

# COOLIDGE LEAD IN DAKOTA CUT TO 557

## Slayer of Aughe Gets Off With Life Imprisonment

### Jury Shies at Demand for Death

Fifty Ballots Necessary Before Jurors Arrive at Agreement: Out 27 Hours.

### Appeal Is Unlikely

A verdict of guilty of first degree murder and of being an habitual criminal was returned by a jury in Judge Fitzgerald's court Wednesday against Joe Guzwek and his punishment was fixed at life imprisonment in the penitentiary.

He killed City Detective Frank Aughe in a drug store at Sixteenth and William streets, January 31, while resisting arrest.

The state sought the death penalty. The jurors went out at 12:15 noon, Tuesday, deliberated all night, and agreed at 3:15 Wednesday.

On the first ballot they stood unanimously for the verdict of guilty in the first degree.

Fifty ballots were taken to fix the penalty.

On the first 10 ballots they stood 7 to 5 for life imprisonment; on the next four ballots they stood 8 to 4 for life imprisonment; then back to 7 to 5. On the 39th ballot they were divided 9 to 3 for "life." From then to the 49th ballot it stood 8 to 4 and on the 50th ballot, which was taken by standing instead of in writing, the 12 men were agreed on life imprisonment.

Guzwek smiled and spoke a few words across the table to County Attorney Henry Real, as he sat waiting for the jury to take the box.

He showed no emotion when the verdict was read.

According to statistics, a "life" sentence means only about 11 years. The defense is understood to be satisfied with this decision of the jury, and it is considered improbable that motion for new trial will be filed.

Before the trial began, attorneys for the defense offered to permit their client to plead guilty to second degree murder, and accept a life sentence, but County Attorney Real insisted that he face a charge of first degree murder in court, with a possibility of paying the penalty with his own life.

Widow Not Present.

Widow and daughter of the slain detective, who have attended the trial, were not in court when the verdict was read. Miss Ara Aughe, sister of Detective Frank Aughe, was present, however.

No date has been set for the formal pronouncement of sentence upon the convicted slayer.

After sentence is pronounced, he will be taken to the state penitentiary at Lincoln, to begin his term.

### JENNINGS ARRIVES FOR OIL HEARING

Washington, March 26.—The senate committee on public lands and surveys—the oil committee—suspended its hearings today to consider pending bills, but it will get back to its investigation tomorrow.

Witnesses on reported "oil deals" during the 1920 republican national convention.

Al Jennings arrived here today from Long Beach, Cal., and had a conference with Senator Walsh, the committee prosecutor. He promised "a whole lot of stories" when he takes the stand tomorrow, but would not discuss a statement recently attributed to him to the effect that there was a million dollar "oil deal" at the Chicago convention in connection with the nomination of the late President Harding.

### Postponement Denied in Sale of Railroad

Kansas City, Kan., March 26.—Judge John J. Pollock, in federal court today denied a petition of British stockholders in the Kansas City, Mexico & Orient asking a postponement of three months in sale of the road, scheduled at Wichita, Kan., tomorrow.

### We Have With Us Today

Arthur M. Evans, Chicago. Journalist. Stopping at Hotel Fontenelle.

Arthur Maybury Evans was born August 30, 1874, in Gillingham, Northamptonshire, England, and came to the United States with his parents in 1884. He graduated from the University of Michigan in 1899 and entered newspaper work at once.

During the years from 1908 to 1918 he gained considerable fame as author of the "By the Senator" column in the Chicago Herald. In 1918 he joined the staff of the Chicago Tribune and has been connected with that paper ever since.

Evans was assigned to the peace conference and later accompanied the late President Wilson on his tour of England, France and Italy.



### Engineer Quizzed on Tax Bureau

Dismissed Employee Denies Knowledge of Craft or Corruption in Bureau.

Washington, March 26.—Tax records of the "Mellon companies" were brought today to the committee room of the special senate committee investigating the internal revenue bureau, but the committee did not reach them during the session. Its then was occupied with Charles F. Brown, one of the group of appraisal engineers dismissed from the bureau last year.

Brown recounted the circumstances of his dismissal, making charges of incompetency against his former chiefs, later also separated from the bureau. He declared specifically, however, he had no knowledge of any graft or corruption within the bureau.

At the conclusion of the session Brown said he would present the case of "another Mellon company" on which he had worked. He named Allen P. Davis & Co., a Pittsburgh steel concern, but bureau officials said this was not a Mellon company.

