

MERCY ASKED FOR BOY SLAYERS

Bryan Stand on Test Day Inconsistent

War Department Makes Public Letter Praising Citizens Military Training Camps.

Says He's Misunderstood

Washington, July 31.—Without comment, the War department today made public a letter from Governor Charles W. Bryan of Nebraska, the democratic vice presidential nominee, praising the work of the citizens' military training camps throughout the country. It was dated March 7, 1924, and said:

"For the last two years I have been interested in the work carried on by the citizens' military training camps. This work is purely voluntary on the part of young men of the nation and I am pleased to note how near Nebraska came to furnishing her full quota last year.

"The citizens' military training camps represent concretely the thought of patriotism, civic responsibility and individual growth in all that makes for clean, healthy, vigorous American manhood.

"Discipline I consider absolutely essential in the youth and in the mature man, and as these training camps call for discipline that is almost entirely self-imposed, I consider their good effects greater perhaps than any that might be imposed otherwise. It encourages initiative and gives young men confidence in their ability and it brings together young men from all walks of life; it has a tendency to broaden their views and creates a respect for constituted authority.

"Add to this the material benefits received from 30 days of rugged camp life with regular hours and pure, wholesome food, and I have no hesitancy in endorsing the system and I hope the year of 1924 will register Nebraska with her full quota of young men attending these camps."

Outlines Objections.

Lincoln, July 31.—Governor Bryan, who has objected to acceptance in full of the government's plans for national defense day, Sept. 12, today made public a letter he wrote to Adj. Gen. H. J. Paul, in which the governor's objections are outlined.

The letter appoints General Paul as the governor's representative in working out the details of the defense, test day, in Nebraska and the latter is ordered to have the national guard participate in the day's celebration and assist patriotic organizations in recognizing the day.

But the governor's letter states that "there seems to be some misunderstanding" as to what test day included in the way of demonstration or mobilization.

Wants No Civil Demonstration.

"The plan as sent out from Seventh corps area headquarters seems to include a demonstration of the mobilization of all the elements of the nation both as to personnel and materiel," says the letter, quoting from the area orders.

Quoting further from the corps area plans the governor says that the plan for this civilian mobilization should be "analogous to the action of the draft boards during the period of the operation of the selective service law."

The governor tells the general in the letter that he "will be glad to take whatever action is necessary to assist and encourage mobilization of the organized military forces of the state and to encourage patriotic societies to prepare suitable programs, but I do not believe putting on a state wide demonstration that would include civil and industrial forces of the state, requiring practical suspension of work in the fields, shops, business houses and offices."

New York, July 31.—John W. Davis, democratic presidential candidate, announced today after his return from Maine, that he was in entire accord with his running-mate, Governor Bryan of Nebraska, regarding "mobilization day."

Mr. Davis declared that the view expressed by Governor Bryan that there was no necessity at this time for encouraging civilians to leave their occupations "for the purpose of engaging in what would be only a military demonstration without any practical educational effect is entirely sound."

How Not to Have An Aching Tooth Pulled

Cincinnati, July 31.—Sam Allen, waiter on the steamer Cincinnati, Ohio river boat, had a toothache.

He tied a string to the painful molar, fastened the other end to the ship's anchor and cast it into the river. With it went the tooth and likewise part of Sam's jaw.

Allen thought the wound superficial, and retired. During the night he bled to death.

Further Inquiry Into Gas Prices Ordered by Stone

Information in Trade Commission Report Warrants Additional Investigation, Attorney General Says.

Washington, July 31.—Attorney General Stone has ordered a further inquiry into the gasoline price situation. The report of the federal trade commission on the subject, made at the request of the president, contains information, Mr. Stone said today, which warrants an further investigation of the several phases of the problem.

Department officials described the trade commission's report which has never been made public as "very interesting," but indicated that it was incomplete in some ways, and the Department of Justice will now delve into the matter.

Mr. Stone was said to believe that such an inquiry might supply the government not only with a better knowledge of what is going on in the whole oil industry, but with evidence which it might use in its injunction suits recently filed in Chicago to break up selling agreements based upon use of the so-called cracking process in the industry.

There are indications that the Chicago proceedings will be long drawn out and Mr. Stone has made it clear to subordinates that he wants the government's case protected from every angle. The department was said to anticipate a stiff legal battle ahead and, although the attorney general regards the government's case as sound, he intends that there shall be left no grounds available for counter-attacking by the oil companies.

