Evening Star (published as THE EVENING STAR.) - January 30, 1939 - page $1\,$

WASHINGTON, D. C., MONDAY, JANUARY 30, 1939—THIRTY-FOUR PAGES.

WHAT'LL WE TELL THE CHIEF?

First in Washington-First in the news coverage that builds public confidence-First in circulation and advertising that reflect public confidence.

(A) Means Associated Press.

14 Power Companies

Lose T. V. A. Attack

In Supreme Court

87th YEAR. No. 34,607. Entered as second class matter post office, Washington, D. C.

Manton, Accused, Hitler Assails Quits U. S. Bench, Communism, Sumners Is Advised Defends Rebels

JUDGE MANTON.

Capital Dons Finery

For Seven Birthday

Record Number of

For Celebration

Celebrities on Hand

Eleanor Powell to Perform.

Jean Hersholt, pipe in hand,

for a long time."

Balls Tonight

House Judiciary Head Talks With Murphy Before Announcement BULLETIN.

Attorney General Frank Murphy announced today he had been "assured" of the resignation of Judge Martin T. Manton, senior judge of the Second United States Circuit Court.

By the Associated Press. Representative Sumners, Democrat, of Texas said today he had been advised officially that Judgo Martin T. Manton of the Federal Circuit Court of Appeals had re-

Mr. Sumners said he had received the word of Judge Manton's move from "plenty of places," but he declined to say publicly what they A few minutes before talking with reporters, Mr. Sumners had conferred with Attorney General Murphy and Solicitor General Jackson in the Supreme Court chamber.

Mr. Murphy declined immediate District Attorney Thomas E. Dewey of New York has charged

Judge Manton had accepted more than \$400,000 from litigants. Might Forestall Inquiry. Mr. Sumners said that Judge Manton's resignation would relieve the House Judiciary Committee, of which he is chairman, of the responsibility of investigating charges against Judge Manton filed with the committee by Mr. Dewey. Mr. Sumners said that "on thin

theory" the committee could proceed stars today as the city prepared to with an investigation, but he added don its best finery for the seven that there would be no reason for Birthday Balls tonight, climax of such an inquiry. In similar cases, the two-week campaign to fight in-Mr. Sumners said he had always fantile paralysis. been against an investigation after a man had resigned. to see newspaper reporters.

the Federal Building and declined \$1,010,000 raised last year. ference later in the day. There was Commissioner Hazen's office, ex- the streets. no confirmation of the statement of pressed the hope they would see all Representative Sumners that he had | their radio listeners at the birthday | cellery to the Opera House was heard that Judge Manton had re- balls tonight.

Dewey Charges Loans Totaled \$439,481 NEW YORK, Jan. 30 (AP).-A double-barreled investigation was under way today into the record of she could perform for the cele-

Judge Martin T. Manton of the brants. United States Circuit Court of Appeals in the wake of charges by Dis- tographers at Commissioner Hazen's the speaker. trict Attorney Thomas E. Dewey | deck, the Commissioner said laughcepted more than \$400,000 from liti- | woman Commissioner around here In a letter to Representative Hat-

481, which he said had been paid dicted last night. since 1932 to Judge Manton or corporations owned and controlled by she said. "But this time he got the Czecho-Slovak Sudetenland. The money-most of it never re- of my getting married this year, it paid—was advanced by individuals will be to Charlie McCarthy. or concerns acting for parties in- | Annabella, the little French star, terested in matters handled by the attended the reception, but refused

Appeals Court, Mr. Dewey said. Four of the six transactions, he white hat and white gloves. added, involved litigants whose cases before the court later were "If, upon the foregoing facts, the blushed when he was introduced, as

House of Representatives should one of the greatest character actors assume jurisdiction of this matter," in the country. He told Art Brown, the district attorney wrote, "I am | who interviewed him for the broadprepared to present evidence be- icast, that "The Country Doctor' fore your committee in support was his favorite role. The Judicial Committee normally at the reception were Frank Fay, initiates impeachment proceedings Eddie Le Baron, Paul Whiteman against Federal judges. If the and "Red" Skelton. Errol Flynn was House adopts its recommendation not among those present, having for an impeachment action, formal just returned to his hotel from Union charges are sent to the Senate, Station, where he went to meet his stood the meaning and the results which tries the case. A two-thirds wife, Lili Damita, who arrived this of our national leadership and it

remove from office. An investigation by the Department of Justice into the affairs of Evelyn Thaw Breaks Arm Judge Manton was announced in Washington Saturday by Attorney

the Nation's judicial hierarchy only Informed of Mr. Dewey's accusations, Judge Manton said he had known for some time that the district attorney's office was looking into his affairs and added: "I will make no comment now. I House Committee.' In his letter to Representative Sumners, a Texas Democrat. Mr.

the Appeals Court is outranked in

of the State of New York * * " (See JUDGE, Page A-3.) March of Dimes Fund Totals \$64,942.33,

White House Says The White House announced today that up to last night \$64,942.33 had been received for the infantile paralysis fund. Coins have been pouring into the White House from people all over the United States for several weeks and it is expected that before the "March of Dimes" has been completed the total will be greater than the \$90,000 received last year. Today's contributions, which filled 34 sacks of mail, have not been counted. According to past experience the coins will be rolling for yet another week or more,

© This entire service and/or content portions thereof are copyrighted by NewsBank and/or its content provider

Insurgents' Success In Spain Hailed By Fuehrer

Reichsfuehrer Hitler has used his Reichstag as the sounding board for pronouncements from time to time of his intentions in international affairs. Importance. is lent to present speech by demand now made upon him to support Premier Mussolini's terdemands on France. Prime Minister Chamberlain made speech Saturday in effect calling on Hitler and Mussolini to make some contribution to

European cultured world."

His address was expected to indicate how next he intends to use his Senate Changes

Holiday Air in Capital.

