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## MINEGUARDS AT FORBES KILLED: TIPPLE BURNED

Seven Defenders and Three Strikers Killed in Sharp Battle Early Yesterday.

ONE STEP TOWARD MEDIATION

President Calls Head of Miners' and Operators' Organizations.

MAIN GRIEVANCE OF MINERS They Say Gunmen Are Enlisted in State Militia.

WILL WELCOME THE REGULARS Troops from Fort D. A. Russell Due at Canon City.

NORTHERN DISTRICT IS QUIET

Six Wounded in Tuesday's Fight, One of Whom Will Die-Work of Organizing Citizen Volunteers Continues.

FORBES, Colo., April 29.- Forbes' camp of the Rocky Mountain Fuel company in which seven men were killed this morning had been warned late last night of an impending attack and had telephoned an urgent message to the militia camp at Ludlow, a few miles away, for assistance. Superintendent Robert Nichol put the forty women and fifty children of the camp in the tunnel of an abandoned mine, built a barricade of rock in front of the opening, armed his men, numbering forty and prepared to defend the property. The machine gun owned by the company was mounted on a bill north of the camp.

The Forbes camp extends through a than a mile. The tipple, engine house the Presidio. and office stood at the down canyon end. and let some of his men go to sleep.

#### Machine Gun Sweeps Hills.

The attack came without warning. A have begun April 6. and it became useless.

Superintendent Nichol stayed at his house with three companions, telephoning plying rifles and machine gun.

While the fire was at the hottest throngs of strikers awarmed down from I.T. U, Ballots Held guards. Dashing into the mine buildings they applied torches and oil. In a moment red flames and black smoke gave evidence of the destructive work of the

As the flames cracked and the timbers crashed, the firing continued incessantly Smoke of gunpowder mingled with that from the burning buildings. The vicious shots of the machine gun punctuated the crackling of the flames.

When the fired buildings had almost about 10 o'clock, slackened the fire, and mailed, twenty vanished into the hills in the direction of Trinidad.

During the hottest of the fighting three

#### Newspaper Men Arrive.

A party of newspaper men in an automobile carrying a white flag entered the ruined camp shortly before noon. They were the first persons from outside to Mother and Daughter reach the place, and received the first detailed account of the battle. When the newspaper car drove into the camp, past the still blazing tipple, the correspondents were greeted by the defenders, who swarmed from their refuge and surrounded the machine.

Dr. W. P. Woods, the company physi-(Continued on Page Two.)

## The Weather

Forecast till 7 p. m. Thursday: For Omaha, Council Blufts and Vicinity -Mostly cloudy, not much change in



Temperature at

Comparative Local Record Lowest yesterday Mean temperature Precipitation ..... 

rmal precipitation .. Reports from Stations at 7 P. M. of Weather. Cheyenne, rain Temp. High- Rain 7 p. m. est. fall. ... 60 44 ...

Cheyenne, rain
Davenport, cloudy
Denver, part cloudy
Des Moines, cloudy
Manake, cloudy
Manake, cloudy
Pueblo, cloudy
Lapid City, part cloudy
Lapid City, part cloudy
Lapid City, part cloudy

### Tveitmoe, Houlihan and Bernhardt Are Granted Rehearing

CHICAGO, April 29.-The United States cuit court of appeals today granted the petition of the government for a rebearing of the appeals of Olaf A. Tveltmoe, Richard H. Houlihan and William Bernhardt, labor leaders convicted in the Nearly Three Hundred Men Were dynamite conspiracy trials in Indianapolis and granted a new trial by the court of

The court also directed that arguments on the petition for a rehearing be set for May 16 and that counsel for all the defendants in the dynamite cases appear in court that day.

With the order granting the rehearing Bodies of Eight Men Recovered in the case of three of the labor leaders was another order denying the petition for a rehearing filed by William Shupe of Chicago and Peter J. Smith and George Anderson of Cleveland. In its petition for a rehearing of the appeal of Tveitmoe, Houliban and Bernhardt, the government contended that ample justification for a verdict of guilty had been shown against each of the three in the trial in Indianapolis. Counsel for the defendants Insisted that the government was debarred from asking for a reversal of the finding of the reviewing court.

