EASTERN OREGON'S LEADING NEWSPAPER— TWELVE PAGES TODAY —FULL ASSOCIATED PRESS LEASED WIRE SERVICE

CITY EDITION

La Grande Evening Observer

THE WEATHER
Oregon: Rain tonight and Friday, snow at high mountain levels, no change in temperature.

VOLUME XXVIII | MEMBER ASSOCIATED PRESS | LA GRANDE, OREGON, THURSDAY, DECEMBER 12, 1929 | MEMBER A. B. C. | NUMBER 99

PETITION FOR ANNEXATION VOTE FILED

Paper, Bearing Approximately 400 Names, Being Checked by County.

ELECTION CALL TO COME LATER

Charter Provides That Petition Makes it Mandatory for City Commission to Act.

The petition asking the city commission to call a special election for the purpose of voting on a proposal to annex territory to the city of La Grande, was filed with City Recorder J. E. Stearns late yesterday by the chamber of commerce, and acted upon at the commission session last night.

The petition, bearing approximately 400 names, was ordered checked to determine if it carried a sufficient number of registered voters and the city recorder this morning submitted the petition to the county clerk. Further action on the petition will not be taken until it is returned to the city, with the legality of the signatures determined.

Ten people who live in the sections included in the proposed addition to the city, attended the meeting last night but none of them spoke during the session either in approval or disproval of the action.

Must Call Election

A. T. Hill, president of the commission, asked City Attorney George T. Cochran whether it was mandatory for the city to call an election. Mr. Cochran replied that if the number of signers to the petition was sufficient, it is mandatory under the charter provisions, to call an election. Failure to do this, he said, would open the way for a mandamus suit in court that would result in a court order to call an election. Mr. Hill stated that he was not in favor of calling an election on this question.

It is said that approximately 350 legal signers are required to make the petition legal, and with around 400, the chamber of commerce believes that there will be more than enough, even if some names had to be scratched off for technical reasons.

Louie Evans and Mr. Miller, representing the Central Labor council, asked if the city could assist in solving the employment problem by creating three shifts of eight hours each on the fire department and the police department. The reply was that this would not be feasible at present, as the budget for 1930 is already prepared and does not provide funds for such a change. Mr. Evans also asked the commission's attitude on earlier closing hours for the stores, and was told that the commission had no authority to make any statement whatsoever on a matter of that nature.

To Improve Highway

On motion, the matter of co-operation with the state in improving the Old Oregon Trail between the city limits and the Adams avenue pavement, was referred to City Manager W. C. Crews, with power to act. The state is now improving the section west of the city and under the present plan, the stretch inside the city limits connecting with the pavement, will be improved with the city paying its share of the expenses.

Bills for the month of November in the amount of $3,560.43 were ordered paid.

ELKS PLAN TO INITIATE 20 THIS EVENING

The La Grande lodge of B. P. O. Elks is completing plans today for its final initiation ceremony of this year, to be held tonight in the temple when 20 candidates will be taken into the organization. In addition to a special feature, it is announced that a clam bake will follow the initiation.

Plans are also going ahead for the Elks dance to be given next Tuesday evening, and for the erecting of a large Christmas tree at the intersection of Depot and Washington streets. The tree, which is described as being a very beautiful fir, is to be put up next Sunday.

CURTIS HAS SEVERE COLD

WASHINGTON, Dec. 12 (AP)—Vice President Curtis was forced to go home from the capitol today because of a severe cold which has bothered him for several days.

WEATHER TODAY

7:30 a. m., 45 above.
Minimum, 39 above.
Condition: Cloudy, rain.

Weather Yesterday

Maximum, 59; minimum, 36 above.
Condition: Partly cloudy, rain .03 of inch.

Weather Dec. 12, 1928

Maximum, 46; minimum, 32 above.
Condition: Rain .97 of inch.

