Internal Revenue Laws Annulled by **Prohibition Act**

Certain Statutes Covering Illicit Distilling Superseded by 18th Amendment, Su. preme Court Holds.

Washington, June 1.-Various internal revenue laws enacted prior to adoption of the 18th amendment and designed to cover illicit distilling have been superseded and annulled by the amendment and the Volstead act, the supreme court held today. The court sustained the United States decision in Oregon in quashing an indictment under the old stat-

utes against Boze, Yuginovich and "Cousin" Boze Yuginovich, on the ground that no offense had been harged under the Volstead act. Miss Annette Adams, assistant attorney general, who appeared for the government, said that the effect of the decision would be to abate prosecution in a number of cases in which indictments were similarly based and possibly cause remittance of fines imposed in cases already decided contrary to today's ruling.

Wheeler Pleased. On the other hand, Wayne B. Wheeler, counsel for the Anti-Saloon league, held that thedecision would serve as further support for the dry forces. The court agreed with the lower tribunal in holding

that "congress manifested an inten-tion to tax liquor illegally as well as legally produced."

Boze and "Cousin" Boze were in-dicted for violations of sections of the revised statutes. The first count charged "unlawfully engaging in carrying on the business of distillers," the second with having failed to keep "conspicuously" over their place of business, a sign reading "registered distillery," the third with

government conceded, was whether the lower court had erred in deciding that the laws on which the indictments were based had been repealed by the advent of national

The Volstead act," the opinion said, "repeals all prior acts to the extent of their inconsistency with the national prohibition act.

Early Acts Repealed. "In construing penal statutes, it is the rule that later enactments repeal former ones practically covering the same acts, but fixing a smallor penalty. Having in view these principles, we do not believe that the general language used evidences the intention of congress to inflict for such an offense, the punishment provided by Section 3257 with the re-sulting forfeiture, fine and imprisonment and at the same time to authorize prosecution and punishment under Section 25 enacting lesser and specific penalties for failing to pay a tax by imposing a tax in double

the amount imposed by law.
"We agree with the court below, hat while congress manifested an intention to tax liquor illegally as well as legally produced, it did not intend to preserve the old penaltics in addition to the specific provision for punishment made in the Volstead

Blair Welcomes Church Meeting

Stores Close in Honor of Lutheran Convention-Cedar Falls Man President.

Blair, Neb., June 1.-All business houses here closed today in accordance with a proclamation issued by Mayor John Aye, that the citizens could all take part in a program welcoming the annual convention of the United Danish Evangelical Lu-theran church of America, which convened here yesterday. The ses-sions are being held in a large wooden tabernacle erected on the

wooden tabernacle erected on the campus of Dana college.

Dr. C. R. Mead, on behalf of Mayor Aye, and Morris Nielsen, president of the Chamber of Commerce, welcomed the delegates to Blair. Rev. G. B. Christiansen, Audubon, Ia., president of the church body and presiding officer of the convention, responded.

The large tabernacle, with a seat-

convention, responded.

The large tabernacle, with a seating capacity of 1,500, was packed to hear the addresses and musical program that followed. The Blair band gave several concert numbers and the Blair community chorus, under the leadership of Prof. J. E. Carnale of Omaha, sang several selections. Miss Gladys Moore sang a solo and several encores.

Rev. Mr. Christiansen, after serving as president during the entire 25 years since the federation was formed, was given a rest. Rev. M. N. Anderson of Cedar Falls, Ia., was elected president. Otto Hansen of Blair was re-elected treasurer.

of Blair was re-elected treasurer. The secretary and other officers will be chosen tomorrow.

Madame Curie la Forced to Further Curtail Her Trip

New York, June 1 .- Madame Curie, co- discoverer of radium, has been obliged further to curtail her trip to western cities on account of her health, it was announced today. Proposed visits to Dayton, O.;
Adamana, Ariz.; cities in California,
Salt Lake City and Albany have been
eancelled. She will leave here tomorrow and go to the Grand Canyon for

Senate Reaffirms Action

On Increasing Navy's Size Washington, June 1.—By a vote of 38 to 24 the senate today reaffirmed its action on the navy appro-priation bill providing 120,000 men instead of 100,000 men, as voted by the house.

