

MARTIAL LAW IS DECLARED BY M'CRAY

MELLON HOLDS KEY TO PEACE IN COAL STRIKE

Secretary of Treasury Has Influence Enough to Bring Peace.

VAST HOLDINGS IN INDIANA

Ogle Owes Present Place at Head of Operators to Cabinet Member.

By C. G. LYON
Times Staff Correspondent

WASHINGTON, Aug. 2.—Secretary of the Treasury Andrew W. Mellon Wednesday appeared to hold the key to the settlement of the Nation-wide coal strike.

The "Mellon" group of Pittsburgh stood charged by leaders of the striking miners with being the one big, powerful influence that was holding coal operators in Pennsylvania, Ohio and Indiana in line against attending the four-State conference of miners and operators, called for Cleveland next Monday by John L. Lewis, president of the miners.

Control Big Company

The Mellons control the Pittsburgh Coal Company, the largest operators in the Pennsylvania field. The Pittsburgh Coal Company dictates to the smaller operators in Pennsylvania.

According to information here, President Harding has had several conferences within the last few days with Secretary Mellon, trying to induce him to swing the Pittsburgh Coal Company into line for a settlement of the strike.

A statement today from a big leader of the miners relative to Mellon said: "The Pennsylvania operators will go into a four-State conference if Andrew W. Mellon will say the word."

Mellons in Indiana

"The Mellons, according to our information, own \$3,000,000 worth of stock in the Vandalia Coal Company of Indiana. A nod from Andrew W. Mellon will bring the Vandalia Company into the conference, and this will cause the smaller operators of Indiana to follow suit."

"The Mellons, through the vast ramifications of their banking and business connections, also have a powerful influence in the Sunday Creek Coal Company of Ohio. Many Ohio operators will follow Sunday Creek lead."

Made Ogle President

"It was the great influence of the Pittsburgh Coal Company that made Albert Ogle of Indiana president of the National Coal Association, this year. We have always considered Ogle merely as a representative of the Mellon interests."

"Ogle, we think, would change his position instantly if the Mellons told him to."

"We have no hesitancy in telling President Harding that it is a waste of time for him to try to deal collectively with the coal operators of the country. At his Cabinet table sits the one man who can bring the operators to accept the four-State conference—Andrew W. Mellon."

THREE ARE FINED

Gambling House Trio Found Guilty Following Complaint

Kosti Ivanhof, 37, of 179 Bright St., proprietor of a poolroom at 426 W. Washington St., was fined \$100 on a charge of running a gambling house and \$50 for gambling in city court today. Judgment was continued on a charge of bunco steering.

Pat Gorman, 26, Washington, D. C., arrested in Ivanhof's place, was given a suspended sentence of \$50 and costs.

George Ellick, 25, of 128 S. West St., was fined \$50 and costs for frequenting a gambling house. Gorman complained to police when he lost \$140 in Ivanhof's place with dice he said were loaded.

LOCAL MAN KILLED

William Hewitt Hit by Runaway Car at Cincinnati

William Hewitt, 19, airbrake inspector, 902 1/2 Virginia Ave., is dead at St. Mary's hospital in Cincinnati, following a railroad accident. He, with two companions, were under a car which was struck by a runaway car in the Big Four yards, reports received here said.

SERGEANT SPRINTS

Catches Truck After Driver Smashes His Motorcycle

Sergeant Halstead of the motorcycle squad pursued an auto truck on foot and arrested the driver on charges of failure to stop after an accident to day.

Halstead loaned his motorcycle against a curb while he used a police call box. The truck, driven by Charles Law, 22, of 1013 High St., smashed the motorcycle.

THE WEATHER

Generally fair weather was predicted for tonight and Thursday, with little change in temperature.

HOURLY TEMPERATURE

6 a. m. 65.12 (noon) 78

7 a. m. 68.11 a. m. 76

8 a. m. 71.1 p. m. 81

9 a. m. 73.2 p. m. 83

10 a. m. 75

TOM SIMS SAYS:

Golf keeps one out in the open; but not paying rent does the same. Our idea of fun would be two joy-killers shooting at each other and both of them crack shots.

