THE WEATHER
Unsettled tonight and Saturday. Probably rain and colder Saturday.

Indiana Daily Times

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GIRL'S ASSAILANTS GET WARNING TO QUIT THEIR HAUNTS

Henry Phillips and George Schribble, Under Sentence for Participation in Outrages on Child, Free.

PENAL FARM 'ESCAPE' IS MADE EASY

Henry Phillips and George Schribble, who recently have been in Indianapolis, although they were sentenced to the Indiana State Reformatory Oct. 15, for participation in one of the most vicious assaults on young girls ever perpetrated in Indianapolis, were given fair warning last night that the pressure of public resentment would make it unsafe for them to be caught in their usual haunts.

Accordingly, neither was found today in places which they have frequented both before and after they passed through the "underground" by which men who are presumed to serve prison sentences escape such inconvenience.

Phillips and Schribble were convicted of criminal assault on a girl either 14 or 15 years old, along with Lawrence Nichols, Joseph Lyons, Joseph Surbur, Henry Middleton and John Dugan, and sentenced to serve from two to fourteen years in the reformatory.

So far as is known today only Phillips, Schribble and Nichols have been relieved from the penalty imposed upon them. A report in circulation to the effect that "all the boys will be out before New Years" cannot be verified.

The manner in which these assailants of a mere child were freed from imprisonment constitutes a complete confirmation of the charges heretofore made in the Times, that through the manipulation of court judgments by James A. Collins, judge of the Marion Criminal Court, and James P. Goodrich, Governor of Indiana, criminals have escaped with little or no punishment for offenses so heinous that elsewhere they have provoked lynch law.

TRANSFERRED TO FARM BY GOODRICH.

These three convicts were first transferred from the reformatory to the penal farm by Governor Goodrich on the recommendation of Judge Collins.

They were then permitted to escape from the penal farm and since their escape they have not been molested nor sought by the authorities to whom they were delivered by the police of Indianapolis after an example of efficient work that was a credit to the department.

Phillips and Schribble were never at the reformatory. Their transfer from the walled institution where escape is rather difficult, to the open penal farm, where no attempt is made to prevent escapes, was recommended by Judge Collins, the "nationally noted probation advocate," BEFORE THE MEN WERE TAKEN TO THE REFORMATORY.

The order for their transfer to the penal farm was issued by Governor Goodrich and accompanied the commitment which was given to the sheriff while the men still were in jail in Indianapolis.

Nichols was not so fortunate. He had to wait a few days before Governor Goodrich caught up with his case, and trans-

(Continued on Page Two.)

SAYS DE VALERA NOW IN IRELAND

Secretary in New York Makes Statement.

NEW YORK, Dec. 31.—The mystery that for several weeks has surrounded the whereabouts of Eamonn De Valera, "president of the Irish republic," was cleared up here this afternoon when Harry Boland, his secretary, announced that De Valera is in Ireland. Boland stated he has received messages from De Valera since he reached Ireland.

Boland declined to state how De Valera reached Ireland, under what circumstances he left America or how he had received a message that he had arrived in Erin.

De Valera, who spent more than a year in the United States selling Sinn Fein bonds and making speeches in behalf of the Sinn Fein cause, has been missing for several weeks. Heretofore other Sinn Fein officials in this country have asserted repeatedly that he was somewhere in the United States taking a rest. Boland said it was necessary to keep reiterating this statement so that De Valera would have a chance to land in Ireland without being apprehended by the British authorities.

MARSHAL SHOOTS TRIO OF WORKERS

Offic[illegible] Injures Pair [illegible]dianapolis.

[illegible] 31.—Three men, [illegible]on Field, Fair[illegible]y at Osborn, [illegible] Snyder of [illegible] business, [illegible]ring all [illegible] Indianapolis; J[illegible] and Orlo Holden, [illegible] Abel may d[illegible]nds of the others are not serious.

Neither Charles Chastain nor Joseph Abel are listed in the Indianapolis directory.

Sheriff Snider to Entertain 'Guests'

The first official act tomorrow of George Snider as sheriff of Marion County will be to open the doors of the jail to the Grace Church orchestra, which will give a musical program for the prisoners.

The orchestra will consist of Bertha Curtis and Charles Davis, violins; Marie Stinesberger and Ed Berlin, cornets; Charles Carper, trombone; Joseph Lake, drums and Mary Chambers, pianist.

At noon the new sheriff will serve a roast pork dinner with dressing, celery, cranberries and pie.

