

36 EMPLOYEES DISCHARGED

60 JOBLESS GIVEN WORK ON STREETS

Shank Plan to Aid Unemployment Gets Under Way.

MAYOR DIRECTS Relief Made Possible by Action of Council.

Sixty men, with families ranging from seven to nine members, were put to work cleaning streets and repairing unimproved streets by the city administration today as the first step in carrying out Mayor Samuel Lewis Shank's scheme for affording relief to the destitute unemployed.

The city council made the plan possible by transferring \$20,000 to a new fund, known as the "emergency unemployment fund" at the regular meeting last evening.

The sixty men were selected from a list of more than 1,000 who have applied for jobs at the bureau opened under Mr. Shank's orders by Maurice R. Collier on the first floor of the city hall rotunda. Forty were given cards authorizing them to report to John E. Walker, superintendent of street cleaning, and twenty to report to Martin J. Hyland, street commissioner.

When the mayor learned, through a misunderstanding, Mr. Walker had put sixty men to work himself early in the morning, he ordered Walker to discharge them and replace them with the forty picked from the list at the city hall.

JOBLESS STORM CITY HALL.

The city hall had hardly been opened when a crowd of more than 200 jobless men were gathered around Mr. Collier's desk. They stayed in the hall until late in the morning when Collier left for a moment's rest. He has been one of the most strenuous jobs in the city hall for several days.

The \$20,000 made available by the council after an attempt of City Councilman Otto Ray to have the amount increased to \$50,000 failed last night. The meeting was adjourned until late in the morning when Collier left for a moment's rest. He has been one of the most strenuous jobs in the city hall for several days.

WILL INSPECT CITY HOSPITAL State Fire Marshal to Investigate Fire Hazard.

Following a preliminary tour of all parts of the institution yesterday State Fire Marshal Newman T. Miller announced today he will have a complete investigation of the fire hazards at the city hospital made within the next few days and a report thereof turned over to the board of public health.

Mr. Miller was accompanied by Dr. E. E. Hodgkin, chairman of the board of health, and Dr. Richard A. Poole, superintendent of the hospital. Dr. Hodgkin had asked the inspection be made primarily to determine whether or not the middle of the three old units of the hospital is a fire trap. Dr. Hodgkin and other city engineers believe it is. Both health board members and Mayor Shank hope a new unit can be built.

WEATHER

Forecast for Indianapolis and vicinity for the twenty-four hours ending at 7 p. m., Jan. 18, 1922.

Unsettled weather, with snow late tonight or Wednesday; lowest temperature tonight 20 to 25 degrees; colder Wednesday night.

HOURLY TEMPERATURE.

6 a. m.	21
7 a. m.	20
8 a. m.	19
9 a. m.	18
10 a. m.	17
11 a. m.	16
12 m.	15
1 p. m.	14
2 p. m.	13

Newspaper Man, Under Sentence for Action by Editor, Asks Rehearing

Declaring that the decision of the court is the only one known in which a higher court has affirmed the conviction of an innocent defendant for an offense which is committed by the record to have been committed by a named individual residing in the jurisdiction of the lower court, James L. Kilgallen, formerly managing editor of the Indiana Daily Times, has petitioned the Supreme Court of Indiana for a rehearing of his appeal from the contempt judgment of the Marion Circuit Court.

Mr. Kilgallen's brief, prepared by Shibley, Whitcomb & Dowden, Walter Myers and Henry Spaan, sets forth twelve reasons why the judgment of the Supreme Court affirming his conviction for contempt should be withdrawn and a new hearing granted.

"After discussing the legal phases of the case, the brief concludes this statement: "Under these circumstances, to affirm the contempt judgment would amount to nothing more nor less than holding that innocence is no defense in cases of indirect contempt of court. It is inconceivable that this court will place itself on record as being willing to uphold such a conviction."

This case, which is the most important to newspaper men and publishers of any in the history of Indiana, originated in the Marion Criminal Court following the publication of editorial comment in the Indiana Daily Times on April 7, 1920, on the fact that an attorney for two defendants had been permitted to examine witnesses in behalf of his clients before the Marion County grand jury.

