

TWENTY-TWO WERE ENTOMBED IN MINE AT ELK GARDEN, W. VA.

Tons of Debris Prevent Their Being Reached by Army of Eager Rescuers

AN AWFUL EXPLOSION CAUGHT MEN IN TRAP

Nerily all of Men are Americans and Hopes for Getting Them Out Slim

ELK GARDEN, W. Va., April 24.—Twenty-two miners are entombed in C. mine No. 2 of the Davis Coal & Coke company here as the result of an explosion early today and little hope is entertained for the rescue of any of them alive because of the tons of debris that has thus far impeded the progress of rescuers. It cannot be learned yet whether the explosion was caused by dust or gas. Officials of the company say they have never known their mines to be gaseous.

As soon as the accident became known Supt. Robert Grant organized a rescue corps of the miners off duty, and these attempted to enter the mine after notifying the officials of the coal company of Cumberland, Md. Rescuers Are Blocked. The rescue party had not advanced far into the workings before they discovered it would take several days to dig through the heaps of roof coal and slate that had been loosened by the explosion. It then was decided to effect an entrance nearer probable point of the explosion by cutting through the wall of an adjoining mine. Late this afternoon the rescuers had penetrated to the No. 2 mine at a point about 4,000 feet from the outside entry. There still remained about the same distance to go before reaching the miners. The Ot mine No. 2 is almost directly under the town of Elk Garden, which is on a hill. The mouth of the mine is about a mile from the town.

In striking contrast to the usual mine explosions, the victims in this case, with one exception, are Americans. The mine usually employs 200 men on the day shift and about the same number at night. A temporary suspension of work, however, required fewer men in the mines, else the casualty might have been greater.

RESCUERS RUSHED TO SCENE. PITTSBURG, Pa., April 24.—Upon receipt of news of the disaster at the

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GRAND JURY PROBE INTO FINDINGS OF HIGH EXPLOSIVES

Private Detectives Barred From Examining Books of Iron Workers Union.—Grand Jury Will Make Thorough Search as to Dynamite.

INDIANAPOLIS, Ind., April 24.—By an order of Judge Jos. T. Markoy, of the Marion county Criminal court, issued late today, only the county prosecutor, the members of the grand jury and the officers of the International Association of Bridge and Structural Iron Workers can be permitted to examine books and papers taken by the police and deputy sheriffs from the office of the association in connection with the Los Angeles Times explosion inquiry. This action, taken on application of attorneys for the association and with the approval of the county prosecutor, bars private detectives and unofficial investigators from inspecting the books, correspondence and documents. The material tonight was locked up in the grand jury room and will be submitted to the grand jury tomorrow during the investigation as to the identity of persons that deposited a quantity of dynamite in the Iron Workers' association's storage compartment in the basement of the building in which are its offices.

Great Quantity Seized. A part of the books and papers were seized by the police last Saturday night in a raid on the offices, led by Wm. Burns, a private detective in the employ of the National Erector's association, investigating the responsibility of the dynamite explosions that have damaged bridges and buildings in course of construction in many parts of the country and destroyed the Los Angeles Times building with great loss of life. The raid followed the arrest of John McNamara, secretary and treasurer of the Bridge and Structural Iron Workers, indicted in Los Angeles for complicity in an explosion at the Llewellyn Iron works.

Superintendent of Police Hyland was summoned with these books and papers before the grand jury today and afterwards a summons was issued for Frank Ryan, president of the Iron Workers' association, ordering him to produce certain other records. Ryan failed to appear, and by order of the grand jury deputy sheriffs went to the office building with a wagon and hauled the documents to the court house.

Packed Around Dynamite. The books and papers demanded today by the grand jury were stacked indiscriminately about the four packages of dynamite, fuses, explosive caps and alarm clocks discovered by the police in Saturday night's raid. The explosives were removed to a secret

place by the authorities and the other material was guarded by the police and today by deputy sheriffs, until it was taken out. Attorneys for the Iron Workers' association, who strongly protested against the removal of the records, frankly stated that their purpose in asking the court for the order granted by Judge Markey was to prevent examination of the books by Detective Burns and his assistants and by Walter Drew, chief counsel for the National Erector's association, the Iron contractors' organization.

