

VAGRT FAMILY IS ACQUITTED

Divorce Is Followed by Big Suit

Chicken Dinner King of Millard Hopes to Collect From Owner of Filling Station.

Says Wife Was "Stolen"

The former wife of Louis Schmidt of Millard is the cause of a \$25,000 allegation of affections suit filed in district court last yesterday by Schmidt against John Peters, also of Millard.

Schmidt operated the Saxon Inn on the main corner of Millard, hundreds of Omahans have eaten chicken dinners, for which the place was famed.

Across the street, Peters conducted a hardware store and filling station. Peters liked chicken and came often to the chicken place. According to the petition filed by Schmidt's attorney, Peters would signal to Mrs. Schmidt by code from the filling station and hardware store across the street, and finally, after weeks of pursuit, gained the confidence of Mrs. Schmidt and carried his attentions into her home.

Their actions became the talk of the town, the petition says. Once, it is alleged, Peters and Schmidt's wife were found together at an Omaha hotel.

The attentions of Peters became still more marked. He bribed employees of the chicken place to silence, the petition states.

He took the wedding ring given Mrs. Schmidt by her husband and replaced it with a more expensive one.

Peters is a church member and head of a family, Lones says.

Schmidt obtained a divorce from his wife, Lottie, last October. She now is in Omaha.

Mathers Files Candidacy Papers



Lincoln, Dec. 8.—A. N. Mathers of Gering, speaker of the house during the last session of the legislature, was in Lincoln Saturday and personally filed his acceptance as republican candidate for governor. Petitions for Mathers had been filed some time ago with the secretary of state.

It is expected here by friends of Adam McMillen of Beatrice that he will enter the race soon.

Rum Ring Tries to Kill Informant in 2 U. S. Prisons

Attempts Made on Life of Convict, Ex-Deputy Marshal, in Pens at Atlanta and Leavenworth.

Tacoma, Wash., Dec. 8.—Tyrce Taylor, former deputy marshal at Memphis, Tenn., was granted a parole from the McNeil Island penitentiary Thanksgiving day and on the following day availing himself of government transportation allowance, departed for Tennessee. It was learned here today that Taylor had served one-third of a three-year term imposed after his conviction on a charge of accepting bribes in connection with a whiskey ring operating in the south.

He had been placed at McNeil Island following attempts upon his life both at Atlanta (Ga.) and Leavenworth (Kan.) penitentiaries, where he was first imprisoned.

Taylor's safety, even in prison, was endangered, it was understood, because he had turned witness for the government in the breaking up of the big rum organization with which it was shown he had been operating. This involved, it was said, a number of prominent Memphis citizens and fanned a veritable feud.

Robinson, Ill., Dec. 8.—State's Attorney Charles E. Jones of Crawford county, and Henry Pant, confessed bootlegger who charges he has paid protection money to Jones for six weeks, were arrested today by prohibition agents and deputy United States marshals from the eastern district of Illinois under the direction of Charles W. Burchell, prohibition group chief from East St. Louis, who today began a cleanup of Crawford county in the Illinois field. The agents then began an extensive series of searches with warrants for the arrest of 25 persons.

Still Untouched Oil Land in U. S.

Washington, Dec. 8.—Although the United States may count in the future on oil fields not yet discovered, in the opinion of David White, geological survey expert, it will begin to depend within the next five years for part of its supply upon imports from irregularly increasing foreign fields, or upon oil shale.

Mr. White, testifying yesterday in the senate public lands committee's inquiry into the leasing of naval oil reserves, declared, however, that his prediction was "necessarily more of a prophecy than an estimate." He was emphatic in his statement that all the oil fields in the United States have not been discovered.

Uncle Sam Signs Trade Treaty With Germany

Washington, Dec. 8.—A new treaty of commerce, friendship and consular relations between the United States and Germany was signed here this afternoon.

Hughes signed for this government and Ambassador Wiedefeld for Germany. The treaty is similar to those which exist between the United States and many other countries.

Charges Heard

Further hearing of the charges against Detective Joe Zich, filed by Frank Alex, 4615 South City second street, was given by the city council Saturday, but action in the matter was deferred until the return of Police Commissioner Henry W. Dunn, who is out of the city.

