

## Home Edition

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## The Indianapolis Times

COMPLETE WIRE SERVICE OF THE UNITED PRESS WORLD'S GREATEST EVENING PRESS ASSOCIATION

## Forecast

MOSTLY cloudy tonight and Sunday; not much change in temperature; lowest tonight, near freezing.

## D. C. STEPHENSON DENIED NEW TRIAL

## DRY BODY IS SCORED BY JUDGE

Collins, in Criminal Court, Assails Anti-Saloon League.

## LAWYER IN PARTICULAR

Says Search Warrant Statement Was 'Propaganda.'

The Anti-Saloon League and its attorney, A. E. Miles, were scored Friday afternoon by Criminal Judge James A. Collins, when he sustained a motion to quash the search warrant and suppress evidence against Henry Pitman, 853 Birch St., who appealed from city court on a blind tiger charge.

In city court Pitman was fined \$100 and costs and sentenced to thirty days on the Indiana State Farm. Judge Collins based his ruling on a statement taking exception to his ruling on the validity of an affidavit for a search warrant issued by a justice of peace in the case of Edward Thomas.

"Published as Propaganda"

"The Miles statement was not part of any proceeding before the court, but was published as part of the propaganda carried on by his association against the judicial department of our Government when rulings, opinions and findings do not square with what this organization believes, should be the proper interpretation of the law," said Judge Collins.

Judge Collins said the State has a right to appeal from his ruling. He said that until it is reversed by the State Supreme Court it is binding upon every citizen within the jurisdiction of the court.

"Twice within this generation the people of this country have repudiated the suggestions of reformers that the orderly processes of the judicial department of government be turned over to the mob. The first was the campaign for the recall of judicial decisions, and the second the La Follette plan to take from the Supreme Court of the United States, by an amendment to the Constitution, the power to pass

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## STOVE CAUSES \$50,000 BLAZE

Knightstown Menaced When Lumber Plant Burns.

By United Press. KNIGHTSTOWN, Ind., Dec. 12.—An overheated stove was given to-day as the cause of a fire which swept the Frank Maugh lumber plant here Friday night with a loss of \$50,000.

The company's main building and a large stock of lumber were destroyed by the flames which raged unchecked for more than two hours. Fire apparatus was called from Newcastle and Greentield to prevent the blaze from spreading to other buildings.

The blaze started in the office where there had been a hot fire in a heating stove.

WILLIAMSPORT, Ind., Dec. 12.—Loss from the fire which damaged the Kestler elevator Friday was placed today at \$50,000.

## PHONE CASE DELAYED

Artman III, Oral Arguments Are Postponed.

Arguments in the Indiana Bell Telephone Company appraisal investigation, which were to have been Monday, were postponed indefinitely today, by the public service commission due to the illness of Commissioner Samuel R. Artman.

## LAD HURT BY AUTO

Edgar Norling, 8, of 2330 E. Tenth St., was bruised about the head when struck by an auto driven by Louis Ketchum, 914 N. Keystone Ave., late Friday. The boy was taken home. Ketchum was released.

## News Stories Wanted

Have you sent in your news story in the "Love Dodger" contest?

Any happening of general interest is news. The Times will pay \$10 a day for the best story submitted by a reader and \$1 a piece for all other news items so submitted and printed.

Send in your news story and then read how Barbara Hawley became a reporter. Her story starts today on page 3.

## FRENCH AID IS REFUSED TURKS

Briand Declines to Line Up Against British.

By United Press. GENEVA, Dec. 12.—The Turkish delegation's eleventh-hour hope of securing French support for their position in the Mosul mandate dispute before the League of Nations council was shattered today when the Turkish envoy at Paris, Fethi Bey, telegraphed the Turkish foreign minister-delegate, Tewfik Roshchi Bey, here that the latter's proposed trip to Paris would be useless. Fethi Bey was understood to have been informed by Premier Briand that it would be impossible for France to interfere in the situation. Briand is reported to have told the Parisian envoy that France was sufficiently occupied with her own Syrian problems and that as Great Britain had not interfered with the French in Syria, France could not well interfere in Mosul.

## NURSES EXPECT RECONCILIATION

Conference With Hospital Heads May Be Held.

Reconciliation between Methodist hospital authorities and nurses who protested against twelve hours of duty in short shifts, was expected soon today.

"A conference may be held today," said Miss Grace Whitner, president of senior nurses. Thirty-five nurses quit work Friday, she said, asking a return to a schedule of straight eight-hour shifts. Four have gone back to work, according to Miss Whitner. Dr. George Smith, hospital superintendent, said only fifteen nurses had quit. The twelve-hour-duty schedule permits the hospital to keep closer check on the girls, many of whom come from small towns, he said.