SIMS. Naming Pullmans is ruining our alphabet.

Maybe a barber shaving himself says: "Your head needs washing, sir."

These strange cries coming from a Florida swamp may be a train caller on his vacation.

The man who remarried his divorced wife won't be hearing forever about her former husband.

The average song hit does it about three months, then misses.

"Keep one foot on the floor" is a good rule in shooting pool and a better one in kicking.

Another crowd may try to scale Mt. Everest. They can train by living in three-story apartments.

The man who found the ant a model of industry was a picnicer watching the grub.

Only a few teams still claim this year's pennant; the others have started claiming next year's.

It looks as if the man who figured a fly lays about a million eggs didn't count them all.

Difference between an amateur golfer and amateur gardener is one uses the holes he digs.

DEATH LIST GROWS AMONG PIE EATERS

Total of Victims Reaches Six in List of Restaurant Patrons.

By United Press

NEW YORK, Aug. 2.—Death list of victims of arsenic pie served hundreds of customers in Shelbourne's restaurant in the Broadway district, mounted to six today, while health authorities expected more fatalities within a few hours.

While doctors were working frantically to save the lives of a score or more of other victims, police scoured the city for "Louie," the baker's helper, last name unknown, who is reported to have prepared dough for the arsenic pie. Police say the baker's helper has disappeared.

As a result of the continually growing death list among victims of the poison pie, health authorities today revoked the license of Shelbourne's restaurant and issued orders that it be closed and guarded until every particle of food in the place has been analyzed.

TWO ARE FINED

Justice of Peace Finds Men Guilty as Charged

John Gray, 44 1/2 Kentucky Ave., was fined \$10 and costs and William Blankenship, 422 Goodlet Ave., \$1 and costs on a charge of assault and battery on Lester Bagwell.

The trial took place before Justice of the Peace Court of T. E. Maholin. Charges of drawing deadly weapons, carrying concealed weapons, assault and battery on Elnora Bagwell were dismissed.

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He married Mabel Gardiner, daughter of G. G. Hubbard, in 1877. He migrated to Canada in 1870 and to Boston in 1871, afterward becoming professor of vocal physiology in Boston University.

He invented the telephone, for which a patent was granted March 17, 1876. He also invented the photophone, induction balance and telephone probe for painless detection of bullets in the human body for which he was awarded honorable M. D. degree by the University of Heidelberg at its 50th anniversary.

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CONGRESS FACES WRECKAGE OF ITS ENTIRE PROGRAM

Legislation on Strike May Upset Republican Plans, Senators Fear.

DIFFICULTIES OF PRESIDENT

Conference Called to Talk Over Refusal of Roads to Make Peace.

By United Press

WASHINGTON, Aug. 2.—President Harding, having failed in his efforts to settle the railroad and coal strikes by proposals to bring the opposing factions together, was expected to call a conference of the Cabinet and leaders of Congress at the White House Wednesday to discuss the situation.

That Harding may encounter difficulty if he seeks to have Congress pass laws to end the strike seemed probable when, at a dinner given by Senator Lodge at his home, Senate leaders expressed concern lest the debate of such measures might wreck the entire present legislative program.

Will Place Responsibility

President Harding, having received advice from Government agents at Chicago that the striking shopmen have accepted his peace proposal, is preparing to place full responsibility upon the executives for the continuance of the strike.

At the same time the President will warn them he has powers to protect the public interests which he will not hesitate to use, if necessary.

NOTICES ARE POSTED

Executives Reassure Workers Their Rights Are "Guaranteed."

By United Press

NEW YORK, Aug. 2.—On orders of railroad executives representing 148 carriers, who refused President Harding's proposal for settlement of the rail strike, because of the seniority issue, notices were posted today in shops of the country. This order "guaranteed" that there would be no impairment of the seniority rights of those now at work, through any settlement of the strike.

