

# Soviet Threatens Open War Unless Japanese Stay Out

**FOES RETIRE**  
To Opposite Sides Of Marco Polo Bridge, In North China Truce.

Three Nipponese And Many Of Chinese Killed—Peiping Is Under Martial Law.

Moscow, July 9—(AP)—The Soviet Government threatened Japan with open warfare today if Japanese troops do not keep out of Siberia.

Maxim Litvinoff, Soviet Commissar of Foreign Affairs, warned the Japanese Ambassador, Mamoru Shigemitsu, that Russian Manchoukouan border had firm orders "in no case to allow Japanese-Manchurian troops to cross Soviet frontiers."

"All possible means," the Foreign Commissar told the Japanese representative, would be used to drive out any Japanese or Manchoukouan troops that set foot on Russian territory.

The dire Russian warning was linked to a strong protest that Japan had violated the agreement to withdraw her armed forces from the disputed Channel Islands of the Amur River.

A clash between Soviet troops and Japanese-Manchoukouan border guards last week created a serious crisis in Far-Eastern affairs. It was settled only by mutual agreement between Japan and Russia to recall their armies simultaneously from Sennfu and Bolshoi Islands.

(BY ASSOCIATED PRESS) Troops were reported withdrawing early today (Friday) from the Sino-Japanese trouble zone west of Peiping under an agreement designed to halt the conflict which broke out Wednesday night.

Negotiations which proceeded throughout the night in Peiping, 10 miles east of the center of hostilities and itself under martial law, resulted in the agreement.

Under its terms the Japanese agreed to evacuate their troops from the right bank of the Yungting River to the left bank north-east of the Peiping-Hankow railway.

Chinese authorities agreed to withdraw their troops to the right bank of the river.

**NEW BATTLE HALTED.**

A dispatch from Peiping said fighting was resumed this (Friday) morning, but the Domei (Japanese) News Agency reported it was a Chinese attack on withdrawing Japanese which was adjusted peacefully.

The agency reported the Japanese sustained three casualties in the attack.

The Japanese Government sent a vigorous protest to the Nanking Government over the conflict, which was the most extensive between Japanese regulars and Chinese since 1933.

Hostilities, centering around the 900-foot marble Marco Polo Bridge

Continued On Page 2, Column 4.

**One Convict Killed, Guard Is Wounded As Nine Flee Prison**

Huntsville, Texas, July 8—(AP)—One convict was killed and Prison Guard Lundy was wounded when nine desperate prisoners broke from Eastham Prison Farm today and exchanged shots with pursuers.

Officials expressed belief W. H. Bybee, leader of a June 22 break in which 19 convicts escaped, planted rifles with which convicts today made their escape.

Three of the fugitives kidnapped a man named Dunlap and fled in his car. Pressed closely by City Marshal Harry Domeneque, Trinity, they turned on him with guns, stole his automobile and continued their flight with Dunlap as hostage.

Four of the nine were recaptured. Fifteen of the 22 who escaped June 22 have been captured.

## Lightning Kills Boy; Golf Caddy Is Victim Of Heat-Borne Storm

A golf caddy was killed on the Hillcrest Country Club links late yesterday afternoon by lightning accompanying a severe thunderstorm. The storm followed a day of stifling heat.

Temperatures rose to 91 degrees, overcoming two persons in Newport. Predicting fair and continued warm weather for today, W. B. Schlomer, acting meteorologist, said scattered thunderstorms may break the heat wave.

The lightning victim was Robert Tullis, 15 years old, 7117 Fairpark Avenue, who was caddying for George Luckner, 3648 Mooney Avenue, according to Patrolman Henry Goerdeke. The bolt struck the boy at the fifteenth hole. Two other caddies and several golfers near Tullis at the time were knocked down by the same bolt.

Efforts to revive Tullis were made by members of the Life Squad under Lieutenant Irvin Martin, who reported there were no marks or burns on the body. Tullis was pronounced dead by Dr. Charles E. Eha, 2648 Erie Avenue, who was on the course when the lightning struck.

The other caddies shocked by the bolt were Jerome Shutte, 14, 8 Abbie Place, Edgemont, and Jack Cusher, 15, 7418 Vine Street. Names of golfers affected by the lightning were not learned.

Clarence Dapper, professional at the club, said the bolt was so strong it caused persons gathered in the locker room, 400 feet away, to jump.

Near by, a chimney on the residence of Carroll McCash, 7211 Fairpark Avenue, was knocked down by another lightning bolt. Several bricks fell through the roof of the house.

Continued On Page 4, Column 7.

**MADRID ARMY ANGLO-SAXONS**  
In Pincer Drive Rearm For Peace, Against Insurgents To Prime Minister Tells Southwest Of Capital.

