

TWO ENVOYS

To Act On Spain.

Nazi And Italian Slated
To Make Proposals.Business Men Fret, Stew
At Franco Warning As
Madrid Hails Victory.

London, July 7.—(AP)—Informed sources said tonight that Great Britain, standing pat on her non-intervention policy and demands for withdrawal of foreign volunteers from Spain, will put the next move squarely up to Germany and Italy.

Foreign Secretary Anthony Eden told the House of Commons Britain has no intention of offering new proposals at Friday's session of the 27-nation Nonintervention Committee on a "hands-off Spain" program.

He did say, however, that "His Majesty's Government attaches the greatest importance to withdrawal from Spain of all foreign combatants who already are there, and will continue to do its utmost to bring this about."

AWAITS OTHERS' MOVE.
While Eden will wait on Count Dino Grandi, the Italian Ambassador, and Joachim von Ribbentrop, the German Ambassador, to take the initiative on any new proposals, Lord Plymouth, Chairman of the nonintervention group, is expected to insist on the withdrawal of Spanish war volunteers.

That would be preliminary, British sources say, to consideration of **RESORTS.**

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NEW YORK CENTRAL SYSTEM

Cincinnati Loser In Suit
Attacking State Liquor Law;
Act Upheld By Appeals Court

Columbus, Ohio, July 7.—(AP)—The Ohio appeals court today upheld the constitutionality of the Ohio liquor law.

Ruling on the suit of Eli G. Frankenstein, Cincinnati attorney, that the law violated both the state and Federal Constitutions, the court held it was "unable to detect any defect which would render the act invalid."

Frankenstein's co-counsel, L. I. Forchheimer, said at Cincinnati, that an appeal would be made to the State Supreme Court as soon as it could be prepared.

Morton Love, an assistant to Attorney General Herbert S. Duffy and counsel for the Liquor Department, said a Supreme Court test would be welcomed "to serve as a definite guide to lower courts."

Frankenstein had contended the monopoly system violated the anti-trust laws, and that authority of the department to tax imported liquor interfered with interstate commerce and was an unlawful delegation of legislative and judicial powers.

"Powers granted the Liquor Department to act and exercise discretion within the limits of the act itself do not constitute a delegation of legislative authority or invoke judicial power," said the decision by Judge Frank Gelger. Judges Roscoe Hornbeck and Joseph Barnes concurred.

The Federal Constitutional provision permitting states to prohibit or license liquor, the court said, "seems to be a constitutional declaration that the states shall have entire liberty within their own boundaries to control the traffic and sale of intoxicating liquor."

The court's decision affirmed a Common Pleas Court ruling that refused Frankenstein a declaratory judgment against the Liquor Department.

A decision within the next month is expected from a three-judge Federal Court, which is considering a Toledo wholesale drug firm's attack on the constitutionality of the Liquor Act.

The drug firm contended that refusal of the Liquor Department to permit it to handle liquor for medicinal purposes deprived it of justice.

who reported the Major commanding the Centuria company of insurgents had been killed last night.

**HARVARD DENIES CASH AID
TO GOVERNMENT IN SPAIN**

Boston, July 7.—(AP)—A state Senator's charge that Harvard University gave financial aid to the Spanish Loyalist Government brought a terse denial today from Harvard, and a demand for "evidence" from Massachusetts' Secretary of State.

For the second time in a week, State Senator Thomas J. Burke, Democrat, Boston, today wrote Secretary of State Frederic W. Cook that he believed "sufficient evidence exists to prove that the university as a corporation has assisted the Loyalist Government in Spain."

It was the Boston group of the Medical Bureau, of which a Harvard Medical School Professor, Dr. Walter R. Cannon, is Chairman, that the Senator charged raised money for the Loyalist Government.

Dr. Cannon, on vacation at Franklin, N. H., said Harvard had been in no way connected with the committee. Dr. Cannon said his group had raised \$1500 for an ambulance and \$100 for general purposes, and both the ambulance and money already had been sent to Spain.

YALE HONORS WON
By Young Cincinnati For Design Of Civic Auditorium.

