

DYNAMITERS APPEAL

FIGHT FOR FREEDOM OF FRANK M. RYAN AND OTHERS SHIFTS TO APPELLATE BODY.

ZOLINE OUTLINES HIS PLEA

Attorney for the Defense Declares That the Defendants Should Not Have Been Punished on Two Charges.

Chicago, Oct. 31.—Fight for the freedom of Frank M. Ryan and 29 other officials and members of the International Association of Bridge and Structural Iron Workers, convicted of dynamite conspiracy, opened here on Wednesday in the United States circuit court of appeals with Judges Baker, Kohlsaat and Seaman on the bench.

Opening statement of the case for the defense was made by Attorney Elijah N. Zoline. He will be aided in the technical end of the legal fight for the liberty of the men by Chester H. Krum.

"I appear on behalf of 30 persons affiliated with the International Bridge and Structural Iron Workers, who were indicted on charges of 'conspiracy,' and on charges of illegal carriage of dynamite on passenger train, and who were found guilty on both indictments," said Attorney Zoline.

"The points I hope to argue are based largely on the action of the lower court on our motions to quash the indictments, and, secondly, on the double punishments on charges of both aiding and abetting, and further on charges of conspiracy, on which the men were convicted. They thereby got sentences twice as long as they should have received."

"The government has charged the conspiracy was a continuous event, yet the defendants have been punished on two charges—that of conspiracy and acts in the conspiracy. One or the other of the indictments against the defendants should have been quashed in the lower court."

President Ryan, president of the International Association of Bridge and Structural Iron Workers, was in court when the hearing opened, as was also Richard Houlahan of Chicago.

Ryan was the head of the organization during the period of the alleged conspiracy. December 1, 1906, to November 1, 1910, and since the time of his indictment and conviction has been re-elected. He was sentenced to serve seven years in the federal penitentiary at Fort Leavenworth, Kan., but is at present out on a \$70,000 bond pending the outcome of the present appeal.

The only reason that the men were found guilty was because of the multiplicity of the counts which had been brought against them," continued Attorney Zoline. "There were so many of them and they were arranged so confusingly that it was an absolute impossibility for the jurors to have been clear in their minds as to what charges were brought against the individual defendants. I know they were not clear to me, and I am an attorney."

Charles W. Miller, district attorney at Indianapolis, where the men were found guilty December 28, 1912, will defend the stand taken by the lower court in its rulings on points of law and also defend the verdict of the jury in the district court at Indianapolis. He will open immediately following the completion of the statement of the case by the defense.

BUSCH MILLIONS TO FAMILY

Eldest Son Gets Two-Sevenths of Estate Estimated as High as \$75,000,000.

St. Louis, Oct. 31.—Adolphus Busch's will, filed for probate here on Wednesday gives the entire estate, with the exception of several minor bequests, to his widow and children. The estate has been variously estimated at from \$35,000,000 to \$75,000,000. August A. Busch, eldest son, is the chief beneficiary, it being stipulated that he shall receive two-sevenths of the entire estate. After August A. Busch's inheritance is set aside, the residue is to be divided into seven parts, one-seventh to go each to Mrs. Nellie Busch Loeb of Chicago, Mrs. Edmee Reisinger of New York, Mrs. Anna Louise Faust of St. Louis, Mrs. Clara von Gontard of Germany and Mrs. Wilhelmine Busch Scherer of Germany.

Mrs. Lilly Busch, August A. Busch and Charles Nagel, former secretary of commerce and labor and Mr. Busch's personal counsel are named as trustees to carry out the wishes of Mr. Busch.

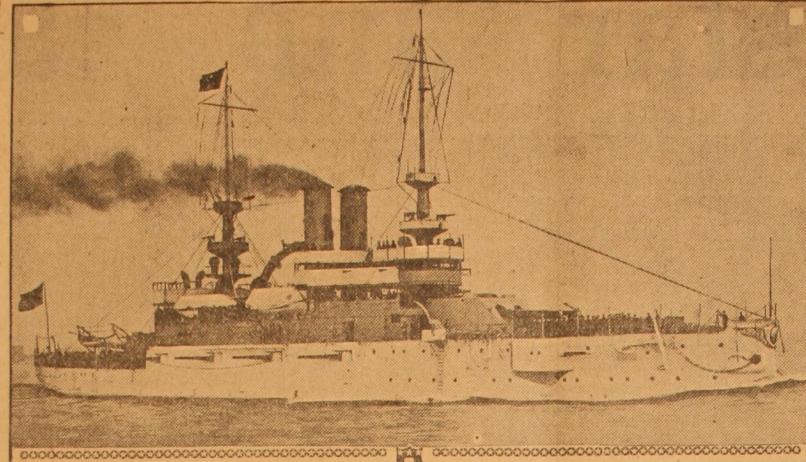
One hundred and twenty thousand dollars is given to charities.