CITED FOR CONTEMPT BY JUDGE COLLINS.

Mr. Kilgallen was cited for contempt by Judge James A. Collins and immediately filed his answer, which denied the responsibility for the alleged contemptuous article and asserted that it was prepared and published wholly under the authority of Robert A. Butler, the editor of the Times.

Overriding this defense, Judge Collins convicted Kilgallen of contempt and sentenced him to jail. An appeal was taken and the Supreme Court affirmed the conviction Nov. 13, 1921.

If this affirmatory judgment of the Supreme Court of Indiana is not withdrawn or overthrown, Indiana citizens will witness the spectacle of an innocent man serving a sentence in the Marion County jail for an alleged offense committed wholly by another person over whom the convicted man had no authority and whose action the convicted man could not have prevented had he so desired.

Furthermore, the monumental miscarriage of justice will have been brought about regardless of the fact that the court knew and was informed by the record of the case that the offense, if there was one, was committed by a man other than the one he convicted and who was in the courtroom at the time of the conviction of the innocent party.

SEVERAL ANY ONE OF SEVERAL TO PUNISHMENT.

This decision of the Supreme Court establishes in Indiana a rule of law under which it is possible for a judge to single out any one of several members of a newspaper organization and sentence him to jail because of the publication in the newspaper of an article which he regards as a contempt.

The publisher, owner, editor or managing editor of the paper may be held criminally responsible for its publication regardless of whether he prepared, ordered, approved or knew of the content of the contemptuous article, if this ruling of the court stands.

In the instant case, Mr. Kilgallen was (Continued on Page Five)

TESTIMONY IN ARBUCKLE CASE TO BEGIN TODAY Physician Who Held Autopsy on Miss Rappe's Body First Witness.

SAN FRANCISCO, Jan. 17.—Dr. Amy Kaukonen, pretty girl-mayor, today outlined her platform regarding love and marriage in an exclusive interview.

"Each day brings a host of letters and telegrams," she says, "containing marriage proposals ranging from the platonic offers of ambitious youths to 'help fight the bootleggers' to the correctly phrased proposals of the more romantic musings on the subject."

"I think the love of Dante for Beatrice the ideal sort of love—this type of love will last always, even after death, forever and ever, until the last star goes out."

The recipient of more love missives and "mash notes" than even the most popular chorus beauty, Fairport's "lightning mayor" told with a whimsical smile of one man who telegraphed after three desperate letters—"If I fail to get a satisfactory answer from you by next Tuesday I shall jump off Brooklyn bridge."

"I wrote back, 'Why wait until Tuesday?'"

An unsophisticated youth inquired, "Is there any chance of going on raids with you and sampling the liquor?" This boy confides that he is the perfect mate for the "anti-bootlegger mayor" because he has taken correspondence course in all manner of detecting.

"I make it a rule to ignore these spooning missives, for I believe 99 per cent of them are tommyrot and nonsense," the mayor said with no little emphasis.

METAL WORKER FALLS 30 FEET; DIES INSTANTLY

John Schneider, 27, killed in accident at 648 East Washington Street.

John Schneider, 27, was killed today when he fell thirty feet from a roof at 648 East Washington street.

Schneider, who was a sheet metal worker employed by Christian Off and Company, sheet metal contractors, at 5 North New Jersey street, was engaged in placing a gutter on the roof when he toppled off. He alighted on his head, suffering a fractured skull and was dead before the ambulance reached the scene.

Alonso R. Kashner, R. R. F. Box 53, who was working on the roof with Schneider, said Schneider appeared to be stoop over and then plunge headlong from the building.

Officials of the company did not have the man's address listed, but friends said he lived in Congress street near Capitol avenue. They also said he had been married recently.

Records of the Sheet Metal Workers' Union in the Labor Temple, show that Schneider's address is 341 Congress street. He had been a member of the organization since Dec. 3, 1917.

