

First Indictment Charges Murder in Herrin War

Marion Man Accused of Firing Shot Which Killed Superintendent of Mine - Name Secret.

Marion, Ill., Aug. 31.—(By A. P.)—Otis Clark, a union coal miner, the first man indicted by the special grand jury investigating the Herrin massacre, in which 22 persons were killed, surrendered shortly before noon. He is charged with the murder of C. K. McDowell, superintendent of the Lester strip mine where the massacre occurred.

Marion, Ill., Aug. 31.—The grand jury yesterday returned its first indictment in connection with the charge in murder and the man named, a Marion citizen, is accused of having fired the shot which killed C. K. McDowell, superintendent of the Southern Illinois Coal mines, June 22, during the march to Herrin after McDowell and the other mine employees had surrendered, under guarantee of safe conduct.

A warrant for arrest was immediately given to one of the special deputy sheriffs appointed to work on this case under Attorney General Brundage. The identity of the man is withheld until apprehension. This action of the grand jury at the close of only three days' investigation comes as a distinct surprise. Indictments had not been expected for weeks. The explanation given of this hasty action was that the prosecution learned that the accused man had been selling his property and it was suspected he might be preparing to flee.

Union to Defend Men. This indictment came while the chiefs of the miners' union, including President Frank Farrington, and their attorneys, with A. W. Kerr, chief counsel, were in conference across the street from the jury room. Mr. Farrington had just given an interview to the effect that the miners' union would throw all its force around the men who might be accused in this case. Five minutes later the news of the indictment spread. This is the first action of any kind toward fixing responsibility for the Herrin massacre in which 22 were killed and 16 injured.

Hungarians on Austrian Line. Vienna, Aug. 31.—(By A. P.)—Reports of the concentration of Hungarian forces on the western border of Austria are officially confirmed. request for continuance. Representative Mendell of Wyoming, the republican leader, said the house would send it to conference Friday under special rule. Plan Quick Action. The senate conferees named are those who now are working on the tariff bill and the house is expected to appoint its managers on the tariff measure. Since there is no serious dispute between the two houses on the bonus, the conferees are expected to lay aside the tariff long enough to agree to a report on the bonus. Four hours of debate preceded senate action, with Senators Lodge of Massachusetts, the republican leader; Pomeroy, democrat, Ohio; Reed, democrat, Missouri; Sutherland, republican, West Virginia; Trammell, democrat, Florida; and Heflin, democrat, Alabama, arguing in support of the measure and Senators Sterling, republican, South Dakota; Owen, democrat, Oklahoma, and Watson, democrat, Georgia, opposing it. Neither senators nor spectators manifested particular interest in the proceedings as the discussion proceeded, but just before the vote came both the senate chamber and galleries filled quickly. Spectators Applaud. With the announcement of the result there was applause from spectators, particularly from one section of the galleries, where there were a number of service men. No effort was made to prevent this demonstration. Government experts estimate the total cost of the bonus at \$3,845,659.481 on the basis of 75 per cent of the veterans electing the certificate plan, 22 1/2 per cent the farm and home aid and 2 1/2 per cent the vocational training. This cost would be divided annually as follows: 1923, \$77,400,889; 1924, \$92,177,729; 1925, \$73,100,962; 1926, \$370,229,885; 1927, \$148,962,215; 1928, \$137,564,284; 1929, \$92,176,417; 1930, \$36,372,946; 1931, \$25,466,117; 1932, \$21,955,771; 1933, \$18,503,421; 1934, 18,788,137; 1935, 18,788,137.

Will He Be Left Waiting at Church Fourth Time?



Mary Landon Baker

Three times Miss Mary Landon Baker, beautiful Chicago heiress, has left her persistent fiance, Alister McCormick, rich Chicago man, waiting at the church. The first time the guests were assembled in the church when she postponed the ceremony. The fourth time may "take" for they are now reported ready to be married "somewhere in England" between September 18 and 21. But no one can tell a woman's mind, and she has a right to change it.



Alister McCormick

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15 Die in B. C. Mine Blast. Cumberland, B. C., Aug. 31.—Fifteen men were killed and 10 injured in the explosion which occurred late yesterday in No. 4 mine of the Canadian collieries of the Dunsmuir coal properties here. All of the bodies have been recovered.