The design of a civic auditorium planned to meet the needs of Cincinnati has won for Herbert C. Milkey, 1315 Race Street, the highest grade which Yale University gives for work of this type.

Professor Ernest Pickering, head of the department of architecture in the School of Applied Arts, University of Cincinnati, said yesterday he had been notified of Milkey's honor. Milkey was graduated from the U. C. architectural course in 1933.

His showing brought Milkey the post of Marshall of the Yale School of Fine Arts at the recent Yale commencement, according to Professor Pickering. The civic auditorium design was his thesis problem. Milkey received the degree of master of fine arts from Yale.

TO REPAIR DORMITORIES.
REPAIRS TO BE MADE TO THE UNIVERSITY OF CINCINNATI DORMITORIES.

Huntington, W. Va., July 7.—Altho the Federal Government has refused to help finance the elevation of Marshall College dormitories above the January flood level, work of repairing the damage done by the flood will begin immediately, it was announced today by Colonel John Baker White, President of the State Board of Control. The Legislature appropriated \$130,000 for the repairs.

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VETO FORECAST

For Flood Control,

Expected To Win Okeh
Of Congressmen.President Is To Wield Ax
Because Of Size Of Item
In Program, Prediction.

Washington, July 7.—(AP)—A \$105,000,000 flood control program appeared likely today to win congressional approval, but there was talk that it might be vetoed by President Roosevelt.

Senate and House conferees agreed on a \$194,000,000 appropriation to finance nonmilitary activities of the War Department during the fiscal year that began last Thursday. The sum agreed upon includes \$105,000,000 for flood control.

Senators who declined to be quoted by name predicted the President would veto the measure because of the size of the flood control item.

The House Rules Committee, meantime, gave preferred status to bills that would authorize \$24,877,000 of protective work for cities in the lower Ohio River basin and ask the War Department to submit a annual flood control program supplementing its previous recommendations.

APPROPRIATION UNLIKELY.
William M. Whittington, Democrat, Mississippi, Chairman of the House Flood Control Committee, said no appropriation for the \$24,877,000 of projects is contemplated this session because President Roosevelt has expressed the intention to make available approximately half of the total from relief funds.

Flood wall and drainage projects to be authorized for the lower Ohio will be chosen by army engineers, Whittington said, from a list of which 155 communities are represented.

The flood control legislation approved by Senate and House conferees stipulates that \$60,000,000 must be expended on projects authorized last year by the \$250,000,000 omnibus flood control act and \$45,000,000 those authorized by last year's \$272,000,000 Overton flood control act.

WOULD PERMIT WORK.
Royal S. Copeland, Democrat, New York, Chairman of the Senate conferees said it would be proposed that \$25,000,000 of the total be taken from this year's \$1,500,000,000 work-relief fund.

If that is done, army engineers said, they will not know all the projects to be undertaken until after conferring with Works Progress Administration officials about the availability of relief labor.

They added, however, the funds would permit work on the \$55,000,000 reservoir system for the protection of Pittsburgh, reservoir projects in the Connecticut and Merrimack River valleys and Southern New York, and the Susquehanna River levee systems.

Among other projects that would be started if the funds are forthcoming, they said, are the Sardis reservoir on the Yazoo River and the St. Francis River reservoir. Levee and dredging work on the Mississippi's main channel and proposed floodways also would be carried on.

**SCOUTS CHEER
President On Tour**

Of Their Encampment On Banks
Of Potomac—He Exchanges
Salutes With "Troopers."

Washington, July 7.—(AP)—Franklin D. Roosevelt, honorary Scout leader, toured the Boy Scout encampment on both sides of the Potomac River late today, stopping four times to receive the salutes and cheers of hundreds of the youths in khaki shorts.

He stopped before a Scout-made reproduction of his Hyde Park, N. Y., home, and greeted 35 "troopers" from his home county of Dutchess.

"It makes me hungry to see it," the President said when he looked at the gray stone and stucco structure. "It makes me feel I want to go in and get a square meal."

During his stop to chat with the Dutchess County boys, the President pinned an Eagle Badge, highest award of scoutdom, on the breast of seventeen-year-old Franklin C. St. John of Poughkeepsie, who saluted snappily. The President saluted in turn.