## ROAD WOULD SUSPEND

Central Indiana Line Asks Leave to Abandon Entire Line.

By United Press. WASHINGTON, Dec. 12.—The Central Indiana Railway today applied to the Interstate Commerce commission for authority to abandon its entire line of 118 miles, extending from Muncie to Waveland Jct., with a branch from Sand Creek to Brazil. The application said the road has not earned enough revenue to pay operating expenses and taxes in any year since 1903, with the exception of 1923.

## GIRL SHOT BY FATHER

Man Mistakes Sleep-Walking Girl for Burglar.

By United Press. JERSEY CITY, N. J., Dec. 12.—Mistaking his sleep-walking daughter, Rose, for a burglar, Anthony Carbone early today shot and accidentally wounded the nine-year-old child. Rose was taken to a hospital, the lip of her mouth was torn away and three teeth missing from her upper jaw.

## GIRL KILLS SELF

By United Press. GREENVILLE, S. C., Dec. 12.—They found Bertha Bishop, 18, shot through the head and a note near by which designated four boys whom she desired to act as her pallbearers.

## BEDFORD YOUTH SOUGHT

Police today were asked to find Ralph Chilton, 19, Bedford, Ind. His mother said he came here Friday to join the Navy.

## HOURLY TEMPERATURE

6 a. m.	32	10 a. m.	42
7 a. m.	32	11 a. m.	44
8 a. m.	33	12 (noon)	48
9 a. m.	37	1 p. m.	51

## BOMB FROM AIR PERILS AMERICANS

Shell Explodes Near Train Carrying U. S. Citizens Back to Peking.

## PLANE DROPS MISSIVE

Incident Follows Venture Into Heart of Battle.

By United Press. PEKING, Dec. 12.—An airplane this forenoon dropped a bomb unpleasantly close to the international train, bearing Americans and British, which was forced to turn back toward Peking yesterday, after having been fired upon.

The train was en route to Tien Tsin yesterday when it came within the range of bursting shells at Yangtun station, where a battle was raging between forces of Feng Yu Hsiang and Li Ching Lin. Passengers were forced to seek shelter under the cars.

## Twenty Aboard

As the train neared Peking this morning, after turning back, it was bombed from the air. Twenty Americans held passes to board the train. It is possible all did not use them.

When he learned that the train was disabled by shell fire in the midst of the battle, General Commander of American forces in China, obtained permission to send a food relief train from Tien Tsin. It never reached the endangered foreigners, but this likely was due to the fact that the international train had started back to Peking.

## Protest Made

While the train was halted the passengers suffered from freezing weather, a Mrs. Calhoun, who said she was the widow of a former American envoy to China, said.

## TWO DRIVERS ARE FREED

Involuntary Manslaughter Charges Dismissed in City Court.

Two involuntary manslaughter charges were dismissed by Judge O. Wilmett on recommendation of Coroner Paul F. Robinson. Charges dismissed were against

Clarence Ryan, 4314 E. Washington St., whose auto on Oct. 26 is said to have struck and fatally injured George McCord, 29, of 708 Fletcher Ave.

## COURT SHOOTING IS INVESTIGATED

Inquiry Into Wounding of U. S. Marshal.

Investigation of the activities of Federal prohibition agents and a shooting fray in Federal Court at Ft. Wayne Friday, which United States Marshal Linus P. Meredith was injured, was begun today by Department of Justice agents.

The shooting was done by George Washington, colored. Meredith suffered a powder burn on the left thumb.

Washington testified for the defense in a liquor case before Judge Thomas W. Slick. He said that he had been a "spotter" for the agents, who charged his testimony was erroneous. Washington is held in the Allen County jail on contempt of court charges.

## SUFFERS FROM POISON

Albert Thompson, 45, a roomer at the Oxford Hotel, 117 1/2 S. Illinois St., was found suffering from the effects of a poison tablet, in his room late Friday and taken to city hospital. His condition is not serious, police say, as the tablet was taken to produce sleep.

## Here's Proof Christmas Is Coming



Clerks in the parcel post station at Illinois and South Sts., say they are the busiest persons in Indianapolis since the Christmas mail rush started. Left to right, (in front of the first table) G. H. Brewer, George G. Stewart and F. M. Meals; (behind first table), J. Duff, Jesse L. Priest and J. P. Ford; (in front of second table), David J. Light, H. T. McCarty, A. J. Callahan and R. B. Barnes; (behind second table), O. C. Workman, J. M. Jones, B. B. Lindley and G. F. Huber.