COURT REFUSES APPEAL OF MAN, 65

Special Dispatch to The Omaha Bee.

Fremont, Neb., July 31.—No announcement was made today of further action contemplated in keeping Andrew Johnson, 65, out of the penitentiary, following the supreme court's action Thursday in upholding his conviction on a charge of manslaughter. Johnson was sentenced from 12 to 14 months.

The case grew out of a shooting affray at North Bend more than a year ago when William Jurgin was shot and killed following a drinking party. According to the testimony Johnson shot Jurgin in a quarrel that came up during the drinking spree.

James Herbert, 70, the only eyewitness to the killing suddenly disappeared after he had been released from jail without bond, following the arrests that resulted. Johnson has been at a farm near Ames under \$5,000 bond pending his appeal to the state supreme court.

Mr. Darrow found several opportunities to interject side remarks disparaging the relevancy of the state's argument. Twice, too, he cited the law from Mr. Crowe's previous activities which he said the state's attorney had, while a judge, admitted evidence as to mentality in mitigation of punishment. In one of these cases, Mr. Crowe pointed out the defendant had been hanged.

Suspected Dope Ring Head Held

Sam House Arrested by Federal Officers—Convicted Burglar Also Taken in \$200 Narcotic "Buy."

Follows Months of Work

After months of cautious sleuthing and expenditure of hundreds of dollars for expenses, Federal Narcotic Agents Manning and Carroll, assisted by Detectives Trapp and Munch of the Omaha police department, Thursday afternoon took into custody a man said by Manning to be suspected as head of one of the biggest drug rings in the country.

This man is Sam House, living at the Hill hotel, and with him was arrested Frank O'Neill, convicted recently on a burglary charge and now awaiting a new trial in January. Federal agents say \$200 worth of dope was purchased from House by one of their operatives, and that O'Neill was implicated in the transaction.

Orders From Washington. For months every narcotic agent in this section of the country has been under orders from Washington, D. C., to look out for House, who is believed to have negotiated purchase of huge supplies of dope directly from Mexico and China.

Manning and Carroll have trailed him in Omaha over a long period of time and have made repeated attempts to obtain evidence against him. Nearly half a dozen operatives attempted to make purchases before one was successful.

Suspicious of Chinese. A woman nurse, employed by the federal men, nearly succeeded in trapping House after making his acquaintance and taking several automobile rides in his expensive machine. On one occasion he agreed to take her to "smoke a pipe," but she could not get in touch with her employers to arrange to have herself and her companion shadowed on that evening.

A Chinese operative came to Omaha from Washington and is alleged to have made overtures for the purchase of \$5,000 worth of drugs from House. The alleged peddler became suspicious at the last moment and refused to make a delivery. The same thing occurred when another evidence man from the capital attempted to arrange the purchase of \$8,000 worth of the stuff.

Other Arrests Dued. House is well known among a certain element in the city as a "good sport." He piloted a big automobile, wears many diamonds and is reputed to have lost large sums in gambling. Information regarding his activities was received at Washington and his photograph was broadcast in the mid-west to narcotic agents.

The alleged dope ring head was taken directly to the agents' office in the federal building for questioning after his arrest. His companion was held at central police station for investigation.

U. S. PLANS ATTACK ON RADIO FIRMS

Washington, July 31.—Indications were given at the Department of Justice tonight that Attorney General Stone is preparing an attack on some of the radio equipment companies for alleged violation of anti-trust laws.

The steps contemplated are under consideration by the department in charge by the federal trade commission that monopoly existed among some of the companies.

The attorney general declined to discuss the situation, but admitted that the "Sherman law section" of the Department of Justice was engaged in considering findings of the trade commission. It was said that the commission's findings were of such a character to warrant close study and "a further investigation for additional facts," but the nature of these additional inquiries was not disclosed.

Body of Youth Killed on Farm Taken Home. Special Dispatch to The Omaha Bee. Harold Ray, young farm hand who was killed last evening by being trampled by a team on the Charles Lewis farm, where he was working with a threshing crew, was taken to his home at Rhineland, Mo., today for burial. Ray was 20 years of age and came here early in the spring to work for Lewis.

Bus Line Abandoned. Plattsmouth, July 31.—Bad roads causing intermittent trips and resulting in a marked falling off of patronage have caused the abandonment of the Omaha-Nebraska City bus line operating through this city.

