ATTORNEY AND WITNESS CLASH IN RIOT TRIAL

Mayor Examined Sharply, But Unshaken in Identification Of Davis as Man Who Struck Him.

(Continued From Page One.) when the blow is alleged to have

Start for Rope.
"When I came back," he said "They were hustling the mayor south and smoke to the upper floor," said on Seventeenth street and a man was hitting him on the head from behind with the butt of a revolver

"They finally got him to a pole on Harney street. Some young felrope from the cross piece of the bis arms. pole. They put a noose around the mayor's neck and started to pull him up. They'd pull him a little way and then let him down. I and on my back through the water and mother fellow got our hands in between the rope and the mayor's neck and finally the mayor went down and didn't get up. The fury of the crowd seemed to let up.

Girl Obtains Passage. Some girl began to cry and she got the mob to make a path beother fellow got the mayor and valked him over to the Burgess-Nash store, then down to Sixteenth treet and we got him in an automoile that Detectives Danbaum and Van Dusen were in. We drove to the police station. Dr. Shook was afraid the mob might come after

m there and we took him to the Dr. E. C. Henry testified regard ing the mayor's wounds. He said the mayor had a concussion of the brain and that such an injury might

prove dangerous. Mayor Smith yesterday morning underwent three hours of grilling cross-examination by Eugene O'Sul-livan, attorney for Davis.

Fails to Shake Testimony.

Although Davis claims to have a bombproof alibi to prove that he was not at the court house the night the riot, his attorney, Eugene O'Sullivan, fought every inch of ground desperately, but failed to story which he gave Monday of his experiences with the mob at the court house.

He even inquired as to the mayor's mental condition, recalling that in operation was performed on the mayor's skull 22 years ago and that wice he has fallen unconscious dur-

ig trial of a case. asked Mr. O'Sullivan.

'Yes," replied the mayor, smiling, but the doctor said that was due

Eating Too Much. And you fell down once in this

house, didn't you?' Yes," the mayor replied, "but much and then going to work may indict my stomach, but please don't indict my brain.

"And you think there is nothing promptly. brain that might make you on this identification of Davis?" Absolutely no doubt about the identification," said the mayor. O'Sullivan tried to get the mayor

to describe the man who struck him in the most minute manner. can't tell you just what kind of a suit he had on, said the mayor,

"but those eyes—the look in those eyes has burned into my brain so that I will never forget it. I saw is look as he drew back his arm d struck the blow that put me Mayor Says He's Positive.

"And if a great number of witsses come here and swear that Davis was not near the court house the night of the riot, you will still be positive that Davis is the man who struck you?" asked O'Sullivan. 'I would say before God that mayor, shaking his finger at the at-

"You are infallible, are you, and can make no mistake?" asked Mr.

Well, I don't claim attributes of infallibility," responded the mayor. Mr. O'Sullivan tried to get a statement of the mayor's state of nind while the mob was beating and threatening him.

Says Mind Was Normal. "Do you mean to tell this jury "Do you mean to tell this jury that you were not terrorized with Take HAYES' HEALING HONEY. 356

rial worth and artistic beauty.

fear while the mob was threatening ernors and has never been called to hang you?"
"No, my mind was normal," said

"Why did you fight against being placed in the automobile?" asked Mr. O'Sullivan. "Didn't you know they were trying to get you away and save you?"

"I felt that as long as I remained in the light they wouldn't let any harm come to me," said the mayor. "I was afraid if they got me into the automobile they would take me to some dark alley and ki!! me." Mr. O'Sullivan asked the mayor whether there were not a number of policemen in the court house when the mob seized him.

Tells of Riot Scenes. "There were probably 40 or 50," said the mayor.

"Where were they that they didn't rescue you?" asked Mr. O'Sullivan. tives.

the mayor.
Mayor Smith admitted on crossexamination that he wasn't actually dragged entirely from the lobby down the steps and out of the court house, but that some of the crowd low climbed up and cut a bunch of had hold of his feet and others of

Dragged on Back.

"But I remember being dragged broken glass at times," he said.

"no" to Attorney O'Sullivan's inquiry as to whether members of the mob in the court house were shouting that the mayor had "thrown ammonia in a man's eyes" and had 'shot a soldier in the back."

