

WASHINGTON D.C. NEWS, November 2, 1933.

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11/2

Mr. Nathan
Mr. Tolson
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Carson
Mr. Egan
Mr. Gurnea
Mr. Hendon
Mr. Pennington
Mr. Quinn
Mr. Nease
Miss Gandy

Hunt for Hart's Body Abandoned by Police

SAN JOSE, Calif.—Police authorities turned over to individuals today the search for the body of Brooks L. Hart, young kidnap and slaying victim, in the vicinity of the San Mateo bridge, from which his self-confessed abductors said they threw him into San Francisco Bay.

"We are convinced that the body is not near the bridge," a sheriff said.

Granted by a \$200 reward for recovering the missing body, several individuals scoured in the mud and tramped along the bay shore line. The reward was posted by Alex J. Hart, wealthy father of the young college graduate who disappeared Nov. 2.

Merced county authorities built up the case which they plan to present against Thomas H. Thurmond, 24, and John M. Holmes, 29, who allegedly admitted abducting Hart and dropping him unconscious into the water. Heavily armed deputies guarded the jet here to prevent reported plans to seize the two men.

JPC

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7-375-A

WASHINGTON, D.C. ^{AP} ~~AP~~ November 27, 1933.

HART'S FATHER REGRETS MOB

SAN JOSE Cal., Nov. 27 (I.N.S.).
Violent vengeance for the murderers of his son was not the wish of Alex J. Hart, wealthy San Jose department store owner, it was disclosed today.

When word was flashed to him that a mob would soon avenge the death of Brooke Hart, the father said:

"Please, please tell the citizens that they must not be violent. The police and other officers have done fine work and I'm sure the courts will give the kidnappers their proper punishment.

"I am so overcome with my own grief that I am unable to think of that other terrible thing. My sympathy goes out to the families of these two men."

Meanwhile, Hart made plans for burial of his son, whom he had just recently made vice president of his firm.

Mrs. Hart, the slain youth's mother, begged to see Brooke's body and Sheriff William J. Knott persuaded her not to visit the mortuary, he said.

"Remember Brooke as you had seen him."

NOT RECORDED

7-375-A

W.H.O.K.

W.H.O.K.

GOV. ROLPH WILL IN HART CASE PARDON LYNCHERS IF THEY'RE CAUGHT

California Executive Says Act Should Be 'Lesson to Country'

He Would Turn Over Other Kid-
napers to Mob if He Had
Power to Do So; 2 Hanged

By United Press

SACRAMENTO, Calif. — AN
kidnapers held in Folsom and
San Quentin prisons should be
turned to the people of San
Jose for proper treatment, Gov.
James Rolph said today.

"I am thinking of pardoning
the kidnapers to those fine
patriotic citizens of San Jose
who know how to handle the
situation," he said.

Although determined that two kid-
napers are in Folsom Prison, Joseph
D. Battle, 69, is serving a life term
for kidnaping, extortion and robbery
and Earl H. Van Dorn was sentenced
to serve 10 years to life for kidnap-
ing and extortion.

Rolph admitted that
kidnapers should be
sent to San Jose.

Here Is the Story of 5000 Persons Who Went Mad

Only an Army Could Have
Stopped Double Hang-
ing, Observer Says

SAN JOSE, Calif. — It was a Mass.
thirty mob of 1900 that began
Thomas Hartman and John Holmes
here last night. The mob was bent
on vengeance for the kidnapping and
killing of Brooks Hart. Only an
army could have stopped the double
hanging.

When they dragged Hartman
and Holmes from the jail a tremor
dons about went up. Holmes was
naked. He was screaming at the
cut the wrong man.

"You're Holmes all right," the
rioters said. "You're going to
die. Come down with your hands
up."

Holmes was taken to the
ground. A mob of 5000 persons
the next blood ran for the
Hart were hanging.

"You're Holmes all right," the
rioters said. "You're going to
die. Come down with your hands
up."

