

THE WEATHER
Generally fair and continued warm tonight and Friday; moderate southwest wind with rain, prompt.

| TEMPERATURE AT EACH HOUR | | | | | | | | | | | | |
|--------------------------|----|----|-----|----|----|----|----|----|----|----|----|----|
| 8 | 10 | 11 | 12 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 |
| 71 | 80 | 88 | 100 | 88 | 81 | 72 | 63 | 54 | 45 | 36 | 27 | 18 |

VOL. VII.—NO. 271

MAYOR VETOES \$1.10 GAS BILL; FOR NEW LEASE

Urges Council to Aid in Framing Stable Policy With U. G. I.

NO INCREASE UNTIL AGREEMENT IS MADE

Hall Ordinance Failed to Protect City or Consumer, Moore Declares

COUNCILMEN CRITICIZED FOR IGNORING EXPERTS

Mayor Moore vetoed the Hall gas ordinance, increasing the price from \$1 to \$1.10 a thousand cubic feet, this afternoon.

A new, permanent gas lease and the adoption of a permanent policy for the operation of the city-owned gas works were recommended by the Mayor.

"In no event, until a new permanent lease is made or a definite policy adopted," wrote the Mayor, "should the consumers of gas be called upon to pay a higher rate than that provided for in the existing contract."

Public Not Safeguarded

In his message to Council, covering sixteen closely typewritten pages, the Mayor declared that the Hall ordinance contained no safeguard for consumers or taxpayers.

He summarized all the recommendations of the municipal Gas Commission and referred to them as of great importance in the matter of time, economy and efficiency.

Referring further to the commission's recommendations, the Mayor stated:

"Along with their detailed report and their schedules, which constitute an interesting chapter in the history of finance and gas-making, they substituted specific recommendations, many of them plainly in the interest of the city and the gas consumers, without being unfair to the United Gas Improvement Co. In fact, their figures and statements were publicly stated to be accurate by the president of the U. G. I. Co. at a hearing held in the Mayor's office."

"These recommendations, however, based as they were upon an inquiry sought by the United Gas Improvement Co. and sanctioned by Council and the Mayor, have been totally ignored in the so-called emergency ordinance recently introduced by Council and submitted for the Mayor's signature."

Reduced City's Revenues

At another point in the message, Mr. Moore says:

"The emergency ordinance, granting direct and not conditional relief to the United Gas Improvement Co. in the interest of the city, or of the consumers of gas. The additional twenty-five cents a thousand cubic feet is an arbitrary fixing of relief not based on any fact shown by the company or the gas commission."

Text of Message

The Mayor's message follows:

"It is proper before acting thereon in accordance with law, to submit my views with respect to the bill entitled 'An ordinance amending an ordinance entitled 'An ordinance authorizing the execution of a contract with the United Gas Improvement Co., its successors and assigns, etc., etc.' approved by the Council on November 12, 1921, and authorizing the Mayor to enter into an agreement with said United Gas Improvement Co., amending and modifying the said lease of November 12, 1921."

"This measure proposes, by amendment to the contract of November 12, 1921, between the City of Philadelphia and the United Gas Improvement Co., to change the twenty-two candle-power light standard therein guaranteed, to a 200 British thermal unit standard; to advance the price of gas to the consumer from \$1 per 1000 cubic feet to \$1.10 per 1000 cubic feet, and to raise the amount to be paid to the United Gas Improvement Co. from seventy-five cents per 1000 cubic feet to \$1 per 1000 cubic feet, thus reducing the rental to be paid to the City of Philadelphia from twenty-five cents per 1000 cubic feet, to ten cents per thousand cubic feet, offsetting an aggregate reduction of rental to the city in this instance, and resulting in a benefit to the United Gas Improvement Co. of approximately \$4,000,000 for the year."

"There is no provision in the ordinance for safeguarding the taxpayer or the consumer who, in the end, by an increase in rates, or taxes, would be obliged to make up this and other allowances sought to be granted to the United Gas Improvement Co. by the ordinance."

