

DEATH LAID TO TWIN COSTUMES AT MASQUE BALL

To-Night's Weather—PARTLY CLOUDY, WARMER.

To-Morrow's Weather—PARTLY CLOUDY.

"10 TO 3"

DAILY WALL STREET
FEATURE THIS EDITION

The



World.

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Under New German Treaty U. S. Can Join League of Nations

JOKER IN TREATY WOULD LET THE U. S. JOIN THE LEAGUE

New German Document Would Allow President to Act on Matter Without Consulting Senate or Congress.

Somebody Was Outwitted in the Drawing of Article II., and No Change Is Likely in the Wording.

No Crossing of a "T" or Dotting of an "I" This Time Either, It Will Be Insisted by the Administration.

By David Lawrence.

(Special Correspondent of The Evening World.)

WASHINGTON, Aug. 29 (Copy-right, 1921).—Many who have closely studied the text of the Hughes-Knox treaty with Germany have discovered that the United States has not closed its door to possible membership in the League of Nations after all, and at any moment the executive branch of our Government can consent to be bound by the covenant without the consent of the Senate or Congress.

A joker is contained in article two of the new treaty, permissive clauses so broadly phrased as to permit a President or Secretary of State to bring the United States into the League without even referring the matter to Congress. The Senate once before foresaw such a possibility and in the original League reservations to the Versailles pact the Senate "irreconcilables" used language that would have prohibited the Executive from assuming any obligations under the League covenant without the "express consent of Congress." The League reservations also prohibited any American citizen from ever serving the League and forbade American participation in any commission of the League without the consent of Congress.

The opponents of the League reservations insisted that such a viewpoint was inconsistent with the Constitution, which gives the Executive broad powers to deal with foreign Governments, but in the heat of the controversy the objections went unheeded.

Now, however, when the final word is being said about our treaty relations with Germany, no prohibition against future membership in the League or any of its commissions is made. The two important paragraphs of the new treaty bearing on this point read as follows:

That the United States shall not be bound by the provisions of Part I. of that treaty (covenant of the League of Nations) nor by any provisions of that treaty which relate to the covenant of the League of Nations, nor shall the United States be bound by any action taken by the League of Nations or by the council or by the assembly thereof unless the

DAVISON LEAVES HOSPITAL FOR HIS HOME TO-DAY

Morgan Partner's Condition Excellent, Though He's Still Weak. Henry P. Davison of J. P. Morgan & Co. left Roosevelt Hospital, where he recently underwent an operation, for his home in Glen Cove, L. I., to-day. Mr. Davison's condition is described as excellent, although he is still weak. He has walked a little with the assistance of attendants and has been in a wheel chair much of the time. According to his physicians he has suffered none of the severe headaches which had afflicted him for the last year and it is questionable whether there will be need for another operation. Mr. Davison, accompanied by his family, went from the hospital to his yacht, which is now at the New York Yacht Club, and thence down Long Is. and Sound to his home.

SINN FEIN CABINET AGREES TO FURTHER PARLEY ON PEACE

Has Prepared Reply to Latest Note of Premier Lloyd George.

"NO PLEBISCITE FAIR." "Finance Minister" Declares That England May Have War if She Wants It.

DUBLIN, Aug. 29 (United Press).—The Sinn Fein Cabinet has prepared an answer to Premier Lloyd George's latest note, in which it agrees to further conversations between Irish leaders and the British Cabinet in London, it was learned to-day.

The Cabinet met here this afternoon and completed the reply which will be forwarded to London immediately.

"There will be no Irish plebiscite. There is no need for one. There could be no fair one with English troops here," says Michael Collins, man of mystery in the inner councils of Sinn Fein and Finance Minister in the Republican Cabinet. "What about Ulster's refusal to join an all-Ireland nation, then?" "You mustn't speak of Ulster in that regard. It's not the correct term. There are really only four counties, less than half of historical Ulster, that are opposed to Irish freedom. Our position with regard to these counties is perfectly reasonable. We don't wish to—we shall not—deprive them of any of their just liberties or rights. Let them accept the principle of Irish unity, and an arrangement can easily be effected.