Bootlegger Owes U. S. \$4,000; Offers 5 Marks to Pay It

Five German marks, worth at a liberal estimate the enormous sum of half a cent, were offered in settlement of a liability amounting to more than \$4,000 by a bootlegger, whose name was made public to M. Bert Thurman, Collector of Internal Revenue, today. The offer was not accepted.

Violators of the liquor laws, when they get caught, frequently find themselves indebted to the Internal Revenue Department in large sums for licenses they neglected to obtain and penalties for their neglect. If they cannot raise the full amount of the penalty they are entitled to make an offer in compromise.

The offer received by Collector Thurman was accompanied by the five German marks—paper marks. Now officials of the Revenue Department are wondering what would have happened to a customer who had dared offer the bootlegger in question a handful of the stuff for some good bottled-in-bond stuff. The suggestion also has been made that perhaps the bootlegger was investing good American money, realized from the sale of good (?) American booze, in German marks.

Court Says Church Must Hang Feb. 17

CHICAGO, Jan. 17.—Harvey O. Church, convicted murderer of Carl Ansauer and B. J. Daugherty, Packard Motor Car company salesman, must hang Feb. 17, Judge John C. Connelley refused to grant his motion for a new trial.

Seek Expulsion of La Follette From Republican Party

WASHINGTON, Jan. 17.—Expulsion of Robert La Follette, Wisconsin, from the Republican party is being sought by his political and personal enemies.

They want the "stormy petrel" of the Senate officially thrown out of the G. O. P. majority and figuratively, if not literally, set out in the middle of the Senate aisle as a "man without a party."

RUMOR SAYS POINCARRE FOR GENOA PARLEY

New French Foreign Policy Hint Is Given.

MAY ATTEND MEET

PARIS, Jan. 17.—French foreign policy under Premier Poincarre embodies indorsement of the Genoa economic conference, according to semi-official advices from the Quai D'Orsay today.

Poincarre, it was authoritatively reported, will recommend the conference to the Chamber of Deputies when he announces the policies of the new government Thursday and will propose to go to Genoa himself.

Premier Poincarre has conceded a step further in his attitude toward the Russians, it is believed. Instead of insisting upon a guarantee from the Soviet government as a preliminary step to the Genoa conference, the new premier, it is understood, will be satisfied if Russian guarantees are taken up as one of the first items on the Genoa agenda.

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In the instant case, Mr. Kilgallen was (Continued on Page Five)

Girl Mayor Outlines Her Marriage Ideals IS RECIPIENT OF NUMEROUS PROPOSALS

Says Man's Salary Is Only Minor Detail

FAIRPORT, Ohio, Jan. 17.—Dr. Amy Kaukonen, pretty girl-mayor, today outlined her platform regarding love and marriage in an exclusive interview.

"Each day brings a host of letters and telegrams," she says, "containing marriage proposals ranging from the platonic offers of ambitious youths to 'help fight the bootleggers' to the correctly phrased proposals of the more romantic musings on the subject."

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Says Yank Was Shot Defending French Woman

Former British Soldier Describes Alleged Crime by U. S. Officer.

WASHINGTON, Jan. 17.—The shooting of a "Yank" at Le Mans, France, by an American officer, when the soldier surprised the officer in an attack on a French woman, was described in a letter filed today with the special senatorial investigating committee, when the soldier had been shot by a French colonel. A court of inquiry returned a verdict of "brutally shot by a French Airman," Allen continued.

Allen said just before the shooting took place he, in company with an American soldier, heard the cries of a woman and rushed into a building to find her defending herself against the attacks of the American officer.

"We routed him and proceeded down the road," Allen declared. "The American soldier said he hoped the American officer did not recognize him as he belonged to the same outfit." Shortly afterward the officer overtook us and shot the American soldier down."

Allen said the officer wore the insignia of the Fourth Division and the number of his regiment ended in eight.

A final detail of testimony that bodies of American soldiers buried in France (Continued on Page Two)

SEVERE TYPE OF QUAKE NOTED

Disturbance, Estimated 2,500 Miles South of Washington, Lasts 2 Hours.