The mob dragged Hartman
to the gallows. The next
branch. The mob then
the gallows. The mob then
the gallows. The mob then

Washington & C
news, Jan 27,
1933

ST. LOUIS, Mo. —
SALES SP
they are here
high-sounding
The
another
Gross

Rolph Scored For Condoning Coast Lynching

Organizations and Citizens Rebuke Governor for Praising Mob.

(Continued From Page 1)
The lynching of Thomas Thurmond and Jack Holmes in California Sunday night and the statement of Gov. James Rolph, Jr., that the mob "did a good job," resulted in a flood of criticism yesterday.

National organizations as well as prominent individuals voiced protests against the governor's attitude.

Some of the comment follows:
SAN FRANCISCO—J. Oscar Goldstein, attorney for the Thurmond family, said the governor's attitude was "reprehensible and a blot against the State," declaring that the lynched man's mother is dying as a result of the mob action.

"Fainted for Job"

NEW YORK—The National Committee for the Defense of Political Prisoners addressed a letter to Gov. Rolph, declaring: "You are unfit for the responsibilities placed upon you. We are as far from advocating kidnaping as you are. We believe that for their crime, Thurmond and Holmes should have been tried and sentenced."

OKLAHOMA CITY—Gov. W. H. Murray said the lynching of Thurmond and Holmes could have been averted if the public had been convinced that the kidnapers would have received the death penalty.

LINCOLN, NEBR.—Uniform State laws making death the penalty for kidnaping "is the most satisfactory way to deal with the kidnaping racket," Gov. Charles W. Bryan said. "Kidnaping," he said, "is the most dastardly of all crimes."

Action Called "Unsound"

NEW YORK—Gov. Rolph's attitude was attacked as a "blatant official endorsement, to most to say anything" by the National Association for the Advancement of Colored People.

DECATUR, ALA.—Thomas R. Knight Jr., Alabama attorney general who is directing prosecution of the Scottsboro case, expressed opposition to mob violence "in any form."

WESTFIELD, MASS.—Gov. Joseph B. Ely said laconically, "I disapprove of lynching."

BOSTON—Dr. William L. Snodgrass, pastor of the Copsey Methodist Episcopal Church, said he thought it a "terrible thing for Gov. Rolph to say."

NEW YORK—The American Civil Liberties Union said: "We express the indignation of thousands who deplore and condemn kidnaping, but who abhor lynching and mob violence more."

Held "Accessory" in Killing

ATLANTA—The Southern Commission on Interracial Education, through its president, Dr. W. W. Alexander, charged Gov. Rolph with being "in effect an accessory before the fact" in the lynching.

CHICAGO—Clarence Darrow expressed bewilderment over the reported remarks of Gov. Rolph of California, condoning the lynching of two kidnapers.

ST. PAUL—Assistant Attorney General Joseph E. Keenan, who prosecuted the Kelly Bailey gang of kidnapers in Oklahoma, and the Tracy gangsters in St. Paul, said "the spirit of mob violence breeds contempt of law."

SPRINGFIELD, ILL.—Gov. Henry Norser said "every lynching is a defiance of law and order and an admission of the inadequacy of local authorities to prosecute crime."

NOT RECORDED

Many in Mob Drun', Young Leader States

Self-Styled Organizer, 17, Says He Was First to Enter Jail

The following story by an (un-
named) member of the Bremer kidnap-
ing mob was first told to Henry C.
Lunt, Chicago Press (Specialist).

By Anthony Cobelli.
Copyright 1933 by the United Press.
San Jose, Calif., Nov. 27. (U.P.)—I
was the first one of the gang to
break into the jail.

I came to town in the afternoon
and saw the crowd around the jail
and heard Brooks Hart's body had
been found. I decided to organize
a racket party. I went out to my
father's ranch on Cap's island and
got some more rope for the hanging.

Then I went all over town in my
roadster and passed out the word:
"We're going to have a drinking
on me jail at 11 o'clock tonight."

"Many in Mob Drunk."

Seven o'clock was the deadline.
I had everyone mostly I went to
speakeasies and rounded up the
gang there. That is why so many
of the mob was drunk.

We had the word passed all over
San Jose. We made three attempts
to batter the door. The first one
peeped out and got some of the
guys down, but it was worse on the
officer inside.

