

METAL MARKET
NEW YORK, Dec. 30.—Foreign bar silver 64 1/2.

The Bisbee Daily Review

COPPER PRICES
Average month of October.....13632
Average week ending 11-1-22.....13562
Average for November.....13598
Average week ending 12-27-22.....1449
Close week ending 12-27-22.....1450

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WAR TIME GOVERNMENT OFFICIALS INDICTED

Challenge Appeal on Prohibition Ruling

FOREIGN LINES' RIGHT TO MAKE APPEAL ISSUE

Government Insists Authority of Congress Extends to U. S. Ships on High Seas
NO DISTINCTION HELD
Insist Foreign Lines Have Other Remedies at Law Open to Them

WASHINGTON, Dec. 30.—Challenging the jurisdiction of the supreme court to consider the appeals brought by foreign steamship companies from the prohibition ruling of Judge Hand at New York and insisting that the authority of congress extends to control over intoxicating liquors on American ships on the high seas the federal government today filed with the court two briefs which will be used as the basis for its oral arguments next week, when the appeals are reached.

With regard to the proceedings instituted by the foreign lines, the government declared it had not consented to be sued and that suit against it could not be sustained without its consent. It also questioned the right of the foreign companies to bring appeals, insisting that they had other remedies at law open to them and had not presented a cause for action.

The appeals of the American lines were not challenged on the ground of jurisdiction, but the government insisted that congress prohibit American ships from including intoxicating liquor in their cargo, it could also prohibit them from having such liquor in their sea stores for use by passengers, while on the high seas. There is no distinction in the law between the cargo and sea stores, the brief held, so far as exercise of authority by the United States is concerned.

In its brief dealing with foreign ships the government declared that any difficulty the foreign steamship companies might experience in obtaining crews by barring of intoxicating liquors in American ports could be readily obviated by the payment of higher wages.

It was insisted that the prohibition against bringing liquor within the territorial jurisdiction of the United States deprived the companies of no rights under existing treaties.

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Heroic Trackmen Lose Lives While Preventing Wreck

PHILADELPHIA, Dec. 30.—Two Philadelphia and Reading railway track walkers, Antonio Diello and Carmino Grande, sacrificed their lives today in removing a railroad tie from the path of an express train bound from New York to Philadelphia at Fern Rock, Pa.

The tie had been dropped on the rails by two other employes in their haste to get out of the way of the train. Diello and Grande jumped forward and threw the tie clear of the track, but were not able to get away themselves before the locomotive struck them. Their prompt action probably averted a wreck, it was declared.

SOLDAT, ATTENCION!
In other words, pipe this, buddy: The last meeting this year of L. A. Engle Jr. Post of the American Legion will be held in the Legion clubhouse at 7:30 tonight for winding up this year's business and electing officers for 1923.
The annual meeting is held on Sunday in order that both day and night shifts may attend and vote for new officers.

Arrests Follow Discovery of Over \$10,000 in Trunk Checked at Denver Depot

DENVER, Dec. 30.—Discovery of more than \$10,000 worth of Federal Reserve Bank notes in a trunk checked at the Union station here resulted in the arrest of Miss Margaret Yard, 24 years old and pretty, and James Martin, alias Ryan, 26 years old, late this afternoon. The notes had been issued by Kansas City banks, police said.

Officers declared they were investigating the case in an effort to find whether the couple may have been implicated in the robbery of \$96,000 from bank messengers at Kansas City recently.

Both prisoners refused to make any statement. The "peculiar actions" excited curiosity of detectives stationed at the depot and resulted in their arrest, police announced.

The arrest followed search of local

rooming houses and hotels by police it was announced. The couple were said to have attracted the attention of police by "hitting the high spots" around Denver.

When they were taken into the custody they were about to leave Denver for San Francisco.

Earlier in the day, detectives declared, they had located the rooming house of the couple here. When they went to the residence, however, they found the couple had already left. The arrest at the union station followed.

