

DATE FOR TRIAL OF GIRL'S SUIT ON SHERIFF SET

Judge Rules Out Part of
Charge Sheriff Shot
Up Auto.

The \$5,000 damage suit brought against Sheriff Omer Hawkins by Miss Clara Isabel Brown, 19, of 244 E. Tenth St., will be tried before a jury in Superior Court Four some time in December, it was announced today by Judge Clifton H. Givan.

Judge Givan, after a hearing Monday, overruled a motion of the girl's attorney seeking to restate vital parts of the suit which he had stricken out on a motion of Robinson, Symmes & Nelson, of which Senator Arthur R. Robinson is senior member, attorneys for Hawkins.

The girl in the original complaint charged that the sheriff and deputies shot up the car in which she was riding with Maxwell Hosen, a Butler student on the Michigan Rd. near Old Augusta, on the night of May 13. After searching her the sheriff left her without means of getting home, although it was raining, she charged.

Overrules Girl's Motion
Judge Givan overruled the motion that delete the part of the original complaint be reinstated on the ground that John W. Becker, then local attorney for girl, was notified a hearing was to be held. The girl's counsel had charged the suit was deleted without a hearing.

Miss Adele Storck and M. Elizabeth Mason, of the firm of Storck & Mason, are now local co-counsel for Miss Brown.

Judge Givan also struck out four parts of an added paragraph to the suit which reinstated the charges made in the original complaint. Attorneys for Hawkins had asked seven portions of the added paragraph be stricken out.

Part Retained.
Otto Gresham, Chicago attorney, who argued for the plaintiff, succeeded in retaining in the complaint the allegation that Hawkins acted in violation of the Indiana and United States Constitution; that he refused to assist Miss Brown in returning to Indianapolis after shooting up and crippling her automobile, and that it was 1 a. m. before she was able to reach home.

The portion stricken out charged that "without any notice or warning the said car in which the plaintiff was riding was shot up as it came to a stop by reason of another car filled with deputy sheriffs in part blocking the way."

No Search Warrant
The charge that the sheriff did not have or claim to have a search warrant for the car in which Miss Brown was riding was also deleted.

The part charging that it was apparent the girl's auto was not in shape to transport her home and that the sheriff said it was no concern of his how she reached home was stricken out, as was the charge that the sheriff, in so acting, did not do his duty as an officer of the county.

**Boys Flee From
Detention Home**

Trio Escapes From Second
Floor.

Three boys escaped from the Juvenile Detention Home Monday night. Two had been recaptured after a break Saturday night. Mrs. Susanna Pray, superintendent, said the trio escaped through an open second-story window, without the aid of rope or ladder.

The two youths who escaped for the second time were Raymond Kelley, 15, of 1218 Cottage Ave., and Robert Burga, 14, of Kentucky, who has been held while police attempted to communicate with his relatives. The third boy was Alvin Gush, 15, of 748 N. Warman Ave. John Edgell, 15, of McCarty Union St., who escaped Saturday for the third time, is still at large.

CORONER ORDERS ARREST

Coroner Paul F. Robinson today ordered Elbert Johnson, 2227 S. Euclid Ave., held on charges of involuntary manslaughter. Johnson's car struck James Daugherty, 69, 835 Bozart St., at Delaware and Washington Sts., Aug. 1. The accident proved fatal.

**SYSTEM SATURATED WITH
DANGEROUS POISONS**

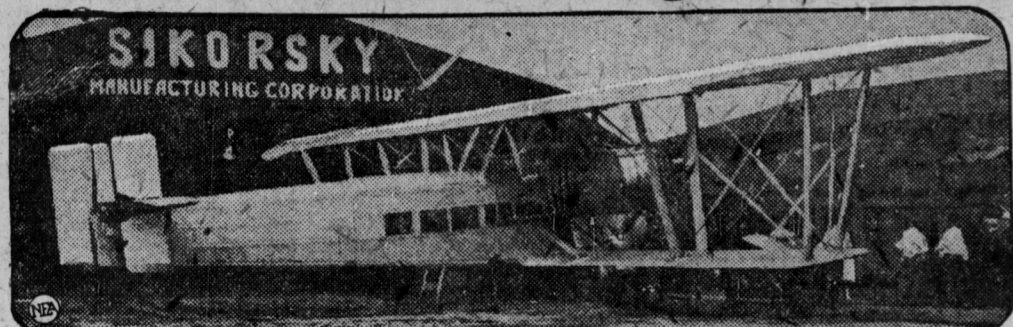
"I have used Black-Draught as a medicine for constipation for fifteen years, and because I realize what a great help it has been in maintaining good health, I recommend it to others," says Mr. Miles Hopkins, of 1218 Center Street, Catlettsburg, Ky.