Eleanor Powell, who wore a mink coat with a turban topped with red denburger Gate, across the broad velvet, promised to perform at the Hindenburg Platz and up Friedenballs. She said she had brought with her her black tap shoes so that When Miss Powell posed for phoswastika formed the background for

Austrian and 41 Sudeten deputies low of Indiana, Snyder of Pennsyl- Potomac Electric Power Co. filed a record. to appear before the microphone. She was dressed for the White House luncheon in a silver fox wrap, German people.

> one tune today: "The route of the Fuehrer is the route of the people."

to his present post in 1918 by Presi- ped on a stairway, breaking an phrases but knows no bounds and dent Wilson, as senior member of arm.

fantile paralysis was completed. An armored truck from the Treas-Dewey said he had been investigat- ury Department was to transport to President Roosevelt.

mile was completed. thousand one hundred and seventy- dimes on the line. six and ninety one-hundredths dollars (\$9,176,90)."

House at 3:30 o'clock. volume of pictures taken at the Pan-American trip. Mr. McIntyre.

BERLIN, Jan. 30,-Adolf Hitler today launched a bitter attack on bolshevism and pointed to the success of insurgents in Spain as "another valian defeat of the newest universal attempt to destroy the He started speaking promptly at 8 p.m. (2 p.m., E. S. T.) in an address to the greater German Reichstag celebrating the sixth anniver- To Conference on

In the quiet of his vast new chancellery, a symbol of the might of the enlarged Nazi empire of 80,000,000 people, Hitler had worked Washington glittered with movie until late afternoon on the speech.

Outside the heavily draped windows of his study, the capital assumed a holiday air to celebrate the nation's new position as a domi-The Nation-wide celebration of the nating continental power. President's 57th birthday will in-The population was astir from In New York Judge Manton re- clude 12,000 Birthday Balls, which early morning when Nazi party mained secluded in his chambers at are expected to net more than the music formations sounded reveille. The city was colorful with swas-Work was virtually halted at the tika flags whipping in the breeze. He sent out word through an aide District Building today when the Brown-shirted Storm Troopers and that he would hold a press con- Hollywood stars in a broadcast from black-garbed elite guards thronged The entire route from the chan-

> virtually walled with swastika banners-along the Wilhelmstrasse, past government buildings, into the historic Unter den Linden, under Bran-Flags, banners and green fir trim- today to adjust differences with mings decorated the Opera House. Senate approved measure. A polished vast gilded eagle and

Loud-speaker arrangements were number of amendments to the that the high-ranking jurist had ac- ingly, "I've been trying to get a made so that thousands could hear measure which the House had ain the streets outside the building. The 855 brown-shirted deputies | The \$725,000,000 figure represented Andrea Leeds, who also wore a forming the Reichstag membership a reduction from the \$875,000,000 reton W. Sumners, chairman of the mink jacket, laughingly denied she provided a double inspiration for quested by President Roosevelt. The House Judiciary Committee, Mr. | would marry Edgar Bergen the end | the Chancellor: A sympathetic audi- | money is intended to finance W. P. Dewey listed six loans totaling \$439. of the year as Walter Winchell pre- ence and a personification of his A. operations from February 7 to greatest achievement-the annexa- June 30. "Walter usually tells the truth," tion of Austria, his homeland, and names mixed. If there's any chance Reichstag Largest in History.

> were allotted seats beside Prussian vania, McMillan of South Carolina colleagues in the Reichstag, mem- and Johnson of West Virginia, all bership in which today is the largest | Democrats, and Taber of New York, numerically in the history of the Wigglesworth of Massachusetts and outlined for the seventh year of the "national socialist rising," whether principally internal or another broad step along the trail of his dynamic foreign policy, his followers sang

On the eve of the sixth anniversary Other celebrities who spoke briefly of Nazi rule, Labor Front Leader nesday. Robert Ley told a Nazi party district "Whoever lives in Germany must breathe the national socialist air. vote of the Senate is required to (See BIRTHDAY BALLS, Page A-4.) knows that the Fuehrer was able to create a corps of leaders which CINCINNATI, Jan. 28 (P).—Eve- mands upon itself,

by the nine members of the Supreme Court. 'Mile of Dimes' Is Completed With Total of \$9,176.90

The last dime in a mile was re- | line today. He was Dorian St ceived shortly after noon today and George, who handled the microwill wait until I have read the full Washington's "Mile-of-Dimes" con- phone the first day of the contest. Lost and text of Mr. Dewey's letter to the tribution to the national "March- The winning announcer, Bryson of-Dimes Campaign" to combat in- Rash, collected \$750 in his 15minute period on the air. The runner-up, Ray Michaels, collected \$393, while George Wheeler ing Judge Manton for a year "with \$9,176.90 to the "Mile-of-Dimes" | was third with \$280. a view to possible criminal prose- stand at Fourteenth street and New | The last mail acknowledgement cution under the income-tax laws York avenue N.W. at 2:45 o'clock was to be made at 5:30 p.m. today. for the final radio broadcast before Those who were unable to get to After listing the cases, he indi- the contributions are turned over the N. B. C.-Star stand during the New Chilean quakes throw stricken This and That. campaign were to be thanked for area into panic. This letter was received from John | mailing in their contributions. National Bank, shortly after the sent to the "Mile-of-Dimes" today. Soviet Russia aims at full commu- Alsop and Kintner. . A contribution of 52 dimes was It came from Mr. and Mrs. Newman "This is to certify that the Mile- who are celebrating their 52nd wedof-Dimes Campaign, sponsored by ding anniversary. Washington resthe National Broadcasting Co. and idents for 39 years, the Zarins have

in this institution the sum of nine who have already deposited their The entire amount was to be up to the stand yesterday. Edson

The losing announcer in the N. yesterday. The band played a conuled to deposit nine dimes on the scene.