It developed that Brown's information that Secretary Mellon was interested in this company came from an engineer who assisted him on tax appraisals. Pressed by Senator Watson, republican, Indiana, to say whether he had knowledge of any influence on the part of Secretary Mellon or any one else, to bring about a liberal construction in the case, he said he had not.

It was indicated that the committee tomorrow would take up an examination of these cases, in which previous witnesses have made general allegations that the taxpayers were dealt with liberally by the bureau.

### BURIED SYRIAN CITY DISCOVERED

Paris, March 26.—French archaeologists working in Syria have discovered at Saliyah, in the Euphrates region, a Greek city founded just after the death of Alexander the Great, 2,246 years ago, and abandoned in 273 A. D. when the desert sands covered it.

Among the objects found are parchments, one of which, written in 189 B. C., is said to be the oldest Greek manuscript extant.

### Married in Council Bluffs.

The following persons obtained marriage licenses in Council Bluffs yesterday: Harry Rice, Parker, S. D.; Phoebe Butterley, Moose Jaw, Can.; Elmer Foley, Anselmo, Neb.; Naomi Judge, Anselmo, Neb.; P. M. Warrall, Omaha; Grace Cunningham, Omaha; Carl Miller, Omaha; Emma Carlson, Omaha; Howard Hase, Kearney, Neb.; Vera Caraway, Lexington, Neb.; A. R. Kellogg, Fremont, Neb.; Thea Miers, Avon, Neb.; Peter Linding, Kinross, Neb.; Peter Madson, Omaha; William Fischer, Pikesville, Neb.; Josephine Tobols, Nohara, Neb.

### LANDSLIDE KILLS 50 NEAR NAPLES

Rome, March 26.—Fifty persons have been killed in a landslide in the seaport of Amalfi, 23 miles southeast Naples, according to a dispatch from Amalfi to the Giornale d'Italia.

Amalfi, on the gulf of Salerno, is picturesquely situated on the summits of lofty rocks crowned with embattled walls and ruined towers. It suffered from a landslide in January, 1906, when a portion of the promontory on which it is situated fell into the sea.

### U. S. DEATH RATE SHOWS INCREASE

Washington, March 26.—The death rate of the country continues to increase while the birth rate continues to decline.

Statistics compiled by the census bureau show the annual death rate to have been 15.4 per 1,000 of population in the first nine months of 1923, compared with 11.8 for the same period of 1922. The annual birth rate was 22.8 per 1,000 compared with 23.1.

Montana had the lowest death rate with 7.0 per 1,000 population and Vermont had the highest rate with 15.8. North Carolina had the highest birth rate with 30.2 per 1,000. Montana had the lowest with 17.5.

### EXPLORER PLANS TRIP TO POLE

London, March 26.—A projected new expedition to the north pole is reported. The Westminister Gazette says a young Icelandic, Gretter Algarsson, is starting for the Arctic early in May on a preliminary trip to Nova Zembla and Franz-Josef land.

This expedition is a prelude to another in 1925, under Algarsson's leadership, the objective of which will be the pole.

### JOYCE BANKS ON TRIAL NEXT WEEK

Joyce Banks will be placed on trial in district court next Monday for the haystack murder of Henry McArdle. He will be the third of the trio charged with the crime to be tried. The other two, Griffin and Welter, were each found guilty of manslaughter.

### Jap Steamer Sinks.

London, March 26.—A message to Lloyd's from the North Foreland wireless station reports that the Japanese steamship Tokufuku Maru sank after colliding with the German steamship Teindal near Dungeness in a dense fog last night and that 23 of its crew are missing.

### Cattle Disease Held in Check

Source of Foot and Mouth Malady Traced to California Ranch.

San Francisco, March 26.—The foot and mouth disease outbreaks in Los Angeles are being held in check, and in San Francisco all evidences have been wiped out, federal and state officers announced today. In other parts of the state the epidemic situation is being controlled.

The source of the infection in Los Angeles and here was traced to a Mercedes county ranch and a cattle chute in Merced City. The stockyards in Los Angeles and San Francisco are in being disinfected.

Cattlemen in Merced and Mariposa counties met today for perfecting plans for co-operating with the state and federal authorities and it is expected that 5,000 cattle will have to be destroyed in the two counties where the latest outbreak occurred.

### CHILD LABOR BILL IS REPORTED OUT

Washington, March 26.—An amendment to the constitution to give congress the power to regulate and prohibit the labor of children under 18 years of age was favorably reported to the house today by the judiciary committee by a vote of 14 to 2.