Alex alleged that Zich struck him while both were in a soft drink parlor at 427 South Thirty-third street.

Zich declared that Alex became abusive and called him names.

Fair Body Elects Iowan

Chicago, Dec. 8.—The International Association of Fairs and Expositions yesterday at the closing session of its 23d annual meeting elected Thomas H. Canfield of Hamline, Minn., president. Don V. Moore of Sioux City, Ia., was elected secretary-treasurer.

Girl, Going G.O.P. Meet to Doomed Slated for Father, Dies Cleveland

Wish of Elizabeth Satterfield That Life End Before Execution of Parent for Murder Is Granted.

News Unnerves Father Coolidge Directs Choice

Albuquerque, N. M., Dec. 8.—Death today interrupted the plans of Miss Elizabeth Satterfield to see her father before he pays with his life for the murder of his brother-in-law at Atlanta, Ga. Miss Satterfield, returning from Los Angeles, Cal., died today from the effects of poison taken a few weeks ago in Los Angeles. At the time she took poison she declared she wanted to die before her father was executed.

Her wish at that time was unfulfilled as Los Angeles physicians succeeded in saving her life. She then undertook the journey homeward in an effort to make a personal appeal to the governor to save the life of her father. She was stricken here, however, as a result of the poison and had been confined in a hospital for nearly a week.

Atlanta, Ga., Dec. 8.—J. B. Satterfield, convicted slayer of his brother-in-law, R. H. Hart, and under sentence to hang, became unnerved in his cell here today when he was informed by his attorney that his daughter, Elizabeth Satterfield, had died at Albuquerque, N. M., while en route to Atlanta to be with him.

Governor Bryan Advised He Can Remove Sheriff

Chief Executive Has Power to Act in Cass County, Letter From Attorney General Says.

Lincoln, Dec. 8.—Answering Governor Bryan's request for a resumption of his powers as applied to the removal of Sheriff Quinton of Cass county, Attorney General O. S. Spillman today informed the chief executive in a letter, that it was within his power to suspend the sheriff and to ask the attorney general to start quo warranto proceedings.

"This department stands ready to proceed at your pleasure," the letter reads.

Mr. Spillman advises that if Governor Bryan finds evidence sufficient to warrant suspension of the Cass county official, he should notify the county board of the suspension, and if the chief executive desires said board to appoint a temporary sheriff the board would have authority to make the appointment.

The letter concludes with instructions regarding the governor's power to order the attorney general to file quo warranto proceedings against the sheriff.

Admits He Set Fire to Buildings in Iowa

New York, Dec. 8.—Police of eight western cities were requested by the New York police today to investigate an alleged confession by Edward Schlott, arrested here last night, that he had fired rooming houses and hotels in each of them during the past nine years.

Schlott started his fire bug activities in Kansas City, Kan., in 1914, the alleged confession recited. In 1915 he confessed he fired buildings in Cedar Rapids, Des Moines and Terre Haute. In 1920, said the confession, Schlott started fires in Pittsburgh, Cleveland, Dayton, Toledo and Detroit.

Schlott attributed his curious career to an unfortunate love affair of 22 years ago which caused him to join the army. While enlisted, he said, he was struck over the head with an iron bar and had never fully recovered.

Clarinda Organizes for Chicken Thieves

Special Dispatch to The Omaha Bee, Clarinda, Ia., Dec. 8.—Action has been taken by the Page county farm-bureau by which an organization will be perfected in each township of the county to abolish chicken stealing.

The mysterious disappearance of large flocks is becoming common. The workers in each township will guarantee \$150, raised in that township, to be used in paying rewards for the conviction of chicken thieves.