Race on Cracking of Atoms Results in Four-Way Tie

Carnegie Institution, Two Other U. S. Groups And One Abroad Report at Same Time

Great Lakes States

Are Paralyzed by

Record Snowfall

More Than 20 Injured

As Chicago El Trains

ern Great Lakes States and the Ohio

March, 1931. The fall was approxi-

Crash in Blizzard

The story is one of the most dra-

were amendments designed to keep administration of relief out The House sent the \$725,000,000 relief bill to a conference committee There was no difference in the amounts appropriated by the two Houses, but the Senate added a

Speaker Bankhead named these House conferees: Representatives Woodrum of Virginia, Taylor of Lambertson of Kansas, Republicans, A similar committee will be named by the Senate. Report to Be Pushed.

Committee Expected

To Have Report Ready

To finance operation of Works

Progress Administration from

February 7 to end of present

fiscal year President Roosevelt

asked new Congress to appro-

priate \$875,000,000. House econ-

omy advocates cut sum to \$725,-

000,000. Senate, despite drive to

restore reduced figure, voted by

47 to 46 Friday to keep sum at

\$725,000,00. Added to measure

as it was sent back to House

By Wednesday

BACKGROUND-

of politics,

By the Associated Press.

mittee was appointed that Repre- cated the newly proposed rate of Pennsylvania and New York State. sentative Woodrum hoped to have reduction would be adopted. political activity.

tackles every problem, evades no for any one to give or withhold W. hours; 2.3 cents for the next 400 of passengers on the two trains were decision and places the greatest de- lor any one to give or withhold W. hours; 2.3 cents for the cut by flying glass. Both trains were mands upon itself. lyn Nesbit Thaw, appearing here "Our belief in the Fuehrer and ity by W. P. A. administrative offi- for the next 33,050 kilowatt hours; crashed into the rear of the other Appointed by Wilson. The 58-year-old jurist, appointed by Presi- to his present post in 1918 by Presi- to his present post in 1918 by Presi- ped on a stairway breaking an old stairway breaking and stairway breaking an old stairway breaking an old stairway breaking and stairway br

By THOMAS R. HENRY. matic in the annals of science—a From three American and one whispered secret, an exiled old lady. European laboratories simultaneous- a suggestion dropped at a Washly this morning was reported the ington meeting of the keenest minds cracking of atoms with the release in the scientific world, feverish night. E. Waggaman, Justice Frankfurter of the greatest energies ever known and day work, and the setting loose

A total of \$141,503 of the \$393,986 By the Associated Press.

under the sliding scale plan will be blizzard whipped across the South-

allocated to residential consumers, Valley today, burying Chicago under

new proposal rate schedule with the Forecaster C. A. Donnel said that

At hearings last week the Utilities the severity prevalent in midmorn-

company a new rate schedule that have snow totaling more than the

would have applied the entire say- existing record of 19.2 inches in

commercial rate reduction. While and Central Illinois, Northern In-

Under the new schedule a total mately 1 foot by 9:30 a.m.

on earth-in the neighborhood of of such titanic forces as man has This first tapping of the ultimate | Last week was held here the anenergy of creation which binds all nual joint conference on theoretical things together was accomplished physics of the Carnegie Institution at the Terrestrial Magnetism Labor- of Washington and George Washatory of the Carnegie Institution of ington University. From Copen-Washington, and at Columbia and hagen came Prof. Nils Bohr, one of Johns Hopkins Universities, and at the great men of world science, with the University of Copenhagen. The a carefully guarded secret. From four institutions were working in- Liege, Belgium, came Prof. G. Rodependently and none knew the senfeld, Dr. Bohr's chief collaboraprogress the others were making. tor, who shared the knowledge but (See SCIENCE, Page A-4.)

Electric Rate Plan Saving Home Users \$141,503 Offered

Utilities Commission

available for electric rate reduction

Expected to Adopt

Proposed Schedule

Representative Rayburn of Texas, the Democratic floor leader, announced soon after the Relief Com- on the new schedule, it was indi- spread rapidly northeastward into Judge is Approved

the conference report ready by Weda 25 per cent limitation on W. P. A. next 80 kilowatt hours and 1.5 cents estimated the injured at more than Eastern and Southern Illinois, and pay differentials and imposition of a for current in excess of 126 kilowatt | 20. Five of the most seriously in- | Eastern and Western Wisconsin. new set of restrictions on W. P. A. hours. The minimum monthly jured were taken to hospitals by The Senate accepted a pro- The rates for urban schedule "E" posal by Senator Hatch, Democrat, (commercial) would be as follows: of New Mexico, to make it illegal 3.8 cents for the first 80 kilowatt also would prohibit political activ- next 5,220 kilowatt hours; 1.3 cents east bound into the Loop and one

Summary of Today's Star

Found ___B-11

reported foiled. Chamberlain to see advisers after Hitler talks. Army stays in China indefinitely, Letters to The Star. Japan's Diet told. Zarin, 1221 New Jersey avenue N.W., Body: of Yeats to be returned to Jay Franklin. Ireland. National.

The Evening Star, has on deposit 10 children and 15 grandchildren, Felix Frankfurter takes oath as Su- City News in Brief. Supreme Court holds utilities have Bedtime Story. A ton and a half truck on a good- "no standing" in T.V.A. Page A-1 Cross-Word Puzzle. will mission to South America drove | California use tax law upheld by Letter-Out. Supreme Court. turned over to Marvin H. McIntyre, Smith, who won the world cham- President marks birthday by staying secretary to President Roosevelt, at pionship as a truck driver in a com- out of office. a special ceremony at the White petition in Detroit, was the driver, Great Lakes States paralyzed by rec- Decisive games due on national bas- a ruling by the United States Court fixing minimum prices, specified He donated dimes for every country ord snowfall. At the same time a leather-bound he will pass through during his Dewey lists huge loans to U.S. Judge Pop Warner quits at Temple; may bia denying an injunction against confidential, Manton. "Mile-of-Dimes" stand was to be The Knights of Columbus Band, Felix Frankfurter takes place on Venzke quits chase after Cunning- Justice McReynolds' opinion con- ment that the act permits disclospresented to the President, through led by Edward J. McGraw, was the Supreme Court. featured attraction at the stand New Mexico's "politics in relief" case Brooklyn hails hall of fame with ex- "Obviously, publication may be ings before the commission. The opens.