Receiver for Big Oyster Firm. New York, Oct. 31.—On application of the Old Colony Trust company of Boston, Federal Judge Chatfield appointed receivers for the Seal Shipped Oyster company on account of failure to pay interest on \$2,500,000 bonds.

\$1,000,000 Concern in Bankruptcy. Chicago, Oct. 31.—The United States Kellastons company, a \$1,000,000 Chicago corporation, filed a voluntary petition in bankruptcy in federal court. It was admitted that the firm could not meet its indebtedness.

Airship Blast Is Explained. Berlin, Germany, Oct. 31.—The explosion of the dirigible Zeppelin L2, which cost the lives of twenty-eight men, is attributed to a partial vacuum formed in the center gondola behind a new type of wind shield.

OREGON TO LEAD PARADE THROUGH CANAL



Secretary of the Navy Daniels has announced that the historic battleship Oregon will lead the great parade of the international warship fleet through the Panama canal when it is formally opened.

ENGLAND ALLY OF U. S.

SAID TO HAVE PROFFERED AID AS TO MEXICAN POLICY.

Gen. Diaz Resigns as Brigadier General of Army and Refuses to Visit Huerta at Capital.

Washington, Oct. 29.—Statements from the British foreign office Monday that Great Britain would do nothing in the Mexican situation, now that the election has been held in the southern republic, without consultation with the United States, and an appeal from the French minister in Mexico for American protection for French citizens there, added strength to the intimation that the American government plans a note to the powers which may result in a concerted policy in the future.

The flight of Gen. Felix Diaz from Vera Cruz to refuge on an American warship was much discussed. Rear Admiral Fletcher was notified by Secretary Bryan that political refugees could be shielded only temporarily.

The state department first instructed him to inquire of the Mexican refugees where they wished to go. Later the department notified the admiral that within a reasonable time they must be transferred from the American war vessel. They may be placed aboard a commercial liner bound for Havana or New York, as they choose.

City of Mexico, Oct. 28.—The Mexican elections held on Sunday have been an absolute farce. Hardly any votes have been cast and in some precincts there was not a single voter cast. General Huerta will remain in the presidential chair "ad interim."

No official announcement was made, but it was estimated, judging from the results in the capital, where it was expected the vote would be up to the average, that less than 10,000 of the 80,000 eligible voters in the city went to the polls. It would be no surprise if congress, the members of which also were voted for, declared the election void when the body is organized and revises the returns.

Vera Cruz, Oct. 28.—The last shred binding Gen. Felix Diaz and Gen. Victoriano Huerta was severed on Sunday when General Diaz telegraphed to the department of war his resignation as brigadier general of the army.

KATHERINE ELKINS WEDDED

Last Senator's Daughter Married to "Billy" Hitt—Reported Engaged to Duke of Abruzzi.

Elkins, W. Va., Oct. 29.—Miss Katherine Elkins was married on Monday to "Billy" Hitt of Washington, who has wooed her steadily and cheerfully for seven years, never losing faith even when the king of Italy announced that she was to marry his cousin, the duke of Abruzzi, and become her royal highness and possess the toy kingdom of Albania for a golf links—or any other purpose that might suit her fancy.

SEVEN FIREMEN ARE KILLED

Men Were Slain Under Falling Wall When Blast Wrecks Goodyear Company's Building.

Milwaukee, Oct. 28.—Seven firemen were killed, four persons are missing and twenty-four were injured as the result of a \$500,000 fire which began in the four-story building of the Good-year Rubber company, in the center of the business district Sunday night. The men were killed under a falling wall when an explosion wrecked the building and smashed glass in surrounding buildings within a radius of two blocks.