One of our fellows threw up a
tear bomb and threw it in the midst
of the officers.

But when we broke into the jail
I was scared stiff.

I was ready to back out.

The thing that scared me was
seeing the screws on the cell-block
turn down. I thought "Darn! I got
to hide there and look up for
good."

First on Cell Floor.

But sure the screws crashed, I
dashed in and ran up stairs after
some deputy sheriff. I was the
first one of the gang to get on the
second floor, where Thompson was
located.

Four or five of us made the first
rush for the cell. The deputies
pleaded with us not to take the
prisoners.

Deputy Burlington, the jailer, with
tears streaming down his face, said:
"Boys, let us know and pray that
you take the right way."

One fellow dropped down on his
knees at once in the aisle, and all
the rest of the gang all knelt in
silent prayer. Then the prayer was
broken up when a drunk guy in the
gang yelled:

"Amen, Brother Ben!"

We took the boys away from the
deputies and broke into Thompson's
cell on the second floor. We missed
seeing him the first two times we
looked. He was hiding up on top
of the ceiling.

When we found him, one of the
guys took him down and he fell,
striking his head on the floor.

Thompson Silent.

Thompson never said a word
from the time we entered his cell
until he was dead. I think he was fading
unconscious.

Two officers identified him for us.
We dragged him to the park and
tried to make him talk. I lifted his
eyelids and his eyes fluttered, and
he showed very plainly that he
knew everything that was happen-
ing. He was just playing dead or
something.

Part of the gang pushed Holmes
cell and he told us he was there,
but we had the goods on him.

There was a fellow in the party
who knew him, and a deputy sheriff
also whispered:

"Boy, you've got the right fellow."

He said afterward his name was
Johnson, but finally admitted he was
Holmes.

The tear gas didn't seem to bother
me very much.

The word around town was that it
was going to be a Santa Clara Uni-
versity lynching. But I'm not a
Santa Clara student. I didn't go to
college. Probably some of the red-
leg boys joined in, but I think we
got most of our returns from speak-
eries.

I knew Brooks Hart by sight, but
never had spoken to him. I thought
that his death would be
avenged.

I found that several hundred
others thought the same thing.

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Lynch All Kidnapers, Rolph Says; Ritchie Secretly Sends Troops For Princess Anne Mob Leaders

250 Militiamen Leave Baltimore to Arrest Nine Men

Two hundred and fifty militiamen, in 12 trucks, secretly left Baltimore last midnight with sealed orders, presumably for Princess Anne to arrest nine men for the lynching of George Armwood on the night of October 18.

Hanging of Hart Boy's Slayers Approved by Governor

OFFERS PARDONS Asks Prison Wardens for Names of Abductors

SAN JOSE, Nov. 27 (U.S.). "I have asked the wardens of San Quentin and Folsom for the names of those serving sentences for violent kidnaping.

"I am thinking of paroling these prisoners to citizens of San Jose who know how to handle such a situation. That

Educational Offices
stock buying mood.
the public which was not in a
failed to check their shares onto
north and banking firms also
bank got stuck with \$22,000,000
\$1,700,000 worth. The Chase
debtors. The public took only
an offer of \$30,000,000 in
led by Lodge, who said that
ing of the plan in 1929, were re-
He to take stock in the return-
entirely in getting the pub-
with the 16,000,000 paper loss.
port and the bank today is caught
entirely in the hands of the pub-
Clark originally suggested, ac-
The venture in 1929, which
has more attractive
at value and make a debuture
A stock in an effort to encourage
for acquisition of the firm class
and formed 16,000,000 to D. T. E.
the house. These National Bank
order of Clark, stating that at
this Corporation to form a

ROLPH THREATENS KIDNAPERS IN CELLS!

(Continued from First Page)
mob. It swarmed into the jail where tear gas bombs had acted as boomerangs against the officials. While the sheriff and his deputies tossed gas bombs which flooded the vicinity with fumes, the wind suddenly blew the gas back into the jail through the smashed windows and when the doors fell the offenders of the prisoners were blinded.