British Hope Subcommittee Can Reconcile Neutrals—Vatican Drops Valencia.

Madrid, July 8—(AP)—Government troops, stirring the Madrid front to life with a new offensive, drove south and west today in what observers believed was a pincer maneuver to cut insurgent troops on the capital's fringes from their main army.

The three-day-old drive, the government said, reached the outskirts of Quijorna, 18 miles west of Madrid. General Jose Maja, government commander, concentrated his strength south of the Casa de Campo, where treeless plains gave his tanks favorable terrain.

(Insurgent officials, admitting the Western drive was the strongest movement yet made by the government forces, were believed shifting Northern troops to the active zone. They said government militiamen had "infiltrated" toward Quijorna, but insisted the Casa de Campo attack was repulsed with 2,000 government dead.)

The government, censoring all but official communiques, reported capture of several villages and said deserters brought in word of insurgent defense plans.

(The insurgents said the government was repulsed in every thrust west of Madrid, in which they estimated 30,000 government troops were used. A government attempt to recapture Mount Castro-Alen on the Santander northern front was declared repulsed.)

Insurgent artillery on the outskirts of Madrid was reported turned from the targets within Madrid.

Continued On Page 4, Column 7.

**Angels Frolic In "Heaven."**  
Father Divine's Followers Feast On Chicken, Goose, Watermelon In "Promised Land."

Kingston, N. Y., July 8—(AP)—Father Divine's "celestial olympics" simmered down under a ninety-five-degree sun to a prosaic picnic today.

Nearly 2,000 followers of the bald-pated little Harlem Negro cult leader gathered at their super-heaven in near-by Greenkill for an ambitious sports program that was to mark the official opening of this 1,000-acre "promised land."

But what with a misunderstanding about bus fares, and lack of preparations in so far as sports fields were concerned, the gathered disciples were willing to settle for dinner and a little lolling in the shade.

The disciples and angels who disembarked from the Hudson River steamer State of Delaware at Kingston after an uneventful trip

from New York, piled aboard busses that were to take them four miles to the Greenkill "heaven." But a "misunderstanding" about the fare—Divine's followers said it should have been 10 cents and the drivers said 20—resulted in 1,000 excursionists being left standing at sun-scorched curbs until other means of transportation were supplied.

This delay caused a curtailment of track and field events on the "Olympic" program. The golf contests were called off after disciples with clubs and balls found the fairways were mayfields and the greens had disappeared in the tall grass. Tennis enthusiasts were disappointed to find courts unmarked, nets missing, and backstops down.

So the faithful lolled on the banks of "the River Jordan"—promised land.

Continued On Page 2, Column 7.

## ALABAMAN

Joins Foes Of Bill On Court Revamping As Lines Are Drawn.

Leaders Of Both Factions Prepare For Bitter Fight On Senate Floor.

Washington Bureau, 1387 Nat'l Press Bldg. SPECIAL DISPATCH TO THE ENQUIRER.

Washington, July 8—Two Ohio Valley Senators, M. M. Logan of Kentucky and Sherman Minton of Indiana bore the brunt of argument in support of the substitute court reorganization bill in the Senate today.

Both were subjected to severe grilling by the opponents of the measure, which developed into such bitterness at times as to emphasize the split in the party ranks over the issue President Roosevelt has raised by insisting upon an enlargement in the Supreme Court membership.

The interchange at one time became so pointed that administration leaders served notice that they would invoke every parliamentary rule of the Senate to prevent filibustering tactics, which drew retorts from the opposition that they too, would resort to parliamentary tactics to prevent consideration of any administration measure by unanimous consent, no matter how important, during consideration of the court bill.

**WAR ON FILIBUSTER.**

It was apparent that the administration leaders have been looking into ways and means to hasten a vote, while the opponents likewise have fortified themselves against being caught napping.

As pointed out today by a leader of the opposition, each point of order raised entitles a Senator to two speeches in the event the leaders succeed in their plan to recess from day to day and to get a ruling that this means one legislative day until the bill is disposed of in one way or another. Under such ruling, no Senator could speak more than twice on the bill, which obviously would limit discussion and prevent a long drawn out filibuster.

Opponents of the bill indicated that if no better arguments in support of the substitute bill are made in the next two weeks than have been made during the first three days, a motion to recommit the bill to the Senate Judiciary Committee would have a good chance of adoption. If the bill is recommitted, it is extremely doubtful whether it ever again would reach the Senate floor in this session.

**OPPOSITION TO GAIN ONE.**

One significant development was the announcement that Senator John H. Bankhead of Alabama had informed administration leaders that he was opposed to President Roosevelt's original court enlargement bill and to the substitute measure now pending in the Senate. Heretofore, he has been listed in the noncommittal class.