Steal Butter at Beatrice

Beatrice, Neb., June 1 .- (Special.) tive Creamery company's plant and stole three tubs of butter valued at \$60. Entrance was gained through a

B'nai B'rith Grand Lodge



Henry Monsky

Henry Monsky, prominent Omaha attorney, was elected president of the B'nai B'rith District Grand Lodge, No. 6, at the annual convention in Des Moines Tuesday. Mr. Monsky was vice president of the district last year.

He is popular in Jewish welfare circles, having taken an active part

Premier Refuses To Disband Guard

Considerable Dissatisfaction in Germany Results From Refusal.

Berlin, June 1.-Refusal Premier von Kahr of Bavaria, to disband civilian guards, or einwohnerwehr of that state, which has having failed to give the required bond and the fourth with hving "unlawfully fermented a certin msh."

The only question before the court, faction in second great dissatisfaction in government circles here. It is viewed as embarrassing to the new chancellor, who had intended to inform the German Parliament that his cabinet was bending every ef-fort to fulfill the conditions of the latest allied ultimatum.

There is an impression here, however, that Premier von Kahr and his coalition cabinet were ready to yield to demands from Berlin but that local pressure was too powerful for them to take such a step.

In his reply to the central government Premier von Kahr is held to have placed all responsibility for the disbandment of the einwohnerwehr on Chancellor Wirth and his col-

Move Made for Cut In Railroad Rates

commission that he had called because he recognized that the commission was the rate-making agent of the congress and that in as much as he had the official right to comhe had the official right to communicate with congress, he wanted to communicate directly, although informally, with the agent of congress in railroad affairs.

Working on Reductions.

During the conference the president made special inquiry concerning the progress of the commission in revising numerous rates whereby the last horizontal increase had put a burden on commodities which the traffic would not bear. He was gratiied when informed the commission had been working on a reduction of the rates of many commodities by the process of securing a voluntary reduction through a concerted action on the part of the carriers.

One of the specific things which the president had in mind was modification of the fruit carrying rate concerning which there had been so much complaint in the west. He was assured by Chairman Clark that modification of this rate was infor-

mally under consideration by the commission at the present time. The president is understood have been much gratified also to that the many inequalities which resulted from a horizontal increase in rates were generally being eliminated by the commission, al-though little had been made public concerning the commission's activi-

ies in this regard. Before concluding his conference, the president expressed satisfaction over meeting the membrs of the com-mission and told them that he wanted to be helpful whenever it is possible and wanted to be in close touch with the exceedingly important work which the commission is doing.

Omahan Chosen Head of Striking Paper Mill Employes

Strike Breaking Workmen, Employed Since March, Forced to Quit Plant-Help of Militia Asked.

Green Bay, Wis., June 1.-Following a day of excitement which threatened at any moment to break into open rioting the Northern Paper mills were dark last night and strikers apparently were absolutely in control of the situation. With the withdrawal of the last of the employes from the threatened plant and the shutting off machines pending the arrival of state troops asked by the sheriff, danger of an immediate outbreak is believed to have passed.

The temporary victory of the strikers was manifest when Judson C. Rosebush, general manager of the properties, met a committee of forworkers and escorted them through the mills to convince them that work would not be continued

by strike breakers. Departure of the crew which has been operating the plant since the strikers quit in March was a dra-

matic spectacle. Under police and sheriff protection, scores of the men were slipped into boats and brought down the river to a landing close to the business district. From the dock the men were hustled into covered patrol wagons and under heavy guard driven to the court house. Crowds witnessed the transfer from boats to

From the court house the men tion was considered necessary to insure the safety of the men, the mill being surrounded by a crowd estimated at 1,000 men and women. A company official declared today the mill would reopen as soon as adequate protection was given by the state or local authorities.

