ASHEVILLE, N. C., SUNDAY MORNING, DECEMBER 10, 1911

M'NAMARAS TAKEN TO PENITENTIABY BY DEVIOUS ROUTE

"I'm a Young Man-and I'm for Union Labor." Was John J's. Parting Comment

BOTH MEN LOOKED PALE AND CHEERLESS

Ten Thousand Men Could Not Have Effected Rescue of The Barnacled Men

LOS ANGELES, Cal., Dec. 9.-James B. McNamara, confessed murderer and John J. McNamara, contreasurer of the International Assotin penitentiary, 501 miles north James B. McNamara, who blew up his brother faces a term of fifteen

"I'm a young man and I'm for union labor," was John J. McNato Clarence S. Darrow, his chief

The route to be taken by Sheriff Hammel and his prisoners was kept secret and even the time of departure was unknown to the public. , Pale and Cheerless

By previous arrangements with Sheriff Hammel today, a coterie of newspaper men and photographers, concealed behind the jail, saw the brothers. James B,'s right hand was manacled to John J.'s left wrist. Both men looked pale and cheerless and walked from the jabl door with bowed head. Shewiff Hammel was accomanied by three deputies. As soon as the prisoners were seated in the machine canves curtains were drawn. and the automobile dashed away to the Borth.

ed and had prepared in no way for their departure, except to order their belongings sent to eastern relatives. One of them had \$125 and the other \$162. This money, was turned over to the sheriff today.

Geo. Gullagher, chief jatler, heaved sigh of relief when his changes

"They have behaved well," he

clared, "but we always had to be (Continued on Page Seven)

ROCKEFELLER DECLINES INVITATION TO APPEAR BEFORE THE COMMITTEE

Declares Merritts' Statements False, His Presence Unnecessary

GATES WON'T EITHER

NEW YORK, Dec. 9.-John D. Rockefeller and the Rev. Frederick T. Gates, formally declined today the invitation of Chairman Stanley of the congressional investigating commit ties, to appear before the committee if they cared to make a statement concerning the testimony recently given by Leonidas and Alfred Merritt. Mr. Rockefeller's letter heads: Dear sir:

"The narration of Leonidas and Altion. Before the receipt of your intion is before you.

"Yours truly,

"John D. Rockefeller." Mr. Gates' letter says: that if I care to do so, I may appear

before your committee. of the whole thing. They now ac- actment, because forsooth, at

ledged retraction. "To be sure the Merritts now swear that the retraction was not true, but If the Merritts themselves now swear that the signed an untruth no tentimony from me is needed as to their veracity."

SHADOW OF DEATH NOW HANGS OVER 157 COAL MINERS

Had Just Entered Coal Mine of Knoxville Iron Co. For Day's work Secretary of John J. M'Na-When Terrific Explosion Occurred Which Wrecked Workings.

BRICEVILLE, Tenn., Dec. 9 .- One also is said to have reported that it hundred and fifty-six men, living or was in excellent condition. dead, is the probable number of men een all day, in the great Cross Mountain coal mine of the Knoxville Iron the mine and I am bending every efcompany, according to the count fort to rescue the men who are enmade this afternoon by an official of tombed. I am in hope that the men the United Mine Workers of Ameri- will be reached. According to the day's work when a terrific explosion wrecked the workings.

Three only have come out alive. They had entered a lateral off the to the recess sections where they are main shaft and succeeded in getting dessed dynamiter and secretary and into the open before the flames and smoke caught them. The body of Lee escaped fatality, at least, some Polston, operator of the mine's fan ciation of Bridge and Structural Iron plant, was found buried and mangled Workers today started for San Quen- under the cave-in in the main shaft. Little Headway

Rescue workers are making scarcely any headway. The government's Hugh Larue, a miner employed in the the Los Angeles Times building on sescue car and force is on hand as Cross Mountain mine, in which there October 1, 1910, causing a loss of are many rescuers and engineers from was an explosion today, believes he twenty-one lives, goes to begin a sen- all over the district. The shafts extence of life imprisonment, while tend more than two miles into the last night. bowels of the mountain. According morning and prepared to go to his the fact that they had been shadyears for complicity in the dyna- to President T. I Stevenson, of the miting of the Liewelyan iron orks iron company, the men, if they had him she would not prepare dinner for there last Christmas. shafts when the explosion which not want him to work today. blocked the main shafts, occurred, then recited a dream she had, giving mara's parting comment, according This encourages those on the surface this as her reason for asking that her to hope that many may be living.