Drew said he awaited with special interest the return tonight of Detective Burns from Toledo, where dispatches had related he, today, obtained in the check room of the union station a suit case which, Burns said, belonged either to J. W. McNamara or Orrie McManiga and contained evidence tending to show complicity in dynamite explosions.

Grand Jury Probing. Frank P. Baker, county prosecutor, today, announced that the grand jury's investigation will go into intimations that there was a conspiracy against the Iron Workers' association and its officials resulting in the "planting" of the dynamite, to create evidence against them, in their office building. These allegations were contained in statements attributed to the union officials.

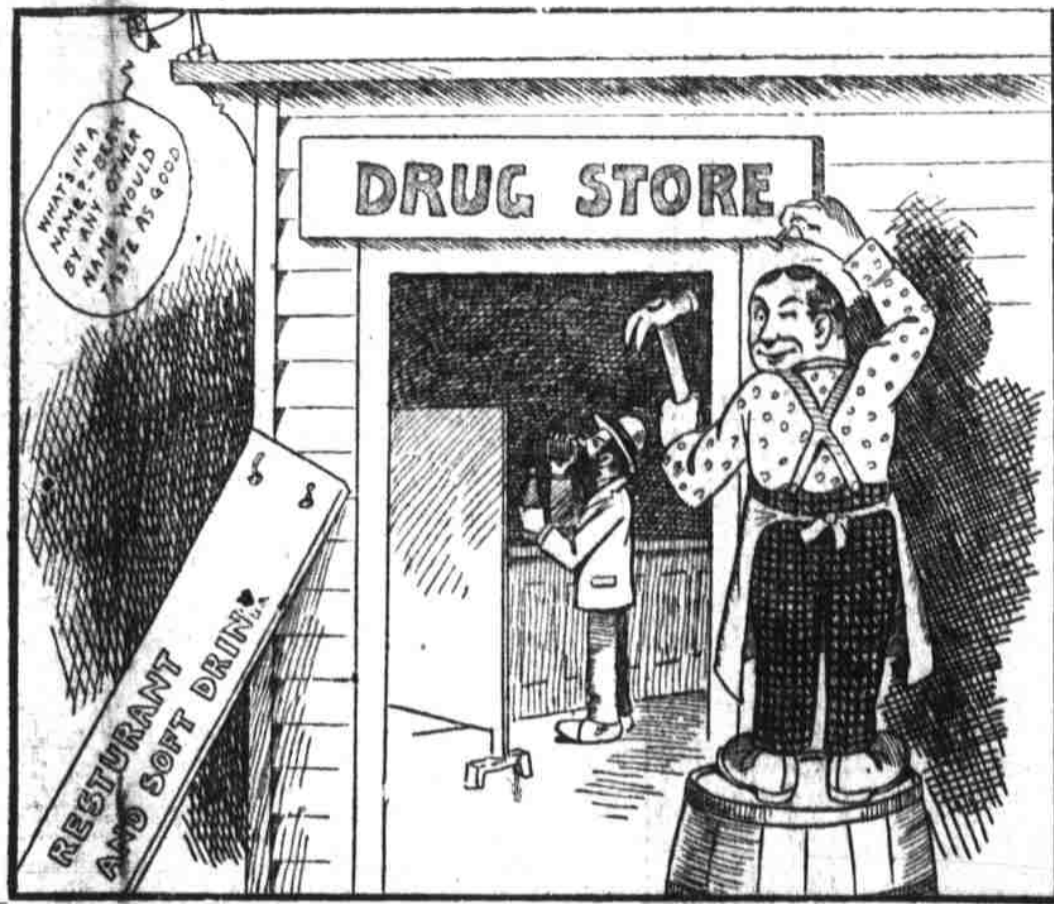
Mr. Baker said that the grand jury would probe the charges that the dynamite was collected here with the intention of using it to destroy buildings being erected by contractors employing non-union workers. The depositing of the dynamite in the basement of the office building was in itself, he said, an offense against the statutes of Indiana.

