

PHILLIPS, SLAYER, BREAKS JAIL

To-Night's Weather—FAIR, MUCH COLDER.

To-Morrow's Weather—FAIR AND COLDER.

THE EVENING WORLD FINAL EDITION

The Evening



World

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Progressive Bloc Wins Its First Victory in Senate Contest

PROGRESSIVE BLOC WINS ITS FIRST VICTORY IN SENATE

Secures Report on Proposed Amendment for Direct Election of President. CHANGES INAUGURAL. Provides Earlier Convening of New Congress and Administration Transfer.

WASHINGTON, Dec. 5.—Members of the new progressive bloc in Congress won their first legislative victory to-day by obtaining from the Senate Agriculture Committee a favorable report on a resolution to amend the Constitution to provide for the direct election of the President and Vice President. The amendment also would change the Presidential inauguration day from March 4 to the third Monday in January and members of the Senate and House would begin their terms of office the first Monday in January after the biennial elections. Congress would meet in regular session annually on the first Monday in January. The present final December session of Congress to be abolished. Senator Ashurst appeared to urge adoption of the amendment he proposed, as did William Lowell Putnam, a Boston attorney, on behalf of the American Bar Association, which has endorsed the plan. Slow transportation and other reasons for the present constitutional plan no longer exist, Senator Ashurst and Mr. Putnam said. They also argued that there would be a better response to public opinion by having a newly elected Congress meet soon. One of the objections to the plan, which Senator Ashurst said was not well founded, was that weather conditions in mid-winter might prevent out-of-doors inauguration ceremonies.

EGG PRICE GOES DOWN AS HENS GET BUSIER AND BUYERS STRIKE

Six Cent Drop Follows Conditions Dealers Are Unable to Control. Dealers in eggs, wholesale and retail, report a buyers' strike which has materially affected the price of fresh eggs, carrying it down 3 cents last Saturday and 3 cents more yesterday. Fresh eggs from nearby points were selling yesterday from 72 to 75 cents a dozen according to grade, and fresh Western of the best grades were selling at from 54 to 57 cents a dozen. Dealers who had stocked up with eggs at a price which the housewives apparently regarded as prohibitive have been embarrassed also by abnormally continuing heavy production due to the effect of the mild weather on the hens. The effect of the high price of fresh eggs has been to increase the demand for storage eggs, and these rose half a cent a dozen on the market yesterday, selling at from 20 to 24 1/2 cents a dozen for firsts and 22 cents for fancies.

PHILIP ELTING SLATED FOR PORT COLLECTOR

WASHINGTON, Dec. 5.—Philip Elting, Republican leader of Ulster County, N. Y., is slated officially for the appointment as collector of the Port of New York to fill the vacancy which has existed since the death of Victor Aldrich. He was recommended by Charles D. Hillis, Republican National Committee man for New York, and the two Senators, which definitely puts an end to the movement for Senator Calder for the place.

Where to Spend a Winter Holiday

The World's Annual Resort Number will be published next Sunday. All hotels and travel advertisements for this great number should be in the World office before Thursday, Dec. 7. These ads are reproduced in book form and widely distributed. Vacations and winter resorts are advertised among the many places advertised in The World's Annual Resort Ads. Year 1922: THE WORLD, \$1.25; Ad., \$1.25; The Herald, \$1.25; The American, \$1.25; The Tribune, \$1.25. THE WORLD'S LEAD, 79,127 Ads.

KING SIGNS FREE STATE BILL; IRISH IN FULL CONTROL OF ERIN AT MIDNIGHT TO-NIGHT

Full Administration Already Turned Over to Provisional Government. HEALY COMMISSIONER. Lord Decies May Be an Appointee Under New Administration.