Mr. Snider announces that the public will not be admitted to the concert.

WEATHER

Forecast for Indianapolis and vicinity for the twenty-four hours ending 7 p. m., Jan. 1: Unsettled weather tonight and Saturday; probably rain; warmer tonight; colder Saturday afternoon.

HOURLY TEMPERATURE.

6 a. m.	33
7 a. m.	34
8 a. m.	34
9 a. m.	36
10 a. m.	38
11 a. m.	41
12 (noon)	42
1 p. m.	41
2 p. m.	41

DISCUSS BILLS OF BENEFIT TO INDIANAPOLIS

City and County Officials Meet With Marion Legislators.

Legislation which the city administration is interested in having the coming session of the General Assembly pass was discussed by Mayor Charles W. Jewett and other city and county officials with the Marion County delegation of legislators at the mayor's chambers in the city hall today.

The proposed establishment of a State plaza in territory bounded by Vermont, St. Clair, Meridian and Pennsylvania streets and the erection of a Memorial building to the veterans of the World War thereon and the mayor's plan to consolidate all the county and city correctional, charitable and medical institutions under one management and one taxing authority were the chief issues discussed.

Following the conference to which reporters were not admitted, Mayor Jewett said that the legislators had not committed themselves on any of the measures discussed and that they had not been asked to. He said, however, that he thought the lawmakers were favorably disposed toward his plan to consolidate the county and city institutions. No bills incorporating the administration's ideas have been drawn, Corporation Counsel Samuel Ashby stated.

GARBAGE COLLECTION QUESTION COMES UP.

Some discussion was had upon the administration's desire that the duty of collecting garbage be taken from the board of public works and placed under the board of sanitary commissioners. The latter body now has charge of garbage disposal. The board of works has objected for some time to its having to collect garbage when the sanitary board disposes of it.

A proposal of the Indianapolis Humane Society that the control of the city dog pound be taken from the board of public safety and be placed under the society was talked over without any definite decision being reached. The Humane Society, the mayor said, desires to put up a building to house the impounded canines out of funds raised in a recent campaign.

The Humane Society, the mayor said, desires that the city pay an amount equal to that expended by it for the care of the dogs if supervision of the pound is transferred to it.

MEMORIAL PLAZA AND BUILDING CHIEF ISSUE.

The establishment of the memorial plaza and building was the chief matter before the conference, it was understood. The city has been interested in getting more favorable action from the Legislature than it did in the last special session when the bills to permit the city and county to participate in the project with the State in a financial way were allowed to die. As the matter stands only approximately $2,000,000 would be available, since only the State can participate under existing legislation.

While the bill was not discussed at the conference, it is understood that Mayor Jewett is interested in a measure to give the city power to establish a city warehouse and to give the city purchasing department authority to buy standard articles in large lots in view of future needs instead of in small quantities, as requisitioned by department heads at present.

All of the Marion County State Senators, excepting Arthur Baxter and Winfield Miller, and all of the Representatives, excepting Russell B. Harrison, attended the meeting. Besides Mayor Jewett and Mr. Ashby, City Controller Robert H. Bryson, County Treasurer Ralph Lemcke and County Attorney Harry C. Hendrickson were present.

PROMISES CLEAN BOOZE SIFTING

Prohi Chief to Go to Bottom of Permit Scandal.

WASHINGTON, Dec. 31.—Prohibition Commissioner John F. Kramer today pledged nothing will be left undone to uncover corruption in the prohibition department in connection with the reputed whisky ring for the issuance of fraudulent permits to obtain liquor, uncovered in New York and Washington.

"We're going to probe to the bottom," said Kramer. "I think the investigation will uncover no more corruptions than already have been exposed by arrests in the last few days. But any member or official of the prohibition office found guilty of fraud or accepting bribes will be ousted and prosecuted."

Kramer's statement followed the arrest of a man in Washington on charges of bribery and conspiracy to obtain fraudulent permit for the withdrawal of liquor from bonded warehouses. Other arrests including employes of the prohibition department were made in New York.

New Government Is Organized in Fiume

ROME, Dec. 31.—A new government supplanting that of Gabriele D'Annunzio was organized in Fiume today.

A council comprising Signors Grossich, Gigante and Venturi was put in charge.

Legionaires who comprised D'Annunzio's military force, are to be withdrawn shortly. It was announced semi-officially that the poet will leave the city at the same time.