The executives left the way open for a compromise on two other points of Harding's proposal: Recognition of the validity of labor board decisions and the withdrawal of all litigation growing out of the strike.

There was some criticism of the way the President presented his proposal. Some of the conferees regarded it as an ultimatum.

The executives declared much harm already had been done "by repeated publication of rumors that the loyal men and the new men are to be sacrificed to the strikers."

GUARANTY TRUST BUYER OF STUTZ

Allan Ryan Collateral Brings \$20 Per Share at Public Auction.

By United Press

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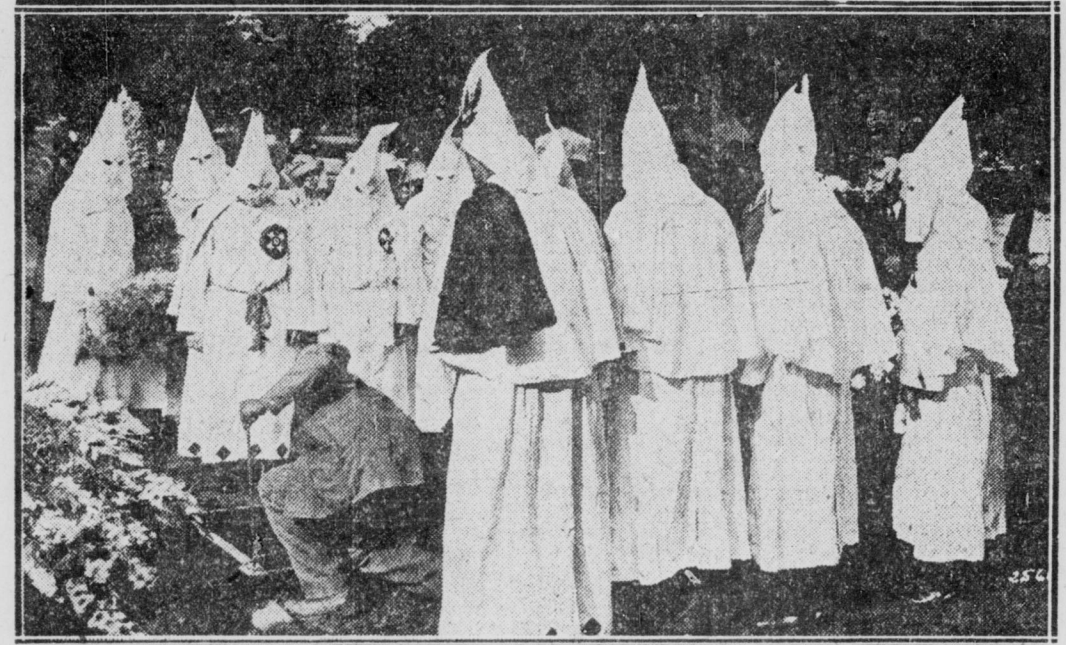
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Ku-Klux Klan in Full Regalia Conduct Ritualistic Ceremony at Batty Funeral



Twelve masked members of the Ku-Klux Klan, in full regalia, appeared at the funeral of Edward Batty, 917 N. Tibbs Ave., late Tuesday afternoon and accompanied the body to Crown Hill cemetery, where ritualistic ceremonies were held at the grave.

The Klansmen stood silently through the funeral. At the cemetery two remained in automobiles, while eight formed an aisle through which the corpse was borne.

Two of the hooded figures with more resplendent trappings than the others, stood facing the coffin with a four-foot "fiery cross" made from red

and white flowers, while the Shepherd of the Forestry went through their services. The two cross-bearers took it to the head of the grave. All knelt, facing the coffin, as the leader snapped his fingers. They spent a full minute in silent prayer, then arose and marched to their automobiles to speed away.

CHICAGO STREET CAR LINES PREPARING TO OPERATE CARS WITH UNORGANIZED CREWS.

