

# ASK GERMANY TO STATE POSITION IN LATEST NOTE

United States Willing to Submit Frye Case to Joint Expert Board for Adjustment—Ask Berlin to Outline Treaty Stand—Expect Payment Soon.

WASHINGTON, Aug. 17.—The American reply to Germany's last note on the sinking of the American sailing ship William P. Frye, made public here today by the state department, accepts the proposals that damages be fixed by a mixed commission and that the disputed treaty provisions be submitted to arbitration at The Hague but calls on Germany for a statement, meanwhile, as to whether she intends to conduct her future naval operations in accordance with her interpretation of the Prussian-American treaty or those of the United States.

The note is regarded as putting the noted case well on the way to a settlement. It is addressed by Secretary Lansing to Ambassador Gerard at Berlin.

The note follows: You are instructed to present the following note to the German minister for foreign affairs:

Under instructions from my government, I have the honor to inform your excellency in reply to your note of July 30 in regard to the claim for reparation for the sinking of the William P. Frye, that the government of the United States learns with regret that the objections urged by it against the submission of this case to the prize court for decision have not commended themselves to the imperial German government, and it equally regrets that the reasons presented by the imperial government for submitting this case to the prize court have failed to remove the objections of the government of the United States to the adoption of that course. As this disagreement has been reached after the full representations of both governments were made in a previous correspondence, our further exchange of views on the questions in dispute would doubtless be unprofitable, and the government of the United States therefore welcomes your excellency's suggestion that some other way should be found for settling this case.

The two methods of settlement proposed in your excellency's note have been given careful consideration and it is believed that if they can be combined so that they may both be adopted they will furnish a satisfactory basis for the solution of the questions at issue.

The government of the United States has already adopted its desire that the question of the amount of indemnity to be paid by the imperial German government under its admitted liability for the losses of the owners and captain on account of the destruction of the Frye should be settled by diplomatic negotiation and it entirely concurs with the suggestion of the imperial German government that the simplest way would be to agree, as proposed in your note, "that each of the two governments designate an expert and that the two experts jointly fix the amount of indemnity for the vessel and any American property which may have been sunk with her," to be paid by the imperial German government when ascertained as stated in your note. It is assumed that the arrangement will include some provision for calling in an umpire in case the experts fail to agree.

The government of the United States notes that your suggestion is made with the express reservation that a payment under this arrangement would not constitute an admission that American treaty rights should be violated, but would be regarded by the imperial German government merely as fulfilling a duty or policy founded on existing treaty stipulations. A payment made on this understanding would be entirely acceptable to the government of the United States, provided that the acceptance of such payment should likewise be understood to be without prejudice to the contention of the government of the United States, that the sinking of the Frye was without legal justification, and provided also that an arrangement can be agreed upon for the immediate submission to arbitration of the question of legal justification, insofar as it involves the interpretation of existing treaty stipulations.

There can be no difference of opinion between the two governments as to the desirability of having this question of the true intent and meaning of their treaty stipulations determined without delay and to that

# REAR GUARD WAITS FOR ORDERS TO GO INTO ACTION



Here is another picture from Staff Photographer W. H. Durboron with the Russians... It is interesting to note the position of the men, gh who is in Germany taking war views. The above was snapped on the eastern front during a battle Lying down, all facing the front, and alert for instant action.

# RAIDERS HARASS MEXICAN BORDER CARRANZA LAX

Bandits Make Daring Dash Across Rio Grande and Attack U. S. Cavalry Force—More Troops to Mercedes and Progreso—All Precautions Taken.

BROWNSVILLE, Texas, Aug. 17.—The border situation along the lower Rio Grande assumed a threatening aspect today. Gathering of Mexicans in force last night at Progreso, on the Rio Grande, 30 miles above Brownsville, and their daring attack across the river on a troop of Twelfth United States cavalry was not the only aggravating feature of the situation.

Authorities here received reports that 25 horses, including some recognized as animals stolen by bandits in recent raids on the Texas side, were delivered this week in Matamoros, the Mexican town opposite here held by Carranza troops.

Delivery of these horses and the fact that the Mexicans at Progreso had been gathering openly, created suspicion that Carranza officials were lax in discipline or without sufficient dependable troops to cope with the bandit element on the Mexican side.

The death of Corporal Wilman in the fight at the Progreso crossing last night and the wounding of Lieut. Roy O. Henry and Private Jackson, intensified feeling in this section.

For nearly twenty miles above Progreso crossing alarms were sounded by rifle shots and by bells last night. Armed men patrolled roads and women and children were gathered where they could be guarded.

Early today more troops reached Mercedes and the Progreso section. They were infantrymen from the 26th regiment which reached here yesterday from Texas City.

**Suspicious**  
Sergeant—Have you seen anything suspicious, sentry?  
Sentry—Yes sir, I have. I seen a dead horse carted into camp an' I'm wondering what sort of roast we'll have for dinner today!

## GRAIN EXCHANGE BILLS FLUSTER LONDON MARKET

NEW YORK, Aug. 17.—The remittances offered against London and Paris today were of a more miscellaneous character than usual, but included a large amount of grain bills. Advice from western grain dealers indicated a feeling of uneasiness over exchange conditions, the inference being that sellers of cereals in that section had agreed to accept payment in bills payable in pounds or francs. Such contracts, it is believed were entered into weeks ago, before exchange reached the present state of demoralization.