The order of the court of appeals directing the presence of all the men found guilty in the dynamite trials whose cases are now before the court was interpreted today as indicating that the court will either direct that they be taken directly to the Leavenworth ponitentiary to finsh their sentences or that a mandata will be issued by the court of appeals directing the Indiana district court to execute its sentence on the twenty-four defendants who were released on bonds after the court of appeals took jurisdic tion of the case.

# Captain Griffiths

OAKLAND, Cal., April 29.-Captain Joseph H. Griffiths, U. S. A., of the and officers of the company expressed quartermaster corps, who fied April 1 the opinion today that none could escape. from a Seattle court-martial on charges of embezzling \$8,000 of government funds. was arrested here today by Lieutenant Colonel Arthur W. Yates, quartermaster corps, after a week's search in Oakland heavy fall of earth. Work was comand San Francisco. The prisoner was narrow canyon for a distance of more placed under guard to await removal to

Captain Griffiths was suspended sumwhile the mine proper was at the further marily from duty in Seattle and ordered The superintendent posted guards confined to his quarters March 17 by Major Hugh J. J. Gallagher, after the discovery of an apparent shortage of

mine, and in an instant bullets poured a reward of \$50 offered for his arrest. into the camp from the east, south and it is expected that he will be tried on west. The defenders returned the fire the old charge and the additional one vigorously, sweeping the hills with the of violating parole while under arrest. machine gun until its mechanism jammed. He is said to have lost the money in timber speculation in Oregon.

When Captain Griffiths was taken into custody a ticket for Sydney, Australia, hope of reaching the large number of for aid, until the wire was cut. Then he on the steamer Tahiti, which sails today men in time to save them. dashed for the hill where his men were from San Francisco, was found in his possession.

# Back by Injunction

INDIANAPOLIS, April 29 .- A temperary restraining order enjoining officers of the international Typographical union from ending out the ballots for the blennial election to be held in May was insued by the Marion county circuit court today upon application of Charles E. Hawkes, a member of New York local No. 6. The order is made returnable on May 2, the been reduced to rulns, the strikers, at day after the ballots were to have been

Hawkes was a candidate for the nomination for president of the organization. but the announcement of successful can-Greeks were seen to tumble down the didates made some time ago from the headquarters of the International Typographical union had said M. G. Scott. local No. 6, New York, was the only candi-

# Saved by Neighbors

Mrs. W. E. Drinkel, 2711 Franklin street, together with her 5-year-old daughter, Georgia, was nearly suffocated from the smoke of a fire while they were asleep. The blaze started while both were asleep and originated from a defective flue. The daughter is suffering Four Burned and from an attack of pneumonia-

Neighbors saw the bluze in time and after rescuing Mrs. Drinkel and daughter, notified the fire department, which put cut the blaze. The damage to the property will amount to about \$500.

#### **BOARDS OF EDUCATION** TO CONFER AT LINCOLN

PLATTSMOUTH, Neb., April 29.-(Special.)-At a preliminary meeting of the members of school boards from various cities of Nebraska, held at Lincoln. April 21, the sentiment was unanimous that much good could be accomplished by the exchange of ideas between school boards over school problems and betterments.

A convention of school board members was called to meet at the Commercial club rooms in Lincoln on Thursday to organize a state association of city school boards. This call is addressed to individual members of, and to boards of education in all cities and districts having population entitling them to six members on the board.

#### **BOWEN DECLARES BORDER**

**MEXICANS BAD "HOMBRIES"** How Mexican outlaws across the California border executed three other Mexi-American citizens, when the latter tried to reacue the daughter of one of their number from Mexican white slavers, was land of Omaha, grand warden; William narrated to local federal officers by Spe- Griffits of Lincoln, grand sentry; I. W. cial Agent John M. Bowen of the Department of Justice at Los Angeles. He was in the city for a few hours to confer were frightful. The girl victim in the teen members during the last

tice by the government.

## MINERS BURIED BY AN EXPLOSION BELIEVED LOST

Entombed in Two West Virginia Mines.

SIXTY-SEVEN RESCUED ALIVE

from Smaller Workings.