Women Are Indignant. New York, Oct. 30.—Women passengers on a liner held an indignation meeting when customs officers, acting under the new tariff law which prohibits importation of alpacas, ordered the feathers stripped from hats.

Schmidt Clears Doctor Murat. Berlin, Germany, Oct. 31.—Reiterating his confession of the murder of Anna Muller, Hans Schmidt, before Federal Judge Hooker, absolved Doctor Murat, the dentist, from all complicity in the counterfeiting plant.

HITS AT FINANCIERS

PRESIDENT WILSON ARRAIGNS MONEY PRESSURE PUT ON U. S. POLICY IN MEXICO.

SAYS "MORALITY" IS OUR AIM

Nation's Chief Executive Asserts in Speech at Mobile, Ala., That Rule of Foreign Interests in This Hemisphere Must Cease.

Mobile, Ala., Oct. 29.—President Wilson in a speech here announced to the world on Monday that the governing motive of the U. S. in its relationships with countries of this hemisphere would be "morality, and not expediency."

"I want to take this occasion to say that the United States will never again seek another foot of territory on this continent by conquest," he declared, in a stirring address on Latin-American relations before the Southern Commercial congress.

Though Mr. Wilson did not mention Mexico as the afflicted country, he devoted his entire speech to a description of the degrading influence which foreign concessionaries had had upon the internal affairs of some of the Latin-American countries.

With the Mexican situation uppermost in the president's mind at this time, his address was interpreted as an arraignment of those financial influences which it has been charged have secured in some cases recognition there was not a single vote cast. General Huerta will remain in the presidential chair "ad interim."

"Come because I want to speak to our present and prospective relations with our neighbors to the south, the Latin-American states," said President Wilson in opening his address.

"The opening of the isthmus of Panama will open the world to the south," he said, "and the Latin-American states which have been off the main lines will now be on the main line."

"You hear of concessions to foreign capital in Latin-America," continued the president. "That concessions are not granted in the United States, that when capital comes it comes invited but is not privileged. The Latin-American states have had harder bargains driven with them than any other people in the world."

He said that the United States is trying to deal with them in terms of equality and honor and that the state department is now trying to deal with them in a new spirit. The development of constitutional liberty in the world was his dearest aim.

"America is a synonym for individual liberty," he declared. "Do not think that the questions of the day are mere questions of expediency. We will never condone inequality because it is convenient to do so."

RECEIVER FOR POPE COMPANY

Big Manufacturing Concern Will Continue Business Under Direction of Its Treasurer.

Hartford, Conn., Oct. 29.—The Pope Manufacturing company was placed in the hands of a receiver. The company was incorporated in 1908 in Connecticut as a reorganization of the Pope Manufacturing company of New Jersey. In 1912 the company was re-incorporated in Massachusetts. It has an authorized capital stock of \$4,000,000 common and \$2,500,000 six percent preferred. The company is engaged in the manufacture of motor vehicles of all descriptions. Colonel George Pope, treasurer of the company, was named receiver. He will continue the business.

TWENTY PERISH IN STORM

100 Others Injured by Tornado in Louisiana—Millions of Dollars' Damage Done.

New Orleans, Oct. 25.—Twenty or more are dead and 100 were injured in a series of storms that swept Louisiana on Thursday.

The damage done reaches many millions. Damage in New Orleans alone exceeds a half million, but no one was killed in the city.

Cutting a clean path 500 feet wide, the tornado roared on and struck the houses that cluster about the big old home on Ellington plantation, near Luling.

Mrs. Gould Sued for Fee.

Washington, Oct. 30.—Katherine C. Gould, former wife of Howard Gould, a lawyer, who alleges that \$24,000 of the sum claimed is due for legal services in her divorce.

Forty Injured at Sox Game.

Tulsa, Okla., Oct. 30.—Forty persons were injured at the baseball park here when the grand stand collapsed. A good crowd had assembled to witness the game between the Giants and White Sox.

Two Ministers Are Mobbed.

New York, Oct. 30.—Rev. Andrew Wilson, pastor of St. Paul's Protestant church, Brooklyn, and Rev. Peter Rose were badly beaten by a mob when their auto ran down and killed a boy.

C. G. GATES IS DEAD

MULTI-MILLIONAIRE SUCCUMBS TO HEART DISEASE FOLLOWING HUNTING TRIP.