William Leasey Passes Away In Baker Hospital

Was One of Earliest Settlers in Grande Ronde Valley, Coming Here in Year 1861.

William H. Leasey, 78-year-old Eastern Oregon pioneer, will be laid to rest tomorrow afternoon, after funeral services are held at 1 o'clock, it was announced here today. Mr. Leasey was one of the earliest settlers in this valley, coming here from the middlewest the same year that the first house was built and the first soil turned in La Grande. He died in the Protestant hospital in Baker Tuesday.

According to information available here today, Mt. Emily was named after Mr. Leasey's mother.

Mr. Leasey was born in Canton, Ohio, on June 2, 1851, a son of Henry and Emily Leasey, and moved with his parents to Oregon ten years later, locating in the Grande Ronde valley. He was married here in 1879 to Hester M. Graham.

Moves South in 1887

In 1887 Mr. and Mrs. Leasey moved to the Lower Powder valley, where he entered the ranching and teaming business. He owned a large ranch there at the time of his death.

Mr. Leasey was postmaster at Keating for nine years and school clerk for 15 years.

The deceased is survived by his widow, two daughters, Mrs. T. M. Call, of Baker, and Mrs. C. J. Wellingham, of Keating; five sons, Rowland, of Garfield, Utah; Joseph, of Keating; Rockford, of Garfield; Charles, of Baker, and Alvoy, of Keating; and two brothers, James E., of Juntura, Ore., and John, of Astoria.

New Course To Be Given Next Term at L. H. S.

An A. G. S. assembly was held at the high school this morning for the purpose of advertising the home management course which is to be given next term. Miss Harriman, domestic science teacher, talked on the course and what it included.

A clever class program was arranged and given by the students. The first number was a one-act play entitled "A Bachelor's Dilemma." The characters were the bachelor, Wanda Berry; Tillie Olsen, played by Eleanor Hicks; the true story girl, played by Lillian Carper; the 10-cent store type, played by Marian Webb; the flapper, played by Dorothy Walker, and the home economics trained girl, played by Alice Jeannette Cooper. The second number was a talk by Mildred Cade on "Art in Home Management." A comical reading, entitled "The Preserving Trio," was given by Ruth Cullen, Helen Arnfield and Ermaleen Mires. Mildred Arnett talked upon "Child Psychology and Care." A pantomine of proverbs was also given, with Bonnie Sullens and Frances Daniels announcing and Alice Jeanette Cooper furnishing the music. The costume manager was Bonnie Sullens and the stage manager was Montana Hopkins.

Mrs. Geo. Branch Is Called Beyond

Mrs. George Branch, aged 26 years, of La Grande, died last night following a brief illness. The body is at the Bohnenkamp Funeral home. Funeral arrangements are still indefinite.

Mrs. Branch is survived by her husband and three small children, her mother and father, Mr. and Mrs. Charles E. Seevers, of Placerville, Cal.; two sisters, Mrs. Walter Head and Mrs. Clyde Seevers, and four brothers, Earl, Edward and Lester, all of Placerville, and Roy, of Fort Worth, Tex.

W. J. Sally Passes In Portland, Ore.

W. J. Sally, father of Mrs. G. L. Larison, of La Grande, died at Portland night before last at the conclusion of a lingering illness, it was learned here yesterday. Mr. and Mrs. Larison were with him at the time of his death, leaving La Grande last Saturday, and Mr. and Mrs. John Larison left for Portland this morning by car. Funeral arrangements have not been learned as yet.

Mr. Sally, who was well known in La Grande, was a retired railroad engineer with 49 years service. He was the oldest engineer of the Southern Pacific railroad at the time of his death.

Robbery Attempt Fails at Herman's

Frightened away before he completed his task, a would-be burglar was being sought by police today. Early this morning, just before 1:30 o'clock, he opened a window in the back of Herman's restaurant, and pulled out four sacks of sugar and one sack of flour. An employe of the restaurant discovered the sacks piled up behind the building about that time, the burglar apparently beating a hasty retreat at the employe's approach.

