

# JURY PICKS SHEPHERD AND DR. FAIMAN

## Sargent Is Appointed to Cabinet

Vermont Man Nominated as Attorney General by Coolidge; Confirmed by Senate at Once.

## Warren Declines Place

Washington, March 17.—John Garfield Sargent, former attorney general of Vermont, today became attorney general of the United States through nomination by the president and confirmation of the senate.

President Coolidge sent the nomination of Sargent to the senate at 1 p. m., soon after the White House announcement, that Charles Beecher Warren had refused to accept a recess appointment after being twice rejected by the senate.

Warren had been referred to the judiciary committee, which at a special session made a favorable report in record time.

No Dissenting Voice. Then the question of whether the senate should give its consent to the nomination was propounded in open executive session and there was not a dissenting voice.

The speedy action on the Sargent nomination was in marked contrast to the struggle which developed in the effort of the administration to name Warren in the face of pronounced opposition in the senate because of his alleged connection with the sugar trust.

Not Fighting Coolidge. While the senate forces apparently were victorious in the contest with the president over the attorney generalship, there was no disposition to gloat or boast over the outcome.

Opponents of Warren declared conclusively that the fight was not against Coolidge, but against Warren.

Senate leaders feel that a happy return of the charges that the senate went out of its way to embarrass the president in rejecting Warren's nomination.

RINGER GOES TO DEATH CELL SOON. Special Dispatch to The Omaha Bee. Hastings, Neb., March 17.—Sheriff Hites announced today that Donald Ringer, sentenced to be electrocuted June 26 for the murder of Carl Moore, will be taken to the penitentiary within a short time.

Ringer was locked in a cell alone last night for the first time since his arrest.

Judge Dilworth, in district court this morning, denied an application for suspension of sentence. County Attorney Crow held that the supreme court and not the district court had jurisdiction to grant the application, and this view was shared by Judge Dilworth.

Ringer's counsel has filed notice of his intention to apply for writ of error to the supreme court, which will pass upon the question of suspension at the same time it acts upon the application for a writ.

Ringer has marked the execution day on a calendar in the jail. He has been unusually sober since the date was fixed.

Summary of the Day in Washington. John G. Sargent of Vermont was nominated and confirmed attorney general.

## British Widow Sues Knives Charging Conspiracy

Discovery of Warm Love Letters to Discovery of Alleged Extortion of Huge Sum From Wealthy Man by Married Woman Described as "Consummate Actress."

London, March 17.—The unfolding of a sensational story of the alleged conspiracy of the wife of a knight against a one-time rich man, who it was said was "stripped of every farthing so that he died insolvent," began in the law courts here today.

The suit was brought by Mrs. Muriel Waterhouse against Sir David Wilson-Barker, Lady Wilson-Barker and R. P. Sheldon. The case is officially listed as charging "fraudulent misrepresentation."

Counsel Hayden for the plaintiff intimated that it would be unusually complicated, because the alleged conspiracy began probably more than 16 years ago.

Husband Included. The victim, counsel said, was the late Alfred Francis Waterhouse, son of a wealthy family, an able and successful business man, who was alleged to have been extorted from Waterhouse through fraudulent representations of Lady Wilson-Barker in connivance with Sheldon.

In explaining why Sir David Wilson-Barker was made a defendant to the suit, Hayden said: "In English law it is the theory that the husband has the power and the duty to keep his wife from injuring others." He added, however, that, although Sir David was not a party to the main conspiracy alleged, he became so after the action was started.

Warm Love Letters. According to Hayden it was a butler named Mills, who had been in the Waterhouse family for 51 years, who made extraordinary disclosures of alleged intimacies between Waterhouse and Lady Wilson-Barker, who was described by counsel as "a consummate actress."

He denied that the testimony of Mills would be confirmed by other employees of the Waterhouse family, who had been in his service for years ranging from 35 to 43 years.

During today's session, which he presided over by Justice Sir Montagu Sherman, a number of warm love letters which Mrs. Waterhouse found in a locked box belonging to her late husband, were read.

## Wheat Breaks 11 Cents at Opening

Chicago, March 17.—Wheat smashed down suddenly today 11 cents a bushel as soon as the market here opened. May delivery touched \$1.54, as compared with \$1.64 1/2 to \$1.65 at the finish yesterday.