"PLEASE DON'T HANG ME"
Above the voices of the few who forced themselves to the very gates of Thurmond's cell came his unheeded cry:
"Don't hang me. Please don't hang me."

But a few minutes later his body swung from a tree.

Thurmond's body swung in the dawn light in mob-made grotesque pose. His body was stripped from the waist down. His coat and blood-stained shirt hung in ribbed threads.

A few minutes later Holmes followed Thurmond to death by lynching. He pleaded:
"You can't do it."
But they did it.

"You didn't give Broke Hart a chance."

The lynchers tied them as they swung the writhing bodies to the sycamore tree.

1-305-1111

GOV. ROLPH'S STATEMENT ON DUAL LYNCHING

People Have Served Notice Kidnaping Won't Be Allowed in California, He Declares

By JAMES ROLPH, Jr.
Governor of California
writes for California Herald

SAN FRANCISCO, Nov. 27. The kidnaping and murder of Brooke Hart was one of the most atrocious crimes ever committed in the State of California.

Not only was Brooke Hart kidnaped, but it was contemplated at the time of the kidnaping that he would be murdered and that thereafter ransom would be demanded of his father upon the assumption that his son was still alive, and, in the event of payment of the amount demanded, would be returned to his family unharmed.

BRUTAL KILLING

The killing by the kidnapers of their victim was singularly brutal. Taken in an automobile under threat of gunfire if resistance were offered, young Hart was conveyed to a secluded spot on the San Mateo bridge. Without according him the slightest opportunity of self-protection, they struck him on the head with a brick, fracturing his skull, bound his hands and feet with wire, weighted him with blocks of concrete and while he was still alive tossed him into the waters of San Francisco Bay.

His pleas for mercy were cruelly disregarded. Before his body thus bound and weighted receded below the waters into which he was cast, one of his captors fired his revolver at the disappearing form.

Having thus accomplished the killing of Brooke Hart, they concentrated their efforts towards obtaining from the grief-stricken family the ransom, the believed payment of which inspired their crime.

VENGEANCE TAKEN

It is little wonder that the people of the community in which the murdered man and his family resided arose in their wrath and took vengeance on Brooke Hart's slayer.

The people of California are both law-abiding and peaceable. They are unwilling, however, to permit this great State of ours to become infected or crime-ridden with kidnapers. While the law should have been permitted to take its course, the people by their action have given notice to the entire world that in California kidnaping will not be tolerated.

Handwritten initials: J.F.

Mr. Tolson	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Rosen	_____
Mr. Tracy	_____
Mr. Carson	_____
Mr. Egan	_____
Mr. Gurnea	_____
Mr. Hendon	_____
Mr. Lester	_____
Mr. Quinn	_____
Mr. Nease	_____
Miss Gandy	_____

NOT RECORDED

Handwritten: 1-375-H

WASHINGTON D.C. 1126, November 27, 1933.

Handwritten initials

Mr. Nathan	_____
Mr. Tolson	_____
Mr. Clegg	_____
Mr. Glavin	_____
Mr. Ladd	_____
Mr. Nichols	_____
Mr. Quinn	_____
Mr. Lester	_____
Mr. Egan	_____

**LYNCHING CONDEMNED
BY JOSEPH B. KEENAN**

By United Press

ST. PAUL.—The "spirit of mob violence breeds contempt of law," Assistant Attorney General Joseph B. Keenan said today in commenting upon the lynching of two confessed kidnapers at San Jose, Cal.

Such happenings, he added, will not deter the Government in using its "lawful power" to assist the efforts of local law enforcement agencies.

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ARREST FACES 'BOASTERS' OF LYNCHING MOB

Threat Intended to Quiet Youths Who Claim They Led Crowd in Jail Attack

SAN FRANCISCO, Nov. 18 (U. P.).—As a direct result of the kidnaping of Brooks L. Hart and the subsequent lynching of his abductor and kidnaper, a legislative movement began today to make the death penalty mandatory for every kidnaping offense in California.

The movement was started by Assemblyman Roy J. Nielson, of Sacramento, who announced that he will present a bill to the next legislature to make the new state kidnaping law even more drastic.

