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The Hun Is Being Beaten.

We do not know whether General March's warning against overconfidence and hope of early collapse of Germany's armies, issued on Saturday in Washington, was designed to suppress any particular optimism, or was intended merely to moderate popular expectations based on the great victories the forces under General Foch have recently won.

But while grave injury would result from exaggerated conceptions of what the Allied and American troops fighting on the western front have actually accomplished, injury just as grave may be wrought by timidity in acknowledging what they have done. The first thing that is essential to our success in the war is the destruction of the elaborately constructed theory that Germany is unconquerable.

Not once but many times General Foch has urged Americans to rid their minds of the monstrous myth of Teutonic invincibility. One of his most notable messages to his fellow countrymen consisted of twelve words. They were:

"Germany can be beaten; Germany must be beaten; Germany will be beaten."

And Germany to-day is being beaten, beaten by men of all civilized nations, beaten in all kinds of warfare, beaten in the open and beaten in her carefully prepared positions, beaten wherever her abhorrent militarism and its boasted product, the German army, show their heads. This we are entitled to proclaim with confidence and with joy; and this we may proclaim without forgetting for a moment that arduous labors and a long period of violent fighting are still ahead of us.

Moreover, the beating Germany has been getting does not give the measure of the beating the civilized nations intend to give her. Where her shattered divisions flee to-day from a retreating land, Germany is receiving only a foretaste of what is to happen to her; for the operations now in progress, in the words of our Chief of Staff, must not be mistaken for the offensive that will be launched against the Hun when the Allies and ourselves are ready to begin the final advance on the stronghold of humanity's worst human enemies.

A Clear Road in Russia.

The Trotsky-Lenin declaration of war against the Allies, with whom the United States seems to be numbered by the German agents who rule the Bolsheviki, clears the atmosphere and gives us one stable point from which to study the situation in Russia. TROTSKY and LENINE have at last been compelled to throw off their masks and to acknowledge their master. For months they have maintained a pretense of independence, arousing in some confiding hearts the hope that eventually they might abandon their German course and do something for Russia. This hope was not supported by any act of theirs since the abdication of the Czar, nor by anything that was known of their previous careers.

NOW LENINE and TROTSKY and their mad or corrupted or merely stupid dupes have disclosed themselves for what they are and what they have been: the agents of Germany, doing Germany's work in a distracted land, under such cover as is available. Characteristically, they could not make their declaration honestly; they declare a state of war, but explain it is really a state of defence.

Fortunately for the world's future, the Bolsheviki are not the Russians; TROTSKY and LENINE are not the mouthpieces of the Russian people. It is easily believable that their belated open adherence to Russia's enemy, Germany, and their snarls at Russia's friends, the Allies and the United States, record their realization of the approach of the overthrow of their rule in the parts of Russia where they have maintained a despotic ascendancy. The signs of

their undoing have been numerous and unmistakable. Their gamble with the future of Russia, a gamble in which Russia could only lose, Germany might win, and the leaders of the Bolsheviki would certainly line their pockets, is almost over; if another desperate throw will bring a little more profit to them, they say well and good; if it fails, they lose nothing; hence the ultimate assault on the Powers that have the resources and the wish to help Russia.

That Russia collapsed was a pity; that in her hour of impotence she was betrayed is a tragedy; but that her betrayers have at length revealed themselves in their true colors is not a matter for regret. Rather it will simplify the task that loyal Russians and their friends must undertake. It will remove many difficulties from the path of the rescuers of the nation, and light the road to the rescue of its people by themselves.

Cutting Out the Manufacture of Passenger Cars.

The warning of the War Industries Board to the manufacturers of passenger automobiles is fair. It gives about five months for the readjustment of their business that is made necessary by war needs. Curtailing the supply of passenger cars by 50 per cent. will not be enough, the board believes; so the manufacturer and the public must also believe it. There may be no passenger cars produced at all.

Agencies may be made smaller, and garage keepers may stop swelling their fortunes, but the factories will go on making trucks and war material. There will be no economic harm. The persons who yearn to motor will put their money in the new Liberty bond issue. After the war they will have cars, perhaps at prices lower than the present.

