OBER 15, 1921.
ORTS—FOREIGN
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TH—CHERBOURG—BREMEN
Nov. 1—Nov. 29—Jan. 3
WASHINGTON: Nov. 8—Dec. 8—Jan. 17
TH—BOULOGNE—LONDON
Luxurious—Comfortable.
E STATE: Oct. 25—Nov. 26—Dec. 27
L STATE: Nov. 15—Dec. 15
BREMEN—DANZIG
MATOIKA: Oct. 22—Dec. 18
Nov. 12—Dec. 31—
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THE WORLD'S GREATEST NEWSPAPER

FINAL EDITION

VOLUME LXXX.—NO. 42. [COPYRIGHT: 1921: BY THE CHICAGO TRIBUNE.] OCTOBER 16, 1921. A * SEVEN CENTS IN CHICAGO AND 40 MILE RADIUS. | TEN CENTS ELSEWHERE.

RAIL STRIKE TO GRIP ALL U. S.

JUDGE UPHOLDS TRIBUNE PLEA FOR FREE PRESS

Rules Against City in Libel Suit.

BY PARKE BROWN.

Judge Harry M. Fisher of the Circuit court yesterday sustained the demurrer of THE TRIBUNE in the $10,000,000 libel suit brought against it by Corporation Counsel Ettelson using the name of the city of Chicago.

The court held that there was no cause of action in the articles published by THE TRIBUNE criticising the Thompson administration's management of the financial affairs of the city and charging that the administration had brought the city to the point of bankruptcy.

"This action is not in harmony with the genius, spirit, and objects of our institutions," read the written opinion handed down.

"It fits in rather with the genius of the rulers who conceived law not in the purity of love for justice but in the lustful passion for undisturbed power.

"It will, therefore, be unnecessary to consider the other questions involved."

Cleveland Seeks to Amend.

Although the decision was of this sweeping character, Chester E. Cleveland, special counsel for the administration in several matters, made a technical motion for leave to amend his petition. The court reminded him the ruling was that there was "no cause of action at all," and that therefore he had no right to amend. But the attorney insisted that he wanted to offer the changes in order to get them into the record for an appeal.

"I am satisfied that no matter what your amendments are, if it is the same cause of action you cannot amend," said the court. "But in order to obviate the other questions when you get to the reviewing court I will let you file an amended declaration and will then sustain the demurrer."

Attorneys Weymouth Kirkland and Howard Ellis, representing THE CHICAGO TRIBUNE, agreed to a thirty days' continuance on the motion to amend.

"Noww," said Mr. Cleveland, "the only order entered is a continuance of thirty days."

But Judge Fisher corrected him.

"The court sustains the demurrer," he said. "The motion for leave to amend is entered and continued thirty days."

Much Interest in Decision.

A small crowd, unusual for an occasion of this kind, was present in the courtroom when the decision was read. A large number of the spectators were lawyers who crowded inside the rail and up toward the rostrum as Judge Fisher started speaking. Except for the little group of counsel directly in front of the judge, nearly every man in the room was standing until the reading was completed.

After a brief review of the claims set up by the Ettelson declaration Judge Fisher mentioned the points made by the defendant and took up Attorney Kirkland's first and principal contention—that the action was not maintainable, that to allow a recovery would violate the freedom of the press guaranteed by the constitution.

It was to this point that he devoted himself almost entirely and upon this argument that he based his decision. Summarized into the fewest possible words, he ruled that the city is a government and that a government has no right to sue as a private person.

Would Be Club in Enemy Hands.

"Stripped of all elaborate argument," he said in this connection, "the fact remains that, if this action is maintainable, then public officials have in their power one of the most effective instruments with which to intimidate the press and to silence their enemies.

"It is a weapon to be held over the head of every one who dares print or speak unfavorably of the men in power."

And he declared that the persistent use of this weapon would enable government officials to destroy newspapers.

"Aside from the costs involved," he said, taking up the difference between actions by governments and by individual government officials, "there is much that would cause an individual to forbear action.