Member of Mexican Chamber of Deputies Shot. Mexico City, Aug. 31.—(By A. P.)—Tortuano Letus, a co-operationist deputy, was shot and killed today in the green room of the chamber of deputies. Martin Barra, an independent member, is charged with the shooting, which followed a dispute over the contested credentials of the two men as deputies from the state of Michoacan.

Language Law Trial Completed at Lincoln. Lincoln, Aug. 31.—(Special Telegram)—Trial of trustees and deacons of the German Evangelical church at Emerald, charged with refusing to permit services in English held at the church, was completed in justice court late last night. The six church officials admit the door was locked and keys unobtainable when certain church members desiring to hear services in English called at the church. Their defense was that a majority of members were against services in English and their business was to permit the majority to rule. It is the first prosecution under the new American Legion language bill passed by the last legislature. Linn Doyle, assistant county attorney and American Legion member, is conducting the prosecution, while C. A. Soranson and F. L. Bollen are conducting the defense.

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Four men, seated around a table in the office of the Pittsburgh Coal company, signed the agreement which terminated the bituminous struggle. J. M. Armstrong, general manager, represented the operators; William Hargett and P. T. Fagan were the officials of the United Mine Workers.

Two disputed points were compromised. The demand of the mine workers that nonunion men employed at the company's mines be discharged was accepted. It was understood, however, that some of these workers will be unionized.

Report Says Odessa Soviet Has Renounced Bolshevism

London, Aug. 31.—(By A. P.)—A dispatch to the Daily Mail from Berlin says a report has been received in the German capital that the Odessa soviet has purged itself of bolshevism, proclaimed its independence of Moscow and called upon all citizens to unite against the "communist usurpers."

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Greeks Attempt Counter Attacks on Turk Advance

Isolated Drives Soon to Be Followed by General Grecian Offensive—Fighting Is Bitter.

Smyrna, Aug. 31.—(By A. P.)—The Greek army in Asia Minor, which has been falling back before the Turkish nationalists along a wide front, was understood this morning to be attempting counter attacks following the arrival of reinforcements.

These isolated counter drives were soon to be followed by a general offensive by the Greeks, the advisers reported.

The civilian Greeks and Armenians in the invaded district are following the Greek army, fearing a massacre. Intensive fighting was continuing yesterday between the Greeks and the Turks southward of the Alton Karahissar way. It is believed here that Mustafa Kemal Pasha has concentrated 70,000 troops and more than 200 guns for the offensive against the Greeks. The Greeks, though greatly outnumbered, are offering stubborn resistance to the massive German-like tactics of the Turks. All available Greek troops are being brought up to the scene of the hostilities.

Heavy Fighting

Constantinople, Aug. 31.—(By A. P.)—The first communique issued by the Turkish nationalists on the battle centering around Alton Karahissar indicates that the fighting was extremely heavy. The Turks do not give the number of Greeks taken prisoner, but say they captured considerable booty.

The Kemalists, according to the communique, were forced to break through a triple defense system of barbed wire entanglements.

General Tzicopoulos, Greek commander, effected the evacuation of the city in a skillful manner. The Turkish cavalry pursued the Greeks toward Banaz, to be southwest, but the retreat was finally brought to a standstill by counter attacks.

The fall of Alton Karahissar, although a serious loss to the Greeks, does not involve the evacuation of Eski-Shehr.

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Eastern Nebraska Corn Benefited by Rain

Lincoln, Aug. 31.—The rain of last week in northeastern Nebraska counties was beneficial and corn continues in fair to good condition in that region, according to the weekly state crop summary issued by G. A. Loveland, meteorologist in charge of the weather bureau here. The damage to corn in southern counties has been less than in southern counties.

In the central and southern counties the damage to corn has been large, the summary states, and general rain now will not affect the yield. Cutting corn for fodder and silage now is in progress in many places. Pastures are mostly very dry in the southern part of the state.

The week ending August 29 was favorable for having and the plowing was slow progress, but this work is well advanced for the season. Sugar beets continue in good condition.

Temperature for the week averaged 3 degrees above normal. Rainfall was light, ranging from none to .1 inch.

Music to Cheer Vets in Hospital

Nebraska Legion Auxiliary Presents Radio Set to Colfax (La.) Institution.

Music now fills the halls of United States hospital No. 75 at Colfax, La., where many war veterans are patients.

American Legion auxiliary, department of Nebraska, 6000 members, yesterday afternoon presented to the hospital radio outfit that cost \$399. Every hospital bed has a receiver, and several magnavoxes throw the music and messages into corridors.

