

MORSE MUST STAY IN JAIL

U. S. Court Refuses to Release Him on Bail.

IS GREATLY DISAPPOINTED

Millionaire Bank Wrecked Must at Least Remain in Prison Until Dec. 3. When Argument on Writ of Error May Come Up—Wife and Son Spent Day With Him, Confidently Expecting He Would Be Released, But Left Before Decision Was Rendered.

New York, Nov. 11.—Mail was denied Charles W. Morse, the financier, who has been sentenced to fifteen years' imprisonment at hard labor, at the closing of the United States circuit court of appeals, and it now seems certain that the former multi-millionaire must remain in the Tombs prison at least until Dec. 3 next, when argument on the writ of error that has been granted him may come up.

Judges Lacombe, Ward and Cox of the United States court of appeals, rendered the decision. One loophole is left open to Morse's counsel in the decision, and that is that the judges decided that while bail was denied it was done so "without prejudice to a renewal of the application after a bill of particulars is filed."

The judges stated briefly that as the trial judge in the proceedings against Morse had refused to admit him to bail, the reviewing judges were not prepared on the papers submitted to make a disposition of the motion.

Morse had been hopeful of gaining his release from the Tombs, and the denial of bail came as a hard blow. His wife and son Harry had been with him in the jail, and they encouraged him in the belief that he would be free by nightfall. Mrs. Morse and her son left the prison before the decision had been rendered, and the news was conveyed to the prisoner by an assistant in his counsel's office.

While Morse tried to hide his disappointment, he felt too cast down to do so. He walked to the rear of his cell and sat on the edge of his hard, narrow berth and refused to make any comment.

There is one feature of the case that is particularly disagreeable to Morse. That is that no matter how long he is compelled to remain a prisoner in the Tombs, the time will not count as part of the fifteen years he must serve in the federal prison at Atlanta, Ga., in case he loses his fight for a new trial.

Judge Hough gave as his reason for refusing to admit Morse to bail that the case was not an extraditable one and that it would be easy for Morse to furnish bail through a bonding company, as the prisoner was worth \$22,000,000. Morse, in an affidavit presented to the judges of the United States court of appeals, denied that he was a millionaire, saying that he had not enough money or securities to meet his obligations.

WU'S CHAUFFEUR ARRESTED

Chinese Diplomat Was Overtaking Auto Down Broadway.

New York, Nov. 11.—Wu Ting Fang, Chinese minister to the United States, witnessed an example of the zeal of New York city bicycle policemen in checking speeding automobiles, when a motor car in which he and a member of his staff were riding was pursued for more than thirty blocks down Broadway and overtaken when it stopped at the Manhattan hotel, where the minister was to be a guest at a banquet.

Wu Ting Fang and Mr. Ho had been to Ossining in an automobile and were returning to the city to attend the banquet when their motor car broke down. A machine with Romeo Oliver as driver was hired.

Secret Service Agent P. M. Baldwin, who was with the pair, told the chauffeur to make all the speed he could. At Seventy-second street, Bicycle Policeman Lemmon started in pursuit.

Broadway was pretty well congested with automobiles and carriages carrying theater crowds at the time, and the machine conveying the Chinese diplomat dodged in and out daringly, many times being near collision. "I couldn't get within six blocks of them at any time," said Policeman Lemmon in the night court.

The policeman's vestions of international complications were relieved by Secret Service Agent Baldwin accompanying him to court and paying \$5 fine imposed by Magistrate Steiner.

SISTERS MEET AFTER 63 YEARS.

Kittanning, Pa., Nov. 11.—After a separation of sixty-three years, Mrs. James Hawley, of Kittanning, and her sister, Mrs. Rachel Seese, of Polix, Somerset county, were reunited here. Both were born at Scalp Level, Pa., but in girlhood they drifted apart. For fears neither knew whether the other was living, but finally through a step-brother, who had learned of Mrs. Hawley's residence here, correspondence was begun. Mrs. Hawley is now seventy-five years of age and Mrs. Seese is nearly seventy-nine.

The weather. Forecast for this section: Showers and cooler today; tomorrow, fair and cooler; fresh north winds.

GIRLS CATCH MURDERER

Crowd Attempted to Take Prisoner From the Officer.

