

Generally fair today with probably rising temperature.

Drudgery is as necessary to call out the treasures of the mind as harrowing and planting those of earth.—Margaret Fuller.

MAKES NEWS WITH SHAGG

Banks Will Appeal New Tax Decision

National Institutions in Omaha to Carry Woodrugh Stock Levy Findings to U. S. Circuit Court.

All Banks Are Affected

An immediate appeal from the decision of Federal Judge J. W. Woodrugh affecting Nebraska state taxation on bank shares will be taken by the national banks of Omaha to the United States Circuit Court of Appeals. This was announced last night by Edgar Morsman, Jr., counsel for the banks.

Coolidge Deplores Bar to La Follette Due to State Laws

Wires Opponent, After Louisiana Ruling, He Believes It Privilege of Voters to Support Candidate of Choice.

New Orleans, La., Sept. 29.—The La. Follette headquarters for Louisiana here gave out today the text of a telegram from President Coolidge with reference to the situation in this state where La Follette-Wheeler electors have been barred from the ballot in November because of a state law relating to party affiliations.

Judge Woodrugh ruled that, because of the federal statute amendment, there were no longer grounds to enjoin enforcement of the method adopted by Nebraska legislature of 1921.

Bank attorneys argued that the state law was null and void, when passed because it conflicted with the federal statute and therefore continued to be null and void after the United States amendment was made.

Judge Woodrugh stated: The amendment of the federal statute on March 4, 1923, removed the impediment to general and complete operation of the method of taxing shares of stock in state and national banks enacted by the state legislature in 1921, and that applicable rule which settles the question here in favor of the state and tax, is that laid down by the supreme court of the method of taxation now valid as to national bank stock and also state. The legislature is authorized to make the classification.

The judge also stated that, in his opinion, the Nebraska classification of banks, loan, trust and investment companies in one class and the placing of building and loan associations in another was valid.

CHICAGO MAN'S DEATH PROBED

Chicago, Sept. 29.—A telegram from a sister of Leon Scott, 42, sent from San Diego, Cal., received by the state's attorney today, declared that Scott's death in a south side hotel on Saturday was attended by suspicious circumstances and that he carried \$50,000 life insurance.

Mrs. Nellie K. Wilson, the sister, said her brother was followed from Chicago to San Diego when he went there from Chicago and that he had departed for Chicago a week ago. An analysis of his internal organs has been ordered.

We Have With Us Today

J. W. Sutherland, Assistant General Superintendent of Air Mails, Washington, D. C.

J. W. Sutherland almost saw Omaha when he last visited it in November, 1923. The air mail head went up in a government plane from Fort Crook to look over the city, but encountered a fog which prevented him from seeing much of anything and rendered the return landing at the field difficult.

Mr. Sutherland arrived in Omaha Monday afternoon and will remain here with the air mail headquarters. He was accompanied by Mrs. Sutherland.

Jerome Sutherland, a son, remained at Washington where he is engaged in Red Cross work.

Mr. Sutherland's home town is East Palestine, O. He has been in the postal service since 1898. He first served in railroad adjustment service and then as assistant chief clerk to the second postmaster general. From that position he was transferred to the air mail service.

Racer Will Marry Girl He Spied in Stands



MRS. JANE R. BAILEY

During a race in the east some time ago, Earl Cooper, the famous automobile race driver, saw a beautiful red-haired woman in the grandstand by his car flashed past. He could never get her out of his mind. A few days ago his car crashed with another car on the streets of Los Angeles. The other car was driven by Mrs. Jane R. Bailey of Troy, N. Y. She was the "red-haired woman." She will soon become Cooper's bride.

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10 SCHOLARSHIPS TO LAW STUDENTS

Lincoln, Neb., Sept. 29.—Scholarships amounting to the fee in the college of law of the University of Nebraska have been awarded for 1924-1925 to 10 students, four of whom are from Omaha.

The awards are to: Byron Carso, '25, Fallside; John Corbett, '26, Omaha; Herman Glasberg, '25, Ponca; Bertram Hawkins, '26, DuBois; Alexander McKie, '26, Omaha; Lillian Maeolin, '26, Omaha; Randolph Nuss, '26, Sutton; George Pardee, '26, Omaha; Clinton Richards, '26, Sturgis, S. D.; and Gaylord Toft, '25, Oak.