"The honest official seldom fears criticism. He answers argument by argument and only in extreme cases resorts to law.

"The dishonest official is often restrained by the fear of laying his character open to a searching judicial inquiry. But if he can hide his own infirmities by labeling his action in the

(Continued on page 6, column 1.)

OLD AND YOUNG OF IRELAND SEEK AMERICAN HAVEN

Troubles Are Many Before They Sail.

The following article is one of a series by Miss Genevieve Forbes, a member of The Tribune staff, who has just returned to America, passing through Ellis island as an Irish immigrant girl. Miss Forbes had some remarkable experiences in Ireland and in the steerage before she ran the gantlet of all the terrors of this great American gateway to the United States. She is disclosing what she and her fellow immigrants endured to enter this country. Miss Forbes' experiences bear out fully the charges made against Ellis island. The fourth article of the series follows:

BY GENEVIEVE FORBES.

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New York, Oct. 15.—[Special.]—By the time our little group reaches Dublin we have enlarged it to include several more bound for America. There is Bill, the handsome New York policeman who has been home for a visit in Limerick. And Mary McGinn, with gorgeous red hair and "a hairy" coat. Mr. McKee hastens to tell us he has been working eight years in a Detroit automobile factory. Of course, he is authority on everything.

GENEVIEVE FORBES.

The majority of the emigrants whom we meet are young boys and girls going over for the first time. Next in number come the older young people who are returning to their former job in the states. They are usually accompanied by a younger brother or sister, whom they protect with a rough tenderness that is significant. The third group consists of middle aged and old women and men going over to spend the last years with "the children, who are doing so well, God bless them."

Widow Goes to Wed.

One woman, the mother of six children, all with her, is on her way to Pittsburgh and matrimony. Another traveling companion, Mrs. Gallagher, with the face of a saint, the tongue of a shrew, and the heart of both, tells me just what she thinks of me for not having a better Irish accent. "You Irish girls who get them Yank ways make me tired," she concludes, and repeats her conclusion several times.

At Dublin my first trip is to the office of the British consulate, located at the police headquarters in Dublin castle. Since the trouble in Ireland all public buildings are under heavy guard. Challenged by sentry after sentry, I am finally admitted to the court yard and a military police officer escorts me to the consul's office.

I present all my papers and credentials and fill out a long circular, which demands highly detailed information. I then leave to return shortly with a money order for 2 shillings, the necessary fee. This time, haughtily and ignorantly, I assure the sentry that I know my way to the consul's office and that a military escort is unnecessary.

With equal haughtiness, but no ignorance of his facts, the sentry informs me the escort is not for my protection. A glance at barbed wire fortifications helps convince me.

Five or six of my train companions are in the office. Bill, the genial policeman, is giving them instructions. He is less rhetorical when the consul enters the room. We are told it will take several days to have our passports sent to England and returned. So, wondering about our finances, we go

(Continued on page 16, column 1.)

HUMOR, action and fine characterization are combined in this unusually good BLUE RIBBON short story by William Hamilton Osborne . . . ROAD CLOSED: DETOUR

Blue Ribbon Fiction

TODAY'S fiction section

HOW TO INSPIRE RESPECT FOR THE LAW

FOUR CONVICTIONS WOULD DO IT.

[Copyright: 1921: By The Chicago Tribune.]

Present attitude.

The cure for it.

Attitude after taking cure.

"POISON PHOTO" ATTACKS MADE ON BERNSTORFF

[Chicago Tribune Foreign News Service.]
[Copyright: 1921: By The Chicago Tribune.]

BERLIN, Oct. 15.—Some political enemy of Count Bernstorff's has originated the "poisoned photograph" in an attack on the former German ambassador to the United States and now a member of the reichstag representing the Democratic party for Schleswig.

