

# GERMANS APPEAL FOR AID OF U. S. STATE WINS STEP IN HOME BUILDING SUIT

## TESTIMONY IS ASKED ON REAL HOME VALUES

Wallace Case Decided by Judge Pugh Is Sent Back To District Court

## HELD STATE VICTORY Order of Court Regarded as Rejected of Estimate—Contract Theory

The supreme court has remanded the George E. Wallace case, involving the amount persons for whom homes were built by the Home Building Association of North Dakota shall pay for them, to the district court and ordered testimony taken and a record transmitted upon a number of points.

The action of the court, contained in the minutes, is generally viewed as a rejection of the decision laid down by District Judge Thomas Pugh under which the state would deliver the homes at the estimated price, which on an average was about \$4,000 below the figure finally set by the Home Building Association.

The supreme court directed additional testimony be taken on the following subjects:

## POLICE PLAN TO RAID POKER GAME FRAUDS

New York, Dec. 21.—Disclosure of a poker swindle in which hundreds of thousands of dollars have been lost in games in Manhattan was forecast today when detectives set out to round up Broadway's gambling fraternity. Two men already are under arrest on the charge of being common gamblers.

While the police declined in advance of more arrests, to reveal the identification placed in their hands, it was learned that one complainant, Charles L. Meyer of Whiteplains, lost several hundred thousand dollars in games at which partners were said to have been framed as "square guys."

## SAVES AGED MANDAN MAN

Tom Kopp, one of the men who recently was before Judge Andrew Miller in Bismarck on a charge of violating the Volstead act, assumed the role of a hero in Mandan last night when he rushed into the burning home of eighty-four-year-old Fred C. Rix and carried the octogenarian to a place of safety.

## ARE THEY? ARE THEY NOT?



Despite continued silence of Pola Negri and Charlie Chaplin, screen stars, shown above, rumors persist they will be married soon after Jan. 1. That's when Pola Negri's interlocutory decree for divorce becomes final.

## BORAH ASKS CONFERENCE

Washington, Dec. 21.—Conference of the world powers to consider economic questions, to be called by President Harding, for discussion of possible agreements to establish more stable financial and business conditions and also to bring about a reduction in land and sea armaments was proposed by Senator Borah, Republican of Idaho, in an amendment offered today to the pending naval appropriation bill.

## THREE STEAMERS ICE BOUND NEAR DETROIT

(By the Associated Press) Detroit, Mich., Dec. 21.—Three steamers carrying grain were ice bound in Lake Erie just below the mouth of the Detroit river today awaiting the assistance of tugs and ice breakers while three other vessels were continuing their battle against ice floes in the St. Mary's river.

## MALLORY MAY MEET LENGLEN NEXT SUMMER

(By the Associated Press) London, Dec. 21.—A renewal of the tennis feud between Mlle. Suzanne Lenglen and Mrs. Molla B. Jurest-Mallory next summer seemed a probability today. A cablegram from America stating that Mrs. Mallory planned to come to Wimbledon in quest of the women's title brought the announcement from A. H. Muhr, Suzanne's manager, that the French star would also participate in the Wimbledon tournament.

## COMMISSIONER OF FOOD NAMED

C. P. Guthrie of the State Agricultural college, has been appointed state food commissioner by the board of administration. W. C. Palmer has been acting food commissioner. Mr. Guthrie, it is understood, was strongly recommended by President Coulter of the college.

## SET NEW MARK

Davenport, Iowa, Dec. 21.—A new high mark for 1922 corn was reported here yesterday when 1,500 bushels were sold at auction on the M. J. Delacy farm for 73 1/2 cents a bushel. There was spirited bidding among the 300 farmers present.

## HENRY LAYER'S WIFE OBTAINS DIVORCE HERE

Wife of Man Sentenced for Murder of Eight Persons Gets Decree

## FAMILY IS SCATTERED

One Family Wiped Out by Slayings; Family of Slayer Is Separated

Divorce was granted Mrs. Lydia Layer, wife of Henry Layer, serving a life sentence in the state penitentiary here for the murder of eight persons near Turtle Lake in April, 1920, by Judge James A. Coffey in district court today.

The divorce was asked and granted solely on the ground that Layer had been convicted of a felony, Theodore Koffel, Mrs. Layer's attorney, said, this being a statutory ground.

Since the famous murder case originated the family has been scattered far and wide. It was on May 13, 1920, that Layer, a farmer, was sentenced for the murder of seven members of the Wolf family and a chore boy. Layer's children are now scattered in various homes and one since has died. One in a North Dakota home, one was run over by a truck near Fairmount, Minn., last October and was killed, and four other children are in an institution at Fairmount, but probably will be placed in homes.