The Iron Workers' association today engaged a number of additional attorneys and friends of Secretary McNamara employed counsel for him personally. Henry Seyfried, McNamara's attorney, late today in an interview denounced the extradition of McNamara as an "outrageous illegality" and said he believed that the detectives concerned were guilty of kidnaping under the laws of Indiana.

It was reported tonight that affidavits were being prepared to be filed in a justice of the peace court, charging detectives with kidnaping McNamara.

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Signs of the Times.



BERKELEY HOTEL CLOSES DOORS MAY 1; LEASED TO MR. S. LIPINSKY FOR STORE

Will be Opened July 1 as Modern Department Store.—Mr. Frank Loughran Organizing Hotel Company to Conduct Extensive Operations.—Changes at the Swannanoa and Prospect of Superb New Hotel

By a deal completed yesterday by the Canaday Real Estate company, one of the city's historic landmarks, the Berkeley hotel, will close its doors on May 1, it having been leased for fourteen years to Mr. S. Lipinsky, the well known dry goods merchant of this city, who on July 1 of this year will open it as a first-class department store. Mr. Lipinsky has leased the entire building, with the exception of the pool room and barber shop on Lexington avenue, which will remain in charge of the present managers. Mr. Lipinsky plans to make of the old Berkeley building a four-story department store with a well lighted basement, and will carry all the lines usually carried by the modern department store. The building will be remodeled from top to bottom, and the new front equal to anything in the South will be put in. The present plan provides for the removal of the old balcony, whence thousands have viewed the various public parades which have passed down Patton avenue during the last seventeen years.

occupied by Mr. Falk. His last change was to his present location, seventeen years ago, and there he prospered to such a degree that for the last three or four years the Bon Marche has been seriously handicapped by lack of room for the accommodation of customers and the proper display of goods. In all this time Mr. Lipinsky has always taken an active interest in municipal progress, and he served with distinction on the aldermanic board of this city. He has always enjoyed the esteem and confidence of his fellow citizens, and has ever been regarded as a business man of unusual success and great integrity. It is felt that his contemplated move will lead to still greater achievement in commercial lines.

Mr. Frank Loughran's Plans. No less important to the business interests of Asheville is the intention of Mr. Frank Loughran, the successful hotel man, to make extensive changes in the present Swannanoa hotel, which will hereafter be known as the Swannanoa-Berkeley hotel. Mr. W. C. Hawk, proprietor of the Berkeley, will be associated with Mr. Loughran in a company now being organized to be known as the Loughran Hotel company. In addition to the improvements recently made at the Swannanoa, when it was entirely remodeled and enlarged, thirty-six new bath rooms will be added and fitted up, and the entire hotel so equipped as to make it a desirable stopping place for tourist or commercial traveler. Mr. R. S. Smith, the well known architect, is now working on plans to this end.

Prospect for New Hotel. But more important still, perhaps,

is the prospect of a splendid new hotel to be erected on the lot now owned by Mr. Loughran at the corner of Haywood and Walnut streets, where the Hip theater stands. While Mr. Loughran has made no statement in the matter, The Citizen has good reason for believing that a superb hotel, one of the finest in the South, will be in the course of erection in less than a year, and that there will be associated with Mr. Loughran in this vast enterprise a man of unlimited capital, who is vastly interested in the progress and welfare of Western North Carolina. What this would mean to Asheville can be better imagined than described.

Successful Business Man. Like Mr. Lipinsky, Mr. Frank Loughran is one of Asheville's pioneer business men. He has always been regarded as a shrewd financier, and every investment made by him prospered to a remarkable degree. He came to Asheville twenty-eight years ago and has since been closely identified with the city's commercial and industrial progress. He has had control of the Berkeley since September 1, 1894, and under his management, and later under that of Mr. Hawk, the old hotel was very popular with the traveling public. Its closing will remove from this city another old landmark. Mr. Loughran bought the Swannanoa on July 1, 1905, and like its sister hotel, it has always done a profitable business. It is expected that the projected improvements at the Swannanoa will be completed by the middle of July.

