

Fair Comment and Criticism

THE DAILY NEBRASKAN

THIRTY-SIXTH YEAR

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SUBSCRIPTION RATE

\$1.50 a year
 Single copy, 5 cents
 \$1.00 a semester
 \$2.50 mailed

Under direction of the Student Publication Board.
 Editorial Office—University Hall 4A.
 Business Office—University Hall 4A.
 Telephone—Day: 86891; Night: 86892, 83333 (Journal).

1936 Member 1937
Associated Collegiate Press
 Distributors of
Collegiate Digest

Published every Tuesday, Wednesday, Thursday, Friday and Sunday mornings of the academic year by students of the University of Nebraska, under the supervision of the Board of Publications.

REPRESENTED FOR NATIONAL ADVERTISING BY
National Advertising Service, Inc.
 College Publishers Representatives
 420 MADISON AVE. NEW YORK, N.Y.
 CHICAGO BOSTON SAN FRANCISCO
 LOS ANGELES PORTLAND SEATTLE

The People, Yes— In Spite of the Press

The New York Herald-Tribune.

"A glance at the ages of the present members of the supreme court completes the sham of President Roosevelt's contention . . .

"Their crime is that they have declared new deal statutes unconstitutional. With a deplorable lack of candor, Mr. Roosevelt attempts to hide his real motive under apparently plausible arguments. Judging by the reactions of the press and the leading minds of the country, he has failed to deceive any one."

Frank Gannett, Publisher of 16 Newspapers.

"A year ago I predicted that this is exactly what would happen if Roosevelt were re-elected. The supreme court having declared invalid many of the administration's measures, the president now resorts to a plan of creating a supreme court that will be entirely sympathetic with his ideas."

"The supreme court has been the anchor that has held America safe thru many storms. Its absolute independence and integrity must never be in doubt."

The Omaha World-Herald.

"The question thus raised is obviously of the gravest significance. It is whether the constitution, if changed at all, should be changed by a proposed amendment, submitted to the people and approved by them, or changed by judicial construction under executive pressure. It is whether the constitution is to continue to be fundamental law, governing presidents, congresses, the states, the courts themselves, or be relegated to the limbo of outgrown and discarded things."

The New York Times.

"His action leaves him fairly open to the charge that he is endeavoring to do by indirection what he cannot do directly. Cleverness and adroitness in dealing with the supreme court are not qualities which sober minded citizens will approve. Nor will the fact fail to be emphasized that Mr. Roosevelt gave not a single hint of such a scheme in any of his speeches during the campaign . . . Congress may make haste to prostrate itself before the president's will, but fortunately there are in that body enough good lawyers to make sure that the bill will have full and searching discussion. The closest scrutiny will be given those parts of it dealing with the personnel of judges. Therein lies the greatest danger of political sharp practice—a thing which Americans are not yet ready to condone under the name of judicial reform."

The Kansas City Times.

"There is nothing sacrosanct in the size of the supreme court. It has been changed several times in the past. But if this nation is to lodge in the federal government absolute powers over industry and commerce, that question should be decided by the people themselves directly and fairly."

The Los Angeles Times.

"The issue is the independence of the judiciary. Despite the president's attempts at camouflage, the fact that this is the issue has been universally recognized. A few halfhearted new dealers, such as Senator Robinson, attempt to discuss the proposals as a 'reform' intended to expedite justice and having no other purpose. But the more radical of the president's followers make no bones of the matter and openly espouse the proposal to bring the courts into subjugation . . .

"If the people wish to confer additional powers upon the federal government, it is their privilege to do so by constitutional amendment. But to have congress and the executive attempt to gain these powers by subterfuge is quite another matter."

The St. Louis Post-Dispatch.

"Having failed to intimidate the court, the president now proposes to pack it . . .

"Finally the effect of the president's proposal would be to destroy the independence of one of the three co-ordinate branches of our government, set up by the authors of the constitution to check and balance one another—a device which has proved its profound value scores of times in our

history. That is, henceforth, the judiciary would not be a branch of the federal structure answerable only to its own conscience and judgment, but subject to the executive branch.

"A mere stating of the proposition condemns it."

The press of the nation has spoken.

The press of the nation spoke during the last campaign, but the people of the country had the last word.

But this time the most influential editorial pages of the country, as shown by the excerpts above, have become doubly vigilant in crying "Wolf!" as loudly as the report of the audit bureau of circulations permits them. Their colorful word pictures of F. D. "Hitler" Roosevelt have become twice as obnoxious; their references to the vague generalizations of demagoguery have become doubly frequent.