Commission Favored

"The recommendations made by the Gas Commission appointed by the Mayor pursuant to the ordinance of Council, introduced by Council January 21, 1921—an ordinance passed by the Council in the United Gas Improvement Co.—are wholly ignored in this proposed ordinance."

"To fully appreciate the gross injustice and the significance of the ordi-

AGENTS REDOUBLE EFFORTS TO SEIZE RUM BANK BOATS

More Customs Officials Join Those Hunting Liquor Smugglers at Shore

CLAIM NEW INFORMATION, BUT GUARD IT JEALOUSLY

By a Staff Correspondent

Atlantic City, N. J., July 28.—Aroused to desperation over the report that hundreds of cases of Scotch whisky from the schooner Henry T. Marshall are being landed through inland passage on Egg Harbor Bay, Government agents spent all night in a hurried catch-up with some of the bank boats that are reported engaged in this illegal traffic.

Late last night three more customs officials came here to re-enforce the inspectors already here, and without any help from other Government departments in the case, the proceeds of the ammortization of these funds to obtain return of their capital to the stockholders and bondholders if necessary, were estimated at the least, might, by such ammortization, detract from the rentals to be paid by the city, neglect the physical property, or force an increase in gas rates over those provided for in the contract.

Danger in Amortization

"These earlier financial transactions, perhaps, are no matter of concern to the city as a lessor so long as it receives full rental and gas improvement from the contract performed, except as the amortization of these funds to obtain return of their capital to the stockholders and bondholders if necessary, were estimated at the least, might, by such ammortization, detract from the rentals to be paid by the city, neglect the physical property, or force an increase in gas rates over those provided for in the contract."

"These phases of the problem must be borne in mind in connection with the proposed ordinance and prior ordinances submitted in the interest of the United Gas Improvement Co. under one of which a gas commission was appointed to make a thorough inquiry of the situation, especially as it related to the property of the city and the to-datedness of the works, with reference to their producing capacity should the lease be suddenly terminated or should it expire at the end of the thirty-year period, December 31, 1927."

"Until the early part of 1920 there was no public concern that the company desired or needed any relief from its contract stipulations. The president of the United Gas Improvement Co. first brought the subject to the attention of the Mayor prior to May 10, 1920."

"On that date, following a suggestion of the Mayor, the president of the company put in writing a statement of its proposal. This statement is of record in the printed proceedings of the Council. It also contains a request for one thing only—the substitution of the British thermal unit standard for that of twenty-two candle-power light, provided for in the contract of 1921."

"Following the receipt of this request for the change of standard upon the increased price of fuel, particularly gas oil used in the manufacture of high candlepower, and upon the further fact that 'candlepower' was not applicable to any of the lamps used except the few which still use open-flame burners, but by changing to incandescent mantle burners, can put themselves on the same basis as all other users of gas. The only one concerned only with the heating value."

"In this formal presentation of the problem the president of the United Gas Improvement Co. actually substituted the B. T. U. standard for the candlepower standard, we will order coal gas apparatus for immediate requirement in the city, including those of the winter of 1921-22, it would then be feasible to take the time necessary for a detailed, careful study of how provisions should be made for subsequent extensions, having in mind the importance of the value of the Philadelphia Gas Works not only during the remainder of the lease, but afterward, when they are returned to the city's control."

"Be it remembered that the lease of 1897, agreed to before gas heat had come into general use, did not mention heat, but provided for heat as a utility, and the consumers were concerned, that there should be an assured 22-candlepower light, that being the principal desideratum of the contract. That was the light the contract was to get, and heat was in no way a factor."

Rates to Be Unchanged

"In addition, the rates to the consumer were to be held at the scale fixed, as also were the rentals to the city, under the contract of the agreement being regarded of greater interest to the United Gas Improvement Co. than it was to the city."

"The Mayor forwarded the formal request of the United Gas Improvement Co. for a change of standard to the Council, which, on July 13, 1920, passed an ordinance which the Mayor vetoed because of its binding provisions, which, subject to the appointment of Gas Commissioners, all experts being required, whereas the Mayor pointed out that non-experts—more in touch with the public interest—should be appointed along with experts."