Wheat Continues to Pour Into Omaha

Wheat receipts were 203 cars and corn receipts 28 cars at the Omaha Grain exchange Thursday, compared to 66 cars of wheat and 26 cars of corn on the corresponding day a year ago.

No. 2 hard wheat sold for from \$1.23 to \$1.26 and No. 3 yellow corn at from \$1.04 to \$1.04 1/2, while a year ago the same grade of wheat sold at from \$1.12 to \$1.15 cents and No. 2 yellow corn at from \$2 to \$2 1/2 cents.

Douglas County Fights Increase in Tax Valuation

Political Move by Governor So as to Lower Levy in State, Officials Tell Him at Hearing.

Special Dispatch to The Omaha Bee. Lincoln, Neb., July 31.—Shaking his finger at Governor Charles Bryan, Charles Unit, member of the Douglas county equalization board, asserted that the tax valuation raised for Douglas county is sought in order that the state administration might make a political play on the decrease of one-tenth or two-tenths of a mill in the state levy.

Representatives from Omaha and Douglas county appeared before the state equalization board Thursday to protest the board's attempt to increase the 1924 valuation of Omaha and Douglas county property 4 per cent.

John Hopkins, city commissioner, Omaha, branded the increased valuation as "another attempt to penalize Douglas county for state votes."

John Moriarty, Omaha attorney, placed Paul Ledy, clerk, building department of the Omaha city hall, on the stand. Ledy testified that the valuation of new buildings in Omaha in the 1924 valuation table was correct.

H. G. Cousinsman, county assessor, testified that valuation on the property of small home owners in Omaha was correct and any attempt to raise them would result in hardships.

The valuation for 1924 is \$988,929, 957, against the 1923 valuation of \$367,060,249, showing an increase of \$1,599,648.

Total is Less. The total valuation of Nebraska property forwarded to the state board is \$3,000,000 less than 1923. If the valuation is decreased it means that the state levy will be higher, embarrassing the state administration in the coming election.

That is the reason that Omaha and Douglas county officials protest the new valuation in the city as a "good sport." According to W. H. Smith, state tax commissioner, the proposed 4 per cent increase in valuation will force Douglas county to absorb a third of the \$3,000,000 decrease.

County Commissioner Unit and Commissioner Hopkins declared Thursday morning that in event the state board of equalization did increase the valuation they would appeal to the supreme court.

TREASURER SUED FOR COUNTY CASH

Special Dispatch to The Omaha Bee.

Hartington, Neb., July 31.—The board of county commissioners of Hartington has instructed County Attorney Millard to file suit against County Treasurer Martin Nelson, in an effort to collect a shortage of county funds amounting to \$1,876, according to experts who examined Nelson's books. The action is the aftermath of the robbery of the treasurer's office by Scott Miller and Ed Cahow of Omaha, September 10, 1923. Nelson, who had been in a hospital for over a month, had resumed his duties only an hour when the robbery was discovered. Miller and Cahow had \$227 in their possession when arrested near Council Bluffs, following an accident to their automobile.

Wisconsin G. O. P. Will Reorganize

Resignation of National Committee Members Permits Rebuilding of Ranks on "Loyalty" Basis.

Posts May Be Left Vacant

By Associated Press. Chicago, July 31.—Significant developments are expected by republican leaders to result from the situation arising out of the recent simultaneous resignation of both members of the republican national committee from Wisconsin.

In the view of the party officials here, the resignations last week of Committeeman Ira S. Lorenz of Milwaukee and the woman member, Mrs. Julia Anderson Schmetz of Racine, opens the way for a gradual reorganization of the republican ranks in Wisconsin on a basis of "loyalty to republican principles."

Both retiring members are known to have been closely allied politically with the republican faction in Wisconsin which is controlled by Senator La Follette, and their withdrawal from the governing body of the party is regarded in some quarters as a token of the essential complete withdrawal of Senator La Follette from the republican ranks in Wisconsin.

Frequently in republican headquarters here, the opinion is expressed that the Wisconsin resignations were designed for the sole purpose of embarrassing the national committee, and managers of the campaign in behalf of President Coolidge.

Places May Remain Vacant. Under the republican party rules the vacancies must be filled by the national committee from recommendations by the Wisconsin state committee. This rule, it was pointed out, today possibly may result in the places remaining vacant for some time—possibly for the entire campaign—since adherence to it would require, in effect, that the La Follette group in Wisconsin recommend for appointment to the national committee two persons to fill the places of those who resigned.