Obituary ___ A-10 prises proposed. Financial ... A-13 Sports ... A-16-17 transcript of testimony. Page A-3 Women's Pg. B-6 Martin claims majority support in U. A. W. fight, Washington and Vicinity.

charge would be 75 cents.

Anarchists' plot in refugee haven Atom-cracking frees greatest en-Page A-1 ergies ever known. Anxious world awaits Hitler speech A. B. C. Board hit for granting of Page A-1 liquor license. Page A-4 Editorial and Comment Page A-4 Answers to Questions.

Page A-5 Frederic William Wile. Page A-12 Lemuel Parton. Miscellany

preme Court justice. Page A-1 Nature's Children.

Page A-1 get Stanford berth. Page A-1 ham in Wanamaker. Page A-16 cluded: Page A-2 Dodger now in it. B. C. staff competition was sched- cert which was broadcast from the Vinson proposes exchange of surplus National Open par course cut due to gress had adequate power to au- tion of the data pending its decotton for war supplies. Page A-2 affect all links,

Page A-1 Page B-1 Page A-9 Page A-9

Page A-5 David Lawrence.

Page A-1 Winning Contract, Page A-1 Sports. Page A-1 ket ball card.

Page A-7

chial schools were ordered closed, tices act. Page. | Lower taxes to encourage new enter- to work when suburban railroad and held that the Pacific Health Corp., B-16 RadioB-11 Relief bill goes back to House for ac- buses were delayed. Comics B-14-15 Short Story B-10 tion of Senate changes. Page A-3 Motor traffic was paralyzed. Only was itself practicing medicine in the Tennessee and two reservoir

Page A-3 elevated trains, street cars and in selecting and paying licensed Editorials ...A-8 SocietyB-3 Weinberg ends life; jury to hear four automobiles crossed the outer violation of the State law. Three, Trying to Escape,

were summoned to free them.

Shoot Staunton Guard By the Associated Press. Page A-8 night when three colored prisoners sion men at the Kansas City stock- between complainants and their cus-Page A-8 tried unsuccessfully to shoot their yards until Secretary Wallace could tomers, destroying the good-will

charges made from 1933 to 1937. prison camp reported today.

Page B-11 By the Associated Press. Page B-14 that the National Bituminous Coal | tion." Page B-14 | Commission may disclose cost data Page B-15 submitted by 19 coal companies.

Page A-16 the commission.

Page A-17 thorize it and has used language cision.

To Maintain Suit

Before a crowd that taxed the courtroom. Felix Frankfurter today that 14 private power companies took oath of office as an associate had no legal right to challenge the justice of the United States Supreme Government's gigantic Tennessee Court, promising in a firm, clear Valley Authority power program. voice "to administer justice without respect to person." Immediately upon reading the oath after Charles Elmore Cropley, the clerk of the court, the new justice "In no aspect of the case have crossed behind his seven associates the appellants standing to maintain

the extreme left, next to Justice Hugo L. Black, who grasped his hand as he sat down. The ceremony which elevated the one-time Austrian immigrant boy to Prior to coming on the bench, Justice Frankfurter took the constitutional oath in the privacy of three-judge Federal Court in East-the court conference room from ern Tennessee. Chief Justice Hughes.

Frankfurter Takes

Oath as Justice;

Notables Attend

of 12, Prof. Frankfurter coming in at the end took a seat below the Hughes Announces Appointment. Chief Justice Hughes then an-After the clerk, Justice Frankfurter | bring suit. repeated the oath of office, conclud-

ing with the promise, "So help me Escorted by the marshal, Thomas then took his place and the court began to deliver opinions. not hitherto dreamed of producing. was absent from the ceremony, which was witnessed by Mrs. Frankfurter and many notables and friends of the new justice. ous time associated with the va- gal." was appointed, came into the court. poration, and to function as a public

Extra Chairs in Aisle. ing an hour before the time for court porations, or the State or municito open. As a last minute emer- pality granting the franchise. gency measure, extra chairs were placed in the aisles of the chamber and spectators not fortunate enough to get in clotted around the grilled by contract from initiating or perentrances leading from areaways mitting such competition, but no CHICAGO, Jan. 30.—A paralyzing

along the side of the court room. Those reserving seats for the cere- asserted. mony included Secretary of Labor | Justice Roberts said the Federal Perkins, Secretary of Commerce District Court "finds that the au-Hopkins, the wives of Justices But- | thority has not indulged in coercion, For the first time since 1848, 73 Colorado, Cannon of Missouri, Lud- it was indicated today, when the one of the heaviest snowfalls on ler, Stone, Black and Reed; Mrs. duress, fraud or misrepresentation Frankfurter, Thomas G. Corcoran in procuring contracts with muniand Benjamin V. Cohen, Govern- cipalities, co-operatives or other ment attorneys and former pupils of purchasers of power; has not acted if the storm continued all day at Justice Frankfurter; Miss Margue- with any malicious or malevolent rite Le Hand, personal secretary to motive, and has not conspired with Commission received from the power ing the Nation's second city might President Roosevelt; Miss Ella municipalities or other purchaser of Frankfurter, a sister connected with power. the Labor Relations Board; Senator and Mrs. W. Warren Barbour of New Jersey and Prof, and Mrs. Joof \$252,483 would be applied to The storm was worst in Northern seph Beale of Harvard University,

the commission has not yet acted diana and Southern Michigan, but The Senate Judiciary Committee In Chicago two heavily-loaded approved today the nomination of Under the new schedule the rates elevated trains on the Douglas Park Otto Kerner of Illinois to be a judge strain the T. V. A. from constructfor urban schedules "A" (residen- branch line collided in the blinding of the Seventh United States Circuit | ing dams in the Tennessee River One of the provisions inserted by tial) will be 3.9 cents for the first snowfall during the morning rush Court of Appeals. The seventh cir- and its tributaries, from generating the Senate in the relief bill provided 46 kilowatt hours, 1.7 cents for the hour today. Early police reports cuit embraces Indiana; Northern,