LONDON, Dec. 5 (Associated Press).—King George this evening gave royal sanction to the legislation setting up the Irish Free State as a dominion of the British Empire. Without pomp or ceremony the Irish Free State will come into being after midnight to-night. By a special order in Council, the full administration of the country already has been handed over to the Provisional Government. Therefore, when the Constitution comes into existence to-morrow there will be no ceremony of any kind to mark the fulfillment of the treaty made between the British and Irish Governments. The House of Commons to-day agreed to the amendments to the Irish Constitutional Provisions Bill, adopted by the House of Lords. This, following upon the Lords' approval of the Constitution Bill yesterday, completes the Irish legislation, which now only awaits the Royal sanction. The Anglo-Irish treaty expires to-morrow, when the Provisional Government will cease to function and the Free State Government will officially take charge. The first meeting of the Dail Eireann as the Lower House of the Oireachtas, or Irish Parliament, has been fixed for 5 o'clock Wednesday afternoon. Meanwhile, the Dail will sit privately to choose thirty members of the Seanad Eireann, or Senate. The choice will be made from about 150 candidates and the selection will be announced to-morrow. A Dublin correspondent says that the appointment of William Cosgrave, President of the Dail, include the well-known writers, William Butler Yeats and George Russell; also the Earl of Dunraven, the Earl of Winkfield, Lord Glenavy, better known as Sir James Campbell, the former Irish Lord Chancellor and possibly Lord Decies, the husband of Vivien Gould. Timothy Healy, who yesterday confirmed his acceptance of the Governor Generalship of the Irish Free State, returned to Dublin on the night boat after consultations at the Colonial Office which are understood to have been satisfactory. Mr. Healy is the first untitled person to be chosen as the King's representative in any British dominion. It is also understood that, unlike those of all other viceroys, the prospective Governor

THREAT BY "K. K. K." TO BURN CATHOLIC BUILDINGS CHARGED

Following Fifth Fire, Montreal Mayor Reveals Letters Mysteriously Signed. MONTREAL, Dec. 5.—Mayor Martin has received recently a number of communications signed "K. K. K.," claiming responsibility for the Montreal University fire two weeks ago and threatening to fire other Roman Catholic buildings. QUEBEC, Dec. 5.—The Sulpician Church, seminary and priest's residence at Oka were destroyed by fire early to-day. The great monastery of the Trappist monks, nearby, was not touched. This is the fifth fire in Catholic institutions in the dominion in the last few weeks. St. Boniface College, near Winnipeg, was destroyed Nov. 25 and ten students lost their lives. The dental school of the University of Montreal was damaged twice last month and the Juvenat College was damaged in the blaze that devastated the village of Terrebonne on Dec. 1. The fire to-day started in the furnace room of the presbytery. A high wind carried sparks to the church and seminary nearby. The church, valued at \$150,000, dated back to the earliest times, and was erected by the Sulpician Fathers as a mission house for the Indians. Destroyed by fire in 1875, it was rebuilt as a modern church. The Sulpician Fathers in attendance at the church said undoubtedly the greatest loss was the destruction of irreplaceable records dealing with the early days of the French occupation of Quebec, which had been stored in the presbytery.

15 MEN UNCONSCIOUS, ONE DEAD, AS RESULT OF WOOD ALCOHOL DRINKS

BOSTON, Dec. 5.—Fifteen men are unconscious and one has died since last night, as the result of wood alcohol poisoning. Twenty others are being worked over by doctors. Police have had a recurrence of the epidemic of "blind death" from wood alcohol poisoning, which took a toll of more than 25 lives in the Christmas season two years ago.

Studebaker Stock Dividend Of 25 Per Cent. Is Declared

Announcement Creates Flurry in That Issue, Sends Price to 126 5/8. Following the return of about \$15,000,000 in net earnings of the Studebaker Motors Corporation into plants and equipment for the development of the company, directors met to-day and voted a common stock dividend of 25 per cent. to stockholders of Dec. 29. This action increases the capitalization of the company to \$75,000,000. As a result of the announcement of the dividend, Studebaker had one of its most active days in the stock exchange. In an otherwise dull day, more than 20,000 shares of the stock had been turned over by 2 o'clock, despite the fact that the total shares traded in for the day up to that hour were only about 600,000. A statement given out following the directors' meeting said, in part: "Earnings of the corporation and its prospects are such that the management believes that the present rate of 10 per cent. dividends on the common stock will be continued on the new capitalization." It added that it was voted to cap-

YOUTH ARRESTED IN MURDER LAID TO LABOR FEUD

Broadway Crowd in Panic as Clothing Worker Is Shot to Death. BOY FINDS REVOLVER. Accused Has Police Record—Victim's Friend at Shooting Also Held.

