

**TOLEDO MEET WITH BOSSE IS DELAYED BY NION MINERS**

Convention, After All Night Session, Fails to Finish Its Business

**GRIEVANCES ARE UP NOW**  
Resolutions of Sympathy Passed for Primero and Drakesboro Sufferers

BY J. L. ENDAHL  
Staff Correspondent Daily Socialist.  
Indianapolis, Ind., Feb. 3.—Coal operators from Western Pennsylvania, Ohio, and Indiana are today cooling their heels in Toledo, O., while the miners' convention is taking its time and completing its business in a thorough manner. On previous occasions it has been a case of the miners waiting on the operators. This year the order of things has been reversed.  
It wasn't the fault of President T. L. Lewis that the convention did not bury through its business and meet the operators immediately. He used the gavel effectively all day Tuesday, and nearly secured a night session to wind up all of the convention affairs. He had also provided for special midnight trains to carry the delegates to Toledo so that they would be prepared to open the joint conference this morning. He had planned without taking into consideration the wishes of the convention.  
**Feehan Extended Time**  
Francis Feehan, president of the Pittsburgh district, led the fight for extending the time of the convention another day in order to give the matters coming before the convention during its closing hours the attention that they deserved.  
He moved that the Tuesday night session be dispensed with, that the work of the convention be continued today, and that a committee be sent to Toledo to testify to the operators that they would have to wait yet awhile before the miners could listen to them. Feehan was supported in his position by Vice President-Elect Frank J. Hayes and numerous other delegates, who did not believe that the report of the grievance committee should be hurried through without due attention. The motion carried.  
President Lewis wanted to exile William Green, of Ohio, to Toledo, on the closing day of the convention, but Green was not in the hall, and so the choice fell on Gorman. Green is involved in one of the most important grievances to come before the convention in which complaint is made against President Lewis.  
The postponement of the joint conference from Tuesday to Wednesday was secured by telegram. The committee to notify the operators that the miners would not be ready for them until Thursday morning left for Toledo last night and delivered their message this morning.  
**First Wage Clash**  
The meeting between the operators and the miners' advance committee today was the first clash between the employers and employes in the wage struggle that is to decide whether there is to be one of the biggest coal miners' strikes the country has ever seen in April 1. The meeting can be said to have unofficially opened the negotiations, McDonald being secretary of the wage committee.  
With the expected closing of the convention tonight it is expected that the Toledo delegation will immediately leave for that city. It will consist of 140 delegates from Ohio; 133 delegates representing Western Pennsylvania; 92 delegates from Indiana, and 251 from Illinois. The miners of the southwest will meet with their bosses in Kansas City some time during the latter part of the month.  
One of the important matters to be taken up during the closing hours of the convention will be the selection of a meeting place for next year. Indianapolis has had the honor of entertaining the miners during the last eleven years. It is now claimed that a change is to be made and that St. Louis, Mo., will get next year's convention. An invitation has been extended the miners by "The Convention Bureau" of St. Louis and the Governor of Missouri, the mayor of St. Louis, the Business Men's league, the Million Population club, the Merchants' Exchange and the Manufacturers' association.  
J. W. Van Cleave, of the Bucks Stone and Range company, well known union crusher, is a member of three of the organizations inviting the miners to St. Louis. The miners recognize the greenness of the job but are nevertheless decided in their determination to accept the invitation and invade the enemies' territory. This is in conformity with the action taken by the American Federation of Labor, which will hold its convention this year in November in Van Cleave's home city. The miners have been meeting in Indianapolis, the home of David M. Parry, former president of the National Manufacturers' association, in each a long time that they now down a change of hosts necessary.  
That the St. Louis convention next January will be a stimulation to the work of the Socialists of that city there can be no doubt. The Socialists of Indianapolis acknowledge the benefit gained by the meetings of the miners here and the same effect should be produced.