SHAW DRAMA STAGED BY E. O. N. CAST

School Enters New Field of Activities, Scoring Immediate Success.

LARGE CROWD AT OPENING SHOWING

"Arms And The Man" will be Repeated This Evening in Normal School Auditorium.

Refreshing with a peppermint coolness, "Arms and the Man," the George Bernard Shaw drama, was presented last night at the E. O. N. auditorium. Yet that was only a surface impression, for during the performance one caught glimpses of something more and something deeper, but the words and the play went on, and these other things crept into the mind afterwards—and afterwards one wanted to see the play again, for fear that some part had slipped by without full appreciation.

The drama, given by Sock and Buskin and to be repeated this evening, was refreshing because it was so unusual. It didn't end when the end was expected—when the heroine said softly, "My chocolate cream soldier"—but continued with a few lines, to supplant the usual romance ending with a different feeling.

All of the characters had "minds of their own" except Major Petkoff, the father (Clark Ruckman), and, with so many trying to confuse him, he is not to blame.

Cast Outstanding

"My, but Catherine Petkoff, the mother (Mildred Hale), is a dominant character," one person exclaimed after the show. They were all outstanding, although the appearance of the Russian officer (Allen Carden) was so brief that one only had a fleeting impression.

Lillian Small seemed to live in the atmosphere of old Bulgaria in 1885, as the dreaming, large-eyed

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PROMISE WORK ON PILOT ROCK ROAD

Plan to Improve Highway to South Protested by Wallula Cutoff Backers

PORTLAND, Ore., Dec. 12 (AP)—The Oregon state highway commission today informed the Umatilla county court that work on the Pendleton-John Day highway south of Pilot Rock would be started next year as soon as arrangements could be made with the federal forestry department.

But as County Judge Schannep and two county commissioners from Pendleton acknowledged the statement, George Brownell objected to the proceeding with the proposed highway work until the Wallula cutoff was completed. Brownell, who leaped to his feet after the commission said the John Day road would be completed, asked if the state highway commission would hear from the taxpayers of Umatilla county.

Holds Cutoff Most Important

When Chairman H. B. Van Duzer said Brownell might have the floor, Brownell said the proposed work south of Pilot Rock was of very little importance compared with that of the cutoff, which he said would be a main line for tourists

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JOSEPH CASE ARGUMENTS BEGIN TODAY

Justice McBride, on Stand Late Yesterday, Denies Liquor Charge.

CONDIT'S STORY IS UNDER ATTACK

Aged Supreme Court Member Also Denies Testimony Concerning Neppach-Norvall Case.

SALEM, Ore., Dec. 12 (AP)—"When a lawyer falls so low as to make charges that judges are for sale and that they sell opinions for dollars, nothing can excuse him but proof that those charges are true, and if unable to furnish that proof he should be deprived of the privilege of practicing his profession," declared W. Lair Thompson in the opening argument for the prosecution today in the George Joseph disbarment trial.

Thompson was citing one of Joseph's radio speeches made during the political campaign of 1928, later published and distributed in pamphlet form. In that speech Thompson quoted Joseph as saying: "I have derived information that litigants have been approached and told that for money consideration they can get favorable decisions." Joseph was further quoted as saying he would withhold details of such approaches and later take them before a grand jury. The fact that no proof was ever offered by Joseph was declared by Thompson to show that the sole purpose of the statement was to destroy public confidence in the courts.

Eighty-two-years-old Justice Thomas A. McBride, venerable, leonine, about whom much testimony has centered in the Joseph case, was called to the witness stand Wednesday afternoon. As far as the disbarment trial is concerned Justice McBride's appearance as a witness was only to rebut the defense testimony introduced

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John Colonder Dies Of Heart Disease

John Colonder, for the last several years a resident of La Grande, died unexpectedly yesterday morning following a heart attack near North Powder. He is survived by two sons, Carl and Dan, of La Grande.