SAN JOSE QUERT

The law now provides execution for kidnapers in cases where the victim meets bodily harm, and permits the jury to substitute life imprisonment, with no chance for parole.

Nielson asserted:

"Kidnaping should be punishable only by death, and that regardless of whether the victim is injured."

Nielson announced his intention while Governor Ralph was still receiving a flood of telegrams from all sections of the United States—some censuring him severely for his attitude on the lynching and others commending him harshly.

Meanwhile, San Jose, scene of its violent rampage to recoup California liberty, was still avidly discussing the case. Souvenirs of the lynching—pieces of the tree from which the victims and Holmes were hanged—were being hawked on the streets. Photographs of the victims, as they dangled from the tree, were also offered for sale.

In San Francisco, sale of such pictures was ordered stopped by authorities and resulted in a 10-day jail sentence for one man.

INQUIRY ORDERED

Fred Thomas, San Jose District Attorney, announced that his office will conduct an investigation in the lynching. He will ask, he said, that stories told by youths who boasted of leading the lynchings be checked.

It was clearly indicated in official circles, however, greater effort will be expended in attempting to locate and prosecute the persons responsible for injuries to Sheriff William J. Emig, than those actually responsible for the lynching.

Sheriff William J. Emig was recovering today from injuries received at the hands of the mob Sunday night.

According to a deputy sheriff Emig cried out, during the lynching:

"The crowd will have to hang me, too, if it hangs these men in my care."

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Lynchings Inspire 'Fear of God,' Says Fashionable Cleric

New York Minister Congratulates Rolph; Press Condemns Governor's Approval of Deed

A widely known clergyman, pastor of a fashionable New York church, today echoed the approval Gov. James Rolph Jr., of California gave the San Jose mob that lynched two kidnaper-slayers, but prominent men and organizations in all parts of the country sent messages condemning official condonation of lynch law.

The Rev. Dr. Henry Darlington, pastor of the Protestant Episcopal Church of Heavenly Rest, Fifth-av, New York City, sent this telegram to Rolph: "Congratulations on the stand you have taken."

'NEEDED SOMETHING'

He explained his action: "I deprecate lynching, but at this time the country needed something to crystallize thought and to put the fear of God into the hearts of criminals."

Newspaper opinion was almost completely condemnatory, altho the New York Daily News thought the number of criminals who have escaped severe penalties had planted a distrust of the law in many minds. It traced the beginning of this feeling to the Lieb-Leopold case. Clarence Darrow, who saved them from the death penalty, "must take the blame for a large part of that breakdown," the newspaper said.

'DEPTHS OF INFAMY'

Other opinions: San Francisco Rabbi Irving F. Reichert: "It was a heinous exhibition unworthy of California or any community calling itself civilized. Millions of Californians will indignantly repudiate Gov. Rolph's statement."

New York—Arthur Garfield Hays: "Gov. Rolph will some day regret his approval of law breakers and his laud advice to other mobs to go and do likewise. History has shown that civilization depends upon the orderly process of the law."

New York—The Rev. John Haynes Holmes, of court: "Gov. Rolph's statement in the San Jose horror the Cassidy murder of the whole American history of lynching in America. If any man in public office should ever descend to such a level of infamy, then the whole American government is disgraced."

'Heroes' of San Jose Boast of Mob's Act

City Settles Down to Quiet That Prevalled Before Double Hanging

SAN JOSE, Calif.—Its lust for revenge satiated, the mob that lynched the killers of Brooke Hart, today resumed the quiet life that characterized this community before young Hart was kidnaped and slain.

Bodies of the kidnapers, Thomas Thurmond and John Holmes, were in the city morgue. The battered old county jail and two scarred chimneys in St. James Park where the men were hanged remained to testify to the mob spirit that seized the city.

TO GO UNPUNISHED

Hart, son of Alex J. Hart, owner of San Jose's largest department store, was buried here yesterday. It was the finding of his mutilated body in San Francisco Bay, 17 days after he disappeared that set off the fury of the mob.

Ringleaders of the lynchers go unpunished. This became certain when Gov. James Rolph Jr., brooding nation-wide condemnation, publicly announced he condoned the hangings and would pardon any man arrested.

