

THE SAME NIGHT.

St. Louis, Dec. 18.-Happiness reigned in the home of Mr. and Mrs. August Boettger. On January 14 they were to celebrate their 54th year of married life. - Boettger walked into the kitchen. Suffering an acute attack of nephritis, he fell unconscious. Mrs. Boettger ran to him. The shock was such that she collapsed in a chair. Mrs. Augusta Weise, a daughter, found them. Both were unconscious.

Mrs. Boettger died at 7:30 o'clock and Boettger a few hours later. The husband was 81 years old, the wife 71.

FREE BEDS TO SPARE DESPITE THE COLD.

New York, Dec. 18 .- Notwithstanding the cold wave which kept the mercury hovering around the zero point, free lodging houses in this city reported they had beds to spare. Directors of various missions declared applicants for shelter were 75 per cent less than in other winters and interpreted this as evidence that workers were enjoying prosperity.

BAKERS' SCRAP MAKES MR. H. C. L. LOOK BLUE.

Modesto, Cal., Dec. 18 .- As the re-

Exciting scenes marked even the arguments to the jury in the case of George Davis yesterday after-noon. Davis' trial on charges of assault

Davis' trial on charges of assault her tears, told how she had schemed despaired of bearing, she said. She to have the infant left where Mrs. thought "Nellie Bly" would adopt with intent to murder and assault with intent to do great bodily injury to Mayor Smith the night of the court house fiot was brought to a close and given to the jury at 6 o'clock last night after four days of strenuous work. The jury was reported at 2 this

norning to be : till out. So great was the crowd that claimed it as her own. wanted to gain entrance to the court

room yesterday afternoon that sev-eral deputy sheriffs and two bail-iffs were stationed at the door. The hall immediately outside was jammed so that when Judge Redick

announced that the door must he opened, according to law, to admit as many as could find seats, the bailiffs could hardly admit the crowd. Judge Rises From Chair.

A dramatic scene occurred when Judge Redick stopped William Ja-mieson, one of the attorneys for Davis, in the midst of an arraign-

been done, of her ache when she read that it had arrived at Bellevue any other. She said she was frantic hospital by way of a police station when she found her plans had gone and of her panic when Mrs. Wentz wrong and could no longer repress her mother's instinct. AUTO GAS CAUSE CAUSE RECESS OF GIRL'S DEATH; IN NEW TRIAL TINSLEY FREED

Judge Halts Proceedings as Examination by Omaha Specialist Clears Up Columbus Mother Tells of Events Preceding Daughter's Death. Mystery.

called "inciting the mob." As Mr. Jamieson proceeded in a loud voice on this line of argument, Judge Redick rose from his chair, stood a moment by the side of it and then stopped the attorney. "Do Angeles, Dec. 18.—Twelve men, all but two past the meridian of life, were sworn late today, to try Harry S. New, on the charge that he murdered Freda Lesser, his sweetheart, last July. Neither state nor defense permitted women to "Do you think that is a mod line.

convicted murderer, was released Seaman might notice and adopt it. him, or find a good home for him She narrated her trembling anticipa-tion of news of it after the deed had eat, warm clothes and be sent to from the state penitentiary began before the State Bar commission this afternoon. Governor McKelvie, Lieut. Gov. Barrows, State Senator Bushee, who signed the furlough and who was acting governor at the time, and State Parole Officer E. M. Johnson

were examined. Governor McKelvie and Senator Bushee may be recalled Wednesday, to be questioned upon points expected to be brought out through other witnesses.

(By Staff Correspondent.)

left her with a burden she often ance of a "furlough," whereby Beryl today's verdict. George H. Yarlott, despaired of bearing, she said. She Kirk, notorious Omaha bandit and who also disappeared in the course

Kirk, notorious Omaha bandit and

Eastman, Wenzil Francik, Oscar F. Signed in Peterson's' Office. Signed in Peterson's Onec. The testimony developed the fact that the furlough was signed by Senator Bushee, as acting-governor, inf the Lincoln office of Peterson & MADE OVER 200 Gordon and Michael Sapper. East-

Peterson having called the acting governor by telephone from the governor's office to the Peterson & De Voe office to do the signing.