### WOUNDED VETS TO HEAR RADIO

Washington, March 26.—World war patients in government hospitals soon will be helped to while away the hours with radio entertainment.

Director Hines of the veterans' bureau, in an order today, instructed construction engineers of the bureau to equip all government hospitals for radio reception with connections direct to the beds of patients.

### BERGDOLL COMES TO SERVE TERM

Washington, March 26.—Grover Cleveland Bergdoll, notorious millionaire draft dodger, will sail from Hamburg tomorrow on the North German liner Deutschland, for New York to give himself up to the American government and serve his sentence for desertion, according to advices received here today.

### Bolivian Uprising Ends.

Buenos Aires, March 26.—A dispatch to La Nacion from La Paz, Bolivia, quotes an official communication issued there as announcing the end of the Bolivian uprising. The communication says the rebels holding Yaulibia fled across the Argentine border on the approach of government troops.

### Party Rule Upheld by Leslie Shaw

Two-Party System Only Escape From Mob Government, Declares Ex-Iowa Governor in Address.

### Flays Johnson Claims

"Party government is the only escape from mob government, and the country will be safe so long and no longer than it has two strong, virile, cohesive parties," Leslie M. Shaw, former governor of Iowa and secretary of the treasury, declared Wednesday night in a campaign address for President Coolidge.

Shaw was introduced by W. F. Gurley of Omaha, strong Coolidge supporter.

"The majority party must be a party of construction, the minority party the party of criticism, investigation, to the end that nothing shall escape which is not wise and clean," Shaw said. "What would the country do but for the democratic party, quick to challenge, prompt to investigate, instant to raise a cry even at a suggestion of evil? May Providence bless the democratic party and keep it always in its place."

"Happiness results from industry, service, achievement. The country, possessing the widest range of industrial activity and the greatest opportunity for achievement, is the best country. That is our beloved America."

Republican Best Government.

"That form of government which is best calculated to protect the inalienable rights of men, life, liberty and the pursuit of happiness, is the best form of government; admittedly that is the republic. And that political party which best fosters industry from which temporal happiness results, thus affording the citizen the widest range of activity with the least possible interference from the widest range of activity with the government, is the best political party."

"I challenge anyone to dispute the statement that the republican party best conforms to these requirements."

"Under republican leadership and industrial legislation, the greatness of the United States was achieved. Every industry except the mercantile marine has been fostered and every fostered industry has made marvelous and unprecedented success."

Agriculture Never Denied.

"I have been a long time student of public affairs and I am prepared to prove the statement that agriculture has never been denied any legislation which a majority of the farmers of the country have desired, and I challenge any man to name an industry, from pearl buttons to locomotives, now in successful operation, that had its origin in democratic legislation."

"Senator Hiram Johnson has accused me of having declared the loan from Mr. Doherty to Secretary Felt of \$100,000 as a friendly act. I have never so declared. I do not know whether it was a bribe, as Mr. Johnson says it was, or not. I have heretofore and will broadcast from the Woodman station the proven and established facts with reference to the loan and shall challenge anyone to find in the leases any evidence of a bribe."

"I have also stated Mr. Doherty's version of the matter. Even if I should claim, as Mr. Doherty insists, that it was a friendly act, it would not change the fact any more than Mr. Johnson's statement changes the fact."

"I have and do insist that it is due the American people to know the conditions under which the leases were made, the terms of these leases, and all about them, so that the people may reach their own conclusions. The people should not care and do not care what I think about it; they simply wish to know about it and to draw their own conclusions. Senator Johnson insists that the people must take his word for it. If they do, they will get into trouble."

### EDNA CUDAHY IS MARRIED ON COAST

Los Angeles, March 26.—Edna Cudahy Browne, 23, daughter of the late millionaire packer, John Cudahy, was married here last Thursday to Lieut. Lyle Litherland of the Sixth Cavalry Royal Dragons, Sweden, it became known tonight, according to the Los Angeles Examiner.

The bride and groom left today for New York, the Examiner says, and will sail next month for Europe, where they plan to remain about a year.

The wedding here took place in a Hollywood residence recently leased by the bride's mother, and was attended only by a few close friends.

### Colorado Cattleman Found Dead in Hotel at Chicago

Chicago, March 26.—The body of B. A. McMurray, wealthy cattleman of Fort Collins, Colo., was found in his room at a hotel here today. Physicians declared he had been dead at least two hours. Heart disease is believed to have caused his death.

The body was found after a maid had been unable to gain admission to the room. McMurray had made arrangements to leave the hotel tonight after completing business transactions with the Wool Growers' Commission company. He had been in Chicago since March 14.