Newark, N. J., Nov. 11.—Several hundred employees, many of them young women, witnessed the killing of Francis Embrilans by Pietro Discanti near a large factory in Harrison, and instantly pursued the slayer. They quickly captured the man and were using him roughly when an officer interfered. The crowd surged about the policeman in an attempt to retake the prisoner. Finally the officer succeeded in getting the man into a baker's wagon and drove swiftly through the crowd, escaping.

It was said the men had quarreled over a small sum of money.

EMPRESS NOT DEAD

Dowager of China Is Very Ill, However.

Peking, Nov. 11.—A false rumor of the empress dowager's death was in circulation. The empress is not dead, but she is very ill.

The emperor of China, who has been suffering for nearly two weeks from an intestinal disorder, is worse. His majesty refuses foreign medical aid or to take foreign medicine. He is unusually weak.

STILL EXPLODES

One Man Was Killed and Three Were Injured.

New York, Nov. 11.—One man was killed and three were injured by the explosion of a still at the plant of the Tidewater Oil company at Canstable Hook, N. J. The force of the explosion shattered windows for blocks around. The man killed was John R. Harrison. The still was set on fire, but the company's fire department put out the flames.

PENNSY TO ELECTRIFY THE MAIN LINE

Time Between Philadelphia and New York to Be One Hour.

Philadelphia, Nov. 11.—Close on the heels of the electrification of the Pennsylvania railroad from Harrison, a Newark suburb, to Long Island City, comes the official announcement that the system from Manhattan and Jersey City to Philadelphia will also be electrified, and that the running time between New York and Philadelphia, a distance of ninety miles, will be reduced to one hour, thus placing William Penn's city practically on the outskirts of New York.

The Washington company is already at work on the new engines, which are capable of a speed of 120 miles an hour.

It is also said that the next step in the general electrification scheme will be started on the division of the road between Philadelphia and Pittsburg.

Both the Central Railroad of New Jersey and the Delaware, Lackawanna & Western system are considering making like changes.

CRUSHED TO PULP BY STONE

Landslide at Quarry Horribly Mangles Boy Worker.

Lambertville, N. J., Nov. 11.—Francis Colozio, eighteen years old, employed by the Delaware River Valley Construction company, at its quarry at Moore's station, three miles below here, was instantly killed by a landslide of stone. He was literally mashed to a pulp.

It was the most horrible accident ever known in this vicinity. Owing to his condition it was necessary to bury him at once.

BURSTING BOILER WRECKS STEAMER.

North Bay, Ont. Nov. 11.—The steamer Temiskaming was approaching the landing at Temiskaming when the boiler exploded, wrecking the steamer and causing the death of at least five persons by explosion or drowning. Several passengers and crew were hurled into the water by the shock and many are injured.

STOLE BARREL OF SAUERKRAUT.

Atlantic City, N. J., Nov. 11.—Thieves bunkering for sauerkraut raided the establishment of S. O. Willets, in Haddon avenue, and wrecked the plant. Several hundred dollars in a cash register was not disturbed, but the visitors carted away a barrel of newly-made kraut. Detectives found the barrel on an open lot.

DIGS UP TOAD AND LIZARDS.

Altoona, Pa., Nov. 11.—White Calvin Winters, of Lakemont, three miles south of Altoona, was digging a well on his property, he unearthed several large lizards embedded in the earth ten feet below the surface. At a depth of twenty-five feet he discovered a toad which when brought to the surface, blinked and hopped about in the sun's heat. It immediately took up its abode under his porch.

LYNCHERS DO "ORDERLY" JOB.

Biloxi, Miss., Nov. 11.—A mob of white men stormed the jail, took out Henry Leidy, a negro, charged with assaulting a white girl, and hanged him. Not a shot was fired, and the lynching is characterized as an "orderly" one.

MORGAN WILL RECOVER.

New York, Nov. 11.—Postmaster Edward M. Morgan who was shot by Eric H. B. Mackay, who then killed himself, was reported by his physicians as having passed a comfortable night. There are no indications of serious complications.

KILLED ON HIS WAY TO GET WORK.

Harrisburg, Pa., Nov. 11.—Charles Johnson, of Lucknow, near this city, was struck by a Pennsylvania limited here and killed. He was on his way to get work when killed.