South Side Tinsmith Said to Have Done Wholesale

ties and to sell their holdings in public stock yards and their interests in stock yard railroads, terminals, market newspapers and similar "side lines." Two years are given to comply with the decree which affects 87 corporations and 49 individuals.

Lose Market Control. "In general," said Attorney Gen-

eral Palmer's official announcement, BUSINESS EPOCH "this decree prevents the defendants from exercising any further control

Sentences of seven and one-half For First Time in History of over the marketing of live stock. It forever prevents them from any U. S. Big Industry "Bows control over the retailing of meat products. It eliminates them from To Public Opinion. the field of meat substitutes, with the exception of eggs, butter, poul-try and cheese, which are left for future consideration and action; and

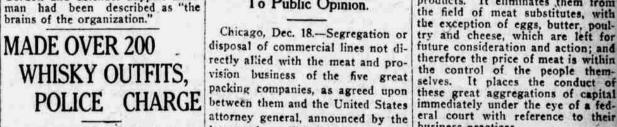
binding. Under its terms, the Big Five-Swift, Armour,

Morris, Wilson and Cudahy-have agreed to divorce their

meat packing industries from their other commercial activi-

therefore the price of meat is within the control of the people themvision business of the five great selves. It places the conduct of packing companies, as agreed upon these great aggregations of capital latter today, will involve reorganiza-

latter today, will involve reorganiza-tion of a huge industry with assets of more than \$1,000,000,000. The agreement was regarded by the prokers a marking regarded by the packers as marking an epoch in table of the American people or industry in that for the first time any one of the necessities or a big business bows to public opinion. component part of it. The packers said heretofore they Satisfied With Result. have conducted their business with "The Department of Justice, havregard to economies and legality. ing in mind the necessities and in-They have been sure of their economies and equally certain of the legalterests of the whole American peoity of their business methods, they ple in this critical reconstruction say, and now they have taken account of the good will of the public. period, feels that by insisting upon this surrender on the part of the New Businesses to Arise. In divorcing their lines not dipacking interests it has accomplished more for the American people than rectly connected with the meat and could have been hoped for as the provision business, many organizaresult of a long drawn-out legal bat-



COMPROMISE AS

attorney general, announced by the eral court with reference to their business practices.

price-cutt Modesto hakers, one dealer sold 24ince loaves of bread for 10 cents. Bread sold at 15 cents before price cutting began Saturday.

STOWAWAYS DIE WHEN SHIP TURNS TURTLE.

Norfolk, Va., Dec. 18 .- Five members of the crew and 15 stowaways were believed to have been lost when the Cuban schooner Sunbeam turned turtle 135 mils off the Virg nia capes. Capt. Riveron and two members of the crew were brought to Norfolk on the coast guard cutter Manning.

FATAL AIRPLANE SMASH IN SKY.

Arcadia, Fla., Dec. 18 .- Licut. N. S. Bailey of Worcester, Mass., was instantly killed and Lieut. E. W. Brandenstein was injured in-a collision of their airplanes at an altitude of 4,000 feet. When the accident occurred the aviators were doing offensive combat maneuvers over Carlstrom field where they were attached to the naval air force. Lieut. Brandenstein, whose address was not announced, escaped with a broken arm and minor injuries.

POISON TRAGEDY ON "MILLIONAIRES' ROW."

New York, Dec. 18 .- Monoxide gas poisoning caused the death of persons whose bodies were ing. found at the home of Regner Berfor Kings county, who investigated the tragedy.

The bodies were discovered by Mrs, Rynhild Berdoun, who went to Berdoun. She found Mrs. Berdoun, her two-day-old baby, her daughter, aged 4 years, and a nurse, Mrs. Alice Sheridan, lying on a bed. Physicians said they had been dead several

The Brockerbon bungalow is on what is known as "Millionaires" row.

FEARS "UNSCRAMBLING" WILL MEAN "OMELET."