Roosevelt is charged by every critic with intent to "pack" the court. Conservative presidents have been "packing" the court with ex-corporation lawyers for years; it was Roosevelt's hard luck, not his fault, that the present court turned out to be octogenarians with a determination to live equalled only by their determination to kill that legislation which the electorate has approved by reading an interpretation into a vague constitution.

If this is Roosevelt's hard luck, they say, let him submit his legislation to the people through constitutional amendment; then the court will approve it. This is probably their most intelligent proposal; it would save the salaries of 531 congressmen. Emergency measures would have their velocity of enactment reduced to the snail's pace of the repeal amendment, which has the speed record of something less than a year.

But no, other critics retort. Those aren't the constitutional amendments we want. We accuse the president of indirection—of clever trickery—in not submitting the entire issue of the judicial veto to the electorate in the form of an amendment. Roosevelt has been in politics long enough to know how the forces of propaganda can influence public opinion; the entire issue of judicial review would be so clouded with emotionality—the type of drivel that the American Liberty league poured into our ears during the recent campaign—that the nation would be pushed back years on its road to recovery. Lincoln faced a similar crisis, and a civil war was the outcome. Possibly history will remember Roosevelt for a plan, "indirect" as it may be, for clearing the obstacles to the progress of democracy without violence.

Equally absurd is the charge that the hand picked "yes men" with whom Roosevelt will "pack" the court will bestow dictatorial powers upon the president, crush the rights of the minority under the heel of an autocrat's boot, then release the forces of rampant bolshevism.

Who are these "men who have sold out their better judgment for the potage of patronage," who will stand by meekly—after the senate has become an accessory to their crime—watching the country go to hell on a high road?

Here are the most potential possibilities, as listed by the nation's press:

James M. Landis, chairman of the securities commission and recently elected dean of Harvard law school.

Donald R. Richberg, former administrator of the national recovery act.

Senator Robert F. Wagner of New York.

Senator Joseph T. Robinson of Arkansas.

Senator Walter E. George of Georgia.

Prof. Felix Frankfurter of Harvard law school.

Dean Lloyd K. Garrison of the University of Wisconsin law school.

Social progress cannot be made in this country until the third branch of government is sympathetic to the political ideals which the majority has approved by an overwhelming vote. If ours is to remain a government of checks and balances, and if some change is imminent, then the liberalization of the supreme court is an alternative far wiser than the revocation of their veto power, for which our constitution makes no provision.

AROUND AND ABOUT

(Continued from Page 1.)

McLaughlin spoke forth from the front row of the 11 o'clock English 212 class that she thought the ending of "Winter-set" was "sloppy."

When Doc Lowry Charles was about to read "The Damn Thing" to the 9 o'clock section of the class earlier in the week Boyd Innes tells us he asked for the name of the author. After several unsuccessful attempts had been made to answer the question, one young man volunteered that although he couldn't give the writer, the name was familiar. Dr. Wimberly looked at him closely for a moment, replied, "It should be."

We hail with joy the latest Martha Raye picture to come to town. To the catty souls who find a similarity between her famous and spacious oral cavity and our own may we offer a filling index: two lower, one upper left.

An anonymous contributor left a bit for us, labeled the "best thus far." "Prof. White in English 10 class: 'I have two ladies out at my house; I guess they think I'm queer—and maybe I am!'"

We have far too much respect

for Mr. White's argumentative prowess to take him at his word. But one of the wildest stunts we have ever seen in a formal debate was pulled on a White team several years ago. The topic was disarmament of the opponent, the University of South Dakota. The visiting team, having spent a season arguing the pros and cons of the unicameral legislature instead of the subject of the hour, had hastily plotted their speeches before their southward jaunt—only to discover half an hour before the debate time that all notes and material had been left in dear old Vermillion. But, like the seasoned speakers they were, they carried on.

The Nebraska team, which had been working on disarmament for some time, was armed to the teeth with almanacs, Congressional records, all manner of statistical material to prove that disarmament was impossible and impracticable. Charles Steadman (remember?) launched gigantic figure after figure at the Dakotans. His evidence showed that war was absolutely inevitable, and had been a human activity ever since the beginning of time. Even in the Bible there were references to warfare.

Whereupon a long, smoothie

Vermillion had pulled forth the hotel Gideon Bible which the Northerners had brought with them for moral support, and in bell-like voice read many anti-war passages therefrom. Luckily it was a non-decision debate, for, in the mind of the audience, the brilliant coup deserved victory.