Wife Says Hubby Sentenced to Pen; Asks Separate Support Separate maintenance and the custody of her 16-month-old baby is asked by Margaret O. Babbington in a petition against her husband, William B. Babbington, filed vesterday in district court.

The Babbingtons were married May 9, 1918, in Council Bluffs. Mrs. Babbington charges her husband with nonsupport and abandonment. She says he was convicted of a felony and sentenced to the penitentiary in November, 1919, for one year. He was charged with attempting to steal an automobile, she says. He is now an employe of the city, according to the petition.

Coroner's Jury Exonerates

Motorist in Death of Girl A coroner's jury in Council Bluffs yesterday morning exonerated Geo. Lausman, 809 First avenue, Council Bluffs, from blame for the death of

way company was to blame for not before the westbound car, on which she was a passenger, reached the bridge. She had rung the bell, but the car failed to stop. Testimony was that Edward Isadore, motorman of the car, had been in the serv-ce only a/few weeks.

Rains Near North Platte

Big Benefit to Small Grain North Platte, Neb., June 1 .- (Special.)-This section has had several rains during the past week, which has greatly revived small grain that had began to show the effects of dry weather. Wheat, though short in stalk, promises nearly the average

Hebron Youth Admitted

To U. S. Naval Academy Hebron, Neb., June 1.—(Special.)
—Bernard Cruise, son of M. J.
Cruise, has been notified that he has been admitted to Annapolis. His brother, Edgar, a student at the academy, starts June 4, on a cruise, and will finish his course next year.

Geneva School Closes Geneva, Neb., June 1.—(Special.)
-St. Josephs parochial school held closing exercises at the parish hall. The program of drills, songs and a musical fairy play was well attended.

Seven Graduate Hayes Center, Neb., June 1 .- (Spe-

cial.)—The graduation exercises of the Hayes county high school were held for a class of seven.



85 Killed in Race Riot; Many Burn in Homes girl with a big wax doll.

(Continued From Page One.) Control Factory It was filled, as was also the police station. The remainder of those gathered up are being taken to the base ball park, all under armed

guard.

The trouble is reported to have guarded, were negro prisoners, captured with guns during the fray. started as the result of the arrest of Dick Rowland, a negro, alleged to have assaulted an orphaned white girl. Rowland was spirited out of town at 2 a. m. by sheriff's deputies and they refused to divulge his whereabouts.

First attempts to fire the negro quarter occurred at 1:30 a. m. Firemen, who attempted to lay hose on two burning houses used as a garrison by about 50 negroes, were turned back by the whites. About 6:40 a. m. fires in negro shacks along Archer street were

started. As the flames spread negroes with upraised hands and cryng "Don't shoot," fled from blazing houses. They were rounded and placed in the prison camps. Adjutant General Barrett took up his headquarters in the city hall and announced that Col. B. H. Markham of Oklahoma City would be in command of field operations of the

Show Signs of Terror.

ees and prisoners, were being cared noon by Mayor T. D. Evans. Perfor by civic organizations and pri-vate citizens who volunteered for under the mayor's orders. the work. Ice water and sandwiches were being served and the wounded or sick were receiving medical at-Throughout the morning long lines

of negroes teamed westward along the streets leading to Convention hall. Many wore their night clothes and ran to safety in their after being paid off, left for their bare feet. Their sunken eyes told homes or for other cities. This ac- of a sleepless night and their ashen faces bespoke gripping fear.

Men, women and children carried

bundles of clothing on their heads where, throughout the early morn-and backs. One old woman clung to ing hours, 500 white men and 1,000 several weeks ago.

Many n

a Bible; a girl with dishevelled hair negroes faced each other across railcarried a wooly white dog under her arm and behind trotted a little darky Fires Rage All Morning.

batants. Repeatedly, grim faced men, heavily armed, whirled up to the big hall directly from the scene of fighting. With them closely The police also had a report that three St. Louis and San Francisco railway switchmen and a brakeman had been shot to death.