DENIED APPEAL IN OIL FINE CASE

Decision Revoking \$29,240,000 Fine is Sustained.

U. S. LAWYERS CRITICISED

Federal Court of Appeals Denies Government's Application For a Rehearing of Famous Rebating Case. Court Says It Has a Right to Expect That Counsel Will Not Misuse Legal Terms to Spread Misinformation to Attract Wide Public Attention.

Chicago, Nov. 11.—The government's petition for a rehearing of the case in which the United States circuit court of appeals reversed the judgment fining the Standard Oil company, of Indiana, \$29,240,000 for rebating, was denied in the court of appeals.

It is authoritatively stated that the government will now attempt to bring the matter before the supreme court on a writ of certiorari.

The government's petition intimated that if the opinion of the judges of the appellate court—Grosscup, Seaman and Baker—were allowed to stand, it would nullify nearly every shred of rate reformatory legislation of the Roosevelt administration.

The petition closed with a statement that if that opinion were permitted to stand unmodified it would "tend to encourage disobedience to law, to impede the enforcement of statutory statutes, and largely to defeat their purposes."

In its opinion overruling the petition for a hearing the appellate court meets the points raised by the government, and in closing pays its respects to Attorney General Bonaparte and other counsel who signed the petition.

"Courts have the right to expect that counsel accustomed to practice in the courts of review not only know the meaning of legal terms constantly in use in discussions and opinions of these courts, but will not misuse such terms to spread misinformation respecting a judgment to attract wide public attention.

"A remark of the germaneness of which that, in the nature of the case, is bound the bar of the country will persevere when we say that all that has to be done to obviate the objection made is to insert a clause so that the portion of the opinion objected to will read, 'a view of the law that is embodied in the charge, and carried out in the rulings, excluding, as a result of the charge on that point, the professed testimony of one Edward Bonaparte.'"

In addition to this slight change, Judge Baker amplified the original opinion by two paragraphs, classifying the court's opinion as to what constitutes a separate offense, and dealing with the government's contention that corporations may use another to commit offense thus escaping punishment.

Immediately upon the overruling of the petition District Attorney Sims applied for a stay of mandate, which was granted, thus leaving the case still before the court of appeals pending the government's attempt to have it taken before the supreme court.

METHODIST EDITOR KILLED

Motor Car Accident Causes Death of Rev. Dr. David Thompson.

St. Louis, Mo., Nov. 11.—Dr. David Bernath Thompson, of Chicago, editor of the Northwestern Christian Advocate, died as the result of injuries received when he was struck by an automobile. His right arm was broken, his face cut and his body bruised. There were also internal injuries. Dr. Thompson was returning to the Loraine hotel, after attending a session of the Methodist foreign mission board. The night was rainy and he had his umbrella raised. As he stepped off the curb into Lindell boulevard the automobile struck him.

84-YEAR-OLD WIFE MURDERER.

Viroqua, Wis., Nov. 11.—In a fit of insane jealousy, Elan Olson, eighty-four years old, killed his wife, one year his junior, and then attempted suicide. He is reported, upbraided his wife, saying that she was receiving amatory attentions from a farm hand. A son of the aged couple found his mother waltering in her blood, with a deep gash in the back of her head, where she had been struck with an axe.

WOMAN'S LARYNX CUT OUT.

Baltimore, Nov. 11.—Dr. Chevalier Jackson, throat specialist, of Pittsburg, at the Frank Memorial hospital, has removed the entire larynx from a woman patient. It is reported that the patient is doing nicely. The woman had for a long time a growth in the larynx, and lately it had increased to such proportions that it was with great difficulty that she was able to breathe.

EARTHQUAKES SHAKE DEATH VALLEY.

San Bernardino, Cal., Nov. 11.—Death Valley and the surrounding country are in the throes of a series of earthquakes, which began three weeks ago and the most violent of which occurred last Wednesday morning before daylight, causing consternation among the mining camps and resulting in many miners and prospectors fleeing from the region.

LIVE STOCK MARKETS.