Late this afternoon there was little prospect of any early rescue, workers dreamed she saw scores of have encountered dense and compact with their heads blown off being cardeposits of slate, earth, rock and coal in the main shaft of the mine and she and ther little children stood at also in an abandoned entry which has the mine's mouth and watched the been used for an air shaft. About the horrible scene. Despite the fact that mouth of a vertical ventilator, lead- he had not missed a day from his ing to the top of the mountain fires work for many months. Larue was have been built to create a circulation of air from within the mine, if possidigging debris from the shafts and dream until the explosion was an this must be removed about one mile to the mouth of the mine. It is not yet possible to determine whether this skade of the entry is shallow, or whether it extends hundreds of feet or a mile or more. Wood posts and s in the shaft have been blown outward and this miners state, is in-dicative of a serious explosion beyond. Brattless are now being constructed by means of which air is being corned theo the channel as fast as is possible to remove the debris. Three Theories

There are three theories as to the cause of the explosion. One is that in some manner powder or dust exploded; the second is that an electric wire came in contact with explosives and the third is that the explosion was caused by poor tamping of a drill The mine was thoroughly inspected Friday of last week by J. F. Hatmaker, who has been inspector of the mine for eight years. He remained spected every sixty days. However, it in the mine nearly all of Friday night. was learned that the mine had not He said there was no traces of gases been inspected this year prior to the when he emerged. The mine was also time that Inspector Sylvester assumed recently inspected by an inspector un-office which was on June 1. Deputy dr George E. Sylvester, state mine in-Inspector Richards, who has the East spector and a representative of a cas- Tennessee mines under his personal ualty company which carries insurance on the employes of the company,

President Stevenson made the folbed here tonight as they have lowing statement late this afternoon "I deeply regret the accident in They had entered to begin the topography of the mine, the gases go generally into the entry in which the explosion took place Most of the men in the place must have gone inemployed in mining, and this, therefore, causes me to believe that they them. I have great sympathy for the men and their families."

> OWES LIFE TO WIFE'S DREAM BRICEVILLE, Tenn., Dec.

owes his life to a dream his wife had When he mwoke this daily task in the mine, Mrs. Larue told husband stay out of the mine

Mrs. Larue said that last night she ried out of the mine entrance, that prevailed upon today to remain out of the mine. It was only a short Resource are engaged tonight in time after Mrs. Larue told of her With tears of joy streaming down her face, she embraced her husband and thanked God that she had had the dream last night.

> INSPECTED EVERY 60 DAYS NASHVILLE, Tenn., Dec. 9 -The Cross Mountain mine No. 1, where the miners are entombed, employs a day shift of 126 men, according to the records kept at the mining bureau

The mine has twice been inspected since Inspector Sylvester assumed office. The first inspection was by Inspector Richards on August 3 and the second on October 30. of the last inspection the mine was reported as properly sprinkled and that the entries, haulways and workings were kept free from dust. No dangerous conditions were noted. The mine is class B., and under the regulations of the mining bureau is inoffice which was on June 1. Deputy

(Continued on Page Eight)

'INSULTING STATUTES" MUST BE BLOTTED OUT OR GET NO FRANCHISES

South Carolina's Insurance Hearings, However, Will be Commissioner Hits at State of Connecticut

"STATES ON NOTICE"

fred Merritt before your committee COLUMBIA, S. C., Dec. 9—Fitz-was in substance the repetition of hugh McMaster, state insurance comstatements made by them in a controversy closed 15 years ago. The statements are false. They were so advance copies of a section from to the United States Steel corporation were settled today at a special declared by me at the time in aworn his forthcoming annual report to the meeting of the committee and it was testimony and upon cross-examina- general assembly, in which he rec- unanimously decided to continue the ommends that South Carolina "put investigation in spite of the governin a statement generally published in the press. Their own signed retractain law of Connecticut that "these the suit but to enable the committee "I therefore deem it unnecessary statutes must be blotted out, or that to recommend legislation. Hearings to avail myself of the opportunity at a given time South Carolina shall will be resumed Monday. to avail myself of she opportunities at a given that any franchise to a harmonious, Representative Littleton, corporation crom that state to do who raised the question of the probusiness in South Carolina."