ORGANIZED FOLLIES TO ENTER HOLLES SKITS BY 5 TODAY

(Continued from Page 1.)

for presentation on April 8, will be made by a committee made up of A. W. S. Board members. Date for rehearsals and tryouts will be announced following the deadline this afternoon.

In discussing prospects for this year's presentation, Miss Cherny commented, "We are expecting a large number of organized houses to enter skits, style show nominees and candidates for Best Dressed Girl this year and with plans progressing as rapidly as they are at present we are hoping to make 1937 a banner Coed Follies year."

Program plans to date include arrangements for a style review of spring fashions in which campus coeds model their own garments, presentation of the Best Dressed Girl at Nebraska for 1937.

MATMEN ENTRAIN FOR MATCH WITH TIGERS TONIGHT

Huskies Battle for First Victory of Wrestling Season.

Eight Cornhusker wrestlers left this morning for Columbia Mo., where they will tangle with the Mizou Tigers this evening in a dual mat meet. The Huskies will be trying for their first win of the season.

The Knight brothers, Milburn and Jim, will be trying to break the tie that exists between them for high scoring honors. If they follow their season long practice of getting first in every meet, it is likely that scoring honors will have to be divided. Both men have piled up eleven points since the season started. Competition is great for the position vacated by Beno Funken of last year's team who held high scoring honors. Flash Flasnick, two year veteran, who has not crossed into promise land as yet, indicated that he would be "in the money" tonight.

Brook Makes Team.

A surprise of last week's training period was the substitution of Charlie Brook, sophomore grid star, in the lineup as the heavy-weight of the team. Brook got the nod over Carl Yost, veteran heavy, when the footballer out charged Yost in trials held Wednesday. Brook started working out with the team last week. Under the supervision of Coach Jerry Adams and Dutch Simons he quickly picked up the fundamentals.

Only two members of last year's Missouri team will be in the ring tonight. Howard Harness, who defeated Fred Webster in the previous meet, will tangle with Milburn Knight, sophomore sensation in the 118 pound class, while Carl Hulen, who wrestled in the 155 pound class last year, will try his hand in the 145 pound weight. Hulen defeated Fred Mallon in the 1936 encounter, and wrestles Ed Sauer tonight.

Missouri	Wes	Nebraska
Howard Harness	118	M. Knight
Rud. Borjesson	125	J. Knight
Ross Brown	125	Bill Lake
Carl Hulen	145	Ed Sauer
Val. Harrison	145	Jerry Adams
Marvin Smith	165	Lorne Simons
Elmer Ampeberger	185	Charlie Brook

Nebraskans to View Picture of 'Europe in 1937' in Charter Day Speech of Britain's Sir Willert

(Continued from Page 1.)

mat, Sir Arthur is well equipped to present an outlook on the world today, and of the future. He believes that there is a fear and jealousy prevalent among the nations of Europe, that is apt to lead to a disastrous climax.

Sentiment Against War.

Sir Arthur's observations have led him to state that France fears Germany, which in turn fears Russia; and all the smaller countries fear that the event of a clash between the larger nations. The real war threat lies in Germany, he believes, and unless the fear and unrest of Europe are swept away by collective security and the solution of international economic problems. Altho Germany is constantly preparing for war, the general sentiment even in this the most ambitious of all the nations does not favor war.

"Unless we begin immediately on this collective system of security," Sir Arthur maintains, "it looks rather bad for 1940. The two dominant countries in Europe today are England and Germany. It is a struggle between the old democracy and the new dictatorship of Hitler. From the standpoint of world affairs, Hitler is of no importance, yet the position Germany holds today; Her discontentment and the nervousness which she causes France and the smaller nations parallels that of 1915."

The visiting Englishman has voiced these beliefs in his authoritative book "What Next in Europe?" which has met with favor in the eyes of even the most severe critics of such expressions of opinion.

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 ON
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PHI MU, TRI DELT TEAMS TO BOWL IN FINAL ROUND

Top Sorority Alley Artists Will Vie for Title Saturday.

Phi Mu and the Tri-Delt bowlers advanced to the final round of the W. A. A. bowling tournament Thursday afternoon after victories over the Delta Gamma and Kappa Kappa Gamma bowling teams.

These four teams had successfully played last week against the Alpha Chi Omega, Innominates, Bouton Hall and the Kappa Delta groups. Losing out in the first round of playing were the bowling teams of Chi Omega, Gamma Phi Beta, Sigma Kappa, Kappa Alpha Theta, Alpha Phi and Sigma Delta Tau.

Finals of the contest will be held Saturday afternoon. Miss Mathilda Shelby, W. A. A. advisor, is in charge.

