

# STEWART'S APPEAL PUTS OFF JAIL PENALTY TWO YEARS

## FULL TEST OF SENATE'S QUIZ POWER CERTAIN

Oil King May Go to Cell Indefinitely If U. S. Wins in Case.

### COURT TO ACT NEXT

Grand Jury Action Is Not 'Double Jeopardy,' Says Prosecutor.

By HERBERT LITTLE  
United Press Staff Correspondent

WASHINGTON, Feb. 24.—Col. Robert W. Stewart, Standard Oil chief, has put off the Senate's questions about the "Continental Deal" by perhaps as much as two years by an appeal, but at the same time has opened the Senate's way to imprison him indefinitely if his appeals fail and he persists in refusal to testify.

Senate legal authorities explained today that if and when his appeals from the adverse habeas corpus decision of Thursday fail, the oil king can be imprisoned indefinitely as a Senate coercive measure provided he continues to defy questions.

#### Question Up in Courts

This is in addition to the punitive action now pending before the grand jury for contempt of the Senate, for which if convicted, Stewart can be given a definite prison term. Harry F. Sinclair is now free on bond from two such sentences, one for three months for Senate contempt, and one for six months for contempt of court in jury shadowing.

Special Oil Prosecutor Owen J. Roberts and other legal authorities have advised Senate leaders that no "double jeopardy" of Stewart's liberty is involved in such actions, although both arose from his refusal to tell the Senate Teapot Dome committee what he knew about the disposal of the Continental Trading Company's \$3,080,000 in Liberty bond profits.

The grand jury action, now expected to result in a Senate contempt indictment next Monday, is "punitive," while the Senate action seeking to obtain answers to the same questions is "coercive," Roberts explained.

#### Test of Senate's Power

The punitive power has been upheld many times, and Senate leaders expect another affirmation by the District of Columbia Court of Appeals and the United States Supreme Court in the Sinclair contempt case, and in the Stewart contempt case if the Standard of Indiana executive is convicted and appeals.

But the coercive power of the Senate has not been tested, and leaders in the oil investigations are anxious to set a precedent in Stewart's habeas corpus appeal, which resulted from the Senate's attempt to arrest Stewart and have him before it for further questioning.

The courts repeatedly have used this power, committing witnesses to jail until they decided to testify, and the Senate leaders believe the highest house of Congress, sitting as a court, can carry out its mandates in similar fashion.

### ASSESSORS INSTRUCTED

140 Will Start Center Township Work, March 1.

One hundred forty Center Township deputy assessors gathered in Criminal Court room Thursday for a school of instruction, led by Assessor Frank Brattain.

Assessors will start work March 1. Principal points of the work were pointed out by Brattain and Chief Deputy William Gruner.

About ten additional deputies are on the lists this year, due to slight revision in the township districts, Brattain said.

The list were completed late last week.

#### Storm Hits New Albany

By Times Special  
NEW YORK, Ind., Feb. 24.—Three homes in the northeastern part of this city were damaged and telephone poles and fences blown down by a miniature cyclone Thursday afternoon. Homes damaged were those of Mrs. Mary J. Leis, Mrs. Mary McCammon and James A. Branner.

## Sage Tea Dandy to Darken Hair

By DOROTHY LANG

You can turn gray, faded hair beautifully dark and lustrous almost overnight if you'll get a bottle of "Wyeth's Sage and Sulphur Compound" at any drug store. It costs only 75 cents. Millions of bottles of this old famous Sage Tea Recipe, improved by the addition of other ingredients, are sold annually, says a well-known druggist, because it darkens the hair so naturally and evenly that no one can tell it has been applied.

Those whose hair is turning gray or becoming faded have a surprise awaiting them, because after one or two applications the gray hair vanishes and your locks become luxuriantly dark and beautiful.

This is the age of youth. Gray-haired, unattractive folks aren't wanted around, so get busy with Wyeth's Sage and Sulphur Compound tonight and you'll be delighted with your dark, handsome hair and your youthful appearance within a few days.—Advertisement.



Candidate

## ADVENTURER TO FIGHT SHARK AS AID TO SCIENCE

Wealthy New Yorker Will Tempt Tiger of Seas to Prove Point.

By United Press  
NEW YORK, Feb. 24.—Van Campen Heilner of New York, wealthy young adventurer, is on his way to the Bahamas to offer himself as shark bait. He believes that only the white shark will attack a white man, and intends to prove it.

If a shark attacks him while he is swimming in the tropical waters, the expedition will have been a complete success. If it turns up its nose at such an unusual titbit, he will be disappointed greatly.

Van Campen Heilner has been living on excitement for most of his twenty-eight years. Scarcely a month has passed without some exciting experience. He prefers to call himself a fisherman and an explorer. But science knows him as a naturalist, hunter and author of international reputation.

