

Indiana Daily Times

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MEMBERS OF AUDIT BUREAU OF CIRCULATIONS.

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WILL HAYS will now probably join the advocates of a reduction in income tax.

IT IS only natural that former Governor Goodrich should pardon Lenin and Trotski.

AND, of course, if Will Hays does his level best in his new job, he may get a raise.

IF LA FOLLETTE is expelled from the Senate he might do a knife-throwing act in vaudeville.

THE MAYOR, it seems, prefers to live in a house by the side of the road and be a friend of Beveridge.

SENATOR greases tracks for "bonus" measure.—Headline. And we all know what happens on a greased track.

AN ENGLISH CLERGYMAN declares heavenly guides forbade him to overwork. However, Indiana has a lazy husband law.

AN OHIO GIRL declares the man she weds must have an income of \$10,000 a year, at least. Lots of spinsters have said as much.

HAVING LANDED Mr. Harding in the White House, Mr. Hays may be able to get "Fatty" Arbuckle out of jail.

Are You in Jeopardy?

The public generally, and particularly those persons who are in positions of authority and trust in any business, are vitally affected by the precedent established in Indiana in the case of Kilgallen vs. State, which is now being discussed in the Times. A precedent for the punishment of persons without any intent or willingness to do an illegal act has been established in this case and if the rulings of the court are permitted to stand there are few among us who will not be in similar jeopardy at some time or other.

In the discussion of Mr. Kilgallen's petition for a rehearing which appears elsewhere in today's issue the question of the right of the trial court to go outside the record of the case under consideration and accept previous testimony as controverting the evidence in the pending case is set forth.

Mr. Kilgallen testified in Criminal Court on March 12, 1919, that he assumed full responsibility for everything published in the Times.

In the instant case, which was not brought against him until April, 1920, he submitted under oath the statement that he was not then responsible for the article he was charged with "wilfully, knowingly and corruptly" publishing.

The court disregarded his last statement and insisted on accepting from the record of another case, his statement of more than a year previously that he was then responsible.

In other words, the court held that because Mr. Kilgallen had informed him that he was responsible for articles in the Times on March 12, 1919, it then followed and could not be denied that he was responsible for articles that appeared in the Times in April, 1920.

Apply this kind of ruling to your own affairs and see where it places you. Suppose, for example, that as treasurer of a business concern you had testified more than a year ago that you were the custodian of its funds and that at the annual meeting of the stockholders some one else had been named to take care of the funds. Suppose the new custodian of those funds absconded. Would you enjoy having the court "take judicial knowledge" of the fact that you had testified you were the custodian of the funds more than a year before and hold that because you had so testified you were responsible for them when they disappeared?

That, in effect, was what the court did in the Kilgallen case and if the court so rules in one case, cannot it not so rule in another?

Vain Wishes

Those politicians of Indianapolis who have been waiting breathlessly for an announcement that there has been an alliance between the new Shank organization and the old News-Jewett crowd are likely to be disappointed.

There may, eventually, be a comity of interests established between these two factions of the Republican party and the individual members thereof may walk arm and arm to the polls in support of some candidates, but it is entirely too much to expect that the two organizations will ever be amalgamated.

In the first place, the Shank organization owes its existence and its success to opposition to the News-Jewett combine. It will cease to thrive whenever it ceases to be an organization of opposition to those who constitute the News-Jewett crowd.

In the second place, the News-Jewett crowd was so effectually ousted at the last election that it had nothing left with which to purchase peace from the newer organization. Not even through combination with the Democrats could it bring about the failure of the Shank organization. The latter has nothing to fear from it, nothing to gain by absorbing it, and would be very, very foolish to allow it to sit in the council chambers into which no Shank follower was ever admitted while the old machine was in power.

There is as yet no evidence that the leaders of the Shank organization have lost their political sagacity, even though it is so hoped by the many who now find themselves out in the cold.

Good-bye to the Odors

It is indeed refreshing to note that the board of sanitary commissioners (under a new chairman) has authorized the installation of a new unit for the disposal of garbage which, it is declared, will do away with the obnoxious odors that at one time threatened to drive West Indianapolis out of the corporation.

It is also surprising to note that the purchase of such a unit can be consummated without the name of any pet of the News-Jewett combine appearing as the vendor.

Gradually, the people of Indianapolis are beginning to reap some benefits from the drubbing they gave the old gang at the polls last November. Lucius B. Swift is no longer sitting in the chairmanship of the sanitary board and gazing with a stony stare at the complaints from the west side.

And coincident with the decline of Mr. Swift's authority there arises some hope that eventually West Indianapolis will get the treatment long overdue from the rest of the city.

One at a Time

The terms and possibilities of the ordinance which has been introduced in the city council for the regulation of "athletic events" are such as will, in all probabilities, defeat its purpose.

Boxing exhibits, to be staged under the direction of a commission of high class sport lovers, are presumed to be the objective of those persons, including the mayor, who are interested in the ordinance. It was announced by Mayor Shank that he proposed to make exhibition boxing a popular and properly regulated sport in the city and it was with that end in mind that he appointed a commission before such a body was authorized by ordinance.

Now, we are confronted with an ordinance which not only creates a commission but arranges for its financing, and contains provisions which might be applied to amateur contests of all sorts, including basket-ball.

Basketball is not in need of regulation by a municipal commission and it is so popular in this city that any restraint placed upon it will react to the confounding of those responsible.

Those lovers of boxing who are intent upon obtaining clean exhibits in the knowledge that only clean exhibitions will be tolerated here might do better if they insisted that ordinances and commissions designed to help them were confined to that purpose alone.

There is enough inherent opposition to anything that savors of the ring to make their progress difficult without entering into the question of regulating other sports.

MISS VAN GORDER RENTED A SUMMER ISLAND HOME
For a Quiet Rest and Then 'The Bat' Entered the Place

BY WALTER D. HICKMAN.

You whisper the words—"The Bat." A mysterious hand extends through an open window. You freeze to your opera chair and a creepy feeling comes stealing over you. Then the furniture moves by unseen hand.

Telephones ring in a mysterious manner. One man is murdered right before your very eyes and yet you don't see the murderer.

Lots of funny things happen in a dark room. You can see nothing but you understand that something awful is happening. And it does. Everybody on the stage gets in everybody's way.

You become so confused that all you can do is whisper the magic words—"The Bat."

Now you think you have him, you are all wrong again. You do not know who "The Bat" is until the last three minutes of the play. The discovery nearly knocks you out of your seat.

No I am not going to tell you who "The Bat" is. You are going to find out because you probably will join hundreds of others who are going to the Murat this week to see "The Bat."

The truth is, one doesn't need such an exciting cast as we have this week at the Murat, because "The Bat" nearly acts itself. In speaking of the cast, the acting hoodlums go to John Barry as Miss Gorda, the woman who rents the mysterious Long Island summer home; Eva Williams as her maid and Carl Anthony as Anderson, the detective. All the others are excellent, but these three will give you the greatest thrill of your life and you will laugh as well.

I am not going to attempt to tell you one bit of the story of "The Bat." If any dramatic critic had violated his oath

not to go to the Murat this week you would go to the Murat this week myself. It is one of the biggest successes of the age and since we have the Chicago cast with Eva Williams as Lizzie; Julia Stuart as Miss Cornell Van Gorder; Edward Colebrook as Billie; Robert Dale as George; Robert Conness as Dr. Wells; Carl Anthony as Anderson, a detective; Louis Morell as Richard Fleming; Charles Coleman as Reginald Beresford and Carl Way as an Unknown Man, you can rest assured that the acting part of the play is satisfactory.

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