"The veto was sustained, and subsequently another ordinance was introduced and passed by the Council, which provided for the employment of five commissioners, two of them to be citizens and three of them to be public utility experts, was approved by the Mayor December 15, 1920. This ordinance was so vastly different from the so-called emergency ordinance now pending as to make necessary a review of its provisions."

"The ordinance set forth in its preamble that the supply of available gas-making oil was diminishing and that the manufacture of gas would be affected by the depletion of a larger amount of oil than is necessary under modern practice; that the United Gas Improvement Co. had asked for a substitution for the candlepower standard, as provided in the contract, of the heat standard known as the British thermal unit; that Council had passed an ordinance, which the Mayor had approved July 19, 1920, for the temporary suspension of the twenty-two candle-power standard and the substitution of the B. T. U. standard, and that the substitution of the company desired to make permanent; that the lease or contract expired December 31, 1927, 'when some new arrangement will have to be made for the operation of the gas works'; that it was desirable that the city of Philadelphia should have the benefit of a general survey of the gas situation and of other matters involved in the future operation and development of the gas works, and that a sufficient sum should be appropriated to carry this purpose into effect."

"These were the reasons set forth

Penrose Is Put 'Up a Tree' by City Political Situation

Senator, in Quandary, "Keeps Hands Off," but Any Combine Ticket Unprotected by Him Will Bear His Label

By GEORGE NOX MCLEAN

daily, possibly until October. His presence is necessary at each meeting, and any absence in the circumstances would be occasion for very just criticism."

To Spend Little Time Here

My informant was positive in the statement that Senator Penrose did not expect for some time to visit Philadelphia again for a stay longer than a day or so. This news of Washington will take precedence over the minor affairs of Philadelphia politics. Inferentially, Penrose will let matters in the city adjust themselves without his direct interference.

Plausible as this might seem, there are other considerations involved. If Senator Penrose gives the cue to the combination to go ahead, if he endorses or names its candidates, he will be expected to finance the fight.

The usual sources of campaign funds have been shut off from the combine leaders through the Moore Administration. Their only hopes are in the assessments that can be levied on the employees of the county offices and the Municipal Court.

Under certain circumstances Senator Vars might be depended upon for large contributions. With his street cleaning contracts vanishing and heavy expenditures that are always entailed upon a political leader, it is not likely that he will march up to the captain's desk and settle as in former years, particularly also when the rivalries of patronage, outside certain restricted offices, have dried up.

That the Cunningham-Brown-Vare combination, could be convinced that this group could win the coming elections without prejudice to the reputed political sagacity, his emissaries to the Vares, or his pocketbook, the triumvirate would have been in the field before this with sabers upraised and gong-falions fluttering.

But Senator Penrose has not given the word. It is probable he will not. The Senator is in a quandary. He has given no encouragement to Mayor Moore, nor has he issued a mandate to the combination.

On the most unquestioned authority he has expressed his views on the Philadelphia situation as "a murky outlook." Further, he is disposed, up to the present, to let it take care of itself without his intervention.

The gentleman through whom this information came, in justifying the Senator's attitude, said:

"Senator Penrose is in better shape physically than he has been since he first took office. He is taking excellent care of himself. It is necessary that he should do so. As chairman of the Finance Committee of the Senate he has a greater responsibility upon him than any other man who ever occupied the position.

"Fiscal affairs aggregating \$20,000,000—the greatest in the history of civilization—have to be disposed of by his committee. The committee will sit

Continued on Page Six, Column Two

HELD AS LEADER OF GIRL BANDITS

Storekeepers Accuse Annie Gallagher—Smile Fades as She Goes to Cell

LAWYER FAILS TO APPEAR

Annie Gallagher, alleged leader of a band of girl robbers, stood complacently before Magistrate Yates in the Front and Master streets police station today while more than a dozen storekeepers testified she was the directing genius of several robberies at their establishments. She was held in \$1500 bail for court.