## MAGEE QUILTS AS BROOKFED HEAD

NEW YORK, Aug. 17.—President R. B. Ward of the Brooklyn Federal League club announced today that he had received and accepted the formal resignation of Lee Magee as manager of the Brooklyn team.

## WIFE LEFT WHEN HE EARNED \$5000 PER

SEATTLE, Wn., Aug. 17.—Rex Lee Paris of Seattle, formerly a New York broker and prominent in society here, obtained a divorce today from Mrs. Neva Finlay Paris, daughter of Charles B. Finlay, president of a large New York bank. The husband alleged abandonment, saying his wife left him when his health became so impaired that he was unable to earn more than \$500 a year. Mrs. Paris, who is in the city with her mother, made no contest, but was represented in court by counsel. Mrs. Paris and Mrs. Finlay will visit the Panama-Pacific exposition.

**At the Fountain**  
Patron—Your cream is very good. Clerk—It ought to be—I just whipped it.—Judge.

Kisses have been valued at \$11 each by a Hammond, Indiana, court, and a woman can dress on \$3.50 a week, according to a Milwaukee judge.

## HAITIEN PRESIDENT NAMES CABINET

PORT AU PRINCE, Aug. 15 (delayed in transmission).—Following the election on August 12 of General Dartiguenave, as president of the Haitian republic, this cabinet has been named:  
Minister of finance, M. Elie.  
Minister of the interior, M. Mayard.  
Minister of foreign relations, H. Paulus Sanon.  
Minister of war, M. Lecomte.  
Minister of justice, M. Doeneval.  
Minister of public works, M. Sanzaried.  
The situation is now well in hand and disorders have ceased.

## WIFE OF SKIPPER HAS BERI-BERI

PORT TOWNSEND, Wn., Aug. 17.—Mrs. Paragon, wife of the captain of the Peruvian bark Alliance, six members of whose crew died on the voyage from Callao because of beri-beri, have been attacked by the disease and were placed in the hospital here today. The survivors of the crew are in the marine hospital. Captain Paragon was not affected, and during the latter part of the voyage he was the only able bodied man on board. The food used on the voyage was polished rice, hard tack and salt meat, and the disease was caused by this unwholesome diet, public health service officials say.

## CALIFORNIA TERMINAL CASES ON HEARING

SAN FRANCISCO, Aug. 17.—Hearing on a preliminary injunction to restrain enforcement of a recent ruling by the interstate commerce commission to remove Stockton, Sacramento, San Jose and Santa Clara, Cal., from classification as terminal points for west bound transcontinental freight, was begun today before a special United States court.

Joseph W. Folk appeared for the interstate commerce commission, Blackburn Esterline, assistant to the attorney general, for the United States, and E. J. Alexander for the four cities.

The government argued the court was without jurisdiction.

**Report Causeway Broken**  
WACO, Texas, Aug. 17.—The Missouri, Kansas and Texas railroad received a report from its Galveston offices this morning that one hundred feet of the causeway at Galveston had been washed away. No further particulars were given.

## GEORGIAN FAVORED MUTILATING FRANK

MARIETTA, Aug. 17.—Leo Frank's body was cut down at 10:15 o'clock, but not until Robert Howell had spoken to the crowd advocating mutilation of the body.

Newton Morris immediately pleaded with the throng to allow an inquest to take its proper course. A vote was suggested and taken. It was overwhelmingly in favor of allowing

the coroner to take charge of the body. It then was cut down and the two mile trip to Marietta started. The inquest was set for 11 o'clock.

**His Last Act**  
Where is my old friend Jimson?  
"He tackled a drunken Irishman by himself, sir."  
"Why I thought that would be the last thing he would do."  
"It was."

**Stella's Bargain Counter**  
Many of the people who are banged up in auto smashes are notoriously careless.  
Many a guy has sowed his wild oats crop in a gay summer garden.

## Even a King can't dictate what you should like or not like

If it happened that Fatimas were originally "made and blended for the King of Whatiz"—would that not prove that you were going to like Fatimas best?

It would not.  
A man's taste is his own. A cigarette that might delight some and offend others would not necessarily please you.

That's why we leave Fatimas up to your taste.

But there is something more than good taste that is mighty important to you.

No matter how good-tasting a cigarette may be—it can only be the SENSIBLE cigarette for you if it is comfortable, too.

Its pure tobacco taste is cool and comfortable to your throat at all times. And it must leave you feeling fine and fresh at the end of a hard-smoking day.

Well it does all that!

Then, it is the sensible cigarette for YOU.

There are thousands and thousands of men who believe that Fatima is the most sensible cigarette there is.

Try them yourself. You may discover—as these thousands of other men have—that Fatimas

have just the cool, mellow taste that you've been longing for in a cigarette.

You may find that Fatimas have the kind of mildness which allows you to smoke more of them than you might of other cigarettes.

You may find that Fatimas offer you a little more satisfaction in every puff than you ever before found in any other cigarette.

Buy your trial package of Fatimas and test them today.

Loggatt & Myers Tobacco Co.

FATIMA was the only cigarette awarded the Grand Prize of the 1914 San Francisco International Exposition.



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THE TURKISH BLEND

# Cigarette

20 Distinctively Individual 15¢