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THE OMAHA DAILY BEE

OMAHA, THURSDAY, NOVEMBER 20, 1919. ***

THE WEATHER: Increasing cloudiness Thursday, becoming unsettled by night or on Friday; cooler Friday night and Saturday. Hourly temperatures: 3 56, 4 56, 5 56, 6 56, 7 56, 8 56, 9 56, 10 56, 11 56, 12 56.

SENATORS LAY ASIDE PEACE PACT

BOMB PLOTS AT YULETIDE ARE FEARED

Philadelphia Police Head Tells Of Plot Unearthed to Send Infernal Machines Through Mails at Christmas Time.

GOVERNMENT OFFICIALS MARKED BY RADICALS

Gift Packages to State and City Officials Throughout Country Purported Method of Reds to Wreak Vengeance.

15 Survivors Presented.

Present at the theater were 15 survivors of the "Diamond Ball" and they were presented to the grand jury of the prince they had met to honor in their youth.

Stock Market Break Continues to Assume More Serious Aspect

New York, Nov. 19.—The break in the stock market which began more than a week ago assumed more serious proportions Wednesday.

Formal Order Is Issued Against Consular Agent

Mexico City, Nov. 19.—A formal order for the imprisonment of William O. Jenkins, United States consular agent at Puebla, on charges of having made false declarations and threats against persons in his charge.

Senator Thomas Urges Railroad Army Reserve

Washington, Nov. 19.—Organization of a "railroad army reserve force" under the secretary of war to operate the railroads in time of emergency was proposed in a bill introduced by Senator Thomas.

PRINCE OF WALES HAS HIGH TIME AT THE MOVIES

British Heir Apparent Enjoys New York to the Full and Spends Strenuous Day.

New York, Nov. 19.—From skyscrapers to churches and from the stock exchange to the "movies," with the horse show as a side line, the prince of Wales was whirled today in a kaleidoscopic view of the varied activities of the metropolis.

Lack of Leadership Evident, Jury Finds

Absence of Police Chief and Commissioner at Crucial Period Is Called Unfortunate By Investigators.

The Omaha police department is scored by the grand jury for its inaction in heading off the riot of Sunday, September 28, which resulted in the lynching of a negro, Will Brown, the burning of the court house, and an estimated loss of \$800,000.

Y. M. C. A. PLANS EXPANSION OF ITS ACTIVITIES

Will Continue Work in Army and Navy and Create Sub-Department, Report Says.

Prospects of Coal Famine Draw Nearer

Negotiations Between Miners and Operators Apparently At Standstill.

Convict Negro Charged With Shooting Girl

John Russell, negro, indicted on the charge of first degree murder for the killing of his sweetheart, Lela Peterson, on the night of October 6, was found guilty in district court at Council Bluffs after deliberating three hours.

Elks on Memorial Sunday

Washington, Nov. 19.—(Special Telegram)—Representative Jeffers accepted the invitation of the Omaha Lodge of Elks to deliver the memorial address Sunday, December 7, provided that the condition of the public business will permit him to leave Washington at that time.

GRAND JURY IN REPORT RAPS POLICE

Quotes Military Men as Saying Small Force Under Efficient Officers Could Have Dispersed Mob.

Lack of Leadership Evident, Jury Finds

Absence of Police Chief and Commissioner at Crucial Period Is Called Unfortunate By Investigators.

Many Recommendations Made.

The final report filed yesterday covers 24 typewritten pages, touches on all angles of the riot, scores the police for not preventing the riot, laments the "lack of testimony of eye witnesses of the mob activities," makes recommendations to combine the city and county governments, recommends that policemen be defended at city expense when they are used in the courts and makes many other recommendations.

Is Called "Unfortunate."

The absence of the police chief and commissioner at the crucial period, from 3:30 to 6 o'clock on Sunday, was "unfortunate."

11 Federal Prohibition Directors Are Named To Start Work at Once

Washington, Nov. 19.—Prohibition enforcement machinery under John F. Kramer, prohibition commissioner, took tangible form with the announcement that 11 federal prohibition directors had been named and would take up their duties immediately.

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21 Moroccans Executed

Madrid, Nov. 19.—Twenty-one Moroccan tribesmen were executed at Tetuan, east of Tangier, for killing their officers while in the service of the Spanish government.

Admission of Grand Jury Police Heads Were Asleep on Job in Riot Comes Day Bee Editor Is Found Guilty of Contempt

Paper Wins Great Victory for Public Good, and Complete Vindication in Its Long Fight Against Inefficiency in Police Department Just Few Hours Before District Court Judge Holds Editor Guilty of Contempt in Case Growing Out of Expose of Frame-Up Against Reporter—Case Against Reporter Is Dismissed.

Climax and finis was written yesterday to the episode of the series of events that have stirred the city since the night of the court house riot. The grand jury made its final report, and the district court came to an end with its charge of "contempt" against The Bee.

The grand jury sustained every charge and allegation that has been made by The Bee, scoring the police department for inefficiency, stating that the absence of the police heads, Ringer and Eberstein, at the start of the riot was "unfortunate," and calling attention to the comment of the military that a handful of men at the proper moment could have controlled the mob and averted the court house disaster.

The closing argument of County Attorney Shotwell, and the words of the decision of the judge, were the most important developments of a day of sensations and startling surprises.