The defendant, twenty years old, was dressed in a summer gown and wore a hat of fact fashion to her accusers and barely raised her eyebrows when they called at her place about the alleged robbery. She simply stocked to capacity with choice brands of Scotch, and she also admit that if the staff is the real article it must have come from the deep, deep sea in the shallow waters of Mullica and Bass Rivers, whence it was loaded into waiting automobile trucks and thence forwarded to points of destination.

"However, every one nowadays tells of this and that rum-laden schooner. There must be at least forty vessels of the kind that run laden seaward, and she also admit that if the staff is the real article it must have come from the deep, deep sea in the shallow waters of Mullica and Bass Rivers, whence it was loaded into waiting automobile trucks and thence forwarded to points of destination."

"It's some business," said this fisherman, "and they also seem to be able to go away and get it. I don't want anything to do with it. Some day some of these boats may slip over the line just at a time when the revenue cutters are around. If they do, then it means good-night."

"The wise guys around here may be sure."

Continued on Page Six, Column Four

WOMAN BATTLES ROBBER FOUND IN CAMDEN STORE

Man Caught in Chase After Being Groceries Keeper

An alleged footpad, surprised today in the grocery store of Mrs. Mary Wilson, 324 South Fifth street, Camden, struck the woman and fled, but was caught by a detective after a chase of two blocks.

The girl, who tried on a dress, she said, "and after they left four good dresses were missing. I think they left at her place being detected."

Morris Robert, who conducts a store at 2633 Kensington avenue, said the prisoner visited his store with two girls on July 7. They were asked for money and he refused. The girls, who were wearing hats, one of them said she had a refined and lady-like manner.

Mrs. Mollie Backlund, who conducts a dry goods store at 4323 Grand avenue, said the girls, who were dressed in the latest fashion, came to her store about four weeks ago. While the prisoner engaged her in conversation and looked at various articles the other two selected clothing they wanted. When they had gone in the prisoner's automobile, the witness said, furs valued at \$145 were missing.

Similar testimony was given by Mabel Peak, clerk in a store at 27 South Fifty-second street.

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RELIEF SHOWERS ON WAY

Forecasters Hold Out Hope of Cooling Rainstorm

Thunder showers will arrive late this afternoon, according to the weather man, and give some relief from the excessive heat.

The temperature at 3 o'clock was 93 and it was accompanied by a humidity of 62 per cent.

The forecaster predicts that today will be at least as hot as yesterday, with the highest temperature 91 degrees.

Continued warm weather is predicted for tonight and tomorrow.

DEFENDS GAS INCREASE

Suburban Company Estimates Its Plants at \$16,750,900

In an effort to justify increased rates for service, the Philadelphia and Suburban Gas and Electric Co. today filed before the Public Service Commission a valuation of its plants which was said to be \$16,750,900, allowing for improvements and depreciations.

Complaints against the rate increases had been filed with the commission by thirty-seven individuals and associations located in this city, Glenside, West Chester, Chester and other communities near Philadelphia.

C. H. Hahn, an engineer, who supervised the testimony, testified before Commissioner Penn in City Hall.

MAYOR TO VETO HALL BILL

Moore Expected to Stick to Stand on Recreation Center Name

Mayor Moore will send a message to Council this afternoon vetoing an ordinance introduced by Charles B. Hall, Vars leader, designating the plot of ground at Tenth and Lombard streets as the Charles Seger Recreation Center.

Mayor Moore already has named the plot the "Philly Wheatley Recreation Center" in honor of a Negro poet.

Council is almost sure to override this veto, but notwithstanding this fact it is expected the name of "Philly Wheatley" will stick because it is favored by the majority of the people of the ward.

ROPER WON'T SIGN REPORT ON GRAFT SCANDAL IN COUNCIL

Calls Committee's Findings an Attempt to 'Whitewash' Guilty Parties in \$25,000 Bribe Case

Councilman Roper refused today to sign the report of the councilmanic committee appointed to investigate the graft charges made some months ago by Andrew B. Smith, of Sears-Robuck & Co., denouncing the report as a "whitewash."