Benjamin Levinsky, a clothing cutter in the workshop of Levinson Brothers, No. 715 Broadway, near Washington Place, got out of the automobile in which his friend Benjamin Maszour had brought him to the Levinsky home at No. 159 Ross Street, Brooklyn, at 8 o'clock to-day. A moment later the sounds of two revolver shots startled the streets crowded with thousands of workers in the clothing factories of the neighborhood. The throng on the sidewalks became panicky and for blocks ran wildly in all directions, though most of them made for the doorway of No. 715 Broadway. Fighting his way through, Policeman Lilsberman of the Mercer Street Station found Levinsky lying dead with a bullet in his head and another in his heart. A boy brought the policeman a revolver with two chambers empty, which he said he had found on the step. In making for the body, Lilsberman encountered Maszour making difficult progress away from the door and apparently frightened. Lilsberman questioned him. Maszour said he lived at No. 29 Attorney Street, but had spent last night in the home of Mr. and Mrs. Levinsky, occupying a bed with the man now dead. This morning he drove Levinsky over and was a block away from the door of No. 715 Broadway when he heard the shots and returned. As soon as he saw his friend was shot, he said, he started to run for help, but the policeman stopped him. Maszour said he and Levinsky belonged to the same Club and Sult Union and had attended a meeting last night. He could not tell Detective Lieut. Funston, who questioned him later, of any trouble in the union and said the Levinson Brothers were on excellent terms with their employees. After the boy had been removed, Funston took Maszour to the station, where he was held as a material witness and for verification of his story. In the mean time Sgt. Woods had intercepted a boy running away from Mercer Street from the scene of the shooting. He said he was William Levine, nineteen, a scriber of newspapers at Times Square. He had happened upon the body of Levinsky in the left building, he said, and had frightened him so that he ran away. He was also held for investigation, though he denied having seen the boy this morning. An examination of the revolver showed it had recently been soaked with kerosene. The police said they found a distinct odor of kerosene in

WOMEN, EQUALS OF MEN, HAVE SAME LIABILITIES, IS DECISION OF COURT

Wisconsin Supreme Bench Holds Business Responsibility in State Legally Same for Both Sexes. MADISON, Wis., Dec. 5.—Women, married and unmarried, now the equals of men before the law in Wisconsin, must bear the responsibility of their new privileges granted by the Women's Rights Bill enacted in 1921 the Wisconsin Supreme Court to-day. It held a woman liable in her separate property and business when she endorses a note of her husband in curbing financial liability for him. HARRING AGAIN NAMES PERCE BUTLER FOR SUPREME COURT. WASHINGTON, Dec. 5.—President Harding to-day renominated Percie Butler of Minnesota to be Associate Justice of the Supreme Court, following the failure of the Senate yesterday to confirm his nomination.