The money was found in a plush coat in the trunk.
Martin, police announced, had admitted having served a sentence in the Illinois state reformatory for a holdup. When questioned tonight he refused to make any statement regarding the money except to say that he "found it in Chicago."

Day's Events in Washington

The house and senate adjourned over New Year's until Wednesday. The house completed consideration of the annual post office appropriation bill carrying \$584,614,000.

The treasury, through Secretary Mellon, endorsed before the senate banking committee, the Capper agricultural credits bill.

A supplemental appropriation of \$6,500,000 was requested of congress by President Harding for modernization of battleships.

The senate passed the \$325,000,000 naval appropriation bill without the Borah economic conference amendment with the house provision urging a further naval limitation agreement.

The first annual conference of senior circuit judges, called to discuss the congestion of business in federal courts and adopt means to relieve this congestion adjourned.

Upon the basis of figures covering Canadian trade, officials emphasized assertions that the new tariff law

had caused no cessation in the flow of imports into the United States. The Interstate Commerce Commission notified the senate that approximately forty railroads in the United States have earned more than six per cent fair return standard set by the transportation act.

President Harding commuted sentences of eight former members of the Industrial Workers of the World, convicted of conspiracy and violation of war time laws, to expire at once on condition that they leave the country.

The government filed with the supreme court two briefs challenging the jurisdiction of that court in appeals brought by foreign steamship companies from the prohibition ruling of Judge Hand at New York.

The special federal grand jury returned an indictment against Benedict Crowell, former assistant secretary of war, and six other war time officials of the war department in connection with the award of the government of war time contracts.

AMBASSADOR TO JAPAN TO QUIT

Announcement Comes as No Surprise to Washington; Sailing for America

TOKIO, Dec. 30.—(By the Associated Press)—Charles B. Warren, United States ambassador to Japan, will sail for America on the President Cleveland January 25, and after necessary conferences with President Harding and Secretary Hughes, will present his resignation, he announced today.

In announcing his intention of resigning his post, Ambassador Warren said: "I came to Japan when the relations between this country and the United States constituted a potential danger. I am going away now that distrust and dangerous suspicion have disappeared from both countries. We are justified in believing that the present cordial relations will long continue."
The ambassador declared that the accomplishments of the Washington conference "created a new feeling of stability in far eastern relations."

WASHINGTON, Dec. 30.—(By the Associated Press)—The announcement of Ambassador Warren's intention to resign his post at Tokio does not come as a surprise to Washington, for his desire to turn his attention to his affairs in this country has been known for several months. Only yesterday it was said at the White house that although President Harding appreciated Mr. Warren's services in cementing good relations between the United States and Japan if the ambassador should now submit his resignation in the belief that he had done all consistent with the personal sacrifices entailed in retaining the post, he would be permitted to retire at his pleasure.

HOUSE MAKING FAST PROGRESS

Supply Measure Being Rushed Through; Postoffice Bill Quickly Considered

WASHINGTON, Dec. 30.—Maintaining its record for speed, the house today took up and completed consideration of the postoffice appropriation bill, carrying \$584,614,000. Immediate action after the holiday recess the house will vote on supply measures carrying nearly a billion dollars, all of which have been sent through the fire of debate and amendment in eight working days.

The bills awaiting final passage are the agricultural, carrying \$68,000,000; the interior, carrying \$294,000,000, and the postoffice bill which went through today virtually as the committee reported it.

Several members today urged the necessity for added appropriations to develop night flying in the mail service, but no serious efforts were made to amend the bill in that particular. Chairman Steenerson, of the postoffice committee, tried to increase the allowance for third class postmasters, but he was unsuccessful.

During debate, Chairman Madden said a prospective surplus of a million dollars for the postoffice department was in prospect within the next two years, the deficiency for the past year having been cut to \$31,000,000.