Another General Joins Revolution in Mexico

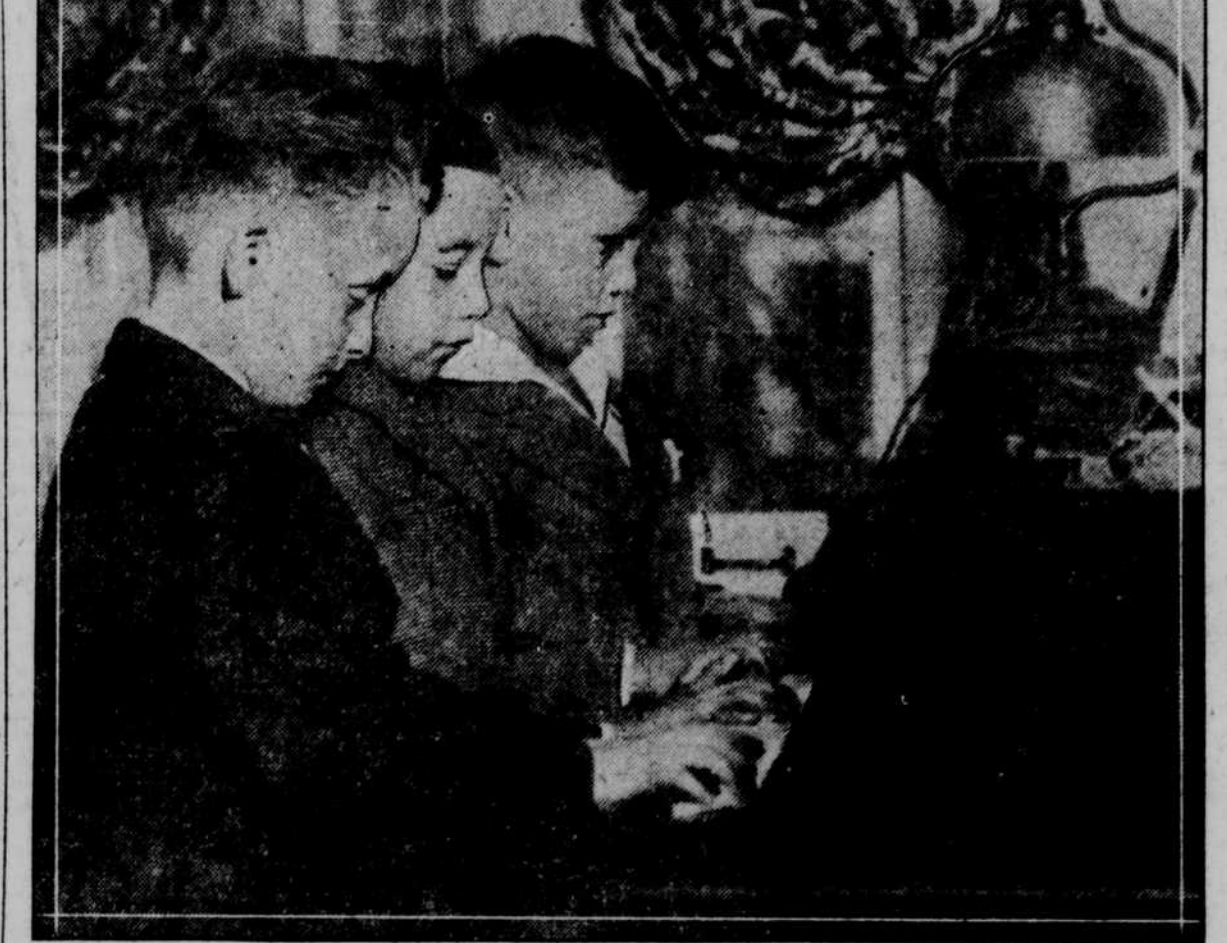
San Antonio, Tex., Dec. 8.—General Estrada has revolted against the Obregon government with two of the four regiments at Guadalupe City, according to a telegram received by Consul General Alejandro Lubbett of this city from the acting secretary of foreign relations at Mexico City. The other two regiments remained loyal, according to the telegram. The telegram stated that General Figueroa has surrendered in the state of Guerrero. He had been in revolt.

Hurrah for Our Side!

We do it often, but once in a while we get enthusiastic and tell 'em about it. This time Mrs. H. Neff of 2308 Capitol Ave., rented room with a Bee Want Ad in three days, after giving other papers a thorough trial. Also Mrs. J. M. Murtaugh, 3034 Lincoln Blvd., rented her room after a two-day try with a Bee Want Ad. They only cost 15c a line, but they rent as many rooms in a month as there are bones in a mountain trout. Phone AT. 1000—try one and see.