This secret enemy apparently resides in New York. This morning President Ebert, Chancellor Wirth, every member of the cabinet, members of the reichstag, high officials, and journalists, altogether about 1,000, received sealed letters from New York with photographs showing Count Bernstorff splashing in the ocean with each arm around a pretty young American girl. Under the photographs was printed in German, "How Count Bernstorff served his country gloriously during the war."

The count is in Vienna for a vacation, but his party colleagues say the attack was probably engineered by the Monarchist party propaganda department. Monarchists are said to be alarmed at the count's growing popularity as a Democratic party leader.

TIME WILL FLY BACKWARD FOR 1 HOUR OCT. 30

Two weeks from today Chicago will receive a gift of 308.4 years of sleep, one hour for each of its 2,701,605 inhabitants

At 2 o'clock a. m. Sunday, Oct. 30, daylight saving, effective since Easter Sunday, March 27, will end for the year. Clocks and watches will be set back an hour, and suburban time schedules will be revamped to dovetail with "winter time."

Texas Turkey King Says 'Cheaper for Thanksgiving'

Dallas, Tex., Oct. 15.—[United Press.]—Turkeys for Thanksgiving day are going to be cheaper than last year.

Ben Ablon, the "turkey king" of Texas, declared here today that, according to present indications, turkeys will be about 12 cents a pound lower this year than last.

Former King of Bavaria Reported Close to Death

BERLIN, Oct. 15.—[By the Associated Press.]—Former King Ludwig of Bavaria is seriously ill and his recovery is doubtful, according to advices today from Sarvar, West Hungary, to the Deutsche Allgemeine Zeitung. Ludwig, who is 76 years old, arrived in Sarvar a fortnight ago from Bavaria.

PARALYSIS WINS; REWARDS FUTILE

Death Ends Eight Year Fight for Life.

After advertising extensively and offering rewards to any one who could cure him of the paralysis which for the last eight years has been slowly eating away his life, Benjamin Hyde, retired building contractor, died yesterday in his home at 659 Wellington avenue.

Offers Reward for Cure.

Mr. Hyde tried remedy after remedy without avail. Over a year ago he signed a contract guaranteeing Dr. P. J. Kraft, a professional hypnotist, $1,000 if he could effect a permanent cure within a month. More than 1,000 answers were received as a result of advertisements offering a similar sum for a remedy.

Wife Doubles Reward.

Then last May Mrs. Hyde doubled the reward. Her husband's pain had increased to such an extent that she had to massage his arm even during his meals.

Mr. Hyde was 61 years old. He is survived by his widow and two children, J. R. Hyde and Mrs. F. W. Mack.

Tried to Bet Embezzled Coin on Yanks, but Couldn't

New York, Oct. 15.—[Special.]—His pockets bulging with currency totaling $13,800, William Wilt, postal clerk of St. Louis, was arrested today. He is charged with embezzlement. Wilt arrived here with $14,000 in cash. He came to bet on the Yankees in the world's series, according to the police, but had been unable to get his money covered.

Vampire Autoist Smashes 6 in Plunging Into Funeral

Ostemo, Mich., Oct. 15.—[Special.]—Dashing wildly through a funeral procession, an unknown automobile driver today continued on his way, leaving five seriously injured persons and three wrecked automobiles in his wake. One of the victims was Mrs. Harry Condon, widow of the man whose funeral they were attending.

Pershing Goes to London Today to Honor Hero

PARIS, Oct. 15.—Gen. John J. Pershing will leave on a special car for Havre on Sunday forenoon for the purpose of participating in the ceremony of presenting the congressional medal of honor to Great Britain's "unknown warrior."

STRIKE AGAINST TEN HOUR DAY TIES UP WARSAW

BY L. C. WALTER.
[Chicago Tribune Foreign News Service.]
[Copyright: 1921: By The Chicago Tribune.]

WARSAW, Oct. 15.—The greatest demonstration in Warsaw's history occurred yesterday afternoon when more than 75,000 men and women workers paraded in protest against the proposal of George Michalski, Polish minister of finance, to amend the eight hour day to permit two hours of voluntary work overtime.