POSTPONE SENTENCE

YUMA, Ariz., Dec. 30.—Passing of sentence on Alva E. Smith, found guilty by a jury last week of embezzlement of \$6,000 of the funds of the Valley bank of Parker, Ariz., was again postponed this afternoon when counsel for Smith introduced a motion for a new trial. Argument on the motion was not completed when court adjourned until next week.

SOVIET MAKES PLEA FOR U. S. RECOGNITION

Declares Soviet's Advent to Power Prevented Disintegration of Turkey

TCHITCHERIN IS BUSY
Optimists Find Hope in Fact Turks Will Confer With Britain on Mosul

LAUSANNE, Dec. 30.—(By The Associated Press.)—M. Tchitcherin, the Russian soviet foreign minister, made an appeal for recognition of the soviet federation today in a statement to The Associated Press.

"The soviet republic," he said, "earnestly hopes that the beginning of the new year will bring us into closer collaboration with the American people for productive work and for the opening of our natural resources to mankind."

"Our most earnest desire is universal naval disarmament, as well as disarmament on land, peace and productive work. The soviet republic is strong enough to resist aggression, but we must regret that the scheme which has prevailed at Lausanne will compel us to arm and fortify our south coast and will divert us from our fundamental aim—production."

The entire soviet delegation delivered a new year's sermon to the powers, taking as a text, "Russia's sympathy for oppressed peoples."

Tchitcherin distributed to all the delegations at Lausanne a memorandum declaring that a solution of the Near East problem is possible only by abandonment of the policy of con-

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INVESTIGATION IN MOREHOUSE CASE EXTENDED

Parish Is Settled Down to Await Coming of Friday When Hearing Begins

KLAN IS INVESTIGATING
Brother of Slain Man Makes Attempt to Enlist Aid to Prosecute Ex-Mayor

BASTROP, La., Dec. 30.—(By the Associated Press)—Morehouse settled down tonight to await the coming of Friday, when the state would lay its cards on the table in the Morehouse kidnaping and murder case. The failure of the state to set in motion its dragnet during the past week has given the impression that additional arrests will not be made before the day of the open hearings.

In the meantime, investigations are being extended. There were reports that department of justice agents will delve into the activities of unidentified secret organizations, that have conducted raids against the lawless along the Louisiana-Arkansas border.

The Ku Klux Klan of the realm of Louisiana also had agents in the field it was reported, to learn if these organizations were responsible for the outrage on the Eastrop-Mer Rouge highway on the night of August 24, when five members of old Morehouse families were kidnaped, two flogged and two murdered.

Because of the reports made by the scores of persons who were returning from the Bastrop celebration and witnessed the highway episode that the mob was robed and masked—regalia

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SENATE PASSES NAVAL BUDGET

Bill Goes Through Without Further Debate on Senator Borah' Proposal

WASHINGTON, Dec. 30.—After the calming of the senate's three-day session of storm, through withdrawal by Senator Borah, Republican of Idaho, of his amendment proposing a world's economic conference, the senate today passed the \$325,000,000 naval appropriation bill and adjourned over New Year's day.

Debate on the Borah amendment was not resumed today and the bill also was passed without mention of the house provision requesting the president to negotiate with the principal naval powers for further armament limitation. This provision remaining in the bill will go to the president and will not come before the senate and house conferees. It requests the president to negotiate with Great Britain, Japan, France and Italy with a view to agreement limiting vessels under ten thousand tons and aircraft not covered by the arms conference treaties.

Threatened efforts to extend the house provision did not materialize and after the flurry over the Borah amendment, Senator King, Democrat of Utah, did not offer his amendment proposing a land and sea armament limitation conference.