> Court Refuses Police and witnesses said scores Ruling on Coast Group Health

Francisco group health organization | structive flood waters in both the In Chicago all public and paro- violated the State medical prac-Thousands of commuters were late | The California Supreme Court | properties at Muscle Shoals in the physicians to care for members, high dams on the main stream of The Supreme Court today ordered taries, the Clinch and Hiwassee

reargument February 27 on two Rivers, is included in the plan. cases from Kentucky and Kansas involving the right of a State to ratify, after once rejecting, the Butler and McReynolds assailed the to abolish child labor. Reargument on the same date also STAUNTON, Va., Jan. 30.— was ordered on litigation involving a the defendants are conducting a Charles Smith, a guard, was wound- Government request for delay in systematic campaign for disrupting ed at the State lime plant here last distribution of \$586,000 to commis-

Page A-9 Page A-9 Coal Board's Right to Disclose Cost Data Upheld by Court

Page B-14 The Supreme Court ruled today no sufficient basis for an injunc-No dissent was announced.

The Utah Fuel Co. and 18 other In a decision delivered by Justice | concerns contended that the 1937 McReynolds, the tribunal affirmed Bituminous Coal Act, providing for Page A-16 of Appeals for the District of Colum- that data submitted would be kept It was contended by the Governure of cost data in evidence in hear-Page A-16 harmful to petitioners, but as Con- Supreme Court enjoined publica-

Tribunal Rules They Have No Standing

THREE CENTS.

The Supreme Court ruled today In a decision delivered by Justice Roberts, the tribunal held the utilities had "no right to be free of

on the bench and took his seat at the suit," Justice Roberts asserted. Justices Butler and McReynolds dissented to the 5-to-2 decision, contending it "goes too far." The opinion gave the Government a go-ahead sign for continued conthe highest tribunal in the world struction of a series of dams in the was a matter of hardly more than a Tennessee Valley and for sale of surplus power produced. The high court affirmed a decree in favor of the Government by a

The three-judge court had held the As the justices filed in on the stroke T. V. A. Act constitutional and that bench level at the right of the court. from lawful competition even if their business be curtailed or destroyed." No Constitutionality Ruling. The Supreme Court, however, did dent Roosevelt "with the advice and not rule directly on constitutional-

the consent of the Senate" and the ity of the T. V. A. law, confining clerk read the commission of office. itself to the right of the utilities to Justice Butler, who wrote the dissenting opinion, contended the utilities were "entitled to have this court decide upon the constitutional questions they have brought here." Justice Reed did not participate in the decision. As Solicitor General

he had argued a previous T. V. A. Justice Roberts asserted that "the vice of the position" taken by the Just before the court convened power companies "is that neither Attorney General Frank Murphy their charters nor their local franand Solocitor General Robert H. chises involve the grant of a mo-Jackson, whose names were at vari- nopoly or render competition ille-

The combination of ceremony in- utility, in the absence of a specific ducting Justice Frankfurter and the | charter contract on the subject," the possibility that the court today opinion continued, "creates no right would hand down a decision on the to be free of competition, and affords constitutionality of the Tennessee the corporation no legal cause of Valley Authority attracted the larg- | complaint by reason of the State's est crowd of the session and one of subsequently authorizing another to the largest that ever has been pres- enter and operate in the same field, "The local franchises, while having elements of property, confer no. The limited number of court room | contractual or property right to be seats was exhausted and the line free of competition either from inof hopeful spectators began gather- dividuals, other public utility cor-

> Obligation Not Asserted. "The grantor may preclude itself such contractual obligation is here

"The record justifies these findings," Justice Roberts asserted. The 14 utility companies had challenged the T. V. A. program, designed to furnish a "yardstick" for measuring the proper cost of electricity in the United States. They sought an injunction to reelectric energy at the dams and from marketing the energy in territory claimed by the power companies. They contended they were threatened with imminent destruction or serious injury by competition from T. V. A.-produced power.

The T. V. A. argued that the prime purposes of the vast enterprise was to create and maintain a 9-foot navigable waterway Tennessee and the Mississippi River basins and to improve Wilson Dam interest of national defense. Construction of a series of seven dams on two of the principal tribu-

Dissenters Assail Setup. The dissenting opinion of Justices T. V. A. setup and declaring "pursuant to a plan promulgated in 1933. the established business relations Page A-8 way to freedom, officials of the pass anew on the reasonableness of built up by the complainants and seizing their markets and inciting (See UTILITIES, Page A-5.)

Senator Wagner Is Forum Speaker

Senator Robert F. Wagner of New York will explain during the National Radio Forum tonight the aims and purposes of the bill he is drafting to launch a national health program. Senator Wagner will be heard over Station WMAL at 10:30 o'clock.

The National Radio Forum is arranged by The Star and is broadcast over a coast-tocoast network of the National Broadcasting Co.

THE EVENING STAR, WASHINGTON, D. C., MONDAY, JANUARY 30, 1939.