WAS WAITING FOR TRAIN

Expires at Cody, Wyo., in Presence of Several Companions—Was Noted as a Reckless Spender But Shunned Society Life.

Cody, Wyo., Oct. 30.—Charles W. Gates, multi-millionaire of New York, dropped dead in the Burlington depot, a mile from here, on Tuesday. Heart disease caused his death.

Gates, with several companions, had just returned from a hunting trip and had gone to the depot to take a train for New York, after thirty-three days spent in the big game country. Other members of the party are A. Moror, G. Irving, Doctor Mothersell, Doctor Williamson and Mr. Heisler.

The party has been at a rustic lodge on the road to Yellowstone park. At noon the men, with servants and baggage, were taken across the Shoshone river to the railway. Gates was not feeling well and complained frequently. Suddenly he was gripped by a convulsion. The physicians of the party resorted to heroic measures to relieve him, but he died within a few minutes. The body was brought back to town and will be prepared for shipment east.

The Gates outfit was the largest which ever went onto the big game country east of the Yellowstone park. Fifty-five horses were used to carry the camp equipment and party, and ten guides and camp helpers were employed. Twenty-five days were spent in the mountains about Thoroughfare creek, and Gates and his companions killed ten bull elk, five deer, a grizzly bear and much other game.

Coroner Louis Howe said he did not consider an inquest necessary.

Gates before he left for the depot spoke enthusiastically of his enjoyment of the outing and said that he certainly would return next fall.

"This is the greatest big game country on the globe," he asserted, "and henceforth it will be my happy hunting ground."

Always a spectacular figure as the petted son of a millionaire father, Charles G. Gates did not come into the heyday of his notoriety until after his father's death, which left him the principal heir to the millions made in barbed wire, lucky stock transactions and in other ways.

Even then, "Charlie," as his father had always referred to him, was comparatively a tame figure in the chronicles of America's gilded youth until a few months ago, when he blossomed out as the most spectacular spender in the United States. Special trains became his hobby.

Mr. Gates was married twice, his first matrimonial venture proving unhappy. He said it was because he disliked "society" that the first Mrs. Gates, who was Miss Mary W. Martin of St. Louis, divorced him.

About the time that the decree was signed Mr. Gates' engagement to Miss Hopwood was announced by the young woman's father, Frank Hopwood, who was a grain man in Minneapolis. They were married late in September in Uniontown, Pa.

The second marriage proved a happier one than the first.

15 KILLED IN FIGHT AT MINES

1,000 Troops to Enforce Martial Law at Trinidad, Colo.—Battle Rages in Snowstorm.

Denver, Colo., Oct. 30.—One thousand militiamen were rushed to Trinidad on Tuesday after 15 mine guards had been killed in battle, when 1,200 miners trapped guards in a canyon and attacked three coal camps.

The battle was raging for more than six hours in a blinding snowstorm.

Miners from Delagua, Hastings, Berwind and Tobacco camps were engaged. Word of the fight was sent to Governor Ammons.

Two children were wounded during the attack.

Governor Ammons has instructed General Chase, in command of the troops, to disarm every person in the district, close all saloons, keep mine guards on mine property and prevent the strikers from trespassing. In short, a condition of martial law will obtain from now on.

"I had no other course to follow," said Governor Ammons, when he explained his action. "The situation there had got away from everybody. Peace will be enforced by the state troops now, and fairness will be shown to both sides."

U. S. Wireless to Asia.

Seattle, Oct. 30.—The first commercial message handled by wireless between America and Asia was transmitted from the U. S. army signal corps station at Nome to the Russian government station at Anadyr, Siberia.

One Dead, Two Hurt in Wreck.

Muncie, Ind., Oct. 29.—James W. Nichols of Lima, O., a conductor, was killed and John W. Wallace and C. E. Smith, both of Lima, brakemen, were seriously injured when the fast westbound freight was derailed.

Liner Periled by Iceberg.

Liverpool, Oct. 29.—The Teutonic, which arrived here, came near figuring in a second Titanic disaster off Belle Isle. The liner was almost upon an iceberg when the lookout gave the alarm and saved the ship.

NEWS BREVITIES OF ILLINOIS

Jacksonville.—The Crawford planning mill in this city was completely destroyed by fire. The loss is estimated at \$10,000.