The Associated Press announced that its poll, based on public announcements, showed 39 Senators for the bill and 39 Senators against, with the rest doubtful. Opposition leaders, however, contended they have 46 votes and administration leaders say 54 Senators will support the bill.

In opening the session today, Logan resumed his argument where he left off yesterday. He was continually peppered with questions by the opposition, and frequently was

Continued On Page 3, Column 4.

**Quintuplets Are Born To Wife Of Farmer In Cuba, Is Report**

Havana, July 8—(US)—Birth of quintuplets to a poor farmer's wife in the interior of Cuba was reported to the Havana newspaper El Pueblo today by its correspondent at Pinar Del Rio.

The dispatch said the five babies—four boys and a girl—were born to Senora Maria Vaga Cruz in the little village of Soroa.

The quintuplets were reported to be living hours after their birth and apparently had a chance of survival, according to the newspaper correspondent.

Birth and survival of quintuplets is one of the rarest phenomena in medical history.

Continued On Page 2, Column 7.

# Search For Fliers Widened By Navy Vessels, Airplanes

## STRIKES LOST,

And C. I. O. Fails, Green Avers In Attack On Violent Methods.

Jury At Warren Indicts Eight In Bombing As More Enter Mills.

(BY ASSOCIATED PRESS)

Steel strike violence brought indictments against eight accused bombers at Warren, Ohio, yesterday.

Coincidentally, President William Green of the American Federation of Labor said the rival Committee For Industrial Organization had lost the strikes because of "violent" Committee policies and because "only a minority of the steel workers were organized."

Green said the result of strikes, which at one time called out 100,000 workmen in seven states in the Committee For Industrial Organization effort to win signed bargaining contracts from "little steel" companies, meant the Committee For Industrial Organization "failed to meet its first major test successfully."

**FOLLOW BOMB BLASTS.**

The Warren indictments, which followed similar grand jury action at nearby Youngstown, grew out of bomb blasts which shook the steel city two weeks ago.

Seven men already are in custody; the eighth man was not named.

One of the bombs was hurled from a car pursued by National Guardsmen, on a bridge near Republic Steel Corporation's plant at Warren, while the seven-state steel strike was in progress.

Chief of Police Barney J. Gillen previously announced six of the suspects, charged with illegal possession of explosive devices, had confessed and implicated Gus Hall, who subsequently was removed from his post as Committee For Industrial Organization organizer in the Warren-Niles district. Hall surrendered voluntarily.

**NO PEACE EXPECTED.**

Green, in a statement at Washington, indicating there is little chance of an early peace between the federation and the Lewis organization, added:

"No hostile employer in America has done the cause of organized labor more harm than those who formulated, executed, and administered the policies of the Committee For Industrial Organization during the past 18 months."

He continued:

"The violation of agreements, the seizure of public property, violence, riots, and uprisings can have no place in the social, economic, and industrial life of America."

"No union of workers who resort to the use of such methods can succeed. Failure for those who pursue such a policy is inevitable. Workers of the United States understand this to be true. They are willing to strike and fight for higher wages and improved conditions of employment, but they will do so as law-abiding people through the exercise of every moral, legal, and economic right to which they are entitled, in an orderly way and in conformity with the laws of the land."

Green said at the outset that "now becomes certain" the steel strikes at Chicago, Cleveland,

Continued On Page 3, Column 1.

**Archduke Otto Lives And Works Like King; Reads News Of World In Seven Languages**

This is a glimpse of serious-minded young Archduke Otto von Hapsburg, Pretender to the thrones of Austria and Hungary and a factor in the politics of Middle Europe. It was obtained by Louis Matzhold, Associated Press staff writer, on a visit to Otto's castle in exile.

**BY LOUIS MATZHOLD.**

Steenockerzeel, Belgium, July 8—(AP)—Handsome Otto von Hapsburg is ready, even to the smallest detail of royal decrees and proclamations, to take over the government of Austria when and if "his day" comes.

Every action, every thought of

## FIGHTS FOR HER JOB



Miss Isabelle Hallin, 26 years old, will battle for her job as schoolteacher at Saugus, Mass., next Tuesday. Two years in her job, she needs three for life tenure. On the basis of a story that she had served cocktails to a club of school children—and which she denies—the school board voted to let her resign. Last night a board member demanded and won a special meeting for the purpose of planning a hearing.

## ARABS SPLIT, PLAINS BAKE

Jews Are Bitter, For Fourth Day, Over British Plan To Partition Palestine.

Emir Of Transjordan Chief Of Moslems Favoring It— "Betrayal," Says Wise.