Mr. Roosevelt presented to the Sea Scout Ship Polaris of St. Louis the National Sea Scout Flag, symbolic of first rank among Sea Scouts throughout the United States and its territories.

Escorted by gray-haired Dan C. Beard, co-founder of the Scout movement, and James E. West, chief scout executive, the President traveled about 10 miles through the tented park grounds.

He made the trip after returning from the all-star baseball game at Griffith Stadium, where he had a guard of honor composed of 12 Eagle Scouts from as many states.

WILLIS ESTATE
Has Net Value Of \$1,864,069, Tax Appraisal Shows—Widow, Daughter Chief Beneficiaries.

New York, July 7.—(AP)—John N. Willis, automobile manufacturer and former Ambassador to Poland, who died August 26, 1935, left gross assets of \$2,414,729 and a net estate of \$1,864,069, it was shown in an estate tax appraisal filed today.

A large part of the estate consisted of securities totaling \$1,834,992 not listed in detail. Assets included cash, insurance, and miscellaneous items totaling \$557,737.

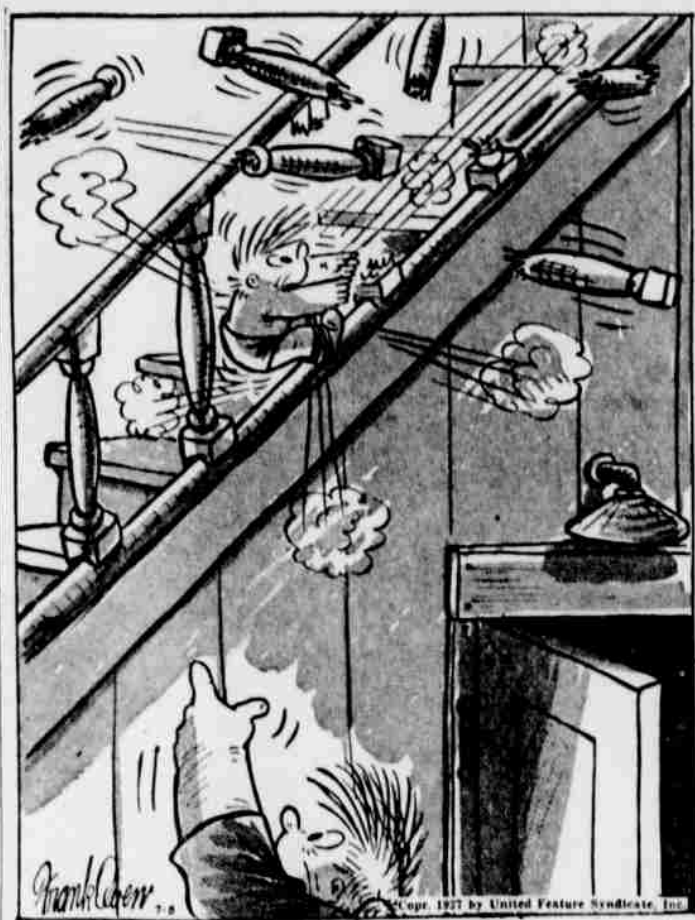
Florida real estate, certain personal effects, 1,200 shares of stock of the Tillotson Manufacturing Company of Toledo, and 65 per cent of the residuary estate go to the widow, Mrs. Florence E. Willis of New York and Palm Beach. Other personal effects and 35 per cent of the residuary estate go to the children.

The will, dated May 13, 1935, explained that Willis had provided during his lifetime, by gifts and trusts, "for all other persons who might be considered objects of my natural affection and bounty."

FILM PLAYER INJURED.
Hollywood, Calif., July 7.—(AP)—Alice Faye, blonde singing star, fell down a flight of stairs during the filming of a scene today and suffered back injuries and bruises. Studio physicians said she apparently suffered no internal injuries.

JASPER

—By Frank Owen



"I see—you always get splinters when you slide down the top rail!"

Court Upholds Conviction
Of Cleveland Drug Firm
Before Quitting For Summer

Columbus, Ohio, July 7.—(AP)—The State Supreme Court before recessing for the summer, today affirmed the conviction of the Standard Drug Company of Cleveland on a charge of practicing optometry, but reversed a similar conviction of the May Company of Cleveland.