The body is at the Bohnenkamp Funeral home. Funeral announcement will be made later.

Inventor Dies In Hyattsville Home

WASHINGTON, Dec. 12 (AP)—J. Harris Rogers, whose inventions in the field of wireless communication were of inestimable benefit to the country during the world war, died today at his home in Hyattsville, Md., near Washington, after a heart attack.

Devices that he perfected enabled the government to carry on uninterrupted communication with the allied governments in wartime and an underwater radio communications method he developed was used by submerged submarines in transmitting messages to battleships, airplanes and shore stations. Using an underground loop aerial installed in a well he was able to listen in on German official reports of battles and submarine operations.

Paul, Five-Year-Old La Grande Boy, Would Like Trip With Santa

"Did you ever see Santa Claus?" the inquisitive person asked.

"No, but I have a picture of him," five-year-old Paul answered slowly, his blue eyes atwinkle. Paul is one of La Grande's "younger generation." "He has a red hat with white trimmings, and a red coat with white trimmings."

"And doesn't he wear something else?" and Paul thought long and hard, and answered, "I don't remember."

"Santy travels by airplane; but he has reindeer too. They've got horns; horns that stick on each other." "Yes, reindeer are kinda tan," he thoughtfully answered many questions.

"How does Santa get in the houses, when the doors and windows are all locked?" this person who wanted to know so much asked. "Oh—he climbs down a ladder inside the chimney." "But what if the people don't have a ladder?"

"Well, I guess Santy would have to slide, if they didn't have a ladder for him."

"What if Santa comes to your house and couldn't get down the chimney, and what if the door was locked?" Worry spread all over Paul's shining face. "If he knocked loud, would you let him in?"

Paul nodded his eagerness to help Santa Claus. "I would say, I haven't seen you before, Santy Claus."

"Then if he asked you to go with him to deliver his Christmas toys would you go?" A sparkle in his blue eye, answered in the affirmative, even before he said "Yes." "Then I'd get to see all the toys before he gave them to the other boys and girls."

"And what do you want for Christmas?"

"Oh—I want an airplane that when you roll it on the floor, the propellor goes round and round."

"In my letter to Santy Claus I said I hadn't been a very good boy, but I was going to be better."

"Does Santa have a wife?" "I believe so." Then becoming more certain, "They sit near the fireplace in the evenings, and sometimes they go and get presents and take them to people."

"If you were riding with Santa and he passed a little boy you knew what would you do?"

"I'd ask him why." "And if Santa said it was because the little boy didn't write to him?"

"I'd tell Santy to write the boy a letter and ask him to write Santy a letter so he'd get something."

"Say, Paul, how do you suppose Santa has presents for all the boys and girls?"

"I s'pose he makes about 19 a year." (That's a big number to Paul.)

"Why do they have Christmas,

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NO LEGS, NO ARMS—BUT SHE ENJOYED TRIP TO PARIS

Mlle. Violetta, pretty Czechoslovakian entertainer, who has been "doing" Paris, enjoyed her visit in the gay capital in spite of the fact that she is handicapped by having no arms or no legs. Violetta, who was born without limbs, is normal in other respects, and takes a keen delight in life. "Why should I not be happy?" she asks. "I make good money and my sister is very kind to me, wheeling me about to all sorts of interesting places." Violetta has a job in the Luna Park show of freaks.

Jap Consulate Is Bombed; Damage Reported Heavy

TOKYO, Dec. 12 (AP)—A dispatch from Harbin to the Rengo news agency today said that the Japanese consulate at Manchuli, Manchuria, was bombed by Russian army airplanes and considerable damage was done to Japanese property when Soviet troops occupied the border town about November 20.

