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TURKISH RULER'S HEIRS WIN TITLE TO TRACT OF PALESTINE LAND IN VITAL TEST CASE

JAFFA, PALESTINE, Nov. 18. (JTA) -- HEIRS OF THE SULTAN ABDUL HAMID TODAY WON AN IMPORTANT TEST CASE AGAINST THE PALESTINE GOVERNMENT FOR TITLE TO 4,560 DUNAMS (ABOUT 1,000 ACRES) OF LAND IN THE VICINITY OF GAZA, ONCE THE PROPERTY OF THE TURKISH RULER.

THE ACTION, WHICH HAS DRAGGED ON FOR SEVERAL YEARS AND HAS BEEN ARGUED IN PALESTINE'S HIGH COURTS AS WELL AS IN THE PRIVY COUNCIL AT LONDON, IS BELIEVED TO ESTABLISH AN IMPORTANT PRECEDENT FOR SIMILAR ACTIONS BY HEIRS TO RECOVER VAST TRACTS IN PALESTINE REGISTERED AS THE SULTAN'S PERSONAL PROPERTY. THE GOVERNMENT HAD CLAIMED THE PROPERTY ON THE GROUNDS THAT IT HAD BEEN TRANSFERRED TO THE TURKISH GOVERNMENT AND SURRENDERED TO GREAT BRITAIN UNDER THE PEACE TREATY FOLLOWING CONQUEST OF THE HOLY LAND IN THE WORLD WAR.

THE LAND COURT, COMPOSED OF JUDGE PAUL E.F. CRESSALL, A BRITON, AND JUDGE ABDUL DAUDI, AN ARAB, HAD DISAGREED WHEN THE CASE CAME BEFORE IT LAST JULY, THE FORMER RULING FOR THE HEIRS AND THE LATTER FOR THE GOVERNMENT.

TODAY'S RULING FOLLOWED FURTHER ARGUMENTS ON PROCEDURE, THE ATTORNEY GENERAL CLAIMING THAT WHERE THE JUDGES DISAGREED THEY SHOULD RULE THE PLAINTIFF HAD FAILED TO PROVE HIS CASE, WHILE ATTORNEY C.R. WEINSHALL, COUNSEL FOR THE HEIRS, ARGUED THAT ONCE THE COURT HAD DECIDED THE SULTAN'S TITLE TO THE LAND WAS GENUINE, ITS DISAGREEMENT SHOULD BE TAKEN AS PROOF THAT THE GOVERNMENT HAD FAILED TO SATISFY THE COURT THAT THE GOVERNMENT CLAIM WAS VALID.

MILITARY COURTS OPEN IN JERUSALEM, HAIFA; AWAIT TERROR CASES

JERUSALEM, Nov. 18. (JTA) -- THE NEWLY-CREATED THREE-MAN MILITARY COURTS, EMPOWERED TO DECREE DEATH IN CASES OF TERRORISM, AWAITED THEIR FIRST CASES IN JERUSALEM AND HAIFA TODAY, THE DAY SET FOR THEM TO BEGIN OPERATION IN THE GOVERNMENT'S DRIVE TO SUPPRESS RESURGENT ARAB DISORDERS.

THE COURTS HAVE WIDE AUTHORITY, THEIR RULINGS SUBJECT ONLY TO CONFIRMATION OF THE COMMANDER-IN-CHIEF OF BRITISH MILITARY FORCES IN PALESTINE, FROM WHOSE DECISION THERE WILL BE NO APPEAL. THEY MAY IMPOSE THE DEATH SENTENCE FOR DISCHARGE OF FIREARMS, POSSESSION OF ARMS OR BOMBS, AND FOR ACTS OF SABOTAGE.

ANOTHER DEATH WAS ADDED TO THE TOLL IN CURRENT DISORDERS WHEN A JEWISH LABORER, YEHUDA SHPANOV, 24, SHOT WHILE WORKING IN THE FIELDS OF THE TEL AMAL SETTLEMENT NEAR BEISAN, DIED OF HIS WOUNDS.

THE ARAB DAILY ADIFAA REPORTS BRITISH TROOPS HAVE SURROUNDED A LARGE ARAB BAND IN THE HILLS OF NORTHERN PALESTINE, BUT INSTEAD OF ATTACKING ARE AWAITING ITS SURRENDER WHEN FOOD AND AMMUNITION ARE EXHAUSTED.

IT IS REPORTED FROM AMMAN, CAPITAL OF TRANSJORDAN, THAT A NUMBER OF THE EMIR ABDULLAH'S LEADING OPPONENTS, INCLUDING RASHID PASHA, HAVE BEEN EXILED TO AKABA, RED SEA PORT.

