

### Trial of Ward May Go Over To Next Year

Court Reserves Decision on Motion for Immediate Trial or Dismissal of the Murder Indictment

### Ample Time to Prepare

Defense Charges the Prosecutor Has Not Tried to Disprove Accused's Story

The case of Walter S. Ward, indicted for the murder of the alleged killing of Clarence Peters May 16, last, near the Reservoir, will probably not be called for trial until early next year, if the motion brought yesterday at White Plains by counsel for Ward for an immediate trial or dismissal of the indictment is denied by Supreme Court Justice Morschauer.

Decision on the motion was reserved by Justice Morschauer, John E. Mack, of Poughkeepsie, serving as Special Assistant Attorney, indicated that a postponement of the trial until January, at that time District Attorney Weeks, who appointed Mr. Mack as a special assistant, District Attorney, will be out of office. Arthur Howland is the District Attorney-elect.

### Calls Ward's Story Incredible

Justice Morschauer, after hearing argument yesterday from former Justice Isaac N. Mills of the Appellate Division, representing Ward, and from Mr. Mack, directed that briefs be submitted. Mr. Mills charged that the District Attorney, after spending \$10,000 of the taxpayers' money in an investigation of the killing of Peters, failed to disprove the story of Ward that he shot Peters in self-defense. Mr. Mack contended that the story of Ward's was "unbelievable and incredible."

"It is not for us to prove the truth of the defendant's story," said Mr. Mills. The District Attorney has not made the first step toward proving it false, maintain it is perfectly obvious that the District Attorney has had ample time to prepare the case for trial. It is now five months and six days since indictment was found. Is there any question that he has had ample time to prepare his case? It is the bright light of every American citizen to have a trial by a jury of his peers.

### Sees Outrage to Accused

"The prosecutor will not agree to a trial for a trial of Mr. Ward because, says, he is not ready. Justice and equity require that my motion to dismiss the indictment for failure to prosecute be granted. It would be an outrage to deny Mr. Ward this right."

Mr. Mack said he felt sure that if Ward was tried before a jury he would be acquitted. "You think so?" Justice Morschauer interrupted. "I know it," was Mr. Mill's reply. Mr. Mack, in his argument, said: "It is a well-known saying that truth is on the tip of the tongue, but Ward has never opened his mouth about this matter. His attorneys prepared his statement telling about the shooting. Why hasn't he helped us to find the elusive 'Charlie Ross' and 'Jack,' the supposed burglars? Ward took a human life. There is no denying that all that is left of Peters is a little mound of earth. This man should be held until every bit of evidence has been run down. We have spent money and we are going to spend lots more to help solve this mystery."

### 'Wall St. Bomber' Plots Brooklyn City Hall Blast

'Intend to Kill Everybody.' Note to Custodian Says; Rail Explosions Hinted

A man who declared himself responsible for the Wall Street explosion two years ago threatened yesterday to do a better job by blowing up "City Hall, Brooklyn." The threat was contained in a letter addressed to the Superintendent of City Hall, Brooklyn.

The postal authorities sent the note to Peter Chieffo, custodian of the City Hall, who turned it over to Lieutenant Gegan, head of the Bomb Squad. The handwriting was an illiterate scrawl on a single sheet of cheap note paper. The letter read as follows: "When I did blow up Wall Street and it killed twenty-eight people two years ago, I done a rotten job. I got a new kind of explosive—a better soup with which I did blow up a few railroads the last few months, working for the unions, Patterson. When I blast City Hall, Brooklyn, I intend to kill everybody in the building. Maybe after I will cut Brooklyn Bridge in two pieces. I love to kill."

Photographs of the Wall Street explosion were inclosed in the note and it was signed "H. Strachan, 281 Fulton Street, Brooklyn." There is the firm of R. & H. Strachan, sign painters. H. Strachan was not there when a reporter telephoned, but R. Strachan said that they were working with the police in an effort to locate the person who wrote the letter.

### Bomb Burst in Lisbon Church

LISBON, Nov. 21.—A high power bomb exploded inside the Church of Socorro, one of the principal places of worship in Lisbon, during the celebration of mass to-day. No one was injured, owing to the worshippers being assembled before the high altar. Great damage was done to the church, however. A child saw a man light the fuse and then run away.

### 76 Women Call For Vindication Of Mrs. Hall

(Continued from page one)

amination will take longer, for most of the witnesses so far have merely testified to physical evidence, the findings of the bodies, their condition, the autopsy, the analysis of blood and so forth. The star witnesses are yet to come. It is expected Mrs. Jane Gibson, for instance, will be on the stand for at least half a day. The supply of witnesses ran out so soon to-day that the grand jury adjourned at 3:20 p. m. Two minor witnesses, anticipating subpoenas, have disappeared. Efforts are being made to trace them.