FIRST BOOK EVER PRINTED FROM MOVABLE TYPE SOLD FOR AN ENORMOUS PRICE

At Auction Sale of Famous Hoe Library Bible Sold for Fifty Thousand

WAS HISTORIC BOOK

NEW YORK, April 24.—The first book ever printed from movable type tonight brought the highest price ever paid for any book. The prize was the Gutenberg Bible, the purchaser, Henry E. Huntington, of Los Angeles, and the price \$50,000. The purchase was made at the opening session tonight of the sale of the library of the late Robert Hoe, the largest public auction sale of books ever attempted. Experts have estimated the collection to be worth more than a million dollars, and wealthy amateurs and dealers from Europe have come to vie with the American collectors in the bidding. It was evident from the progress of the sale tonight that American bidders would take in the cream of the offerings at prices averaging higher than any ever offered at a public book auction.

The highest price previously paid for the Gutenberg Bible was \$20,000, at which, Bernard Quaritch purchased it in England fourteen years ago. At a private sale he disposed of it shortly afterward to Mr. Hoe at a profit of \$2,500 and it has remained in the Hoe collection ever since.

The copy was printed some time between 1450 and 1465. Bidding for the treasured book was spirited, with Bernard Quaritch, son of the former owner, participating until the bids passed the \$21,000 mark. From there it jumped by thousands at a clip to \$45,000. At \$48,000, P. A. B. Widener, of Philadelphia, who had been the most determined of the runners up, dropped out of the race and the even \$50,000 was bid by Mr. Huntington. The winner is a son of the late Collis P. Huntington.

CONCRETE ON MEN

BIG FOUR. April 24.—One man was killed and five injured when a concrete car body slid from its tracks here today, falling with 15 tons of concrete on the men. One of the injured will die. The accident occurred by a tunnel before

FACE OF MORMON LEADER ON BATTLESHIP SILVER SUBJECT OF ARGUMENTS

Naval Secretary has to Hear Case Pro and Con and Make Somebody Mad

SMOOT IS FOR IT

WASHINGTON, April 24.—Senator Smoot of Utah today had a conference with Secretary of the Navy Meyer regarding the design of the silver service to be presented to the battleship Utah by the people of the state of Utah. His call was the result of the criticisms made in the meetings of the Daughters of the American Revolution that the silver plate was to carry the likeness of Brigham Young, the only representation of Mr. Young contained in the design was that of his figure as it appears on the pioneer monument in Salt Lake City. He said that this monument had been chosen by a committee composed of three Mormons and three non-Mormons, the chairman of the committee being Colonel D. C. Jackling, who is not affiliated with the Mormon church. He said Colonel Jackling had been largely instrumental in selecting the design and that the inclusion of the statue of Brigham Young was only incidental and due entirely to the fact that it was a part of the monument.

A committee representing the Daughters of the American Revolution accompanied by a delegation of Washington ministers and by Mrs. H. S. Owen of Salt Lake City made verbal protest to Secretary Meyer today against the acceptance of the service bearing Young's likeness. Mr. Meyer said that the gift was not yet within his jurisdiction but that when it had been received he would decide the matter.

STRIPLING SERIOUSLY SICK

ATLANTA, April 24.—Thomas Edgar Stripling, the former Danville, Va., police chief, whom Governor Brown refused to pardon for killing W. J. Cornett in this state, 14 years ago, probably will be sent to the prison farm at Milledgeville to serve a life sentence. Reports from Columbus, Ga., where the man is in jail, are that he is ill and is in condition to work on the roads, as other prisoners do. It is probable he will be removed there.

CONGRESSMEN WEDDED TO MILEAGE ALLOWANCE AND REFUSE TO CUT IT OFF

All Need the Money and the Pruning Knife is Temporarily Stopped

NEED CLERKS TOO

WASHINGTON, April 22.—An attempt to cut down the amount of mileage paid to members of congress for their expenses in going to and from Washington; and a controversy over the extent to which democratic economy should affect the clerkships to committees, brought about a long debate in the house this afternoon and resulted in the defeat of a provision for nine clerks to committees equaling an expenditure of \$4 per day each.