"There was a time when my health was not so good. I suffered a great deal from gas pains. My system was saturated with poison which was not properly eliminated. From time to time I had severe headaches, and I felt sluggish and dull."

"I knew of Black-Draught as a medicine for constipation, so I thought I would try it. For a while I took a small dose every night until my system was rid of the accumulated poison."

"I gained in weight and my general health was good. That experience made me realize the merits of

Ill-Fated Atlantic Flight Plane



The huge Sikorsky biplane, in which Capt. Rene Fonck and his three assistants hoped to span the Atlantic, and which crashed at Roosevelt field, Westbury, N. Y., this morning as the flight was started. Two members of the crew died.

FLORIDA STARTS TO GIVE RELIEF

(Continued From Page 1)

Liquor have been dispatched to Hollywood and Miami from West Palm Beach.

A relief caravan carrying milk and supplies also carried the liquor. The contraband liquid was to be given to the more seriously injured in hospitals by physicians, it was learned.

The task of rehabilitation was being taken up, as relief was administered.

Miami Death List
The death list for Miami and immediate vicinity was placed at 103 known dead today, while thirteen

**Revised Casualty
Total, 375**
By United Press
MIAMI, Fla., Sept. 21.—The casualty list of the Florida hurricane, as checked by Alfred E. Reck, chief of the United Press staff on the scene of the tragedy, with police heads of the devastated area, follows:

Miami, 103.
Hollywood, 50.
Miami Beach, 52.
Moorehaven, 40.
Hialeah region, 50.
Scattered dead, 50.
Total, 375.

These totals will be changing constantly until a final check up of the entire storm area has been made, and may reach 400 as a conservative estimate.

Of those in the hospitals were expected to die. It was estimated that 100 of the injured had lost limbs. The number in hospitals in Miami was placed at 1,000. The next hardest hit was Hollywood, where it is believed the death toll will reach seventy-five, or eighty.

Authorities have rationed two gallons of water to each family and issue milk and ice only to families where there are infants to be cared for.

Hundreds of Negro laborers have been mobilized to search the ruins and clear up debris.

The South Beach Casinos were ruined by the storm.

Causeway Impassable
The County Causeway is impassable. Car tracks were torn up. Five barges were stranded across the Causeway. Hardly a telephone or power pole was left standing in all of the Miami Beach vicinity.

The Fleetwood hotel was badly damaged; the Floridian suffered; the police station was gutted.

So great was the demand for help immediately after the storm hit Miami Beach that some of the injured could not be cared for for hours. One story is told of a policeman saving the life of an injured man by amputating his partially severed leg with a pocket knife.

Many Drowned
Many of the dead were drowned when barges were capsized.

In Hollywood, women and children were sent to other cities as rapidly as possible while all able-bodied men were enlisted to clear away wreckage and engage in relief work.

There the bodies of all members of a family of seven were found huddled together, and crushed to death beneath a collapsed wall.

At Hallandale, Mrs. J. H. Kimball died with her 2-week-old baby in her arms.

Miami city docks were practically wrecked.

Fifty per cent of the homes in Hialeah were reported destroyed. Scattered dead refugees wandered about the streets of Miami, Hollywood and Ft. Lauderdale today, many of them clad in burlap suits.

Trains of motor trucks carried coffins and food to Miami and Hollywood.

A crew started out in a boat to

Doctor, Noted Skin Expert, Dies



Dr. Alenbert W. Brayton Sr., retired skin expert and student of nature, art and literature, who died today at St. Vincent's Hospital.

rescue an aged man perched on top of a filling station west of Hollywood. When they got there the old man greeted them with, "Where have you been? I've been waiting here eighteen hours."

He fainted from exhaustion when lifted into the boat.

Coast Guardsmen at Ft. Lauderdale, aiding in the relief work, found two mothers, each with a child in arms—all dead.

West of Fulford, two men were found dead in a hastily constructed trench. Evidently they had dug the hole for protection from flying debris, but the hurricane pushed the ground in on them.

R. Moore is in a hospital there with his right lung punctured by a flying shaft of wood. His wife and children were killed at Hollywood.

Parents Lost
Palm Beach police are caring for June Burr, 16, of Miami, who wandered into the city Monday night. She said she did not know where her parents were and hadn't seen them since the storm.

A. C. Smith of Dania, said while he and four other men were battling their way through the storm and water they sighted two sharks swimming a mile from the ocean front, carried inland by the overflying seas.