## Champ Husker Is Near Collapse

By United Press. HERIDAN, Ind., Dec. 12.—Fred Merrill was under a doctor's care in a state of near collapse today. He husked 235 bushels of corn in nine hours and fifty-five minutes. Before that he averaged 180 bushels for twenty days straight. Farmers say it is a record for the central states.

## RIKHOFF TO PARK BOARD

Chief to Succeed Johnson, if He Will, Says Mayor.

Police Chief Herman F. Rikhoff will succeed to the place on the park board resigned by Emsley W. Johnson, if he will accept the position, Mayor Shank announced today. Johnson will succeed Charles A. Bogkwalter, who will resign Dec. 13 because of ill health. Park board members plan to resist proposal to supplant them by another board appointed by Mayor-Elect John L. Duval.

## SAYS MATE WAS CRUEL

Woman and Man Who Attacked Husband Given Terms.

"I planned to kill my husband because he was cruel to me and ran around with other women," was the excuse of Mrs. Margaret Betschey, 18, when she and Coy Chapman, 20, pleaded guilty to charges of assault and battery with intent to kill before Criminal Judge James A. Collins today.

Judge Collins fined each \$100 and costs and sentenced them to two to four years in prison. They were alleged to have conspired to kill Betschey.

## U. S. FORMALLY INVITED

Country Asked to Help Arrange Arms Conference.

By United Press. GENEVA, Dec. 12.—The United States was invited this afternoon by the League of Nations council to share in the work of framing an arms conference under League auspices for next year.

This invitation followed council ratification of similar requests to Russia, Germany and a group of lesser nations to sit with ten council members on the disarmament commission preparation commission which will convene here Feb. 15.



One thing that succeeds by beginning at the foot is a pet corn.

## ROMINGER, NEW COP, OFF AGAIN

Suspended by Police Captain on Drunk Charge.

Forest Rominger, newly appointed patrolman, was off the force again today, suspended by Police Capt. Herbert Fletcher on a drunkenness charge.

Rominger, a former lieutenant, was demoted to patrolman and later discharged. Fletcher said other officers found Rominger at the home of Robert Butler, 1149 Vandemann Ave., with Patrolman Ralph J. Robertson, another new appointee. Rominger said he was searching for a man on an assault and battery charge. Previously he had called Fletcher and told him he was sending in a load of prisoners. Fletcher investigated when Rominger failed to ring in at 1:15 a. m.

## TO ADDRESS ROTARY

International Authority On Sanitation Will Speak Tuesday.

Col. William G. Archer, Evansville Rotarian and international authority on sanitation, will be principal speaker at a meeting of the Indianapolis Rotary Club Tuesday, Dec. 15, at the Claypool.

## YACHT SEARCH ORDERED

Coast Guard to Hunt Statler's Craft With Eleven Aboard.

By United Press. WASHINGTON, Dec. 12.—All coast guard vessels today were ordered into southern Atlantic waters to search for the yacht Miramar, with eleven aboard, owned by E. M. Statler, hotel owner. The Miramar sailed from Charleston, S. C., for Miami, Fla., Nov. 30, and has not been heard from.

## PRISON STAY SHORT

Philip Blum, Newcastle junk dealer, served only nine days of a one to fourteen-year sentence to Indiana State Prison before Governor Jackson paroled him. Blum was convicted of receiving stolen goods. The Governor's office pointed out that the men who stole the goods received no sentences.

## ANTHRAX IN INDIANA?

State board of health officials are investigating the case of a woman at North Vernon, Ind., thought to have anthrax, deadly animal disease which sometimes affects humans. First tests indicated the woman has some other infection.

## LAD RUNS INTO AUTO

Paul O'Conner, 8, of 823 E. New York St., ran against a truck at Liberty and Market Sts., driven by Basil Franklin, 115 W. Tenth St., and fractured his skull, police said today. The boy was taken to the city hospital and Franklin was arrested.

## COOLIDGE PLAYS SANTA

By United Press. WASHINGTON, Dec. 12.—President Coolidge today played Santa Claus with an executive order granting a three-day Christmas vacation to thousands of Government employees.

## BANK INCREASES STOCK

The Riverside Saving and Loan Association of Indianapolis today filed notice with the Secretary of State that it has increased its capital stock from \$100,000 to \$200,000. George L. Turner is president.

