

WESTOVER AND DONAHUE ON STAND IN AFTERNOON; BECKER'S KIN AGAIN HERE

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hospital and collapse on the second step. Durnford was taken up to the hospital by Prison Physician Dr. Frank L. Hooper and a prison inmate, where Durnford died.

Mr. Hooper then took the jury back to the Mutual Welfare League kitchen as the warden and captive guards started for the South wing cell block.

What People Will Show. "We will show you," said Mr. Hooper, "that as these men started, George Durnford stood there, opened the door and then closed it. That the defendant Max Becker yanked the door open and fired the shots from which Durnford died."

Mr. Hooper reviewed the taking of the warden and guards to the punishment gallery in the south wing where they were put into cells. He said that Becker came up on the punishment gallery with a wound in his chest. Then Becker was taken down to the data and then upstairs to the prison hospital.

Mr. Hooper stated that later there was taken from the body of Becker a bullet which the People claim came from the gun of Durnford. That later in the autopsy over Durnford's body was found one wound that was mortal. That physicians will testify that a bullet taken from Durnford's back was a steel jacketed bullet of the kind used in automatic guns.

Mr. Hooper urged the finding of a verdict of murder in the first degree. Opening for Becker. The opening for the defendant was made by Attorney Samuel Leibowitz of Brooklyn. Speaking in the first person he said: "I require that you prove that I was part of a conspiracy to escape from Auburn Prison. I demand that you prove beyond a reasonable doubt that I actually killed Keeper Durnford."

Taking up the antecedents of the defendant, in an evident effort to show the mental background of the prisoner during these days in Auburn Prison, he said that Becker is now 27 years old, that about three years ago he got into the trouble which brought him into the events of December 11, 1929. He said Becker was sentenced from Kings County for burglary. His crime was this: on July 4 in the daytime, when a family was away, he burglarized a house, stealing \$10 worth of 10 cent store junk, and the learned judge before whom he was arraigned, for reasons best known to himself, sentenced this man to 30 years in States Prison. Prior to this he had been guilty of some petty misdemeanors. He was sent to Sing Sing, then transferred to Dannemora, the Siberia of prisons, and by the system of jockeying in the conduct of prisons he was sent to Auburn, and that is why he was here on December 11, 1929.

"Now I want to show some things to emphasize the mental attitude of this man." He then began to tell of the hardships under which prisoners are held and had reached a point where he said "he often had to eat food with worms crawling on it—food that was not fit for a pig to eat," when District Attorney Hooper objected to the line of argument.

"I will show worse conditions—that there was no discipline in the prison, that it had completely broken down." Further objections were caused Justice Cunningham to say: "Let the counsel proceed for the present."

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Social Notes & Personals

Wilbur E. Morgan, 19 1/2 Court Street, a member of the freshman class at Colgate University, was initiated this week into Kappa Delta Rho fraternity at the 15th annual initiation and banquet of that fraternity. Mr. Morgan is a son of Sheriff and Mrs. Earl J. Morgan.

EAST VENICE WILL HAVE JOINT BUREAU MEETING

East Venice Farm and Home Bureau will meet for a joint session at the East Venice Grange Hall Friday, March 7. How to Take a Farm Inventory and Keep a Simple Cash Account will be the subject discussed at the meeting by E. V. Call of the Department of Agricultural Economics at Cornell. This part of the program will begin at 10 o'clock. In the afternoon Mr. Call will conduct an inventory work and Charles L. Messer, Farm Bureau manager, will discuss the agricultural outlook for 1930. Miss Eunice Herwood, home demonstration agent will talk to the ladies on Diet and Health. Dinner will be served at noon.

Rainbow Girls to Meet. Auburn Assembly, No. 3, Order of Rainbow for Girls, will meet at 7:30 o'clock tomorrow evening in Saperstein's Hall. A class of candidates will be initiated, and light refreshments and games will follow the meeting. Miss Isabelle Cameron, Master Masons and Eastern Stars are invited to be present.

they could not hear each other testify. Justice Cunningham overruled the first request and said he would take the second request under consideration.