Outlook Optimistic *for* 1921

THAT greetings of a "Happy New Year" for 1921 will not be sham nor the cloaking of a pessimistic viewpoint as to the business outlook, is evidenced in statements that have been obtained from officials of a number of civic bodies of Indianapolis.

In speaking of the situation as pertaining to Indianapolis, John B. Reynolds, general secretary of the Indianapolis Chamber of Commerce, said: "Everything indicates that 1921 will be a good year for Indianapolis. Many retailers have had the best Christmas business in their history. One local department store did more business on the Monday before Christmas than on any other two days in its half century existence. One large growing men's clothing store did more business before Dec. 18, than it did in the entire month of December in 1919."

And Mr. Reynolds by no means stands alone in his viewpoint of the new year, as the following statements indicate:

BY WARREN T. McCRAY,
Governor-Elect of Indiana.

WE are entering a new year and with its coming we are faced with many profound problems which must be solved. The war has had such an effect on our activities and our viewpoints that readjustment is necessary, but in readjusting affairs we should bear in mind that we must go slowly to be successful; we must take into consideration the public welfare and must work to the end of serving the public good.

In the administration of the affairs of the State of Indiana during the new year and during the next four years, an effort will be made to carry out this policy through honest and earnest endeavor and a deep sense of responsibility and faithfulness to the public trust.

Indiana has a glorious past and every indication of a bright future. Let us strive to keep our State in a position among States and to keep its record always bright.

With every hope that the new year will be one of prosperity and achievement, I greet the people of Indiana, who have seen fit to place in my hands the responsibilities of the chief executive of their State.

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BY WILLIAM H. HOWARD,
Secretary of the Indianapolis Board of Trade.

THAT there has been business stagnation during the present year cannot be doubted, but I believe that within a short time business conditions will become better.

It is evident that a readjustment is taking place. But for the first time in the history of our nation we are changing from one economic status to another without a financial panic, and the Federal reserve system is playing a most important part in this.

Relative to the matter of the grain situation—the major portion of the wheat crop is in the hands of the farmer, due to the inability of the railroads to furnish necessary equipment during the harvest, and some dissatisfaction over the prices offered. The milling demand has been about 50 per cent of normal so far this year. The estimated production of wheat in the United States during the year 1920 was 751,700,000 bushels as compared with 950,987,000 bushels in 1919. The estimated value of the 1920 crop is $1,315,475,000 as compared with $1,901,974,000 for the crop of 1919.

The movement of the oat crop has been slow for the same reasons that prevailed during the wheat harvest, and later producers and farmers were not inclined to market freely owing to economic conditions.

The total production of oats in the United States during the year 1920 is estimated at 1,444,462,000 bushels with an estimated value of $649,962,900 as compared with 1,248,310,000 bushels for the preceding year with an estimated value of $936,232,500.

The corn crop just being harvested is one of the best ever produced, not only in Indiana but also in the United States. The acreage is hardly up to the average, but the yield per acre is more than four bushels above the ten-year average. The quality is 92 per cent. It is estimated that 87 per cent of the total crop is of marketable quality. The movement has been slow for the reason that there is much dissatisfaction over prices being offered.

The export demand has failed to materialize, due to excessive freight, ocean and exchange rates now in effect. It costs 47½ cents per cwt. to ship a bushel of corn from Illinois points to seaboard, which amounts to 26.6 cents per bushel.

The total production of corn in 1920 is estimated at 3,216,192,000 bushels, with an estimated value of $1,868,905,000, as compared with 2,917,450,000 bushels for the preceding year, with an estimated value of $3,646,815,000.

It is estimated that Indiana produced in 1920 192,450,000 bushels, as compared with 175,750,000 bushels the preceding year.

BY B. B. INMAN,
Manager Indiana State Chamber of Commerce.

I believe we will have a great business revival during the early part of 1921. While it is possible that we will experience a few weeks of continued morbid and unsettled conditions, the situation need not cause alarm, since it is a feature of national readjustment which every one knows must come.

Passing from the peak of high prices on all commodities, we are now descending toward the plain of normalcy. During this process, it is inevitable that some disturbances should be encountered. There will be many losses; and some classes will suffer more than others. At the present time, we are told that the agricultural classes are "hardest hit." The process of readjustment, however, necessarily involves just such matters as these, which within themselves are not necessarily discouraging.

In passing through the "birth pangs" to a more normal business condition, we should not make the mistake of believing that the State or Federal Governments must "do something" for this, that or the other class, regardless of the effect such legislation would have on other classes and regardless of the economic merits of the proposed measures. This is a mighty good time to sit steady and not rock the boat. Whatever legislation that may be needed to correct existing conditions should be on a constructive basis rather than a merely remedial one. The processes of readjustment might be disturbed seriously by the enactment of too much "remedial" legislation.