When the son of Mrs. J. H. Kraft, of Dania, attempted to recover the body of his mother floating in the water near the Dania Hotel, he was struck at five times by a rattlesnake, coiled on a mass of debris.

GIVE AID AT MOOREHAVEN
Five Hundred Relief Workers Care for Injured, Homeless.

By United Press
MOOREHAVEN, Fla., Sept. 21.—Five hundred relief workers struggled today to restore normal conditions in Moorehaven.

Hundreds of injured and homeless were being cared for, while squads went out to search for bodies which have been reported still strewn in numbers along the roads and on the shores of the nearby lake.

Relief trains have been delayed in

arriving and one was forced to go back.

Trains from Orlando and Sanford came within six miles of the town and the cargoes were transferred to boats and brought here.

Seven hundred refugees from here have gone to Sebring.

It seems that almost every house in the town was destroyed or damaged. Monday bodies still were in the wreckage. Instances of dogs standing guard over the bodies of their masters, and snarling at relief workers who came to recover the dead, were related.

The nearby town of Lakeport still was flooded Monday night and outside relief, in effective strength, has not yet reached there. The situation as to loss of life and property is unknown.

MARINES GUARD ESTATES
Cope With Bandits, Who Have Preyed On Wrecked Homes.

By United Press
MIAMI BEACH, Fla., Sept. 21.—Marines from key west have landed here to cope with bandits who, taking advantage of the chaotic conditions following the hurricane, looted estates of wealthy winter residents.

The marines have the situation well in hand, according to an announcement to the United Press today.

Small boats were used by the bandits to remove the costly tapestries and works of art to hiding places.

ELEVEN REPORTED DROWNED
Government Relief Boats Sent to Island of Bahamas Group.

By United Press
WASHINGTON, Sept. 21.—Government relief boats have been dispatched to Long Island, of the Bahamas group, where eleven persons are reported to have been drowned during the hurricane which swept this area. Many houses were reported wrecked on Long Island.

The relief boats so far had not rendered a report of conditions. Nassau was undamaged by the storm and conditions were normal today. All the other islands except Long Island seemed to have escaped damage.

**YEGGMEN FAIL IN
SAFE ATTEMPTS**

Enter Business Places, but
Can't Open Vaults.

Yeggmens entered the Employees Business College, 136 N. Delaware St., Monday night and made an effort to open the safe. Failing, they tried open some desks and stole \$15.

The George F. Bryant Transfer Company, 329 E. St. Joseph St., reports merchandise valued at \$175 missing. Rooms of Lowell Cogshell and Thomas Brodie, at the Y. M. C. A., were entered. Cogshell reported typewriter and shoes, totaling \$70, and Brodie a \$20 camera taken.

Mrs. Grace Russell, 1229 Park Ave., screamed, seeing a man peering into her bedroom window. The man spoke to her, she said. Police were unable to find him.

The Bots Mundry Company, 816 W. Washington St., was visited by yeggmens Monday night. Efforts were made to open the safe and record vault failed.

The Roy Addleman hardware store, 944 E. Thirtieth St., was entered Monday night and a shotgun and flashlights taken. Police found the gun barrel. Blood stains were found on the side walk in front of store. Police believe they were from a hand cut breaking the window.

**Burglar Flees After
Tussle With Man**

When Grover Branhart, 1225 Deloss St., came home late Monday afternoon he found a Negro creeping alongside his house as though making for an open window.

"What are you doing there?" Branhart shouted.

"I'm sneaking up on a Shetland pony," the Negro replied, rising from his crouching position.

Branhart grabbed him, but he escaped.

FALL FATAL TO DR. A. W. BRAYTON, NOTED STUDENT

Naturalist and Lover of Art,
Literature Had Wide
Practice.

Dr. Alenbert W. Brayton, Sr., 78, retired skin specialist, naturalist and student of art and literature, died today at St. Vincent's Hospital.

Several days ago the retired physician fell at his residence, 2125 Broadway, which was believed to have contributed to his death.

Born in Avon, N. York, Dr. Brayton came here thirty-five years ago and built up a wide practice, specializing in dermatology, of which he was professor emeritus at Indiana Medical School. When he first came to Indianapolis he taught science at Shortridge High School.

The naturalist retired eight years ago from active practice of medicine. As a student of the outdoors, he acquired many friends of note, including Dr. David Starr Jordan, president of University of California. Frequently he took long walks and studied nature. Four daughters and five sons, three of whom are physicians, survive.

