

NEW VENIRE IS FORECAST

(Continued From Page 1)

holter family physician, during the hearing to admit the accused trio to bail last June.

Details of the alleged attack made upon Miss Oberholzer and her death from poison were told in the statement.

Inman insisted that the reading of this testimony as printed in the newspapers automatically disqualified the jurors, but Judge Sparks held an opposite view. Sparks denied the challenge against Buscher. Inman after questioning him further, renewed the challenge. Ralph Kane, State's attorney, asked Buscher if his opinion were fixed too firmly to be removed by subsequent evidence. When Buscher hesitated in his answer, Judge Sparks sustained the challenge.

Dawson Passed

Dawson, a farmer near Carmel, was the next venireman questioned by the defense and was the first tentatively passed upon. Dawson agreed that the law presumes the innocence of a defendant until that presumption may have been upset by subsequent evidence.

Basil C. Williams, another farmer, took the place of Buscher. He apparently met with the satisfaction of the defense. Inman, after examining his repertoire of questions, asked Williams if there were any other circumstances that might disqualify him.

"The only thing, my wife has been sick in bed for the last week and is unable to do her housework, and I had to have a neighbor woman come in to stay with her today," he said.

Klineck Chucked

Klineck chuckled loudly. Judge Sparks excused Williams. Thomas Millikan, farmer, replaced Williams. He was the thirty-seventh talsman called.

During the tedious examination of the talsman Stephenson, Klineck and Gentry passed the time chewing gum, their jaws moving rhythmically up and down in unison. Part of the time they listened to the questioning, and part of the time they rested in as comfortable a position as possible.

Stephenson's seat is immediately behind Inman's, where he can whisper in his lawyer's ear when he feels it necessary. Klineck and Gentry occupy chairs immediately behind their chieftain.

Any Children?

"Have you got any children?" Inman asked Millikan.

"Two."

"And are they boys or girls?"

"One boy is 18, and one girl, 26. My daughter is married and her husband works at the Real Silk Hosiery Mills at Indianapolis."

Inman has made it a point to inquire of each prospective juror, the extent of his family, especially asking if he has daughters.

Millikan said he had no other relatives in Indianapolis except a cousin whom he had not seen for forty years.

"I would never vote for the conviction of these gentlemen, as long as I might have any reasonable doubt," he said.

Inman passed Millikan after he said this, and turned his attention to Mendenhall, Westfield druggist. Inman asked Mendenhall if he had relatives in Irvington. The witness said he did not. Inman asked if he had relatives in Indianapolis, and obtained the same answer. In all his questioning, the attorney has referred to Irvington and Indianapolis as separate cities.

Knows Cox

Mendenhall said he was acquainted with Charles E. Cox, former Su-

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Want Door Shot by Cop Replaced

ADJUTANT MALSOLM SALMOND of the Salvation Army today wrote to Mayor Shank complaining of the poor marksmanship of Indianapolis police.

About six weeks ago, according to Salmond, a bullet fired by a policeman passed through the glass door of the Industrial Headquarters Bldg., 127 W. Georgia St., and the Salvation Army has no money to replace the glass.

The letter suggests the officer who fired the shot be allowed to pass the hat at headquarters for funds to replace the glass.

preme Court judge, who has been hired by the Oberholzer family to assist in the prosecution.

"I would vote for acquittal if reasonably doubt existed, and I would try not to consider the indictment as evidence if that is the law, as you say," said the witness.

At this point Floyd Christian, Noblesville attorney assisting Inman, whispered something to the defense chief, who passed Mendenhall and turned to Everett Clark, a farmer. He ascertained that Clark was 29 years old and has one daughter, age 10.

"Have you read the purported statement of Madge Oberholzer?" Clark was asked.

"Yes," was the reply.

"You formed an opinion based on that statement?"

"Yes."

Recess Called

"Your Honor, we challenge this juror for cause," said Inman. Judge Sparks excused the juror, and the court called a recess at the request of the defendants.

"Teuton was somewhat relieved when the defense questioned Grant Carey, the thirty-eight talsman."

"Are you acquainted in Indianapolis?" Inman asked him.

"Oh, I've been there a few times—when I get there I know about where the stockyards is."

Judge Sparks leaned back in his chair to give vent to his mirth, and the courtroom roared.

"Would you allow the sex question to influence your judgment in this case?" Inman asked.

"No."

"You would not treat the indictment as any evidence of the guilt of the defendants?"

"No."

"Have you any opinion as to their guilt or innocence?"

"No sir, I know very little about the case. When this took place, I was very busy and read but little—was not even interested."

Carey was passed by the defense. He was the second Carey in the jury

box. Don F. Carey was temporarily agreed on Monday.

Rupe, temporarily passed Monday, was dismissed next on challenge for cause by the defense. He said he was afraid he could not extend the defendant fair consideration.

