



RUSS TROOPS BATTLE NEAR CAPITAL; JURY SELECTED IN AX MURDER CASE

TWELVE MEN CHOSEN TO TRY MINISTER KELLY; LAWYERS ON DEFENSE PROTEST ONE

Sutton Objects to Court Passing Juror Brown When Latter Has Opinions as to Guilt of Man, Other Than the Prisoner, Whom Defense Says Will Play Important Part in Evidence.

Red Oak, Ia., Sept. 12.—(Special Telegram.)—A jury was empanelled and sworn in at 4 o'clock this afternoon for the trial of Rev. Lyn G. J. Kelly, accused of the Villisca ax murder.

Eleven of the men who will pass on the innocence or guilty of Kelly are farmers and one a telephone lineman. All are married.

BROWN LAST ONE CHOSEN.

The last man to be accepted to complete the jury was T. C. Brown of Red Oak township. He was the twenty-first man examined to fill the tenth peremptory challenge of the defense, an equal number of veniremen being to fill the state's eighth peremptory.

F. F. Faville, special prosecutor for the state, is ready to make his opening statement for the prosecution at 9 o'clock Thursday morning, he to be followed by W. E. Mitchell of Council Bluffs for the defense.

In the selection of jury 140 were examined. The regular panel and three special venire were used.

SELECTION IS DRAMATIC.

Determination of the last juror was accompanied by dramatic finish. T. C. Brown was promptly passed by the state, but the defense questioned him at considerable length.

Before the judge announced that Brown would serve as juror, Attorney Mitchell asked privilege of further examination of the juror, but the court made adverse reply.

Sutton Brings in Jones. When court announced this decision on acceptance of Brown, Attorney Sutton made this statement:

"Have you any opinion as to the innocence or guilt of Mr. Jones?" asked Mitchell of Brown.

"Yes," he replied. "Have you any opinion as to the guilt or innocence of Mr. Mansfield?"

The reply was an affirmative. Mr. Brown added: "I don't understand that Mr. Jones is being tried in this case."

"Before the jury is sworn I want to make a little record. Counsel for defense wishes to state in open court that one of their defenses is that F. F. and Albert Jones are guilty of this murder and one of the jurors stated positively that he does not believe either of the Joneses guilty; and for that reason, deprives the defense of one of the legitimate defenses, and I would like to be heard."

"I don't care to hear you," "I don't care to hear you," "I don't care to hear you."

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The Weather

For Nebraska—Fair. Temperatures at Omaha Yesterday.

Table with columns for Hour, Deg., and Fair indicator.

Comparative Local Record.

Table with columns for Year, High, Low, and other weather statistics.

Reports from Station at 7 P. M.

Table with columns for Station and State, Temp., High, Low, and other weather data.

Milk Prices Boosted So Bosses Can Live High

St. Louis, Sept. 12.—The Southern Illinois Milk Producers' association, which furnished 80 per cent of the St. Louis milk supply, decided at a meeting here today to raise the price of milk from \$2.20 to \$3.50 a hundred pounds on October 1 on account of the high cost of feed.

NO CHANCE FOR FARMER TO GET MORE FOR WHEAT

Chauncey Abbott Declares Price for This Year's Crop is Fixed and Present Figures Will Stand.

A misapprehension as to possible future prices of wheat is causing farmers to withhold their wheat from the markets, according to Chauncey Abbott, jr., of Schuyler, who is the Nebraska representative in the milling division of the United States food administration.

No Chance for Increase.

"The farmers seem to be under the misapprehension that this wheat price fixed by the government is still subject to change and that by holding back their wheat they can force it to rise in price. That is a mistake. The Garfield commission investigated the grain situation, recommended the \$2.20 basis for Chicago and the president adopted it and fixed it there. The commission was discharged and there is no provision in the law for a reconsideration of that price."

Is Handicapping Hoover.

"But, worst of all, the holding back of this wheat impedes the progress of Administrator Hoover in his management of food affairs, seriously handicaps our army and the armies of our allies."