A-4 **

SAUSAGE Ib 19c

© This entire service and/or content portions thereof are copyrighted by NewsBank and/or its content providers

bunch 5c

Chamberlain to See **Cabinet Advisers** After Hitler Talks

Delays Writing Speech To Parliament Till Address Is Made

By the Associated Press. LONDON, Jan. 30.-Prime Minister Chamberlain, facing opposition in a foreign affairs debate in the House of Commons with a reshuffled cabinet, was represented as much more concerned about the speech Adolf Hitler makes tonight

So vital was Hitler's address to the rickety European peace framework that Mr. Chamberlain delayed writing his parliamentary speech until after Hitler has spoken. Mr. Chamberlain was expected to confer with close cabinet advisers immediately upon the conclusion of the Reichsfuehrer's remarks.

Bid for Peace Gesture. In a conciliatory speech in Birmingham Saturday Mr. Chamberlain invited Hitler to make some peace gesture. Observers here, however, were *skeptical about results. Reassembling tomorrow after the Christmas recess that began December 22, the House of Commons will lose no time in going into what is expected to be an angry debate on foreign affairs. The members are eager to hear Mr. Chamberlain's report on his talks with Premier Mussolini in Rome January

In Refugee Haven ment and Britain's attitude toward Italy's colonial demands upon France were among many foreign Reported Foiled questions to be debated. Europe is now waging a "war of words" in an effort not to go to real war. Following Mr. Chamberlain and Hitler to the speaker's rostrum Mussolini will speak in Rome Wednesday when the reviews Blackshirt troops on the 16th anniversary of

Fascist militia. BACKGROUND-May Clarify Demands. Il Duce may give a clearer picture Further changes such as the Saturday shake-up which brought Admiral of the Fleet Lord Chatfield into the cabinet as minister for colikely after a conference between of 300,000, shattered by Franco's Mr. Chamberlain and R. S. Hudson, power, have joined migration out Mr. Hudson was the leader of

icies of War Minister Leslie Hore-Belisha and Sir Thomas Inskip, former minister for co-ordination of refugee-jammed town, Puigcerda, After the Chamberlain-Hudson just across the frontier from France. conference authoritative sources said Mr. Hudson would stay in the Bourg-Madame said a short-lived government, apparently acquiescing anarchist revolt was broken up last in Mr. Chamberlain's reiteration of confidence in Hore-Belisha.

junior ministers' revolt against pol-

Missionary Convention

starting Wednesday night, will be held at the Arlington (Va.) Church of the Nazarene. Miss Bertie Karns, missionary to the Far East, will speak at the opening session of the other wounded in a fight with civil- reported. Troops operating along velt at the White House and a cock- balls cost \$2.50 and are available at meeting. The convention will be lans. preceded by a pageant, "A Greater | An extremist military leader at | Vision," presented by 35 young peo- Puigcerda, a Maj. Quintila, was del Vallas, and other forces moving The guests at luncheon, as an- sociation, the Army and Navy Club,

Science (Continued From First Page.)

volts, such power as supposedly could be produced only in the hot did not know that it was being guarded with such care. Prof. Rosenfeld stopped at Princequaintances there of the strange thing that had happened in a Berlin laboratory. A culat the strange without any warning. But up to Bellin laboratory. Berlin laboratory. A quiet tip was Saturday night it was still a theory. given to Prof. Enrico Fermi of the Hahn had gotten no indications of University of Rome, this year's Nobel any energy release at all. The veri-Prize winner and now a visiting fication of the report came only late of Manresa and 29 miles north of professor at Columbia University. He immediately started his col- the Berlin laboratory. leagues, equipped with an 8,000,000- First the Washington physicists portant road to the north. Arenys machine a supply of slow neutrons. Washington last Thursday, The Then a supply of uranium was Bohr and Fermi both came to Danish physicist did not know that placed in an ionization chamber, the secret was out until he talked Uranium, heaviest of the elements, with Fermi at George Washington.
Then he proceeded to tell the whole group what had however the whole atoms into the elements, has the property of shooting off alpha particles, or nucleii of helium group what had happened. Sitting in the meeting were physicists of the Carnegie Institution of Washington. Carnegie Institution of Washington, caught at a disadvantage because lead. When these particles are shot their great atom-smashing machine off they "ionize" the atoms of the first put into operation two months is they knock off some of the All day Friday and all Friday outer electrons of these atoms and

night they worked to get it in shape this causes variation in an electric night they worked to get it in shape and the final triumph, kept secret at the time, came Saturday night. At about the same time unknown to Dr. Fermi who was immediately brought from his hotel to witness. brought from his hotel to witness the Washington results, his own colleagues at Columbia, Drs. J. R.

Begger had the uranium was thus included the uranium was the expected series of "kicks," all in the neighborhood of 500,000 volts. Then a stream of the Dunning and G. B. Pegram, had heavy neutrons was turned on the gotten the same results and a Johns Hopkins University chemist, Prof. Fowler, had accomplished the same behind it. Immediately the thing Experiments With Ekauranium. | curred far beyond any capacity to It first happened, as the story now develops, at the Kaiser Wilhelm In- neighborhood, it was reported to-

stitute in Berlin about three months ago. Dr. G. Hahn, chemist, was experimenting with ekauranium—the synthetic element first produced by Prof. Fermi three years ago by that the energy release was very bombarding uranium with slow close to 200,000,000 volts, if not a neutrons. Hahn found some of the little more. Various very difficult chemical element barium in his technical problems remain to be The German is a chemist, not a an accurate estimate of the voltage. physicist. He couldn't believe his eyes, or his test tubes, and believed that some barium impurity had been in the uranium in the first place.

