

ARIZONA: Monday unsettled, warmer south central portion; Tuesday probably fair.

TUCSON: Maximum temperature yesterday 74, minimum 55, humidity p. m. 75; rainfall .44.

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TWELVE PAGES

TUCSON, ARIZONA, MONDAY MORNING, NOVEMBER 1, 1926

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SERVICE
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QUIZ FAILS TO FIND SLUSH FUND FOR HAYDEN

Shot Fired At Mussolini Misses

BOY'S ATTEMPT TO SLAY FASCIST LEADER FAILS

Youthful Assailant Killed by Infuriated Mob as Il Duce Rides On.

BENITO UNPERTURBED

Halts Car for Few Moments, Then Continues on Way to Destination.

BOLOGNA, Italy, Oct. 31 (By Associated Press).—An 18-year-old youth who today attempted to shoot Benito Mussolini was himself stabbed and beaten to death by an infuriated mob.

Mussolini escaped injury. The assassin's bullet missed passing through the premier's chest by the fraction of an inch. It actually ripped both sides of his coat and cut the sash of the Order of St. Maurice and St. Lazarus.

The youth had pressed forward as Mussolini was seated in his automobile on leaving the stadium where he had attended the congress for the advancement of science and was ready to fire a second shot.

Carabiniers and Fascists threw themselves on him as he was in the act of sending a second bullet at the premier.

Attacked and Killed

Within a minute or two of his attack on Il Duce, the body of the youthful assailant was being dragged along, a crumpled and inert mass, by strong armed Fascists through a screaming milling sea of humanity to his death.

Later at the police station, where the body was taken, 14 knife wounds were found and marks of strangling on his throat.

Mussolini remained calm and composed. His automobile halted for a few moments and then proceeded for the railway station. Before entraining for Forli, his home town, he reviewed a battalion of sailors and addressed the officers. The premier reached Bologna last night. Early today he opened the Littorale stadium, an immense structure to be devoted to all branches of sports, and late in the afternoon officiated the opening of the congress for the advancement of science at the stadium. It was while leaving this place about 5:40 o'clock that the attempt against his life was made.

Praises His Troops

At the morning exercises the due was a stridule a charger. He wore the uniform of commander-in-chief of the national militia and was hailed vociferously. Advancing to the center of the Littorale and addressing his beloved black shirts, he said:

"Every time I see the armed forces of the country in a battle formation, in perfect union, in a fraternity of spirit, in a common ideal, my first thought turns toward our king, supreme commander of all the forces on land and sea and in the air, and of the men of the militia."

"I desire that the celebration this year of the march on Rome people and army have given their should be crowded at Bologna. The full and enthusiastic support to the Fascist government. That means, of the people are prepared to follow me everywhere."

"Black shirts!" il duce virtually shouted, his voice rising to a high pitch. "Put on your stirrups, raise high your rifles, so that the entire world can see that forecast of bayonets and feel the pulsations of your determined, and invincible hearts."

It would be impossible to create a more dramatic setting. It was about 5:40 o'clock in the evening and the 50,000 persons who had assembled at the stadium stood behind lines of carabiniers as Mussolini passed.

The premier's car had entered the main thoroughfare, the Via Indipendenza, when a shot cracked above the roar of the cheering of the masses.

A dead silence, then all eyes were focused on the youth who stood bunting forward with the revolver in his hand. The next thought was for Mussolini, and when the crowd saw the duce calm and obviously unhurt, they closed like the jaws of a gigantic animal upon his assailant. Savage hands reached for him and he was pounded and beaten and stabbed till life was extinct.

Great crowds blocked the path of the premier's automobile, almost overturning it in an attempt to approach close enough to find whether he was hurt. When a passenger finally was cleared the automobile proceeded rapidly to the station. There Mussolini showed not the slightest sign of nervousness.

BODY OF FLIER IS FOUND IN MACHINE

NORFOLK, Va., Oct. 31 (By Associated Press).—The body of Lieutenant Frank H. Conant, Jr., may today from the water in which his plane crashed off Mathews, Va. yesterday afternoon. It was found strapped in the seat of the wrecked plane, the parachute in place and his hand still clutching the con-

Missed by Bullet,
Goes Calmly Away



Benito Mussolini

BANKERS' JURY FAILS TO AGREE IS SENT TO BED

Panel in Land-Brooks Case
Apparently Deadlocked
Late Last Night.

TO RETURN AT 9 A. M.

Judge Sawtelle Releases the
Jurymen for Sleep After
Long Sunday Job.

Twenty-nine hours of deliberation failed to bring agreement for the jury in the case of Webster H. Land and Byrd Brooks, former officers of the defunct Tucson National bank, and Judge W. H. Sawtelle of the U. S. district court, permitted the panel to retire for sleep last night at 9 o'clock.

The jury will resume its deliberation this morning shortly after 9 o'clock; it was announced last night, when they left the court to go to the hotel, apparently deadlocked.

The jury commenced its deliberations at 4:10 Saturday afternoon, and after spending the night at the Santa Rita hotel, resumed its sitting at 9 o'clock yesterday morning.