After passage of the naval bill, the administration shipping bill which had been laid aside temporarily, was brought up again and placed in position for resumption of debate when the senate meets again next Wednesday. Protracted speeches today on extraneous subjects resulted in a charge by Senator Smoot, Republican of Utah, that filibustering was in progress. The speech-making stopped soon after Senator Smoot's statement, all senators uniting in expediting passage of the naval bill. Senator Jones, Republican of Washington, in charge of the shipping bill, gave notice, however, that next Wednesday he would call up his resolution to create a special committee to revise the senate rules with a view to checking future filibusters.

EYTINGE QUILTS JAIL ON PAROLE

Work in State Penitentiary Earns Prisoner Nation-wide Repute in Advertising

PHOENIX, Ariz., Dec. 30.—Louis Victor Eyttinge, whose work while behind prison bars, in the field of advertising and literature has gained him nation wide repute is at liberty under parole tonight after serving more than fifteen years of a sentence of life imprisonment for murder in the state penitentiary at Florence Ariz.

Governor Thomas E. Campbell today signed an order for Eyttinge's parole. The prisoner was released and planned to leave Florence tonight going to Los Angeles by way of Phoenix and later to New York where he said he would accept a position with a New York publishing house.

Eyttinge was convicted in 1907 of a charge of first degree murder in connection with the death of John Leicht, whose body was found on a lonely spot on the desert north of Phoenix. Eyttinge denied that he was guilty of the crime.

During his term in prison Eyttinge is said to have completely recovered his health.

For several years he carried on an extensive advertising business through the mail and is considered by many to be a genius in the field of direct appeal advertising. During the war he did work for the liberty loan drivers and other war measures.

In recent years he has written articles which have been published under his signature.

Attempts have been made in previous years to secure a pardon or parole for Eyttinge but never with success.

HOTEL BOOKKEEPERS ROBBED

CHICAGO, Dec. 30.—A robber this afternoon held up Mrs. Katherine Donovan, head bookkeeper of the Palmer House—famous old hostelry of the World's Fair days—knocked her unconscious and escaped with from \$5,000 to \$10,000 of the hotel's funds.

Cheering News for Gotham Wets; Rum Escapes Cordon

NEW YORK, Dec. 30.—With the sub-chaser Hansen, "federal dry navy," of the port of New York tied up at the Battery with engines disabled, the Narrows was left unguarded tonight long enough for fifteen rum runners to slip into port with nearly seven million dollars worth of liquor for New Year's the police department was advised.

The fifteen little vessels are believed by prohibition officials to have aboard at least 60,000 cases of liquor. They represent only a part of the fleet of rum laden craft which since a few days before Christmas had been lying outside the three mile limit, awaiting opportunity to run the gauntlet into the city. Federal prohibition Zone Chief Appleby was amazed when he learned that Hansen, flagship of his "dry fleet" was tied up at her pier.

"I thought she was out patrolling the narrows," he explained.

REPORTERS' DAY BUSY FRUITLESS

Newspapermen Seeking Confirmation of Engagement Spend Trying Day

CHICAGO, Dec. 30.—(By the Associated Press)—Newspapermen keeping vigil about the lake shore drive mansion of Mrs. Edith Rockefeller McCormick watching for symptoms of rumored engagement to Edwin Kreen, young Swiss architect, was about to take place, spent a busy but fruitless day.

Early in the morning newspapermen and women and photographers surrounded the house at every vantage point, with additional details stationed across the street to cover Krenn's hotel.

At 10:30 their watchful waiting had its first jolt when the hotel guard discovered it had lost Krenn. Five minutes of agitated hunting and he was found four blocks away strolling down the avenue. Reporters and photographers fell into line and the procession moved on. At his radio shop his first business venture in America, Krenn stopped for a conference with Adolph Dato, his Swiss manager.

The conference over, they bundled the shop's books under their arms and departed for the McCormick mansion where the entire newspaper guard mobilized and stood at attention.

They did not have long to wait. Shortly two uniformed footmen unrolled the red party carpet down the front steps and erected over it a gaily striped awning. A bulletin was despatched to the newspaper offices. Photographers climbed near by trees in search of better vantage points.