The Standard Company was held liable because of window advertising which indicated it owned an optometry department in the store. Officers of both companies and others associated with operation of their optometry department were acquitted and the \$5 fines and costs imposed on each were lifted.

The court held, however, that the employment of optometrists by I. J. Adelson at the Standard Company, and by Benjamin Gainsburg at the May Company was illegal, but that several other proceedings, which it failed to specify, would have to be instituted.

Adelson and Gainsburg leased the departments in the respective establishments and employed their own optometrists.

Reversing the Cuyahoga County Appellate Court, the Supreme tribunal held James P. Hansen, who had been laid off as Supervisor of Cemeteries in Cleveland in 1933, was not entitled to \$691 salary from the city. He claimed a laborer had been employed to do the same work as he had been doing at Highland Park Cemetery, and therefore he rightfully was entitled to the pay.

Holding actions for slander are abated by the death of the party accused, the Supreme Court reversed the Appellate Court of Drake County and held the estate of Frank M. Townsend was not liable for damages to Bertha Billingsley for alleged slander of real estate title.

Townsend died when the suit was pending. Bertha Billingsley had sought to impress her claim against his widow the executor.

The Supreme tribunal by reversing the Appellate Court of Hamilton County relieved the Dodge Drive-It Yourself Company, Inc., from damages to Frank Orose, who had been injured by one of the company's automobiles. Orose claimed the company was liable because it had not complied with a city ordinance requiring concerns renting conveyances to give bond or carry liability insurance.

GENERAL DOCKET
26406 Clara M. Souther, Appellee, vs. Joselyn Souther et al., appellants. Franklin, Judgment reversed.
26424 State, ex rel. W. J. McAle, Appellant, vs. Industrial Commission, Appellee. Cuyahoga. Judgment affirmed.

IT AIN'T GONNA RAIN NO MORE

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STURGEON,
Speared By Fisherman, Drags
Captor To Death In River,
Coast Guardsmen Told.

Niagara Falls, N. Y., July 7.—(AP)—Coast Guards said tonight they believed that a huge sturgeon had dragged a fisherman to his death in the swift current of the Niagara River early today.

Thomas Daly, acting in charge at the Coast Guard station at Youngstown, several miles below the falls, said Mrs. Bessie Lewis, cousin and companion of the drowned man, Lawrence Peer of Niagara Falls, told him Peer speared a large fish and was hauled into the swirling water.

Mrs. Lewis saw him struggle to keep his balance while the impaled sturgeon thrashed, Daly said. Then Peer, unable to keep his balance, fell in.

Coast Guards found no trace of Peer, his fish, or his spear.

"DATE" ENDS

In Death Of Ohio Girl.

Wounded Companion Is Guarded
Against Possibility Of Mob
Violence At Youngstown.

Youngstown, Ohio, July 7.—(AP)—Acting Coroner Joseph Colla this afternoon held that Miss Lillian Piper, 22 years old, met death by homicide in the early-morning shooting in which Clyde Woody, 33, her companion on a "date," was perhaps fatally wounded.

"Miss Piper was killed by gunshot wounds through the throat and right lung," Colla's verdict said.

Woody, on a "fair" condition, with a gunshot wound in his left chest, was under guard of two Deputy Sheriffs this afternoon at a hospital here. Sheriff Ralph E. Elser said he posted the deputies in Woody's room to "protect Woody against any possibility of mob violence and also to keep him in custody, pending the possible filing of charges against him."

Woody charges that Miss Piper shot him because she didn't want him to go home.

The girl's father said today that she had never handled a gun and none had ever been around the house.

"She wouldn't have any idea what to do with a gun," her father said.

LABOR PARTY BAITED
BY DE VALERA DEFY

Dublin, Irish Free State, July 7.—(AP)—President Eamon de Valera, who failed to get a majority in the elections to Ireland's lower House of Parliament, threw down the gauntlet tonight to the Labor party, which holds the balance of power. Defying the 13 Labor members to oppose him, the New York-born President declared his new constitution, which cuts Ireland completely away from Great Britain, would be in operation within six months.

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