## GOVERNOR NAMES JUDGE

Governor Jackson today appointed Louis W. Hammond, South Bend attorney, to succeed Lenn J. Oaro, judge of the St. Joseph County Superior Court Two, whose resignation has been accepted.

## Each Hoosier Has \$68.32 in Bank

By United Press. WASHINGTON, Dec. 12.—New Englanders are thriftest and Vermont, native heath of President Coolidge leads the nation in savings, the Treasury Department disclosed today.

With a population of only 355,000 persons, Vermont has accumulated \$172,555,000 in savings accounts, which is a per capita ratio of \$486.15.

Kansas' per capita savings were shown as only \$6.90.

Each Hoosier, on a per capita basis has \$68.32 in the bank, it was revealed.

## AGENTS STILL AT EVANSVILLE

Nearly Fifty Arrested in U. S. Dry Raids.

By United Press. EVANSVILLE, Ind., Dec. 12.—A round-up of strangers among the bootleggers of Evansville was under way today by the flying squadron of Federal dry agents who, under direction of George Winkler, group chief for Indiana, arrested nearly fifty alleged liquor salesmen here Friday in a series of raids.

Agents returned empty-handed from a visit to roadhouses in the county Friday night. Theodore Wiggers and Charles Gander, taxi drivers, were arrested in the city, however.

## ISSUE FIRST ONES HERE

Benjamin Harrison 13-Cent Stamps Again to Be Used.

By United Press. WASHINGTON, Dec. 12.—The 13-cent postage stamp, abandoned four years ago, is to be reissued Postmaster General New announced today.

The issue will bear a portrait of President Benjamin Harrison. The first issue will be placed on sale Jan. 12 at Indianapolis, home city of Harrison.

## REUNION AT SCHOOL

St. John's Alumni Will Meet Sunday After Mass.

Thomas Gibson, president of the St. John's Alumni association, will be in charge of a reunion of the organization Sunday morning in the school hall at W. Georgia St. and Capitol Ave. following 9 a. m. mass. Brother Felix of Metuchen, N. J., will speak on educational work.

## "BIG BOY" WINS PRIZE

By United Press. CHICAGO, Ill., Dec. 12.—"Lassie's Big Boy," owned by Mrs. W. H. Smith, Indianapolis, took first prize for male Persians in the Chicago Persian Society's cat show.

Convicted Slayer of Madge Oberholtzer Whisked Back to Prison After Judge Sparks Overrules Defense Motions.

## APPEAL TO STATE SUPREME COURT TO BE TAKEN LATER

"Some Things That Did Not Look So Good Arose Between Saturday and Monday," Says Court, Explaining Quick Sentence.

By John L. Niblack and Edwin V. O'Neil

CIRCUIT COURTROOM, NOBLESVILLE, Ind., Dec. 12.—Appeal to the State Supreme Court is the last hope of D. C. Stephenson in his battle to escape serving a life sentence on a charge of murdering Miss Madge Oberholtzer of Indianapolis.

Judge Will M. Sparks today overruled defense motions to set aside the second degree murder verdict and to grant a new trial.

Stephenson, brought from Indiana State Prison to attend the hearing, was whisked back to the penitentiary immediately.

Back to Prison. He waved good-by to the Hamilton County jail at 12:05 p. m. as the prison auto sped away. Guards said lunch would be eaten in some other town.

Stephenson was not the immaculately clad man of the days during his long trial. He wore an ill-fitting gray suit of prison stamp, and his graying hair was clipped close in prison style.

## No Appeal

No appeal to the State Supreme Court was asked, Floyd Christian, defense attorney, announcing an appeal would be made when the transcript is ready.

Judge Sparks overruled a motion to arrest judgment.

At 11 a. m. Earl Klink and Earl Klink, who were acquitted on the murder charges, entered the courtroom. They had been in jail in Indianapolis on other charges, arising from Miss Oberholtzer's death. Klink was released on bond at Indianapolis this morning.

Eph' Luman, chief defense attorney, obtained permission from Judge Sparks and the prison at Noblesville for Stephenson to confer with Klink and Gentry privately in a corner.

Attorneys Christian and Inman argued with Judge Sparks for nearly an hour. Prosecutor William H. Remy and Ralph Kane and Charles E. Cox, his assistants, took no part.

## Defense Contentious

The chief contention of the defense was that the indictment was faulty in that it failed to charge the crime was done "purposely." They cited numerous Indiana authorities.

"The question, gentlemen, is not one I regard as startling," said Judge Sparks. "It has been presented to this court and to the Marion Criminal Court before in this case. The motion will be overruled, gentlemen, without many remarks. I am not here to argue. Very early in this case it became apparent that the defense did not wish the court to talk much."