Springfield.—P. C. McArdle of Chicago was appointed by Governor Dunne to fill the position of assistant engineer in the state highways commission.

Quincy.—Reckless auto drivers claimed another death here when William Erhardt was added to the long list of killed. Wholesale prosecutions are to follow.

St. Charles.—The generosity of St. Charles residents is to be determined by a campaign to obtain \$10,000 for the contemplated St. Charles hospital. November is to be known as "hospital month."

Quincy.—Zeens Smith, principal of the Quincy high school, approved the tango and turkey trot at a mass meeting of the parents of pupils in a crusade launched against immoral dances by high school clubs.

Bloomington.—Following a quarrel with his wife, George Reynolds of Atlanta, killed himself with a revolver. The victim was a painter by trade and came to Atlanta one year ago from Logansport, Ind.

Gardner.—Frank Brayton, Jr., of Morris, has twice been fired upon from ambush while on his way home from Gardner to call upon a young woman. The last time a bullet entered his right side and lodged in his shoulder.

De Kalb.—Final arrangements for the big road building bee south of De Kalb have been completed. There will be 175 shovels, consisting of millionaires, merchants and professional men. Thirty automobiles will transport the men to their work.

Bloomington.—Fred Davenport of near Euston was killed and Chester Brownfield of the same place seriously injured when an automobile in which they were riding turned turtle after the steering gear had become unmanageable.

Paxton.—Hon. J. P. Middlecott, a resident since the early sixties, who also served this district as representative several terms and also served the city as mayor several terms, died. He had also been a prominent business man here many years. He leaves a widow.

Champaign.—Coeds of the University of Illinois promised to do work in the offices of the Illinois Department of Charities association of Champaign and Urbana. Girls will do typewriting, filing and general office work for the poor. Treasurer J. M. Kaufman says the association could no longer pay office help.

Quincy.—Dancing among the students of the Quincy High school must stop, and a ban has been put on the tango, bunny hug and other dips. Principal Mrs. Smith, complying with the urgent requests of parents, has issued an order that two dancing clubs in the school are not recognized by the school authorities and that the dances must stop.

Aledo.—Mrs. Annie Rider Hauer, living in this city, has celebrated her one hundredth birthday anniversary. She is still in good health, bears well, and reads books, papers and magazines with ease. She does not use glasses except for reading. She was fifty-two years old and supposed to be an old woman when the Civil War ended. Mrs. Hauer has lived in one family composed of five generations.

Danville.—Informed by doctors months ago that he had organic heart trouble and was liable to pass away at any time, William B. Sheffer, veteran coach carpenter of the C. & L. L. railway, visited with his children scattered over the central states and had just concluded a visit with his sons, Charles and Joseph in Chicago, returning here. He was stricken while preparing to retire for night and died within fifteen minutes.

Decatur.—Decatur women failed to exercise their recently granted privilege of voting at the special city election held here on the question of granting several franchises and annexing several pieces of territory. Not over 150 women out of several thousand eligible had voted. But little interest was shown on the part of the men, the vote being exceedingly light. All propositions were expected to carry, including one granting a franchise to the Central Union.

Springfield.—Charles C. Craig, whose official plurality was declared to be 3,451 as the result of the special election in the Fifth judicial district, became a member of the Illinois supreme court. The oath was administered by Chief Justice Cooke. The state canvassing board canvassed the returns and the official total votes of the three leading candidates were proclaimed as follows: Charles C. Craig, Democrat, 17,721; Arthur H. Shay, Progressive, 9,088; Leslie D. Puterbaugh, Republican, 14,270. Counties comprising the Fifth district are Knox, Henry, Stark, Peoria, Marshall, Putnam, Bureau, LaSalle, Grundy and Woodford.

Champaign.—All sorority girls of the University of Illinois, in session, recommended that the tango be barred at university dancing functions. The recommendation was referred to a faculty committee on discipline.

Moline.—W. G. Gurley, jeweler at Geneseo, was the victim of a clever slight-of-hand artist. He is mourning the loss of a large solitaire diamond valued at \$150.

Elgin.—Dread of the approaching winter is being felt by the daughter and son of Mrs. Marguerite Bruce, 74 Grove avenue, to have been the cause of her suicide.