The cost of fabricated production must be lowered to conform to the falling market. This may be accomplished in several ways. Wages will have to come down in many instances, along with other things. Increased labor efficiency will help materially. Industry must also

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HAMON'S SLAYER IN SANITARIUM

Clara Smith Hamon Said to Be Suffering From 'Nervous Ailment.'

ARDMOE, Okla., Dec. 31.—Her health said to be broken by her sensational experiences on her flight into Mexico and subsequent surrender on a charge of slaying Jake L. Hamon, Oklahoma multi-millionaire, Clara Smith Hamon today was a patient in a local sanitarium. She was brought here from the home of her sister at Wilson, Okla., when her condition became so serious as to justify special medical attention.

It has been announced by her attending physician that she is suffering from a "nervous ailment."

There is a possibility that the health of Mrs. Hamon will prevent the opening of her murder trial, Jan. 24, the date tentatively set by District Judge Thomas Champion. While attending physicians minimized the seriousness of her illness, friends of the accused woman are alarmed.

Considerable conjecture was aroused by the delay in naming a special prosecutor for the Hamon trial. County Attorney Russell B. Brown will go out of office Monday, when his term expires.

JEWETT DEALS 4-YEAR JOBS TO TWO

Samuel E. Raub and Jay A. Cravens Are Reappointed.

Mayor Charles W. Jewett announced today that he has reappointed Samuel E. Raub a member of the board of park commissioners, and Jay A. Cravens a member of the board of sanitary commissioners. Both appointments are effective tomorrow and are for four-year terms.

Mr. Cravens was reappointed on the recommendation of the State Board of Health, which under the sanitary district law, is given the right to nominate one member of the sanitary board. The city civil engineer serves on the board ex-officio and he and the other appointed member select the third member, whose nomination also is ratified by the mayor. Lucius B. Swift, the member selected by the other two members, has three more years to serve in his present term. Mr. Cravens is secretary of the board. His salary is $3,600 per year.

Wilson Signs Bill to Grant Mine Extension

WASHINGTON, Dec. 31.—President Wilson today signed a bill providing for an extension of time in which improvements on mining claims must be made.

The bill provides that improvements, required by law to be made in 1920, may be made at any time up until July, 1921.

Had the President not signed the bill all claims on which the improvements had not been made would have been vacated at midnight tonight.

Police Chief Clears City Court Corridor

Professional bondsmen and morbid curiosity seekers were struck a hard blow today when Chief of Police Jerry Kinney issued an order prohibiting loitering in the corridors about the City Court. The spacious hall there has been the favorite rendevous for court hangers on and afforded an excellent opportunity for the operations of the professional bondsmen.

The chief's order is sweeping, even taking in police officers who are not on duty there. A sergeant will be stationed in the hall to see that the rule is obeyed.

Provisions will be made to seat witnesses and defendants in court cases within the courtroom.

Rigid Enofrcement of Dry Act Planned

MARION, Ohio, Dec. 31.—The country will have an opportunity after March 4, to learn whether it really approves prohibition, it was announced today on unquestioned authority. Senator Harding plans to enforce the Volstead act with the utmost rigidity, close friends of the President-elect declared. So far, these friends asserted, the country has never had real prohibition.

If, when the law is strictly enforced, it becomes evident that sentiment throughout the country is against complete prohibition, measures probably will be introduced in Congress to amend the act in accord with the public demand.

Indianapolis Folk Will Jazz in New Year With Lid Tilted 'Just a Bit'

The new year will jazz into Indianapolis tomorrow morning to the mesmerizing strains of the saxophone, the wail of the banjo and the syncopated sighing of the slide trombone, for all the folk are dancing in the New Year!! The hotels, clubs and various organizations have made arrangements for the fox-trotting public.

The fact that the police tilted the lid "just a little" by sending out word that dancing would be permitted until 1 o'clock brought joy to the hearts of those who are bent on dancing the old year out and ushering in the new one.

Aside from the great number of public entertainments several of the churches will hold watch night services and many homes will be the scenes of watch night parties.

POLICE PUT SKIDS ON "HIP POCKET" PARTIES.

It is to be a "dry" New Year's, also. Chief of Police Jerry Kinney and the Federal prohibition enforcement officers have announced that "hip pocket parties" will not be tolerated. In addition to that the management of the various places, where entertainments are scheduled, have declared that dispensing of cheering cocktails from individual bottles will not be permitted.