Judge Sparks said he had been "misquoted on several occasions by the defense." He referred to the tenth reason cited by defense attorneys in asking judgment be set aside and said that it was a further misquotation. The tenth reason said:

"The verdict was rendered late Nov. 14 and judgment pronounced Nov. 16 before the defendant had time or opportunity to prepare and present motions raising these questions, although the court at the time the verdict was received said that ample time would be given and that the court would allow the verdict to stand a reasonable time without pronouncing judgment, and counsel for the defendant, relying upon the

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## FOOD COST UP FOUR PER CENT

U. S. Shows Increase Here for Month.

Indianapolis housewives had to pay \$1.04 for food in November, which they could have bought in October for \$1 the United States Department of Labor announced today. Food costs increased about 4 per cent during the month.

Only Butte and Louisville showed a larger increase, of 5 per cent. All of the twenty-five cities reporting showed increases, but most of them were much less than Indianapolis. It costs \$1.61 now to buy food in Indianapolis which could have been bought in 1913 for \$1, the statement showed.

## TRANSPORTING TERMS

Three Fined and Sentenced on Liquor Law Charges.

Three men charged with transporting liquor in automobiles each were fined \$100 and costs and sentenced to one to two years at the Indiana State Prison today by Criminal Judge James A. Collins.

They were: Leo Whistler, 31, Wilkerson, Ind.; Blaine Collier, 40, Markleville, Ind.; and Robert E. Haehl, 32, Lindhurst Dr.

## UPDIKE WANTS EXAM

Representative Confers With New About Postmaster's Ship.

By United Press. WASHINGTON, D. C., Dec. 12.—Representative Ralph E. Updike saw Postmaster General Harry S. New today, and told New that he would insist upon a civil service examination for the Indianapolis postmaster's ship. Updike asked the examination two weeks ago. It is construed as an unfriendly move to Postmaster Robert H. Bryson. He said New was noncommittal as to when the examination would be ordered.

## MAIL BAGS RECOVERED

Nothing Stolen in Attempted Robbery, Police Announce.

By United Press. BERLIN, Dec. 12.—Authorities today recovered mail bags lost last night from a Berlin-Hamburg train, containing among other things, bonds and checks for the National City Bank of New York, valued at 1,000,000 marks (23 cents).

It is believed mail robbers threw the bags off, intending to have accomplices pick them up, but that in the night they missed the appointed spot. Nothing had been stolen, police said.

## Contention Law of Animal Life

Dr. S. Parkes Cadman, noted New York preacher, will speak at a community good will mass meeting at Cadle Tabernacle next Tuesday evening under auspices of Jews, Protestants and Catholics.

By William F. Kibz. Secretary of the Indiana State Board of Health.

I AM in sympathy with any movement directed toward promoting good will in Indianapolis, and not only in Indianapolis, but throughout the entire State of Indiana. Therefore, I heartily endorse the mass meeting to be held next Tuesday night at Cadle Tabernacle. I am familiar with Dr. Cadman's ability as a speaker and with his sincerity of purpose.

It has been said that, "Contention is the law of animal life; cooperation is the law of human life." There is much of truth in this saying.

Cooperation can come only through good-will, hence good-will is the fundamental law of human life. Life is made up, not of great sacrifices or great duties, but of little things in which smiles and kindnesses and small obligations given habitually are what win and preserve the heart of mankind. This is true of the individual. It is just as true of a community of individuals. Indianapolis is fast becoming a cosmopolitan city with many and varied racial groups in its citizenship. Indianapolis is not only the capital, but in a peculiar sense, it is the center and heart of the Hoosier commonwealth.

Indianapolis, therefore, should set a high standard in exemplifying virtues that enable life. The hearts of men in Indianapolis ought not to be against one another, but against evil and intolerance, because only through tolerance and understanding and cooperation can all the people of a great city be guaranteed that equality of opportunity which is the constitutional heritage of every individual under the American flag.

## Has Santa Any Policeman Suits?

ALL those shiny buttons on a policeman's suit! That's what has attracted one baby boy whose letter of appeal written by his sister, has finally reached The Times Santa Claus. Sonny's short list of toys that he's ordered from Santa includes a "policeman's suit with gold buttons." He'll certainly be "arresting" in that suit—if he gets it.

He's just one of the babies of poor families, who have set their hearts on special toys and playthings, excepting the bewhiskered, benign old Santa Claus to bring them to him. He's just one of the little tots that The Times thinks you're looking for.

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