The trainmen were killed, it was reported, because they refused to permit members of the opposing After Rowland, the negro, had been lodged in jail last night, a crowd of about 200 negroes assembled outside the building. Armed white men soon mobs to ride upon a switch engine passing between the lines. The en gineer was reported to have escaped began gathering. The first shot, so Officials had hoped that with the coming of dawn the trouble, which bedark when a policeman killed a negro gan over the arrest of a negro late who, he said, resisted efforts to disarm him. The body was left in the white girl, would die out.

street more than three hours. A white man was killed shortly afterwards The crowds meantime were augmented and the authorities then with Governor Robertson and asked for troops. Fires continued to rage all morning in the negro section, but at 11:30 a. m. it was believed that the white residence districts which were im-

turn a stream of water on one of those negro buildings," Fire Chief in the Standpipe hill district in the All persons not deputized as spenegro quarters, Mrs. S. A. Gilmore Show Signs of Terror.

The negroes, assembled as refua proclamation issued shortly before arm and side. Mrs. Gilmore was standing on the front porch of her home when she was picked off by a

Steady gunfire broke out shortly Other Crimes Charged to after daylight near the negro quarters of Tulsa, the scene of all-night race disturbances in which hundreds of armed white men and negroes took part and which resulted in the death and injury of an unknown bare feet. Their sunken eyes told number of persons and the calling of robbing the postoffice at Brush, of a sleepless night and their ashen out of Oklahoma national guard Colo., May 10, is wanted at Louisiunits to put down the disorders,

Rioting Starts Early.

But all those who came to Con-

far as known, was fired soon after

near the court house.

perilled would escape.

Alder asserted earlier.

communicated

road tracks. First reports to the police said that the bodies of from six to 10 negroes could be seen lying in a space described as "no man's land."

Three Firemen Killed.

resterday for an alleged attack upon

row of houses along the railroad tion of Luzon Island. tracks was fired. A party of white riflemen was reported to be shooting at all negroes they saw and fir-ing into houses. The negroes were said to be returning the fire des-"It would mean a fireman's life to perately.

In a fresh outbreak at 7:30 a. m. extreme northern section of the negro, one of a score or more barri-caded in a church.

Alleged Postoffice Robber Alliance, Neb., June 1.—(Special.) Ernest Conrad, 55, who was arested here May 20 and now is in jail n Denver awaiting trial on a charge ana, Mo., in connection with the The firing came from a spot robbery of a mail car on the Chica-

Wood Returns to Manila Following Extended Probe

General and W. Cameron Forbes Complete 18-Day Investigation of Conditions In Philippines.

By The Associated Press. Manila, P. I., June 1.—The mission composed of Maj, Gen. Leonard Wood and W. Cameron Forbes, former governor-general of the Philip-As the dawn broke 60 or 70 motor pines, which was sent to the islands cars filled with armed white men by President Harding to investigate formed a circle completely around conditions, returned to Manila Tues-the negro section. Half a doen air-day, after traveling 18 days by train, planes circled overhead. There was automobile, launch, horseback and much shouting and shooting. A steamer, through the northern sec-

the views of natives regarding independence for the Philippines, examining local financial affairs, sanitation, schools, public works, the administration of justice and agricultural conditions. After visiting the central provinces

of Luzon Island, the mission sep-arated. General Wood traveled through the northern Pacific provinces while Mr. Forbes traveled through the mountainous provinces among the non-Christian tribes. The parties united again on the west coast of Luzon

Favor Independence. Both commissioners said that their sojourns everywhere had been marked by the friendliest feelings of the

natives for the Americans. At the public hearings they said virtually all the speakers among the popula-tion favored independence with a protectorate by the United States, only a few advocating total inde-Many natives, especially property McCook was the speaker.

owners, told the commissioners that they believed he present relations between the United States and the Philippines should continue indefi-

Question Up to Congress.
Commissioners Wood and Forbes, in a statement which was read at ublic meetings in the various provnces, emphasized that the mission had no authority to promise in-dependence and that the entire question was solely in the hands of congress and President Harding They told the audiences that the mission had come to investigate conditions in the Phillippines as they exist and to report to President

Breweries Seized By Government Order

Chicago, June 1.—Samples of eer taken from three breweries have resulted in the issuance of orders ordering the breweries seized. The orders were received from the The mission held scores of public bureau of internal revenue in Washmeetings and private conferences ington. This action, the most drastic throughout its travels, lisening to of the revenue bureau's weapons against law breaking breweries, was this district.