The First Witness. The prosecution then began the taking of testimony. The first witness was Arthur A. Turner, Berlin photographer of the prison, who identified a series of pictures made by him in the prison. They were put in evidence as exhibits 1 to 14 inclusive. In cross examination he admitted that he had used flashlights to make pictures 3 to 19. The pictures, even with flashlight, appear to be dark and cloudy in large parts of their areas, and the defense evidently was eager to show that the prison cells, halls and galleries are like of the black hole of Calcutta. In one exhibit the photographer's replies as to his knowledge of certain spots caused the attorney for Becker to move that this particular exhibit be stricken out. Justice Cunningham took the motion under consideration.

Robert A. Westover chief clerk at Auburn Prison was the first witness this afternoon. Mr. Westover testified that Stephen Spornoy, James B. Horowitz, Alexander Tscholka, Julius Stefanek, Henry Sullivan, Ernest Pavoni, Max Becker, were inmates of Auburn Prison under long commitments on December 11, 1929. Attorney Leibowitz conceded that Becker was originally sent to Sing Sing Prison and was legally transferred to Dannemora and Auburn Prisons. "Was Steve Pawlak an inmate of Auburn Prison on December 11 under life sentences for a felony?" asked Mr. Leibowitz. "Yes." "Was Perry Johnson?" "He was." "Were all these men killed?" "They were." "Were you what is known in common parlance as a general factotum?" asked Mr. Leibowitz. "Objected by Mr. Hooper sustained."

Mr. Westover explained in detail his duties at the prison under direct supervision of the warden. "Were any orders ever issued through you regarding pistols in Auburn Prison?" "Objected by Mr. Hooper sustained." "Was there an institution in Auburn Prison on December 11 known as the Mutual Welfare League?" "Objected by Mr. Hooper sustained."

"Was it part of your duty as chief clerk to submit communications from convicts or convict organizations to Warden Jennings?" "Objected by Mr. Hooper sustained."

Justice Cunningham announced denial of motion by Attorney Leibowitz to exclude all witnesses from the court room as there were no places available except halls and corridors. Timothy Donahue, guard at Auburn Prison for 36 years, was called by District Attorney Hooper. He testified that he had charge of the company known as the idle or foundry company of which Max Becker was a member. Donahue testified in taking his company on the morning of December 11, 1929 from the North wing to bath house on South side of the prison.

Witness said that Becker was a member of that company. Mr. Donahue explained that he counted the men of his company as they came out of the bath room and that morning Max Becker was among them. Donahue testified that when he looked up several of the inmates after the bath who did not go to the yard in the yard in an effort to escape, he did not see Becker. He said that Becker was not in his cell, but he did not see Becker in the yard either.

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Underwood Sounds Appeal for Families Now in Dire Need

Editor of The Citizen:

"In a democracy, there is no power strong enough to bear the burdens of the whole, except the strength of the whole. Our social effort can only be complete when all the members of a community form a great team to fight off poverty, illness and misfortune with its attendant evils which threaten all citizens as members one of another." So said ex-President Willam in one of his addresses. Unemployment is the present burden which is weighing down many of our citizens this Winter season. Some of these are able to tide over their difficulties until Spring opens, others have succumbed, owing to illness or unwanted expenses. They come to the community for help through the community's representative, the Family Welfare Society, and it is only right that the community should help share the burdens.

With one exception, the same families cited in former appeals in the newspapers are still supported by the society. The one mentioned has been fortunate enough to secure work through the efforts of a friend. Other families have been added to the list since. Once more we are sending an appeal to those who have not already contributed to the Community Chest and who are able to do so, asking if they will not put their shoulders to the community burden and to become part of Auburn's "team to help fight off poverty, illness and misfortune with its attendant evils."

In each of the following cases the normal city or county relief is inadequate to meet the full family needs. 8. Man out of work since before Christmas. Woman expects addition to family. Two children attend school one little one at home. Behind in rent. Threatened with eviction. Man needs a job. Family need coal, rent and milk.