Chicago, Dec. 18. - Clifford Thorne, counsel for the National Wholesale Grocers' association, said that he had communicated with the big packing companies, insisting that hearing of the Interstate Commerce commission of the associations' complaints that the railroads favor the packers in allowing groceries to be hauled in and distributed from packers' refrigerator cars, be resumed January 10 or early there-

Mr. Thorne said that "efforts to unscramble eggs have generally resulted in producing an egg omelet." He said that "the public has been entertained with several interesting and amusing farces, staged in our court rooms entitled, 'dissolution suits,' and that the original organization emerged stronger than before.'

J. J. Hill's Widow Ill.

St. Paul, Dec. 18 .- Mrs. James J. Hill, widow of the "Empire Builder" is reported seriously ill. Louis W. Hill, a son, said his mother's health has been failing for some time and that she has been confined to her

ome for six weeks.

"Do you think that is a good line pass peremptory challenges, alof argument, Mn. Jamieson?" he though several were passed for cause. asked

"It's the truth as I see it," said Mr. Jamieson

"Well, I don't care to sit here and hear you charge the mayor with bringing on what happened to him tervals of hysteria, of her daughter's in the riot," said Judge Redick.

"Not Discharging Duties." Mr. Jamieson had criticised Mayor Smith for his remarks to the moh which had him on Seventeenth street after he had been dragged from the court house.

"I do not consider that Mayor Smith was discharging his duties as hall of justice in which the court chief executive of this city when he room is situated, and several women made some of his remarks to the mob." Mr. Tamieson argued. not only told the mob that he didn't ordered a short recess till quiet had have the keys to the jail, but that he

wouldn't give them up if he had them.' "I do not care whether that was a brave thing to do or not. It was the time of her death and that she not justifiable to defy the mob. He had been courted for some months knew men were there whose brains by New. They had been fellow-emwere affame because of the outraging of women by black fiends. He house. knew that he and the police had lost

the battle and such remarks were not justifiable at that time. "Suggested Hanging Himself."

'According to the evidence in this case, the mayor himself is the said, but he insisted that he desired one who first_suggested his hang-Testimony is that he said 'You'll have to hang me before you doun at Sheepshead Bay, according to Edward Martin, medical examiner Fine, we'll do that.' Whatever woman and New went on an autohappened to the mayor he brought mobile ride, returning to the Lesser upon himself." nome in the afternoon.

At this point Judge Redick stopped Mrs' Rynhild Berdoun, who went to visit her daughter-in-law, Mrs. Olga to flay John Overby and Russell Norgard, the two principal state's witnesses besides Mayor Smith. A terrific arraignment of Davis 'alibi" was a feature of the openng argument by Chief Deputy County Attorney Coffey.

"Think of it, gentlemen of the ury," he exclaimed. "The people who get up here on the witness

George Davis at his home all evenng the night of the riot are his sister, his sister's gentleman friend, a trained nurse who has moved to the Davis' home since the night of he riot, another girl friend of Miss Davis and two soldier boys, particular friends of these two girls.

Prosecutor Scores Witnesses. "Four of these people had neve seen George Davis before they say they met him the night of the riot. (Continued on Page Two, Column One.)

Turco-Arabs Threaten

Fight in Mesopotamia London, Dec. 18 .- A Turco-Arab novement of considerable proporlater. tion has developed in Mesopotamia and there is danger of a flare up if the trouble should spread, accordlice officer and two newspaper men ing to the war office today. The Arabs are reported to have burned went outside the station and saw

the government buildings at Bhezezzar and appears to be still in possession of it, the reports state. Numerous Bedouins were encamped in the neighborhood. A

Turco-Arab column is reported moving down the Euphrates in the direction of Bagdad.

measures to handle the situation.

noon and at 5 p. m. the jury agreed the penitentiary for, but did say that he was in for 20 years, and

Formal proof of the alleged crime "That Stella Uryaszk came to her was introduced and then with set face and motionless body New lis- death December 10, 1919, by acci- concluded that Kirk must be in for tened while Freda Lesser's mother, dental inhalation of poisonous gas Mrs. Alice Lesser, told between infrom the exhaust of the automobile in which she was found."