The dispatch was the first apparent substantiation of reports that Japanese subjects had suffered during the punitive raids by Russian troops upon Manchuria. For days the Japanese government has been endeavoring to learn what happened to Japanese and their property in northwestern Manchuria when Russian troops drove the Chinese from that area during the Chinese Easten railway controversy.

The Russians, who still occupy Manchuli, have suppressed dispatches and little is known of situation beyond the Khingan mountains where their troops operated late last month.

Anxiety for safety of their countrymen caused American, French, British, Japanese and German consuls to arrange for a train to carry them to the mysterious area, but they were informed today by Governor Wan Fu-Lin of Holunkiang province, Manchuria, that their safety could not be guaranteed.

Phelan, Purdue Mentor, To Come To Washington

SEATTLE, Wash., Dec 12 (AP)—Earl Campbell, graduate manager of the University of Washington, announced on his arrival in Seattle from Chicago today that James M. Phelan, Purdue university football coach, will be signed in that capacity at Washington within the next 48 hours.

Phelan had definitely agreed to come to Washington, it was discovered, when Campbell left Chicago Monday night.

Hope Abandoned For Liner Celtic

QUEENSTOWN, Ireland, Dec. 12 (AP)—All hope was abandoned today of refloating the liner Celtic which stranded on the rocks near here a year ago.

The liner has broken her back. The front portion remains on the rock but the stern has fallen into deep water.

10 OF CREW MISSING

LISBON, Portugal, Dec. 12 (AP)—Caught in an impenetrable fog, a fishing vessel struck the rocks off Capa Rica today and sank. Of the crew of twenty men, ten are missing.

At Albufeira, a fishing vessel collided with a freighter in the fog and sank. Two men were drowned and five rescued.

Radio Commission Measure Approved

WASHINGTON, Dec. 12 (AP)—The house merchant marine committee today approved the White bill to extend the life of the federal radio commission indefinitely and Chairman White announced he would endeavor to obtain house action before the Christmas holidays.

COACH IS BURNED

ALBANY, Ore., Dec. 12 (AP)—An Oregon Electric coach, which was to have been used to haul Albany Elks to Eugene, was burned here last night by fire caused from a spark from the trolley wire.

20 BELOW ZERO IN EAST STATES

Relief Expected, However, From Cold Wave—Rain Falls in Oregon.

By The Associated Press

Thermometers in the eastern states today dipped in salute to the cold wave which swept in yesterday from the west. Official temperatures of 20 below zero were recorded and unofficial readings in parts of New England were as low as 30 below.

Weather bureau officials predicted generally rising temperatures, however, with snow tonight or tomorrow.

The coldest spot in New England, according to the official figures of the weather bureau in Boston, was Northfield, Vt., where the mercury slid down to 20 below, nofficial thermometers in Londonderry and St. Johnsbury, Vt., read 30 below.

River Frozen

The Connecticut river at Turners Falls, Mass., was completely frozen over, an unusual occurrence this early in the season. The Deerfield river had been frozen over for several days.

Schools at South Merrimack, N. H., were closed because of the cold. Readings of 12 below zero were reported there.

Albany, N. Y., registered a low temperature of zero; Boston, seven; Buffalo, eight; Montreal, six below; Portland, Me., six above, and New York City 14.

At Syracuse a reading of three below established a new low record for the season.

RAIN IN OREGON

PENDLETON, Ore., Dec. 12 (AP)—forty-five hundredths of an inch of rain fell here last night with more coming down today.

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BAKER FUND IS CONTINUED, M'NARY SAYS

BAKER, Ore. Dec. 12 (Special)—Fred A. Phillips, interested in the Baker irrigation project, yesterday received a telegram from Senator McNary stating that the interior department bill, just sent to the house of representatives, continues the appropriation of $400,000 which has been available for the Baker project several years, but which has not been spent.