It's Results That Count

3 Young "Paderewskis" at Dundee Make Musical Debut



Three embryo musicians who may prove to be a second Paderewski Josef Hofman, or De Pachmor. Left to right, Billy Hamilton, Charles Richardson and Sam Rees.

Musio has such charm that it will place three little boys at one piano to perform in a recital before more than 50 children and a number of fond parents. This unusual performance took place last Saturday at a meeting of the Junior Musical at the Forrest Richardson home, 5215 Webster street with Charles Richardson, Billy Hamilton, son of Mr. and Mrs. C. B. Hamilton, 4902 Capitol avenue, and Sam Rees, son of Mr. and Mrs. Samuel Rees, jr., 5165 Leavenworth street.

The three boys who had been students at the piano for two months, are now eligible to the musical club, since they have played in public once. It was a great task, said their mothers, but the boys managed to see it through. They are all 8 years old and pupils at the Dundee school.

"The boys were upset because, in order to practice, they gave up their Thanksgiving vacation," said Mrs. Richardson.

"They spent many hours at the piano, counting and marking time. They would disagree at times, as all musicians do, and nudge each other with their elbows if a mistake was made. They played from memory."

"The musical offering was 'Andante' by Hayden and was arranged in the three parts by Mrs. Edith Wagner, their teacher.

"It was a great occasion for the boys," said Mrs. C. W. Axtell, president of the club.

"Each boy thought he had the responsibility of the three. They entered the room, made a stiff bow and marched over to the piano. They counted a measure before they started to play and then proceeded without any mistakes.

Sammy was so worried about the musical technique of Charles that when Charles was expected to come out strong on a certain measure Sammy gave him an awful nudge. Charles resented it, but kept on playing. Even after the boys had completed their part of the recital they felt that the success of the whole affair was upon their shoulders."

Having a big sigh when their part of the recital was over, the boys remained in the room to see what the other children could do, said Mrs. Richardson.

When the boys were asked if they liked music, they all tested their feet, voiced a loud "aw," and ran off to play in their cave in the yard.

Husband Admits He Decapitated Wife; Hid Baby

Wealthy Milwaukee Real Estate Man's Arrest Results From Sister-in-Law's Recital of Troubles.

Milwaukee, Wis., Dec. 8.—The stonemason he maintained through the grisly ordeal of unearthing the headless and naked body of his wife, Mrs. Ora Tompkins, from its secret grave in the Lion's Den ravine, deserted E. Ray Tompkins this evening.

After professing his innocence for 12 hours, the wealthy real estate operator and former normal school instructor broke under the grilling of District Attorney George Shanahan and admitted that he hacked his wife's head from her body last Thursday, burned the head in a furnace, bundled the body into his new automobile and drove it to the lonely spot where it was buried.

A first degree murder warrant was served on Tompkins shortly before he confessed. Under Wisconsin law, no regular grand jury sessions are held and the accused man will be given his preliminary hearing in circuit court without waiting for an indictment.

The ghastly discovery of Mrs. Tompkins body on a country estate 23 miles north of Milwaukee, resulted from the recital to Chicago police by the slain woman's sister of a tangled story of domestic trouble, infidelity and threats of death.

Mrs. Victor Rubin, the sister, declared her belief that Tompkins had murdered his wife, as he had threatened to do, and even said the husband had declared in advance where he would conceal the body.

Added by Jacob Dones, millionaire owner of the estate on which Lion's Den ravine is situated, Sheriff Phil Westphal took Tompkins to the police and forced him to recover the body.

Despite the growing evidence against him, Tompkins persisted in his pose of innocence until the murder warrant had been served.

Mrs. Rubin told police that another sister, Mrs. Will C. Conrad, has told her of many threats against Mrs. Tompkins' life by her husband.

"Their domestic difficulties had stretched over many years. He wanted to get a divorce, but didn't want her to start any action. He was intensely fond of the company of women."

Officers tonight continued their investigation of Tompkins' friendship with Miss Florence Wittmeyer, formerly a teacher at Milwaukee normal school, when Tompkins was a member of the faculty there. She is now employed by a Milwaukee jewelry store, police said.