NUMBER MISSING PLACED AT 178 Mine Officials Say There is Little Possibility Any Are Alive.

SHAFTS ARE BADLY CHOKED Rescue Parties Hope to Reach Main Level Soon.

RESCUE CAR FROM BLUEFIELDS

Workmen's Compensation Law to Effect, Which Will Provide Something for Families of the Burled Men.

ECCLES, W. Va., April 29.-Eight bodies have been recovered from shaft No. 6 of the New River Colleries company, which, with shaft No. 5, was wrecked by an explosion yesterday, Arrested In Oakland Staty-seven were taken out alive. There are no more men in No. 6. One hundred and seventy-ehigt are buried in No. A rescue party was dropped down shaft No. 5 and got within 139 feet of the bottom. There the progress of the cage was stopped by broken timbers and a menced clearing away the debris, and it was thought the bottom could be reached in a few hours oN gas was detected or this level.

Work Desperately, Government, state and volunteer rescuers worked desperately to subdue Omahan Arrested by Mexican Fedflames in the mines. \$8,000 in his accounts. His trial was to depth of the two main shafts is 600 feet and the mines are connected underground. shot was heard on the hills south of the Griffiths was posted as a deserter and There are two other shafts into the mines, but the explosion totally wrecked three of the four.

One Mine Shut Off. The lone entrance leads into mine No 6 and by means of it the rescues were made. No. 5 mine apparently is completely shut off and rescuers hold little

dered two carloads of coffina. considerable extent in West Virginia in several years. It promises to be sec-

lost their lives. Compensation Law in Force. While the loss of life here will be heavy there is a relief for the families of the victims that was not in force when former disasters occurred. The new workmen's compensation act provides \$30 a month for the widows of the dead and each of the surviving children not to exceed three, is entitled to \$5 a month. A thorough search of mine No. 6, has failed to disclose the thirteen men known to be in that operation. It is believed their bodies will be found under debris. This little mining community of 1,500 persons was shaken by the muffled rumbling of the explosion, which brought the

entire population to the tipples. Superintendent Thomas Donaldson, an experienced miner, and an expert rescue crew, were immediately lowered into a

Of the bodies recovered two are Americans. A large portion of the miners employed are Americans. A United States government rescue car

reached the mines from Bluefield, W. Va., The New River Collieries company is connected with the Guggenheim interests.

## Several Missing in Portland Fire

search, it is believed, will reveal other cut. bodies. Several persons were injured, two death.

The fire started in the house of G. T. Smith and the family narrowly escaped cremation. Tenants of other houses fled in their nightclothes. Several were hurt jumping from windows.

#### STATE COUNCIL OF ROYAL ARCANUM ELECTS OFFICERS

At the eighteenth session of the Royal Arcanum grand council of Nebrasks. held in Omaha Tuesday, the following officers were elected:

C. H. Gerber of Lincoln, grand regent; W. C. Sundblad of Omaha, grand vice regent; E. I. Bradley of Omaha, grand orator; S. P. Bostwick of Omaha, grand secretary; E. A. Parmelee of Omaha, grand treasurer; George J. Brown of Lincoln, grand chaplain; Julius Rosenweig of Omaha, grand guide; C. S. Cope-Teegarden of Weeping Water, grand

Thirty delegates, representing fourteen with Special Agent Eberstein, who has councils in the state, attended the meetcharge of white slave investigations in ing. Membership of the order in Nethis territory. Mr. Bowen said that the branks was reported to have been 1,600 atrocities of Mexicans along the border on March 31, showing a net gain of aixcase he mentioned was rescued later, and Richard T. Baden of Baltimore, Md., atthe guilty parties were brought to just tended the sessions as deputy supreme regent and installing officer.

## Off for War



Drawn for The Bee by rower,

eral Soldiers Released.

TWEEDIE PERSUADES HUERTA British Naval Officer Secures Re-

lease of Americans in City of Mexico-Transport Will Be Sent to Meet Them.

Tweedle of the British cruiser Easex, who telegrams failed. went to Mexico City several days ago to The communications stated the Ameri-

ful. might leave via Puerto Mexico, but that nine miles away?" the trains on which they would go would not be provided with escorts.