APPLICANTS TRYOUT FOR TANKSTERETTES AT POOL SATURDAY

Form, Speed, Endurance, Basis of Selection by Society.

Tryouts for membership in Tanksterettes, girl's swimming organization, will be held Saturday, Feb. 13, at 1:30. Those interested are asked to place their names on the bulletin board in Grant Memorial or on the bulletin board at the pool. Contestants must all come equipped with bathing shoes, cap, and swimming permit. The latter may be obtained at the University health office.

Selection will be based on form, speed and endurance. To complete form requirements, the applicant must be able to execute five strokes—front crawl, back crawl, side, elementary back, and breast. The speed requirements are based on the performance of front crawl, back crawl and breast strokes. Endurance consists in the applicant's being able to swim twelve lengths of the pool in ten minutes.

Work is progressing toward the National Telegraphic Swim meet to be held some time between March 15 and April 15. Anyone interested in this meet, who has not registered is asked to do so at once so that the requirement of eight half-hour practices may be fulfilled. To be eligible for the meet, swimmers must have carried 12 hours in good standing the previous semester, and must at the time of the meet be registered as an undergraduate student.

Free hours open to practice are 4:00 o'clock on Monday, Wednesday and Friday, 7:30 to 8:30 on Monday, and 1:30 and 3:00 o'clock Saturday.

An overwhelming majority of the 190 girls that took part in the pool declared that a career after marriage is not fair to the husband nor to needy single girls who are out of work.

The "Mail Order Ghost" has talked at last—after a million words of his themes and term topics have been graded under the names of a score of paying student clients.

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Bulletin

Vesper Choir.
 Due to arrangement difficulties, tryouts for the Y. W. C. A. Vesper choir will be held Friday, Feb. 12, in Ellen Smith hall at 5 o'clock.

Pharmaceutical Club.
 Pharmaceutical club meeting and election will be held in the basement of Pharmacy hall Friday at 10:30 o'clock.

ENGINEERS VIEW FILM OF FRISCO BRIDGE ERECTION

(Continued from Page 1.)

March of 1933 work was begun. In November of 1936 the bridge was open to traffic, just 80 years after it was first seriously conceived. The final cost was \$78,000,000, and the bridge is the longest in the world, covering 8 1-4 miles. It spans the longest stretch of navigable water ever attempted, and is three times as long as the next longest bridge, the Fifth of Forth in Scotland, which stretches some 8,350 feet. When the Golden Gate bridge is completed it will be the second longest in the world.

71,000 Miles of Wire Used.

The American Steel and Wire company for which Mr. Slason is salesman furnished the wires used in the suspension cables, and according to him, "17,404 wires were used in each cable. In all of the cables of the bridge 71,000 miles of wire were used, and 43 miles of 2 1-4 inch suspender ropes. The wire in the cables would reach 3-10 of the distance from earth to the moon. They contain fabricated steel and 18 percent of the entire production of this material in the United States in 1933 was used."

PALLADIANS TO SEE REVIEW OF FAMOUS HISTORICAL LOVERS

(Continued from Page 1.)

Stigebauer and Evelyn Osborn will portray Edward and Wally. Adelaide Laux will sing "I'll Sing You A Thousand Love Songs" and "Who's Afraid of Love." Another feature of the program will be impromptu speeches by the members.

The last part of the program will be an Eskimo Tragedy. The players of the tragedy will be Elinor Eiche, Armande McKay, Dean Marvin, and Marie Plazzi. Refreshments will be served.

Dean Condra to Address State Press Association

Dean Condra of the conservation and survey department will speak at the State Press Association banquet Thursday evening, Feb. 18 on the subject "Knew Nebraska," before the North Platte Chamber of Commerce at a noonday banquet, Feb. 20; at the Iowa State Well Drillers' convention at Cedar Rapids, March 17, and at the Missouri Well Drillers' convention at Kansas City, March 29.

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LATIN TESTS FOR G. E. BARBER PRIZE SLATED SATURDAY

(Continued from Page 1.)

the annual income from the fund shall be awarded under the following conditions," Dr. Barber stipulated. "First, as an honor scholarship, and second, to a student in the University of Nebraska who had completed not less than four nor more than five years of study of the Classics language, secondary school courses included, and whose declared intention it is to continue further the study of the Classical Language or of Ancient Classical Archeology."

Winner of the award in 1935 was Celia Sterner. Norris Getty won the prize in 1936. The award is presented entirely on the basis of the written examination. Members of the committee in charge of the examination are Prof. Forbes, the chairman; Prof. O. W. Reimuth, and Prof. T. M. Ransom, all of the Classics department.

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