Mrs. Edgar B. Penney, president, and Mrs. J. E. Baird, national committeewoman, made the presentation for the auxiliary. Radio took Mrs. Penney's message to bedfast veterans.

Bellevue school, which has 80 veterans as students, today will receive from the auxiliary, in formal presentation ceremonies, a saxophone, a set of bells, a trombone and a cornet to complete its orchestra.

The auxiliary assisted its members 10 cents each for the Colfax radio outfit and raised money for the Bellevue gift by holding a daisy sale.

Court Upholds Nomination of Oregon G. O. P. Candidates

Salem, Ore., Aug. 31.—Ben W. Olcott, whose nomination as the republican party's candidate for governor was contested on behalf of Charles Hall, was declared to be a regular republican nominee in an order signed by the circuit court today.

New York, Aug. 31.—The rumor went abroad in the Times square district yesterday that there was a "sticker" in the punch being served customers and callers at the opening of a new popular priced hat store at 24 East Forty-second street, which in the morning papers had advertised a collation for all comers.

Within 10 minutes after the first samples of the punch many had voiced approval, the store was so crowded that nobody inside could move and hundreds massed about the entrance clamoring for admission. The store is 125 feet deep and 18 feet wide and it has no rear exit and only one entrance door.

In the crush three youths were pushed through the plate glass windows in front of the store and were severely cut by pieces of glass. The noise of the windows' crash caused panic within the store and consternation in the crowd, now numbering thousands, outside.

Added thousands came from all directions. Traffic was blocked on Forty-second street to Fifth avenue and the effect of the jam of humanity was seen as far east as Grand Central terminal.

Police reserves came on the run and with night sticks battered a way through the crowd, estimated then at 10,000 persons. Riotous scenes were enacted and many persons were trampled before the crowd was dispersed and order restored.

What was left of the punch spilled and evidence for a charge of violating the prohibition laws was not obtained, but Edgar G. Gould, vice president of the company operating the store, was arrested for violation of a city ordinance and will have to answer in court tomorrow.

Hot Lips—Fox-Trot—The California Rambles Nobody Lined—Fox-Trot—The California Rambles Who Takes My Place—Fox-Trot—George—Fox-Trot—Emil Coleman and His Montmartre Orchestra Say It While Dancing—Fox-Trot—Bar Harbor Society Orchestra Blue—Fox-Trot—Verker's S. S. Florida Orchestra Sunlight Alley—Fox-Trot—Verker's S. S. Florida Orchestra The French Trot—Fox-Trot—Intend, "If I Had My V. S. Pretty Baby"—Verker's S. S. Florida Orchestra Old Time Waltzes: Part 3. Two Little Girls in Blue, Canadiana, Fairy's One, One Girl in the World for Me, And the Band Played On—Selwyn's Dance Orchestra Part 4. In the Shade of the Old Apple Tree, Just a Kiss, My God, My God, My God—Selwyn's Dance Orchestra Selwyn's Dance Orchestra with Vocal Chorus By Charles Hart Aeolian Symphony Dance—Selwyn and Danish Aeolian Symphony Dance—Egypian Rites Arranged by Arthur Scherbi—Verker's S. S. Florida Orchestra Doo Doo Doo (Merry Mood)—S. P. Foster Mic Tussler Vior Zork (Rumba)—S. P. Foster Tchaik. N. S. (Scherzo)—Morris Goldstein Die Kleider Kasten (Scherzo)—Morris Goldstein El Shady (Waltz)—Joseph Friedman I'm Up to My Ears in You (Rumba)—Joseph Friedman

Oh, Buddy boy! Look what Mother went and put into the lunch basket—whole whopping big packages of Kellogg's Corn Flakes! Buddy's believe, I can eat just about twice as much on 'em as I can on any other cereal. Now I love Kellogg's!"

Time to stop eating Kellogg's heavy food! CORN FLAKES wonderful for the whole family

Nature rebels against heavy foods in warm weather. Much illness in summer is caused by overtaxing the stomach. Change your diet—and keep snappy in mind and muscle!

Kellogg's Corn Flakes with cold milk and fresh fruit are wonderful for the hot days—for breakfast, for lunch, for supper or for "snacks." They digest without taxing the stomach and supply the nourishment the body needs.

For children, for the workers and for the aged there is no more delicious, sustaining summer food than Kellogg's Corn Flakes.

Insist upon Kellogg's Corn Flakes in the RED and GREEN package bearing the signature of W. K. Kellogg, originator of Corn Flakes. None are genuine without it!