Butler County Institute to Be Held October 3 and 4

David City, Sept. 29.—Butler County Teachers' Institute will be held at David City October 3 and 4. C. P. Cary, Wisconsin, expert instructor; Marion Dean Todd, teacher of literature and psychology; E. M. Hosman, secretary of N. S. T. A.; Miss Allura Woodbury, primary instructor; and Miss Allegra Wilkins of the state agricultural school will be the instructors.

Marion Dean Todd, instructor, will give a three-act comedy, "Cousin Kate," one of Ethel Barrymore's successes, Friday evening.

Club for Young Women Planned at Plainview

Plainview, Neb., Sept. 29.—The Plainview Woman's club opened the season of activities after the holidays with a chicken dinner, to which members' husbands were invited. It was reported that a junior organization was being inaugurated for the young women between the ages of 14 and 21, with a separate set of by-laws and constitution, patterned after the senior society, and with the same aim, namely educational, civic and social.

Chicken Roosts Raided

Beatrice, Neb., Sept. 29.—Farmers in the Pilley vicinity have lost heavily in the past few weeks in raids made by chicken thieves. One farmer reports that 50 of his flock were stolen, and another lost 80.

Schools Standardized

David City, Sept. 29.—I. N. Clark, state rural school inspector, inspected Butler county schools last week and four more will be standardized, making a total of seven standardized schools in the county.

Hamilton Old Settlers Organization Planned

Aurora, Sept. 29.—The organization of an Old Settlers association for Hamilton county will be effected on Pioneer day, October 9. For many years, the old settlers in the western part of the county have had an association. Their first meeting was at the old site of St. Joe in 1884 and meetings have been held practically every year at Phillips or nearby. The picnic will be held at Aurora this year and the old association may be merged into the county association.

ZR3 to Span Atlantic Next Week

Navy Can Only Fly One of Two Huge Dirigibles at Once, However, Because of Helium Gas Shortage.

Shenandoah to Pacific

Lakohurst, N. J., Sept. 29.—The flight of the Zeppelin ZR-3, now at Friedrichshafen, across the Atlantic to this airbase, where it will be turned over to the United States navy, may take place any time next week, according to official advices received here today. The destroyer signal squadron has been dispatched to its posts in midocean.

Hundreds Killed in China Battle

Lines Along Six-Mile Front Drenched by Shrapnel Fire.

Shanghai, Sept. 29.—Hundreds of Chinese soldiers were killed and many others wounded this morning on a six-mile front from Nansiang to Malu when armies of rival military governors fighting for possession of Shanghai continued hostilities with impetuous intensity.

The navy was particularly eager to fly the ZR-3 to the Pacific. The message, which La Follette leaders said was received today, follows: "Replying to your telegram it is my desire that full and free opportunity be afforded under the state laws of our country for an expression of the popular will in the election of all public officials. To my regret there are states in the union where the law is such that this is not possible and it is too late now to change such laws."

"While I am heartily in favor of party government I believe that when a contest is made in a primary which is open to participation of all the people it should go for in determining what candidates are to be presented at a coming election."

"Nevertheless, I recognize that it is the privilege of our voters to support anyone they wish at the polls and I feel that the laws should not be made so as to prevent such action. I would apply this rule not only to your complaint about Louisiana but to all the other states of the union."

MINISTER HELD ON ABDUCTION CHARGE

Nowata, Okla., Sept. 29.—Rev. Joseph E. Yates, 49-year-old minister, who faces a charge of abducting a girl, 14, who sang in the choir of his church in Alluwee, near here, has been arrested at Hallinger, Tex., according to word received at the sheriff's office here today.

The girl with whom Rev. Mr. Yates was alleged to have left Alluwee a week ago today in a motor car was said to be at the home of his parents at Winters, Tex. Sheriff W. F. Chilesley said he would leave for Hallinger to bring the couple here.

AIR MAIL FORCE ARRIVES IN CITY

Air Mail Superintendent Carl Egge was busy Monday overseeing the moving of furniture into the new air mail national offices at the federal building.

Sixteen persons, formerly with the office at Washington, will come to Omaha because of the transfer. Most of them have arrived already.

Desks, files, chairs, cupboards and other office fixtures have arrived from Washington and are being installed in the fourth floor hall.

"In the two rooms which will occupy here we will have more space than in the three rooms at Washington," declared Egge.