"So long, however, as they ask the impossible, so long as they prevent Irish unity, so long as they apply religious and political tests, so long as they seek to impose the will of a minority upon a majority, just so long can they expect nothing but the reward of these malpractices.

"Let the northeast corner of our country take its stand only upon its just claims and it will soon find out that there is no essential difference between its people and the rest of Ireland. There is complete unanimity for rejecting the present proposals. They constitute no basis that any self-respecting Irishman could consider.

"Will there be war, then?" he was asked. "If they ask for it," he said.

ANOTHER WOMAN BECOMES ASST. ATTY. GENERAL.

Mrs. Willebrandt Will Defend Dry Laws in Legal Attacks. WASHINGTON, Aug. 29.—Protection of the Prohibition laws against all legal attacks will be one of the major tasks assumed by Mrs. Mabel Walker Willebrandt of California, selected to-day by Attorney General Daugherty to be an Assistant Attorney General. The appointment of Mrs. Willebrandt is regarded as the highest recognition President Harding has made of the ability of women to fill "a man's job." Mrs. Willebrandt succeeds Mrs. Annette Adcox Adams, also of California. Enforcement of Admiralty statutes, regarded as the most difficult branch of jurisprudence, is another assignment which Mrs. Willebrandt will draw from Attorney General Daugherty. Shipping law now is becoming far more complex than formerly because of the dry laws.

GERMANY TO PUNISH ANTI-REPUBLICANS.

Ultimatum Says Their Agitations Will Not Be Tolerated. BERLIN, Aug. 29.—The German Government to-day issued an ultimatum to the effect that anti-Republican agitation will no longer be tolerated. "Assemblies of such nature will be suppressed and those taking part punished," the ultimatum says. If the Pan-German press becomes too violent in assailing to murder and violence it will be suppressed.

REPORT 6 DEAD, 6 HURT IN MINERS' BATTLES IN HILLS

Logan, W. Va., Says New Fight Took Place To-Day—One Life Lost.

TWO MORE MEN MISSING. Governor of West Virginia Says Situation Is Serious—U. S. Officers on Watch.

LOGAN, W. Va., Aug. 29.—Renewed fighting between miners and State forces was reported here to-day.

One man was killed, six were wounded and two are missing. The scene of the battle was along Beech Creek, near Sharples, in Logan County.

CHARLESTON, W. Va., Aug. 29.—All telephone lines into Ethel, Sharples and Blair, mining communities in the eastern part of Logan County, were reported out of order all this morning.

Gov. Morgan's office declared it was without information and that no report had been received from Adjt. Gen. John H. Charnock, who was sent there yesterday with a committee of United Mine Workers' officials to make a thorough investigation. They are supposed to be consulting to-day with miners who invaded Logan County and in a fight yesterday with State troopers lost five men killed or badly wounded and eleven taken prisoners. It is believed here that the men had not received word from the union heads asking them to retire and that the clash came in consequence.

Gov. Morgan says that the situation is extremely serious. United States Army officers are watching the situation closely with a view to reporting the need for troops, and it is believed that they will be sent unless a sudden change takes place.

It is said that the miners captured and are holding three Deputy Sheriffs.

MEXICAN BANDITS KILL AMERICAN

State Department Says David I. Richards Was Slain on Aug. 26.

WASHINGTON, Aug. 29.—David I. Richards, an American citizen, was killed by Mexican bandits Friday in Salina Cruz, the State Department announced to-day.

His father, Israel Richards, lives at Niles, Calif.

The State Department's report said that Richards was killed on the morning of Aug. 26 by natives near Chivela, Mexico.

BRITAIN BUILDING GIANT AIRPLANE TO CARRY TROOPS

May Be Used as Tender for Flying Fleet or as Red Cross Hospital Ship. LONDON, Aug. 29.—A huge airplane which may be used to transport troops is being built for the British Government at Bristol, according to the Daily Mail.