HALL, VON TAGEN, WEGLEIN SPEAK IN FAVOR OF REPORT

The charges investigated were to the effect that a member of Council had approached Mr. Smith and asked for \$25,000 for some one "higher up" so that the Sears-Robuck Co. could get a street railway that it desired on the Roosevelt boulevard. Immediately after making these charges Mr. Smith left the city, returning to Chicago. Several attempts were made to have him return here and substantiate his charge, but they all failed. At the time it was charged that Councilman Limeburner was the man who approached Smith.

Medical Examiner Calls Death of Prominent Long Island Man Suicide

New York, July 28.—Alone in his private office on the eighteenth floor of the Equitable Trust Co.'s building, Harry H. Duryea, of the prominent Long Island family of that name, died instantly yesterday afternoon from a bullet wound through the heart, made by a .38-caliber revolver he had just purchased.

Accident, Associates Say

The medical examiner's office recorded the death as a suicide. This verdict was based on an investigation by Dr. Thomas H. Gonzalez, who said the wound was of the "direct contact" sort and that the bullet had passed exactly and horizontally through the heart, which it probably would not have done had the firing been accidental.

Cortelyou Has No Evidence

Councilman Cortelyou also stated that he had no evidence or information to lay before Council.

"The refusal of Mr. Smith to reappear in person before Council and the final reports of the District Attorney and the Director of Public Safety impel the committee to consider that the charges reflecting on the honor and integrity of one of the fundamental members of the Council as a whole have not been maintained."

Planned Mountain Vacation

The lawyer declared his client's financial and family affairs were in perfect order, that he was planning a mountain vacation for next week, which was why he purchased the revolver, and that there was not the slightest transaction.

DEATH BEATS FLIER TO MOTHER'S SIDE

Louis M. Robb Races Here Through Night From Parkersburg, Pa., on Sad Errand

Lieutenant Louis M. Robb, twenty-five years old, sped to the deathbed of his mother in an airplane last night.

At the rate of eighty miles an hour he raced through the night, covering the forty-five miles between Parkersburg, Pa., where the message reached him, and Sixty-ninth street terminal, Philadelphia, in thirty-five minutes.

Sees Undertaker's Wagon

At the door there stood an undertaker's wagon.

"You see," said the young aviator, sitting on the porch of his home, this morning, "she was dead when they called me up last night, only they wouldn't tell me. They just said she was sick. Why, she was alive and well yesterday afternoon—she went downtown. I can't believe it. Miss Selma Thomas, a friend, broke the news to me at the door, although I guess I realized when I saw the undertaker's wagon."

"I am not here to watch dirty lawn, I'm here to see you today and to see how you get on. I'm a tall, blonde, slim young man, given to erect walking."

"JAZZ BURGLAR" IS SHOT FLEEING FROM PATROLMAN

Drops Silverware at Forty-ninth Street and Chester Avenue

A "jazz burglar," who accuses himself between housebreakings by plucking wild music from a mandolin, was shot in the arm today when he fled from a patrolman at Forty-ninth street and Chester avenue. He escaped, but dropped a bag of silverware and cut his hand.

Patrolman Murphy, of the Fifty-fifth and Pine streets station, at 7 o'clock this morning saw a Negro carrying a bag, who called to the man to stop, but the Negro simply ran down the street. The bluecoat fired one shot in the air and then pointblank at the running man, who dropped the bag and clapped a hand to his arm. His feet were all right, however.

At the station house the silverware and glass were identified by James C. Hillery, 1002 South Forty-ninth street, who found his rear door open when he awoke this morning. Hillery found in his kitchen a mandolin showing hard service, believed to be owned by the fugitive.

LIVELY, MURDERER, CAUGHT IN CHICAGO. REPORT STATES

Officials Here Doubt Captive Is Man Wanted in Moorestown

Lewis Lively, the Negro wanted for the murder of Matilda Teasie, seven years old, in Moorestown, N. J., early in June, may be under arrest in Chicago.