Rolph canceled an engagement of Boise, Idaho, because "conditions in my state now are very unsettled, making it unwise for me to leave."

NO ONE IDENTIFIED

Doubt was expressed by city and county officials that any of the lynchers would be arrested. They insisted none of the leaders had been identified and that action, if any, must await recovery of Sheriff William Emig. Emig was seriously injured when the shrieking mob battered his way into the jail, seized Thurmond and Holmes, and dragged them to the park.

The sheriff was now committed. The district attorney said he could not take action unless Emig ordered. He expressed the belief the sheriff's views would coincide with Gov. Rolph's.

Meantime would be three proclaimed themselves leaders of the mob. Most were boys in their late teens. They proudly told how they led the mob, how

they provided rope for the executions, and how they braved tear gas bombs and clubs to break into the jail.

Scores of them stood in groups on downtown streets all day yesterday, willingly relating their stories. None feared arrest and county officials were reluctant to act. Despite newspaper photographs proving otherwise, authorities denied the youths were among the lynchers and ascribed their stories to a desire to boast.

POLICE SURROUND HOME

The town lost its holiday aspect at about the time of the funeral of young Hart. Altho a police guard surrounded the family's parental home, few persons came near the place.

The services were conducted by a Jewish rabbi and the eulogy was delivered by a Jesuit priest. Hart had attended Santa Clara University, Jesuit institution near here. Many of his classmates formed a guard of honor as the hearse proceeded to the Jesuit cemetery.

Mrs. Alex Hart, mother of the kidnaping victim, was in confusion. She was denied the opportunity of seeing the body. A friend advised her to "remember Brooke" as he was.

Both Mrs. Hart and Mrs. Lillian Thurmond, mother of the youngest victim of the lynchers, were reported prostrated. Mrs. Thurmond's condition was said to be critical as the result of shock.

In her behalf, Oscar Gottemy, an attorney, issued a statement which said that her son was "unhappily mentally because of a severe head injury in childhood."

Gottemy also claimed that Thurmond was insane.

Holmes' father, Maurice Holmes, a respected tailor here, insisted that his son was innocent. The widow of the lynching victim and the aged mother of the dapper old salesman also made the same statement. The father visited the prison a few hours before the mob forced the

Neither the Holmes nor the Thurmond families announced plans for the burial of the victims. The bodies lay side by side in the city morgue.

Authorities said that the men from whom which Thurmond and Holmes were hanged would be removed. Some hunters cut a way back into the park from the trees which stood near a statue dedicated to President William McKinley.

JUSTICE'S NOTE SPELLS 'FINIS' TO HANGINGS

San Jose Quiet, Members of Mob, Exempt From Arrest, Brag of Lynching Act

SAN JOSE, Cal., Nov. 28 (U.S.A.)—The dramatic brushings of Jack Holmes and Thomas H. Thurmond, confessed killers and kidnapers of 23-year-old Brooke Hart are a "closed affair."

Finis will be written today by a justice of the peace, before whom the two men were to be arraigned on kidnaping charges.

The justice of the peace, Chester W. Moore, will make an entry on the official court record of the case of "The people of the State of California versus Thomas Thurmond and John Holmes."

Entered by Hanging

The story will read:

"This action was terminated by the execution hanging of the above defendants in St. James Park, November 24, 1933."

With that notation the hangings of Holmes and Thurmond, who were dragged by a hate-mad, denuded mob from the Old Santa Clara county jail, will be officially closed.

As the usually peaceful Santa Clara valley settled down to routine duties once more, the storm of comment, both praising and criticizing the hangings, came from all sections of the country.

Sheriff William J. Egan, who was beaten down with his deputies by the Lynch mob, was still in a serious condition in a hospital from concussion of the brain. He was still on iron pipe.

Trees Must Go

The two trees in St. James Park, the public square across the street from the county jail, where Thurmond and Holmes were hanged while the mob of 200 cheered, were boarded up today by order of the city manager and will be removed.

At his paternal home here today, Alex Hart, father of the slain youth, hid his grief.

