

OBSERVATIONS

Grist from the Daily Grind

By C. F. S.

DARROW
Clarence Darrow had drawn the public interest in the sensational trial at Honolulu in a greater degree than those unfortunates being tried for murder have done.

The old man is still a fighter. His personality still is vivid with the brilliance he first brought to the "fight for the under dog." And all his life he has been carrying on that fight and standing in the white spot of publicity, but never more prominently than now.

THE TRIAL

Last night the Massie murder trial was submitted to the jury and there probably will be nothing to report from the jury room until some time today.

Nevertheless there are many conjectures. There are those who believe that the confessed killers should, and will, be convicted. Others think the killing was justified and can see nothing but an acquittal.

The most probable thing is a failure to agree upon a verdict. The trial is not so much a conflict between right and wrong or justice and crime as it is an inter-racial conflict. It is the white race vs. the brown.

The Massie jury includes persons of several different nationalities and the question of race superiority is doubtless much more important to some of them than is the enforcement of the law.

LYNCH LAW

The defense in the Massie case admits the killing and seeks acquittal on the ground that the killing was justified and therefore no crime. Which may be true. We make much of the necessity of upholding law and order and then observe justice constantly being perverted and the law and the courts falling often to function.

And it is brought to mind that there is a higher law than that written in the statute books. And sometimes it is necessary and wholesome for people, aroused to righteous indignation, to take the power into their own hands as in the days of the San Francisco vigilantes.

There is danger always that lynch law may result in mistakes and terrible injustices. Yet we notice that once in a long time the wrong man is sent to prison by the law; and very, very often, the ugly escape entirely because of the law's peculiarities.

CROSS ARMS

In one state where crime was rampant and it had been found necessary to resort frequently to lynch law, it is related that a telegraph company was roundly condemned for building a pole line without cross arms.

PRESIDENTIAL NOMINEES

Already there are candidates duly nominated for President and Vice President.

At Omaha yesterday the Farmer-Labor party nominated Col. Frank E. Webb of San Francisco for President and General Jacob S. Coxey of Massillon, Ohio, for Vice President.

Gen. Coxey was the leader of "Coxey's Army" nearly 40 years ago and has been candidate for president on some kind of a ticket ever since.

Which shows what too much newspaper publicity will do to a man.

Just why anyone should seek to honor Coxey is not quite clear, because his "Army" accomplished nothing except to encourage a lot of half starved men to hike across the country in a movement which brought misery and distress.

SOME ENCOURAGEMENT

There is some reason to feel encouraged in the belief that the Lindbergh baby will be returned if has been partly turned away from Hopewell, it is possible for Col. safely to his parents.

Now that the weight of public-Lindbergh to open negotiations with suspects without having them frightened away by the news hounds.

At any rate there is some renewed activity which is taken as a favorable omen.

FLOWERS DROPS MANNACT CHARGE

United States Commissioner W. J. Flowers received a letter from United States Attorney George A. Whitley yesterday morning asking that charges of violation of the Mann act against Herbert E. Adams and Lois Payne be dropped.

Adams and Miss Payne have been held for several weeks after a hearing before Commissioner Flowers, who held them for an appearance before the federal court.

Since coming to Las Vegas, both of the defendants have received divorce decrees and were recently married by Reverend Reynolds, pastor of the Las Vegas Methodist church.

VISITING HERE

Mrs. Alice Alter and Mrs. Ada Beardon of Redondo, Calif., arrived in Las Vegas Tuesday for a visit with their parents, Mr. and Mrs. R. E. Lake, Sr.

GO TO CARSON

Mrs. Harley A. Harmon left yesterday by automobile for Carson City and Reno for a few days' visit.

LAS VEGAS WEATHER

April 27—Maximum, 70; minimum, 35. Partly cloudy.

METAL MARKETS

NEW YORK, April 27. (U.P.)—Bar silver, 27 3/4 cents an ounce. Copper, 5 1/2 cents a pound. Zinc, 2.60 cents a pound. Lead, 2.90 cents a pound.

LAS VEGAS AGE

SOUTHERN NEVADA'S LEADING NEWSPAPER

VOL. XXVIII LAS VEGAS, CLARK COUNTY, NEVADA, THURSDAY MORNING, APRIL 28, 1932 No. 102

BOULDER DAM PROJECT

The Progress of this Vast Engineering Work is Fully and Accurately Covered. Associated Press and United Press Wire Service Bring News of the World to This Paper—A Leader For More Than a Quarter of a Century.