The train on which Commander Tweedie away, while British and German ships returned to Vera Cruz picked up Ameri- were protecting our citizens." can refugees from various interior points who were assembled at Soledad.

The total number of Americans who had been imprisoned in Cordoba and who were brought here yesterday was 11% Among them were those who earlier yesterday had been reported as dead; From Mexico City comes the report that one American was killed in front of the Hotel Isabel by a mob a few days ago. His name is not known here.

#### Lehmer Tella of Experience.

F. W. Lehmer, a ranch manager from Fuxtepec, whose home is in Omaha, and visit, not knowing of the developments here, was picked up at Tierra Blanca by teroceanic canals. federal soldiers. "I was placed with ten others in a

At every station up to Cordoba on the cided by the United States supreme court following day similar crowds locted the was defeated-8 to 6. train and threatened us.

of Cordoba a squad of young volunteers ford, Owen, Thomas, Thornton, Walsh, who had just been presented with a flag swept down on us. This happened at the man, Page, Perkins, Shields. PORTLAND, Ore., April 29.-Four corner where the municipal palace is in odles were recovered from the ruins of cated or we would not have escaped as FOURTH-CLASS POSTMASTERS a block of old frame dwelling houses on well as we did. As it was, I was hit the east side, which were burned on the head with a flagstaff, and a man today A number of persons are walking beside me was struck on the unaccounted for and a further head with a rock. His scalp was badly

seriously. Three horses were burned to Mexican colonel that we ever heached United States Civil Service commission. and surrounding us.

yell, and several times we thought they stone, Minn. would break in and get us. This colonel and his men stood by us, though, with guns re-ty for business.

#### Six Days in Penitentiary. "Later we were put in the penitentiary

which is in the same building, and for six days we slept on the stone flagging. There were two women in the party; one with a little baby. We were allowed to send out and buy blankets and managed to get enough to eat, such as it "Monday we were placed on a train

and brought down to Soledad. We spent that night on the tracks. There was one passenger coach left for us and in this women and children slept, the reat of us sleeping on the ground. "About 11 o'clock Tuesday morning

(Continued on Page Twelve.)

### FRANK LEHMER IN VERA CRUZ Navy Department Sharply Criticized by Senator Fall

WASHINGTON, April 29 .- Criticism of the Navy department's withdrawal of the warships from Tampico was voiced in the senate today. Senator Fall of New Mexico presented telegrams from refugees at Galveston describing conditions at Tampico. An effort by Senators Reed VERA CRUZ, April 29.—Commander and Gore to prevent the reading of the the very serious situation at Tampico. weedle of the British cruiser Essex, who telegrams falled.

President Huerta, Minister of War of the navy was vigorously criticized. that all Americans desiring to do so French warships while our vessels were protection.

"Yes," replied Senator Fall. "Our yessels were riding at anchor nine miles

### Canal Tolls Repeal Bill Is Amended and Reported to Senate

WASHINGTON, April 29.-The house bill to repeal toll exemption for American the operations of General Villa's army ships passing through the Panama canal, against Saltillo and other points. There with the amendment proposed by Senator is a feeling of confidence that Villa has Simmons, declaring that by repealing ex- sufficient ammunition to conduct operaemption the United States waived no sov- tions until Tampico is taken by the conereign rights over the canal, was re- stitutionalists, giving the rebels a port who was on his way to Vera Crus for a ported to the senate late today without exempt from the operations of the recommendation by the committee on in-

The vote on the motion to report with cannot be long delayed. the Simmons amendment was made by rain which was left standing over night Senator Thomas and was carried—5 to 6. Villa's soldiers are excellent. There are surrounded by a mob which continually A motion by Senator Bristow to report a number of American contract surgeons threatened to attack us," he said. "The the house bill adversely was lost-5 to 5. in the service and the work of the guards ate up everything available on The substitute proposed by Senator physicians has been rendered exceptionthe train, compelling us to go hungry. Walsh allowing the question to be de- ally effective because they have been

The vote on the Simmons amendment While being taken through the streets was: Ayes-Simmons, Brandegee, Craw-Chilton. Nays-Borah, Bristow, O'Gor-