Motorist Freed of Death of Student

Lincoln, Dec. 8.—Harvey H. Kettelbut was freed today of manslaughter in connection with the death of Bertie Meier, student at the University of Nebraska, in an auto accident here. Kettelbut was freed of the charge when District Judge W. E. Stewart sustained a demurrer to the complaint contending that the complaint failed to specifically charge the crime.

Miss Meier and another university co-ed were on their way to a show when they were struck by Kettelbut's car. Miss Meier died from injuries the next day. Kettelbut had just driven from an oil station when the accident happened and declared that he was driving slowly at the time. A coroner's jury, however, held him responsible for the crime and the county attorney filed a complaint.

Father Shot by Son Is Now Recovering

Shenandoah, Ia., Dec. 8.—Bert Carmichael farmer in Hand hospital suffering from gunshot wounds inflicted by his son, Claude Carmichael, is doing nicely again following a relapse.

His physicians say his condition is normal and that he will soon be able to leave the hospital where he has been for a month.

The son is serving a 30-year sentence in prison for the shooting.

Souder Jury Chosen More Rapidly Than Expected

North Platte, Neb., Dec. 8.—The second day of the S. M. Souder arson case opened today with the attorneys still working upon the selection of the jury. The work has progressed well and attorneys declare a jury will be chosen by this evening.

Up to noon today but 11 jurors had been disqualified for cause. Frank Rochus was replaced by L. C. Mitchell of Stapleton, J. W. Wiedmann was replaced by Joe Schopp of Maxwell, Grant McNeil was replaced by G. Guthrie of North Platte, and B. Spenigale of Sutherland was replaced by Spence Wood, merchant of Wallace. The prospective jury stood as follows at noon: L. C. Mitchell, Spence Wood, G. Guthrie, Joe Schopp, Gus E. Hasse, W. A. Anderson, Fred Swanson, Francis Donald, Charles Sanders, John Witt, A. R. Leavitt and Sam Camblin.

In the examination this morning, most of the jurors declared that they had heard considerable about the case.

"Iowa Hobo" Held at Falls City Is Freed

Falls City, Neb., Dec. 8.—Burt Blunt, giving Des Moines and Ames, Ia., as his home cities, was released today after his arrest yesterday as a suspicious character.

Blunt arrived in Falls City in a freight car and carried a grip filled with Liberty bonds, travelers' checks and greenbacks.

When no bank robberies or express holdups were reported, the police released Blunt. Blunt declared he was "bumming" his way through the country to save transportation expenses.

Seven Die in Mine Blast

Harvard, Ky., Dec. 8.—Seven miners were killed and six others were injured in a mine of the Black Hawk Coal company of Carr Fork as the result of a dust and gas explosion in the mine its yesterday.

Murder Case Ends in Hot Arguments

Attorneys for Defense and Prosecution in Farm Murder Exchange Personalities.

Pity for Young Girl

Seward, Neb., Dec. 8.—All three of the Vagrts were found not guilty by the jury tonight.

Seward, Neb., Dec. 8.—At 5:45 tonight the case of Adolph, Julia and Alby Vagrt was given to the jury, after it had been instructed by Judge Corcoran that the state was not asking for a verdict of first degree murder, and that it would find one or any of the defendants guilty of second degree murder, manslaughter or not guilty.

In a dramatic argument to the jury Attorney Frank Bartos of Crete, who made the first argument for the defense, declared that the state had never proved who killed Lana, and that he have for one, did not know "why we have been here for two weeks."

Pity for Alby

"I only know," he continued in an impassioned tone, "that someone should have killed Anton Lana before he ever had a chance to ruin little Alby."

He bitterly scored the methods used by the prosecution in securing signed statements from Alby and her father, and his argument was filled with references to "Fatty Runtzy" and "Bully Barth."

"It is those people who have caused this commotion and it is they who ought to be hung and not these defendants," he cried, pointing a finger at F. Barth, the deputy county attorney, who sat in front of him.

He was followed by Edward Vail, partner of J. J. Thomas, defense chief counsel, who confined himself to an outline of the law governing the case.

He said the state had no legal right to hold Vagrt for more than 24 hours without preferring charges against him.

"The prosecution has brought in many irrelevant issues," he said, "to bewilder the jury and now they are throwing them overboard."