TRANSJORDAN POLICE ARE REPORTED TO HAVE CAPTURED A BAND OF TEN ARABS, ALL OF WHOM CONFESSED TO RECENTLY OPERATING IN PALESTINE.

ITALY'S PRO-ARAB STAND JUSTIFIED, ITALIAN ORGAN HOLDS

ROME, Nov. 18. (JTA) -- ITALY'S OUTSPOKEN PRO-ARAB ATTITUDE IS JUSTIFIED ON THE GROUNDS THAT ENGLAND'S "FAILURE TO UNDERSTAND THE PALESTINE POLITICAL SITUATION" MAKES UNDERSTANDING BETWEEN THE EAST AND THE WEST IMPOSSIBLE, IT IS ASSERTED TODAY BY RELAZIONI INTERNAZIONALI, ORGAN OF THE INSTITUTE FOR STUDY OF INTERNATIONAL POLITICS.

THE PERIODICAL DECLARES THE POSITION CREATED IN PALESTINE BY THIS FAILURE MUST INTEREST ALL POWERS TO WHOM MEDITERRANEAN EQUILIBRIUM IS IMPORTANT.

B'NAI B'RITH HOSPITAL IN SHANGHAI NEEDS FUNDS TO KEEP OPEN

SHANGHAI, Nov. 18. (JTA) -- TAXED BEYOND ITS CAPACITY IN TREATING 1,500 CASES MONTHLY, THE B'NAI B'RITH POLYCLINIC HOSPITAL IS UNABLE TO CONTINUE OPERATION, SHANGHAI OFFICIALS OF THE INTERNATIONAL JEWISH FRATERNAL ORDER REVEALED TODAY.

AT A MEETING OF THE B'NAI B'RITH LODGE IT WAS DECIDED TO APPEAL TO INTERNATIONAL HEADQUARTERS OF THE ORDER, AT CINCINNATI, FOR AN EMERGENCY FUND OF \$5,000.

MORRISON, PIONEER ZIONIST LEADER, QUILTS FUNDS POSTS; CHARGES MISMANAGEMENT

NEW YORK, Nov. 18. (JTA) -- CHARGING "MISMANAGEMENT, WASTE, EXTRAVAGANCE AND MISINFORMATION TO THE PUBLIC" IN ADMINISTRATION OF THE KEREN HAYESOD (PALESTINE FOUNDATION FUND), ISIDORE D. MORRISON, PIONEER AMERICAN ZIONIST LEADER, TODAY ANNOUNCED HIS RESIGNATION FROM THE FUND'S ADMINISTRATIVE COMMITTEE AND ITS BOARD OF DIRECTORS, AND FROM THE UNITED PALESTINE APPEAL BOARD, ON WHICH HE REPRESENTED THE KEREN HAYESOD.

MR. MORRISON'S RESIGNATION, EFFECTIVE IMMEDIATELY, WAS MADE KNOWN IN A LETTER TO LOUIS LIPSKY, CHAIRMAN OF THE KEREN HAYESOD ADMINISTRATIVE COMMITTEE.

ALLEGED EFFORTS OF THE KEREN HAYESOD MANAGEMENT TO DOMINATE THE CAMPAIGN OF THE UNITED PALESTINE APPEAL, THROUGH PROPOSED APPOINTMENT OF ROBERT SILVERMAN AS ITS SOLE NATIONAL DIRECTOR IN 1938 WAS AN IMMEDIATE FACTOR BEHIND MR. MORRISON'S RESIGNATION. MR. MORRISON, AN ATTORNEY, HAS BEEN ACTIVE IN THE AMERICAN ZIONIST MOVEMENT FOR FORTY YEARS, HAVING BEEN AMONG THE FOUNDERS OF THE FEDERATION OF AMERICAN ZIONISTS IN 1897.

IN AN INTERVIEW WITH THE JEWISH TELEGRAPHIC AGENCY, MR. MORRISON VOICED THE VIEW THAT THE VARIOUS ZIONIST ORGANIZATIONS HERE HAD OUTLIVED THEIR USEFULNESS AND SHOULD EITHER BE REORGANIZED ALONG ENTIRELY DIFFERENT LINES OR SCRAPPED. HE SAID THE ZIONIST ORGANIZATION OF AMERICA, THE MIZRACHI ORGANIZATION AND THE POALE-ZIONIST (LABORITE) ORGANIZATION HAD DEGENERATED INTO POLITICAL, PROPAGANDA BODIES.