So wild were the fluctuations in wheat prices that trade in different parts of the pit were as much as 6 cents apart. May wheat in the first dealings ranged from \$1.54 to \$1.60.

A big drop in quotations at Liverpool overnight had preceded the collapse here and had contributed to the acute weakness of prices. A semi-panic in the Chicago wheat trade yesterday on account of a temporary stoppage of buying was also a depressing factor.

Tumbling down in prices spread quickly to other grains, especially rye and corn. Rye fell 11 cents to \$1.13 for May delivery. Corn dropped 5 cents in some cases, with May delivery off nearly 4 cents to \$1.15.

Now low price records for the season were reached by all deliveries of oats and by distant deliveries of rye. Oats suffered an extreme setback of 6 cents a bushel, July and May both going as low as 41 cents.

Wheat oscillated swiftly meanwhile at the rate of 1/2 cent between trades. Rallyes of about 2 cents a bushel from bottom figures followed the opening, but failed to last, and the market continued for a considerable period to center chiefly at but 1 cent above the initial low level.

At the worst of the earlier slashes in price today, the wheat market showed more than 20c a bushel loss as against the high point last week, and 52c loss compared with \$2.05 7/8, the top record on January 23.

## Government Rests Case in Oil Trial

Everhart's Refusal to Take Stand Causes Elimination of Fall as Federal Witness, Counsel Says.

By The Associated Press. Croyne, Wyo., March 17.—With its battle for annulment of the Teapot Dome naval oil lease completed, the government late today rested its case with the contention that it had proved the existence of a conspiracy between Albert B. Fall, former secretary of the interior, and Harry F. Sinclair, lessee of the big oil field.

The refusal of M. T. Everhart, Pueblo (Colo.) banker, banker and son-in-law of Fall, to testify today, caused government counsel to rest its case without calling the former cabinet official to the stand, Owen J. Roberts said tonight.

"If I had been able to have gleaned any information from Everhart concerning Mr. Fall with the passage of time, I would have called him immediately and put the direct question to him as a matter of record," Roberts said. "Otherwise there was no reason for placing Mr. Fall under oath. I had no desire to call him just merely to see him take the stand."

Defense Strikes Back. Striking back at the moment the government rested, J. W. Lacey, of counsel for defense—the Mammoth Oil company—asked the court to wipe out of the record all evidence regarding the alleged passage of Liberty bonds from the Continental Trading company, said by the government to have been organized for the benefit of Sinclair and others, to Fall, on the ground that nothing in the government case in the government's side of the case and take chances on the government's evidence failing to convince the court of any connection between the Liberty bonds and Sinclair.

Lacey's objection was overruled when he made the statement, in reply to a question by Federal Judge T. Blake Kennedy, that the defense would be willing to start on the record all the government's evidence of the case and take chances on the government's evidence failing to convince the court of any connection between the Liberty bonds and Sinclair.

McMullen Opens Inquiry. Governor McMullen announced Tuesday that he would open an investigation of the shooting. He remained in his office late Tuesday afternoon, expecting to receive a return home, but will probably be called later to testify at the hearing of the charges against the officers.

Asland Indignant. On the street corners of Ashland Tuesday morning groups of men expressed indignation at the shooting of the girl. H. A. Wigenhoren, banker at Ashland, phoned Governor McMullen to ask if investigation could be made.

Great difficulty is experienced in finding any one except the game warden who witnessed the shooting, said Governor McMullen. The poachers ran away when the shooting ceased. John Domeringer, farmer near Ashland, who claims that he was a witness to the shooting, has promised to attend the hearing. The governor said he would set a date for the hearing as soon as witnesses are found. It will be an open hearing in Governor McMullen's office and anyone who is interested can attend.

George Jenkins, state game warden, stated in Lincoln Tuesday that it did not make any difference if the poachers or the deputies shot, it was an accident no matter which group hit the Bloom girl.

MISSING SLEUTH GIVEN DISMISSAL. Frank J. Killian, detective, has been dismissed from the service of the police department by unanimous action of city council, acting on a resolution offered by Police Commissioner H. W. Dunn.