There are now about 5,000,000 motor vehicles in the United States. The American has gone in for motoring pell mell; and while there was peace and plenty it was a good, healthful way to invest surplus cash, not to mention the convenience and the benefit to business. About one family in seven or eight keeps a car. These will continue to keep them, and some fathers of families will be glad that the old styles must do.

Rhode Island has, or had a year ago, 20,000 motor vehicles. That is twenty to the square mile; or a car to every thirty-two acres of land. The number of cars in California and Iowa is approximately one-tenth of the population. With a little crowding, on laps and running boards, all the people of both States could go motoring at the same time. In Kansas, relentless foe of the joy riding money devil, motors are almost as thick as they are in Iowa. All through the wheat States and the corn belt the chug of the motor has drowned the cry of the grasshopper.

On our own fair island the pedestrian has often decided, in spiritual convention assembled, that there are too many motors. Manhattan has between 40,000 and 50,000 cars roving her 18,000 little acres. To see them rushing along the streets, using from four to twelve gas eating cylinders to convey a solitary passenger, the stranger from Mars might imagine that power was as cheap as Mr. GARLAND WHITISHAMME predicted it would be in the day of his great de-vice. No more passenger cars for Manhattan might break a few brittle hearts, but the traffic policemen would not object.

The ruling of the War Industries Board will bring joy to the second hand dealer. His business will take on a dignity it has not enjoyed. Every car will be made the most of now, and not until its innards are beyond hope will it go to the scrap heap, there to be turned into steel ships.

A Message From the Cyclops.

A bottle containing the subpoenaed message was found Friday on the shore near the Baltimore quarantine station, where it had apparently been cast up by the sea:

"Captured by German submarines off the coast of Virginia. Our ship Cyclops, JOHN RAMMON (or RUMMON), Chicago."

Obviously this message may be the work of some joker of immature mentality or a hoax perpetrated by a German. But the possibility that it is a fraud will not prevent careful examination of the document and its container by the authorities. The disappearance of the Cyclops is one of the great mysteries of the war on the sea; should this word from the ship's company be authentic it would be the first to come to us.

The United States naval collier Cyclops, 10,000 tons, on her way from South America with more than 3000 coals and a cargo of much needed manganese, sailed on March 4 from Barbados and was due at an Atlantic port nine days later. On April 14 the Navy Department announced that she was overdue and that no trace of her could be found. Since then not a life belt, not a boat, has been reported to give a clue to her fate or the fate of her personnel.

Numerous theories have been put forward to account for her disappearance. It has been suggested that she turned turtle in an upheaval of nature, that her cargo shifted and her heavy superstructure for coaling ships carried her down, that she was captured by German submarines and used as a supply vessel for them, that she was betrayed to the enemy or sunk by traitors in her crew or among her passengers. Most of the theories woven about her disappearance have seemed preposterous, but none has been too unreasonable to be considered. There should be little difficulty in establishing the probability or improbability of authenticity attaching to the message picked up near the mouth of the Patuxent, 172 miles from the Atlantic. The presumption is against authenticity. No name like Rammon or Rummon appears in the lists of crew and passengers given out by the Navy Department. The only Chicago men on those lists are ARTHUR BURK ALEXSON, carpenter's mate; JOHN DEWEY FLANNAGAN, seaman; GEORGE WASHINGTON HOFF, seaman; GEORGE A. LAUDGREN, quartermaster; CHARLES CORWALTES LIGHTENHOMER, Coxswain, and WILLIAM PATRICK MC-NICHOLAS, water tender. Although the note was written with blue crayon on waxed paper "evidently in haste," it would be difficult to distort any of the names into "Rammon" or "Rummon." CORWALTES CHRIST DAMAYARA's surname might under stress be written to look like Rammon, but his Christian name could not be twisted into John, and his home is given as Lemnos, Greece. However, his American home might be in Chicago. Twenty-five Johns appeared on the Navy Department lists of the Cyclops's company, of whom only FLANNAGAN came from Chicago, and to make Rammon or Rummon of any of their surnames would be difficult. The name Rammon does not appear in the New York city directory or in the New York telephone list. Rammon is found in the latter. In the Chicago telephone book Rammon is given twice, its bearers being EMMETT of 2531 Clara place and REINHARD of 2570 Elston avenue. The form Rummon is not found in any of these comprehensive registers. RAMMON is a deity of the Babylonian pantheon, and a Syrian god, his name signifying "the roarer." It occurs frequently in the Old Testament under the form Rimmon. A storm god presiding over the rainy season and floods, he is the genius of the battle onslaught, and is a god of oracles. He is held to be symbolical of retributive justice. Some perverted scholar may have assumed this deity's name to trick the public. The possible play on the phrase "rum one" in "Rummon" will immediately occur to readers of the note. It of course would reduce the document to the status of a fool's jest. The nature of the container, the origin of the paper, which is said to have been similar to that used to wrap tobacco, and the character of the crayon used in writing the note are undoubtedly now under inquiry; and it is beyond question that some authority in the science of hydrography has already begun to investigate scientifically the possibility of a tidal course from blue water to the spot on which was found this interesting but, we fear, unauthentic message.