FUNDS ALLOCATED TO THESE GROUPS BY THE UNITED PALESTINE APPEAL, HE DECLARED, WERE BETTER USED FOR THE PURPOSE TO WHICH THEY WERE INTENDED BY THE GIVERS, NAMELY, UPBUILDING OF THE JEWISH NATIONAL HOME IN PALESTINE. THE ABOVE-NAMED GROUPS SHOULD BE DISBANDED IF THEY CANNOT BE MADE SELF-SUPPORTING, MR. MORRISON SAID.

"AMERICAN JEWS," HE ASSERTED, "ARE NOW AND HAVE LONG BEEN PALESTINE-CONSCIOUS. WHATEVER PROPAGANDA IS NECESSARY FOR THE RAISING OF FUNDS ON BEHALF OF PALESTINE CAN BETTER BE TAKEN CARE OF BY THE UNITED PALESTINE APPEAL ITSELF."

MR. MORRISON, IN A LETTER TO DR. STEPHEN S. WISE, CHAIRMAN OF THE UNITED PALESTINE APPEAL, RESIGNED FROM ITS ADMINISTRATIVE COMMITTEE AND ITS FINANCE AND BUDGET COMMITTEE. HE VOICED HIS REGRET THAT, HAVING BOTH ENLISTED IN THE ZIONIST CAUSE AT ABOUT THE SAME TIME, HE COULD NOT "IN THE EVENING OF OUR LIVES. . . CONTINUE SERVING WITH YOU AND UNDER YOU."

MR. MORRISON INDICATED THAT HE WOULD CONTINUE HIS FINANCIAL SUPPORT OF PALESTINE UPBUILDING EFFORTS.

HIS LETTER TO MR. LIPSKY FOLLOWS IN PART:

"SINCE THE NOMINATING COMMITTEE, WHICH WILL SET UP THE ADMINISTRATION (OF THE UNITED PALESTINE APPEAL), IS TO BE HAND-PICKED BY YOU, IT SEEMS CERTAIN THAT YOUR MAN (ROBERT SILVERMAN, REGARDLESS OF HIS PAST RECORD IN AND OUT OF THE UNITED PALESTINE APPEAL, WILL BE ENGAGED TO CONDUCT THE 1938 CAMPAIGN AND THAT THE ADMINISTRATION WILL BE MADE UP ONLY OF SUCH MEN AS ARE AGREEABLE TO YOU, WITH THE INEVITABLE RESULT THAT THE MISMANAGEMENT, WASTE, EXTRAVAGANCE AND MISINFORMATION TO THE PUBLIC WILL CONTINUE. THUS, IT WOULD SEEM THAT THE FEARS I EXPRESSED IN MY LETTER OF SEPT. 25 TO DR. WISE THAT YOU AND YOUR GROUP WILL SEIZE CONTROL OF THE 1938 CAMPAIGN WERE FULLY JUSTIFIED.

"AS YOU KNOW, I AM ONE OF THE PIONEERS OF ORGANIZED ZIONISM IN THE UNITED STATES AND HAVE GIVEN FORTY YEARS OF EFFORT TO THE CAUSE BUT I AM UNWILLING TO HAVE MY NAME ASSOCIATED WITH A MANAGEMENT SUCH AS I HAVE OUTLINED ABOVE AND I, THEREFORE, HEREWITH RESIGN AS A MEMBER OF THE ADMINISTRATIVE COMMITTEE OF THE KEREN HAYESOD AND OF ITS BOARD OF DIRECTORS TO TAKE EFFECT IMMEDIATELY.

"I AM TAKING MY PLACE IN THE RANKS OF THE MANY EMINENT MEN OF ABILITY WHO HAVE FROM TIME TO TIME BEEN PUSHED OUT FROM ZIONIST ACTIVITIES ONLY BECAUSE THEY INSISTED UPON EXERCISING INDEPENDENT JUDGMENT AND WOULD NOT BECOME 'YES MEN.'"

VISCOUNT CECIL WINS NOBEL PEACE PRIZE; NOTED AS FOE OF NAZIS

OSLO, Nov. 18. (HAVAS) -- VISCOUNT CECIL OF CHELWOOD, FAMED BRITISH PACIFIST AND HEAD OF THE BRITISH LEAGUE OF NATIONS UNION, TODAY WAS AWARDED THE NOBEL PEACE PRIZE FOR 1937.

PROMINENT AMONG LORD CECIL'S HUMANITARIAN ACTIVITIES HAVE BEEN HIS OPPOSITION TO THE NAZI REGIME IN GERMANY, HIS SERVICE AS CHAIRMAN OF THE GOVERNING BODY CREATED BY THE LEAGUE OF NATIONS IN 1933 TO DEAL WITH THE REFUGEE PROBLEM AND HIS SUPPORT OF THE JEWISH HOMELAND IN PALESTINE.