He is a field representative for the American Museum of Natural History and a fellow of the Royal Geographical and Anthropological Societies.

#### Went Into Movies

At 19, he left home to go into the movies. For a year he made western thrillers at Culver City. A little later, in 1923, he made a voyage of 4,000 miles in a little forty-seven-foot motor yacht, the Neptune II.

Starting from Atlantic City, he sailed to Venezuela. It was the smallest boat that ever had made the trip; and there was no radio equipment to add security to the venture.

Once in Florida he had a hand-to-hand encounter with an alligator and escaped by stabbing it in an eye.

#### Baged Huge Brown Bear

With field expeditions in the Arctic, Heilner has hunted with bow and arrow and has harpooned whales. In the summer of 1927 he went into the Alaskan Peninsula and bagged specimens of the great brown bear, largest of all carnivorous animals.

So he's going to the Bahamas for further sport, even if he has to tempt a shark to nibble at his legs.

While swimming in the islands he will attempt to raise several cannon which he believes once were lost in a sea engagement with the pirate "Blackbeard."

Several years ago, while studying tropical fish life, he discovered the cannon on a coral reef in forty feet of water and marked the spot on a map.

#### Wants Information on Shark

"And I'm going to decide once and for all," he said, "whether or not a shark will attack a human being."

"I'm going to get in the water and swim around. There will be a motion picture camera man in a glass-bottomed boat who will follow me around and grind out the true story of what different kinds of sharks think of man as a hors d'oeuvre."

"Of course, I'll carry a sharp dagger. If one or more of them starts after me, things ought to be interesting."

"I think we'll come back with photographic proof that only this white shark and the barracuda are dangerous to white men," he said. "But whatever we find, the results will be of scientific value."

#### PREPARES HAVANA HOP

Chamberlin Forced Down; Repairs Leak in Tank.

WEST PALM BEACH, Fla., Feb. 24.—Clarence Chamberlin, trans-Atlantic flier, today planned to repair a leak in the gasoline tank of his small airplane and proceed to Key West, from where he will take off to Havana.

Chamberlin was forced down near here Thursday when the leak in the gas tank developed.

He was en route from Tampa to Key West, at the time of the accident.

#### Greenfield Boys Disappear

GREENFIELD, Ind., Feb. 24.—No trace has been found today of William and Chester Fry, 19 and 17, respectively, who have been missing since Feb. 11 from the home of their father, Noah Fry, near here.

## INDIANA ASKS AUTO BRIDGES

Building Bills Laid Before Congress.

By United Press

WASHINGTON, Feb. 24.—The State of Indiana today laid before Congress a plan by which States may satisfy the ever-growing demand of motorists for bridges across big rivers, yet may escape extortions charges by private toll bridge promoters.

Four bills were introduced authorizing the Indiana State highway commission to build bridges at various interstate points, issuing bonds for the cost, which would be taken by private financing companies and held as mortgage against the bridge.

The bonds are to be retired as rapidly as possible through the charge of State tolls, and as soon as the bridge is freed of the mortgagage it will become a free bridge.

It is understood the highway commission is cooperating with a banking firm which will supply the money for the bridges at about 5 per cent interest.

The Indiana bridges are to be at Evansville and Rockport, across the Ohio; at Vincennes, across the Wabash, to Illinois, and at Lawrenceburg, near Cincinnati, across the Little Miami.

#### CITY AUTOISTS EASY ON TRAFFIC SIGNALS

Statistics Show Only Twelve Lights Damaged in 1927.

Considering the number of motorists and the number of traffic signals, Indianapolis motorists are not very hard on electric traffic signals, according to City Gamewell Superintendent William B. Griffis.

Reckless drivers only damaged twelve of the electric signals last year. The average cost of repair will be \$16.

In cases where the motorist was caught and had insurance, the cost of repairing the signals were collected from the insurance companies.

When one of the signals is so badly damaged it must be replaced the cost is \$100.

#### POSTOFFICE HEAD HERE

John Bartlett, Acting Chief of Department, Visits City.

John H. Bartlett, first assistant postmaster general and acting head of the department during the illness of his chief, Harry S. New, conferred with Postmaster Robert H. Bryson while in Indianapolis for a few hours Thursday. Bartlett, former Governor of New Hampshire, attended the postal workers' convention at Lafayette to visit his brother, J. D. Bartlett.

#### PLAN PRIVATE REVIEW

Herron Institute Opens Display to Artists and Exhibitors.

A private view of the twenty-first annual exhibition of work by Indiana Artists and Craftsmen will be held by the Art Association as The John Herron Art Institute for members of the Art Association and for exhibitors in the exhibition, Wednesday evening.