The argument of the county attorney, followed by the approval of the judge in his decision, that "the liberty of the press is subordinate to the independence of the judiciary" announced an era in the conduct of a newspaper that, if upheld by the higher courts, may prevent the publication, in all cases, which are "pending," and undecided in the courts, of matters of greatest importance to the public, and thus may work untold harm to accused persons who will be debarrd by this act of the law from being extended the great assistance of a newspaper in dragging their cases out of the dark holes of the jails and prosecutors' offices and throwing the light of publicity upon them.

If upheld by the higher courts, the decision would at last effectually muzzle the press in all such cases described as pending or undecided, and prevent its exposure of such alleged police rottenness as was charged in the affidavits of two witnesses who in sworn and unsolicited statements retracted previous testimony upon which an indictment had been secured, which affidavits charged that a police official had secured their perjured testimony to secure the indictment by promises of freedom and other means.

According to the theory of the decision, as expounded by the county attorney, and concurred in by the judge, the story of the retraction of the two witnesses should have been kept secret to all except the accused and his counsel, the court and its officials, the accused resting under the ignominy of an indictment and arrest, and the public being kept from knowledge of what was going on, and prevented by this ignorance from extending aid and moral support to the witnesses, and leaving them to battle alone in their prison cell to right the great wrong they had committed until such time as the slow processes of the law finally brought the case into some court for trial.

The full force and effect of this interpretation of the law, for which numerous precedents were cited by the county attorney and the judge from cases in other states, is more clearly seen in the light of the decision of the judge as to what length of time protects a "pending" case from being handled by the newspapers.

Iowa Bandits Who Broke Jail Given Life Imprisonment

Lemars, Ia., Nov. 19.—Lee Barrington, Harry Smith, James O'Keefe, William Cullen and William Convey, the five bandits, who shot their way out of the Plymouth county jail Friday night last, mortally wounding William Maxwell and seriously wounding his father, Sheriff Hugh Maxwell, were given life terms in the Iowa penitentiary by Judge C. E. Bradley of the district court, at 8:30 o'clock Wednesday night.

Posse Abandon Hunt For Bandit Carlisle; Admit He Bests Them

Medicine Bow, Wyo., Nov. 19.—Posse have abandoned the search for William L. Carlisle, the bandit who Tuesday night held up and robbed passengers on Union Pacific westbound train No. 19, and waited for the next open move of the notorious train robber. Every building and possible hiding place within a wide radius from Medicine Bow was searched and members of posses have conceded that the bandit had outwitted them.

Judge Orders Mines Seized by Governor Returned to Owners

Bismarck, N. D., Nov. 19.—Judge W. L. Nuesse has issued an injunction directing Adjutant General Fraser and Captain L. R. Baird of the state home guard, to restore to the Western Lignite company not later than 8 o'clock Monday afternoon the mining property at Wilton, N. D., seized last Thursday, and the action of Governor Frazier.

D'Annunzio Preparing for An Attack on Spalato

Fiume, Nov. 19.—Gabriele D'Annunzio is preparing for a raid on Spalato, according to reports. D'Annunzio, the adventurist, also plans an attack from Zara on Montenegro.

THREE ATTEMPTS TO RATIFY TREATY FAIL SO LEGISLATORS QUIT

Suggested Among Democratic Members That President Wilson Might Be Asked to Feel Out the Other Powers as to Their Attitude on Reservations, With the Idea of Bringing the Measure to Some Sort of Ratification After Congress Reassembles.

Washington, Nov. 19.—Failing after three attempts to ratify the peace treaty, the senate tonight laid it aside, ended the special session and went home.

All compromise efforts to bring ratification failed, the three resolutions of ratification all going down by overwhelming majorities. The republican leaders apparently despairing of bringing two-thirds of the senate together for any sort of ratification, then put in a resolution to declare the war at an end.

"Don't Blast Hopes of World," Is Message From South Africa

Johannesburg, Union of South Africa, Nov. 19.—Lieut. Gen. Jan Christian Smuts, British member on the league of nations commission, in a message from South Africa to America, appeals to America "not to blast the hopes of the world" through non-ratification of the treaty covenant.

Following this a beautiful tribute was paid by Attorney Connell to the late Edward Rosewater, The Bee and Victor Rosewater, who succeeded to the editorship of the paper.

Great Britain and France Prepare to Put Pact Into Effect

London, Nov. 19.—Great Britain and France are considering whether they are not compelled to carry out the German peace treaty and operate the league of nations independently of the United States, pending the decision of the American government.

UNCLE SAM WILL SELL BEST FLOUR AT LOWER PRICES

New York, Nov. 19.—To prove that rumors concerning scarcity of flour and advancing prices are baseless, the United States grain corporation announced that it would enable consumers to buy the best flour at lower prices.

American Peace Delegates To Sail Home December 6

Paris, Nov. 19.—The American delegation to the peace conference here, which departed on December 5 or 6, it was learned yesterday.

Auto Bandits Hold Up Car Near Douglas Street Bridge

Traffic Manager Welch of the street railway company reported to police that shortly before 12 o'clock Tuesday night automobile bandits held up and robbed another automobile party on the Iowa end of the Douglas street bridge.

Can Resubmit Treaty

"The president may withdraw it when the senate reconvenes," Senator Lodge said, "and, of course, he can then resubmit it in the next session."