Odd Fellows Recommend Vegetarian Diet Once Daily

Washington, Sept. 11.—Representatives of the Independent Order of Odd Fellows' organization at a conference today with the food administration recommended to the society's membership a wheatless meal and a meatless meal each day.

Ring Lardner Attends Bomb Shower and is Not Afraid

By RING W. LARDNER.

Paris, Sept. 10.—They took us the other day to a certain place, where certain hospitals were bombed on a certain night last week by certain Germans. We visited one of the hospitals and talked to a nurse from whom we learned that one of the doctors, who was wounded by a bomb was Dr. Smith of Neenah, Wis. You must call a man something, so why not Smith?

I had heard of Neenah and I asked the nurse if I might see its wounded citizen. She was a nice nurse and she said yes. Dr. Smith proved to be a nice doctor and was glad to see me. Dr. Smith has been over here a little over three weeks. The boat on which he crossed was the target for a sub, but the darn thing missed fire. The sub was sighted and all the passengers were warned to get busy. Dr. Smith was out on deck in time to see the torpedo's wake and he confesses that the narrow squeak kept him nervous for some time thereafter. Well on a certain night last week a boche came over this certain place and began dropping bombs, probably in the hope of killing somebody or of destroying property, or perhaps, it was for some other laudable motive. The first warning brought out all who

Uncle Sam, Arbitrator



LIBERTY MOTOR FOR AIRPLANES PASSES TESTS

Thrilling Chapter Added to Annals of American Engineering by Addition of Fine New Engine.

Washington, Sept. 12.—The Liberty motor, the airplane engine upon which the United States is relying to establish definite air supremacy over the Germans on the battlefields of France, has passed its final test and is a complete and gratifying success.

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OMAHA WOMEN ARE PLEDGED TO DO WORLD WAR WORK

Registration of the women in Douglas county for war work began promptly at 9 o'clock yesterday morning, continuing during the day at all polling places in the city.

At 10 o'clock the women in each voting precinct took a breathing spell and counted up the cards filled out. In most districts the results were encouraging, though the numbers were not as large as had been hoped for.

Forty automobiles were busy all morning bringing in voters. Miss Edith Tobitt, county chairman, was at her desk in the library at 7, but the telephone had begun ringing before she came. She had even been called out of bed during the night to answer questions for women anxious to register.

Open Till Eight Tonight. "Where do I register?" was the most popular question. "When" and "Why" came next. At 8 o'clock began to come indignation calls. "Why isn't the polling place open now?"

It was explained that it would be open at 9. Many working women would have registered before they went to work if the booths had been open. However, this was provided for by the orders to keep the rooms open till 8 o'clock in the evening, so that all might have a chance to register.

"I am over 45. Can I register?" asked many women who were glad to do war relief work, and fully capable of it, though a trifle over 45. "There is no age limit," said Miss Tobitt. "From 16 to 100, if you wish. The 45-year age limit applies only to clerical and stenographic work and such paid positions with the governmental service."

Many women, therefore, offered their services in sewing, taking care of children, etc. Pink Tea Appearance. There was a general pink-tea atmosphere at the polling booths which did not detract in the least from the efficiency of the registrars. At 721

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Rest of Drafted Men in the First Call Soon Will Go to Camps

The list of the remaining 95 per cent of the men to be certified in the first draft for service in the national army will be practically completed by the end of this week, according to officials of the exemption board.

The next 40 per cent of the first draft will be ready for certification by Friday of this week, and with the exception of a few cases held for further investigation the lists for the balance of the first draft will be finished at about the same time although the dates for the official certification of the third division of 30 per cent of the draft and of the final 15 per cent have not been announced.

The case of Reuben A. Johnson of Valley, Neb., offered a gratifying relief to the board in passing on exemption claims. Johnson stated that he would rather be in the army in the present circumstances than at home, but that his two brothers had joined the army, and it had fallen to his lot to stay at home and keep the farm going.

The board in formally granting his claim, wrote: "We find your application for exemption claimed upon the statement of fact that you have two brothers lately enlisted and accepted in the United States service, and upon this fine showing the board has been glad to unanimously grant your exemption, feeling that your family has valiantly contributed and that no further sacrifices should be asked at this time."