Mrs. Layer, it was said, plans to leave North Dakota.

Layer has made no further effort to avoid serving his sentence since an appeal to the supreme court failed. Layer confessed to the murders, the most gruesome in the history of North Dakota, and later claimed the confession was obtained by "third degree" methods.

## EXPLAIN ACTION ON GRAND JURY

No point of law was decided by the supreme court in the consideration of the petition in the Burlington county grand jury case, it was stated by Chief Justice Birdsell at the supreme court today.

## CHICAGO RACE RIOTS COST CITY HALF MILLION

(By the Associated Press) Chicago, Dec. 21.—The 1919 Chicago race riots will cost the citizens more than \$500,000 in addition to their share of the expense of maintaining 6,000 state troops on patrol here for nine days, it was estimated today.

## WILL GET BOYS "OUT OF VATS BY CHRISTMAS"

(By the Associated Press) Minneapolis, Dec. 21.—Two Minneapolis federal dry operatives who have been guarding 480 barrels of beer in a brewery at Davenport, Ia., for the past four months, are to get a yuletide reprieve. H. L. Duncan, northwest prohibition director, announced today. He said he would get the boys out of the vats by Christmas.

## TIGER TRIP NETS \$20,000 FOR BUDDIES

Former Premier Leaves Surplus to Field Service Fund Fellowship

(By the Associated Press) Washington, Dec. 21.—Former Premier Clemenceau's American visit added \$20,000 to the American field service fund fellowships, Stephen Bonsal, who managed the tour, announced today.

The war time premier, it was explained, was unwilling to accept financial assistance for his mission and his own means were inadequate, so he accepted lecture and surplus be devoted in memory of his student years in the United States, to the fellowships which are intended among other things to stimulate friendship between France and America through the education in each country of young men from the other.

Mr. Clemenceau's American tour replete with incidents which touched his sense of humor, according to a chuckle, Mr. Bonsal remarked, since he was not offended by congressional, political or newspaper attacks but enjoyed them and welcomed them as giving him an opportunity to make replies.

Some of his "reception parties" also provided "the Tiger" with a custom of American's in addressing him as "Em. Clemenceau" instead of "Monsieur" Clemenceau for which the "M" printed before his name stood.

## HERRIN RIOT STORY RETOLD BY WITNESSES

Name of Union Official Is Brought Out During Testimony

(By the Associated Press) Marion, Ill., Dec. 21.—The name of Hugh Willis, member of the Illinois mine workers executive board, was brought into the testimony today in the trial of five men charged with murder in connection with the Herrin riots, by two state witnesses.

Under cross examination, however, both witnesses said they could not be positive in their identification.

Marion, Ill., Dec. 21.—A. W. Steel, foreman of the electric power house which is located near the barb wire fence, where fourteen bodies were found after the non-union miners had been marched from the Lester "strip" mine the morning of June 22, was the first witness at the morning session. He said he observed a crowd near the house between 6:4 and 7 a. m., and then saw two men, one of whom he believed was Hugh Willis, mine union official, drive up in an automobile.

The witness saw the crowd, after waiting about 20 minutes, went to the edge of the woods and he heard several hundred shots.

Later, he added, he went to the woods and found the bodies. He said he could not recognize any one in the crowd and had not seen any of them since.

(By the Associated Press) Marion, Ill., Dec. 21.—State counsel expressed the hope that today would mark the completion of the states direct testimony at the trial of the five men charged with murder in connection with the Herrin riots of last June.

Four survivors of the riots testified yesterday. Judge D. T. Hartwell said there would be no court sessions Saturday and that adjournment would be taken Friday afternoon until January 2 over the holidays.

## ARBUCKLE TO RESUME PLACE IN THE MOVIES

Will H. Hays Lifts Ban That Has Kept "Fatty" Off The Films

PROMISES TO BE GOOD

Announcement Received Favorably in Some Sections, Others Oppose Plan

(By the Associated Press) Los Angeles, Dec. 21.—Roscoe (Fatty) Arbuckle, comedian, today was making ready for re-entry into motion pictures after January 1, while members of the Los Angeles District Federation of Women's club said they could "not recede from their opposition" to his plans.

After Will H. Hays, titular head of the motion picture industry, announced here yesterday that Arbuckle might have another "chance" to make good, the Los Angeles district adopted a resolution affirming a previous one opposing his appearance in pictures.

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## ASSASSINATED



Gabriel Narutowicz, above, first president of Poland, assassinated five days after he took office.