Fred Harper, the thirty-ninth jurymen, was called to replace Rupe. "You have no bias or prejudice in this case, and would serve with a free and open mind?" Inman asked him. Harper replied that he could when a number of prospective jurors were delayed. Judge Sparks rebuked the men.

Four Changes

Four changes were made in the jury box almost immediately.

Judge Sparks sustained the challenge of E. H. Durbin, Noblesville farmer, made by the defense as court adjourned Monday. Durbin, who said he had a fixed opinion, was replaced by Jacob Dawson. Dawson was also challenged, but the State took him over for cross-examination.

A. E. Buscher took chair three in place of Norban Speidel, who was excused for illness. Charles Brooks took chair twelve for Theodore Wachstetter, who was excused for business reasons. Illness of his wife brought the dismissal of Charles Finley. He was succeeded in chair six by Everett Clark.

In the Box

This left Arle Carpenter, Don F. Carey, Emmett J. Mendenhall, Elijah Rushton, Walter Sturdevant, C. F. Lower, Herschel Hunter and John Rupe in the jury box.

Finley and Wachstetter had been passed by the State.

Stephenson had a wearied look on his face as he came into the court and sat down with his counsel.

During Monday's session the State dismissed four for cause and one peremptorily, the defense challenged twelve for cause and Judge Sparks excused two, one because of sickness and the other for business reasons.

State Is Brief

Ralph Kane, Indianapolis attorney assisting Prosecutor Remy, made short work of the State's examination, tentatively accepting twelve men and passing them to the defense before noon Monday. In all he questioned only seventeen.

His chief questions were whether the talsman believed the criminal law should be enforced, and if he would let the wealth, political prominence or social standing of any of the defendants influence him. All said they would not.

FLAPPER THIEF SOUGHT

By United Press
EVANSVILLE, Ind., Oct. 13.—Police today are seeking trace of a mysterious blond flapper who steals automobiles and takes night rides in the cars. The cars are usually found in good condition after the flapper has completed her trips.

LEVIES CUT BY STATE

Board Puts Wet Rag on Ambitions in Ten Taxing Units.

The State tax board put a wet rag on the ambitions of officials in ten taxing units in various parts of the State by reducing tax rates set by them in amounts ranging from 3 to 12 cents in each unit.

The levies reduced are Logansport, civil and school city, La-Porte County gravel road repair, Marshall County, center Township, Marshall County; Troy civil township, Fountain County, Fountain County, Cass County, St. Joseph County, South Bend civil and school city, Portage Township, St. Joseph County; West Township, Marshall County; Monticello and Union Townships and White County.

PHONE BOOST APPROVED

Bunker Hill Residents File Protest With State.

Objection was filed with the State public service commission Monday by fifty residents of Bunker Hill, Ind., against the proposal of the Indiana Bell Telephone Company to increase its rates there.

Objectors declared 50 per cent of the Bell subscribers would take out the telephone if the increase be granted.

MAN AND WIFE HURT

Automobile Overturns in Ditch on State Rd.

Dr. D. A. Anderson, 53, of 3110 Sutherland Ave., and Mrs. Anderson, 51, are suffering today from injuries received when their automobile overturned in a ditch late Monday on State Rd. 1, near Seventy-Fifth St.

Mrs. Anderson received a fractured pelvic bone and is believed to have internal injuries. Dr. Anderson has a fractured collar bone and possibly several fractured ribs.

RECEIVER APPOINTED

Judge Harry O. Chamberlin of Circuit Court has named Harry F. Rust as receiver for Harry H. Hall and James W. Wright, operators of the Hall-Wright restaurant, 29 W. Ohio St. Suit for receiver was filed against the proprietors by William Walls, a former employee. He alleged that his salary of \$40 is unpaid.

SEAL SALE GOAL SET

Indiana's goal for the sale of Christmas seals conducted by the Indiana Tuberculosis Association, is \$200,000. This figure was set Monday at a meeting of Indiana representatives of the State association at the Lincoln.

VONNEGUT MAKES LEASE

Hardware Company Secures Property of Lilly Concern.

The Vonnegut Hardware Company, has leased for ninety-nine years, the property—of the Lilly Hardware Company, 114-18 E. Washington St., it was announced today.

The site has a frontage of forty-five feet and is 195 feet deep. The rental involves more than \$2,000,000. The lease was negotiated by Edward Barker & Son, realtors.

CLUB WOMEN MEET

Indiana Federation Opens Annual Session at Hammond.

By Times Special
HAMMOND, Ind., Oct. 13.—Prominent club women from all parts of the State are here today for the opening session of the annual convention of the Indiana Federation of

Clubs. The convention will close Thursday, following election of officers. Many women of State and national prominence are scheduled to give addresses.

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