By United Press

CHICAGO, Aug. 2.—With an army of strikebreakers from New York reported to step in and run Chicago's surface cars, police prepared for war today.

At the same time agencies of the city, State and Federal Government launched moves to end the city's traction tie-up.

James Waddell, head of a nationally known strikebreaking agency established headquarters in a local hotel. It was reported that more than five hundred experienced motormen and conductors from New York were held in local hotels waiting for work.

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GOVERNOR RUSHES TROOPS INTO CLAY COUNTY; WILL PROTECT MINE WORKINGS

Destination of Soldiers Is Kept Secret as Two Troop Trains Pass Through Indiana.

FOUR TOWNS UNDER MILITARY

All Are In Posey Township, Clay County—Executive Proclamation Orders Peace in District.

By ROBERT W. SPARKS

Martial law was proclaimed by Governor McCray today, covering eight square miles of Posey Township, Clay County.

The territory included the towns of Staunton, Cloverland, Williamstown and Turner.

In this territory are numerous surface or strip mines, including the property of the Roland-Powers Collieries Company, which the Governor has seized.

The company is now in the hands of a Federal receiver.

The declaration of martial law followed orders moving two battalions of the 151st infantry to the coal fields. The troops were expected to arrive this afternoon.

The motor transport corps was busy rounding up equipment of the various units at Shelbyville, Greensburg, Rushville, Darlington, Frankfort and Flora, which was not taken to Camp Knox and not needed there because the guard was in Federal training. The Motor Transport Corps was to leave the Statehouse late today, following by road the movement of the two battalions of troops earlier in the day. Major Robert J. Axtel was in command.

Workmen probably will be moved into the fields tomorrow. Strip mines can be more easily worked by inexperienced labor than shaft mines and for this reason they were taken over.

The destination of the troops, which moved in special trains through Indianapolis, was kept secret until it was revealed by the declaration of martial law.

Martial Law Proclaimed

The Governor's proclamation follows: "Whereas, it has been made to appear to my satisfaction as Governor of the State of Indiana, that at various points in the State, particularly in the locality where coal mines are situated as hereinafter referred to, there exists a considerable feeling against the operation of mines while the strike called by the United Mine Workers of America is still pending; and

"Whereas, according to reliable information received, many men threaten by force or violence to break or resist the laws of this State and the laws of the United States for the purpose of preventing the mining and marketing of coal for the use of citizens of this State, in consequence of which the coal mining industry in the State of Indiana has become paralyzed and industrial activities dependent on coal have been interrupted, and inconvenience and distress threaten the public generally for the want of necessary fuel to supply the State institutions, public utilities and the domestic demands of our people; and

"Whereas, it also has been made to appear to my satisfaction that the ordinary civil authorities will be unable to prevent the said threatened acts of force and violence, and that in the process of the opening of the mines and the resumption of mining activities in order to provide coal for the citizens of said State as aforesaid, a State of insurrection will arise.

"Now, therefore, I, Warren T. McCray, Governor of the State of Indiana, and commander in chief of the military forces thereof, by virtue of the authority vested in me by the constitution and laws of said State, do hereby proclaim and declare a State of martial law to exist in the following territory, to-wit: The towns of Staunton, Cloverland, Williamstown and Turner, and also adjacent territory included in Sections 3 to 24, both inclusive, of Posey Township, Clay County, State of Indiana, and I do hereby command all turbulent and disorderly persons to immediately disperse and repair peaceably to their respective homes and hereafter submit themselves to the lawfully constituted authorities, and I do hereby invoke the aid and cooperation of all good citizens of said towns, county and State to uphold the laws and preserve the public peace thereof.

"In testimony whereof, I have hereunto set my hand as Governor and commander-in-chief of the military forces of said State, and caused to be affixed the great seal of said State this 2nd day of August, 1922.

WARREN T. MCCRAY, Governor of the State of Indiana, and commander in chief of the military forces thereof.

"ED JACKSON, Secretary of State."