Two young physicists, Drs. Richard B. Roberts and R. C. Meyer of the Carnegie staff, actually saw the thing when it happened and they He kept it to himself, except for a apparently just escape being the letter to Dr. Lise Mitner, formerly first human beings in earth to

his associate, now in exile in Sweden because of her Jewish blood and, her associates say, almost heartnessed at Columbia a little earlier. 24 for 20° broken because of the interruption There the uranium was bombarded She had a different idea and volts. Only about 400,000 volts were communicated with Prof. Frisch, used for the bombardment at the one of Bohr's associates in Copenhagen. They saw the real picture and told Hahn about it. Still he was loath to let the world know about it for fear of ridicule and Dr. Bohr's report.

they promised to say nothing until he had made some sort of publica- once by Dr. John A. Fleming, di-Thus it stood when Bohr and Laboratory, and Drs. Merle Tuve, Rosenfeld came to America last L. R. Hafstead and M. R. Heyden-

burg, in charge of the atom-smash-The exiled woman had come to the conclusion that Hohn's barium Meanwhile, it now appears, the was not an impurity in the uranium same thing was accomplished on -that instead the uranium atom has January 16 at the University of Cosplit in two, one half becoming penhagen and kept secret. This was barium and the other half some revealed when Dr. Tuve called Prof. other element, presumably masy-rium, one of the rare earths and Danish professor had just been in-about the rarest of all the substances formed by his associates.

BERLIN.—THEN—Six years ago Adolf Hitler, called to form a government under President Paul von Hindenburg, was so overcome with emotion that tears filled his eyes. Here (at left with hat in hand) shortly after he paid his respects to

Anarchists' Plot

Revolt at Puigcerda Is

way into France, Loyalist army

15,000 refugees have crowded.

an energy of more than 200,000,000

worked out before there can be

with an energy of about 8,000,000

rector of the Terrestrial Magnetism

Short-Lived; Clash

With Communists

officials in an effort to take con-Birthday Balls trol of an area which always has been somewhat politically isolated (Continued From First Page.) from the rest of Catalonia by the

VIENNA.—NOW—A vital figure in world politics, Chancellor

Hitler of Germany, acclaimed as "Der Fuehrer," is shown as he

addressed throngs last spring, shaking his fist in triumph and

--A. P. Wirephoto.

defiance as he proclaimed the annexation of Austria.

Forerunner of the celebration was ton winds up the festivities.

the New York cast were guests of pear at all the hotels.

show, the proceeds from which go Hotel. Her route tonight will be

to the campaign fund, members of kept secret, although she will ap-

Besieged by autograph seekers Wardman Park, Hamilton, Raleigh

the train yesterday, the movie stars man and his orchestra will hold

sioner Melvin C. Hazen at the Willard. Mr. LeBaron also will

McIntyre, Miss Mayris Chaney, "Red" Skelton will act as master

The balls will be held at the

The Commissioner's office was

the "command performance" of

Mrs. Roosevelt at a White House

A squad of carabineros, however, released the officials and arrested birthday anniversary celebration, of refugees toward the frontier. cials. Among them were Lt. Col. Smith.

Sixteen inches had fallen by mid- David McCoach, jr., Engineer Commorning and roads in the Puigcerda missioner; Corporation Counsel El-After month of concerted ofto send two cabinet members to the rick Tansey, Assistant Engineer aters, go to the White House to of disease epidemics. frontier to take control of the Commissioner, and many others. The hear President Roosevelt speak to Medical supplies and food and 922 N. Y. Ave. by thousands in the Catalan capirefugee situation. Minister of Pub- corridors outside the Commissioner's the Nation at 11:30 p.m. and conlic Health Marc Rucart and Minis- office were lined with District tinue with their hotel visits until from city into Northeastern Catalonia and then trudged their

ter of Interior Albert Sarraut were Building employes anxious to see few minutes before 2 a.m., when the expected to arrive tomorrow. M. Rucart was said to be particularly worried over the danger of an epidemic among the refugees "Outward Bound" at the National will not be in the White House with which might spread to French citi- Theater last night, attended by the President when he makes his zens in the border region. A few President and Mrs. Roosevelt and a broadcast. She will listen to the PERPIGNAN, France, Jan. 30 (P). cases of typhoid already had been White House party. Following the broadcast at the Wardman Park

anarchist plot to gain control of the Three Insurgent Armies Advance Northward Reports reaching the border at BARCELONA, Jan. 30 (AP),-Insur-

gent armies struck from three directions today in an effort to break newly formed government lines managed to attend a cocktail party forth at the Mayflower, while Eddie Refugees from Pulgeerda the last north of Barcelona and complete the given by Representative O'Day of LeBaron's Orchestra will provide few days reported isolated clashes | conquest of Catalonia, which, in- New York at the Mayflower, and a rhumba and tango music, to say between Communists and anarchists surgents predicted, would be done formal dinner, given by Commis- nothing of the simpler tunes, at the in the town, which has a normal within a fortnight. Manresa pushed government troops | Besides the reception at the Dis- breakfast. Dispatches yesterday said a Span- back to Moya village and captured trict Building, their program today With the arrival of the stars, ticket ish border guard was killed and an- dominating positions, the insurgents included luncheon with Mrs. Roose- sales were booming. Tickets for the the highway beyond Granollers said tail party given by Commissioner the American Automobile Associa-

they dominated the town of Llenars | Hazen at the Willars Hotel, ple of the church, under the leader- reported to have imprisoned the ship of Miss Olive Batterton. reported to have imprisoned the vanced past Arenys de Mar. A Burgos dispatch quoted the Mr. and Mrs. James Roosevelt, jr.; all hotels, and all police stations and insurgent high command that three Mr. and Mrs. Franklin D. Roosevelt, fire houses, international brigades, apparently jr.; Miss Marguerite Le Hand, Miss Admission to the Earle and Capihave happened would have required newly organized by the government, Malvina Thompson, Mrs. Edith tol Theaters, where stage shows from offered some resistance along the Helm, Stephen Early, Marvin H. both theaters will be shown, is \$1 Granollers-San Celoni road, Most insurgent positions were said Charles McVeigh, Winston Frost, of ceremonies, at the Earle while to be within 37 miles of Gerona, cap- Mr. and Mrs. Errol Flynn, Bruce Roscoe Ates handles the same duties sational an announcement been ital of Gerona Province. The city is Cabot, George Brent, Miss Anna- at the Capitol. Barcelona, Moya is 15 miles east

north of Barcelona, is on an improduced with their atom-cracking de Mar is 25 miles northeast of Barceiona and on the coast. Valencia and Madrid if complete the two-and-a-half-year war.