Street railwaymen and telephone employés went on a strike at noon and other public service employés followed. A large group of workers marched to the diet and to Belveder castle where they sent a delegation to President Joseph Pilsudski.

Throughout the afternoon gendarmes and soldiers armed with machine guns, patrolled the streets in readiness to prevent rioting. To signify sympathy for the demonstrators a big red flag was flown in front of the Russian soviet legation during the parade. Placards with soviet inscriptions, many of them in Yiddish, were displayed. One large card read, "Down with the bourgeoisie, long live soviet Russia."

Admiral Beatty and Wife Will Visit in Chicago

[Chicago Tribune Foreign News Service.]

LONDON, Oct. 15.—Admiral Earl Beatty and his wife, son, and daughter sailed for America on the Aquitania this morning. Admiral Beatty said that he and his family were going direct to Chicago to visit Lady Beatty's family, but they would remain there only forty-eight hours. From Chicago the admiral will go to Kansas City, where he will be the guest of the American Legion convention, and then to Washington, where he will be the British naval expert at the disarmament conference. Lady Beatty, who was formerly Ethel Field, a daughter of the first Marshall Field, expects to remain in Chicago during the admiral's stay in America.

Wife Radical, Judge Denies Husband U. S. Citizenship

New York, Oct. 15.—[Special.]—Justice Finch today refused to grant naturalization papers to Samuel M. Maier, a Russian, because of his wife's anarchistic tendencies. Maier appeared before Justice Finch to take the oath of allegiance, but admitted he could not induce his wife to take the oath.

Foul from His Own Bat Kills Baseball Player

Linton, Ind., Oct. 15.—John Sloan, 13, is dead here as a result of being struck by a baseball fouled off his own bat. The ball struck the youth on the head and killed him instantly. He was the son of John Sloan of West Linton.

POLICE BATTLE SAFEBLOWERS; KILL 2, JAIL 1

Yeggs Shoot It Out When Cornered.

In a desperate revolver battle staged within a block of the Cottage Grove avenue police station two notorious safe blowers were killed by Sergt. Michaael Grady and Patrolman Ernest Dalidge of the detective bureau yesterday. A third man surrendered when the firing began.

The dead are:

James Bullard, a Canadian safeblower, murderer, and confidence man for whom a reward of $2,500 "dead or alive" is offered by the authorities at Boniface, Man.

Bullard's identification was made complete last night through an exchange of telegrams between Chicago and Canadian police. He was wanted for the murder of Alex McCurdy, whom he shot Nov. 11, 1920, in a Boniface hotel.

Patrick ("Paddy") Joyce, known to the police as a safeblower with a long record.

The captured man is Allen Hillman, alias Addison, called "king of safe blowers."

Led to Place by Tip.

The battle took place in front of the Davis laundry, 2341 Cottage Grove avenue. Sergt. Grady had received information that Hillman had brought an acetylene torch into the Guarantee Welding company, next door to the laundry, to be repaired.

With Patrolmen Gibbons and Dalidge Grady went to the place to investigate.

Late in the afternoon Hillman returned. He asked for the torch. Then Grady stepped out from behind a counter.

"Hello, Al," he said.

Without a word Hillman turned and walked out. Grady followed. Hillman crossed the curb to an automobile in which two other men were sitting.

Grady went up behind Hillman and with a quick leap caught a strangle hold about his neck. At the same time he drew his revolver and ordered the men in the car to throw up their hands.

Davis Fires First Shot.

Davis was sitting nearest and at the command drew an automatic and started firing. At the first shot Grady opened up with his gun. Dalidge came running from across the street, firing all the time.

Then Joyce drew a gun and fired at Dalidge. About twenty shots were fired and, when the smoke cleared away, Davis was crumpled up in the tonneau of the car dead, Joyce was lying in the street dying and Grady was putting handcuffs on Hillman.

When questioned by Chief of Police Fitzmorris and Chief of Detectives Hughes at the station a short time later, Hillman refused to tell anything about the dead men other than that he had met them in a saloon a few hours before.