The provision for the clerks was brought in with a minor appropriation bill by Chairman Fitzgerald of the appropriations committee. Republicans charged the democrats with not having thoroughly systematized their affairs and with trying now to add some of the clerks that had been previously dropped when the economy experts pruned down the house pay roll.

Democratic leaders asserted that the clerks were those usually assigned to the important committees of the house. Mr. Fitzgerald finally urged that the provision of his bill relating to the clerks be voted out. Representative Cox of Indiana, proposed to cut the mileage allowance for congressmen from ten cents to five cents a mile, but his plan met with no warmth of welcome and was ruled out of order.

Representative Garrett, of Tennessee, urged Mr. Cox not to make the motion now, "when we all need the money," but to make it at the next session. The house passed bills to pay \$201,000 in mileage to members of the house and senate; and to provide for pages, extra employes and stationery and printing of speeches for the individual members.

RESIGNATION WITHDRAWN

STAUNTON, Va., April 24.—Charles F. Ashburner, who resigned as city manager while away on account of his health, has withdrawn the resignation. On reaching home he found that he was accused of resigning

NEWSPAPERS ARE SCORED FOR SPACE GIVEN CRIME

Should Not Carry Details of Vice Into Homes Says Prominent Catholic

NEW ORLEANS, La., April 24.—Newspapers were scored for devoting too much space to crime and the details of "stories" of vice by Charles I. Denechaud, president of the Federation of Catholic Societies in Louisiana in his annual address to the delegate attending the convention of the federation here.

"It is not within the province of your board nor does it attempt to arrogate to itself either the regulation or censorship of the press," said he, "but it has steadily held to the conviction that it is manifestly improper for newspapers after gaining access to the home to confront the reader with the minute details of the repulsive testimony adduced at criminal trials. Nor do we approve, and have so registered our criticism in this connection as well, in the printing of pictures of fallen girls, abandoned women and depraved men."



WASHINGTON, April 24.—Forecast for North Carolina: Fair Tuesday

COULDN'T SPEAK ENGLISH BUT STRONG IN AMERICAN

Incoming Immigrant "Talk-ed" by Producing Roll After Rool fo Money

NEW YORK, April 24.—Frederick Schneider, who arrived today from Russia with a wife and fourteen of his fifteen living children, could not answer in English when asked if he had money enough to provide for his army of Schneiders but he replied in "American" with an eloquence that staggered the immigration officials.

From the depths of various pockets, he brought forth rolls of bills, one after another, and tossed them upon the desk at Ellis Island while officials and immigrants pressed around to hear the money talk. In all he produced \$24,500. Through an interpreter Schneider explained that his finances came from the sale of a big farm near Odessa and that he was on his way to Glen Ullen, N. D., with his oldest son, Christian, had preceded him.

TO AID FARM LIFE SCHOOLS.

WASHINGTON, April 24.—Senator Overman introduced a bill today to apply a part of the proceeds of public lands for support of farm life schools in the South. The purpose of the measure is to increase knowl-

FORMER SANTO DOMINGO OFFICIALS ARE ARRESTED

Found in United States Territory Plotting Against Native Land

SAN JUAN, P. R., April 24.—Gen. Carlos R. Morales, former president of Santo Domingo; Mauricio Jimenez, former vice president, and Gen. Zenon Toribio, formerly an officer in the Santo Domingo army, were arrested here today by United States Marshal Hubbard, charged with violating section 13 of the United States statutes, having to do with acts of hostility against the government with which the United States is at peace.

It is alleged that papers found among their personal effects indicated that the accused men were preparing to organize a military expedition from Porto Rico against Santo Domingo. They were assigned before the United States commissioner. The hearing was postponed and the court demanded bonds of \$1,000. This was not given by the prisoners, who, on being held, applied to the Supreme court for a writ of habeas corpus.