WOMAN CONVICTED OF SLAYING RIVAL, WHO MADE SENSATIONAL ESCAPE

LOS ANGELES, Dec. 5.—Clara Phillips, sentenced a fortnight ago to a term of from ten years to life imprisonment for murdering Mrs. Alberta Meadows with a hammer, escaped from the woman's section of the Los Angeles County Jail between 2 o'clock and daylight this morning. She had help from the outside. The bars of her cell window, looking out on an alley about ten feet below, had been neatly cut through. A slight dulling of the cut metal and the absence of iron filings on the window or in the room indicated that the preparations for her escape may have been made several days ago. A flock of underberths was sent out to-day to bring in Mrs. Madelyne Obenchain, yesterday discharged from custody when a jury for the third time refused to convict her of complicity in the murder of J. Belton Kennedy. Their cells adjoined and they had developed an intimate friendship. The authorities are wondering whether Mrs. Phillips, in the event Mrs. Obenchain had been convicted or remanded, meant to invite her to join the flight. Information is being sought as to the whereabouts of Arnour Phillips, the escaped murderer's husband, and her sisters, Ota Weaver and Rita Jackson, both of whom have visited the chorus girl in her cell since a mixed jury of men and women, charmed by her smile in the prisoner's dock all through her trial, reached a compromise in the decision of the women jurors that she should be hung and that of the men jurors that she ought to go free. A search is also being made for Harry Karst, who was a frequent visitor to Mrs. Phillips at the jail. In the somewhat indeliberate squabbles as to faithfulness between the parties to the tragedy Phillips had much to say to his wife about Karst, as she had to say to Phillips about Alberta Meadows. Mrs. Phillips had been closely guarded because of rumors that she was engaged in framing plans to escape. But the chorus girl's winning smile, which masked the murderous jealousy that led to the taring of Alberta Meadows off on a lonely road to have her face marked in with a carpenter's hammer, was just as effective when it masked her wiles in preparing to escape her punishment. She sought and obtained the privileges of covering "those horrid ugly bars" with a nice, pretty curtain. Behind that curtain the wielder of the hatch saw could work unseen when the frequent inspections of the cell were made. Mrs. L. D. Fisher, the night matron, was in the cell of Mrs. Phillips last night. The young woman was unharmed and in her cell. She was apparently asleep. On the next visit she had gone. The cell bars had been twisted aside just far enough to let her through. Threads torn from the black dress and rough blue overcoat which she had worn in the prison clung to the bars. She had crossed the narrow roof from her window to the outer wall in her bare feet, as an impression of the dew wet roof showed. They went straight to the point where the top of a ladder reached up to the roof from the alley below. The final known indication as to the method of her escape is that given by the track of an automobile tire in the dust of the alley and the statement of a Deputy Sheriff that on his way home after midnight he saw an automobile, apparently unoccupied, standing on the street near the opening of the alley. Mrs. Phillips once lived in Texas near the border and is familiar with Spanish. The officials assume that she is making a dash to get into Mexico and have broadcast notices to the police of all border towns to head her off. All steamers and ships sailing for British Columbia and Southern Pacific ports are also closely watched. Scores of automobiles and motorcycle possessors are on every road within five hundred miles of Los Angeles.

WOMAN CONVICTED OF SLAYING RIVAL, WHO MADE SENSATIONAL ESCAPE



SLUG POLICEMAN, FLEE WITH \$13,669 AT UNION HILL, N. J.

Public Service Messenger and Guard Robbed on Busy Street Corner. Five highwaymen, whose actions showed they were following out carefully prepared plans, successfully robbed John P. Conroy of No. 783 Park Avenue, Weehawken, cashier of the Union Hill branch, Public Service Corporation of New Jersey, Gas Division, at 9:25 o'clock this morning, as he was leaving the door of the bank with a satchel containing \$8,770 in cash and \$4,899 in checks to be deposited in the Union Hill branch of the Trust Company of New Jersey. The three robbers who committed the actual assault were snatching past the bank, apparently much interested in conversation. Conroy came out with his satchel went to the curb where Policeman Truescello, had been waiting for him with a side arm. Conroy had just settled himself in the side car when the three men whirled about and rushed to the curb, beating both messenger and policeman over the head with blackjacks before they had a chance to draw the revolver, with which both were armed. As Conroy's head dropped and the policeman sprang out of the driver's seat on top of him, Conroy let go of the money bag. One of the three picked it up and

