

# RALSTON FUNERAL SATURDAY

## POLICE GUARD REMY IN STEPHENSON TRIAL

### SEARCH WRITS POWER IS SET BACK BY COURT

Special Judge Rules Justices Can Issue Warrants Only for Their Township.

### EVIDENCE IS SUPPRESSED

Decision Made in Appeal Case From City Court.

The power of prohibition officers to serve search warrants obtained from justice of peace courts received a setback Wednesday afternoon in Criminal Court, when Special Judge H. B. Pike ruled a justice only can issue warrants for his township. He held that such issuance is a civil process.

Judge Pike sustained a motion to suppress evidence obtained by search and seizure in the case of Salathiel Pierson, 755 Lexington Ave., and the defendant was discharged.

Pierson appealed from city court on a charge of blind tiger where he was fined \$100 and costs and sentenced thirty days in jail. The search warrant used to enter Pierson's home was obtained from Justice Henry H. Spiller of Wayne Township. Pierson lived in Center Township.

### Brief Is Filed

In brief filed by Deputy Attorney General Ralph Spaan, it was contended a justice of peace can issue liquor search warrants over the county. He contended such issuance was a criminal process.

Spaen referred the court to section of 1923 act concerning intoxicating liquor which read in part: "Such justice of the peace, mayor or judge shall issue his warrant to any officer having power to serve criminal process."

The ruling of Judge Pike is in keeping with rulings made by Judge James A. Collins in other blind tiger cases.

### Case Under Advisement

Judge Pike took under advisement the case of Martin L. King, colored, 533 N. Blacker St., who appealed on a blind tiger charge. Motion to suppress evidence on the grounds that the city judge had no power to issue a search warrant was overruled. In the lower court King was fined \$10 and costs and sentenced thirty days on the Indiana State Farm.

Case of Edward Costello, 1417 Kentucky Ave., who appealed, was also taken under advisement. Bertha Holden, colored, 315 W. Fifteenth St., was discharged on blind tiger charge appeal.

### MILITARY PROHIBITION

New National Dry Regime Takes Over Enforcement.

WASHINGTON, Oct. 15.—Prohibition enforcement on a "military business" basis began today when the organization of Assistant Secretary of the Treasury Andrews took over the work of administering the Volstead law.

The organization with which Federal Prohibition Commissioner Haynes administered the law for four years was automatically extinguished by an order that theoretically discharged 2,000 agents and clerks from the service last night, terminating the old regime.

### FLAPPER FANNY says

WENI HANS THEC



Prosecutor Threatened With Death, but Is Silent on Details—Detectives Sit Behind Chair—Second Veneire Started On.

MONUMENT DEALER SAYS HE IS AGAINST DEATH

Accused Grins When Tombstone Man Is Grilled on Capital Punishment—State Knocks Out Prospective Jurors.

By John L. Niblack and William L. Toms.

Times Staff Correspondent NOBLESVILLE, Ind., Oct. 15.—Admission by Prosecutor William H. Remy that he had been threatened with death, brought a thrill today to the monotony of almost four days' effort to secure a jury to try D. C. Stephenson, Earl Gentry and Earl Klinek on charges of murdering Miss Madge Oberholzer.

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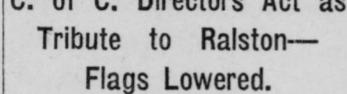
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### SKY CLOUDY AT PITTSBURGH AS CONTEST NEARS

Everybody Anxious to Get World Series Games Over With.

### RAIN STOPS AT 12:30

Johnson and Aldridge Are Mound Favorites.

By Henry L. Farrell  
United Press Staff Correspondent PITTSBURGH, Pa., Oct. 15.—Dark clouds hung over Forbes Field as game time approached and indications were that rain might fall any time. Today's world series game seemed in danger of being postponed, despite predictions that rain would not reach Pittsburgh until tomorrow.

The exposed parts of the playing field back of the plate and in front of the dugouts were almost ankle deep in mud.

Commissioner Landis said that every effort would be made to play the game as there are thousands of out-of-town fans who can not remain here for another day.

The rain had stopped at 12:30 and the skies cleared a little.

The band tried to keep up the spirit of the bleachers. The leader organized some community singing and the noise wasn't bad.

Alas, the Rain Checks!

A capacity crowd seemed doubtful, owing to the weather threat and the misfortune of hundreds who tore up or tossed away their rain checks before the rain yesterday.

The Washington club came on the field at 1 p. m. They walked heavily in the mud.

Pirates and Senators were eager to get into the seventh fray and have the series over with.

Most of the fans who have been dragging back and forth during the series felt the same way about it, and there was cause for alarm when they took their first peep out of the window this morning. The streets were wet from a night rain, the skies were heavy and overcast and the early workers went to their labor with umbrellas and rain coats under their arms. It drizzled occasionally during early hours.

"Today's game is not in danger of being postponed," W. S. Brotzman, local weather forecaster, said during the morning.

### Morale Unaffected

The two days of rain in the series has not affected the morale of the men, but they have had a long season of baseball and they don't want to continue any longer than necessary under the strain of a world series.

Walter Johnson is a sure charge to pitch the seventh game—whenever it is played. He was ready to work yesterday although he was shy a day of rest on his regular schedule. The Washington players figured that the weather gave them the best break of the series by allowing the veteran "Barney" another day of rest. The rest not only will benefit his arm but will also help his leg which has a slight charley horse Johnson said yesterday, however, that the leg bothered him only when he was running the limit.

### Right After Walter

The Pittsburgh players laughed off the claim that the lay off was of greater benefit to the Senators. They said they were sure to beat Johnson in his next start, no matter how much rest he has between.