9. Young couple with two children, youngest born about Christmas time. Man has had tracoma for three years. He is ambitious, industrious, does more than many men without such a handicap. He is out of work. He is under strain on account of nervous condition of his wife. He needs job. Family need rent, coal, milk temporarily.

10. Woman lost the use of her arm last October. A doctor and his wife are most generously giving their time free of charge, and are gradually restoring the arm to its normal condition. Two children attend school and are at the Day Nursery between times. Woman will be unable to work for a number of weeks. Rent, coal, milk and food are needed.

11. Father, mother and three children. Father became discouraged over loss of his property and left home for several months. Oldest boy trying to support family. Family Welfare Society induced father to return on the promise to tide him over until he could obtain work. This man was suffering from a disability which interfered with his employment at any heavy work. At the insistence of the clinic at the City Hospital an operation was performed which has removed this disability. Man is now convalescent. Milk, rent, coal, food needed, also work for the son.

Let me thank you for your kindness in publishing previous appeals which have brought substantial assistance from your readers. Respectfully yours, KENNARD UNDERWOOD, President, Family Welfare Society, Inc.

PLAYERS ADVANCE IN CUE TOURNEY

The first elimination in the annual Y.M.C.A. High School and Senior Pocket Billiard Tournament was completed yesterday afternoon when Sherman Wiley won the last two of the series of three 50 point games from Ralph Barber. There are 32 of the best players in the "Y" who are participating in the tournament, and thus far this has been one of the liveliest and closely contested of any held the past four or five years. Last year William Laury was the champion. In 1928 George Herring was the victor and 1927, William Rawson. The results of the first elimination are as follows: Leonard Roberts defeated Benet Nordman by a score of 50-37, 50-40; Edwin Atkins defeated Harold Patten, score 58-28, 50-24; Benjamin Mead took Walter Hoerger into camp by the score of 50-42, 50-21; Jack Howland fell victim to Alfred Lusk, 39-50, 50-34 and the third game, 33-50; Ledra Verner proved no opposition to Paul Pinkney, score, 50-8, 50-10; Robert Hunter defeated John Hasset in one of the closest games of the first elimination, score, 50-42, 50-40; Walter Short did not prove himself equal to the task of last year's champion, score 50-27, 50-10. The scores of the Wiley-Barber set were 23-50, 50-24, 50-30. Clarence Bardwin defeated Jack Dempsey 50-35, 50-32; Charles Clark defeated Alfred Baker in a closely fought battle, 50-32, 48-50, 38-50; Harry Hull maintains his place in the tournament by defeating Kenneth Cross 50-37, 50-42.

Three games were necessary in the match between Tim Coughlin and John Patrick, Coughlin winner by a score 24-50, 50-34, 50-33. William Goldman was forced to surrender in his match with Leonard Roberts 50-37, 50-32. The match between Myron McIntosh and John Spruill was quite one-sided, McIntosh winning by a score of 50-27, 50-13. Paul Hodder defeated William Kane who was one of the favorites in the elimination, score, 40-50, 50-16, 50-0. Kane forfeited the last game. Lester Moffitt defeated by Joseph Zerony 50-46, 50-42.

The line-up for the second elimination: Hawden-Lusk; Hunter-Coughlin; Clark-Hodder; Game-Hull; Mead-Wiley; McIntosh-Laury; Pinkney-Bobbett; Zerony-Athlas.

Howie Hill Passes. (Special to The Citizen.) Albany, Feb. 27.—The Senate today passed Senator Charles J. Howie's bill empowering the Cayuga County Board of Supervisors to hold monthly meetings. It now goes to the House for concurrence. Senator Hewitt today introduced in the Legislature a conservation law amendment providing restoration areas outside forest preserve counties must consist of approximately 400 acres of land, instead of not less than 100 acres of contiguous lands, as at present. The bill was referred to a committee.

Senator Hewitt also introduced Assemblyman Chauncey D. Van Alstine's bill permitting any town board in Cayuga County to employ an attorney to act as town counsel. The bill was sent to a committee.