WASHINGTON, Jan. 17.—An earthquake disturbance of a very severe type, lasting for almost two hours, was recorded on the seismograph of Georgetown University observatory here last night and early today.

The disturbances began at 10:58 p. m. and continued until 1 a. m., with the maximum recorded at 11:06 p. m. Observers estimated the disturbance to be 2,500 miles generally south of Washington.

A permanent honor roll is to be started with the names of clubs, county and city chairmen who give their quota on it, together with those of individuals giving over \$25. Facsimiles of the badge of the Minerva Club, (the weather club) will be presented at the annual convention when the work is completed, to each member of the State committee, to each district chairman whose district goes over the top and to each county chairman whose county goes over the top and to each club president whose club pays its full quota.

A federation "Home Song" was announced, and was sung with "pomp," community fashion, by the women several times.

Mrs. R. E. Kennington, chairman of the legislative department, in her report (Continued on Page Two)

One Per Cent of Savings to Provide Hays' Salary

NEW YORK, Jan. 17.—This is the inside story of why the moving picture magnates can afford to pay Will H. Hays \$150,000 a year.

All the altruistic and uplift purposes attributed to the move may be properly ignored, but the true story is the extremely practical plan of an extremely practical set of big business men behind one of the biggest of America's industries.

The masters of the moving picture business definitely expect that Will H. Hays, by harmonizing the industry's business policy, will save for them, and therefore, in effect, earn for them ten times his salary.

That is why they were able to induce Hays to give up his position as Postmaster General in the Cabinet of President Harding to become the "Landis of the movies."

The explanation is in the fact that the great trouble with the moving picture business at present is duplication in sales. There are perhaps five hundred big, financially responsible moving picture theaters in the country, but there are about twelve thousand smaller theaters, which constitute the bulk of the order to get the big features business. These small theaters, in can use. They pay for only the pictures that they do use and the big producers are helpless. They cannot collect for the unsown pictures, in many cases, without actually closing up the small theater, which is the last thing they desire to do.

The loss in 1921 on unsown pictures ran from 15 to 30 per cent of the entire contracted business of most of the largest concerns. With the annual business running over one hundred millions this would mean a loss of over fifteen million dollars and a saving of a very small percentage, in fact, 1 per cent would pay the salary of the former postmaster general.

The big producers in the agreement with Hays propose to form a definite system for the exchange of information, the first that has been possible in the industry. There will be a real organization, functioning along perfectly proper and acceptable lines which will be designed to eliminate the enormous waste now involved in the heavy duplication of sales. Hays at the head of this organization will be in a position to save enormous sums for the industry and at the same time carry out his desires in the way of business standstill and the general uplift of the business.

But behind all other purposes and the decisive influences which brought the great producers together was the necessity for eliminating the tremendous loss from which they are all suffering acutely by the action of the small exhibitors in buying many more pictures than they can display.—Copyright, 1922, by United Press.

Arbuckle Says He Fears Losing Kids' Confidence More Than Prison Term

SAN FRANCISCO, Cal., Jan. 17.—"It isn't prison I'm afraid of. It's not loss of fame or fortune. It is loss of regard; loss of affection; the fact that the kids of the world may think I am guilty. That hurts me."

"In my heart I feel the American people are fair and that after a full hearing has been had in this case, I am not going to lose their esteem."

"I'm a victim of circumstances. If I were not who I am I doubt if I could be where I am now."

"Nothing I ever got in life came to me without a struggle. My life as a kid was a hard one. I fought for everything I got. There was no gold spoon in my mouth when I was born."

"When success came to me it was like a dream. And if there was one reward in life—yes, a reward greater than the money and the fame, it brought me—that was the knowledge that I brushed the cares of millions of people away and made them forget their troubles and laugh."

"Why, wherever I would go children would follow me and call me by name. It was good to have them love me. I guarded that way. It was worth more than all the money I made. And I know in my heart that I never did anything consciously to forfeit the love those kids held for me."