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**ENEMIES OF CHILDHOOD ARE AT BAY**

W. E. Ritchie's Lawyer Must Defend Infamous War Against the Young

**NOW IN HIGHEST COURT**  
Supreme Tribunal of Illinois to Hear Horror-Tale of Factory

The time has now come for a little more pleasant publicity concerning Mr. W. E. Ritchie, the sweater of women, the sweater of children, the would-be sweeper of negro children and of the insane and of the "fallen," whom Ritchie would rescue from the red light district and place in one of his life-destroying factories. The case of "Ritchie vs. The People," on which Judge Richard S. Tutill granted a permanent injunction against the enforcement of the Woman's Ten-hour Law, is now before the Illinois State Supreme Court on an appeal.  
Ritchie is a catspaw, equalled in his contemptible position only by the more culpable position of the Illinois Manufacturers' Association, an organization which is the enemy of all women, children and men who work.  
The case is well called "Ritchie vs. The People."  
It means "Ritchie vs. Motherhood"; it means "Ritchie vs. Childhood"; it means "Ritchie vs. The Little Children"; it means "Ritchie vs. The Unborn"; it means "Ritchie vs. The Future."  
Ritchie must lose and the men behind him must lose. To aid in their defeat, the Chicago Daily Socialist will print a story on the appeal every day for a sufficient time to fill the appeal against the Ritchie injunction win.  
Louis D. Brandeis, a great lawyer, has given his services to win that appeal. His brief is a masterpiece in the great case of the "Unborn vs. Greed." The Daily Socialist will quote from that brief for sometimes to come. The work began yesterday. It continues today.  
**Increasing Fatigue**  
On page 57 of the Brandeis brief appears: "Fatigue," A. Mosso, Professor of Physiology, University of Turin. Translated by Margaret Drummond, M. A., and W. B. Drummond, M. B., extra physician, Royal Hospital for Sick Children, Edinburgh. Published, New York, Putnam, 1894.  
"By constant increase in the rate of movement by instruments ever better adapted to their ends, modern society endeavors to multiply and render more productive the work of muscle and of mind. The prodigious extension of the arts and the increasing velocity of machinery combine to hurry us onward. Our haste will grow from more to more, till it reaches an extreme point at which the law of exhaustion sets an insuperable barrier to the greed of gain.  
"The machinery in our factories is ever becoming more ponderous. It is increasing in size, velocity of motion and productivity, and this increase still continues despite the fact that we have already passed the furthest limit set at first by our imagination.  
"One very quietly perceives, however, that these machines are not made to lessen human fatigue, as poets want to dream.  
"THE FLYING WHEEL"  
"The velocity of the flying wheel, the whirling of the hammers and the furious speed at which everything moves, these things tell us that time is an important factor in the progress of industry, and that there in the factory the activity of the worker must conquer the forces of nature.  
"The hiss of the steam, the rattling of the pulleys, the shaking of the joints, the snorting of those gigantic automata, all warn us that they are inexorable in their motion, that man is condemned to follow them without a moment's rest, because every minute wasted consumes time that is worth money, seeing that it renders useless the coal and the movement of these colossal engines."  
"Marx, in his celebrated work, 'Le Capital,' devotes a whole chapter to machinery and arrives at the following conclusion:  
"That all our inventions have not diminished human fatigue, but simply the price of commodities; that machinery has rendered worse the conditions of the worker, because by rendering strength of no avail it has entailed the employment of women and children, instead of shortening the working day it has prolonged it, instead of reducing fatigue it has rendered it more dangerous and injurious; that the accumulation of riches corresponds an increase in poverty; that owing to machinery society is receding further and further from its ideal; that the reality has not corresponded to our hopes.  
"NOTHING BUT INTELLIGENCE"  
"The powerful automaton of mechanics wants nothing, out-an intelligence and the nervous system; this one need a child or a woman can supply and guide the blind giants by the hand. It is a grave accusation to lodge against science, that in making herself mistress of the forces of nature she tends to establish a monopoly for machinery, to make labor the slave of capital. There are moreover those who fear that human fatigue will come to be less and less regarded, and that the workers will be gradually eliminated and dismissed without means of subsistence, that the intelligence of the people is deteriorating, because the greater the perfection of the machine, the less the skill and ability required from the worker."

Orders Artist's Arrest  
New York, Feb. 3.—The arrest of Homer Davenport, the cartoonist, has been ordered by the Supreme court here for failure to pay alimony at the rate of \$100 a month. Dr. Davenport left the state some time ago and is now said to be seriously ill in California.