JURY HOLDS FATE OF MASSIE

BANKERS LEARN FINE POINTS OF GOLD



E. T. Williamson (left), Chico banker, and H. E. Welch (right), Sacramento banker, are taking lessons from Sam Beach, veteran Oroville, Calif., gold hunter, in the fine art of prospecting for gold nuggets. The bankers, attending a convention in Oroville, seem to know plenty about handling gold in the finished product, but Beach, a prospector since 1879, showed them the secret of getting the precious metal in the raw state.

"SECOND HEAVEN" NOT IN WALL STREET. SAYS COMMITTEE

WASHINGTON, April 27. (U.P.)—The senate committee investigating the New York stock exchange does not believe Wall street is a "second heaven," and will recall Richard Whitney, president of the exchange, for further questioning. Chairman Peter Norbeck said today.

"These fellows like Mr. Whitney came down here and told us that Wall street was a second heaven and as near perfect as it could be made," Norbeck said. "The first witness we called after Mr. Whitney ruined his testimony in five minutes. That witness was Matt Brush. We had to listen to the others, but we knew better. The worst things we suspected are gradually developing now."

Norbeck said this statement after the newly named "board of strategy"

which is to decide upon the conduct of the inquiry, had held an hour's conference. He also revealed that Senator Walcott, Repn., Conn., considered President Hoover's spokesman in the investigation, had not been named to the inner council. Instead, Norbeck chose Senator Townsend, Repn., Del., for the fifth place on the strategy board. Commenting on testimony by Rep. F. W. LaGuardia, Repn., N. Y., before the committee yesterday that the effect that a publicity man named "Newton Plummer" had distributed approximately \$286,000 among the writers of financial news in return for favorable publicity about certain stocks, Norbeck said: "I believe Plummer is a piker compared with what will be shown later."

COSGRAVE LEADS BITTER FIGHT AGAINST PARTY

By GEORGE MACDONAGH
United Press Correspondent

DUBLIN, April 27. (U.P.)—Striking swiftly after an unexpected defeat for the cabinet, William T. Cosgrave led a bitter and impassioned opposition party attack tonight on the government bill by which President Eamon De Valera hopes to abolish the oath of allegiance to the British crown.

The De Valera policy would doom the hopes of all Irishmen ever to reunite the nation, Cosgrave declared in appealing for a friendly conciliation with Britain in the controversy over the oath.

Cosgrave led the attack on the bill, which he described as "the greatest piece of political chicanery ever introduced in the dail." He moved an amendment asking for rejection pending an agreement with Britain to settle the dispute.

LONDON, April 27. (U.P.)—The house of commons, by a vote of 294 to 6, today refused to permit the Laborite, John McGovern, to introduce his bill to make the oath of allegiance to the crown a voluntary duty of members of the British parliament rather than a compulsory duty.

McGovern argued that the compulsory oath is contrary to democratic thought.

Defenders of the oath declared it was a symbolic necessity and "the only legal link which remains to connect the members of the empire. No self-respecting dominion would think of removing it."

RETURNS HOME

Mrs. W. G. Franklin has returned to her home in North Dakota after spending the winter in Las Vegas with her sister, Miss Margaret Highland.

WILL REOPEN MYSTERY CASE

HONOLULU, T. H., April 27. (U.P.)—Possibility that the two-year-old mystery of the death of Mrs. Marion Sevier may be reopened was seen here today after the territorial supreme court ruled her body could be exhumed for a second autopsy.

Mrs. Sevier, heiress to the \$700,000 estate of her mother, died here August 27, 1928. The fortune went to her husband, Col. Granville Sevier.

Her brother, Ralph L. Shainwald, created a furor in civil and army circles when he came here when he came here two years ago and demanded that the body be exhumed. He said he believed she had been poisoned.

CLARA BOW WILL MAKE NEW START

HOLLYWOOD, April 27. (U.P.)—Clara Bow, who used to be one of the most phenomenal box office attractions in motion picture history, will return to the screen to play the leading role in "Call Her Savage."

The story concerns a girl of mixed blood strains whose emotions affect the lives of herself and numerous men. Production will be started at Fox studio within a few weeks.

CALIFORNIA GIRL KILLED IN WRECK

BATTLE MOUNTAIN, Nev., April 27. (U.P.)—Miss Marlon Anderson, manager of a Berkeley, Calif., department store, was killed instantly 15 miles east of here today when the automobile in which she and two sisters were riding overturned. June Anderson, one of the sisters, received a broken arm. The other, Lucille Anderson, who was driving, escaped injury.