A formal dance will be held at the Independent Athletic Club, with orchestras in both the ballroom and gymnasium for the merrymakers. Special cabaret numbers will be introduced and spotlight dances will be featured. Festoons of laurel and holly will be used to decorate the halls with banking of ferns and palms screening the orchestra. The committee in charge includes R. A. Miller, chairman; Nelson Sumner, Bert Kelly, George Weidley, C. A. McLaughlin and George K. Jones.

At the Hotel Lincoln, a jazz orchestra will be stationed in the lobby, which will be cleared for dancing. An interesting program has also been arranged for those who will not dance. The Lincoln Trio and quartette, assisted by Miss Claris Solomon, vocalist, and a little toe dancer of the "Baby Ballet," will present a group of clever numbers including several costume songs and novelty features

(Continued on Page Fourteen.)

VAN HOOK, PROHI AGENT, IS OUSTED

Denies Report He Was Suspended From Hoosier Job.

Special to The Times.

GARY, Ind., Dec. 31.—John Van Hook, Federal prohibition enforcement officer for forty-six counties in northern Indiana, with headquarters at Hammond, has been replaced by C. J. Simons, formerly an assistant in the Chicago office of the superintendent of prohibition inforcement in the Middle States.

Mr. Simons has had charge of the Hammond office since last Tuesday and declines to discuss the change in the management.

While it has been reported that Van Hook was suspended Dec. 23, Van Hook makes the statement that he resigned his position two months ago, that his resignation was not accepted at that time and he resigned again two weeks ago. He denies he has been suspended.

Northern Indiana counties are under the jurisdiction of the Chicago headquarters for prohibition inforcement work.

Officials at the Federal building were interested in the suspension of Van Hook for the reason that the investigation of violations of the Volstead act in all of the Indiana counties north of a line drawn through the northern boundary of Marion County has been under his charge. The present Federal grand jury is said to be investigating important liquor cases at Loransport, South Bend, Kokomo and Muncie.

It was reported that Van Hook was suspended because he used the powers of his office to further oil stock sales. Charges of extortion from a saloon keeper in his district have been placed against him, it is said.

Van Hook does not work under Federal officials here, but is directly responsible to Prohibition Supervisor Frank D. Richardson in Chicago. The suspension is heralded in Chicago as the start of a general shake-up in the mid-western prohibition service. Every agent in Van Hook's district and in Western Wisconsin has been transferred, it is said.

Cardinal Reported Passing Poor Night

BALTIMORE, Dec. 31.—The condition of Cardinal Gibbons was reported unfavorable today. The prelate passed a very restless night, and was rather weak.

Poor in Bread Line, While Rich Celebrate

NEW YORK, Dec. 31.—While thousands of New Yorkers were preparing to see the old year out in the elaborate dining rooms of New York hotels at from $5 to $20 a plate, arrangements were completed to open a new bread line in the Bowery promptly at midnight. A real meal is to be served down-and-outers.

While alcoholic drinks are not to be served by hotels, managers said there would be no objection to those who carried refreshments "on the hip."

BUG HAND SEEN IN $12,000 FIRE

Kansas Street Blaze Practically Destroys Box Factory.

Fire believed to have been of an incendiary origin caused a loss estimated at $12,000 early this morning at the Alexander Box Factory, 308-310 Kansas street.

The buildings were a series of wooden sheds in which lumber and boxes were stored and these furnished ready fuel for the flames that destroyed almost the entire plant. Part of the factory, where the machinery is located, was not destroyed, and the stables of the company were only slightly damaged.

Patrolman Fulton discovered the blaze at 3 o'clock and sent in the alarm. He also notified Alex Alexander, 317 West Morris street, proprietor of the factory. Henry Huber, night watchman, said there was no sign of fire at the factory a few minutes earlier, as he had just left the plant and had gone to Mr. Alexander's residence to put fuel in the furnace.

Mr. Alexander said he had sold the buildings about one month ago to Abraham Goldberg, but that he was still operating the box factory.

He declared he believed the fire of incendiary origin, as it started in a part of the factory where there was no wiring. He said the loss is covered partly by insurance.

$300,000 FIRE IN TANNERY.

WOBURN, Mass., Dec. 31.—The tannery of F. C. Parker & Sons was destroyed by fire today with a loss of $300,000.