Grady's Record for Bravery.

Sergt. Grady has been rewarded and praised for bravery many times in the past. He was given credit for the capture of the Cardinella gang and the solving of the Wanderer case. He also captured Eddie Morris after the latter had killed a police officer.

Officer Dalidge was until a week ago attached to the 50th street station. He was in charge of the "flivver squad" there, and has been recommended for bravery twice. Because of this he was transferred to the detective bureau by Chief Fitzmorris last Sunday.

Hillman has figured in the police records for twenty-five years, it is said. He was alleged to be "the brains" of the Bank of Montreal robbery in which $572,000 was taken.

Ex-Kaiser Forced Now to Do His Own Gardening

DOORN, Holland, Oct. 15.—[By the Associated Press.]—The slump in the German mark is beginning to affect the former German emperor, who is endeavoring to combat unfavorable financial conditions by reducing his household and other radical measures. Today ten members of his staff were dismissed, including the chief gardener, whose place has been taken by William himself.

Wilson and Taft to Follow Harding at Nation's Funeral

Washington, D. C., Oct. 15.—The names of Woodrow Wilson and William Howard Taft, as ex-presidents, have been placed next to that of President Harding on the list of invited guests to the ceremonies at Arlington, Nov. 11, when the American unknown dead will be honored by the nation.

WHAT CALL FOR BIGGEST RAIL STRIKE MEANS

Strike order issued by five brotherhood chiefs, calling out 500,000 men Oct. 30. Complete tieup of the country's 200,000 miles of trackage expected by Nov. 2, leaving 2,000,000 workers jobless.

One road, International and Great Northern, a Texas line, will be hit next Saturday.

President Harding confers with public members of rail labor board and interstate commerce commission. He issues statement on forbidding industrial outlook in view of transportation crisis.

More than 73,000 miles of trackage in forty-two states to be affected first day of general walkout.

Five Chicago trunk lines threatened in first day's walkout: Pennsylvania, Chicago Great Western, Chicago & Northwestern, Chicago, Milwaukee & St. Paul, and the Chicago, Rock Island & Pacific.

Probably sixteen unions will act in accord in giving support to the strike, which is directed by the five big brotherhoods.

Strike headquarters established in Consumers building, Chicago, from whence all activities will be directed.

N. Y. WILL GO ON RATIONS IF BIG STRIKE IS CALLED

New York, Oct. 15.—[Special.]—A complete tieup of the railroads would seriously menace the health of New Yorkers in a week's time, Dr. Royal S. Copeland, health commissioner, said tonight. Three roads entering here, the Pennsylvania, Erie, and Delaware and Hudson, are affected by the first strike call.

He intimated he would call a meeting of various agencies in a few days to plan for the emergency. Every effort would be made, he said, from now until the date the first group goes out, to stock the city with food supplies.

"If the emergency justifies, I shall commandeer all the food supplies in the city and distribute them where they are needed," Dr. Copeland said.

"If the strike takes place, we can bring in a great deal of food by motor trucks. Milk we cannot haul for more than fifty miles, but the staple articles can be brought in from a great distance.

Herschel H. Jones, director of the New York office of the state department of farms and markets, said last night there was little danger of starving because of a railroad tieup, although the situation would be serious

JAPAN MAY ASK U. S. MEDIATION OVER SHANTUNG

Washington, D. C., Oct. 15.—America may mediate the Shantung controversy between Japan and China, it was learned today.

If Japan makes a formal request of the United States to undertake mediation of the Shantung problem, it probably will be accepted, according to a statement in authoritative quarters here.

Japanese Ambassador Shidehara has informally "approached" Secretary of State Hughes on the subject of American mediation.

THE WEATHER.

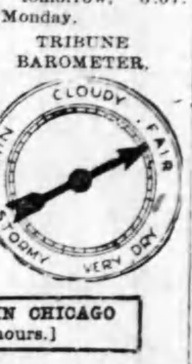
SUNDAY, OCTOBER 16, 1921.