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**KILLED AT CHERRY - - 350  
KILLED AT PRIMERO - - 97  
KILLED AT DRAKESBORO 95  
ISN'T THAT ENOUGH?**

**SEN. HEYBURN IS INVOLVED IN LAND SCANDALS**

Colleague of the Once Indicted Borah Is Exposed by Glavis

**CONSPIRED TO DEFRAUD**  
While in Senate "Pushed" Land Claims for His Personal Profit

(SPECIAL TO THE DAILY SOCIALIST.)  
Washington, Feb. 3.—Although the investigation of the Ballinger-Pinchot controversy has hardly begun, three prominent Republican members of congress have been already revealed as being secretly in the race to gobble up valuable government lands.  
The three men whose names have been thrown upon the screen for further investigation are United States Senator W. B. Heyburn of Idaho, and Representatives James McLaughlin of California and M. P. Kinkaid of Nebraska.  
A profound sensation was caused by the manner in which the attention of the committee was drawn to the connection of Senator Heyburn, of Idaho, with the fraudulent Cunningham claims, and the manifest participation of this senator in the attempt to work through these claims, in violation of general law and the special statute forbidding a member of congress to interest himself in claims against the government.  
**Heyburn in On Grab**  
Heyburn, according to the diary of Clarence Cunningham, agent of the coal grubbing syndicate, was to receive one claim of 160 acres, which Cunningham was to carry for him. In return, he was to use his influence to push the claims to a settlement.  
The printed record shows that two years later Heyburn wrote to Cunningham declaring that he would have nothing to do with the claim; but this was after he had been for two years a member of the senate, and after proceedings had been started against the late Senator Mitchell of Oregon, for participation in land fraud; in that state. The case against Heyburn looks even worse than the case against Ballinger.  
**Brandeis Forced Evidence**  
Attorney Brandeis, representing Glavis, offered in evidence the journal of Clarence Cunningham, of Wallace, Idaho (Senator Heyburn's home town), which contained this tell-tale entry:  
"I have agreed with W. B. Heyburn, in consideration for his services as attorney, to carry him for one claim of 160 acres in the coal, free of cost to him, and he agrees to do all our legal work in procuring titles, etc."  
McLaughlin's name was drawn into publicity by Glavis being asked by Senator Nelson what errand had brought him to Washington on a certain occasion.  
"I came to interview a congressman who had a claim in the Green group," replied Glavis.  
"Who was the congressman?" asked Representative Madison, one of the investigating committee.  
"Mr. McLaughlin of California."  
"Did you see him or get an affidavit from him?"  
"No," replied Glavis. "Mr. Ballinger told me that there had been too much of that sort of thing in the past. I wouldn't see him if I were you," Mr. Ballinger said.  
"And you didn't see him?"  
"No."  
**How About This?**  
Glavis further testified to having received an affidavit from Harry White, former mayor of Seattle, in which White said that Ballinger, in addition to representing people in the Cunningham group of coal land claimants, also represented Congressman Kinkaid of Nebraska.  
Glavis told of having made an oral report on the Alaska coal cases to Act-

**3 JURY 'FIXERS' SEE ACQUITTAL**

Case Against Holland, Rayburn and 'Nick' Martin Goes to Jury Today

The fate of John J. Holland, Willis J. Rayburn and Nicholas Martin, charged with jury fixing, will be placed in the hands of the jury late this afternoon.  
Closing arguments for the defense were continued by Attorney James T. Brady this morning, who was followed by Attorney Clarence Darrow, Assistant State's Attorney John Northrup will close for the state this afternoon.  
Defendants Threaten Accusers  
In the meanwhile the defendants have announced that they will take legal action against all who brought the charges against them. They expect to be acquitted. Holland started a suit for \$50,000 against State's Attorney Wayman for defamation of character.  
Assistant State's Attorney Crowe made the opening argument against the defendants yesterday afternoon, and in a plea lasting for an hour and a half he demanded that the jury find the defendants guilty and send them to the penitentiary. Mr. Crowe placed much stress in his speech upon Martin's alleged confessions and upon the evidence the prosecution introduced in corroboration of them.  
Attorney Charles E. Erbstein, who is Holland's lawyer, made the first address for the defense. He was followed by Attorney Brady, who was midway in his speech to the jury when Judge Tutill adjourned court until today.  
**See Wayman Plot**  
Attorney Erbstein, as well as Clarence S. Darrow and James T. Brady, the former representing Rayburn and Brady representing Martin, maintain that the charges against the three defendants were the result of a plot entered into by Michael Weccard for the purpose of making Wayman governor of Illinois and also for the purpose of permitting Weccard to secure possession of a fund of \$100,000 placed in the hands of a Chicago attorney by citizens.  
This money was contributed, it is said, immediately after the election of Wayman as state's attorney, and was intended for the purpose of investigating alleged graft and corruption in the city hall.