Thought They Saw $1,000; Got Only $38

In a raid on a card game at 416 North Meridian street, the police arrested eight men last night. Charles Brown, 30, was charged with keeping a gambling house and gaming.

Lieuts. H. Jones and L. Jones, who made the raid, said they "peeked" in and there appeared to be about $1,000 on the table, but when they forced the door and made the raid they captured only $38, and a deck of cards.

The police say the men are known gamblers. They gave their names as: Charles Smockey, Charles Whitter, Charles Davis, Harry Coson, Harry Williams and John and Albert Smith.

Man, 70, Sentenced for Stealing Coal

"Judge, I only took one twenty-five-pound hunk of coal because I couldn't carry any more. We didn't have any coal and we needed some," exclaimed Thomas Rosley, 70, in City Court today.

"I have turned him loose a dozen times," exclaimed Railroad Detective Fotan, "and I told him I didn't mind him picking up the pieces off the track, but he was upon the cars dumping off the big pieces of coal at Martindale avenue and L. E. & W. railroad tracks near where he lives. He has a son 28 years old who works and at whose house he lives."

Rosley admitted that this was true and Judge Pritchard fined him $1 and costs and sentenced him to five days in jail.

THUG FESTIVAL HALTS FOR REST

Fewer Robberies Are Reported to Police Following Night.

Burglars and hold-up men were not as active last night and early today as they have been for the last week, according to police reports.

The front door of the barber shop owned by Harry Fishmaker at 22 West Ohio street, was forced some time during the night and $72 in money, which was hid in a rear room, was taken, along with two checks, one for $8 and the other for $5.

CHRONOLOGY OF CRIME

6 A. M.—Burglars could not remain away from Thomas M. Barragry's grocery store, 3403 West Michigan street, which was robbed two nights ago. They returned some time last night and carried away canvas gloves valued at $15, wool and cotton stockings worth $6, a supply of cigarettes, tobacco and chewing gum.

10 P. M.—N. S. Thompson, 605 North Sherman drive reported his home entered by a burglar. Every room was ransacked and a revolver and two gold rings were stolen.

8:33 P. M.—Morris Levinsky, 1137 South Capitol avenue, was halted by two hold-up men at Morris and Maple streets, the men taking his purse. They opened it and discovered it was empty. Handing the purse back to Levinsky, they said: "You're lucky; take it and beat it." The robbers replaced their revolvers in their pockets and walked away.

8 P. M.—Mrs. Ella Showalter, 1110 North Sheffield avenue, notified the police that her home had been entered by a burglar. The thief had taken a suit of clothes, a watch and chain.

8 P. M.—A burglar entered the living apartments in the Athenaeum Club, 401 East Michigan street, taking a purse valued at $35, owned by Mrs. R. B. Werner, wife of the manager of the club. The bag contained a small sum of money. The burglar also took a beaded bag valued at $75 and containing $22, owned by Mrs. G. A. Wilson.

7:25 P. M.—Mrs. Iris Williamson, 240 Broadway, was robbed by a white man, who ran past her, snatching her purse. The robbery took place at Broadway and Twenty-fourth street. The purse contained $2, a bank book and some receipts.

5 P. M.—Mrs. M. Arnold, 437 Occidental building, told the police some person stole a beaver fur neckpiece worth $100.

2 P. M.—Mrs. A. Lenman, whose address was given as 506 Claypool Hotel, told detectives she had some jewelry taken while in the ladies' dressing room at the Columbia Club the night before. She did not state what the value or kind of jewelry had been taken and requested to talk personally to the detectives.

Retail Coal Prices Cut at St. Louis

ST. LOUIS, Mo., Dec. 31.—Three of the largest coal companies in St. Louis today announced reductions of from 25 to 75 cents per ton on the retail price of soft coal and $3.25 to $3.50 per ton on coke, effective tomorrow. No reductions have been made on anthracite coal, which is selling here at $17.15 to $17.40 per ton. Bituminous coal under the new prices will range from $7 to $8.75 per ton.

Caruso Rests After Surgical Operation

NEW YORK, Dec. 31.—Enrico Caruso was reported by his nurse to have spent a "fairly comfortable night," and to be "resting more easily this morning."

"He slept off and on," the nurse said.

There was some relief from pain following the second operation to drain pus from the pleural cavity, an incision being made after application of a local anaesthetic.

Dr. Phillip Horowitz stayed with the noted tenor throughout the night.