love for New and his actions. Cam Tinsley, who was found in an Mrs. Lesser was taken to the unconscious condition in his car with court room from her home, in an the girl, testified as follows: automobile by the county detectives On the night of December 10, 1919. and as she was led toward the court he met Stella Uryaszk in company room door, she fell in a faint. When with a lady friend at the Swan theshe arrived, her piercing, hysterical ater and invited them into his sedan screams penetrated throughout the car to take them home. On the way he stopped to let out Stella's friend and immediately proceeded directly in the court room, becoming hysterto Stella's home, arrived there about "He ical, Superior Judge Gavin W. Craig 10 and stopped his car, and after

that he did not remember anything of what happened to him. The doctor's analysis, the result of

Courted by New. Mrs. Lesser testified that her examination on material from Stella daughter was in her 20th year at Uryaszk, sent December 12, was as follows:

All evidence points undoubtedly in one direction, that death was due ployes in a Los Angeles business to carbon monoxide poisoning. The chemical evidence, which is in itself

practically conclusive, is supported Two days before the alleged murby the gross appearance of the tisder, Miss Lesser said. New told her he wished to marry her daughter on sues. There was nothing tending to a contrary opinion in the microscopi the day which proved the last of

her life. She urged him to wait, she examination of these. The somewhat peculiar lung findings are presumably to be explained on the basis to marry as quickly as possible. On the day after this conversaof inhalation of impure gas, in addition to carbon monoxide and other tion, according to the witness, she iritating elements.

As a result of the verdict Tinsley is considered free to go, as soon as he is able to leave the hospital.

New and Miss Lesser then left again and that was the last Mrs. Pioneer Woman of Lesser saw of her daughter, she said.

Loved Each Other. **Omaha** Asphyxiated "He seemed to love her and I know she loved him," said Mrs. · On Her 77th Birthday "He said he would bring Lesser. her back to me, but he never did.

Saw Lady in Auto.

body of a young' woman he after-ward learned was Freda Lesser.

in him.

Under cross-examination by Le-Mrs. Julia Gutting, 77 years old, compte Davis, who, with Attorneys a resident of the city for 49 years, Jud R. Rush and John L. Richardwho get up here on the witness son, is defending New, Mrs. Lesser came to her death on her 77th birth-stand and swear that they saw said New had always been kind to day yesterday in the family home, her daughter and also had been very 1729 South Twelfth street, by as- is my office. considerate of the witness. phyxiation from gas escaping from

"I never saw a nicer young man." she said. "I had every confidence a heater in the bath room. The body was found by her 16-year-old Mrs. Lesser was preceded on the

nephew. stand by E. A. Davidson, a police detective. The witness said he was children, August, Gus and Charles stating that he had been a model they are wrong. on duty, acting as desk sergeant at Gutting of Omaha, Amiel Gutting in all respects, was well behaved. central police station here about 3 o'clock on the morning of July 5. and Mr when the defendant entered and Omaha. of Minneapolis and Mrs. Ida Smith and Mrs. Minnie Summers of handed him a revolver. No effort

The body was taken to the Hoffwas made to introduce at this point man funeral home. Services will confessions New is alleged to have be held at 2:30 Friday at the home. made to Davidson and others, but Burial will be in West Lawn ceme the prosecution announced it would tery. try to place these before the jury

Centralized German State Davidson said he and another po-

Wish of Prussian Assembly Berlin, Dec. 18 .- The Prussian within a closed automobile in which New had driven to the station the 32 today adopted a resolution for a 'centralized German state "

Caruso a Father.

It is the theory of the prosecution that New killed his sweetheart in New York, Dec. 18 .- A daughter Topango canyon, a few miles from was born to Mrs. Enrico Caruso. here, in a burst of anger because of lirection of Bagdad. The British authorities are taking drove with the body beside him to min of New York, who was married the police station to surrender. to the tenor in August, 1918.

therefore, said Senator Bushee, he murder. Senator Bushee denied that he had made a statement to a World-Herald reporter, or to any one else. that he did not know what Kirk was accused of or sentenced for, and that he thought the man had been

convicted of "bootlegging,"

Called Upon Governor. Governor McKelvie testified that he Kirk matter was first brought to his attention by Attorneys Peterson and De Voe, with Warden Fen-