Jerusalem, July 8—(AP)—The Arab Higher Committee announced tonight after a two-hour session it was unable to accept the British plan for dividing Palestine into three parts.

It attacked the plan as proposing to give the Jews a state in which the most fertile sections of the Holy Land lie, leaving for the Arabs only the rocky and hilly parts.

Two disturbances were reported following announcement of the commission's report. Late last night several shots were fired wildly around the town of Nablus, without injuring anyone. This afternoon Arab boys stoned a lorry near Herod's Gate in Jerusalem, injuring the driver's assistant.

Despite an announcement by Lieutenant General Sir Arthur Wauchope, High Commissioner for Palestine, that the state of security in the country was good, British reinforcements arrived from Egypt and

Continued On Page 2, Column 1.

**Illinois and New York—Heat Deaths Total 33—Mercury Still Rising.**

(BY ASSOCIATED PRESS) Wilting heat harassed residents of most of the northern half of the nation Thursday.

Deaths attributed to the summer's most extensive siege increased to 33. Temperature records for the season were shattered at several points in the hot belt stretching from the Western Plains to New England.

An official reading of 93.4, highest of the year, was recorded at 2:05 o'clock Thursday afternoon in New York City while at 3 o'clock the Weather Bureau observatory in Central Park reported 93. The new marks greatly exceeded the normal average for the date, 73 degrees, and surpassed the previous 1937 peak, 91.4, registered Wednesday.

Elgin, Ill., reported a seasonal top of 96.

Washington sweltered through its hottest day of 1937. The temperature there hit 94.3.

Temperatures mounted to 95 at

Continued On Page 26, Column 5.

## THIRST PERIL

Faced By Couple With But Three Gallons Of Water To Drink.

Radio Amateur Reports He Heard "All's Well" On Earhart Wavelength.

Honolulu, July 8—(AP)—Fighting planes and ships spread fanwise through the Phoenix Island region today in a determined search for Amelia Earhart, now missing for six full days.

Three planes were catapulted into the air from the battleship Colorado for their second sweep over Winslow Reef, southeast of Howland Island, land dot in the Pacific that Miss Earhart missed on her attempted world flight. The Coast Guard cutter Itasca searched islets, reefs and shoals south of Howland and westward of the Phoenix group. The navy minesweeper Swan searched east of Howland Island.

Although the navy reported no developments in the day's search at 3 o'clock (Eastern Standard Time) this afternoon, hopes of friends and relatives persisted despite the fact that Miss Earhart and her navigator, Frederick J. Noonan, have been lost since Friday.

**REFUELING IS SCHEDULED.**

The aircraft carrier Lexington reached Lahaina Roads, near here, at 4:40 o'clock (Eastern Standard Time) this afternoon, completing a 2,500-mile run from San Diego in 92 hours 40 minutes. She prepared for a quick refueling and another 1,500-mile race to Howland to reinforce the hunt with her great air fleet.

From Pearl Harbor, the aircraft tender Avocet moved into Lahaina Roads to supply the Lexington with aviation gasoline.

The Colorado's planes first sought a sandbank supposedly lying 45 miles north of Winslow Reef. Several searchers theorized this bank might have offered a haven for the fliers when they came down last Friday somewhere afield of Howland, their goal on 2,570-mile flight from New Guinea.

**FAIL TO FIND SANDBANK.**

In a two-hour twenty-minute flight yesterday the Colorado's planes failed to find the sandbank, listed as of "doubtful position."

The immediate searching area reached as far as Enderbury and Canton Islands of the Phoenix group, which centers approximately 280 miles southwest of Howland.

The Colorado did not report its own progress, but was believed to be approximately 150 miles south of the equator.

At 4 (10:30 o'clock Eastern Standard Time) this morning the Itasca reported its position as 90 miles south southwest of Howland and heading westward in partly cloudy weather with visibility approximately 1,000 yards.

From the positions of the three ships, it appeared they had started to diverge somewhere near Howland and deployed until they represented the points of a great triangle.

Naval authorities said the search would be extended southward tomorrow until the entire area of possibility had been covered. Then, if the search proved to be fruitless, the Lexington's planes would search the area again.

Rear Admiral O. G. Murfin, Fourteenth District Naval Commandant and search director, previously said

Continued On Page 3, Column 5.

**This Morning in THE ENQUIRER**

Review of News	2
Editorials	4
Frank R. Kent	4
Fashion News	6
Society Notes	7
Food Market News	10
Home Forum Page	10
Serial Stories	10-11
Radio Programs	11
Woman's Page	11
News of the Courts	12
Sports—Danny Dumm	13
Markets—Finance	20
Death Notices	23
Real Estate News	23
Comics	25