Governor Knew of the Bandit's Release

report of Secretary Johnson never came to my attention until following

"This is undoubtedly accounted for by this fact that I was away at the time Mr. Johnson made his report and for some time following that

"The action that was taken by Senator Bushee when he was acting governor has all been explained by his statement, but I wish to add to his statement that upon my return he advised me of his action.

Forgot About It.

"I had forgotten all about this untii he reminded me of it, and I because of his membership in the think he must have dismissed the state constitutional convention, now matter with the thought that I did not want to assume the responsibility for anything that might have been done in my absence.
"Later, and I think within about

two weeks of the time that Kirk was released, Mr. Devoe was in my office and said to me that during my bsence in September, Senator Bushee had signed a furlough for Kirk, and he did not want to exe-"Didn't you have a sinking spell Kirk, and he did not want to exe-once in Kansas City while you cute the paper without being assured were there trying a flour case?" Bushee to assume the responsibil-

merely to eating too much and then that of Senator Bushee held up until the supreme court apgoing to work right away. The and I told him that was wholly a held up until the supreme court ap-blood went to the brain when it was matter of Senator Bushee's responsibility and I would not assume to to serve on the bar commission to try and increase production. If men

Dismissed "Too Promptly."

"This was at a time when the matters incident to the fuel shortage that also was due to eating too and other things were so pressing im- that I think Mr. Devoe's statement mediately, so the doctor said. You and my answer did not take more than two minutes' time, and I feel now that I dismissed the subject too

"I assume my full share of the responsibility for any error or mistaken judgment that may have developed in this case. I am confident that no one acted without the very best of motives and I am not prepared to say that the action that

was taken in granting Kirk's furlough was not a wise one. 'Certainly I would rather take the dgment of a man like Warder Fenton, in whom I have the utmest confidence, both in his integrity and his knowledge of criminals, than to be guided by the carpings of some of the partisan critics who have in

jected themselves into this matter. "Suspicions" Are Created.

"Nevertheless the situation has become so involved and so many suspicions have been created in the minds of the people that I feel it is my duty to recall Kirk and start anew, so far as his case is concerned. "Therefore, upon my return yesterday I immediately called upon the warden and asked him to have Kirk taken into custody and return-

ed to the state at the earliest possible moment. "This order is now cuted by the warden. "I could not close this statement without pointing out that the action in granting furloughs is one

that has long been observed by gov-

It remained for the Weber

genius in piano-making to

produce a Small Grand of

full volume, an accomplish-

ment that has given this

Weber piano its pronounced

superiority of Tone quality

-all the pride and char-

acter of Weber achieve-

ment in this Small Grand.

Ideally proportioned for the

smaller music room of the mod-

ern apartment.

Record of Furloughs. "The records as they will later be given to the public, will show that during the past administrations numerous furlaughs have been

"So far as I am personally con-cerned, I have granted but very few of these and never except on the recommendation of the board of pardons, the prosecuting attorney and the judge, or some probation officer who has made a careful investigation of the matter.

"Also I want to say on behalf of Senator Bushee that he thought then, and still thinks, that he did the right thing, and any apparent irregularity in the action upon his part was because of his unac-quaintance with the work rather than because of any ulterior mo-

"I have given a free hand without advice or restriction to whoever happened to be acting governor in my absence and in the signing of paroles and furloughs, this priviege has been exercised by both Mr.

Barrows and Mr. Bushee. "Consequently when the matter came to Senator Bushee he was prompt to take action and assume esponsibility for his act.

"As for Messrs. Peterson and Devoe, while they are personal friends of mine and would, because of our The mayor returned an emphatic friendly relations in the past, be in a position to expect some special consideration at my hards, they have never made a request to me for any consideration, any promises would follow or any other action with the exception of that regarding Kirk, which as I have already stop profiteering," he says stated, was argued to me upon its

Praises Mr. Devoc.

"Mr. Devoe has given unsparingly of his time in the prosecution of matters in which records of the state were involved, and this includng a great deal of time and service that he could ill afford to give in investigations made by the state relative to the high cost of living.

