted of murdering three members of a family named Dillon, on a farm north of here.

The lynchers, 50 in number, all masked, and carrying rifles, attacked the jail so suddenly that Sheriff Erickson had time to put up but little resistance.

Culbertson, crouching inside his cell as the mob battered at the steel door, sprang furiously to his feet as it went down and leaped into the crowd, fighting like a wildcat. As he was dragged outside, still scratching and biting, someone in the mob disabled him with a shot.

Automobiles were waiting, and, tumbling him into one of them, the vigilantes autoed swiftly with their prisoner to a bridge across the Little Missouri river, a mile east of town, and hanged their victim from the rail.

WANTS FEDERAL GUARANTEE.

[UNITED PRESS LEASED WIRE.] Los Angeles, Cal., Dec. 16.—Ten years in San Quentin penitentiary was the sentence imposed here today by Judge Willis upon Edward Robinson, a lino-type operator of Pomona, who was found guilty of appropriating for a joy ride an automobile he found standing by a curb here. The car belonged to C. H. Bingham, of Alhambra.

Robinson was arrested and tried on a charge of grand larceny.

Judge Willis recently announced that he would deal summarily with persons convicted of "harrowing" automobiles.

Warn Carranza to Get General Villa on Good Behavior

[UNITED PRESS LEASED WIRE.] Washington, Dec. 16.—Chihuahua City was still temporarily the danger point in Mexico today.

General Carranza was warned from Washington that he must again get General Villa on his good behavior, and keep him there.

If he cannot do this, it was intimated, Carranza will not be a good man for Washington to support when Huerta is overthrown.

The rebels' Washington junta sent word to Villa that if he mistreated for signs, he would injure the rebel cause.

Huerta Celebrates.

President Huerta celebrated the rebels' repulse at Tampico by going on a prolonged spree.

Congress had adjourned and Huerta was a pure dictator again.

Zapatistas were reported fighting federalists but a few miles from Mexico City.

Annoyed by reports that Huerta had thanked him for aid given by Admiral Fletcher to the Tampico federalists, Charge d'Affaires O'Shaughnessy denied that aid had been given, or that he had been thanked.

MAN REFUSED SHELTER BLAMED FOR FIRE IN WHICH SIX PERISH

Salvation Army Official Says Meyer Threatened to Get Even With Them.

MANY UNACCOUNTED FOR

Total of 138 Asleep in Shelter When Fire Broke Out and Dozen of Them Are Injured.

[UNITED PRESS LEASED WIRE.] Cincinnati, Dec. 16.—In a fire which destroyed a Salvation Army shelter here early today, at least six persons perished and it was feared more victims were buried in the ruins. A dozen injured were in local hospitals.

At least 138 persons were asleep in the shelter. Besides the known dead, many others were unaccounted for.

Salvation Army officials said a man who asked accommodation at the shelter recently and, for some reason, met with a refusal, threatened to "get even."

On the strength of this statement Fred Meyer, a man of 40, was arrested. He was ordered from the shelter twice last night.

GETS TEN YEARS FOR TAKING AUTOMOBILE OF ANOTHER

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Pardon Given Man Who Escaped Cell

Governor Dunne Shows Mercy in Case of Policeman Who Erred, Reformed and Has Big Position.

[UNITED PRESS LEASED WIRE.] Springfield, Ill., Dec. 16.—Governor Dunne today issued pardons to Joshua Tedford and Maurice Enright, both well known men, one under a prison sentence and the other actually serving time in Jail.

Tedford, a policeman, was convicted in 1906 of spiriting away a witness in a pending trial. He was sentenced to seven years in the penitentiary, and appealed. The supreme court sustained the verdict, but when its decision arrived in Chicago, a clerk pigeon-holed it, leaving Tedford at large on bail. He got work as house detective for the "Hub," one of the biggest clothing stores in the west, and rose to the position of its manager. How his case had been smothered was but recently discovered.

Enright, a Chicago union labor leader, killed a prominent fellow unionist, Vincent Altman, in a labor dispute.

RESCUERS UNABLE TO STAY DOWN

Helmet Crew Enters Workings But Is Forced to Return in 30 Minutes.

SEVERAL BODIES OF VICTIMS FOUND

Miners From Nearby Properties Are Rushing to Scene of Big Disaster.

[UNITED PRESS LEASED WIRE.] Glenwood Springs, Colo., Dec. 16.—At 2:15 o'clock this afternoon 15 bodies had been recovered from the Vulcan mine of the Rocky Mountain Fuel company, at New Castle, near here, where an explosion occurred. Five escaped alive. The other 33 undoubtedly were killed.