"I have received your letter saying commissioner, "savors of the meth- suit agreeing with his democratic colods of the highwayman and is not Sixteen years ago the Merritts reemmended. But with dignity one "Sixteen years ago the Merritts state may decline dealings with answore to these charges just as posi-other which wantonly and unjustitively as they did before your committee, then they signed a retraction promises to pay, by a statutory enknowledge that retraction. By those time scalawags from other sections who believe in me no denial before of the country united with renegades your committee is needed. By those and negroes in South Carolina, and, portation facilities of the steel comwho believe in the Merritts no testi- sustained in power by military, ismoney from me is needed to sub- sued fraudulent bonds and unloaded ore holders and shippers. John D. stantiate the Merritt's own acknows them on willing takers in the sec- Rockefeller and Rev. F. D. Gates tions from which the scalawags

Reference is had to a statute of

DIFFERENCES OF OPINION OF STEEL INVESTIGATORS HAVE ALL BEEN SETTLED

Continued so as to Recommend Legislation

RESUME TOMORROW

WASHINGTON, Dec. 9 .- All differences of opinion between members

priety of proceedings to investigate "Retallatory legislation," says the matters covered in the government leagues upon the solution of the problem. Chairman Stanley and Representatives Beale, McGillicuddy, Bartlett and Littleton were joined in the decision by republican members Gardner, Young, Sterling and Dan-

The committee will continue inquiry into the ore boldings and transpany and its effect upon independent were invited by the chairman to appear to deny charges made against them by Alfred and Lonidas Merritt,

STENOGRAPHER'S TESTIMONY MAY PROVE VALUABLE

mara Subpoenaed to Tell What She Knows

HAD BEEN SHADOWED FOR SEVERAL DAYS

Will Learn What Connection Union and Officials Had with Dynamiting

CHICAGO, Dec. 9-Mins Nora Haley, private secretary of John J. Mctonight under surveillance of government officers of the department of justice and will go to Indianapolis next week to testify before the federal grand jury.

Her whereabouts was made known o secret service agents by her father, a policeman of Indianapolis. Officers of the department of justice refused to discuss the girl or owing her for several months, but it was learned she had been found here several days ago, and that she would remain here until a day or so before she appears before the federal inquisiotrs. Information from Indianapolis - today was to the effect that all former office employes of the bridge and structural iron workers union would be summoned but Miss Haley's testimony is re-garded it is said, as the most important because of her intimate knowl edge of all that took place in the secretary's office. Her information it is said here, will be even of more importance than that of Ortle Mc Manigal and will be of aid to the federal authorities in Indiana learning just how closely the dynamiting charged to the McNamara brothers was connected with union and its high officials, if at

Serving of Papers

The subpeona directing Miss Haley to appear before the federal grand jury at Indianapolis, was served on her at a hotel on Thursday, She did not express surprise when found, say-ing she had heard from her father, and that he had told her to come back home when the officials called

The subpectaes were drawn at the direction of U. S. District Attorney Chas. W. Miller, of Indianapolis.

INDIANAPOLIS, Ind., Dec. 9-All stenographers that have been employed at the headquarters of the International Association of bridge and Structural Iron Workers in this city since 1905 are to be summoned as witnesses before the federal alleged nation-wide dynamiting conspiracy, it was said today. The purpose of the investigators is understood to be to identify by the tes timony of the stenographer's copies of letters seized in the raid on the officers of the association and alin many cities in dynamiting depreings being erected by employers of the Federal Sugar Company, non-union iron workers.

ciation had made a proposition to
the government to supply certain sion the committee adjourned until
information for the grand jury inquiry in return for immunity.