A Lesson From a "Distinguished German Officer."

In one of the despatches printed in THE SUN yesterday, describing the progress of civilization in Europe, this occurrence is reported:

"One of the German prisoners is a regimental commander, who tried to hide his papers by thrusting them into his trousers leg at the knee. 'They made a bulge which looked as if he were trying to conceal a cabbage head.'"

"When asked if he had anything hidden at the spot indicated by the pointed finger of our intelligence officer he said there was not, and was furious when a disposition was shown to doubt him."

"Finally it was necessary forcibly to search him, and while this was being done he swore horribly and reviled the brutal coarseness of the British nation and their utter lack of courtesy toward 'a distinguished German officer,' as he styled himself."

This incident adequately and accurately epitomizes the attitude of true Prussian trained Germans toward men of all other races of mankind and forecasts what the result of that attitude is going to be. The German officer told an obvious, immediately demonstrable falsehood; he lied in the face of the facts, in defiance of the physical evidence distinctly presented by his own appearance, and he swore horribly, reviling the "brutal coarseness" of the British nation made manifest in its soldiers who refused to believe a lie even when it was told by a "distinguished German officer."

And so he was searched by force and by force exposed and his papers taken from him. In the same way Germany has told and lived lies to the whole world; Germany has been furious with rage when the world refused longer to impell itself by accepting or ignoring German lies; and Germany is now undergoing the process of being edged by force to recognition of the intention of the world no longer to endure her false and treacherous course, even though Potsdam calls it distinguished and no man doubts that it is German.

Even in these days of constructive reconstruction Congress responds to calls for consideration of subjects of great importance, although it is supposed to meet only to adjourn. On one of last week's meetings Senator NELSON, who never bothers with matters of minor consequence, presented a petition from Mrs. MERRIE C. HUBBARD of Manhattan, Minn., "remonstrating against a tax on musical instruments." The remonstrant—and mark well the word; the lady does not "ever pray," as do male petitioners—started something the end of which no Congress may ever forget. She presented a petition, deftly gave the first sidetrack impetus to the petition by referring it to the Committee on Finance. Futility! Suffrage and prohibition may boast their tons of petitions, but will carry load less able to carry to Washington the petitions for and against this poorly conceived conspiracy to use the taxing power to kill music! If musical instruments survive they will know they have been in a fight.

Welcome Evidence of Presidential Temperament.

Reporters tell a story which the cameras confirm as far as they can that when the Quistoneck swept down the smoking ways President Wilson "let loose" with the muscular and vocal abandon of a perfect fan watching a player on the home nine slide in with the winning run.

Good for Woodrow Wilson! The prompt benefit which doctors tell us comes from complete giving way, physically, vocally, mentally, to joyous emotion, was in evidence, even before the President reached Washington on the return trip. At Hog Island he was "too tired," he told shipbuilders, to make a speech. At Baltimore he spoke cheerfully for twenty minutes to soldiers.

Once, on a dusty road in Mr. Wilson's frat campaign for the Presidency, his automobile balked, and the cars carrying reporters halted with the disabled one. The reporters roosted on a rail fence and sang campus songs. The distinguished candidate regarded them from a distance only a little time, then approached the singers and asked if he might join in. He was invited to the roost and lifted up an excellent voice heartily in a chorus.