PITTSBURGH (Union Stock Yards)—CATTLE: active, choice, \$6.00 to \$6.25; prime, \$5.75 to \$5.90; SHEEP: steady; lambs low; prime wethers, \$4.15 to \$4.25; culls and common, \$1.50 to \$2.50; lambs, \$4.00 to \$4.15; calves, \$3.00 to \$3.25; HOGS: lower; prime hogs, \$5.00 to \$5.10; medium, \$4.90 to \$5.00; heavy Yorkers, \$5.85 to \$5.90; light Yorkers, \$5.40 to \$5.50; pigs, \$4.10 to \$4.20.

CARMACK'S BODY SENT HOME

Slayers of Ex-Senator Are Charged With Murder.

Nashville, Tenn., Nov. 11.—The body of former Senator Edward W. Carmack, who was killed here in a street duel with Robin J. Cooper, were sent to Columbia. Impressive scenes at the Union station marked its departure.

Members of the W. C. T. U., whose cause Mr. Carmack had ably championed, gathered at the station in numbers, and as the casket was borne in joined in singing, "Lead Kindly Light," and "Stand Up for Jesus." A brief address was delivered by Rev. L. A. Landreth. Mrs. Carmack and a few of her closest friends were taken on a special car with the body.

Robin Cooper, who fired the fatal shot, and who was himself wounded, is under arrest at a local hospital. He is doing well, but his physician stated that the wound, which is near the collarbone, is in a dangerous place and complications are not unlikely. Colonel D. B. Cooper, who was with his son when the shooting occurred, was transferred from police headquarters to the jail. Both are charged with murder.

Friends of Carmack are loud in their condemnation of the Coopers, and the Tennessean, of which Mr. Carmack was editor, both editorially and in its news columns made the unqualified charge of murder.

BISHOP OF WASHINGTON

Rev. Dr. A. H. Harding Elected to Succeed the Late Bishop Satterlee.

Washington, Nov. 11.—Rev. Dr. Alfred H. Harding, for the past twenty-two years rector of St. Paul's Episcopal church, this city, was elected as bishop of Washington to succeed the late Henry Y. Satterlee, at the fourth meeting of the thirteenth annual convention of this diocese. Rev. Charles H. Brent, bishop of the Philippines, who was elected twice, declined both times, and Rev. Dr. Mann of Trinity church, Boston, elected at the third meeting, also declined. Four ballots were taken.

THE KAISER HONORS COUNT ZEPPELIN

Confers Order of Black Eagle on Airship Inventor.

Friedrichshafen, Nov. 11.—Emperor William, after witnessing a splendid series of maneuvers by the Zeppelin airship, personally conferred upon the inventor the order of the Black Eagle, the highest Prussian decoration. Some expectation had been entertained that the emperor himself would be one of the airship's passengers in the maneuvers, but instead Prince von Fuenhrstenberg, who has been the emperor's traveling companion lately, took his place in the air.

When the count returned from flight, Emperor William shook his hand warmly and conferred upon him the order, saying:

"In my own name and in the name of the German people, I congratulate you from the bottom of my heart on the splendid work you have exhibited to me. The fatherland may well be proud to possess such a son, the greatest German of the twentieth century, whose invention has brought us to a new stage in the development of the human race.

"As a token of my admiring appreciation I confer upon you the exalted order of the Black Eagle."

Here the emperor hung the chain of the order around the count's neck and said: "And now, my dear count, permit me on the spot to confer upon you officially the accolade."

The emperor then embraced Count Zeppelin thrice and called out: "Long live his excellency, Count Zeppelin, the conqueror of the air, Hurrhah!"

The little ceremony, which was quite impromptu, was cheered by an enthusiastic crowd. Count Zeppelin was overcome with emotion.

SUICIDE ON EXPRESS TRAIN

B. Frank Hall Shot and Killed Himself.

Philadelphia, Nov. 11.—B. Frank Hall, a wealthy resident of St. Mary's, Pa., and a brother of State Senator J. K. P. Hall and Judge Harry Alvin Hall, shot and killed himself in a parlor car on the Buffalo express on the Pennsylvania railroad.

According to a statement of Judge Hall, his brother had been "slightly deranged mentally" for the last few days, and at the time of the tragedy was on his way to Philadelphia to consult a specialist.