Surviving sons and daughters: Dr. Frank A. Brayton, Dr. John Brayton, Alenbert W. Brayton, landscape architect, all of Indianapolis; Mrs. Arthur Johnson, Cuba; Dr. Nelson Dewey Brayton, Miami, Ariz.; Miss Elizabeth Brayton, Indianapolis; and Mrs. Carl E. Wheeler, Pittsburgh.

**TRAIN PASSENGERS
TELL ABOUT RUINS**

(Continued From Page 1)

fully to attempt to minimize the loss of life and property. The figures of the losses, would probably mount, instead of decrease, he said, as the debris is cleared away and order restored. Artman estimated the total loss in the hurricane area at half a billion dollars.

Bernard M. Degheri, a lawyer of Jersey City and his sister, Mrs. Edward O'Toole, both of whom were in Miami during the storm, succeeded in leaving the city Sunday by special train to West Palm Beach, where they transferred to the Havana Special.

They thought every moment they were in the hotel at Miami, they said, that the structure would be blown away, rushed to an insurance office and took out a policy on his home. He next hurried his family to the town's strongest hotel where they passed the night in safety while their little home was reduced to ruins.

Wreckage Indescribable
Degheri said the wreckage was indescribable. The streets were canyons of splintered timbers, broken bricks. He said in the Royal Palm Gardens yachts, motorboats and smaller craft were high and dry where the wind and water had tossed them. The larger buildings were still standing, he related, but were so twisted and distorted that many of them will have to be torn down. Frame houses collapsed like houses of cards, he narrated.

"The chaos is so widespread," stated Mr. Degheri, "the difficulties of rescue are so enormous, that I think it will be many days before the number of dead can be accurately checked. My impression is that the life and property toll will be much larger than the first estimates."

Mrs. O'Toole told of a Lauderdale man who, when he heard the storm was coming, rushed to an insurance office and took out a policy on his home. He next hurried his family to the town's strongest hotel where they passed the night in safety while their little home was reduced to ruins.

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**TO-NIGHT
TOMORROW ALRIGHT**

**A Vegetable Relief
For Constipation**
Nature's Remedy (NR Tablets) a vegetable laxative with a pleasant, near-to-nature action. Relieves and prevents biliousness, constipation, and sick headaches. Tones and strengthens the digestion and assimilation.

Get 25c. Box. Used for over 30 years.

**Chips
off the Old Block**
NR JUNIORS—Little NRs do the same NR—in-me-the-does, candy-coated. For children and adults. SOLD BY YOUR DRUGGIST.

THE INDIANA TRUST CO.
Pay 4% on Savings
CAPITAL SURPLUS \$2,000,000

Son in Storm, Glad to Donate



L. H. Rowell

Not even knowing the whereabouts of his own son, who is somewhere in Miami, L. H. Rowell, P. O. Box 657, a soap salesman, wrote out a check for the Red Cross Florida sufferers fund today. Anxiety for his own son prompted him to donate as offering to others who are worrying for their loved ones.

"I don't want to be known as a tightwad," he said. "That is why I always volunteer before being begged to give."

His son is a dentist in Miami.

BISHOP FRANCIS BOOSTS WOOLLEN

Although he is a Republican, the Dr. Joseph M. Francis, bishop of the Indianapolis Episcopal diocese, announced today he would vote for Evans Woollen, Democratic short-term senatorial nominee.

"Though a Republican, born and bred—and a Pennsylvania Republican at that—I should do my conscience a wrong if, in the coming election, I should cast my vote for United States Senator for any one but yourself," Bishop Francis wrote to Woollen.

"It is a happy augury for the future that men of the highest standing, socially, intellectually and morally, are willing to make the sacrifices required of those who are ready to serve in political office. Whenever such men are nominated for office they will have my vote without regard to the party to which they belong. Personality, integrity, high purpose and large vision suppress party affiliations."

WILL HAVE HEARING
Hearing on remembrance against a \$25,000 bond issue for asphaltting the Frank Stuck Rd. for 2.6 miles along the Center-Perry Township line, in this county, will be heard by the State tax board the morning of Sept. 28, it was announced today. The road connects between Harding St. on the west and Shelby St. on the east.

COUNCIL DELAYS SWITCH PERMIT FOR J. C. MOORE

His Criticisms of G. O. P.
Policies Cited as
Cause.

Criticism of "deals" of G. O. P. politicians that halted construction of an addition to the Fairbanks-Morse plant by Jesse C. Moore, president of the Columbia School Supply Company, aroused councilman opposition Monday night.

When an ordinance to authorize Moore to build a switch at Seventeenth and Mill Sts. was introduced, Councilman G. Ray Albertson said: "Does Mr. Moore expect to criticize the Republican administration and then come to this council and expect them to help him? I think we should investigate this before acting."