## **EXAMINATIONS ARE FIXED**

(From a Staff Correspondent.) WASHINGTON, April 28 .- (Special Tele-"It was due to the fine conduct of the gram.)-Under an order issued by the the palace. He rushed from the door competitive examinations to fill 163 with a squad of police and soldiers and fourth-class postmasterships throughout plunged into the crowds, scattering them South Dakota will be held in June in various towns in the state, the first ex-"Once in the palace we were lodged amination to take place at Tyndall, June upstairs, in front of the jefe politice's I, and the last at Bison, June 37, with one office, but all night a mob continued to examination June 39 to be held at Pipe-

T. L. Combs of Omaha, representing the jewelers, is in Washington to appear with others before the interstate and foreign commerce committee at the hearings to commence tomorrow on the bill to prevent discrimation in price and to provide for publicity in prices to dealer and to the public, E. H. Mayes of South Omaha was ac-

relating to hog choiers serum.

#### SUBCONTRACTORS ON COURT HOUSE GIVEN THE VERDICT

A verdict for the defendants was rein the case of the Northwestern Terra should be no immediate break in the Cotta company against Caldwell & Drake, Mexican situation. Tweedle's train arrived. The officers the court house contractors. The terra were not going to let us board it, but cotta company had sued for \$3,000, which Tweedle refused to let the train so Caldwell & Drake had withheld as penalwithout us. When we arrived at the ties in settling for a subcontract on the break in the tracks there were bunches ground that the terra cotta company had properties. The food supplies in the of Mexican soldiers lying in the bushes not finished its work within the time camps near the border is said to be ex-

# BRYAN APPEALS TO REBELS

State Department Asks Them to Neutralize Oil Fields.

CONSTITUTIONALISTS CONFIDENT Recent Successes Induce Insurgent Leaders Capital Will Soon Be

in Their Hands. accumulation of undistributed oil from as to the situation there. The secretary neutralization of the territory, including this government the oil fields and tanks.

> Rebels Ready to Advance. CHIHUAHUA, Mexico, April 29.-Recent also had been notified. apture of Monterey and the further de-

tablishment of the embargo on arms incidents which might prevent peace. along the Texas border will not cramp embargo. There is a deep seated impression here that the fall of Tampico

Hospital arrangements provided for able to direct their entire attention to extraordinarily immune from the camp disease common to many armed forces.

Tunnel Way Out of Stockade. SAN DIEGO, Cal., April 29.-Forty-eight of the United States are concerned. Mexican prisoners in the army detention night by digging a tunnel under fences put any barriers in the path of the proand barbed wire entanglements a dis- gress of mediation, particularly at such tance of seventy yards. At noon today any early stage of the negotiations. tured.

It is expected that many of the fugitives will find their way across the line into Lower California in spite of the patrol of American troops at the principal border points.

The dash for freedom was led and directed by a pure-blood Yaqui Indian, who is a mining engineer and he is among those who have been recaptured. The work on the tunnel, which was cleverly concealed, began two months ago, according to the recaptured pris-

oners, and the entrance was covered by a stove in a cook tent, and the main part was ten feet under ground. Embargo Is Strengthened.

DOUGLAS, Aris., April 29 .- Orders received at the local customs house greatly increasing the scope of the embargo on empanied to the Agricultural department shipments of goods into Mexico were today by Congressman Lobeck on matters placed in effect today. The new orders, le said, prevent the exportation into Mexico of practically everything except the actual food necessities of life. No blasting powder, fuel oil, coal or coke may Be shipped through, and it is said the order will prevent plans of mine owners turned in the United States district court to resume operations in Mexico if there

> It is said here this order will have a serious effect on the Mexican residents of mining camps in Sonora, who have been thrown out of work by the closing of the (Continued on Page Twelve.)

## REBEL IS READY TO CONFER WITH INTERMEDIARIES

Carranga Notifies South American Envoys of Acceptance of Principals.

PEACE PROGRAM IS BROADENED

Negotiations Now to Compose Entire Mexican Situation.

Will Be Submitted to Constitution-

alist, it is Understood.