FEATHERWEIGHT BOUT

fight between Abe Attell and Johnny tative Fordney of Michigan, a call Kilbane of this city to decide the was made on the American, Spreckfeatherweight championship will be els. Arbuckle and Beet Sugar interstaged at Vernon. California, next ests for sworn statements of the cost February 22, if plans of Tom Mc- of production of imported and do-Carey, manager of th Pacific Ath- meetic sugars the prices charged for letic club at Vernon go through. Mc- them to the consumer and the net Carey today wired Kilbane an offer profit earned by the companies. Alto meet Attell on that date. Kfibane accepted.

WILL STAND BY RYAN

DETROIT, Mich., Dec. 9,-It was stated today that Frank M. Ryan president of the International Assoclation of Bridge and Structural Iron a resolution declaring for Ryan.

for the benefit of our ogranization; some \$6,000,000. we hereby accord our hearty endorsement to his administration."



WASHINGTON, Dec. 9 .- Forecast: North Carolina: increasing cloudiness Connecticut forbidding savings banks of Duluth, had not replied to Mr. Sup-say, probably followed by rain to intest in state, county or municipal bonds of several states south of foeters the committee. It is not probably afternoon or night. Monday, pal bonds of several states south of foeters the committee. It is not probably afternoon or night monday, the Mason and Dixon fine. Supray, probably followed by rain

GOVERNMENT BUYS 18,500 ACRES NEAR MOUNT MITCHELL

First Purchase of Land Under Weeks Law Authorizing Creation Of Appalachian Forest Reserve.-Fine Land For Forest Work.

Law authorizing the creation of the Appalachian forest reserve was authorized at a meeting of the national forest reservation committee in the office of Secretary of War Stimson, chairman of the commission today. Ten tracts of mountain land, aggregating 18,500 acres in McDowell county. North Carolina were decided upon by the committee for purchase. The tracts range from 100 to 10,160 acres in size and are located near Mt. Mitchell in the western part of the state and are declared to be excellent for practical forest work. The prices ranges from three to six dollars an acre, the total cost amounting to about \$100,000. All the tracts are on the watershed of tary of the Wateree river which with the Congree forms the Santee, a stream of much industrial importance which with its tributaries is navigable for 250 miles in South Carolina. In taking favorable action upon these tracts the unan'mous in the conclusion that it had selected one of the most favorable localities of the southern Appalachian region for the application of the Weeks law, the purpose of which is the protection and control of the atersheds of navigable streams.

Further Meetings Further meetings will be held in he near future to take action upon other tracts already under consid ration. Some of the tracts decided upon today are well timbered and some partially out over and some entirely cut over. With the exception of one tract all are purchased without timber or mineral reservations. On one tract of 3,500 acres the stand ing timber is reserved by the owners and will be out under regulations already agreed upon with the department of agriculture. These regulations are so framed as to leave upon the ground a considerable stand of young timber and insure its protec-

tion from fire.
All of the tracts are contiguous or nearly so and will form an area large enough for administration pur-poses and for the demonstration purose of practical forestry in this portion of the Southern Appalachians. The forest survey hd made a care-

WASHINGTON, Dec. 9-The first | ful examination and had reported on purchase of land under the Weeks the character and value of the land and timber. The geological survey's report said that federal control of the lands will prevent excessive soil wastage and erosion with is likely to ensue if such control is not established. The prevention of excessive erosion, it added will tend to promote and preserve the navigability of the Catawba river within the waershed of which the district lies. Other Tracts Examined

Other tracts of timber land which ave been examined soon will be rought before the commission for onsideration.

The commission today re-affirmed he announcement made early in the summer that it will not pay any speculative prices for land and will not purchase any land which will not conduce directly to the purposes of the act.

The commission consists of the secretary of war, the secretary of the interior, the secretary of agriculture, Senators Gallinger of New lampshire, Smith of Maryland, and Representatives Lee of Georgia and Hawley of Oregon.