A program of chamber music, the Quartet in G Minor by Debussy and the Quartet in B flat Major by Mozart, will be played at 9 by the Gordon String Quartet.

The exhibition will be opened to the public March 1.

#### Jackass Gets Circus Permit

BUFFALO, N. Y., Feb. 24.—By presenting a sport model jackass to the children's menagerie here, the Barnum & Bailey circus induced the mayor to modify the license terms which had made it impossible for the circus to show here for the last year.

#### Hen Thieves Nourished

CLIFTON, N. J., Feb. 24.—Two thieves who stole considerable equipment and eight hens from the food experimental laboratories of the Takamine Corporation returned the equipment but had to confess that their experiment with the hens had proved nourishing.

## He'll Be Shark Bait



A life of adventure has been the lot of Van Campen Heilner, young American naturalist. He has fished and hunted in the tropics and the arctic as field representative for the American Museum of Natural History. Now he is on his way to the Bahama Islands to seek battle with a shark in his effort to prove that only the white shark and the barracuda will attack a white swimmer.

#### ACCOUNTANTS TO DINE

Special Ladies' Night Planned by City Chapter.

Indianapolis chapter, National Association of Cost Accountants, will hold a special "Ladies' Night" dinner at the Spink-Arms tonight at 7. Miss Elizabeth L. Cowan of the Fichter Savings and Trust Company will speak on "Family Money." Miss Cowan formerly was teacher of home economics in the department of agriculture extension service, with headquarters at Purdue University.

#### Indiana Dentist to India

By Times Special  
REDKEY, Ind., Feb. 23.—Dr. Clyde F. Thornburgh, who has been practicing dentistry here, sailed today from New York on the Olympia for India to become associated with Dr. William Secret in practice at Allahabad. Dr. Thornburgh is a graduate of the Indiana Den- tist College, Indianapolis. He is a brother of Dr. Waldo E. Thornburgh, Muncie, a dentist eight years in India.

The dentist this week filed a petition with Governor Ed Jackson to be removed from the State Prison to the Indiana Reformatory. His petition is based on alleged threats of mistreatment which the life-terminer averred were made if he testified in the trial of Jackson in Criminal Court last week.

Stephenson was known to have been in great fear of his personal and physical safety when here and refused to testify until persuaded to do so by his local attorneys.

Jackson has not indicated what he will do with the petition.

## JAIL OFFICIAL DENIES STEVE IS MISTREATED

Laughs at Reported Charges of Torture Made by Prisoner.

Indiana State Prison officials today denied that D. C. Stephenson, former Indiana Klan dragon and life-terminer at the Michigan City institution, is a victim of treatment that will subject him to either death or insanity.

The denial came from Deputy Warden H. C. Claudy, in reply to reports current throughout the State the last few days that Stephenson has made remarks that officials are trying "either to kill me or drive me insane."

Claudy said, "There's nothing to that," and laughed. He is acting in Warden Walter H. Daly's place during his absence from Michigan City.

#### Steve Tells Story

It is reported the statement has been made twice with detailed account of the alleged mistreatment. Stephenson is supposed to have said he has been placed in a solitary damp cell several times and forced to go without bedding or clothing. According to the reports, the life-terminer is nude when placed in the cell and a draft is blown through it in order to make the discomfort keener.

At night, it is said, he is not supplied with a bed or a chair, but is forced to lie on the cement floor.

In telling his story Stephenson is said to have stated he believes the purpose of the alleged mistreatment is to drive him insane.

#### No Action by Jackson

Stephenson, in telling the story, is said to have declared he did not believe the purpose was death, as he asserted some persons thought, because there might be a reaction to his death throughout the State, although an autopsy might show natural death through "flu" or rheumatism.

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## Hunt Buried



Marion A. Hunt

Funeral services for Marion A. Hunt, 40, of 1235 Roosevelt Ave., for fourteen years an employee of the Velvet Ice Cream Company, were held at the home at 2 o'clock today. Burial will take place in Union Chapel Cemetery.

Mr. Hunt leaves a widow, Mrs. Alice Hunt, and two daughters, Reba and Hildreth.

#### Crowe Up for Re-Election

Although only one major city or county office is at stake in the 1928 election, the underworld, fighting for its life against a determined police drive, seemed determined to show its strength by as vigorous a tactics as though more important offices were involved.

#### Mayor Is Threatened

Major William Hale Thompson also has been threatened.

The officials who received both threats and bombs were:

Charles Fitzmorris, city controller and vice mayor.

John Starbo, municipal judge.

Larry Cuneo, secretary to Crowe and, incidentally, the State's attorney's brother-in-law.