Mr. Dunn explained that Killian has been absent 45 days without leave. The commissioner said 160,000 bushels, an increase of 35,000, 000, as compared with the yield of 1923-24. Farmers are receiving the highest prices they have received since the world war.

FLUE EPIDEMIC HITS NORFOLK. Norfolk, Neb., March 17.—Influenza has reached the epidemic stage here, and there are now 200 cases of the ailment in this town, physicians estimated today.

Other towns in northern Nebraska are experiencing similar epidemics, according to reports reaching here.

Australian Wheat Yield Will Increase This Year. Melbourne, Australia, March 17.—Australia's 1924-25 wheat yield is officially estimated at more than 160,000,000 bushels, an increase of 35,000,000, as compared with the yield of 1923-24.

Wisconsin Senate Vote Down Mitchell Resolution. Madison, Wis., March 17.—The state senate refused to pass a resolution to memorialize congress and the president to recognize Brig. Gen. William Mitchell, former assistant chief of the army aircraft division, in his plans for aircraft efficiency.

Ohmurd Hearing Postponed. Pierce, Neb., March 17.—The preliminary hearing of Frank Ohmurd, who shot and killed his neighbor, George Voss, was postponed today until Wednesday morning.

New Vulcanizing Process. Akron, O., March 17.—Perfection of a process for vulcanization of rubber under water, instead of under steam, was announced by F. A. Seiberling, president of the Seiberling Rubber company.

Railroad Head Dies. San Antonio, Tex., March 17.—H. R. Hull, 55, vice president of the Illinois Central railroad, died.

## Telegram From General Cowans Said He Cursed Mrs. Dennistoun in Death

French Maid of British Colonel's Wife Gives Dramatic Evidence in London Court; Declares Mistress Refused to Visit Sir John on His Deathbed; Tells Piquant Bathroom Story.

By ROBERT J. PREW. Universal Service Staff Correspondent. London, March 17.—General Cowans sent a dreadful telegram saying he was going to the other world cursing Mrs. Dennistoun.

This dramatic evidence was given today by Mrs. Dorothy Dennistoun's former French maid, Marguerite, who said that Mrs. Dennistoun would not go to the general when he was on his deathbed because her Spanish lover, Bohn, did not wish her to do so.

Marguerite added that "Sir John said she was awful and heartless and had deceived him all the way through." Marguerite also related how Bohn was hidden in Dorothy's London apartment when General Cowans unexpectedly called, and she then evaded the proceedings by telling a piquant bathroom story.

Colonel Dennistoun and his present wife, the Dowager Lady Carnarvon, were absent when court opened this morning in the case of Mrs. Dennistoun to recover \$5,000 which she alleges she advanced for the benefit of her former husband.

It developed that Colonel Dennistoun was last night seized by an attack of sciatica. It is expected that he will be carried into court tomorrow to continue his devastating evidence against his former wife's character.

Oregon Witnesses American Envoy to Hot Debate Over State School Laws

Washington, March 17.—The concluding oral arguments in the supreme court on the constitutionality of the Oregon law requiring children between 8 and 16 years of age to attend state schools brought further questions from the justice today which indicated to an intensely interested audience that contentions in behalf of the act were meeting with little success.

State Presents Argument. The argument for the state, which is appealing from decisions enjoining enforcement of the law obtained in the federal district court for Oregon by the Society of the Sisters of the Holy Names of Jesus and Mary and the Hill Military Academy, were presented by W. S. Moore, assistant attorney general of Oregon, former Senator George E. Chamberlain and A. H. Putney, while the parochial and private schools were represented by William D. Guthrie, J. P. Kavanaugh and John C. Veatch.

Constitution Involved. Constitutional questions relating to the rights of property and personal liberty, the guarantees of religious freedom, and the control of parents over the education of their children, which were touched upon in the opening arguments yesterday, were enlarged upon today.

Attention to "conditions" prevailing in Oregon, without any explanation of those conditions, were frequent, particularly in the arguments of counsel for the state, who insisted that they were such that the federal government should hold itself aloof from the controversy.

The state agreed that, should private or parochial schools be able to show that the new public school law was unreasonable, there was a federal question, but its counsel contended that no such showing had been made, and that therefore the state must be permitted to solve the question.

SALE OF BONDS ILLEGAL, RULING. Washington, March 17.—It is illegal to sell federal soldiers' bonus certificates, the veterans' bureau ruled today.