"Guilty? The law says a man is not guilty until he is proven so. But let a man once be arrested and charged with a crime; let his name go broadcast in those first cruel stories, regardless of fact, and he is branded guilty."

He stopped again. "Don't worry so," urged Minta Durfee, "I have suffered, that big comedian went on," speaking softly. "I recall I ask if you were not wrong done me, is that the world which once loved me, now withhold its judgment a little while and give me a chance to prove before another jury that I am innocent."

"All I ask is a square deal," he went on, blowing a wonderful ring of blue tobacco smoke which he followed contentedly with his eyes at it floated away.

"All I want is for the public to withhold its judgment until the jury of twelve men and women has decided whether or not I am guilty." I have answered the jury of twelve men and women. The thought that some people might have believed I was guilty of causing the death of that poor girl was torment.

"Blind by silence in the past, I had to face the accusation night and day without answer for the sole reason that all the evidence in the case and the purported statements of witnesses were purposely twisted and turned so as to injure me and my attorneys were certain the same would happen to anything I might say."

Fatty hesitated, dropped his cigarette, crunched it beneath his feet and started rolling another.

"Why the women and children of the world were my audience," he went on. "I made them laugh; I made them happy. They liked Fatty of the films."

FEDERATION OF WOMEN PLANS BUYING HOME

Will Raise Sufficient Sum to Obtain Fauntleroy Estate.

Federation activities for the purchase of the Fauntleroy estate, which is the birthplace of the first woman's club in Indiana, was given a decided impetus today by the talk by Mrs. O. M. Pittenger, chairman of the committee, at the meeting of the Council of the Indiana Federation of Clubs at the Claypool Hotel.

An outline of the plans for raising \$20,000 for the home was read by Mrs. Pittenger.

She also gave hints as to how to raise money.

"It's all very well to say \$1 from each club member before March 14, but raising a large fund of money by picture shows, etc., won't interfere with the individual dollar and may come in very nicely," she said.

Pageants, plays, suppers and lyceum speakers were suggested as means of raising funds by the clubs.

The second meeting of the Federation was held Tuesday in February was the day selected by Mrs. Pittenger as the "movie day," when all clubs over the State will sell tickets for some photo-play to raise money for the home.

"It has been two years," added Mrs. Pittenger, "since we signed the deed of trust and we as a body of interested energetic women have to close up this deal in rapid fashion, and it may be done very easily if we use the combined forces of our several thousand women back of it."

A permanent honor roll is to be started with the names of clubs, county and city chairmen who give their quota on it, together with those of individuals giving over \$25. Facsimiles of the badge of the Minerva Club, (the weather club) will be presented at the annual convention when the work is completed, to each member of the State committee, to each district chairman whose district goes over the top and to each county chairman whose county goes over the top and to each club president whose club pays its full quota.

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REPUBLICANS FILL VACANCIES MADE BY OUSTING DEMOCRATS

Changes, Reported to Be Result of Order From Department, Indicate Return of Old Spoils System.

'HUMANIZING' BY G. O. P. DEFINITION

"Humanize, verb transitive. To make humane, to soften, to make gentle by overcoming cruelty and rudeness; to refine or civilize; as 'the humanizing effect of music.'"

Webster's Unabridged Dictionary.

"Humanize, verb political. To make Republican, as 'the only humanized postoffice is a Democratic postoffice; the only humanized Democrat is a Republican separated from the political pie counter.'"

Dictionary, 1922 issue.

Acting in accordance with the revised definition of the work of "humanizing" the Indianapolis postoffice along the same lines as pursued by the Turks during the highly successful "humanization" of Armenia three Democrats, veteran postoffice employees, Charles B. Fawcner, superintendent of mails; Jacob F. Poe, assistant superintendent, and Frank Schmiedel, foreman in the carrier department, were discharged today and their places filled by Republicans. All the discharged veterans have been in the service for periods ranging from twenty-four to more than thirty years. They were not demoted, as is usually the custom in the cases of men whose jobs are wanted for political reasons, they were discharged, thrown out bodily without notice after years of continuous service.