"For this service he did not ask or receive a cent." A wrench was thrown into the machinery of the ordered investigation into the Kirk scandal when Secretary Walter L. Anderson of the state bar commission, which is to conduct the investigation with At-torney General Davis, notified the state supreme court this morning that he would be unable to serve

in session here. But two other members of the commission were present in the at-torney general's office this morning at 10:30, when the first meeting of the commission with Attorney General Davis was called to formulate plans for the Kirk probe.

The members were John J. Led-with of Lincoln and J. B. Fraden-burg of Omaha. Bernard McNeny word was received from A. B. Mc-Candless of Wymore, but he is expected to arrive later in the day.

Because members of the commission were not present at this morning's meeting the conference with the attorney general was adjourned to meet at 9 a. m. Thursday.

Goss Declines to Discuss

Kirk "Furlough" Probe Attorney Charles A. Goss of Omaha, who was yesterday appointed Par commission to serve in the inestigation into the Beryl C. Kirk furlough" scandal ordered by the supreme court, stated that he had been notified of his appointment as a member of the commission but did not know he was to serve in the capacity of secretary. When asked concerning his plans, Mr. Goss declined to make a public statement at this time, pending the ssue of his report of the investigaon at its completion.

French Aviator Makes 189

Miles an Hour In Airplane Paris, Dec. 16 .- (Havas.) - Sadi eCointe, the French aviator, in an officially timed test, today averaged 305 kilometers, 225 meters (about 189 miles, 2471/2 yards) in an hour. At one time he attained a speed of 364 kilometers an hour.

ALL CENTERS TO HAVE FAIR PRICE

Attorney General Pledges Full Support of Prosecution of Hoarders and Profiteers.

COMMITTEES

(Continued From Page One.)

of millions of dollars worth of food. Ninety-eight cases had been rought against profiteers, many of whom were indicted, and some of whom were serving sentences.

The campaign was to continue the attorney general declared, with one purpose-"prices must come

"I am not worried over hurting the retail dealers," he added, "they have had their harvest time and now the people are to get a look in. The finest weapon in this campaign is knowledge. Let the people know

Stamp Price Plan. Mr. Palmer described the efforts being made to get congress to conthe operation of the Lever food control act for six months after the declaration of peace, and to pass a law requiring the price at which that I make or any promises that I an article left the producer to be

"If we can get that law, stop profiteering," he said. "When you go to the shoe store, if you see plainly stamped on a pair shoes the wholesale price of \$4.50, you simply aren't going to pay \$18 for that pair of shoes. I know of a great department store in one o our cities where the sale price on goods has no relation to the cost. They advertise a special sale and when the people come running, because they think they are going to get something cheap, the price marked up because the demand

"An organization of women, or ganized as they never were before will do more to bring down prices than any single movement. Their power is incalculable. They buy 90 | ance of the agreement there. Nor per cent of the food and wearing is there any power in the governapparel for the country. And when ment to set up a commission which crop last fall by the government. women make up their minds they will not buy at present prices, then prices will come down

Against Expensive Styles.

"Women should set their faces against these expensive and ever changing styles. Merchants are shouting 'buy now.' My advice is do not buy now. Wait for lower prices. When demand is lessened, the supply is increased, and prices must inevitably fall.

"We must urge the people to exercise conservation and economy of Red Cloud could not be present and quit indulging in this saturnalia because of delayed train service. No of extravagance. People have money today, who never had it betore, and the only use they seem to know for it is to blow it in. "One of the greatest crimes of

I the vancancy caused by Secretary and women would do 10 per cent Anderson's presence of the state more work, prices would come down 20 per cent and, if they would economize and save 10 per cent more, this problem of the high cost of living would be solved.

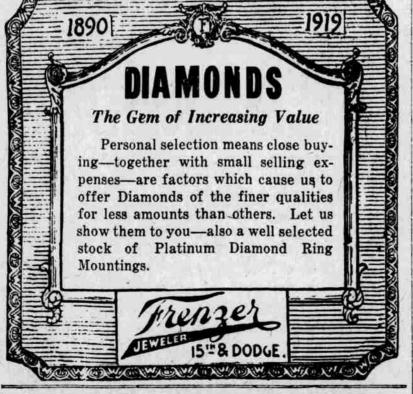
4.000,000 Enter Fight.