With a brother and several friends, Judge Hall washed into the dining car of the express when the train left Lancaster. It was not noticed that Mr. H. acted strangely, and after dinner the party returned to the parlor car. A few moments later the suicide asked to be excused for a moment. He stepped into the toilet compartment and closed the door. Almost instantly there was a revolver shot. The door of the compartment was forced open and Mr. Hall was found lying on the floor, with two bullet wounds in his head. Death was probably instantaneous.

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REBUKE FOR THE KAISER

Severely Criticised in Reichstag For His Utterances.

HIS INTERFERENCE CONDEMNED

Socialist Says If Any Other Person Had Done As Had Emperor William He Would Have Been Court-martialed—Chancellor Von Buelow Told the Emperor He Could Not Remain in Office Unless His Majesty Was More Reserved.

Berlin, Nov. 11.—Emperor William never has been so severely judged by his parliament as he was during the debate in the reichstag on the interpellations concerning the conversations published with the permission of the emperor in the London Daily Telegraph on Oct. 28. The criticisms of his majesty's court, his ministers and his majesty's treatment of the constitution, as well as of his freedom of speech, went to lengths that astonished observers acquainted with the traditional caution of the chamber in dealing with the personality of the sovereign, and the emperor seemed to have no defenders.

Chancellor Von Buelow made an address lasting fifteen minutes, but he lacked his usual spirit, and a person high in his confidence is authority for the statement that he also had told the emperor that neither himself nor his successors could remain in office unless his majesty was more reserved. Prince Von Buelow spoke solemnly and without making use of any dramatic effects. The house received his explanation in icy silence instead of giving it that cordial applause which as a general thing follows the chancellor's fine parliamentary declarations.

The Conservatives, representing largely the landed nobility, were almost as relentless as the Socialists, the Radicals and the National Liberals, and the proceedings are regarded by the extreme Liberals as the beginning of a long contest between the crown and parliament, that may end in Germany having a ministry responsible to parliament and not to the crown alone.

When Herr Bassermann, the National Liberal leader, a friend of Chancellor Von Buelow's and a specialist in foreign affairs, began discussion of the incident there was hardly a vacant seat on the members' benches.

Herr Bassermann was followed by Herr Weimer, Radical, and he in turn gave way to Herr Singer, Socialist, who declared that if any other servant of the state had done such a thing as had Emperor William he would be brought before an imperial court for trial.

Prince Von Buelow spoke earnestly in reply to the critics of the government and the emperor. He calmly and briefly explained the circumstances of the publication of the emperor's interview. He said he had decided to remain as chancellor, but he could not say for how long. He then said:

"Concerning the statements attributed to Emperor William that a majority of the German people is hostile to Great Britain, the expression used by the Telegraph is too strong. Serious and regrettable misunderstandings have existed between Great Britain and Germany, but the German people desire peaceful and friendly relations with that empire, joined with mutual respect.

"Too great stress also is laid upon the point in the interview dealing with our interests in the Pacific ocean, which are incorrectly presented as inimical to Japan. We never thought about East Asia except for the purpose of obtaining a portion of the trade arising from economic development, and we have no idea of undertaking a maritime adventure there. The extension of the German fleet is just as little intended for aggression in the Pacific ocean as in Europe. The task in Germany's policy is not to limit the development of Japan.

"Some have gone so far as to imply secret designs against Great Britain in connection with the fleet, but these are entirely false."

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GAIN IN FARM CROPS

Estimate Shows An Increase of 3 Per Cent Over Last Year.

Washington, Nov. 11.—The department of agriculture issued a preliminary estimate of the production of the principal crops of the United States. It shows that corn, wheat, oats and eight other crops, representing approximately 70 per cent of the value of all farm crops this year, aggregate about 3 per cent greater than a year ago and 2 1/2 per cent greater than the average for the past five years.

For other crops the following figures are given for 1908 and 1907 respectively:

Production percentage of apples, 45.4 and 32.1; grapes, 82.2 and 78.4; pears, 73.2 and 44.3; cranberries, 53.4 and 78.2; peanuts, 82.6 and 82.4. Condition percentages of oranges, 88.9 and 4.6; lemons, 92.9 and 93.3; sugar beets, 86 and 90.4; sugar cane, 98 and 91.1.