ARMISTICE PROPOSAL IS MADE

UP TO U. S. AND DICTATOR

Wilson and Huerta. WOULD PREVENT HOSTILITIES

Mediators Make First Request to

Indications that Proposition Will Be Accepted by United States-European Power Quissed

by Diplomats. WASHINGTON, April 29.-General Venustiano Carranna, head of the Mexican constitutionalists, late today notified the Latin-American intermediaries of his acceptance of the principle of mediation in the difficulty between the United States and Mexico. He expressed

willingness to confer on the subject. This announcement was made by Secretary Bryan upon being informed by the three South American envoys. The introduction of General Carranza and the onstitutionalists' cause into the negotiations broadens the peace program to an effort to compose the entire Mexican situation. It is understood that a proposal for an armistice, which has already been submitted to the United States and General Huerta now will be presented to deneral Carranga.

BERLIN, April 29.-The Lokal Anzeiger Approach Foreign Powers. BERLIN, April 29. The Lokal Auseiger says: "The South American mediators have approached the European powers, it was learned in diplomatic circles today, with the request that those nations exert influence on President Wilson to have him make conditions which would render the success of the negotiations pos-

WASHINGTON, April 29.-In view of ENVOYS ASK FOR ARMISTICE

'sible."

Mediators Make Pirst Request to Witson and Huerts. The New River collectes last night ordered two carloads of coffins.

The present mine disaster is the first

The present mine disaster is the first ported that his mission had been success-The British the South American envoys who have ond only in fatalities to the Monongan Blanquet and Foreign Minister Portillo y "Do I understand," asked Senator legation in the City of Mexico is at the undertaken to avert war through media-horror in December, 1907, when 265 miners Rolan assured Commander Tweedle they Brandegee, "that American citizens were same time making an effort to induce tion. Ambassador Da Gama of Brazil would release all American prisoners and forced to take refuge on British and General Huerta to join in this scheme of today notified Secretary Bryan that this had been determined on as the next step in the negotiations, and General -uerta

> onstitutionalist successes, notably the The proposal for an armistice was communicated to President Wilson from the leats said to have been inflicted on re- State department by telephone. Though treating federals in engagements be- no announcement has been made, it was tween Monterey and Saltillo by the rebel authoritatively learned that this governforces have induced a widespread feeling ment would accept the conuctions, proamong the heads of the constitutionalist vided assurances are given that in adarmy that Mexico City soon will be in dition to a halt in military operations. there would be no civil uprisings against It is asserted by them that the re-es- American citizens or other "untoward"

> > Huerta in Notified. After an hour's conference today the mediation envoys, Mr. Da Gama, Mr. Naon of Argentina and Mr. Suares of Chile, determined that further negotiations necessarily must proceed without warilke interference and Ambassador Da Gama went to the State department to acquaint Secretary Bryan of the course thus far taken in the peace plans. The Brazilian minister in Mexico City also was notified and he communicated the information to General Huerta.

The communication addressed to both governments by the mediation envoys formally requests each government to declare an armistice. It was pointed out by the wounded. Villa's army seems to be United States would accept the proposal, officials here that, in all probability, the from the fact that this government has not realized that a state of war exists in Mexico insofar as the operations Despite this fact it was believed that

amp at Fort Rosecrans escaped last the Washington government would not only seventeen of them had been recap- Officials here also believed that General Huerta would accept the first proposal. Rebels Not Mentioned.

The proposal for an armistice, it also was learned, does not include any reference to the constitutionalists in Mexico. the United States and Huerta merely being called on to cease active oper-

ations pending further mediation pro-

posals. Consideration of the constitution allsts' position, it was stated, probably (Continued on Page Twelve.)

### Well Bought is Half Sold

Merchandise that is well bought does not linger long on the store shelf. It does not stare the retailer in the face and keep him awake nights.

Nowadays, the wide-awake retaller picks his merchandise with the idea of making a quick turnover.

public - and knows, through reading newspaper advertising, just what it wants. Efficiency, speed and econ-

The public today is an in-

omy to the retailer, and service and satisfaction to the customers, are assured in stores where up-to-date advertised brands of merchandise are shown.