PARLEY NOW APPEARS FAR FROM CLOSE

Delegates Afflicted by Severe Case of Dumps.

WAY BLOCKADED

By GEORGE R. HOLMES.

WASHINGTON, Jan. 17.—The armament conference developed a distinct case of doldrums today and neither American officials nor foreign delegates would hazard an opinion as to how long it will take to iron out the numerous difficulties that have arisen to block the pathway to early adjournment.

The Chinese and Japanese delegations held a lengthy session and again failed to make any progress toward settlement of the Shantung controversy. This fact, coupled with the impasse that has been reached on Article 19 of the naval treaty (fortifications clause), resulted in lack of progress all along the line.

Considerable mystery surrounds the determination to present the famous twenty-one demands which Japan is alleged to have forced upon China in 1915 by means of a forty-eight-hour ultimatum, and the acceptance of which by China, Manchuria and Inner Mongolia, gave her a predominant position throughout the Orient.

In the face of the announced Chinese determination to present the twenty-one demands, the conference powers have been compelled to announce that they would "receive consideration," but the degree to which they will be considered remains a mystery. It can only be solved by the settlement of the Shantung controversy and subsequent events.

Secretary of State Hughes is determined to make as much progress as possible before picking up the highly dangerous issue of the twenty-one demands. This was the explanation put forward today in American quarters for the statement that Shantung must be settled before there can be any discussion of the demands. American officials believe that the controversial issue of Shantung is out of the way, both Japan and China will be in a mood to approve the twenty-one demands without so much danger of a disastrous flare-up.

In Japanese quarters, however, there is a determination to be made of whether their previously announced position—that the twenty-one demands were accepted by China in the full exercise of her sovereignty, that they have been referred by the recognized treaties, and that this ends the matter.

If the conference is going to open up the question of the validity of the treaties, the Japanese contend, there will be no end to the conference, and nothing to preclude any power presenting to the conference any treaty it doesn't happen to like.

The Japanese position in this respect is strengthened by the known position of the British delegation, and by the fact that the American delegation—Ellis Root, who have publicly expressed similar sentiments.

Both the Japanese and Chinese are proceeding warily under these conditions.

Fireman Found Dead; Post-mortem Ordered

George Wells, 52, 1313 West Thirtieth street, was found dead in the boiler-room of the Allison estate, West Riverside drive, today. He was a fireman for the estate and the body was discovered by Otis Clemons, general foreman. Dr. Paul F. Robinson, coroner, has ordered a post mortem to determine the cause of death.

'NIGHT RIDERS' ARREST AUTOIST

Sergeant Thomas and a squad of "night riders" were riding up North Meridian street last night when they saw ahead of them an automobile coming from one curb to the other. They came up with and sent Percy Hill, 42 Canal street, to the city prison for operating an automobile while under the influence of liquor.

Delinquent Tax List Biggest Ever

The delinquent tax list, which will be announced Saturday, is the largest ever made here in point of gross as well as in numbers of delinquent tax payers, according to County Auditor, Leo K. Fessler.

The sale of delinquent property will be made on Feb. 13. Mr. Fessler stated that the list will be reduced to a great extent by delinquent tax payers making settlement before that date.

The delinquent taxes, both personal and real, total \$200,000, Mr. Fessler said. This figure is unusually large because five large corporations are delinquent.

INJURED IN COLLISION

Mr. R. E. Sample, 60, and H. E. Keyes, 47, of Knightstown, were slightly injured today where an automobile in which they were riding was struck by a car driven by Isaac Minor, 3518 Central avenue, at the intersection of the two streets.

The car was wrecked.

"SAY IT WITH A TIMES WANT AD"

WHEN JOHN OF ALBANY PAID HELEN OF TROY his famous visit, enclosed in the belly of a monster wooden horse, he asked him how he built the thing. "Got all the Help I needed," was his laconic reply, "I went to the Times Classified Columns."

MA in 3500. Classified Adv. Dept.