Al Aldridge, it was generally understood, will pitch the next game for the Pirates.

The regulars of the two teams are ready to go just as soon as the weather will let them.

### STARTING LINE-UPS

Rice, cf. Moore, 2b.

S. Harris, 2b. Carey, cf.

Goslin, lf. Cuylar, rf.

J. Harris, rf. Barnhart, lf.

Judge, 1b. Traynor, 3b.

Blueg, 3b. Wright, ss.

Peck, ss. McInnis, 1b.

Ruel, c. Smith, c.

Johnson, p. Aldridge, p.

### SHANK FAVORS BEER

Sign Petition Asking Modification of Dry Law.

Mayor Shank was the first signer today of a petition to Congress requesting modification of the Volstead act to permit manufacture and sale of light wines and beer. The petition is being circulated by Samuel O'Connor, 1440 N. Illinois St., a representative of the National League of America.

"The prohibition law is a farce, making criminals of honest men," said Shank as he signed. "I am against the saloon, but I believe the Volstead act has served its purpose by abolishing the saloon."

Some women think they are liberal-minded because they are always giving their husbands a piece of their mind.

### Where Solon Was 'at Home'



Senator and Mrs. Samuel M. Ralston in the library at "Hoosier Home," where Mr. Ralston liked best to work. The picture was taken while the Ralstons were hearing radio reports from the last Democratic national convention.

### UTILITIES FEAR FLORIDA BOOM WILL NOT PAY

Worried Over How They Will Get Back Money Put in Extensions.

Editor's Note: This is the sixteenth of a series of articles telling the truth of conditions in Florida, as found by a representative of The Indianapolis Times.

By Harold Keats

WILL the arguments Florida's promoters advance in her favor stand up under analysis?

Let us take them in the order of their importance.

You are told to follow the lead of the rich man who has given his money and backing to the country.

These men are divided into two classes: Those who have actually put in their money as an investment and those who merely lend their names to promotions with the idea that their names will bring in the buyers.

All of these men have obtained their holdings in great tracts at from a few cents to a few dollars an acre. All of them hope to sell for huge profits and they expect the little fellows who follow their lead to make that profit for them.

Rich men are not taking chances. They bought low and can afford to weather a slump of years and then sell at a profit. Meantime they will sell to you at prices on which it will take many years for you to realize.

Many have no money at all in their developments, but have sold enough on the strength of their names to make a profit and consider anything sold from now on as clear gain.

Many others have sunk money in acreage which can be chalked off (Turn to Page 2)

### SENATOR DECLINED PRESIDENCY HONOR

Ralston One of Few to Whom Befell Lot of Refusing the Highest Nomination in His Party's Power.

Seldom does it come to a man's lot to refuse the nomination for the presidency of the United States. Yet this is exactly what happened in the case of Senator Samuel M. Ralston at the Democratic national convention at New York in 1924.

When the convention adjourned the night of Aug. 8, 1924, it generally was conceded that the long deadlock which had dragged through about 100 ballots would end the day following with the nomination of Ralston.

His campaign was handled in masterful fashion by Thomas Taggart, backed by a bunch of devoted Ralston boosters, among them Frederick Van Nuys, former United

States district attorney. Charles Greathouse and Meredith Nicholson, the author, the Indiana delegation, standing steadfastly by their candidate from the minute he had been placed in nomination by Van Nuys, in one of the shortest, most effective nominating speeches in political history, had succeeded in successfully evading the wrangles and bitter factional fights which kept the convention in a turmoil throughout its long sessions.

Time after time outside aid was offered from other States, but the Indiana delegation bided its time until the Smith and McAdoo storms had worn themselves out and steadfastly refused proffered assistance.

### Break for Ralston

A break for Ralston came on the forty-ninth ballot when Mississippi switched its twenty votes from McAdoo to Ralston and Illinois added five, bringing total of 56. From this point the Ralston vote climbed slowly, but steadily, to 93 on the fifty-second ballot, without effort on the part of the Indiana managers.

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When the convention adjourned the night it generally was conceded that night it generally was conceded that Ralston's nomination was a matter of but a few ballots. Taggart was sure of 471 votes on the first ballot the next morning, a strength that was sure to sweep the convention within a short time.

### Declines Definitely

From Governor

Senator Ralston was a native of Ohio, Governor Donehau pointed out in his sympathy and "he rose to merited greatness in a sister State. He was champion of honesty in government, and his death was a loss of national significance."

"The State and Nation mourn with you in your loss. A good man has gone to his reward," Congressman Will R. Wood of Lafayette said.

"I regret very much the decease of your distinguished husband," Governor Coleman L. Blease of North Carolina wired. "His departure was a serious blow to his party, his State and his Nation. You and yours have my deepest sympathy in your sad affliction."

Thomas Taggart Democratic leader declared he could not "express in words my sorrow for your sad bereavement in the loss of your husband. His trust was always in God, so I am sure he is happy. Mrs. Taggart joins me in our sincerest sympathy to yourself and family."

### Former Legion Head Made Assistant War Secretary.

By United Press

WASHINGTON, Oct. 15.—Hanford MacNider of Mason City, Iowa, former national commander of the American Legion, today was appointed by President Coolidge to be assistant secretary of war, succeeding Dwight Davis, who yesterday became Secretary of War.

WASHINGTON, Oct. 15.—A tax cut between \$250,000,000 and \$300,000,000 will be recommended to the House Ways and Means Committee by Secretary of the Treasury Mellon, Monday. It was learned officially today.