School Parade Given at Butler County Fair

David City, Sept. 29.—Butler county fair, held here last week, was a success in every way. The exhibits surpassed those of other years in quantity and quality. A feature on Friday was a school parade. A number of districts furnished floats representing events in history. The parade was led by Mrs. Fernie Neill, county superintendent, in her car, decorated in red, white and blue and carrying the title of the pageant, "Our Nation's Progress." Seated beside her was the national health clown, Cho-Cho.

Farmer Severely Injured When Train Strikes Truck

Holdrege, Sept. 29.—Burlington passenger train No. 152, struck a truck driven by Edward Eck, a farmer living near Smithfield, as he was on his way to town with a load of wheat. Eck drove upon the track apparently without looking in either direction and the engine hit the truck squarely in the middle, totally demolishing it and severely injuring the driver.

Fiery Crosses Displayed on Streets at Table Rock

Table Rock, Sept. 29.—Two fiery crosses were recently burned in Haveno City. One was on the paved street running east from the post office, at a crossing at the top of the hill, and the other was on North Main street, north of the Rock Island railroad bridge. There was no demonstration.

Imogene, Knocked Out by Frank Here, "Looks Him Up" in London

By HARRY R. FLÖRY, International News Service Staff Correspondent.

London, Sept. 29.—"I'm only a girl of 20," said Imogene Wilson, dancing Broadway beauty, in explaining in an exclusive interview today with International News Service how badly she was misunderstood.

"Frank Tinney, the comedian, who Imogene said 'knocked me cold' in New York, when his admiration for her reached its peak, arranged the interview in the Ritz Carlton hotel, where she is staying on her way to Italy."

"Why all this fuss about me?" asked Imogene. "Naturally when I stopped over in London I looked up Frank Tinney just as I would any other girl in the profession if I knew them. What's wrong with that?"

"The dancer was not in the best humor. At first she refused to talk, but at last yielded to Tinney's importunities."

"Come on, Bubbles, smile," said Frank. But Imogene refused to smile.

"Then tell your story," suggested Tinney.

"I haven't any story to tell," said Imogene, and began to tell it: "I'm simply going to Italy to make pictures. It's my first visit to London, and I like it immensely; but I cannot stay long. I'm leaving probably Wednesday or Thursday for Italy."

"I'm not telling the newspapers whom I'm working for or under what name I have contracted. Once before the newspapers concocted wild stories and I lost it. Never again."

Tinney, in one of those asides that make his vaudeville skits what they are, observed that the dancer was "mighty smart" and "had a good head on her shoulders."

Imogene went on with her story: "Well, Why?"

"Frank didn't know I was coming. Why should he? Why all this interest in us? The English public doesn't know or care what Frank does as long as he makes them laugh. 'They don't care if he has six wives or eight other women. Neither do the Americans. It's all the newspapers' fault. They've made an old woman out of me when I'm only a girl of 20. I'm fed up on it."

Although Miss Wilson was a bit pale, she scarcely looked the part of an old woman. Frank said he thought so too. He watched her admiringly and in another aside said: "Ain't she beautiful?"

Despite his pleading that she smile a little, Imogene remained haughty. She talked for 20 more minutes on the subject of why the newspapers should bother her, remarking: "The public is tired of it. I'm one of the public myself, I'm sick of it. I won't stand for any more nonsense. I'm just a girl determined to make good in the movies."

"I won't have my chance spoiled by newspaper gossip. Most reporters remind me of school boys. They should be spanked."

Thereupon she unceremoniously ended the interview, by darting away, leaving Frank to explain that, despite her pouting she was a "good kid."

He confessed that he liked her but added: "I'm not making a fool of myself."

Ranche's Slayer Sought by Posse

Wealthy Farmer's Body Found in Ravine 10 Miles From Home.

By International News Service Fort Duchesne, Utah, Sept. 29.—Continuous search for more than 20 hours in the mountains of eastern Utah and southern Wyoming by a posse of Utah basin farmers, has failed to reveal the slayers of Thomas Rhodes, 60, reputed wealthy ranchman, whose mutilated body was found in a ravine near Tisdell, about 10 miles from his cabin.

Search for the ranchman began Saturday morning when a neighbor went to his cabin, found him gone and the bedroom spattered with blood. The body, bearing the marks of a ranchman, was found in a ravine near Tisdell, about 10 miles from his cabin.