He said they had called im at his home, and that this had been perfectly proper, as any place in which he discussed state business was for the time being his official

office. Convened at 2:30. The bar commission convened at

2:30, the members present being J. A. Stradenburg of Omaha, J. F. ities. Bozo" Sees Terrible edwith of Lincoln, David McNeny Red Cloud, A. D. McCandless of

Waymore and Charles A. Goss of Omaha. Attorney General Clarence A. Davis opened the proceedings, stating that the commission had convened upon the order of the state supreme court for the purpose of robing the release of a convict, Kirk, from the penitentiary and to ascertain if any members of the bar had been concerned in the release

in an unethical or illegal manner. Issues Involved "The issues involved." said Attorney General Davis, "are the whisky at the northeast corner of

status of the furlough, how was it Sixteenth and Farnam streets at 7:30 signed, who took part in procuring p m. Thursday evening. it, and was it ethical or 1-gal?" "The matter was first brought to my attention the evening of August 1," he stated, "by Attorneys Peter-son and Devoe, who called at my good.' And then one said, 'The state home with Warden Fenton. In an-

swer to comment on this point I may state that any place where I full of Mr. J. Barley Corn. happen to take up official business

Warden Fenton made his report as

industrious and above the average in teenth and Farnam streets an un-

intelligence. I considered the pro- identified man lost a pint of liquot ceedings entirely regular. Referred to Board.

"However, I told the attorneys did not tarry following his loss, hat the matter would have to be referred to the board of pardons lice.) and parole. I stated that I did not

feel that I wanted to take the entire responsibility upon myself. "The next day I referred the mat-

ter to State Parole Officer E. M. Johnson. I understand that he made his report to my secretary in my absence on a vacation. I knew nothing more about the mat-of the New York Consolidated Railter, and feel free to state that I way company, was tried for manhad entirely dismissed it from my slaughter in connection with the Mal-

Barrows Out of State.

(Continued on Page Two, Column Four.) liberating 23 hours,

Business in Stills.

now in jail in Omaha. James Davis,

of the trial here, was found guilty. C. W. Anderson of Minneapolis

secretary-treasurer of the agricul

tenced to serve nine years in prison, "and until the costs of this prosecu-

tion are paid." F. J. Gallagher, traveling repre-sentative of the I. W. W. in Mis-souri and Kansas, received an eight-

years were pronounced upon Phineas

year sentence.

tural and oil workers' branch in Kansas and Oklahoma, was sen- PACKERS REGARD

Lincoln, Dec. 18 .- (Special Tele- R. A. Lambert and Thomas O'Day

gram.)-The probe into the issu- are fugitives and are not affected b

Police Officer S. P. Samardick and Federal Officer Larry Flynn claim that in the arrest yesterday afternoon of George W. Briggs. tinsmith, 2606 N street, South Side, they have found the source of many private liquor stills in Omaha. Briggs, according to the officers, has supplied more than 200 civilians

and farmers in and around Omaha with stills this year. Officer Samardick disguised himself as a farmer Decembar 13 and placed an order for a still with

And Writes of

tions with separate identities, in-Briggs. Briggs, Samardick said. volving millions of capital, are extold him to return December 18 pected to come into being. Some of Samardick returned vesterday and them had already begun the segrewas given worm, boiler and coil, gation process. In the reorganization the firm

He then arrested Briggs. names of Armour & Co., Swift & Records in Briggs' office showed he Co., Morris & Co., Wilson & Co. had filled orders for 25 stills in the and the Cudahy Packing company past two months, Samardick says. are expected to be absent from the Briggs and the still were taken to controlling boards of the separate the county jail. Briggs will be held corporations. for investigation by federal author-

The five big packing companies will be restricted to meats and provisions, including butter, eggs, poultry and cheese. While prohibited under the agreement from owning Christmas Tragedy stock yards, stock yard terminals

and other interests not directly related to meats and provisions, they of refrigerator car lines, but the use of such cars was restricted to han-Bozo, the nimble wit and legs of dling their meat business.