The plants which will pass into the possession of the government are those of the John Beilfeld Brewing company of Thornton, Ill.; the Hammond Brewing company, West Hammond, Ill., and the North American Brewing company of Chicago.

House Committee Votes to

Report Out Volstead Bill Washington, June 1.-The house udiciary committee agreed today to would prohibit sale of beer on physicians' prescription for use by sick.

Judge Colfer Speaks Hayes Center, Neb., June 1.—(Special.)—Memorial day was observed here under the auspices of the Loyal Legion, the G. A. R. and the Odd Fellows. Judge Frank Colfer of

June Sales at Thompson-Belden's Offer Important Savings in Every Department

Silk Hosiery for \$1.75 a pair

Pure thread silk with tops and soles of lisle. A splendid hose for service. To be had in black, cordovan, polo gray and white, in the June sale for \$1.75 a

Lamp Shade Frames \$1.50 and \$2

Two sizes in wire lamp shade frames are reduced for the June sale, 18x20x 22-inch frames are \$1.50, 24x26x28-inch ones are \$2 each.

Artneedlework-Second Floor

Cocoa Castile Soap for 7½c Hardwater cocoa castile

Thursday's price, 71/2c a

Center Aisle-Main Floor

soap is an economy at

A Clearance of NECKWEAR

Organdy, net and lace collars will be placed on sale for greatly reduced

North Aisle-Main Floor

Lisle Vests 39c band or bodice tops in white or flesh color are a June sale value at 39c ea.

Seamless Sheets Thursday \$1.49

"Cast Iron" bleached, seamless sheets (81x90inch), of an excellent material, without dressing. A very good special for \$1.49 each.

Sunfast Draperies for \$1.25 a yard

Rose, brown, blue and gold, 50 inches wide. Second Floor

Silks for Sport Wear Are All Reduced in Price

Novelty Sport Silks \$4.95 a yard

Our entire stock of novelty weaves and patterns to choose from. They are this season's materials from reputable makers, and offer a selection of silk crepes, Canton, or silk and wool crepes.

White Silks Repriced Thursday

Shirtings, dress and blouse materials are to be had at an important saving.

The Silk Shop-Main Floor

A Real Sale of Finest Madeira Linens

Larger table cloths, luncheon cloths, tea cloths, centerpieces, scarfs, luncheon sets and doilies, hand embroidered in the finely scalloped and eyeleted patterns that distinguish Madeira work. The material is a fine round thread Irish linen-and at the prices fixed for the June sale every piece is a splendid value.

You can scarcely afford to neglect an inspection

Linens-Main Floor



Even Better Values Than Usual in Thursday's Sale of Dresses

All Taffeta Dresses Are \$39.50

A choice of every taffeta dress in stock, including our most exclusive models. The sizes which remain are 16, 18, 36 and 38.

Georgette and Foulard Frocks \$59.50

Combinations of Georgette and foulard and all Georgette, very attractive dresses in sizes 16 to 40.

Light Crepe de Chine Dresses \$69.50

A few unusual models in light colors, a bit soiled and therefore priced remarkably low.

Hand Made Organdies in Four Groups \$43.30, \$46, \$50, \$56.75

These are the beautiful designs and colorings which have been so admired this spring. There is only one frock of a kind.

Other Cotton Frocks Have June Sale Prices, \$15, \$18.75, \$25, \$26.75, \$33

Imported ginghams, dotted Swisses, voiles, organdies, tissue ginghams, handkerchief linens in innumerable styles and shades.

A Charge for Alterations.

Apparel-Third Floor