OBITUARY

Lawrence J. Shaw, Jr. Dead. After an illness of about six weeks' duration, Lawrence J. Shaw, Jr., died at his late home, 50 Fitch Avenue at about 6 o'clock Wednesday night. Mr. Shaw was born in this city, and nearly all of his life he lived in the locality where he died. Throughout the city he had a host of friends.

He is survived by his widow, Mrs. Nettie Shaw; a daughter, Miss Mildred Shaw; and by four sons, Vincent, James, John and Raymond Shaw.

The funeral will take place from the home of his father, Lawrence Shaw, Sr., 76 Fitch Avenue Saturday morning at 8:30 o'clock, with services at St. Mary's Church at 9 o'clock. Burial will be in St. Joseph's Cemetery.

Funeral of F. H. F. Ballou. The funeral of F. H. F. Ballou, who died Monday morning at the residence of his daughter, Mrs. A. G. Slickney, 12 1/2 Gaylord St., was held Wednesday afternoon at his late home 3 o'clock. Services were conducted by Rev. Frank L. Gonnell of the Second Presbyterian Church.

The following acted as bearers: C. A. Church and D. M. Ketchum of this city, A. A. Langerwald of Holyoke, Mass., and G. Spittal of Utica. Burial was in South Cemetery.

Funeral of Mrs. Taylor. The funeral of Mrs. Hannah E. Taylor, 85, widow of Argallus Taylor and a former resident of Auburn and Cato, who died Monday at the home of her daughter, Mrs. James M. Bain, in Cincinnati, O., was held at 3 o'clock this afternoon at the rooms of Lester E. Brew, 47 Clark Street, this city. The services were conducted by Rev. Frank L. Gonnell, pastor of the Second Presbyterian Church.

Interment was in Fort Hill Cemetery. Relatives acted as bearers. Mrs. Taylor resided in Auburn and Cato for many years prior to her removal to Cincinnati. She was a member of the old Central Presbyterian Church here. Surviving are three daughters, Mrs. Bain, Mrs. Joseph L. Badborn of Rochester and Miss Lella D. Taylor of Owego; three grandchildren and eight great-grandchildren.

EAGLES ATTENTION. Eagles dance, Saturday eve., March first. For Eagles, their wives and Eagles' lady friends only. Committee reserves all rights.—Advertisement.

BOY SCOUT NOTES. Hazel A. Ross, Cayuga County Boy Scout executive, announced today that the last six meetings of the elementary or approved training course for Scoutmaster leadership will be given during March and April. The schedule of meetings will be announced later.

All scoutmasters who are interested should plan to attend the meetings. Mr. Ross said. There will be a week-end hiking and camping trip training course given during the month of April.

Several men have been appointed as deputy commissioners of scouting in this county. They are Harold J. Short for Troop 34 of Port Byron and Troop 55 of Woodport and for the Village of Senant, Sidney J. Carson of King Ferry for Troop 54 of that Village and Troop 45 of East Venice Howard P. Ireland of Auburn for Troop 6, 8 and 10 of this city Walter W. Thompson of Red Creek for Troop 58 of Cato and 57 of Red Creek.

Just a Reminder—

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29c Rubbing Alcohol Pint 29c	\$1.00 Olopin Cod Liver Capsules 55c	\$1.00 Malted Milk 55c
29c Which Hand Pint 29c	\$1.50 Beef Tonics with Nux Vomica 99c	\$2.00 Fountain Syringe 59c
29c 50c Gum Shaving Cream 19c	\$1.00 Dewitt's Cod Liver Tablets 49c	14 Bolls Of Fine Toilet Paper \$1.00
\$1.00 Beef, Iron, Wine 79c	100 Kwikie's Tablets 19c	\$1.50 Whitman's Gandy Full Pound 87c
\$1.00 Hot Water Bottle 59c	Russian Mineral Oil Pint 39c	
	50c Gum Shaving Cream 19c	

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