A positive statement that the fugitive had been arrested was made by J. Gilbert Crawford, a detective of Delaware County, in a telegram to District Attorney William Taylor.

District Attorney Taylor wired back Crawford to communicate with Ellis Parker, Burlington County detective, and himself got into communication with the Burlington County authorities.

Detective Parker said today he very much doubted that Lively had been captured. He said Crawford had telegraphed to him last night for information as to Lively. The desired description was wired immediately.

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SHOCKED BY TRAGEDY

MRS. HARRY H. DURVEA

Whose husband was killed in New York yesterday by his own revolver. Although authorities called it suicide, Mrs. Duryea is sure her husband had no cause to end his life. She was formerly Miss Marga Popo and has long been prominent in Long Island society.

H. H. DURVEA KILLED BY OWN REVOLVER

Washington, July 28.—(By A. P.)—The World Affairs Finance conference will be held tonight between President Harding and about a dozen Republican leaders in the House in furtherance of the legislative program understood to have been agreed upon by Senate Republicans who conferred with the President Tuesday night.

Political Dangers Seen in New Kinds of Levies

Definite arrangements of the House program to fit in with the Administration plan, especially as to passage of the Tax Bill, was expected to result from the conference.

House Leaders Confer With Harding Tonight

Washington, July 28.—The definite decisions to add a Federal automobile license tax to the stamp tax upon bank checks and the increased postage on letters shows to what lengths Congress is being forced to avoid imposing some form of sales tax. It was greatly desired by the Administration to avoid imposing a tax upon automobiles on the ground that its imposition would be unpopular.

Accident, Associates Say

The medical examiner's office recorded the death as a suicide. This verdict was based on an investigation by Dr. Thomas H. Gonzalez, who said the wound was of the "direct contact" sort and that the bullet had passed exactly and horizontally through the heart, which it probably would not have done had the firing been accidental.

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Planned Mountain Vacation

The lawyer declared his client's financial and family affairs were in perfect order, that he was planning a mountain vacation for next week, which was why he purchased the revolver, and that there was not the slightest transaction.

TODAY'S RACING RESULTS

First Empire City—Dexterous, 110, Snedman, 20.1, 8-1, 4-1, won; Premeade, 105, Penman, 18.5, 7-5, 7-10, second; Finnish Mail, 100, Bullman, 15.5, 7-5, 7-10, third. Time, 1:05.

ROPER WOULD EXTEND B. T. U. UNTIL DECEMBER

Councilman Roper introduced an ordinance to give the U. G. I. permission to continue the B. T. U. system until December 31, 1921. The ordinance was referred to the Committee on Transportation and Public Utilities. The present extension of the time limit on the B. T. U. system expired July 15, and under the law the company is liable to a fine of \$500 a day. Roper's ordinance will be retroactive and save the company the cost of fines.

AS TAKE FIRST OF TWIN BILL FROM TIGERS

Detroit, July 28.—Athletics, 0 2 1 0 0
Blue, 2 0 0 0 0 0 0 0
Buss, 2 0 0 0 0 0 0 0
Shorten, 0 0 2 1 0 0
Yeach, 0 0 0 3 0 0
Helmman, 0 0 2 0 0
Flagstead, 1 1 2 3 0
Bassler, 1 2 2 1 0
Sargent, 3 0 2 2 4 0
Middleton, 1 3 0
Totals, 2 10 26

BOYS FALL OFF RAFT; ONE DROWNED, TWO SAVED

Walter Dandle, five years old, 303 Fulton street, was drowned this afternoon from Pier 28 at foot of South street when he and his two brothers, Joseph and Leon, fell off a raft while playing. The others were rescued.

DETROIT ATHLETICS

Detroit, July 28.—Athletics, 0 0 2 0 0 0 0 2 1 0 2
ATHLETICS (1st) 1 0 0 0 0 0 1 0 1 3 8 0
Middleton and Bassler; Rommel and Perkins.

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CONGRESS PRESSED FOR WAYS TO MEET REVENUE DEMANDS

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