KENTUCKY ENDORSES HOOVER

LOUISVILLE, Ky., April 27. (U.P.)—Kentucky Republicans in state convention today unanimously endorsed President Hoover and Vice President Curtis for renomination.

JAPAN ACCEPTS COMPROMISE PROPOSAL PLAN

GENEVA, April 27. (U.P.)—Japan today accepted the League of Nations secretariat that it accept the proposed compromise on plans for a truce agreement in the Shanghai warfare.

The compromise was reached yesterday at Shanghai, where it was agreed that all hostilities would cease. Japanese troops would withdraw to the international settlement and Chinese would not advance from their present positions outside the city.

The League of Nations committee of 19 will further consider the Shanghai situation in an effort to achieve a final agreement on the truce scheme.

HARBIN, Manchuria, April 27. (U.P.)—The Manchukuo police issued a formal statement charging the Soviet government with fomenting the recent terrorist plots against Japanese and Manchurian government interests in northern Manchuria.

The police allege that the railroad dynamite plots and other outrages had been fomented by the Soviets through Soviet employes on the Chinese Eastern railroad.

OFFICER SHOTS FLEEING SUSPECT

Joe Paxton of the Molly Mae hotel was shot by Officer Dot Smith yesterday afternoon when he failed to stop when Smith commanded him to halt. The bullet wound was superficial and there is no danger of serious complications.

Las Vegas police have been on the lookout for Paxton for some months. On at least two occasions he has escaped after having been placed under arrest. He is an alleged procurer for women of the restricted district and, police claim, a petty sneak thief.

After his arrest a woman, who asked that her name be withheld, appeared at the police station and stated that the man had left a large suitcase at her home, and asked that police take it into custody as it possibly contained stolen goods.

Officers had received a tip that Paxton could be found at the hotel, and Smith was assigned to bring him in. When he saw the policeman approach, Paxton started to run and was only stopped after the officer opened fire.

Chief of Police Clay Williams put the man through a severe grilling as to his activities in the Las Vegas area in recent weeks, but nothing of definite value was ascertained.

According to people who are acquainted with the man, he hid out in the southern Utah region for several months before he dared return to this city.

OMAHA, Neb., April 27. (U.P.)—Col. Frank Elbridge Webb of San Francisco, and Gen. Jacob S. Coxey of Massillon, O., tonight were nominated presidential and vice-presidential candidates of the Farmer-Labor party.

ASK GOVERNORS TO COOPERATE IN CURBING EXPENSES

Government Cost Is Entirely Too Much, Says President

SPEECH IS TERSE

State, County and City Governments Must Help Cut Cost

By HENRY F. MISSELWITZ
United Press Staff Correspondent
RICHMOND, Va., April 27. (U.P.)—President Hoover journeyed into the frontiers of the Old South today and in this historic old capital, rich in the nation's tradition, earnestly urged the governors of the states here in annual conference to cooperate in making the cost of government cheaper to the taxpayers.

The President bit off his words as he bluntly told the governors the federal administration was not alone in running up expenses. "The economic safety of the republic," he said, "depends upon the joint financial stability of all our governments. That stability is to be attained not alone by the financial integrity of the federal government. It lies equally in the financial integrity of every state, county and municipal government."

"Gentlemen," he said, "the purpose of my address is to express a desire for greater cooperation and coordination of mutual problems."

The President then told the governors they were spending too much money—that the federal government was in the same fix and open to the same criticism, but that it was alone up to the state, county and municipal governments to find out why they were spending more money than ever before in the history of the country, and reduce costs.

The President declared that government had come to cost 20 per cent of the nation's annual income. He said that was entirely too much and that it was time to follow the example of business and "overhaul the methods and practices of government."

Otherwise, he intimated the nation was headed for the poorhouse. The President asserted in no uncertain terms that the state governments were putting a tax on real estate "wholly out of proportion to that upon other forms of property and income."

"There can be no farm relief more needed today," he said, "than tax relief, for I believe it can be demonstrated that the tax burden upon the farmer today exceeds the burden upon other groups."

Hoover said it was no use "hiding our heads in the sand by borrowing to cover current government expenses," and then gave an outline of how he would curtail expenses.

HARMON LEAVES TO FIGHT APPEAL

Harley A. Harmon, fiery district attorney of Clark county, left yesterday morning for Carson City, where he will endeavor to exact the death penalty from John Hall, murderer of Jack O'Brien, his erstwhile partner.

Hall was convicted of first degree murder in the district court of Judge William E. Orr, last fall. Counsel for the condemned man filed an appeal shortly after the death sentence was pronounced.