The "vicious circle" thus suggested, has brought the republican party managers to the point of considering the probabilities and advisability of a rebuilding of the republican in Wisconsin, with the Coolidge and Dawes supporters in the present organization as the nucleus.

Such an organization, according to influential republican leaders here, would, in their own language, "give republican principles a chance in Wisconsin," without the dominating interpretation of Senator La Follette.

By Associated Press. Chicago, July 31.—Plans for the formal notification ceremonies for Charles G. Dawes, the republican vice presidential nominee, scheduled to take place at the Dawes home in Evanston on August 15, have been completed and will be presented to party leaders in the east within a few days.

A formal detailed outline of the arrangements, including a hint of the preliminaries, probably will be issued by the publicity managers of the republican headquarters here next Wednesday.

Mr. Dawes has spent considerable time recently in the preparation of his acceptance address, in which he is expected to sound a "complimentary keynote" to the address of President Coolidge at the White House notification ceremonies on August 14.

A few days after his notification, Mr. Dawes will make an appearance in behalf of the state ticket on August 23. A week later he will formally inaugurate the republican campaign at Lincoln.

Accountants allege that a large part of the shortage existing before the robbery Nelson is being used to protect the funds of the county and should have employed competent help.

Attorneys Confer on Procedure



State's Attorney Robert E. Crowe and Clarence Darrow, attorney for defense, in conference during trial of Loeb and Leopold.

\$100,000,000 Gain in Wheat Crop Value Forecast

Conservative Estimate Made by Agriculture Department—"Frostless Fall"

By Universal Service. Washington, July 31.—The present spectacular boom in grain prices will net American wheat growers from \$100,000,000 to \$200,000,000 more than they received for last year's crop, the Department of Agriculture conservatively estimated today.

The department discounted optimistic calculations of a gain of \$1,000,000,000 made in some quarters, but declared in its statement that the grain "despends an increased ability to pay off debts and a general improvement in financial conditions in the wheat country."

Corn Crop Backward. The corn situation is by no means good, the department grain survey continued, much of the crop being so far behind that it will need something like a "frostless fall" for it to mature.

"The main significance of the corn situation," said the statement, "lies in its effect on livestock production and prices during the coming year. Expensive corn this fall will probably prolong the liquidation of breeding stock now in process. Unless history is a faithless guide, good and high grade cattle will be a good property before this time in 1925."

Car Loading Increase. "Stimulation in the movement of grain and grain products," forest products and miscellaneous freights," said the weekly survey of the car service division, American Railway association, today, "brought the total loading of revenue freight to 930,284 cars for the week ended July 19. Compared with the preceding week, this was an increase of 19,869 cars.

"Grain and grain products loading totaled 47,628 cars, an increase of 5,658 over the week before. In the western districts alone, 33,489 cars were loaded with grain and grain products."

WOMAN SAVED IN BURNING AUTO

Charles Versaw, Gordon, Neb., was severely burned last night near Hot Springs, S. D., in a futile effort to rescue Mrs. Patrick Colgan of Edgemont, S. D., from being burned to death when the automobile in which she and Versaw were riding went over a creek embankment and turned over on its occupants.

Mrs. Colgan was driving. She was a delegate to the American Legion auxiliary meeting at Hot Springs and Versaw was attending a legion convention. They were old schoolmates and were out for a drive and to talk over old times when the accident occurred.

Forger Suspect Held.

Des Moines, July 31.—D. A. Rothrock, said to be wanted in a number of eastern and western states for forgery, was arrested here today. He is being held for Wyoming authorities. Information here is that Rothrock, a lawyer, had forged the name of another member of his firm in Cheyenne, Denver, Kansas City and Ulster Park, N. Y.

Garrison Bank Closes.

Missouri, July 31.—The Citizens Trust company of this city closed its doors today. A state deputy finance commissioner has taken over the affairs of the bank. It is the 29th state bank to suspend in Missouri since January 1, 1924. Depleted cash reserves were given as the reason for the suspension.

State and Defense in Hot Clash

Mitigation of Penalty, Not of Crime, Defense in Argument for Testimony of Alienists.

Hundreds of Cases Cited

By Associated Press. Chicago, July 31.—Mitigation, not of crime, but of punishment, mercy of judgment, founded not upon the cold letter of the law, but upon considerations of humanity—these were the points emphasized today by the defense in the proceedings which are to determine the penalty that Nathaniel Leopold, Jr., and Richard Loeb are to pay for the kidnaping and murder of Robert Franks.