RAILROAD LOSS \$445,000

Jersey Central Tells of Effect of Two Cent Law in Pennsylvania.

Easton, Pa., Nov. 11.—Counsel for the Central Railroad of New Jersey in court here made the statement that during a year while the two-cent a mile rate law has been in effect in Pennsylvania the passenger business of the company has shown a loss of \$445,000.

The company has a suit in equity against the county of Northampton to prevent it from collecting fines for violation of the law before the company saw fit to put it into effect.

SLAYS DRUNKEN MAN FOR MENAGING WIFE

Murder Due to Threats and Curses of Invader of Home.

Latrebe, Pa., Nov. 11.—While intoxicated, Tony Percoy, thirty-five years old, went into the home of James Silvester, in Main street, and, it is said, threatened Silvester's life and swore at the man's wife.

Percoy was taken to the morgue with a bullet in his heart. Silvester is in the lockup.

Silvester says that Percoy staggered into his room and became abusive, and believing he was reaching into his pocket for a weapon, Silvester snatched his own revolver from a mantel and fired two shots. Silvester made no attempt to escape arrest.

WOULD BE THIEF A DRUG FIELD.

Denver, Colo., Nov. 11.—Mrs. Allen Reed, who tried to extort by means of dynamite \$20,000 from Mrs. Genevieve Chandler Phipps, divorced wife of a Pittsburg millionaire, and when discovered tried to kill herself and three detectives with dynamite, it was learned was Miss Campbell, a daughter of a Springfield, Mass., millionaire woolen manufacturer, who died recently leaving a large estate to his two daughters. Her income from her share is more than \$12,000 a month. The police are convinced that Mrs. Reed is suffering with mental aberration from the use of drugs.

TURKEY CROP TO BE A SHORT ONE.

Bridgeville, Del., Nov. 11.—Turkey never has been so scarce as they are this year, the recent heavy rains having killed off whole flocks of young birds, and as a result few farmers have any of them. Already they are being offered at 25 cents a pound, with but few of these offers being accepted.

FIVE INJURED BY GAS EXPLOSION.

Wilkes-Barre, Pa., Nov. 11.—Five men were injured, three probably fatally, by an explosion of gas in No. 24 colliery of the Lehigh & Wilkes-Barre Coal company. The most badly hurt are the following: Alexander Maguire, Patrick Maguire and Anthony Brown. All of the men were badly burned.

PRODUCE QUOTATIONS

The Latest Closing Prices in the Principal Markets.

PHILADELPHIA—FLOUR quiet; winter extras, new, \$3.75 to \$3.90; Pennsylvanian roller, clear, \$4 to \$4.25; city mills, fancy, \$5.15 to \$5.90; RYE FLOUR firm; No. 2 red western, \$1.03 to \$1.04; CORN quiet; No. 2 yellow, 64c to 72c; OATS steady; No. 2 white, clipped, 53c to 54c; lower grades, 52c; HAY steady; timothy, large bales, \$14.50; POULTRY: Live steady; hens, 12 1/2 to 13c; old roosters, 9 1/2c. Dressed firm; choice fowls, 13 1/2c; old roosters, 16c. BUTTER steady; extra creamery, 33c; EGGS firm; selected, 25c; nearby, 23c; western, 33c. POTATOES steady; per bushel, 75c to 80c. Sweet Potatoes, Eastern Shore, Va., \$1.00 to \$1.25 per bushel.

BALTIMORE—WHEAT earlier; No. 2 spot, \$1.03 to \$1.04; steamer No. 2 spot, 98 1/2 to 99 1/2c; southern, 98 1/2 to 1.01 1/2c; CORN easy; southern, 76c; year, 66 to 68c; OATS firm; white, No. 2, 53 to 54c; No. 3, 52 to 53c; No. 4, 51 to 52c; mixed, No. 2, 51 1/2 to 52c; No. 3, 50 1/2 to 51c. BUTTER steady; creamery separator extra, 28 1/2 to 29c; held, 21 to 22c; prints, 29 to 30c; Maryland and Pennsylvania prints, 17 1/2 to 18c. EGGS firm; fancy Maryland, Pennsylvania, Virginia and West Virginia, 29c; southern, 28c.

LIVE STOCK MARKETS.