Louis Cohen, attorney for the defense, also went to Carson City to carry on the fight for a commutation of the sentence. He maintains that the evidence presented to the jury did not warrant a verdict carrying a sentence of death.

SETS NEW RECORD

BRISBANE, Australia, Thursday, April 28. (U.P.)—C. W. A. Scott, known as the "Lone Australian Flier," set a new record for flying from England to Australia when he landed his airplane at Port Darwin at 10:19 a. m. today.

Scott made the flight from London in 8 days, 20 hours, 13 minutes, 9 seconds, bettering the previous record of C. A. Butler by approximately 5 hours, 14 minutes.

Talesmen Locked Up After Four Hours Of Deliberation

DARROW MAKES STIRRING PLEA FOR MASSIE

Brings Tears To Eyes Of Spectators In Crowded Court

KELLEY CLOSES

Law Before Pity, Is Plea Of State To Jury

By DAN CAMPBELL
United Press Staff Correspondent
COURTROOM, HONOLULU, T. H., April 27. (U.P.)—One of those masterful performances that gave him the reputation of being the greatest showman of the American bar came today from rugged, old Clarence Darrow as he exhorted a jury not to penalize four persons accused of second degree murder in an "honor slaying."

Every pose he ever used in his 50 years as "counsel for the defense" was brought into play on Mrs. Thalia Massie, attractive wife of a naval officer.

He raged, he stormed, he thundered and threatened as he demanded freedom instead of 20 years to life imprisonment for the defendants. Mrs. Massie's husband, Lt. Thomas H. Massie, her mother, Mrs. Grace Fortescue, and two seamen, A. O. Jones and E. J. Lord, were charged with the slaying.

"Place human pity above the law," Darrow shouted, his fists flailing the air. "Free a tortured husband, a tortured mother and two seamen who were faithful to those they loved."

"I tell you Massie's brain cracked under the strain," he thundered another time. "Any man's would have under similar conditions. He wasn't sane when he shot Kahahawai."

"If you want to send Mrs. Fortescue to prison, it's easy," he said again, almost sobbing. "She only did what any other mother would do. She came to aid the daughter she had borne. Gentlemen of the jury, I repeat, if you want to send that mother to prison you can do it."

"Go to it," he added, pausing and turning to point, "it's easy for there she sits."

Darrow concluded his address with an appeal for the jury to put aside race prejudice in deciding this decidedly racial trial.

"I never knew the meaning of a feeling against any race," he said. "I defy anyone to show that I did. I think the people of the Pacific islands must learn to love peace. Otherwise the Pacific will run red with the blood of man."

"I have no feeling against those that assaulted Mrs. Massie because of their race. I am a Caucasian but that means nothing. The jails are full of Caucasians with whom we can live. It is full of them even in Chicago."

"I put this case above race and nationality. I ask everyone in this jury box to forget everything but the human angle. Please consider the terrible mishaps of this family and understand them."

Darrow was in tears as he closed this final address. His voice had lost all its fire. He looked like a tired old man.

"I would like to think, gentlemen of the jury, that I had done a small part in bringing peace and justice to these islands," he said.

He picked up his papers and walked to a seat. Mrs. Massie was weeping. Mrs. Fortescue got up and walked over and shook hands with the veteran barrister.

When Darrow finished there remained only the final argument of Prosecutor John Kelley and the instruction of Judge Charles Davis

PSYCHIATRIST EXPECTS JURY TO BE HUNG

SAN FRANCISCO, April 27. (U.P.)—The Massie-Fortescue murder trial will be unable to reach a verdict, in the opinion of Dr. Edward Williams, defense psychiatrist.

Dr. Williams arrived from Honolulu today enroute to his home in Los Angeles.

"My hunch is the six whites will vote for acquittal, with the natives on the other side," he said.

OPPOSITIONS OF FEDERAL PAY SLASH WIN VICTORY

By THOMAS L. STOKES
United Press Staff Correspondent
WASHINGTON, April 27. (U.P.)—Opponents of a federal salary cut won a decisive victory tonight when the house exempted all employes with salaries of less than \$2,500 from the 11 per cent wage reduction in the omnibus economy bill.

This reduced from \$97,302,000 to \$12,000,000 the amount of salary reductions provided by the measure, and cut from \$200,000,000 to \$145,000,000 the total savings to be effected by the bill.

Rep. Fred Britten, Repn., Ill., introduced the amendment which, in addition to exempting all employes with salaries of \$2,500, also permits an initial exemption of \$2,500 on higher salaries before application of the 11 per cent pay cut provided in the original bill.