"Motives" Improved.

He was referring to the "Runtzy Grave," which Barth disowned this morning and to the many motives for the murder, suggested in County Attorney McKillop's opening speech to the jury which has never been proved.

Attorney Thomas, who completed the argument for the defense, in an address that ran the gamut from cold logic to the dramatic, and in which he broke down several times, showed, as he did Bartos, that the shotgun wound which caused the death of Lana, must have been inflicted, as testified to by Alby.

Holding the jacket of Lana before the jury, he emphasized the smallness of the shotgun hole and its position under the armpit, saying that the gun could not have been held more than a foot from the body and that Lana's arm must have been raised when the gun was discharged.

Witnesses Denounced.

He declared that the defendants were ignorant of the bill of rights which throws a mantle of protection about them, and that their respect for the law was so great that they felt they must answer questions put them by officers of the law.

Abandoning logic, he swung into a denunciation of the state's witnesses, Runtzy, Frank Vishnefski and A. G. Volland, who he declared were the only three listed on the information that would tell him nothing of the case.

"Correspondence" Detective.

"Runtzy," he said, was nothing but a correspondence school detective, seeking to immortalize himself, while Volland, a Milford undertaker, was declared to be "that pretty boy who got an order from the county attorney to embalm that animal."

"The defendants," he concluded, "ought not to have a verdict of guilty, but a vote of congratulation."

County Attorney McKillop, in closing the state's argument, outlined his theory of the killing of Lana. His action was objected to by Thomas, who characterized it as unfair, and Judge Corcoran admitted that it was hardly proper, in that it gave the defense no opportunity to refute the theory.

Former Omahan, Rich Ranchman, Jailed and Fined

North Platte, Neb., Dec. 8.—Sheldon Bayright, wealthy rancher, formerly of Omaha, living northwest of Sutherland, was sentenced this noon in district court for possession of four stills. He was fined \$1000 and sentenced to 90 days in the county jail. He was given until this evening to deliver himself into the custody of Sheriff Berthe to start his sentence and serve until the fine is paid.

Bayright was arrested last year upon the charge of having four stills in his possession, two of which were in operation when the authorities raided his ranch home. Bayright was brought before the federal court and his trial was indefinitely postponed. No action was taken upon his case until the grand jury met this fall and an indictment was returned against him.

He appeared in district court late Monday and pleaded guilty to the charge and was given his sentence today noon. This is the largest fine for liquor law violation which Judge Tewell had handed down in Lincoln county. The second largest fine being \$1,000 and 90 days when Charles Shaffer was found guilty by a jury. Shaffer appealed his case to the state supreme court, this was argued Thursday in the state court and no decision has as yet been received.

Beatrice Kiwanis Club Entertains for Wives

Special Dispatch to The Omaha Bee, Beatrice, Neb., Dec. 8.—Members of the Kiwanis club were hosts to their wives at a banquet at the Y. W. C. A. The men furnished the food and their wives entertainment. The committee in charge of the entertainment consisted of Mrs. C. A. Spellman, Mrs. C. P. Fall, Mrs. F. W. Buckley, Mrs. J. C. Douthitt.

U. S. Fishing Vessels Are Barred by Canadian Ports

Washington, Dec. 8.—The Canadian government today notified the United States that fishing vessels would not be permitted to enter Canadian ports after December 31, except for shelter from storms or in like emergency.

The Weather

For 24 hours ending 5 p. m. December 8:
Temperature:
Highest, 52; lowest, 42; mean, 47; normal, 53. Total excess since January 1, 2.84.
Relative humidity, percentage: 7 a. m., 62; noon, 42.
Precipitation, inches and hundredths:
Total, 0. Total since January 1, 28.34; excess, 29.
Hourly Temperature:
8 a. m., 48; 9 a. m., 48; 10 a. m., 48; 11 a. m., 48; 12 m., 48; 1 p. m., 48; 2 p. m., 48; 3 p. m., 48; 4 p. m., 48; 5 p. m., 48; 6 p. m., 48; 7 p. m., 48; 8 p. m., 48; 9 p. m., 48; 10 p. m., 48; 11 p. m., 48; 12 m., 48.