ADDRESSING THE COUNCIL OF THE GOVERNING BODY ON REFUGEES IN MAY, 1934, LORD CECIL BLAMED THE REFUGEE PROBLEM ON "MEASURES THE GERMAN GOVERNMENT HAS SEEN FIT TO TAKE." IN ANOTHER ADDRESS HE URGED CIVILIZED COUNTRIES TO OPEN THEIR GATES TO "REFUGEES FLEEING FROM PERSECUTION, INTOLERANCE AND BARBARISM."

LORD CECIL HAS EXPRESSED DOUBTS OVER THE LASTING EFFICACY OF RELIEF AGENCIES IN DEALING WITH THE REFUGEE PROBLEM. SOME, HE SAID, COULD BE ABSORBED IN PALESTINE, AND A NUMBER IN OTHER OVERSEAS COUNTRIES, BUT HE FELT THAT NO NATION COULD OPPRESS ITS SUBJECTS WITHOUT LEADING TO INTERNATIONAL REMONSTRATION.

HE HAS MADE MANY STATEMENTS IN SUPPORT OF JEWISH COLONIZATION IN PALESTINE, AND HE SUCCEEDED LORD BALFOUR AS PATRON OF THE ANGLO-PALESTINE CLUB.

ANTI-SEMITISM BEST HANDLED BY IGNORING IT, MRS. ROOSEVELT ADVISES JEWS

CINCINNATI, Nov. 18. (JTA) -- Mrs. FRANKLIN D. ROOSEVELT, IN AN INTERVIEW WITH EDWARD E. GRUSD, MANAGING EDITOR OF B'NAI B'RITH MAGAZINE TO APPEAR IN THE DECEMBER ISSUE, EXPRESSED THE OPINION THAT THE BEST WAY TO HANDLE ANTI-SEMITISM IS TO IGNORE IT.

THE FIRST LADY ALSO ADVISES JEWS TO GUARD AGAINST BECOMING EMBITTERED AND WITHDRAWING INTO THEMSELVES, WARNING THAT "THAT DOES NOT IMPROVE CONDITIONS."

"THEY SHOULD REMEMBER THAT, AFTER ALL, THEIR DETRACTORS FORM ONLY A SMALL MINORITY," Mrs. ROOSEVELT SAYS, AND ADDS, IN REPLY TO A QUESTION, "I SHOULD BE VERY SORRY IF ANY MINORITY DID NOT HAVE THE RIGHT TO LOOK CONFIDENTLY TO THE MAJORITY FOR COMPLETE JUSTICE AT ALL TIME WHENEVER IT IS ASSAILED."

FRIENDS TO ENDOW MEDICAL FELLOWSHIP AT HARVARD TO HONOR KIRSTEIN, 70

BOSTON, Nov. 18. (JTA) -- IN HONOR OF THE SEVENTIETH BIRTHDAY OF LOUIS E. KIRSTEIN, BOSTON MERCHANT, A GROUP OF HIS FRIENDS, INCLUDING NATIONALLY-KNOWN PERSONS, IS PLANNING A FELLOWSHIP FOR THE PROMOTION OF "SCIENTIFIC MEDICAL EDUCATION" IN HIS NAME AT HARVARD UNIVERSITY MEDICAL SCHOOL. THE FUND IS BEING STARTED WITH \$28,550, WITH JUSTICE LOUIS D. BRANDEIS, PROF. FELIX FRANKFURTER AND JUDGE JULIAN W. MACK AMONG 89 DONORS.

\$60,000 RAISED FOR PALESTINE BY "NIGHT OF STARS" SHOW

NEW YORK, Nov. 18. (JTA) -- BETWEEN \$80,000 AND \$100,000 WAS RAISED FOR PALESTINE THROUGH THE "NIGHT OF STARS" HELD LAST NIGHT AT MADISON SQUARE GARDEN FOR THE BENEFIT OF THE UNITED PALESTINE APPEAL, HAROLD JACOBI, CHAIRMAN OF THE EVENT, ESTIMATED TODAY. A CROWD OF 20,000 ATTENDED.

RUBBEN SERUSSI, CHIEF RABBI OF CYRENAICA, DEAD AT 85

ROME, Nov. 18. (JTA) -- WORD WAS RECEIVED HERE TODAY OF THE DEATH AT DERNA CYRENA, LIBYA, OF CHIEF RABBI RUBBEN SERUSSI, 85, AFTER FIFTY YEARS OF ACTIVE SERVICE TO THE JEWS OF CYRENAICA.