The motive is thought to have been robbery. It is understood Rhodes kept considerable money in his cabin. Strength to this theory is given by the fact that pockets in clothes in the cabin had been turned inside out.

Officers of every town in Utah basin and Wyoming have been asked to keep a lookout for a halfbreed Mexican and a halfbreed Indian, who are absent from their usual haunts in the vicinity of White Rock.

RECALL SIGNERS ARE WEAKENING

Many persons who signed the Wheeler recall petitions against Police Commissioner Henry W. Dunn are requesting their names be withdrawn, according to City Clerk James Hector, who will report to the city council Tuesday morning as to his check.

Some signers are calling at the clerk's office and others are sending written requests to have their signatures deleted.

"During the check of signatures of persons who are not registered voters it was discovered that a man purporting to have signed the petition died 18 months ago at an address near Mayor Dahlman's home and the same address given in the petition."

The city clerk explained that signers may have their names removed before the reports to city council Tuesday morning at 10.

Big Estate of Actress Is Divided

Lotta Crabtree Leaves Trust Funds Totaling \$4,000,000 to War Vets, Animals and Other Causes.

Eight Trusts in All

Boston, Sept. 29.—A trust fund of \$2,000,000 for disabled veterans of the world war and for wives, mothers and other dependents is created by the will of Lotta Crabtree. Additional requests aggregating close to \$2,000,000 brings the total estate left to charities to almost \$4,000,000.

The trust fund for veterans and their dependents will be administered by three trustees. General Clarence R. Edwards, U. S. A., retired; Judge William C. Waite of the superior, and William A. Morse of this city, attorney for Miss Crabtree. She left detailed instructions as to her wishes for carrying out the provisions of the will.

The will establishes six other trust funds for benevolent purposes and one for relatives, and directs that the residue of the estate go to form the "Lotta agricultural fund" for the benefit of graduates of the Massachusetts Agricultural college of good moral character to assist them in entering the business of farming.

A trust fund of \$300,000 to be known as the "Lotta Dumb Animals fund," is created for the "care, relief and comfort of dumb animals, but principally to wage war on vivisection."

The "Lotta theatrical fund of \$100,000" is devoted to "needy and worthy actors and actresses." The "Lotta fund to aid discharged convicts" and the Mary A. Crabtree fund, named for the actress' mother for the purpose of making Christmas gifts to the poor, each are of \$100,000. A trust fund of \$50,000 to be named the Lotta hospital fund, is to provide beds for the poor in Boston hospitals.

The Lotta educational fund of \$25,000 will provide for four pupils at the New England Conservatory of Music.

A fund of \$100,000 is left for relatives, \$1,000 a year to be paid Mrs. Edward Fretwell and Miss Sophie Liversy, both of San Francisco, and three cousins resident in England, Marie Alice Shuttlesworth, Miss Sarah A. Crabtree and John Henry Crabtree.

SON ORDERED TO CARE FOR FATHER

Columbus, Neb., Sept. 29.—Joe Pimper, Jr., of Columbus was today ordered to provide beds for his 94-year-old father, Joseph Pimper, sr., for the remainder of the latter's life and pay him \$980 which the court found the younger Pimper owed the father on a contract under which the father divided his estate among his children.

The case was taken into the Colfax county court when the elder man believed his life was in danger in the house in Howells which his son had provided for him and voluntarily went to the Colfax county poor farm to live. He father will receive a yearly allowance from his son.

U. P. FREIGHT BACKS INTO YARD ENGINE

Columbus, Neb., Sept. 29.—Two men escaped death or serious injury today when a Union Pacific freight train backed into a yard engine in an effort to get off the main line to allow a passenger train to pass and got onto the wrong switching.

R. J. Sheridan, Columbus, fireman, and Charles Armatis, engineer, were in the cab of the engine. The locomotive was badly damaged and the caboose at the rear of the freight was demolished. George A. Miller, Omaha, conductor of the freight, charged the switch off the main line had been thrown for the wrong siding.

Pioneer Cotton Trader Dies at Madison, N. J.

New York, Sept. 29.—The death of Henry Hentz, last surviving charter member of the New York Cotton exchange, at Madison, N. J., in his 90th year, was announced. For more than half a century he had been an outstanding figure in the cotton trade in America. Hentz had been president of the cotton exchange from 1874 to 1876. He had the distinction of having sailed on the clipper brig "Jefferson Davis," the first war vessel sent by the southern confederacy.