### Slayer Sentenced.

Casper, Wyo., March 26.—James A. Herman, Indian ward of the government from the Rosebud reservation, who was convicted of manslaughter in connection with the killing at Layave last September of C. A. Anderson, oil field worker, today was sentenced in district court to from eight to 15 years in the state penitentiary.

### Do the Day's Work, Whatever Be the Opposition and Objection

—Calvin Coolidge.

Nothing can be as eloquent of the inner reserve of a man as his own words and actions. This is particularly true of those men who are in "that fierce light" of which Tennyson speaks. Calvin Coolidge is today under the beating rays of that light which searches out a man's inmost soul.

Will he break under it? The answer is in his own words, spoken before the Massachusetts state senate, January 7, 1914, long before he knew he was to be president of the United States.

"Do the day's work," he said, "if it be to protect the rights of the weak, whoever objects, do it. If it be to help a powerful corporation better to serve the people, whatever the opposition, do that."

"Expect to be called a stand-patter, but don't be a stand-patter. Expect to be called a demagogue, but don't be a demagogue. Don't hesitate to be as revolutionary as science. Don't hesitate to be as reactionary as the multiplication table. Don't expect to build up the weak by pulling down the strong. Don't hurry to legislate. Give administration a chance to catch up with legislation."

"We need a broader, firmer, deeper faith in the people—a faith that men desire to do right, that the commonwealth founded upon a righteousness which will endure, a reconstructed faith that the final approval of the people is given not to demagogues, slavishly pandering to their selfishness, merchandising with the clamor of the hour, but to statesmen, ministering to their welfare, representing their deep, silent, abiding convictions."

"Statutes must appeal to more than material welfare. Wages won't satisfy, be they ever so large. Nor houses; nor lands; nor comfort, though they fall thick as the leaves of autumn. Man has a spiritual nature, touch it and it must respond as the magnet responds to the pole. To that, not to selfishness, let the laws of the commonwealth appeal. Recognize the immortal worth and dignity of man. Let the laws of Massachusetts proclaim to its humblest citizen, performing the most menial task, the recognition of his manhood, the recognition that all men are peers, the humblest with the most exalted, the recognition that all work is glorified."

"Such is the path to equality before the law. Such is the foundation of liberty under the law. Such is the sublime revelation of man's relation to man—Democracy."

### French Cabinet Overthrown on Pension Matter

Paris, March 26.—Premier Poincare's cabinet which has been in power since 1922, was defeated in the chamber of deputies today on the question of pensions.

Immediately afterward, Premier Poincare left for the Elysee palace to present the resignations of himself and his cabinet to President Millerand.

The government's defeat came during the debate upon an amendment to amend the pension bill. Minister of Finance De Lasteyrie demanded a vote of confidence against the proposed amendment, which the government opposed.

The cabinet lost by a minority of 17, the vote being 271 against the government and 254 in favor of it.

After the ministry's defeat, Minister De Lasteyrie left the chamber followed by the other members of the cabinet.

May Refuse Resignation.

Belief was expressed that President Millerand would exercise the utmost pressure to prevent Poincare from quitting office, perhaps going so far as to refuse to accept his resignation.

M. Poincare, ever since the creation of his government, has held two posts—that of premier and foreign minister. His defeat comes at a critical time, as delicate diplomatic negotiations are under way with Great Britain on the forthcoming report of the reparations experts.

Three British ministers have passed out of power since M. Poincare assumed the stewardship of the French government. They were the governments of David Lloyd George, Andrew Bonar Law and Stanley Baldwin.

Held Steady Course.

During all this turbulent period, when Germany was refusing reparations payments and the French and Belgians took over the Ruhr, M. Poincare held a steady course, always insisting upon a stern policy toward Germany.

While the chamber supported all of Poincare's reparations policies, strong opposition developed when he drew up a series of financial reform measures, increasing all taxes 20 percent and conferring fiscal dictatorial powers upon himself. This opposition has been growing in strength for the past eight weeks.

### CITY IS GETTING SPRING SCOURING

Six tractors have been set at work by Street Commissioner Dean Noyes to clean the debris of winter from the streets of Omaha.

The commissioner said Wednesday morning that his department had received many requests for cinderling unpaved streets about the city. These will be filled within a few days. Slight delay in complying with part of the cinder orders was due to the muddy condition of the roads on which cinderling was contemplated.