**MORRIS KAPLAN TO BE AT Y. P. S. L.**

Morris Kaplan was to have spoken at the Y. P. S. L. rooms Sunday, Jan. 30, at 2:30 p. m., but few knew of his intention, owing to insufficient notice, and having missed his train, no address was given. Efforts are being made to arrange another date. Those who had gathered, however, proceeded to discuss the co-operative idea and formed a temporary organization. A. L. Voorhees was elected chairman of the meeting and G. P. Bethel secretary.  
Upon suggestion Chairman Voorhees appointed a committee on temporary organization, looking toward the national convention to be called in May, as follows: Gustav Schulz, T. G. Hagenberger, Walter Huggins, Otis Stimes, G. P. Bethel, L. S. Meyer and A. L. Voorhees.  
A lively discussion was taken part in by ten Socialists, all of whom are in favor of practical co-operation. The moving picture theater, dairy business, bakery and grocery each had an advocate. Another meeting will be called and a better announcement given. It is hoped that Comrade Kaplan will be with us and give earlier notice of his coming. All who are interested should address the secretary, G. P. Bethel, room 46, 125 South Clark street.

**NEW NICARAGUAN DESPOT CENSORS THE NATIONAL MAILS**  
Washington, D. C., Feb. 3.—The censorship imposed by President Madrin upon the cables to San Juan del Sur has now been extended to the mails from Managua. Business interests represented here have received no mail from Managua for more than a month.

Last Three Months Have Extorted Growsome Toll From Miners; Greed, Danger and Death Walk Hand in Hand

**STEPS MUST BE TAKEN AT ONCE TO PREVENT FRESH HORRORS**

**The Dead Cry Out From the Tomb That the Living Shall Receive Legal and Practical Protection Now**

**BULLETIN**  
Indianapolis, Ind., Feb. 3.—Miners appropriated \$1,000 for Kentucky mine disaster victims. Resolution passed condemning lack of safety provisions.  
Indianapolis, Ind., Feb. 3.—The United Mine Workers have passed resolutions on the recent mine slaughter at Primero, Colo., and appropriated \$1,000 for the relief of the sufferers.  
Thirty-five miners were killed, sixty missing, in an explosion of gas in a coal mine near Drakesboro, Ky.  
Forty-seven bodies have been exhumed from the Primero mine, where more than 50 miners are still missing.  
Fire broke out in the Scholl mine near Peoria, Ill. Two miners, the only workers in the trap, were rescued in an unconscious condition.  
Decayed bodies of miners are exhumed from the mine in Cherry, where 300 miners were cremated or buried.  
Workers in mines are still paying with their lives for the greed of mine operators. Disasters pile up the figures of victims of "mine law violations." The survivors moan and weep. The operators send a car load of bread and potatoes to the "sufferers," laughing in their sleeves: "There are others to take their places."

**CAN'T LIVE ON \$10 A MONTH; NURSES STRIKE**  
Even in Merry Spreewald It Costs to Live and Eat at the Same Time

Berlin, Feb. 3.—The strike fever, according to reports from Berlin, has taken possession of the nurses. It can hardly be ensured that these nurses, who have hitherto received such "munificent" salaries of \$16 a month should try to find relief in the movement that is so widespread and with which their husbands and fathers are so actively concerned. They ask for an increase of \$5 a month. The nurses, who most of them hail from the Spreewald, are enjoying great popularity, owing to their honesty and faithfulness in the performance of their work, and on this account the strikers are reasonably certain of winning the fight.  
The Spreewald, from which most of the nurses have come to the city, is near Berlin and is noted for the picturesque of its inhabitants. There are numerous villages in the district of the Spreewald, and it appears that most of the peasants are engaged in the construction of materials for the quaint costumes that are worn. It is said that the status of the individual is determined and known by the number of petticoats she wears. "Specialists" are engaged in the construction of these creations.  
**Bodies Blown to Bits**  
In the immediate vicinity of the explosion ten men had been working. The concussion tossed the bodies distance of many feet.  
The remaining missing men were in entries but a few feet distant from the workings, where there was the deadliest known loss of life, and the search-