The Bee night editorial staff and oth-To Manufacture By-products. erwise copy carrier for the Asso-According to packers' representaciated Press, witnessed a Christmas tragedy at Sixteenth and Farnam tives, soap, glue, cleaning powder and fertilizer manufacturing is distreets last night. The editor told rectly connected with the meat busihim to write the story. Bozo comness and will be retained. plied with the following result:

"The mystery of who dropped the Groceries, canned fruits and vegeamong the side lines expected to be dropped by other concerns. Swift & Co. already has segre-

"The men folks gathered around the broken bottle. Then one of them gated its leather, canned fruit and that overtures for a compromise vegetable business. Armour & picked the cork up and smelled it does not manufacture cereals, which. it was explained, is the province of good.' And then one said. 'The state the Armour Grain company, alis dry.' Ever since the state went though the former company had disdry there is some one with his cellar tributed the latter's products. Wil-

"And cne young woman passing by the spot where the broken bottle "The presentation of the Kirk was lying said, That sure does smell All statements from the packers case was not made in writing, but good.' I bet that fellow will be singtonight reaffirmed that they had violated no laws, that their agreement I recall that there was reading from ing the blues for the next six transcript of the case. Then months, He threw away seven bucks, with the attorney general implied no in order to meet the views of the Varden Fenton made his report as "And yet the women folks say guilt on their part, but that they had government," he continued, "and Mrs. Gutting is survived by six to the behavior of the prisoner that the state is dry. That is where encountered prejudice which they to forever set at rest the fear of

wished to eradicate. (Editor's Note: Last night at Six-Allies Won't Wait on U.S.

To Make Peace With Turks from his hip pocket. The bottle shivered into atoms when it struck

London, Dec. 18 .- Without any the pavement. The unfortunate one disrespect and without wishing to deprive America of the honor of which was not reported to the posharing in the guardianship Christian communities, the allies have decided to make peace with Jury Disagrees In Trial of Turkey at the earliest possible moment, Premier Lloyd George de-

Railroad Head for Wreck clared in the House of Commons. Woman Bandit Shot. Chicago, Dec. 18 .- A woman automobile bandit was shot when she

bone street tunnel wreck in Brookhold up the jewelry store of Heiman lyn a year ago, when nearly 90 per-sons lost their lives, was discharged Lieutenant Governor Barrows, the today, when it reported it had failed pointed revolvers at him and ordered was the "most telling blow" yet to agree upon a verdict after de_ him to throw up his hands. The delivered against the high cost of I bandits fied in an automobile.

While Mr. Palmer views the packers' submission to the government's contentions as a surrender," Henry Veeder, counsel for Swift & Co., announced that the step was taken at the suggestion of the Department of Justice to avoid any appearance of antagonizing the government and to remove causes.

of friction with live stock producers and food distributers. Emphatically Mr. Veeder stated that the decree was not to be construed as an ad-mission that Swift & Co. had violated any law.

Veeder's Statement.

"The company feels that the same spirit which caused the business were not separated from ownership men of the country to submit to personal sacrifices to win the war, he said, "is just as essential during this period of reconstruction as then and therefore it meets the request of the government for the sacrifice of its own interests. The company has consented to the proposal of a decree of injunction only the expressed condition that it should in so many words recite that tables, cereals and leather were the decree does not adjudicate that the company has violated any law

of the United States." Attorney General Palmer said came first from the packers after the Department of Justice had placed its evidence before a grand jury in Chicago.

The attitude of Morris & Co. was expressed by M. W. Borders, genson & Co. also has disposed of its eral counsel, who said the firm had consented to the decree "in the spirit of true Americanism."

"We gave up certain legal rights and made certain business sacrifices monopoly of the American table by the packers. In this period of re-construction and unrest we desired to promote confidence, co-operation

and stable conditions. Won't Abandon Bills.

Bills proposing government regulation of the packing industry now before the senate agriculture comof mittee will not be abandoned as a result of the decree, Senators Kenyou, Iowa, and Kendrick, Wyoming authors of the measures, announced tonight.

"The attorney general's victory is merely a step, though a very long one, toward the goal we have been seeking to attain," said Mr. Ken-drick. "The fruits of his victory and a man accomplice attempted to may be made permanent only legislation along the lines of the

Jacobson, on the west side. Jacob-son fired at the robbers when they Senator Kendrick said the decree (Continued on Page Four, Column Gual