Washington, Dec. 16 .- An army of 1.000,000, representing 10,000 organizations, has been organized by the savings division of the Treasury dethe high cost of living.

Beginning January 1 and extending to April 1, a great thrift campaign will be conducted in an effort to induce women to keep strict accounts of their daily expenditures in order, by study of them, to ediminate unnecessary items. According to the plan, amounts saved by this means would be invested in government securities.

Women's organizations which have been enlisted in the campaign

The Association of College Alumnae, Daughters of the American Revolution, General Federation of Vomen's Clubs. National Catholic War Council, National Congress of Jothers and Parent-Teachers' Assoriations, National Council of Jewish Women, National Federation of Business and Professional Women's Service, Woman's Depart of the National Civic Federation and the Y Clubs, National League for Women's W. C. A.



TO SECURITION OF THE SECURITIO

UNITED STATES RAILROAD ADMINISTRATION W. D. Hines, Director General of Railroads

WABASH RAILROAD Effective 12:01 A. M., December 18, all passenger train service will be red to same schedule as in effect prior to December 8, 1919.

TICKET OFFICE, 1416 DODGE STREET

14 Per Cent Raise to Miners May Be Doubled

(Continued From Page One.) order to get 100 men on the job as a constant factor. Miners like to celebrate all American holidays and a lot of foreign ones. Then they have 'Mitchell day' on April 1, in honor of the late John Mitchell. They have 'Rabbit day' on November 10, when everybody adjourns to shoot a rabbit."

Made \$15.50 Per Day.

From mine accounts, he read the record of one miner, who in 187 days of the present year, earned \$3,070, or an average of \$15.50 per day. He paid \$72 rent for a "com-pany house" during the period, and his fuel bill was \$5. Other records furnished showed earnings during the first nine months of 1919 ranging from \$1,400 to \$2,100, for pick and machine miners.
Senator Walcott, democrat, Mary-

land, drew out Mr. Guthrie's view of the claimed double increase in niners' wages involved in the setlement, by observing that Dr. Garfield's proposal was the same as "As I read the memorandum knowledge. Let the people know given out by Attorney General the facts and they will take care of Palmer," Mr. Guthrie replied, "it is proposed to set up a commission with power to fix wage scales and coal prices. One of the things this commission is to do is to go back to the mine districts and settle what are known as internal differences and disputes over differentials. Al previous agreements between the iners and operators have provided that these differences shall be comromised in a fashion that will not dd to the cost of mining or lower the earnings of men. The government's proposal, as I view it, may result in twice the 14 per cent in-

> ng to allow." Not Bound, Operators Say.

crease in miners' wages and min-ing costs that Dr. Garfield was will-

Senator Walcott inquired as to whether an actual settlement of the coal strike had yet been attained. "You, as an operator, don't you think you are bound by an agreement made at Indianapolis?" sehator asked.

"No, I don't," Guthrie replied. "That's right," Senator Walcott "There has been no acceptPromotions to Grade Of Majors-General Explained by Baker

Washington, Dec. 16.—Recent promotions to the grade of major general in the regular army as a reward for exceptional services in France, Secretary Baker explained to delegation of New England senators and represntatives who called at the War department to give their personal support to a proposal that Brigadier General Clarence Edwards, commanding the Northeast department and senior in the list of brigadiers, be raised to the next grade. All of the recent promotions made were of officers junior to General Edwards in lineal rank, but senior to him in the overseas organization.

will fix wages and prices of coal. It can be merely advisory. Chairman Frelinghuysen, after adjournment of the session, said there would be more hearings, but

did not fix a date for them.
All Restrictions Off. Chicago, Dec. 16 .- All restrictions and regulations on the movement and delivery of coal and coke were brdered removed at 12:01 a. m. Wednesday in the Northwestern railroad region. The announcerailroad region. ment of R. H. Ashton, regional director, means a return to normal methods of shipping and delivering fuel in that region which includes

Sugar Equalization Board To Be Enforced During 1920

Washington, Dec. 16 .- By a vote of 256 to 34 the house passed the senate bill continuing the sugar equalization board through 1920. Amendments retaining in force the wartime powers of the government for controlling prices and movements of sugar were approved necessitating the sending of the measure to conférence committee of the two houses.