The witnesses to-day were Patrolman James Curran, Patrolman Edward Garrigan, Edward C. Stricker, John Lathrop, Dr. A. L. Smith, Dr. Runkle Hageman, Dr. E. I. Cronk, Dr. John T. Lacey, Samuel P. Sutphen, J. V. Hubbard, Walter Dahl, Mrs. Henry Blust, Mrs. Leo Harkins, John Coyne, John Meeney, Raymond Schneider and Dr. John F. Anderson.

Special Deputy Attorney General Wilbur A. Mott traced, through witnesses, the movements of the rector and Mrs. Mills from town to the Phillips Farm, beginning with the testimony of Mrs. Henry Blust and Mrs. Leo Harkins, both of whom were walking on Easton Avenue at different points and saw Mr. Hall and Mrs. Mills going in the direction of the farm.

Thomas Coyne and John Meeney, both motormen on the Easton Avenue car, testified to seeing Mrs. Mills ride out in the streetcar bound for the Phillips farm.

The expectation is that Charlotte Mills and Mrs. Gibson may both be reached to-morrow afternoon if the

grand jury proceedings go according to schedule.

Another witness subpoenaed to appear to-morrow is Theodore Nothe, who corroborates in part the story told by George Sipel, the new witness. He is an agent for the Society for the Prevention of Cruelty to Animals.

Confusion developed to-day over Sipel's story of the car and the flashing headlights that would have permitted Mrs. Gibson to see the woman in gray and the bushy-haired man she describes. First one version of the story would be told with official sanction; then another from an equally authoritative source. It finally developed that one high official was mistaken when he said it was Sipel's headlights that illuminated the scene for Mrs. Gibson. Sipel did drive past De Russey's Lane, however, and saw the Ford delivery truck which he describes. He believes it was the headlights of this car that flashed. His story also will be used by the state to offset Nellie Lo Russell's affidavit that Mrs. Gibson was at her home on the night of the crime. Sipel insists he called several times with Nothe and did not find the negro at home.

Detective George Totten, who questioned Sipel last night and served a subpoena on him, said to-night: "Sipel said that Mrs. Russell bought a horse from him two weeks before the murder. On September 13, toward evening, she led the horse back to the Sipel farm and tied it to a tree in the vicinity, leaving word for Sipel that he could keep the animal, as he

had misrepresented its age and it was no good. It was later that night when he returned home and was told of the visit of Mrs. Russell. He went out in the darkness and found the horse had died from what he thought was starvation and ill treatment. Next day, September 14, he went into New Brunswick to the offices of the Society for the Prevention of Cruelty to Animals and made a complaint.

### Tells of Truck in Lane

Officer Theodore Nothe was assigned to investigate. They went out to the Russell House in Sipel's car, getting there about 8 p. m. Sipel said they found nobody at home and decided to go to a justice of the peace in Bound Brook and obtain a warrant for Mrs. Russell's arrest. On the way there one of the tires went flat. They halted and tried to fix it, but as it was getting late Nothe took the trolley to New Brunswick. Sipel eventually fixed his car and got back to his house at 9 o'clock. The man assigned to bury the horse had not completed the job, so Sipel decided to visit Mrs. Russell. He went alone on the second trip and said he stayed there until about 10 o'clock without seeing any one. He then returned to his home and took the man who had buried the horse into New Brunswick. Returning about 11 o'clock he was going along Easton Avenue when about fifty feet on the New Brunswick side of De Russey's Lane he saw a small Ford delivery wagon ahead of him. It was standing still, but as Sipel drew up the car

started to move and swung into De Russey's Lane. At this point Sipel denied that it could have been his machine that threw the headlights on the two figures described by Mrs. Gibson."

### Court Will Meet Nights To Complete Herring Jury

Judge Announces Extra Sessions to Speed Selections; Another Panel Exhausted

MARION, Ill., Nov. 21 (By The Associated Press).—Night sessions of court will be held this week in an effort to expedite the selection of a jury to try five men charged with murder in connection with the Herring mine riots last June, according to an announcement to-night by Judge D. T. Hartwell, of the Williamson County Circuit Court.

Attorneys for the state say the task of selecting the jury has become more difficult as a result of Judge Hartwell ruling this afternoon that an opinion on the lawfulness or lawlessness of the twenty-three killings in the disorders was just reason for excusing veniremen for cause. The panel of fifty veniremen which reported yesterday was virtually exhausted to-day and another panel of fifty has been ordered to appear to-morrow.

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