> India's Population Grows India's population is expected to be 400,000,000 when the next census



Our Entire Stock

Fancy Collar-Attached

Shirts

Were \$2, \$2.50 and \$3 **\$1**.55

> (3 for \$4.50) Including:

Glenbrook Broadcloth White and Plain Shades Tab Collars Kent Collars Round Collars

New Chilean Quakes Throw Stricken Area Into Renewed Panic

Chillan and Concepcion Rocked: Terror Spread Among Homeless

By the Associated Press. SANTIAGO, Chile, Jan. 30.-New panic was reported today among survivors of Chile's disastrous earthready had died. The new temblors, lasting more prince of peace on earth." than two minutes, rocked Chillan public plaza at Chillan. were almost as strong as those last a new world war.

Tuesday, which destroyed Chillan and left an estimated 15,000 dead Minister Chamberlain, participant among the city's 40,000 population. in the four-power accord which pro-There was little property left to be duced Czecho-Slovakia's dismemdamaged, however. At Concepcion berment, might get a small prize, Ground Trembles Violently. When the ground again trembled

iolently, reports said, women and children in Chillan screamed and Senator's Wife Improves men fought to reach open spaces The earthquake climaxed repeated, less severe shocks yesterday in bella, Miss Andrea Leeds, Mr. and the quake area 250 miles south of

> (approximately \$62,400,000). The work of an army of carpenracks to house the homeless of Chil-

Trianita, Mr. and Mrs. Melvin C. Informed sources expected the Leg-Mrs. Charles Pettijohn, Keith Morduring the night slowed up flight crowded with District Building offi-Stars Begin Rounds at 9 P.M. lan continued. Constant Epidemic Peril. The stars will start making their wood Seal, Richmond B. Keech, vice rounds of birthday balls at 9 p.m.

The only ones crossing the bor- chairman of the Public Utilities Preceded by police sirens and lav- other towns, were joined by troops persons already waiting at the ward Dent, Capt. H. C. Whitehurst, rounds of the seven hotels where the task of removing the debris. director of highways; District Audi- balls will be held, put in appear-The French government decided tor Daniel J. Donovan, Capt. Pat- ances at the Earle and Capital the- there remained the constant danger

Mrs. Jean Hersholt, Miss Eleanor Powell, Mr. and Mrs. Ralph Bellamy, Mr. and Mrs. Paul Whiteman, Eddie morning. Luise Rainer, who had Le Baron, Frank Fay, Mrs. Edwin Congress into extraordinary session S. C., came here yesterday at the planned to attend the President's Watson, Mrs. Louise N. Miller, La today to consider relief measures. Request of the family. the revolt leaders. One report said Quintila was killed as he attempted to flee.

Will not be able to come to Washlen, Raymond Keech, Maj. Horace
len, Raymond Keech, Maj. Horace
length loan of about 1,200,000,000 pesos
loader.

166,456 in Guatemala City

The carpenters in Chillan, as in der in that region this morning were | Commission; District Surveyor Ed- ishly escorted, they will make their and civilian workman, who kept at

fast as they can be obtained from? Santiago and cities of the north? The army was in charge of rehabilitation, and eight persons were reported executed for looting and profiteering in Chillan. One amazing rescue was reported. Chillan workmen said they found alive a 10-year-old boy, caught beneath the ruins of the municipal theater in which 400 persons were

clothing are being distributed as

Hitler Urged, in Irony, 1. For Nobel Peace Prize

STOCKHOLM, Jan. 30 .- A Swedquake after more shocks, described ish Senator ironically proposed Satas "very strong," in the same region | urday that the Nobel Peace Prize be where between 25,000 and 30,000 al- awarded to Adolph Hitler "because millions look upon Hitler as the Laborite Senator Brandt, a school and Concepcion shortly before last superintendent, in a communicamidnight, injuring 20 persons at tion to the Nobel Peace Award Com-Concepcion and spreading terror mittee said the German Fuehrer among the homeless sleeping in the saved peace at Munich last September by desisting from action, Some sources said the new shocks although he had the power to start

He suggested that British Prime but that "no other name should, outshine Hitler's."

Mrs. Isobel Lawton, daughter of safe from falling trees and crumbling Senator Smith, Democrat, of South Carolina, said last night that her mother, Mrs. Annie Farley Smith, was much improved and that the family hoped for an early recovery. Mrs. Smith has been in Emergency Hospital several days. Dr. Leonard increasingly difficult situation, called Ravenel, a specialist of Florence,

> Guatemala City, Guatemala, has a population of 166,456, according to a census just completed.



Washingtonians Like Our Location

This is another reason why so many of you make the Belmont Plaza your New York home. Just a few blocks from Grand Central, convenient to the theatrical area and the midtown business and shopping districts-at the Belmont Plaza you are

in the heart of things! All of our attractively appointed rooms have both tub and shower, radio and other modern conveniences. Two popular priced restaurants, including the famous Glass Hat.

800 ROOMS FROM \$300 BELMONT PLAZA Lexington Ave. at 49th St., N.Y. C.

The Mode's Annual ONE DAY SALE

Requires Quick Action

Tuesday, January 31st (Only), 8:30 A.M. to 6 P.M.

347 Richard Prince Suits 179 Richard Prince Top Coats 137 Richard Prince Overcoats

Every garment from this year's regular stock.

Were \$35 to \$45

This is a genuine VALUE event on high-grade clothing. Every smart fabric, model and pattern is available, and there is a plentiful variety of practically all



A \$5 deposit will reserve your selection until March 1st.

Courtesy Parking Northwest Corner of 12th and

Open a Charge Account. 30, 60 or 90 day service available.