Work of Local Office
Dan W. Adams, supervisor of the
cal office of the forestry service, before leaving for Washington, where he recommended to the national for est reservation commission today the purchase of several thousand acres of land in Western North Carolina, stated that at the meeting to be held n January he would recommend the purchase of about \$500,000 worth of nountain lands in this section. During the last few days W.

Rexford, of Asheville, listed with Mr Adams for examination about 50,000 acres of land in the Toxaway sec-tion of Transylvania county. The Jackson Lumber Company has listed 54,000 acres in Jackson county for examination and G. W. Hinshaw, of Winston-Salem has offered about \$4,000 acres in the Yadkin ares. These lands will be examined as soon as they can be reached. Arrangements have been made. It is said, for about twenty-five additional men to enter the field service in this section in connection with the forestry service during the early part of the spring. Asheville wil be head-

SUGAR INVESTIGATION OFF TILL AFTER XMAS

Charges Sugar Co. With Buffalo Representative in Controlling Thirty - Five Colorado Newspapers

WASHINGTON, Dec. 9-It develleged to implicate groups of men oped at today's hearing of the house committee investigating the sugar indations against structural iron build- dustry that Claus A. Spreckels of the only subscriber to the Whole-"We will not divulge the identity sale Grocers' Association whose com of any witnesses to be summoned mittee secretary, F. C. Lowry testi-before the grand jury," said United fied before the committee. Mr. Low-States District Attorney Chas. W. ry admitted authorship of letters to Miller tonight. Mr. Miller denied a farmers and other publications arrumor current that H. S. Hockin, guing for the removal of the tariff secretary of the Iron Worker Asso- on sugar.

been issued for many farmers and other witnesses which will prolong the investigation beyond that time anticipated by Chairman Hardwick. CLEVELAND, Ohlo, Dec. 9 .- A Today, on the request of Represenbert Dakin of Longmont, Colorado charged that the sugar company controlled the editorial and news columns of thirty-five Colorado newspapers.

IMPORTANT EVIDENCE

HUNTSVILLE, Ala., Dec. 9 .- Some Workers would visit this city next important evidence for the prosecu-Wednesday. The local union adopted tion was given in the case of the government against John W Knight, who We believe in him and will stand is being tried here on charges of ushim in any action he may take ing the mails to defraud involving

Henry Suavet, of New York, identified a large number of drafts, bills of lading and other papers in connection with the immense business transacted with the firm of Knight, Yancey & company by his employer, F. Vangerpen, of New York. It was brought out that Vangerpen & company did a business with the failed firm amount ing at times to a million dollars during the course of one season.

CAPTAIN ELECTED

CHARLOTTESVILLE, Va. Dec. 9 -Thomas Hard Todd, of New York tonight was escied captain of the University football team.

BATTLESHIP SAILS Frank Mobley, negro, opened fire NORFOLK, Va., Duc. 9.—The bat- into a crowd of whites and he was BATTLESHIP SAILS tieship Utah sailed from Hampton shot and killed. The negroes then Roads early today for Pensacola.

GOVERNMENT REGULATION OF BASEBALL PROPOSED

Congress Would Have RUSSIAN PROTECTORATE Uncle Sam on This Job

NEW YORK, Dec. 9-Government regulation of baseball is proposed. Danie A. Driscoil, of Buffalo, representative in congress from the 4th New York district is quoted tonight as saying that he purposes introducing a bill in congress soon to create a bureau to take over the supervision of baseball, see that the sport is run properly and keep statisties."

"Spain keeps a record of its toreadors," an interviewer quotes the congressman, "why should not the United States keep a record of the feats of its great baseball heroes, its 'Rube' Marquards and Christy Mathewsons. In after years unless some old 'fan' becomes reminiscent next generation won't know anything about them. Then in a case of ticket scandals, a federal commission would be all pewerful."

HOLY GHOST LEADER "GUILTY"

PORTLAND, Me., Dec. 9-"It is all right, the work at Shiloh will continue as long as I am able to direct

This was the only comment made by the Rev. Frank W. Sandford when found guilty in the United States District court on charges for causing the deaths of six of the crew of the schooner yacht Coronet. Sentence will be prongunced on

the leader of the Holy Ghost and U. S. movement December 18 and he furnished \$10,000 bond for his appearance then. The punishment may be a fine of not less than \$10than ten years or both. Sanford addressed the jury for an hour and a half, speaking in his own behalf with impassioned eloquence.