This amendment will reduce the amount by which salaries of congressmen are cut by the bill. Under its terms a congressman's \$10,000 a year salary will be cut only \$825. Earlier in the day the house on a test vote defeated an amendment to reduce congressional salaries \$1,000 a year.

The vote on Britten's amendment was 173 to 148 and represented the second smashing defeat of the day for the democratic leadership by a rebellious coalition of democrats and republicans. It was considered a bad omen for other provisions of the bill.

Members of the board of education unanimously re-elected Maude Frazier to the office of superintendent of the Las Vegas schools yesterday. She has held this office for the past five years and has shown a marked degree of efficiency in handling the post. The contract tendered Miss Frazier yesterday was for a period of four years.

Mildred Scott and Isabelle Cuddy Blackman of the high school faculty tendered their resignations to the board and were accepted. Golden West, Pauline Wren, Amy Earl and Marion Earl, grammar school teachers, also resigned. Most of the young teachers will be married during the summer and therefore will not be eligible for positions on the faculty next year.

New elections to the high school faculty to fill the vacancies were Miss Ulis Newton and Harvey Dondero Howard Warden, Erma Jones, Nellie Earl, and Mabel Sant were selected to fill the vacancies on the grammar school roster.

Ulis Newton is a sister of Raby J. Newton, who was vice-principal of the high school for two years. Howard Warden is now teaching in Lincoln county. He attended the University of Nevada, where he won the Rotary club scholarship.

The board re-elected E. F. Chase, popular teacher who has been a member of the grammar school faculty for more than two years.

TO LOS ANGELES
Art Candee, used car dealer, left for Los Angeles by plane yesterday.

TO LOS ANGELES
J. Tacommini and A. T. Chapman left yesterday for a two weeks' visit in Los Angeles.

INSTRUCTIONS PERMIT FOUR POSSIBLE VERDICTS

Deliberation To Be Resumed Today By Mixed Jury

HONOR OR LAW?

Judge Clears Court After Jury Takes Case In Hand

By DAN CAMPBELL
United Press Staff Correspondent
COURTROOM, HONOLULU, T. H., April 27. (U.P.)—The jury holding the fate of four white persons accused of the second degree murder of Joseph Kahahawai, half-breed and asserted assaulter of the wife of a naval officer, was locked up for the night at 10 p. m.

After deliberating a little over an hour the jury was taken to dinner at 5:40 p. m. (8:10 p. m., P. S. T.) and returned an hour later to resume deliberations.

In his instructions Judge Davis said they might return any one of three verdicts against those charged with shooting Kahahawai to avenge assaults upon Mrs. Thalia Fortescue Massie.

He said the defendants, Mrs. Massie's husband, Lt. Thomas H. Massie, her mother, Mrs. Grace Fortescue, and A. O. Jones and E. J. Lord, enlisted seamen, might be found guilty of second degree murder, as charged, of manslaughter, or that they might be acquitted.

Mrs. Massie, in court for only the second time since the trial opened, broke out in hysterical weeping while the judge read the instructions.

It was at a time when Judge Davis said the fact she assertedly had been assaulted by Kahahawai could not be considered by the jury as justification for slaying of Kahawai.

She was able to control herself only with the greatest difficulty.

As soon as the jury retired, the judge ordered the courtroom cleared of all save newspapermen. He said he did this as a precaution against any outbreak.

In his instructions, Judge Davis pointed out that the "not guilty by reason of insanity" could apply only to Lt. Massie since he was the only one that entered such a plea.

He also brought out that the jury must be convinced in case of finding an insanity verdict that there was no intent to commit a crime.

"You are instructed," Judge Davis read, "that regardless of whether you find Massie was insane when the shot was fired, to find him not guilty on that plea you must feel certain there was no intent to commit the shooting before he became insane."

The defense noted numerous exceptions to the instructions of Judge Davis.

As the jury retired to its deliberations, the defendants were taken to a downtown hotel.

JAMES SADLER TAKES BRIDE

Evelyn Matthews of Panaca became the bride of James Sadler, popular Vegas, on Easter Sunday, in her home town, it was revealed yesterday when the young couple returned to this city.

Justice of the Peace Frank M. Ryan performed the ceremony. They will make their home in Las Vegas, where Sadler has been employed by the Oasis cafe for a number of years.

TO LOS ANGELES
J. Tacommini and A. T. Chapman left yesterday for a two weeks' visit in Los Angeles.

(Continued on Page Six)