"I am going right back to work," Brooke's father said. "I will not let anything happen to me."

Brooke Hart Drowned; No Bullet Hole Found

OAKLAND, Cal., Nov. 28 (U.S.A.)—Brooke L. Hart, kidnaped San Jose youth, came to his death by drowning.

This was the opinion today of Dr. O. D. Hamlin, autopsy surgeon for the Alameda county district attorney's office, who examined the boy's body shortly after it was recovered from San Francisco Bay.

No trace of bullet wounds or skull fracture could be found in X ray photographs, specimens and

Handwritten notes and a small table with several rows of text, possibly a list or schedule.

W.H.S.

Sheriff's Hurts Delay Lynching Probe by Jury

Later Action Will Depend
on District Attorney
at San Jose.

San Jose, Calif., Nov. 28 (AP)—No action is contemplated by the grand jury on the lynching of Thomas Thurmond and John M. Holmes, confessed kidnapers and slayers of Brooke L. Hart, when it holds its first meeting tomorrow morning, Charles L. Snyder, foreman, said tonight.

Whether any action will be taken later, Snyder said, depends upon whether District Attorney Fred L. Thomas presents any information to the jury.

Thomas declared he had nothing to present because he had not talked with Sheriff William J. Emig, now in a serious condition in a local hospital from injuries received when the mob stormed the county jail Sunday night.

Thomas stated that complaints sworn by Sheriff Emig against Thurmond and Holmes on the kidnaping charges will be dismissed to clear the records.

Reports that members of Thurmond's family were preparing to file damage suits against Gov. James Rolph, Jr., were branded as "absolute lies" by the Rev. R. J. Thurmond, brother of one of the lynching victims. He declared such action had not been discussed at any time by the family. He also denied that additional attorneys had been retained by the family.

The condition of Sheriff Emig and of Chief J. Edgar Howard Duffington was declared "slightly better" tonight.

Repairs were being carried out at the county jail where the mob wrecked the steel doors. Across the street in St. James Park, where the two men were being held, tree-sawyer hunters had seen down the famous built-around-the-tree by the park department and continued to strike bits of bark as they

NOT RECORDED

WASHINGTON D.C. TIMES, November 20, 1933.

JURORS IGNORE SAN JOSE MOB

SAN JOSE, Cal., Nov. 20 (I.N. 8).—Failure of the Santa Clara County Grand Jury to take formal notice of the lynchings of Jack Holmes and Thomas H. Thurmond, confessed kidnapers and murderers of Brooks Hart, 22, today confirmed the belief that no legal action would be instituted against members of the mob that stormed the jail here Sunday and hanged the pair.

District Attorney Fred L. Thomas appeared before the grand jury and announced:

"We have nothing to offer at this time."

Private funeral services were conducted for Holmes and Thurmond. Both were buried in the same cemetery where their young victim, son of Alex J. Hart, wealthy department store owner, was buried.

Following the funeral services, the Rev. Roy J. Thurmond, brother of the lynch victim, visited Sheriff William J. Emig at San Jose Hospital, where Emig is still confined with a slight concussion of the brain.

The Rev. Mr. Thurmond expressed appreciation to Sheriff Emig for his heroic but vain effort to save his brother from the mob.

W H T S

WASHINGTON D.C. 7c ST. November 30, 1933.

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Dual Lynching Case Ignored By Grand Jury

Thurmond Buried Under Guard; Holmes Rites Held Secretly.

San Jose, Calif., Nov. 29.—The county grand jury, meeting today, devoted its entire time to organization details and took no cognizance of the lynching of John M. Holmes and Thomas H. Thurmond, slayers of Brooks Hart.

At the San Jose Hospital where he has been recovering from injuries inflicted by the mob, Sheriff William J. Emig said he soon will confer with District Attorney Fred L. Thomas as to what course to follow in regard to the lynchings.

Chief on Prosecution

Emig described a conversation he had with Thurmond before the confessed kidnaper was hung by the mob.

"Do you think they're going to hang me?" the sheriff and Thurmond asked, busy running down his checks.

"Well, I can't tell and much longer," Emig told him. Then he asked the awaiting prisoner a final question.