The senator added that he had just been assured by the commissioner of reclamation, Dr. Elwood Mead, that if the appropriation is continued again, he will spend $250,000 on the Thief valley reservoir next year. It is believed that the house will again approve of the appropriation, as it has done so at each session for several years.

PORTLAND, Ore., Dec. 12 (AP)—The Oregonian said this morning that Washington, D. C., forestry officials have notified Senator McNary, Oregon, that the outlook for the completion of the North Umpqua highway is uncertain.

Liquor Explodes, Injuring Officers

CHICAGO, Dec. 12 (AP)—Whatever they are putting into the stuff, confiscated liquor lately has evinced a dangerous kick; so dangerous in fact, that government men who destroy it have been ordered to wear armored chest plates and masks.

Deputy United States marshals yesterday had experience with the exploding liquor. One deputy lost the tip of his nose and another was wounded in the leg as the liquor exploded and hurled glass in all directions.

Joseph Grundy Is Appointed to Seat In Senate

Opposition to Pennsylvanian Voiced by Nye and Norbeck—Majority favors Him.

WASHINGTON, Dec. 12 (AP)—Joseph R. Grundy was administered the oath as senator from Pennsylvania today, succeeding William S. Vare.

WASHINGTON, Dec. 12 (AP)—Joseph R. Grundy, in whose scheme of things a high protective tariff comes just after religion, today stood within the ranks of the legislators of Capitol hill, after a quarter of a century of intimate but unofficial association with them.

Grundy, a Republican, was designated by Governor Fisher, of Pennsylvania, to fill the seat in the senate which the members of that body considered William S. Vare unqualified to hold. Papers were rushed to Washington by a special delegation in order that they might be admitted at the outset of today's session and the oath of office administered, giving to Pennsylvania its full quota of two senators for the first time since March 4, 1927.

Opposition Develops

But opposition, however weak, was brewing. A resolution to deny Grundy the senate seat left vacant by the barring of Vare, was carried to the floor today by Senator Nye, Republican, North Dakota.

Meanwhile, opposition to Grundy was voiced from a new source this morning. Senator Norbeck, of South Dakota, one of the Republican Independents, issuing a statement saying his appointment was "an endorsement of Pennsylvania's attitude as expressed by the two Mellons, that high price of manufactured goods is a proof of prosperity and that the low price of the farmer's products is help to prosperity (Pennsylvanian prosperity)."

Senator Nye said he would not seek to prevent Grundy from receiving the oath of office.

"I will ask that Grundy's credentials and my resolution be referred to the elections committee," Nye said.

Expects Early Report

"I expect an early report from the committee and then I will give the senate an opportunity to express itself on the seating of Mr. Grundy."

The new resolution recalled the banishment of Vare because of the expenditure of $785,000 in his 1926 primary race.

The resolution further called to attention that Governor Fisher was nominated on the Republican tick-

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Hotel Blaze In Wichita Falls Fatal to Three

WICHITA FALLS, Tex., Dec. 12 (AP)—Three men, including two firemen, were killed today in a fire that destroyed the Antlers hotel here, a three story brick structure.

The dead are Smiley Turne, assistant chief of the Wichita Falls fire department, G. T. Anderson, fireman, and Kenneth Brice, taxi driver. The firemen were killed when a wall caved in. Brice died when the roof fell in while he was crying for help at a third story window.

Eight persons also were injured, four of them critically.

The fire broke out shortly before midnight. Its origin was not immediately determined.

TAMPA, Fla., Dec. 12 (AP)—Fire swept through the steel hangar at the municipal airport here early today destroying 13 airplanes. The loss was estimated at $100,000.

The blaze was not discovered until explosions had awakened nearby residents and the building's interior was a mass of flames.

Imprisoned Miner Given Food, Smokes

CROSBY, Minn., Dec. 12 (AP)—Smoking cigarettes and partaking of nourishment prescribed by physicians, Gus Snyder, 48-year-old miner, directed men who sought to rescue him today.