Last November, the bureau held that persons for a valuable consideration could be made beneficiaries, but Director Frank T. Hines today overruled the earlier decision and held that the rights to the adjusted compensation cannot be sold.

New Hampshire House Not for Child Labor Amendment. Concord, N. H., March 17.—The New Hampshire house voted against ratification of the federal child labor amendment. The amendment will now be referred to the state senate.

Restaurant Man Dies. New York, March 17.—Samuel S. Childs, 41, president of the Childs company, operators of a chain of restaurants, died.

## Must Stand Trial With Accomplice

Indictment Follows Confession of Bacteriologist That He Sold Germs to Heir of Rich Lad.

Chicago, March 17.—True Bills charging murder were reported to have been voted late today in the grand jury investigation of rich young William Nelson McClintock's death last December 4, from typhoid fever.

Previously Robert E. Crowe, state's attorney, had announced the grand jury would be kept in session until William D. Shepherd, McClintock's foster father and chief heir of his estate of approximately \$1,000,000, and C. C. Faiman, former delivery wagon driver, but more recently head of a school of bacteriology, had been charged formally with responsibility for the youth's death.

Faiman followed up his confession of the early morning that for a promised \$100,000 from the McClintock estate he had provided typhoid fever germs and schooled Shepherd in administering them to McClintock by signing a waiver of immunity and going before the grand jury.

Shepherd Stands Fast. The dapper little claimant of three degrees from universities which denied his pretensions was before the inquisitorial body one hour and 45 minutes.

He was followed by Harry Olson, municipal chief justice, who started the McClintock investigation shortly after the youth died.

Dr. George Foster, who had reported Shepherd discussed germs and subtle persons with him, and J. W. Marchand, former agent for Faiman's national university of sciences, who told of a letter Shepherd had written regarding a course in bacteriology, were yesterday's witnesses.

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MacMurray was connected with the department's far eastern division as chief or acting chief for 14 years prior to his appointment as assistant secretary a few months ago and general supervision of far eastern problems and policies remained in his hands after that promotion.

SLEUTH ATTACKED BY TWO GUNMEN. Chicago, March 17.—W. C. Dannenberg, recently an investigator for Mrs. Helen Ellwood Stokes, in connection with the trial and acquittal of W. E. D. Stokes on charges of conspiracy to defame her, was fired upon five times early today.

The shooting occurred when he alighted from his automobile to open the doors of a garage at the rear of his home, he reported to the police. He said he had seen two men loitering about a few minutes before and saw them run away after the shooting.

Pupil Has Perfect Record Attendance for Five Years. York, March 17.—The school at McCool, York county, boasts one pupil whose attendance record is perfect.

Former Wilson Aide Weds Again; Bride From Chicago. Greenwich, Conn., March 17.—Thomas O'Sullivan of New York, assistant to Joseph Tumulty as secretary to the late President Wilson, was married to Miss Virginia Gram of Chicago.

Florida Senate Urges Probe of Gas Price Rise. Washington, March 17.—A resolution directing the federal trade commission to investigate the recent increase in gasoline was called up in the senate by Senator Trammell, democrat, Florida, who urged its immediate adoption.

Reduction Planned in Vets Bureau Personnel. Washington, March 17.—Director Hines of the veterans' bureau informed President Coolidge that decentralization of the bureau's activities had been completed and during the coming months there would be a gradual reduction in personnel.

Snowfall at York 10 Inches. York, March 17.—The heaviest snow of the season in York county fell Friday and Saturday. Official reports give the amount as 10 inches. Roads were blocked and rural carriers did not attempt to make country drives.

### The Weather

For 24 hours ended 4 p. m. March 17, 1925.

Temp.	47
Wind	W. 10-15
Clouds	Partly cloudy
Bar.	30.2
Rel. Hum.	65
Max. Temp.	47
Min. Temp.	32
Max. Wind	15
Min. Wind	5
Max. Hum.	75
Min. Hum.	55
Max. Clouds	100
Min. Clouds	20
Max. Rain	0.0
Min. Rain	0.0
Max. Snow	0.0
Min. Snow	0.0

Total precip. total since January 1, 1925: 4.5 inches.