WOMAN ARRESTED CHARGING DODGED STATE INCOME TAX

Dress Designer Second to Be Accused of Evading Law. Mrs. Jeanie M. Robinson, a dress designer living at No. 261 East Washington Avenue, was arrested to-day for failing to make a State income tax return. She was held in \$200 bail for trial in Special Sessions after being arraigned in Centre Street Court. She is the first person to be arrested in this city for failure to make a return and is the second in the State. The other being a resident of Rochester. The arrest was made on the complaint of Niles B. Becker, District Director of the State Income Tax Department, No. 223 Broadway. It is alleged she failed to make a return upon her income for the year of 1920. The information upon which the arrest was made is contained in an affidavit made by H. Ben Gendler, a book keeper for Trina & Co., dress manufacturers of No. 136 Madison Avenue, that Mrs. Robinson in 1920 was Jeanie M. Moskowitz and was employed by the firm and drew \$6,175 as a designer. Sol Friedland, attorney for Mrs. Robinson, denied not guilty and waived examination for his client. He said she had made an unintentional mistake, and that she was now making \$109 a day and the day she had coming to court meant a loss of that much money to her. Assistant District Attorney Purcell consented to the bail of \$200, which was then fixed to Magistrate Nolan.

PITIES POOR RICH BOY WHO CAN'T DO CIGARES, CHILD'S HERITAGE

BOSTON, Dec. 5.—"Cigares and childhood should go together," declared Judge Frederick P. Cabot, of the Children's Court, in the course of an address on child welfare. "The homely tasks of every household are the heritage and duty of childhood," he asserted. "The gifted youth who is not forced, or even allowed, to chop the kindling and carry out the ashes, to shovel the snow and beat the rugs, is an object of great pity. Work gives the children something to think about, and keeps them away from crime."

MRS. PHILLIPS BREAKS JAIL AND MAKES ESCAPE; SERVING 10 YRS. FOR HAMMER MURDER

Convicted Slayer of Alberta Meadows, Rival for Husband's Love, Goes Through Sawn Bars of Cell Window and Drops to Ground—Believed She Had Outside Help in Getaway.

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PRESIDENT HARDING HOLDS UP HIS MESSAGE, BREAKING PRECEDENT

Predecessors Have Informed Congress on "State of Union" at Beginning of Session. WASHINGTON, Dec. 5.—President Harding broke a precedent to-day by permitting the second day of the new session of Congress to pass without delivering his annual message reporting on the state of the Union, and outlining the Administration's recommendations for legislation. It was said at the White House that no date had been fixed for the President's appearance before the Senate and House, but that he expected to be able to complete his message and to deliver it before the end of the week. There is no provision of law requiring that the President report to Congress at the beginning of the annual short session, the Constitution stipulating merely that the Executive shall, "from time to time, give to the Congress information of the state of the Union and recommend to their consideration such measures as he shall judge necessary and expedient."

B-R-R! 16 BELOW ZERO REPORTED IN THE WEST; IT'S COMING EAST, TOO

Winter Leaves Northwest on its Annual Tour—Due Here Tonight or To-Morrow. CHICAGO, Dec. 5.—Winter to-day made its first determined onslaught of the season, spreading a trail of zero temperatures through the Northwest and Plains States and causing doleful drops in temperature as far south as Texas and Tennessee. Havre, Mont., with a temperature of 14 degrees below zero, was the coldest place in the country. Sub-zero temperatures were recorded throughout Montana, North Dakota and parts of Minnesota, with Helena, Mont., recording 5 below; Billings, N. D., 8 below; Grand Forks, N. D., 4 below, and Fargo, N. D., 3 below. Throughout the upper Mississippi Valley States the breath of winter was manifest in a biting wind that sent the mercury downward. Weather forecasts indicated the way would spread into the lower lake region and the Atlantic and East Gulf States, with the exception of the Florida Peninsula, by to-night or Wednesday.

HOTTEST DECEMBER, SAYS PROPHET DEVOE; BLACKBIRDS GIVE TIP

A flock of blackbirds called yesterday upon A. J. Devoe, the noted weather prophet of Hacksnack. They took a rest in his trees and seemed to be discussing the location of North and South. "They left last night and I couldn't see which way they went," said the prognosticator. "This means they are in doubt about the weather. So is everybody else, with one or two exceptions. Now I predict the hottest December on record, with no great storms, only up North. On Dec. 25 we will get part of a storm from New England States."