There is a side in the President's temperamental makeup of which the people would like to see more.

New York's Way of Meeting Trouble.

A matter which surely must arouse amazed attention of foreigners and visitors from other sections of the United States is the cheerful resolution shown by New Yorkers to their own troubles. It is nearly as promptly in evidence as is their invariable sympathy and material expression thereof when that is proper, for the misfortunes of others.

None recalls now of this city's only recorded blizzard other than the delight stricken New York took in the matchless poem:

"This blizzards... Knocks his."

Not long after this poem was written a storm at sea, unique in these latitudes for severity and duration, deprived our millions of their accustomed fish supply. Carloads from the lakes, whitefish, blue and sandy pike, were rushed here, but in all too meagre quantity to meet the demand. Wits of the day were alert as a child with a new toy; their merriest over fishless Friday, their failures and successes with suggested relations of pike and pickers helped to keep gloom from diners and even seemed to soothe the pocketbook nerves of the dealers.

Meatless, wheatless, treatless laws are but incentives to boulevard witicism. Coolest days were a trial, but the determination to find some comforting fun even in chilly discomfort stood the test. A crash in the Street is a rich legacy for stage comedians, and none laughs more heartily at the players' fun than those who were on the wrong side of the mar-

THE DUTY OF THE COURTS.

A Distinguished Jurist Urges the Enforcement of the Technical Error Bill. TO THE EDITOR OF THE SUN—Sir: The recent address of the President relative to lynching, rioting and other violations of the law not unnaturally calls attention to one of the alleged causes of these outbreaks.

The undeniable fact that west of the Ohio River and south of the Potomac River there is a somewhat widespread feeling of dissatisfaction with the disposition of the courts, Federal and State, to adhere to those technical rules of evidence and practice which in the Northern and Eastern States are being steadily by statutory enactment and the better views of the bench and bar.

At the meeting of the American Bar Association at Cleveland this month will come up for discussion what is commonly called the technical error bill, a bill designed to aid in the elimination of the technicalities which to a great extent obstruct the administration of justice. For eight years that association has endeavored to simplify the procedure in the Federal courts, and to expedite the trial and decision of causes upon the merits. Many of the changes it has recommended have been adopted. Fundamental and important changes embodied in this bill have failed to enact. The bill provides that in all cases: civil or criminal, the court shall give judgment after an examination of the entire record before the court, without regard to technical errors or defects, or to exceptions which do not affect the rights of the parties.

It was introduced in the Senate by Senator Walsh of Montana on April 4, 1917, and is Senate bill 68. In a similar form it has passed the House of Representatives in three successive Congresses, but it has never been enacted into law. The association to bring it to a vote in the Senate, although it has been twice favorably reported by the Judiciary Committee of that body. Whenever it has come up for a hearing some Senator has requested an adjournment of the Senate proleptically, and the vote was postponed. If this practice continues the vote will be deferred to the Greek kalends.

A similar provision to that contained in the bill has been incorporated by the Supreme Court of the United States in its equity rules. It has been adopted in many States, all of which it has worked well and greatly facilitated the disposition of cases upon the merits. Doubtless all the Federal courts would have felt free to conform their practice to this rule were it not for the statute which requires them to adapt their practice in common law cases to that of the State court in the district in which they are situated. Some of the Western and Southern courts are meticulously technical in their rulings, and the Federal courts in those districts feel constrained to follow the State practice.

In our profession too many of us readily discard the ideas of quality and adopting the views of Lord Brougham, take advantage of all technical objections which ingenuity can suggest, and thus the cause of justice too frequently is defeated. It has been urged, therefore, that when a man known to be guilty of a gross violation of the criminal law, and that the natural indignation which is aroused sometimes leads the hot headed, ill advised and turbulent people of the neighborhood to lynch the offender. Nor are the lynchers always confined to the turbulent element of the population. Especially important in this time of stress is the other indignation which is aroused sometimes leads the hot headed, ill advised and turbulent people of the neighborhood to lynch the offender. Nor are the lynchers always confined to the turbulent element of the population. 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