The house interstate commerce committee began hearings on the proposal to place an embargo on sugar, but deferred final action until Friday. Several members of congress appeared before the committee to urge favorable action. Debate on the measure was large-

an attack by republicans on President Wilson, because he had ordered the purchase of the Cuban

PROTEST NAMING 'GENERAL WOOD FOR PRESIDENCY

Senator Harding of Ohio and Governor Lowden of Illinois File for High Honor.

(Continued From Page One.)
nominee. Other presidential candidates may file for the March primaries and they have until January I to do so.

Wood Doesn't Talk.

Denver, Dec. 16 .- Gen. Leonard Wood, who arrived in Denver late Tuesday, declined to discuss a dis-patch from Pierre, S. D., outlining Attorney General Payne's ruling that the general would be violating his constitutional oath of office it he signed acceptance of the republinomination for president in South Dakota

The general was asked: "Will you accept the party nomination, general, if it is offered to you at the national convention?"

The general replied: "I can't answer that. I know the position a newspaper man is in and just what you'd like to have me talk about but I cannot talk politics. I haven't done so, and I won't. If any politics preval of Secretary Glass and other comes from me it's entirely by in-General Wood said he planned to

move federal troops from the Kan-sas coal fields, beginning tomorrow, as Governor Allen of Kansas had told him the "situation was tran-

He will speak tomorrow at the Colorado Farmers' congress at Fort Collins, Colo., and on Thursday will address the Colorado legislature by invitation

Harding Files.

Washington, Dec. 16.—Senator Harding of Ohio, formally announced tonight his candidacy for the republican presidential nomination in 1920. The announcement was made in a letter to Clare Hughes of Pique, Ohio, chairman of the Miami county republican committee, authorizing the use of the senator's name in the choosing of delegates to the national con Senator Harding is the third represidential aspirations. Senators

Poindexter of Washington, and Johnson of California, already have formally announced their candidacy and a formal boom for Senator Sutherland of West Virginia, No Platform Announced.

In his letter, Senator Harding said he had "no personal preference in the matter," but gladly would cooperate in "making effective the manifest wish of the republicans of the state." He added, however, that he would announce no platform, as that was the duty of the national convention. The senator said he would not take a personal preconvention campaign because it would necessitate neglect of his senate duties.

Congress Takes Final Action on Edge Bill

Washington, Dec. 16 .- Final action by congress on the Edge bill, authorizing the formation of corporations to finance American export trade, was taken in the adop-tion of the conference report by the senate. The measure now goes to the White House.

Opposition to the bill was expressed by Senator Gronna, repub-lincan, North Dakota, who objected to the failure to place on stock holders, the double value liability imposed on the share holders of banks.

The measure, which has the apadministration officials, as well as a number of leading bankers, was defended by Chairman McLean, of the banking and currency committee, who said it would assist in rehabilitating Europe and stabalize the exchange situation.

Greeks Repulse Attacks

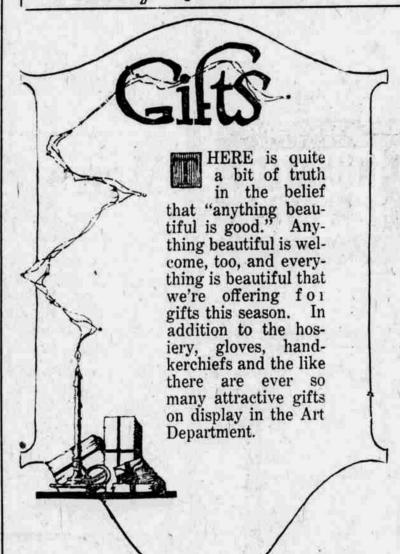
Of Turks Near Imankeuy Saloniki, Dec. 16.-An official statement issued by Greek headquar-

ters today says:
"One of our detachments clearing the heights north of Imamkeuy the enemy engaged 300 Turkish rebels with machine guns. The Turks were pursued to the mountain heights of Kouchak.

"Attacks of Turkish rebels against Odemish and the village of Kainakdji and against our posts in the tegions of Aiden and Magnesia have been repulsed."

THOMPSON-BELDEN & CO.