Kellogg's TOASTED CORN FLAKES

BUY NOW AND SAVE

Dresses Dresses Winter Coats Winter Coats Made to sell Made to sell Made to sell Made to sell up to \$29.50, up to \$39.50, up to \$39.50, up to \$55.00

\$16.75 \$24.75 \$24.75 \$34.75

Hundreds of more exclusive garments at real value prices.

1613 Farnam Street—Menagh's Old Location.

Kellogg's CORN FLAKES

Also makers of KELLOGG'S KRUMBLES and KELLOGG'S BRAN, cooked and branched

Entombed Miners Alive Is Belief of Rescue Experts

Three Routes of Escape Possible to 47 Men Imprisoned Since Sunday—Fire Dies Down.

Jackson, Cal., Aug. 31.—Three routes of escape from the pitch black, smoke-choked underground mine drifts to the sunlight and to open ground where tormented lungs might drink deep of fresh breezes, are applicable to the 47 miners imprisoned since midnight Sunday in the four lower levels of the Argonaut mine.

A second rescue corps, on a level 300 feet below the group that has worked since Monday to reach the entombed men, today had made perceptible progress. It will be a long siege through 500 to 600 feet of loose dirt before a 149-foot wall of solid slate is reached.

This second corps, starting at 6 o'clock last night, is working from the 3,900-foot level of the Kennedy mine, burrowing toward the 4,600-foot level of the Argonaut.

Three hundred feet above them toil and sweat the half naked workers who have drilled in bored shafts since Monday to cut through more than 700 feet of loose dirt and timbers and 30 feet of hard rock. They struck a cave-in last night, slowing their progress. They estimated there would be between 90 and 100 feet more of rock and dirt to be cleared.

The fire in the mine shaft is out. This was the announcement last night of experts working in the Argonaut shaft itself. The heat in the shaft, they said, was so intense that flames may break out again at any time. It will be five days before an entrance may be made through the flame-charred section above the 3,000-foot level to reach the men on the levels below.

Jackson, Cal., Aug. 31.—Wives and families of the entombed men in the Argonaut mine gathered at the mouth of the shaft in prayer meeting late yesterday. Overhead, the winches screamed and screeched as workers were lowered into the shaft. In the hush as the winches paused could be heard the prayers offered for the safe delivery of men imprisoned nearly a mile below.

Special mass was held this morning at St. Patrick's church. The Rev. Father Kearney conducted the services, and said prayers for the miners.

Two are through passages which workers are endeavoring to cut from the Kennedy, an adjoining mine. The third is through the shaft of the Argonaut itself.

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Punch With a 'Kick' Draws 10,000

New Hat Store Opens Up in Gotham—Beverage Served, Approved, Tasters Tell Friends—Riot—Police.

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Thompson, Belden & Co. When the Kiddies Return to School-- Their Shoes-- Their Hosiery-- Sturdy little shoes in black and tan calf that were built over foot-form lasts. They have the sewed soles, insuring comfort for growing feet. Widths A to C. Sizes 8 1/2 to 11, \$4.50. Sizes 11 1/2 to 2, \$5.00. Pony Hosiery is the best of all for it has triple knees, heels and toes. Heavy, medium and lightweight, in black, white and cordovan. Price 50c and 60c. Remnants of printed voiles, tissues, chambrays, crepes and sports skirting in lengths for all dress purposes—values to 75c for 15c, a yd.

VOCALION September Records Out Tomorrow. SEPTMBER—and comes the homing of the Harvest, a time of festivity and rejoicing. With the waning of the glorious Harvest Moon comes Good-by Summer, long evenings indoors, and the call for the Bumper Harvest of September Red Records—the Records it pays to gather and store. Because Vocalion Red Records Last. At Parling Emma Roberts, Contralto 14374 10" 75. I Hear a Thrush at Eve Helen Clark, Mezzo-Soprano 52899 12" 1.75. I Due Granatieri (The Two Grenadiers) Giacomo Mimmi, Bartolomeo 20906 10" 1.00. I'll Sing These Songs of Araby Charles Hart, Tenor 14382 10" 75. Honey, I Want You Now Critchton Male Quartet De Sardinian 14375 10" 75. Oh, Promise Me (Scott-Ragland de Kewes) Elliott Shaw, Baritone 14373 10" 75. Passage Bird's Farewell Charles Hart, Tenor—Elli