TWO NEGROES KILLED

PAVO, Ga., Dec. 9-Two negroes were killed when blacks and whites clashed here tonight in a serious riot. The trouble started after Will liams, a negro shot and killed by Marshal Prank Byrd after he had attacked the marshal for arresting a brother. The town was crowded and negroes and whites lined up, both sides being heavily armed!

fled to cover but are organizing and another outbreak is feared.

NOT VOTING THEIR CONVICTIONS ON PENSION SUBJECT

PRICE FIVE CENTS

Belligerent Texan Swings Debate Out of Routine Channel by Charges

SCORES BOTH PARTIES FOR THE STAND TAKEN

Both Parties Have Gone Too Far, he Said, Rewarding "Republic Preservers"

WASHINGTON, Dec. 8 .- Characterdring his associates in congress as "political cowards" on the subject of pension legislation and declaring that the Sherwood pension bill is a \$50,-000,000 campaign contribution, Representative Martin Dies, a Texas democrat, awang the pension debate in the house of representatives out of its routine channels for a half hour this afternoon. Mr. Dies declared that nembers were not voting their convictions on the pension subject but were supporting an increase of pencions for fear of losing their seats "Flannel mouthed orstory," on the tariff quesion, said Mr. Dies, will not democrats from the charge of having increased the federal appropriations by passing the Sherwood pension bill.

"The democratic party abounds in just as much cowardice on this question as does the republican party." said Mr. Dies. "Some of my friends may that if we do not give the soldiers this money we will not be re-turned to congress. There has been a rivelry between the democratic and republican parties ever since the war as to who should give the most to the

soldiers. It has not been a question of giving them what they wanted, but of seeing how much they would take. "What will it be when we have a civil list?" he demanded. "There are 1,000,000 employes of the government now demanding to be pensioned. The president has capitulated. I take it that our leaders on the democratic side will capitulate as readily as he."

"Liberal, Fair! Pensions

Mr. Dies said dast although he was

the son of a Confederate soldier, he wanted "liberal and fair" pensions for all Northern soldiers who "held the states together and preserved the republic." Both parties had gone too

"Presently we are going to have a good deal of fiannel mouthed crutory on the tariff question," said Mr. Dies. "Some of our vociferous leaders are going to talk about tree wool, and lower taxes and lower tariff. Do they not know that in voting for this bill to increase pensions from \$20 000,000

(Continued on Page Seven)

OVER PERSIA EXPECTED BY PUBLIC SENERALLY

Details as to Advance of Russian Troops in Past Few Days Unknown

BITISH INTERESTS

LONDON, Dec. 9 .- Details as to the Russian troops in Persia been kept for several days completely in the dark. How large a force has been despatched by the Russian gov-ernment and particulars as to its movements are unknown in Londs but the public generally feels that the end will be the establishment of a Russian protectorate over the best parts of Persis, including the two northern capitals, Tabris and Teheran.

Newspapers and politicians generally regard it as unlikely that Russia, once entrenched in Teheran, will ever withdraw. The Teheran correspondent of the Times predicts that Russia's first act will be to substitute a new form of government for that

of the national council. Possible damage to British commercial interests is absorbing much attention but the blow to British prestige among Orientals causes

anxiety. The Outlook says: "We are dace to face with one of the gravest crises in the history of

British policy in Asia." W. Morgan Shuster, the American treasurer-general in Persia whose dismissal was demanded by Russia, is held responsible for bringing the Persian troubles to a crists. He has been one of the most discussed men

in England during the last week. All officials as well as the news-papers credit him with efficiency and good intentions, but accuse him of lacking diplomatic tact.

The British cabinet is trying to induce Russia to abate her demands but the crux of the matter is the tension with Germany, which overshadows all other considerations. England needs Russia's support in case of a war with Germany and therefore cannot afford to take a stand against her.