Worthy Qualities to Carry the Christmas Spirit



Combs for Milady's Coiffure

Spanish combs for evening wear, carved filigree combs and jeweled shell and amber ones.

Back combs in shell and amber, set with colored

rhinestones. And small jeweled pins in a number of shapes and sizes - convenient affairs to add just the touch of

color to harmonize with

your frocks.

The Baby's Hosiery

Is quite an appropriate. subject at Christmas time. The daintiest of fine hosiery is here to meet every requirement. Thompson-Belden quality will com-mend itself to every

mother. Fine cashmere with silk heels and toes, 75c a pair. White silk and wool hose, 85c. Flat wool (nonshrinkable) \$1.25.

Silk hose, 85c. Heavy silk, \$1.25.

Hosiery-Main Floor

\$2.45 for a Pair of SOROSIS SHOES

A one-day sale, Wednesday—that presents exceptional economies. Three hundred pairs of patent leather, dull calf and kid shoes in button styles. Only small sizes, 21/2 to 4.

> \$2.45 is but a fraction of what these would cost today at the manufacturers.

Small size rubbers, 50c a pair.

Glove Certificates Always in Favor

They obviate the necessity of choosing style-color and size -all of which are left to whomever receives the certifi. cate. One or several pairs may be included on a single certificate and the price is all you need to determine.

South Aisle-Main Floor

A Storehouse of Gift Thoughts

In the Art Section

The most delightful little things that convey the Christmas spirit to perfection and withal are not in the least expensive.

Greeting Cards Package Decorations Scarfs-Centers Pillows Children's Books Novelties (in innumerable numbers)

Lamp Shade Bases You'll discover ideas in every corner of the Art Department.

on the Second Floor

embroidery trim mings have round necks and half sleeves. Especially good values for \$3.50. ¶Lace trimmed gowns of nainsook have short

sleeves or if you prefer-

UNDERMUSLINS

The cambric gowns with

no sleeves. \$4.25, \$4.50 and \$5. Nainsook gowns that are both hand-sewn and handembroidered for \$3.50, \$4.25, \$6.50 and more. ¶Cambric corset covers with embroidery trim-

Second Floor Silk Undies

Make Lovely Gitts "Daintiest of silk vests with most attractive trimmings are \$6.65. sell for \$7.50.

mings, 85c and \$1.25.

Heavy silk bloomers Silk Teddy Bears of a very fine quality, made with lace yokes, \$11.

For the Children Woolly Bath Robes

Of softest eiderdown in the most delightful shades and styles. Sizes 2 to 12 years are to be had for prices ranging from \$2 to \$5, according to quality and size. Wash Suits

One and two-piece suits

for boys' come in Oliver

white waists. Sizes 2 to

Twist, middy and romper styles in plain shades or with colored trousers and

6 years, for prices from \$2.25 up. Filet Lace

Centers, Scarfs and Doilies A very large selection of these attractive lace pieces with all-linen centers:

Cupid and Oriental designs. Filet Doilies Six-inch,

Twelve-inch 75c Filet Centers eighteen to twenty-

Nine-inch,

eight inches, \$2.50 up to \$5. Filet Scarfs eighteen inches wide by thirty-six, forty-

five and fifty-four inches in length, \$4 up to \$5.50.

Linen Section

50c

The Men's Shop

Will meet with your approval because of the good taste, fine quality and fair price of every single article it contains. The selections were so good to begin with that they still remain particularly complete even after many days of busyness.

The 75c Neckwear Is Worth Seeing-

We can't buy any such neck wear these days to sell for this price. But by purchasing early we did secure a wonderfully good-looking variety of all-silk cravats in desirable patterns and colors. Decidedly acceptable for gift purposes.

Handkerchiefs Half Hose Silk Shirts Jewelry Silk Knit Ties Belts Silk Pajamas Bath Robes

Mufflers

Gloves

All of the things now choose for themselves -

Just a step to the left as you enter.

on Weber Pianos. Easy Payments.

Lowest Prices in U. S. Music Co. 1807 Farnam St.

Weber Small Grand

The success of this exquisite instrument is based

upon its appeal to the cultivated-To those who

know quality of tone, refinement of design, mate-