Clarence S. Darrow, 62-year-old veteran of court battles, fighting for the principles he has advocated in and out of court for many years, squarely before Judge John R. Caverly the issue whether considerations of this character are to be written into the jurisprudence of Illinois.

"The state's attorney's office seems to feel the universe will crumble unless these boys hang," he said.

Defense Keynote. He argued in response to a lengthy contention by Robert E. Crowe, state's attorney, backed by the legal lore of Thomas Marshall, indictment expert. Through a day and a half of court procedure, the prosecutor had maintained that evidence of alienists, offered by the defense, as to the degree of mental responsibility of the youthful murderers, was incompetent, irrelevant and immaterial after a plea of guilty had been entered.

"We seek not mitigation of the crime but only mitigation of the punishment because of a diseased condition of the mind, constant in character but not amounting to legal insanity," was the keynote of the defense.

"A showing of mental disease constitutes a showing of insanity, the existence of which must be determined by a jury. It can be brought in here only if the defendants withdraw their pleas of guilty and rely upon insanity as a defense to the crime itself," responded the state.

Hundreds of Cases Cited. Throughout the four-hour session of the court, the question was debated by the attorneys. Occasionally three or four of them would be on their feet talking at the same time, but for the most part Mr. Marshall held the floor for the state and Mr. Darrow and Walter Bachrach for the defense.

Hundreds of citations from decisions given in this country and England, some of them a century old, were offered by Mr. Marshall and Mr. Bachrach had not finished his analysis and comparison of these when court adjourned for the day.

Tomorrow will see a renewal of the law engagement, it was predicted by Judge Caverly would run after an hour or two more of arguing.

The court, which is holding in reserve a decision against the state which he gave yesterday, interrupted Mr. Marshall several times to ask him to point out specifically how some of the decisions he was reading affected the present proceedings.

Holds None Applicable. At the very outset of the day's proceedings Judge Caverly told the prosecution that among all the cases cited yesterday he had found none applicable to conditions which faced him.

Mr. Darrow found several opportunities to interject side remarks disparaging the relevancy of the state's argument. Twice, too, he cited the law from Mr. Crowe's previous activities which he said the state's attorney had, while a judge, admitted evidence as to mentality in mitigation of punishment. In one of these cases, Mr. Crowe pointed out the defendant had been hanged.

"Yes, but you sentenced him," retorted Mr. Darrow.

Mr. Darrow, in a formal address to the court this afternoon, Mr. Darrow pointed out that Mr. Crowe was chairman of a committee which backed a bill in the Illinois legislature designed to provide incarceration for persons of defective will, intelligence or emotions.

"That End Is Death." "I have never seen the same enthusiasm for the death penalty that has appeared in this case," Mr. Darrow said in his argument. He declared the prosecution showed that nothing to gain its end, and added: "That end is death."

Mr. Darrow's voice ranged from the quiet tone of a heart-to-heart talk to ringing vibrations that were audible in the corridors. At times he hooked his thumbs inside his worn suspenders. Again he shook an admonitory finger before Judge Caverly or used that finger to wave aside and erase from the court's mind the state's contentions.

Loeb and Leopold leaned forward to catch every word of their chief defender. Each flushed when Mr. Darrow reached the heights of his eloquence, but when the argument turned to its strictly legal aspects they seemed to absorb it as though it were being delivered by a university lecturer.

We Have With Us Today
J. L. McIntosh, Attorney, Neb.
By continuous and hard work as a lawyer in his city Mr. McIntosh has established himself as one of the leading attorneys of the state. He is well known in Omaha, as well as in the section of the state in which he lives.
Mr. McIntosh arrived in Omaha on a short business trip. But, true to his nature, planned to leave as soon as he was through with his business.
"Anyway," he said, "it's too hot to stay here."

For 24 hours ending 7 p. m. July 31.	
Precipitation (inches) and humidity (percentage).	
July 31, 1924.	
Hourly Temperatures.	
7 a. m. 68	1 p. m. 71
8 a. m. 68	2 p. m. 71
9 a. m. 68	3 p. m. 71
10 a. m. 68	4 p. m. 71
11 a. m. 68	5 p. m. 71
12 noon 68	6 p. m. 71
1 p. m. 71	7 p. m. 71
2 p. m. 71	8 p. m. 71
3 p. m. 71	9 p. m. 71
4 p. m. 71	10 p. m. 71
5 p. m. 71	11 p. m. 71
6 p. m. 71	12 noon 71