New Memorial Planned.

Pierre, S. D., Sept. 29.—The project of creating in the Black Hills of South Dakota a national memorial at Harney peak, conceived by the state park board, has the endorsement of Gutzon Borglum, noted sculptor, now engaged in the execution of a similar memorial at Stone Mountain, Ga. It was announced by Deane Robinson, state historian.

Man Dies in Automobile.

Manoah, Neb., Sept. 29.—Jake M. Nuchtingall, 35, for many years a druggist, died suddenly in his automobile. He is survived by his wife, daughter and his parents.

Actress Gets \$100 Night in Berlin



Leopoldine Konstantin, lovely German actress, who draws more than \$100 a night in Berlin, the "poverty stricken" capital.

Bureaus in State Receive No Report of Damage to Corn

Eighty Per Cent of Crop Would Be Unaffected by Heavy Frost Now, Say Experts.

By Associated Press. Lincoln, Sept. 29.—Although the federal weather bureau here has reports of frost and low temperatures from practically all parts of the state last night, neither the bureau nor any other crop or weather agency here had received reports of great damage to corn up to late this afternoon.

According to weather bureau officials, the frost was light in most places, and professors at the agronomy department of the state agricultural college here declared that only about 20 per cent of the corn would be damaged by even a heavy frost.

The agricultural college has had no reports of the status of the corn since the frost last night.

Neither had the United States department of agriculture bureau of crops and livestock estimates had a report of severe damage to the Nebraska corn.

Topeka, Kan., Sept. 29.—The first freezing temperatures of autumn prevailed over a large portion of Kansas last night, with heavy frosts in the western part of the state. Hays, with a low temperature of 25 degrees, was the coldest point officially reported in the United States.

BLAZE DESTROYS FIVE BUILDINGS

Renov. Nev., Sept. 29.—The Goldfield (Nev.) Elks club and News building, occupied by the Goldfield Tribune, and four smaller buildings were destroyed by the early today, according to word received here. These buildings were the only ones in the business district of Goldfield that escaped destruction in a fire a year ago. The loss is estimated at \$100,000.

Narcotics Stolen From Drug Stores in Kearney

Kearney, Neb., Sept. 29.—A thief entered the Hove drug store by a rear window, found the safe combination in a cash register drawer, opened the safe and took narcotics to the value of about \$30 wholesale. They also took about \$12 from cash register. Two weeks ago a small quantity of morphine and cocaine was taken from a local drug store. A federal agent is making an investigation.

Will Contestants to Get Third of Raymers Estate

Aurora, Neb., Sept. 29.—Under an agreement filed in the county court the will contest over the will of the late Edward G. Raymers has been settled. He left all of his property to St. Francis hospital in Grand Island. By agreement the contestants, William R. Moore and Henry G. Moore of Wisconsin, legal heirs of Raymers, will have one-third of the estate. The will was allowed and J. J. Refshauge appointed executor and trustee.

Former Iowan Drowns in Irrigation Reservoir

Special Dispatch to The Omaha Bee. Shenandoah, Ia., Sept. 29.—Harry McCulloch, 24, former Iowan who was drowned in an irrigation reservoir, will be brought from Haxtun, Colo., for burial here Wednesday. He was a son of W. T. McCulloch and a nephew of Mrs. A. W. Murphy, wife of the president of the Shenandoah National bank. Details of the accident are not known here.

Longshoremen Agree.

New York, Sept. 29.—Extension of the working agreement between the longshoremen and the International Longshoremen's union to September, 1925, was announced. The longshoremen won their demand for the 44-hour week effective six months in the year with a 44-hour week for the remainder.

The Weather

For 24 hours ending 7 p. m. Sept. 29: Precipitation, 1.00; Total, 1.00; Total since January 1, 21.49; Deficiency, .00.

Hourly Temperatures: 7 a. m. 61; 8 a. m. 61; 9 a. m. 61; 10 a. m. 61; 11 a. m. 61; 12 noon 61; 1 p. m. 61; 2 p. m. 61; 3 p. m. 61; 4 p. m. 61; 5 p. m. 61; 6 p. m. 61; 7 p. m. 61; 8 p. m. 61; 9 p. m. 61; 10 p. m. 61; 11 p. m. 61; 12 noon 61.