At 11 o'clock, it sent word to Judge Sawtelle that it would like to hear again his instructions regarding the question of reasonable doubt regarding the testimony of R. W. Ogle, assistant cashier and general bookkeeper of the Tucson National bank.

So a quiet Sabbath morning session was held in the United States district court. Present were the two defendants, George R. Darnell, their attorney, and John B. Wright, United States attorney, who represented the government, Judge Sawtelle, who presided, C. B. McFall, clerk of the court, and Tom Mills, deputy United States marshal, completed the official picture.

H. C. Nixon, the court reporter, read to the jury the messages of Judge Sawtelle's charge to hear. At the conclusion of the reading, Judge Sawtelle asked the finders of fact whether there was anything else, and when he received a negative reply, declared a recess.

In the instructions given to the jury Saturday afternoon, Judge Sawtelle said in part:

"The case before you have the evidence of the defendants' acts, and their explanation of them. If you find that they made any of the false entries charged, unwittingly, you must determine with what intent they did it, from the acts themselves, from their natural and legitimate consequences, from their own explanations, and from all the other evidence before you."

"The intent with which an act is committed being but a mental state of the parties accused, direct proof of it is not required, nor indeed can it be ordinarily shown, but it is generally derived from and established by all the facts and circumstances attending the doing of the act complained of, as disclosed by the evidence. In order for you to determine in this case the question of the intent you will look at the evidence oral and documentary in the case and by documentary I mean the case before you have the evidence of the defendants' guilt. In other words, before there can be a conviction, all of the facts proved must be not only consistent with and point to the guilt of the defendants, but the facts must be inconsistent with their innocence."

Connecticut.—Senator Hiram Bingham has an easy time of it and will win by an overwhelming majority. The state is in a prosperous condition and the Democratic party has been forced to take a back seat when it came to outlining the channels along which the fight was made. Thus it transpires that in regard to the two questions which at the outset looked most promising, as national issues—prohibition and the world court—neither party headquarters has said word. For where these questions have figured at all they have been handled as local questions, with the Republican candidates wet in one state and dry in its neighbor, with the Democratic finding the court in one district and supporting it across the line in the next.

In nearly every instance the issues on which the decision will hinge have been handled as local issues, and national party management has been forced to take a back seat when it came to outlining the channels along which the fight was made. Thus it transpires that in regard to the two questions which at the outset looked most promising, as national issues—prohibition and the world court—neither party headquarters has said word. For where these questions have figured at all they have been handled as local questions, with the Republican candidates wet in one state and dry in its neighbor, with the Democratic finding the court in one district and supporting it across the line in the next.

But in the main, questions of local origin as well as local application have provided the fighting points of the state campaigns. In New York, it was pure milk; in Maryland the Conowingo power project. In Indiana charges of a corrupt Republican-Ku Klux Klan deal kicked up an unexpected crusade, while in Illinois public utilities campaign contributions started a quarrel which eventually led President Coolidge to issue a proclamation of neutrality.

If Washington is interested in any one senatorial contest more than another, it is that of Massachusetts. Not only is that state the presidential摇篮, but its personal摇篮 is Senator Butler, whom he elevated to the chairmanship of the Republican national committee.

The law permits a defendant at his own request to testify in his own behalf. The defendants herein have availed themselves of this right. Their testimony is before you, and you must determine how far it is credible.

The deep personal interest which they have in the result of this case may be considered by you in weighing their evidence, and in determining how far or to what extent, if at all, it is worthy of credit."

Referring to the testimony as to the character of the defendants for honesty and integrity, Judge Sawtelle said:

Vermont.—Senator Dale, Republican, will win, but the personal popularity of the Democratic nominee, James E. Kennedy, will cut down the normal majority.

Ohio.—Senator Frank B. Willis, Republican, looks like a sure winner and there will be relatively little change in the delegation in this state.

The deep personal interest which they have in the result of this case may be considered by you in weighing their evidence, and in determining how far or to what extent, if at all, it is worthy of credit."

Referring to the testimony as to the character of the defendants for honesty and integrity, Judge

Spilsbury is dead in Phoenix

Phoenix, Ariz., Oct. 31 (Special to Arizona Daily Star) — Mrs. Sibyl Hopkins Spilsbury, wife of G. P. Spilsbury, president of the Arizona Industrial Congress, died here Friday morning at the family home.

Mrs. Spilsbury was the daughter of Irene Hopkins, and Sibyl Marie Hitt of Chicago, and was born in New York city where she formerly lived. Besides her husband, a son, Francis P. G. Spilsbury, survives.

(Copyright, 1926)

Library of Magic

He freed himself after being manacled and shut up in a box. He escaped from straitjackets. He escaped himself while hung from a straitjacket. He suffered himself to be confined in a coffin under water. Although he challenged any man to perform these feats of escape, no man ever duplicated one of them.

Houdini's library here is said

to be the most complete library

in magic in the world. He was the author of a number of books on magic

and was nine times elected presi-

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