CHANCELLOR N. Y. UNIVERSITY

NEW YORK, April 24.—Dr. Elmer Ellsworth Brown, of Washington, D. C., commissioner of education since 1904, was appointed today chancellor of New York university to succeed the Rev. Dr. Henry Mitchell MacCracken, resigned.

SHOT MAN ON BALL GROUND

DANTE, Va., April 24.—Pelham Rattcliff shot and killed William Hall here today while the men were employed in rolling the ball grounds preparatory to a ball game between Dante and Cleveland. Mr. Rattcliff

NEWFOUNDLAND IS MUCH INTERESTED IN TRADE TREATY

Considering a Treaty Herself With United States for Fishing Industry

WANTS CLOSE RELATIONS WITH THE UNITED STATES

Republicans are Rattled by Magnificent Leadership Shown by Underwood

Citizen Bureau, Congress Hall.

By H. E. C. Bryant

WASHINGTON, D. C., April 24.—

Newfoundland is watching eagerly the progress of the Canadian reciprocity bill in congress. She is keenly interested, being prepared to consider reciprocity herself with the United States in the matter of fishery products. She would grant American fishermen the right to purchase bait in free return for free entry of Terranovan fish into American markets. If Newfoundland were so disposed she, by enforcing the Bait act against American fishermen, would cripple the industry in the northern waters.

Off the east coast of Newfoundland on the Great Banks and lesser ledges, the fishing industry is very prosperous and profitable at times. The territory extends from Fundy bay to Labrador. If fishermen are able to secure plenty of bait their profits run high. The bait is small fish, herring, caplin and squid. Halibut, eel and haddock are caught with it.

French, American and Canadian fishermen do what is called "bank fishing" in Newfoundland waters. The French have headquarters at St. Pierre, the Americans at Gloucester and the Canadians at Lunenburg. The little fishes, used for bait, abound in the waters along the Newfoundland seaboard. The success of the fishermen depend largely upon their ability to get bait.

The Hague decision concede fishermen the right to take fish of every kind and to employ "non-inhabitants" but, on the other hand, it held that the treaty conferred no privilege of immunity on such "non-inhabitants." This rider virtually renders valueless the treaty to herring fishermen and leaves them at the mercy of the Terranovan government. Newfoundland subscribes to the doctrine of free fish for free bait. Both the Bond-Blaime and the Bond-Hay treaties were based upon this principle and it is not likely to be changed.

It has been reported here and in England recently that the Newfoundland government was trying to bring about better relations between the Americans and its people in the fishing industry. The Newfoundlanders would like to sell their fish to the American fish eaters without having to pay a tariff duty. There are some Newfoundland fishermen who would prefer shutting the American rival out of the Terranovan waters. But the majority of the people would like to exchange bait for the privilege of entering their fish free of duty. If the Newfoundland government were to deny the American fishermen bait as

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HURRY ORDERS ARE SENT INSURGENT LEADERS TO COME TO EL PASO AT ONCE

Madero Wants Them All Present for the Discussion of Terms of Peace

TO EXTEND ARMISTICE

EL PASO, Tex., April 24.—General Francisco I. Madero, desiring that the tranquility which seems about to be restored in the district between Chihuahua and Juarez shall extend over the entire country where there have been outbreaks, has invited the Insurrecto leaders to hasten to El Paso to help in the discussion of peace terms. The telegraph, the mail and in some instances couriers were used by the Insurrecto general to send the call. Among those to whom he sent word are Jose Maria Pino Suarez, a lawyer who was appointed provisional governor of Yucatan by the rebels and who is now at New Orleans; Guadalupe Gonzalez, provisional governor of Zacatecas, now at Ojinaga; Abraham Gonzalez, provisional governor of Chihuahua with headquarters at Guerrero. These officers are in military as well as civil command of rebel activities in their states. Dr. Vasquez Gomez, the Insurrecto diplomatic agent at Washington, also will come. General Madero set at rest reports that he would succeed Ramon Corral as Vice president.