He was imprisoned Tuesday in a subchamber, 367 feet underground in the Croft mine, when ore broke through timber supports shortly after a companion had left him.

Workmen established communication with him late yesterday, 24 hours after he was trapped, and food, tobacco and a stimulant were pressed through an aperture to him.

K. K. Kubli Knocked Down By Motorist

PORTLAND, Ore., Dec. 12 (AP)—K. K. Kubli, for many years a member of the state legislature, was recovering today from injuries suffered last night when he was struck by an automobile driven by John Kriara.

Kriara told authorities the rain driving against the windshield of his car marred his vision. Kubli was knocked to the pavement. He received a badly wrenched back.

PRISON RIOT AT END; 12 KNOWN DEAD

Eleven Convicts And One Guard Slaughtered in Auburn Mutiny.

LEADERS TO FACE MURDER CHARGES

Plan for Escape Yesterday Thwarted When State Troopers Rescued Warden, Guards.

AUBURN, N. Y., Dec. 12 (AP)—Three hundred armed men patrolled the walls and corridors of Auburn prison today after a day of rioting in which eight convicts and the head keeper were killed.

The outbreak, the second within five months, collapsed when state police in a spectacular dash rescued Warden Edgar S. Jennings and seven guards held as hostages by the rioters.

The dead:

Principal Keeper George A. Durnford.

Perry Johnson, sentenced to life imprisonment.

Alex Tucholka, sentenced to life imprisonment.

Steve Pawlak, sentenced to double life imprisonment.

Stphen Sporning, sentenced to 15 to 16 years.

Duke J. Bonnell, serving two sentences, 25 to 30 years and 5 to 10 years.

Henry Sullivan, serving 20 to 21 years with an additional seven years for escaping from Auburn last March.

Ernest Pavesci, sentenced to 40 years.

James Biancrassi.

To Face Murder Charges

Those of the rioters who did not die in the hail of police and guard bullets, Dr. Raymond F. Kieb, state commissioner of correction, said, would undoubtedly find themselves faced with charges of murder, first degree. These men, he said, were implicated in a killing during the commission of a felony—attempting to escape from a prison. Conviction on this point, he said, meant death.

The plan for escape came nearest to realization when the desperadoes captured Warden Jennings and seven guards. With the snatching of the warden and his fellow officials from this imprisonment within their own prison, the well laid scheme first began to crumble.

These officials, in the hands of the ring leaders for more than two hours, were rescued by a determined onslaught of state troopers armed with tear gas bombs. The warden himself credited the outstanding bravery of a state policeman for the rescue.

In Control Five Hours

Jennings was dazed by a blow on the head from a convict's pistol butt, and was badly gassed.

Fifteen to twenty convicts were in charge of the prison for more than five hours, before the spectacular dash of the troopers at 5:30 p. m. saved the day.

Any possible ardor for further rioting was chilled by a night spent in a prison through which winter winds whistled. Glass in the cell block windows were shattered by bullets in the day's fighting.

Warden Jennings was captured about 11 o'clock in the morning when he went into the heart of the prison to investigate a report that "something was doing." Returning from the kitchen, he was met by a convict who shoved a gun against his stomach and said "do not move or say anything, warden, or I will kill you."

Two other convicts quickly stepped to his side. The first convict then commanded, "just come with me, warden. We want you to accompany us to the punishment

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BYRD, MANLY AWARDED FOR ACHIEVEMENTS

WASHINGTON, Dec. 12 (AP)—Commander Richard E. Byrd and Charles M. Manly today were awarded the Langley medal for aeronautical achievement during the year 1929 by the board of regents of the Smithsonian Institute.

Byrd received the award for his use of the airplane in exploration of the South Polar area.

Manly was inventor of one of the first successful airplane engines. He also has contributed in many ways to improvement of aviation.

Charles A. Lindbergh is one of the holders of the medal, one of the highest awards an aviator can receive.