Next, a limousine moved and a fashionable gowned guest who looked as though she might be the advance guard of a wedding party tripped up the steps. Society editors peering through the iron fence said it was Mrs. Martin B. Pike. A second car arrived. Miss Harriett Monroe, poet and editor of a poetry magazine, followed up the red carpeted steps.

A long wait, two o'clock came and passed, then three empty cars accompanied by several friends, came down the steps and were whisked away while reporters raced for a nearby taxicab fleet. The chase ended when Mrs. McCormick was discovered entertaining her friends in her box at the opera, watching Feodore Chalapin in the Russian basso, wield his broom in the Broken scene of Metistofele.

Eight Members of I.W.W., Sentenced, Offered Freedom

WASHINGTON, Dec. 30.—Eight former members of the Industrial Workers of the World, sentenced four years ago to varying terms at Leavenworth penitentiary for conspiracy and violation of war legislation, were offered freedom today by President Harding on condition that they leave the United States. Sixty days were allowed for the prisoners to arrange their affairs preparatory to deportation, a bond being required during the interval which will insure their embarkation for some foreign lands.

EX-ASSISTANT SECRETARY OF WAR AND SIX OTHERS NAMED

Grand Jury Returns Indictment Charging Conspiracy to Defraud Government

FIRST OF ITS KIND
Contracts Involved Said to Total Hundreds of Millions for Construction Work

WASHINGTON, Dec. 30.—Benedict Crowell, former assistant secretary of war and six other war time officials of the war department were charged today in an indictment returned by a special federal grand jury here with conspiracy to defraud the government and with delaying and defeating the administration of law.

The seven defendants were said by the jury to have participated unlawfully in the award of contracts let by the government during the war and after the armistice, involving expenditures totalling hundreds of millions of dollars, and in which some of their number had pecuniary interest.

Those names as conspirators with Mr. Crowell were:

William A. Starrett, of New York, Engineer and architect, said to have been a member of the firms of Starrett and Van Vleck, and Thompson-Starrett company, Inc., and later associated with the George A. Fuller company, general contractors. He was chairman of the war department's committee on emergency construction connected with the council of national defense.

Morton C. Tuttle, of Boston, Mass., said to be general manager of the Abernethy Construction company and formerly a member of the emergency construction committee.

Clemens W. Landoff of Cleveland, Ohio, said to be vice-president and general manager of the Crowell-Landoff-Little company, and general manager of the Cleveland Construction

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Assassin of Polish President Is Given Sentence of Death

WARSAW, Dec. 30.—(By the Associated Press)—Nieuwadowski was sentenced to death today for the assassination of President Narutowicz. The trial began this morning, just two weeks after the assassination.

Polish law inflicts capital punishment only when the country is under martial law, and the court which tried Nieuwadowski, an artist, 53 years old, resorted to a statute which governed the Germans, when they were in occupation of Poland, that the death sentence might be given as the punishment for political murders. The German law has never been formally revoked.

Nieuwadowski has long been regarded by his associates as unbalanced mentally. His act was ascribed to his disordered mind, not to a definite plot against the life of the chief executive.

M. Marutowicz had been president only two days when, visiting an art exhibition, he was shot by Nieuwadowski.

Weather Report

ARIZONA: Sunday increasing cloudiness, rain or snow north portion, warmer; Monday rain south, snow north portion; colder north and west portions, strong southerly winds north portion.

NEW MEXICO: Sunday fair, Monday unsettled and warmer, possibly snow north and rain south-west portions.

SOUTHERN CALIFORNIA: Cloudy
Local Weather Report
Readings at 7 o'clock last night for preceding 24 hours:
Lowest temperature 37. Highest 53.
Precipitation .00 inches. Total this year 19.26 inches.
Direction of wind: West. Weather: Clear.
Lowest temperature this month 33. Highest 71.