The machine is said to have tiers of wings and is built on the lines of a seagoing ship. It may act as a tender for a fleet of airships or as a Red Cross air hospital. The engine room, which is inside the hull, contains a battery of engines transmitting power to propellers on the wings. If any part of the power plant gives trouble the mechanics in the engine room will put it right while the machine is in the air, while the other working units will be accelerated to give power sufficient to maintain altitude and speed.

DEATH IN FIST FIGHT AT BALL NOW LAID TO MISTAKE OVER WOMEN'S MASQUE COSTUMES

Two Women Wore Knickerbockers at Dance, Says Friend of Student Held. RESENTED "CUTTING IN" Cecil Arthur's Skull Broken in Quarrel at Allenhurst, N. J. Hotel.

The death of Cecil Adrian Arthur after a fist fight at the annual masquerade ball of the Allenhurst Hotel, Allenhurst, N. J., is now attributed to the fact that two masked women at the ball were costumed alike in black silk knickerbockers and blouses, topped with black Tam o' Shanter caps.

One woman was mistaken for the other, it is declared, a quarrel of dancing partners developed, a blow from the fist of Salvatore Labore, a Cuban engineering student at Cornell University, sent Arthur reeling to the cement floor, where his skull was fractured. The ball was on Saturday night at the Allenhurst Hotel. Arthur died yesterday afternoon.

Jose M. Ancuna, a member of Labore's party, advanced the new explanation, and said that it was he, Ancuna, and not Labore, who made the mistake in identity. "I saw a woman dressed precisely as I knew one of our own party to be dressed," he said. "I asked her for a dance. Her escort (Arthur) resented it, and I realized that I had made a mistake. I apologized, but her escort still seemed angry. Labore tried to avert a clash between us."

The clash was averted at that time but the quarrel was renewed, it is said, when Arthur and his masked companion, Mrs. John S. Sutphen Jr., of No. 215 West 98th Street, Manhattan, and No. 107 Corlies Avenue, Allenhurst, entered the grill room where the Labore party was. Arthur had been the week-end guest of Mr. and Mrs. Sutphen. Mr. Sutphen is treasurer of the Ridley Confectionery Company, No. 349 West 46th Street. Labore was held without bail and committed to the Freehold Jail after the death of Arthur. His two friends, Ancuna and Manuel Hernandez, were released in \$5,000 each as material witnesses.

Fernandez told the police that as Arthur entered the grill room he announced: "The mistake in identity."

"The mistake in identity," Mrs. Sutphen was not remarkable in view of the fact that she was dressed as was a member of our party was dressed," Ancuna said. "We do not feel called upon to make public her name at this time. However, we will do so if we find it necessary. The fact that Mrs. Sutphen had dark hair while our friend's hair was light was not apparent."

COUPLE SEPARATED BY BOBBED HAIR

Brooklyn Man Said When He Protested Wife Answered "He Likes It."

Bobbed hair figured to-day in the application of Mrs. Dora Novick for reasonable alimony and counsel fees before Justice Cropsey in Brooklyn pending action for separation from Harry Novick of No. 315 Powell Street, in that borough. The objection to bobbed hair was made by Novick and he said when he protested to his wife, she replied: "Well, if you don't like it, he likes it." Mrs. Novick also went out afternoons and evenings, leaving the baby with the neighbor, and returned with boxes of candy and other gifts which she could not explain, Novick testified. She declared he had abused her and frequently struck her. Decision was reserved.

URGES UNIVERSITY FOR EDUCATION OF MOTHERS-IN-LAW

They're Out-Laws, Not In-Laws, and Have Ceased to Be a Joke, Says Pastor.

CHICAGO, Aug. 29. A "university for the education of mothers-in-law" was advocated by Rev. Charles B. Stevens of the Third Presbyterian Church in a sermon last night. He asserted the mother-in-law problem had ceased to be a joke. "Seventy-five per cent of all matrimonial disasters are precipitated by her interference," he asserted. "She is an out-law instead of an in-law."

BALL BAT SWAT LAYS LOW MAN IN "JOKE" HOLDUP

Halligan Pretended His Finger Was a Pistol—Judge Doesn't Think It's Funny.