Councilman Edward E. Raub, Democrat, was on his feet to protest in an instant.

"But the question is—was Mr. Moore justified? I think he was," Raub exclaimed.

"I think he (Moore) said a mouthful," was the unexpected comment of Councilman Otis E. Bartholomew, a leader of the majority faction, who has been considered a faithful administration follower.

President Boynton J. Moore re

ferred the ordinance to the laws and judicial committee.

Clear Up Files
Councilmen slaughtered many ordinances which have cluttered up the files for some time. The list included: Resolution to investigate the ownership of the canal, which Moore admitted was introduced "to pave the way for the movement to acquire the Indianapolis Water Company."

Abolishment of the offices of market master and assistant.

Abolishment of sidewalk market stands.

Increasing license fees for dance halls.

Councilmen adopted a resolution expressing sympathy to victims of the storm disaster in Florida.

With a meager allotment of \$500 for repair of N. Meridian St., a plan to use part of the city's share of the State gasoline tax for eliminating wooden block paving flizzed. Council appropriated \$85,000 for repair of nearly one hundred streets and \$20,000 for bridges.

Approval of a bond issue of \$11,000 for a new bridge across Bean Creek at Shelby St. was voted.

CATHOLICS RELEASED
Only Fifty, Arrested in Connection With Service, Held.

By United Press
MEXICO CITY, Sept. 21.—All but fifty of the Catholics arrested Sunday during a religious service near the National Palace have been freed by the authorities, and only the leaders are held today, charged with sedition.

About 150 persons were arrested in connection with the service, but most of those who were not released outright were permitted to go after paying a fine.

**And then
Grandma
Danced**

"We were quite alarmed about mother. She wouldn't eat, was terribly constipated, bilious, and seemed to be fading fast. We thought it due entirely to her 86 years of age. But a neighbor brought over a bottle of Dr. Caldwell's Syrup Pepsin and it was really remarkable how she picked right up, and now she can even dance around with her grandchildren. Now we are never without Syrup Pepsin in the house." (Name and address furnished upon request.)

Regulates Bowels of Old Folks
Dr. Caldwell's Syrup Pepsin is so palatable, sets so well in the stomach, works so easily, so gently, so kindly with old folks as to accomplish its purpose without gripe, pain or other distress. For biliousness, sour stomach, coated tongue, constipation, and the lassitude of children, parents or those in the evening of life, Syrup Pepsin is recommended everywhere. It is sold by all druggists.

For a free trial bottle send name and address to Pepsin Syrup Company, Monticello, Illinois.

**Dr. Caldwell's
SYRUP
PEPSIN**

Kay's 12th Anniversary Sale

Diamonds

The Talk of the Town!

**12c DOWN
12 Months
to Pay!**

Extra Extra

Ladies' Dazzling
Genuine 3-Stone
Diamond Rings

Actual \$50
Value, Choice
Just think of it!
Three brilliant
 fiery, genuine dia-
monds, set in gor-
geous 18-kt. solid
white gold, hand-
pierced mountings.

\$26.12

Finely Pierced
Filigree Mounting
A Super-Kay Anniversary
Sale value that positively
defies any and all competi-
tion. Don't miss it!
Have One Laid Away for
Xmas and Save the
Difference.

\$5 For a Slogan
During this event we will pay
\$5 in trade for every slogan
we accept. Send in as many
as you want. Write name and
address plainly. Here is an
example:
"It's O. K. to Owe Kay."
Your Promise to Pay is
Good With Kay.

**One Large Lot
Gorgeous
Diamond Rings**
These rings have always
been sold in our store for
much more. To give An-
niversary buyers a super-
value they have been cut
to over
half price.
\$9.12
12 MONTHS TO PAY!

Today's Slogan Winners
"Trade at Kay's—You'll Find It Pays."
MRS. MARGARET FREELAND,
1126 Villa Ave.

"Where There Is a Will There Is a Way
—Just Stop and See Kay."
MRS. MARY WHITE,
514 Coffey St.

**Perfect
Diamond
Rings**
If you want a larger, more
brilliant diamond than
money can buy elsewhere,
see this remarkable gem.
Most gorgeous of mount-
ings to choose \$26.12
12 MONTHS TO PAY!

**KAY
JEWELRY CO.**
137 WEST WASHINGTON ST. 137 WEST WASHINGTON ST.

Thedford's BLACK-DRAUGHT

Purely Vegetable

THE INDIAN TRUST CO.

Pay 4% on Savings
CAPITAL SURPLUS \$2,000,000