K. C. Commission Men Granted Injunction

KANSAS CITY, Mo., Dec. 31.—Federal Judge Arba S. Van Valkenbergh today sustained an injunction suit brought by live stock commission men of Kansas City to prevent the United States Department of Agriculture from revoking the licences of the commissioners because of an increase in rates they put into effect last July.

Under this decision more than $300,000 which has been turned over to the United States district clerk here in extra rate charges probably will be returned to the commissioners.

GUS SCHMIDT CASE IS PUT OUT OF COURT BY ADAMS' CONSENT

Dismissal of Charge of Keeping Gaming House Follows 'Passing Buck' Scene Before Criminal Court.

PROMINENT IN CITY POLITICAL RING

BULLETIN.

Russell Willson, Mayor Jewett's choice for president of the city council, is expected to be elected without opposition, now.

Gus Schmidt, leader of the recalcitrant five councilmen who have heretofore opposed the administration's plans in the council, is expected to abandon the candidacy of Louis Carnefix for president and support Willson, since Schmidt has been released from any possibility of a conviction in the Criminal Court.

Forced apparently by Judge James A. Collins of the Marion County Criminal Court to consent to a motion to nolle an affidavit charging Gustave G. Schmidt, president of the city council, with keeping a gaming house over his theater, Prosecutor Claris Adams today finally agreed with the judge's suggestion that the case should be dismissed.

After waiting trial for more than two years on a charge of keeping a gaming house, following his appeal from the City Court, where he was fined $500 and costs and sentenced to serve ten days in the county jail, Mr. Schmidt escapes from paying the penalty which was given by a jury in the City Court on Sept. 19, 1918.

The climax of the few heartless attempts to get the case to trial before Judge Collins came this morning, on the eve of the election of a new president of the city council.

Mr. Schmidt appeared with his counsel, Martin Hugg, and for about fifteen minutes a quiet little game of passing the buck for the responsibility of throwing the case out of court was engaged in between Judge Collins and Prosecutor Adams with Mr. Hugg ever ready and on the job to advance the affair one step nearer a dismissal of the charge.

ADAMS MAKES STATEMENT.

The spectacle of passing the buck began with an opening statement by Prosecutor Adams, who said.

"Your honor, the defendant was fined $500 and sentenced to ten days in jail in the City Court on Aug. 30, 1918, and the case was appealed to this court. William Owsley is the only witness that the State has against Mr. Schmidt and Mr. Owsley is not here. He was not here the last time. When the case was set for trial this time, Mr. Worley investigated and he informed me that Owsley has moved to Chicago and is unable to get his address.

"Owsley is the entire case, and without Mr. Owsley the State is unable to go to trial," stated Prosecutor Adams.

Mr. Hugg suggested that the case was last set for trial more than a year ago and that Owsley was not present then.

Judge Collins then asked Lieutenant Cox, who conducted the raid, the date of his last sickness. He replied that it was more than a year ago.

"I remember that one of the causes for continuance was the illness of Lieutenant Cox," said Judge Collins.

Mr. Hugg then said:

"Under the circumstances there is nothing to do but dismiss the defendant. Owsley, according to the evidence, is charged with keeping the gaming house, and in some manner connected the defendant with the case in order to receive some lenient punishment. This case in this court has only been set once for trial and at the close of a term, just like this time. The case has been continued to protect it under the three-term rule. At no time was there any idea that the case would be tried. The defendant is out on his own recognizance all these years. I ask that the cause be dismissed, as there is no probability that the material witness for the State will ever be produced."

'MOTION MUST COME FROM STATE.'

Judge Collins interrupted by saying, "A motion for dismissal must come from the State."

"It would be a farce to go to trial without Owsley," said Prosecutor Adams. "The defendant has some rights in this case and so does the State. If there was any probability that Owsley would never come into court I would dismiss this case."

Judge Collins then asked Adams, "Have you any motion?"

"I have not,' said Mr. Adams.

"I ask for a dismissal of this case in all fairness to the defendant," said Mr. Hugg.

"Such a motion is up to the prosecutor," said Judge Collins.

"The State can't produce Owsley and the prosecutor states that he is unable to locate the witness. I make this motion to dismiss," said Mr. Hugg.

Prosecutor Adams said: "I am willing to try this case. I am not told that Owsley will come back. I only hesitate because if this case should be dismissed and the witness should return in a month's time the State would be unable to revive the case because of the three-term statute.

"If I was sure that this witness is not available I would dismiss the case. I know that Owsley is not here and Mr. Worley states that he has information that Owsley has moved his family to Chicago and is now outside of the jurisdiction of the court.