John Halligan, twenty, No. 477 59th Street, Brooklyn, nursed a badly aching head this morning in the Fifth Avenue Police Court in his old home town. Johnny, last night, according to the records, had tried his hand at a hold up, and had learned to his sorrow that a bum gun was a poor argument to put up against a baseball bat with a Babe Ruth wallop behind it.

Halligan, the police say, went into the stationery store of Nathan Meislik, No. 621 Fourth Avenue, and after getting a package of cigarettes from Esther, twelve-year-old daughter of the proprietor, pointed his finger at her from inside his coat pocket and told her that if she said a word he would shoot her, then reached for the cash register.

Esther didn't say a word, but her mamma, Mrs. Ida Meislik, did. The would-be burglar hadn't seen mamma, but he heard her. She was behind the counter and her screams aroused Popo Meislik, who was having supper in the back room. Halligan pointed the ambushed finger at mamma just as pop jumped into the store with a baseball bat. The finger was transferred to Meislik's direction, but too late, for pop had swung the ash.

Pop proved to be some stouter. He put the start of a home run in the Polo Grounds, and it was ten minutes before the police could make Halligan up. When they entered the store Meislik was discovered with his feet on the chest of the fallen stick-up man, like a gladiator of old, ready for another swing in case Halligan made a start.

"Well?" queried Magistrate Dale, looking Halligan over. "Ah, it was all a joke," said Halligan. "I didn't have a gun. Well, we might as well get over with it."

He was held without bail for the Grand Jury, charged with attempted burglary.

SENTENCE OF 15 DAYS FOR SPEEDING UPHELD.

Treated Mercifully by Magistrate, Says General Sessions Judge.

Judge C. Nutt in General Sessions announced his decision to-day that a man twice convicted of violating the speed laws for automobiles and arrested for violating other motor vehicle laws was treated mercifully when sentenced to fifteen days in the workhouse—taking into consideration the sudden loss of death and accidents due to unlawful driving in this city. Judge Nutt sustained Magistrate House in his sentence of Daniel E. Lieberman of No. 104 Grand Concourse, who was convicted of driving his car more than forty miles an hour on Fifth Avenue between 190th and 160th Streets July 3 last. J. J. Connor, Mr. Lieberman's counsel, appealed on the ground that the sentence was unduly harsh.

THE WORLD TRAVEL BUREAU. New York City. Telephone, Broadway, 4-0000. Check book for baggage and parcels open day and night. Money orders and travelers' checks for sale.

HOEY, WATCHMAN IN MURDER SHANTY, GIVES HIMSELF UP

Surrenders to Sing Sing Chaplain, Protests Innocence and Asks Fair Deal.

PRIEST BRINGS HIM HERE. Admits He Can Help Clear Up Slaying of Policeman in Hell's Kitchen.

William Hoey, twenty-four years old, of No. 425 West 35th Street, ex-convict, now out of prison on parole, and night watchman of the junk yard running from West 35th to 39th Street, near 11th Avenue, where on last Saturday night Policeman Daniel J. Neville was shot to death from out of the darkness, gave himself up to-day.

A general alarm had been sent out for Hoey, who has been missing from his haunts since the night of the murder. The police did not charge the ex-convict with the commission of the cold-blooded assassination. They claimed he knew something of the crime and believed he could give the identity of the murderer or murderers.

Hoey surrendered himself to Father Cashin, chaplain of Sing Sing Prison, from where he had been paroled. He walked into the prison this morning and asked for the priest. "Father," he said, "you have seen by the papers that the New York police are looking for me in connection with the killing of a policeman in Hell's Kitchen. I am absolutely innocent of the crime, but I have information which may be of value to the police. Will you take me to the District Attorney of New York?"

Father Cashin telephoned to Acting District Attorney Banton who told him to bring Hoey to the city, by all means. When he returned to the ex-convict, the latter continued: "Father, I have kept my word to the Parole Board, made a year ago, that I would keep out of trouble. I wanted to come right to you and tell you that I have kept my word. I have no fear of facing anybody in New York, but I don't want to be abused or beaten up."