Sunrise, 7:04. Sunset tomorrow, 6:07. Moonrise, 6:40 p. m., Monday.

Chicago and vicinity—Generally fair Sunday and probably Monday; continued moderate temperature; moderate southerly winds.

Illinois — Generally fair Sunday and probably Monday; continued moderate temperature.

TRIBUNE BAROMETER.



TEMPERATURE IN CHICAGO
[Last 24 hours.]

MAXIMUM, 1 P. M. 65
MINIMUM, 7 A. M. 48

2 a. m....53	10 a. m....57	6 p. m....62
3 a. m....52	11 a. m....61	7 p. m....61
4 a. m....51	Noon 64	8 p. m....60
5 a. m....50	1 p. m....65	9 p. m....60
6 a. m....49	2 p. m....65	10 p. m....60
7 a. m....48	3 p. m....64	11 p. m....59
8 a. m....50	4 p. m....64	Midnight ..59
9 a. m....53	5 p. m....63	1 a. m....58

Mean temperature for 24 hours to 1 a. m., 54.5. Normal for the day, 54. Excess since Jan. 1, 1,904 degrees.
Precipitation to 8 p. m., .02 of an inch. Deficiency since Jan. 1, 1.77 inches.
Highest wind velocity, 22 miles an hour from the southwest at 10:34 a. m.
Relative humidity, 8 a. m., 49; 1 p. m., 40; 8 p. m., 58.

WEEKLY FORECAST.

Ohio valley and Tennessee and the region of the Great Lakes—Considerable cloudiness, occasional showers and mild temperature, except considerably colder toward end of week.

2 MILLION MEN TO DESERT ALL ROADS BY NOV. 2

Trains Will Move, Is Official's Reply.

A railway wage strike intended to tie up the transportation of the country by Nov. 2 has been called.

The first general walkout will be Oct. 30, on sixteen roads operating in forty-two states and having a trackage of 73,471 miles. Workers on other lines will be ordered out in three groups, one group each succeeding day.

In Washington President Harding started a series of conferences with members of the public group of the United States railroad labor board and the interstate commerce commission in an effort to avert the tieup.

First Walkout Oct. 22.

There will be one walkout next Saturday morning, according to present plans. This will be of the trainmen on the International and Great Northern, a Texas road.

The Chicago, Milwaukee and St. Paul, with a trackage of 10,661 miles, will be in the first group. The other fifteen to be hit the first day of the progressive strike are: Chicago and Northwestern, Pennsylvania, Missouri Pacific, Southern Pacific (Atlantic and Pacific lines), Southern railway, Louisville and Nashville, Chicago Great Western, St. Louis Southwestern (whether Texas lines are included not stated), Northern Pacific, Chicago, Rock Island and Pacific, Seaboard Air Line, and the Virginia railway.

Complete Tieup in Four Days.

The strike call was sent out from Chicago last night by the big four brotherhoods and the switchmen's union. While no official announcement was made, it was stated on good authority that the eleven other rail unions, embracing virtually all classes of railroad employes, will support the movement.

The tieup will be absolute within four days, union leaders predicted. The strike call indicates that not even mail trains will be moved.

"Won't Cripple Roads."

Samuel M. Felton, president of the Chicago Great Western, one of the first roads to be affected, said last night that in spite of the strike order many trains will be kept moving.

"What will the roads do when the strike goes into effect?" he was asked.

"We will cross that bridge when we come to it," he replied.

"Will the roads be able to operate after the men walk out?"

"I haven't any doubt of it," Mr. Felton answered emphatically, "but I don't propose to show my hand now. I can only repeat that we will cross the bridge when we come to it."

"The public had best get its walking shoes on," said B. M. Jewell, president of the railway employes' department of the American Federation of Labor. "I don't understand that the train instructions contemplate the operation of a single train."

Mr. Jewell said the extent to which shopmen will join the strike will be determined today.

Judge K. M. Landis, now in New York, has been asked by