## FARMERS PAY 41 PER CENT OF OBLIGATION

War Finance Corporation Praises Credit Record Made by Them

MAKE MANY LOANS

Thirty-Two Cooperative Association Are Loaned \$172,827,000

(By the Associated Press) Washington, Dec. 21.—The American farmer has demonstrated that, when properly financed he can weather the worst economic storms, the War Finance Corporation declared in its annual report sent to congress today.

The report set forth that 41 percent of the money advanced to the agricultural industry had been repaid either in advance of maturity or when due.

Advances by the corporation saved the industry many millions of dollars, the report declared, explaining that the corporation officers believed its activity had proved as beneficial in the restoration of confidence as in the actual pouring of cash into spots where credit was tightest.

The loans had made it possible for thousands of farmers to handle their products in an orderly fashion, it was added, and the confidence instilled in them through the knowledge that money was available acted as a stabilizer, the value of which the report said could not be estimated.

"Large as is the number of advances made by the corporation," the report said, "it falls far short of indicating the number of farmers who benefitted from them, for even those farmers who have had no financial assistance or indirectly, have nevertheless been aided by the general improvement in the credit situation in their own communities, in neighboring districts, and in the country as a whole, as well by the stabilization of markets for the many products of agriculture."

The report added the gradual decrease in the number of applications for loans further reflected the general benefit which the corporation's operations have had on the agricultural credit situation. Advances for agricultural and livestock purposes totalling \$433,447,000 in 37 states had been approved up to November 30. Of this \$182,859,000 were 4,400 banking facilities, \$77,761,000 to 113 livestock companies, and \$172,827,000 to 32 cooperative marketing associations.

Heart Throbs Aid Police to Identify Suspect

New York, Dec. 21.—Harry Sinclair, arrested last night on a burglary suspect, has been identified by his heart throbs.

## WANT SURVEY OF CONDITIONS BY AMERICANS

Want Hoover to Visit Country and Assist in Policies

FIRST DEFINITE LIGHT

French Attitude Upon Proposal Is Awaited Eagerly By Officials

(By the Associated Press) London, Dec. 21.—The request made by a German trade commission that a committee of American businessmen headed by Herbert Hoover visit Germany to undertake a thorough survey of economic conditions that would be used as the basis of a new reparations treaty, was seen here today as perhaps the starting point of the flock of rumors as to American intervention in the reparations problem.

Great Britain, it is semi-officially learned, has informed the American state department of its own state plan. The British government's message sent in response to an inquiry from the United States, it was said, is expected to be followed by the assent of France, to which the American government also communicated the German suggestion.

The Germans propose that the American commission determine the extent of Germany's ability to pay and assert that they would agree to meet this amount if France and Great Britain approved the plan. To this end Secretary Hughes opened negotiations, with the London and Paris governments.

SHEETS NEW LIGHT

Washington, Dec. 21.—German overtures through informal channels for American intervention to obtain a revision of German reparations schedules, reported in London dispatches of the Associated Press through the first definite light, is being drawn into a new attempt at final adjustment of the vexing reparations problem.

The next step to be looked for, obviously, is an indication of the French attitude of the German proposal that an American economic commission review Germany's present situation and estimate her capacity to pay as a basis for a new reparations treaty.

There is reason to believe that previous government reports from Berlin are of a character to justify hope that if the French should prove agreeable to the proposed plan for reparations review Germany's present situation and estimate her capacity to pay as a basis for a new reparations treaty.

LOS ANGELES POLICE TREAT STORY LIGHTLY

(By the Associated Press) Los Angeles, Dec. 21.—Los Angeles police placed little credence, they said, in the story told the authorities of Toledo, Ohio, by John Marzango that he knew who killed Wm. Desmond Taylor, motion picture director here last February 1 and that because of his knowledge his life was in danger.

Records showed Marzango was unknown to the Los Angeles police department. Officers said they had considered the theory that "a drug ring" was back of the Taylor murder but had abandoned it many months ago for the lack of corroboration.

MRS. BRUNEN WINS FREEDOM

(By the Associated Press) Mount Holly, N. J., Dec. 21.—Mrs. Doris Brunen, acquitted by a jury yesterday of complicity in the slaying of her husband, "Honest John" T. Brunen, was at her mother's home in Philadelphia today resting from the ordeal of her indictment and trial. Her brother, Harry C. Mohr, tried on the same charge, and found guilty of murder in the first degree, remained in jail awaiting further action by his counsel, who gave notice of a motion for an appeal. The formal motion will be made on January 9, the date Justice Calisch said he would impose sentence. In returning its verdict, the jury recommended that Mohr be sentenced to life imprisonment, but the court gave no intimation as to whether he would accept the recommendation.