Those who saw Hoey say he appeared nervous, but apparently not scared by the anticipation of the ordeal that was ahead of him. He volunteered an explanation of his whereabouts since the murder. Father Cashin brought him to New York in the chaplain's automobile and turned him over to Acting District Attorney Banton this afternoon.

The wrath of the whole Police Department flared up to-day over the cold-blooded murder of Neville. The neighborhood itself, even to those of its population who have taken pride in describing themselves as "roughnecks," is not less active than the police in attempting to track down the men who killed Neville.

Visitors from the streets where he was known for his ready championship of children and his fairness to men who did not always go straight—so long as they kept straight—have been to his home at No. 30 Brooklyn Avenue, Jamaica, to offer sympathy to

OBECHAIN AND BURCH PLEAD NOT GUILTY.

Los Angeles Murder Suspects to Be Tried on Nov. 1. LOS ANGELES, Aug. 29.—Madalynn Obechain and Arthur C. Burch, to-day pleaded not guilty to a charge of murdering John Belton Kennedy. Immense throngs packed the court room corridors and even the sidewalks surrounding the building as the principals in the weird "midnight murder" case formally declared their innocence. Trial was set for Tuesday, Nov. 1, ten days being given the prosecution to object or agree to a removal for separate trials of the accused parties.

WALL ST. BELIEVES I. R. T. KNEW ABOUT RECEIVERSHIP STEP

All Stocks Drop as Result of the Application, Interborough Consolidated Reaching Lowest Point in History.

Wall Street Sees in Application Attempt to Force Holders of Notes Due Sept. 1 to Agree to Extension.

Transit Board Announces It Will Take No Action in Case as Plans Will Not Be Affected by Receivership.

There was considerable amusement expressed to-day by Wall Street at the obvious attempt to inspire belief in the public mind that officials of the Interborough did not possess foreknowledge of the intention of the American Brake Shoe & Foundry Company to bring action to place the Interborough in receivership.

It was pointed out by close students of the Interborough situation that the Chairman of the Finance Committee of the American Brake Shoe & Foundry Company is Daniel E. Pomeroy, who is Vice President and Director of the Bankers' Trust Company. What the Bankers' Trust Company is what is known as a "Morgan" institution.

Another director of the American Brake Shoe and Foundry Company is Gates W. McGarragh, who is president and director of the Mechanics and Metals National Bank. The latter bank is understood to have close affiliations with J. P. Morgan & Co.

Competent Wall Street authorities to-day scoffed at the idea that these influential directors of the American Brake Shoe and Foundry Company and other directors of the same company who are also directors in various companies that are known as Morgan institutions, would have the temerity to file an application for a receiver for the Interborough without knowing the attitude of officials of the company or of J. P. Morgan & Co., who have always acted as bankers of the Interborough.

Much significance was also placed on the fact that almost simultaneously with the filing of the application for a receiver, information regarding the application was flashed to the office of the Interborough and it was found that President Hedley already had prepared a formal statement dealing with the company's position regarding the matter.

While no one is in a position to give an opinion worth while as to whether holders of notes due Sept. 1 will agree to an extension of their notes and thereby possibly save the Interborough from a receivership, it is stated by persons in a position to know the facts of the case that the Interborough is preparing for eventualities and is determined to wage a vigorous fight to retain control of the Manhattan Elevated.

A primary motive in this contemplated fight is the fact that something like \$50,000,000 has been expended out of earnings or otherwise by the Interborough on Manhattan improvements and extensions, including third tracking. Under the terms of the lease only that part expended on the old elevated structure probably could be demanded back from the Manhattan if the lease should be forfeited, and that is understood to be only half of the \$50,000,000 invested.

Interest coupons due Sept. 1 on Interborough 7 per cent bond were being paid to-day by J. P. Morgan & Co. to those holders who have deposited their bonds for extension. Securities of the Interborough and affiliated concerns showed a pronounced decline in value on the Stock Exchange at the opening to-day and the slump continued throughout the session. The Trans-