It was expected that all corpses will have been recovered by 6 o'clock this evening.

The explosion was caused by an accumulation of gas. Men from the South Canon and Sunlight mines, nearby, assisted the rescuers in the search for the victims.

Glenwood Springs, Colo., Dec. 16.—An explosion in which heavy loss of life is feared, occurred about noon today in the Vulcan mine of the Rocky Mountain Fuel company at New Castle, ten miles from here.

The mine ordinarily employs about 40 men, but reports received here said 43 men were at work when the explosion occurred. Persons standing on the surface, near the entrance, were knocked down by the force of the explosion.

Mine Superintendent Charles Near-dink left the mine but a moment before the explosion. He immediately organized a helmet crew and entered the workings. The rescuers remained below but 30 minutes.

Reports received here said several bodies already had been found, but that no attempt was made to move them. It was believed here that all in the mine were killed instantly.

Miners from nearby properties rushed to the scene and doctors and nurses were hurried from here to New Castle on a special train.

Fifty-four men were killed in the same mine by an explosion in 1896.

Body work is indispensable to first-class brain work.

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Every Property Owner Should Join Commercial Club Boosters

The board of governors of the promotion department of the Salem Commercial club met at the Marion Hotel yesterday and with George Rodgers as chairman, and W. M. Hamilton as vice-chairman, proceeded to discuss the club's plans for 1914, and principally the getting of every citizen solidly behind it in its efforts to improve and benefit the city. The retiring board of governors and its officers did splendid work for both the club and the city, and tidied the club over what was a real crisis of large proportions. The new board starts in under fairer skies, and with less stormy weather ahead; and that results will show soon for the good work done, and that will be done, is assured.

The first work of the new board will be to get a larger membership, and in this effort it should be backed by every one in the city, and especially every property owner. The latter should not wait for an invitation to join the promotion department of the club, but should do it of their own will. It is the property owner who is most benefited by increased trade and the consequent

growth of the city. It is also the property owner, as a general thing, who is last to do anything to aid in getting this result. In this, as in every other city, the business man is always the burden carrier, and it is a burden, too, and one that the property owner should share in the carrying. Every proposition that comes up that requires money to carry it through, is at once saddled onto the business man because he is easy of approach, and also the most liberal with his aid. The property owner cannot always be found at home, and besides if he is, he has not been educated up to the helping idea as has the business man, who is always accessible. It is more from this that the property owner does not do his part than from unwillingness to do it. He has never been called upon to do it, and so fancies it is not his business or duty; but it surely is, for he gets the benefit of the unearned increment and has his property made valuable with no help from him.

The new board proposes to change this, and will make a strenuous effort to get all property owners to become

members of the club and assist in the good work. As Mr. Hucklestein said at the banquet a few nights ago, nothing can be done towards helping the poor by "giving three cheers for them," and nothing can be done towards rebuilding the city and advertising its resources by giving three cheers for the Salem Commercial Club. It takes money for printing, for maintaining rooms and displays of the country's products where strangers can see them, for each and everything the club does. This would not be a burdensome tax on any if each contributed his share, but when one has to do what a dozen should share in, then it does become burdensome, indeed. If the property owners want the town to grow and prosper, they must contribute to the work of making it do so.

We understand the dues in the promotion department are only one dollar a month, and it surely is not unreasonable to ask citizens to aid to this extent. This, gentle reader, is not for your next door neighbor or for someone else, but it is up to YOU. Do your part and then get after the next door man.

Lower Court Wrong in Letting Gossip Stand as Evidence

Stating that the lower court erred in its instructions to the jury and also in admitting certain evidence, the supreme court today reversed the circuit court of Washington county in the case of the State vs. Edward L. Naylor, charged with illegal cohabitation with Martha Traver.

The lower court allowed evidence to be introduced to the effect that the neighbors had commented on the relation of the two, which was error, said the court. Further the lower court eliminated an instruction that the offense charged could not be implied from certain evidence introduced.

The other decisions today were: Blake-McFall Company vs. City of Portland; petition for rehearing, denied. State of Oregon vs. Warner Valley Stock Company; motion to dismiss appeal, denied. H. E. Nicholson vs. Fred Newton, appellant; motion to dismiss appeal, denied. Edith Davis vs. John Hall, et al.; motion to dismiss appeal, denied. Charlotte Moffett Cartwright, appellant, vs. James Peters Moffett, et al.; appeal from Multnomah county, involving the validity of a deed, affirmed. W. B. Hartley vs. Lumbermen's National Bank, appellant; appeal from

(Continued on Page Five.)