"Was anyone beside you and Jack Holmes connected with the kidnaping?"

No Third Party in Crime

"Before my father," Thurmond replied, the sheriff said, "Holmes and I handled the kidnaping from start to finish. No one else was mixed up in it."

Funerals for the two men were held today, Thurmond's body being entombed at Oak Hill after services in an undertaker's chapel. Police stood guard and deputies of Sheriff Emig's staff were present at Oak Hill.

Simple rites for Holmes were held secretly at another parlor and the body was taken to Oak Hill for cremation today.

Handwritten initials "V E" and other marks.

NOT RECORDED

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WASHINGTON D.C. HERALD, November 26, 1933.

The Lynching

IT is impossible to justify lynching. Under whatever circumstances it occurs, it must be viewed as an act of grave social violence.

The Hearst papers are fixedly and resolutely opposed to lynch law.

And yet—the lynching in San Jose of the two human fiends who first kidnaped and promptly murdered young Brooke Hart, and THEN sought the payment from his parents of a large ransom to secure his release and safety, after his lifeless body had already been sunk in the waters of San Francisco Bay, makes out a case for suspension of judgment, if not condonation which one would have thought could never arise.

The Hearst papers have repeatedly sounded a warning that the crime of kidnaping would arouse the people of the United States to frenzy if it were not immediately put down. No crime is so revolting. None involves so direct and immediate a menace to the home and to the life and security of every man, woman and child.

WE have repeatedly given warning to the crime detecting and prosecuting agencies of the country that only the extremest energy in the pursuit and punishment of those guilty of this crime or its attempted commission would avert just what has happened in California.

The incident does not mark the collapse or even the weakness of society. On the contrary it is an impressive social phenomenon carrying, as the governor of California truthfully says, a lesson.

Americans are tolerant and patient under normal circumstances. They do not expect nor require the impossible of their officials. They know that a certain amount of crime must go unpunished.

But the crime of kidnaping they will not brook. It must stop even if the people are forced to take the law into their own hands.

And in such a challenge to their manhood and humanity, as is implied in the atrocious act of the kidnaper, their anger knows no bounds. Their instinct of self-protection will obey no restraint.

NOT RECORDED

11-27-33

ONE

ALL
FILES

WASHINGTON D.C. HERALD, November 28, 1933.

053/50

Mr. Nathan	.....
Mr. Lusk	.....
Mr. Clegg	.....
Mr. Glavin	.....
Mr. Nichols	.....
Mr. Rosen	.....
Mr. Tracy	.....
Mr. Egan	.....
Mr. Gurnea	.....
Mr. Harbo	.....
Mr. Hendon	.....
Mr. Jones	.....
Mr. Quinn	.....
Mr. Nease	.....
Mr. Gandy	.....

Today

Kidnapers Warned.
 Jacksonville Cheerful.
 A Great-Great-Grandson.
 On Snow-White Pig.

By Arthur Brisbane

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JACKSONVILLE, Fla., Nov. 27.

THE NEWS of the moment is the lynching of two kidnapers in California. A mob is a mob, anywhere, North, South, East or West. The six thousand men that gathered around the California jail, howling for the lives of two vile criminals, defying clouds of tear gas, breaking through prison doors and hanging their battered victims to trees, are the same as any other mob.

Thousands of them, the day after, did not recognize in themselves the man that had shared the mob's work.

Every man in the mob on reflection, will regret the treatment of Sheriff Knig, who did his duty, defending the prisoners, was knocked senseless and sent to a hospital. To Sheriff Knig the capture of the kidnapers is done. He arrested one of them, Thurmond, while he telephoned a threatening message to the parents of the kidnaped man.

The rage of mob broke loose after the body of the kidnaped victim was found murdered, according to their confession.

All California, the mob itself, will regret the violation of law, to which no provocation should give good citizens.

But there is good to be gotten from this lynching: those engaged in the kidnaping industry or contemplating it, will learn that kidnaping is unpopular, leads to death for the criminals and, because for them, more dangerous every day.

The two victims of the lynch-

W.H.S.
1933