"I suggest that since Mr. Hugg has made a motion that the court take the

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BANDITS SEIZE $4,500 AFTER KILLING 2 MEN

Robbers Use Two Autos in Daring Robbery at Cleveland.

CLEVELAND, Ohio, Dec. 31.—W. C. Sly, president, and George Fanner, vice president of the W. W. Sly Manufacturing Company, were shot and killed by five bandits on the street here at noon today. The bandits escaped with the company payroll of $4,500.

The bandits used two automobiles for the holdup. As Sly and Fanner were driving at fair speed toward their plant, another machine crashed into them.

When Sly and Fanner clambered from their wrecked car another machine drove up. The occupants of the car which caused the crash demanded the names and addresses of the two officials, blaming them for the wreck.

Witnesses told police that the bandits drew revolvers after a moment's parley and without warning deliberately shot down Sly and Fanner. Then they seized the money bag and sped away.

LONE BANDIT KILLED; LOOT IS RECOVERED

SPRINGFIELD, Tenn., Dec. 31.—After a lone hand daylight robbery of the People's Bank here today which netted $50,000 in Liberty bonds, a man identified by the police as Hobart Austin, 32, was killed by Sheriff A. L. Jett in a gun duel. The bonds were recovered.

ONE KILLED IN RAID ON BOOZE TRUCK

CHICAGO, Dec. 31.—Three limousine bandits shot and killed Joseph Sweitzer, chauffeur, and wounded his helper, Edward Riddle, when they resisted an attempt to seize a truck load of whisky consigned to a druggist for medicinal purposes here today.

SANTA CLAUS STORY AT FAULT

Man Found Under Bed Bound Over to Grand Jury.

Arthur Griffin, 45, who played Santa Claus and was arrested Christmas eve, today was bound over to the grand jury on the charge of committing a felony. Judge Walter Pritchard making the bond $1,000.

Griffin was discovered under the bed of Mrs. Bertha Blanford, proprietor of the Victoria Hotel, 507½ West Washington street. His explanation was that he had gone to the room to present Miss Blanford, who was sleeping with her mother, some phonograph records. Three 10-cent phonograph records were found in the room. Griffin explained that when he heard the women coming to the room he thought it would be a joke to hide under the bed.

Mrs. Blanford said she heard something under the bed and thought it was a mouse and was about to awaken her daughter when she heard a louder noise and thought it was a rat.

"I was about to tell my daughter," she said, "that she must not be afraid, but that we might have to sit up all night, when I looked and saw a man's foot extending from under the bed. I screamed and my daughter screamed and we ran out of the room into the hallway and this man came from the room and said, 'This is the first time Griffin was ever caught,' and then we called the police."

A detective stated that Griffin had been in trouble before.

13 of 14 Seaplanes at San Bartolme

SAN DIEGO, Cal., Dec. 31.—Thirteen of the fourteen Navy seaplanes flying from San Diego to the Canal Zone were at San Bartolme Bay on the Mexican coast today, preparing to hop off for Magdalena Bay on the second leg of their journey.

The fourteenth plane, the NC-5, had been forced to return here, but was expected to resume the flight in a day or so. The twelve F-5-L type planes arrived at San Bartolme about an hour ahead of the heavier NC-6, which was the thirteenth plane to reach there.

Wilson Approves Willers' Sentence

WASHINGTON, Dec. 31.—President Wilson today approved a sentence of five years' imprisonment imposed by a court-martial on Capt. John A. Willers, U. S. A., for desertion.

Willers, when arrested in New York several weeks ago, declared he had come to the United States in 1914 as one of the large number of German cadets who were to enter the United States Army and act as spies.

Willers will now stand trial on charges of embezzlement of company funds.

Notice to Agents and Carriers of the Indiana Daily Times

On Saturday, Jan. 1, New Year's Day, all editions of THE INDIANA DAILY TIMES, except the fourth edition, will be published early in accordance with our holiday custom.

Out-to-town agents who receive papers on interurban cars leaving Indianapolis between 1:30 and 2:30 p. m., may expect their bundles from one to two hours earlier than usual. The fourth edition will leave at the regular time and also all bundles delivered via steam roads. Agents having regular subscribers on the late financial edition will be supplied with the home edition.

Carriers in Indianapolis will receive their papers from one to two hours earlier than usual, with the exception of those whose papers are delivered by traction cars. These carriers will get their papers at the same time as usual. There will be no LATE FINANCIAL EDITION.

The Indiana Daily Times
Circulation Department.