Humane General Governor Is Removed from Belgium

London, Sept. 12.—Dr. Von Sandt, the civilian governor of Belgium, has been dismissed, says an Exchange Telegraph dispatch from Amsterdam today.

"The dismissal is incomprehensible," adds the dispatch, "as the government had trusted him to write the history of the occupation of Belgium. He was the only German official in Belgium who ever gave any evidence of humanity in treatment of people."

THOUSAND SHARPSHOOTERS STOP KORNILOFF'S TROOPS 26 MILES FROM PETROGRAD

Premier Kerensky About to Assume Supreme Command of All Russian Armies; All Generals at Front Remain Loyal to Provisional Government Except Denikine, Under Arrest.

Military Dictatorship is Bound To Come in Russia, Says Engineer

London, Sept. 12.—Leslie Urquhart, one of the most prominent mining and oil engineers in Russia, who has just arrived in London, in an interview in the Daily Mail, says:

"I have faith in Russia. I have known the country more than twenty years and it will pull through. \* \* \* Whether General Korniloff will prove 'the saviour of society' I cannot tell. But of this I am sure—a military dictatorship has got to come."

After paying a tribute to General Korniloff as "at least a man of action," Mr. Urquhart asserts there are immense risks and a few compensating gains for the Germans in a further advance on Petrograd, even if the time of the year and the character of the country permitted.

Russia, he says, is tired of the war, just like all the other belligerent peoples, but is not tired enough to make a separate peace. He added: "I can say with absolute confidence that the whole Russian people would be dead against a separate peace and would make short work of anyone who attempted to negotiate it."

Mr. Urquhart characterized Premier Kerensky as "an honest visionary. \* \* \* At the bottom he is a talker, but little else."

PAINLEVE FAILS TO FORM NEW FRENCH CABINET

Will Try Again to Organize Ministry Acceptable to All the Political Factions.

Paris, Sept. 12.—Paul Painleve, minister of war, has announced that he has been unable to form a new ministry to succeed that of M. Ribot owing to the intransigence of the socialists, Albert Thomas and M. Varenne.

M. Painleve went to the Elysee palace at 1 o'clock this morning, where he was joined by M. Bourgeois, other statesmen with whom he had conferred awaiting him at the ministry of war. He returned within an hour and announced to newspaper men that President Poincare had insisted that he continue his efforts to form a cabinet and that he had asked for time to think over the situation.

It is understood Prof. Painleve will again try to construct a ministry. Prof. Painleve's first combination proved even more abortive than did that of M. Ribot, the retiring premier, and collapsed from the same cause, namely, the exigencies of the socialists. What these exigencies are is not definitely known.

Prof. Painleve had completed his list yesterday afternoon and his success in forming a ministry was regarded as a foregone conclusion. At 10 o'clock last night the new ministers assembled at the ministry of war. At 11 p. m. Albert Thomas, socialist member of the war council and minister of munitions, and Deputy Alexandre Varenne, who had been named minister of public instruction, left the war ministry.

In reply to inquiries they said: "It is nothing but a little difference which certainly will be settled in about half an hour." The ministers did not return, however, until an hour and a half after midnight. Their absence was, according to reliable information, to the necessity of consulting M. Renaudet, Hubertouger, Weber and Moutet, the permanent delegates charged by the socialist party to watch the cabinet crisis.

Socialists Leave. A quarter of an hour later the two socialists again left the ministry, saying to reporters: "We withdrew indefinitely on account of the general composition of the ministry."

The other ministers-elect continued their deliberations. Shortly before 1 o'clock this morning Prof. Painleve received the newspaper men and said: "I was charged by the president

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World-Herald's Loss; 9,035 Ins.

The figures should have been: World-Herald's Loss, 6,695 Ins. The figures given for The Bee stand.

The Bee's Gain, 21,659 Inches. Keep Your Eye On The Bee

Improving Every Day

A Correction

By a mistake of tabulation the record of paid display advertising for the first eight months of 1917 was made to read:

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