### HOWELL RADIO BILL APPROVED

Washington, March 26.—Declaring that the air is "the inalienable possession of the people," a bill by Senator Howell, republican, Nebraska, today was approved by the senate interstate commerce committee. Radio licenses

## Victory Is Claimed by Both Sides

Reports From 1,169 Out of 1,825 Precincts Give President \$3,451, Johnson 32,894 Votes.

### McMaster Lead Increases

Sioux Falls, S. D., March 26.—Gradually trimmed by additional returns from rural precincts, Calvin Coolidge's lead over Senator Hiram Johnson in Tuesday's republican presidential preference primary early tonight had been reduced to 557 votes.

Throughout the day the president had clung persistently to a narrow lead, which diminished as belated rural returns came in, until the count early tonight in 1,169 of the state's precincts gave Coolidge 33,451 and Johnson, 32,894.

The standing prompted renewed predictions of victory from the Johnson state managers, but the Coolidge directors did not recede from their early statement that their reports indicated the president would win out.

The unofficial tabulation of returns on the republican senatorial nomination showed Governor W. H. McMaster swelling his majority over Senator Thomas Sterling, 1,190 precincts giving the governor 55,965 and Sterling 72,320.

Scattering returns on the democratic presidential contest were favorable to W. G. McAdoo, who, state democratic headquarters declared, had carried the state nearly three to one over the slate of delegates seeking to go to the national convention unopposed.

### SUSPECT TAKEN IN MAIL ROBBERY

Chicago, March 26.—Thomas Tuohy, alleged west side gangster, was ordered turned over to federal authorities in criminal court this afternoon after police said he had been identified as one of four men who took part in the \$150,000 registered mail robbery at Harvey, Ill., yesterday.

Tuohy was arrested in a roundup of 45 men last night and, police say, was identified by William Russell, 60, mail truck driver, whom the robbers held up.

A. E. Germer, chief postoffice inspector, announced an investigation was under way to determine whether or not the holdup resulted from inside information given the robbers by persons in the employ of the Postoffice department.

### BOOZE BONBONS SEIZED IN RAID

New York, March 26.—The source of "boozy bon-bons" which have become the latest refreshment at some New York dance halls was believed by prohibition agents to have been uncovered today in a raid on the Begue Candy company.

Quantities of candy, cellophane-wrapped glass tubes of liquor, chocolate coated and packed in ribboned bon-bon boxes—were seized, as well as some gallons of cognac, 350 quarts of alcohol in cans and two cases of it.

### DANCING RESULTS IN BAN ON CHURCH

New York, March 26.—Bishop Manning of the Protestant Episcopal diocese of New York today informed Dr. William Norman Guthrie, rector of St. Mark-in-the-Bowery, that his church would remain "without Episcopal visitation or ministrations" for its rector's refusal to discontinue curfew-mile dancing in connection with services at the church.

### Summary of The Day In Washington

The independent office appropriation bill carrying \$398,496,590 was reported to the house. The house voted to modify the ban on enlistment of boys under 21 years old in the army. The senate recommended the Wadsworth resolution proposing a new method of ratifying constitutional amendments.

The senate interstate commerce committee reported a bill proposing freight rate revision for agricultural commodities.

Officials were informed that the Honduran revolutionary leaders had agreed on Faustina Davila as presidential president.

The federal power commission urged congress to go slow in embarking on a general policy of electric power development.

Herbert Hess, American Legion actuary, told the senate finance committee the house soldier bonus bill would cost \$2,300,000,000.

An unfavorable report was decided upon by the senate oil committee on the nomination of Samuel Knight to be special oil counsel.

Roxie Stinson told the Daugherty committee of Jess Smith having mentioned to her a deal in which "other" would be restricted to two years duration with power vested in the president to annul them in time of war or other emergencies.

### The Weather

For 24 hours ending 7 p. m. March 26:  
Precipitation, inches and hundredths:  
Total since January 1, 2.43

Hourly Temperatures:  
March 26:  
8 a. m. 32°  
9 a. m. 32°  
10 a. m. 32°  
11 a. m. 32°  
12 noon 32°  
1 p. m. 32°  
2 p. m. 32°  
3 p. m. 32°  
4 p. m. 32°  
5 p. m. 32°  
6 p. m. 32°  
7 p. m. 32°  
8 p. m. 32°  
9 p. m. 32°  
10 p. m. 32°  
11 p. m. 32°  
March 27:  
12 noon 32°  
1 p. m. 32°  
2 p. m. 32°  
3 p. m. 32°  
4 p. m. 32°  
5 p. m. 32°  
6 p. m. 32°  
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