



The Indianapolis Times

Generally fair tonight and Wednesday; colder tonight with heavy frosts.

HOME

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INDIANAPOLIS, TUESDAY, SEPT. 25, 1928

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TWO CENTS

Outside Marion County 3 Cents

SMITH INSISTS STAIN OF OIL IS ON HOOVER

Calls on G. O. P. Candidate to Repudiate Acts of Harding Regime.

SCANDAL STALKS AGAIN

New Yorker Assails Party in Power in Helena Address.

BY THOMAS L. STOKES
United Press Staff Correspondent
HELENA, Mont., Sept. 25.—Governor Alfred E. Smith will turn back toward the East today, leaving State political leaders to follow up the missionary work of his personal appearances extending from Oklahoma northward through the western corn and wheat belt.

He closed this phase of his campaign with a revival of Teapot Dome oil lease scandal upon which John W. Davis built his campaign in 1924, by vigorously denouncing the Republican administration in his speech here last night. He challenged Herbert Hoover to repudiate this and other transactions, which he called "as cold-blooded and as deliberate a fraud against the people of the United States as could possibly be recorded in history."

The Democratic candidate leaves Helena at 11 o'clock today on a two-day journey across Montana and North Dakota to St. Paul and Minneapolis.

Speaks at St. Paul
He is expected to devote his speech at St. Paul Thursday night to a discussion of inland waterways and the St. Lawrence Great Lakes waterway.

The New York Governor has visited this territory for the last time in this campaign. His chief memory as he leaves is a series of enthusiastic receptions, some closed with the old-time political atmosphere of red fire. He has met the issues here, openly—farm relief, water power, and the "whispering campaign" against him on account of his resignation.

Smith has revealed the tactics of his campaign. He will turn his fire upon Hoover repeatedly from now till November, in an effort to draw out the Republican candidate.

There was evidence of Ku-Klux Klan hostility here last night, when a fiery cross was burned on Mount Helena, overlooking the city.

Smith made the greatest hit in his speech last night when he closed his recital of the Teapot Dome case and a denunciation of the Republican administration of the last seven years with a reference to the Republican vice presidential candidate, Senator Curtis.

Raps at Curtis
"According to the papers this morning," he said, "the vice presidential candidate lost his voice yesterday. If he was talking against the Democratic party with that kind of a record he would have lost it a week ago."

Smith turned his fire upon Herbert Hoover for failing to condemn, as a member of the cabinet, the "scandals" of the Harding administration.

Calling upon the Republican presidential candidate to repudiate the "scandals" now, the Democratic candidate said Hoover can not pass this challenge to the Republican national committee, but must meet it himself.

The Republican administration, of which Hoover was a member, must bear responsibility for the Teapot Dome and Elk Hills naval oil reserve transactions, the administration of the veterans' bureau by Charles R. Forbes and of the alien property custodian's office by Thomas W. Miller as well as the regime of Harry M. Daugherty as attorney general, Smith declared.

Assails Hoover Stand

He took for his subject "party responsibility," and took a "text," in his campaign manner long known to New York, from Hoover's recent speech to a delegation of Maryland young men, in which the Republican candidate said a new generation must begin to take over party responsibility.

Hoover also lauded in this speech the Republican party as being almighty.

"Nobody will deny that Mr. Hoover sat in the Cabinet for seven and a half years, yet I search in vain for any word from him of protest, of condemnation or of repudiation of this black chapter in our party's history," said Smith. "On the contrary, in the face of that record, in his speech of acceptance he said:

"The record of these seven and a half years constitutes a period of rare courage and leadership and constructive action. Never has a political party been able to look back upon a similar period with more satisfaction."

TAX HEARING OCT. 2

Protests to School Levies Will Be Considered.

State tax board members have set Oct. 2, as the tentative date for hearing remonstrances on tax levies of Indianapolis school city and Marion county, which were filed with County Auditor Harry Dunn by Harry Meise, secretary of the Indiana Taxpayers Association.

CLICK AND NO CLICK

Gun Fizzles; Lighter Doesn't

THIS is a story about a cigar lighter that worked—too well. As Roy Branth, 30, of 222 N. Davidson St., attempted to light a cigarette with his lighter early this morning, the flame ignited a can of lighter fluid and set fire to his motor car, parked in front of the court house.

He was burned slightly on the hands and arms and the fire department was called to extinguish the blaze.

The name of the lighter will be furnished on request.

THE deadly "unloaded gun" was off form at the home of John Wilson, Negro, 1122 Brooks St., this morning.

For some reason it didn't explode when its trigger snapped twice with the barrel pointed squarely at Wilson's head.

The pistol appropriated from a dresser drawer in Wilson's bedroom, was in the hands of a burglar when Wilson looked down the barrel, striving frantically to remember whether it was loaded.

The trigger snapped twice and Wilson went away from there.

INDIANS ARRIVE IN LAIR OF FOE, READY FOR WAR

SEEK TEXTILE PEACE

Hold Arbitration Meeting on New Bedford Strike Today.

By United Press
NEW BEDFORD, Mass., Sept. 25.—Representatives of textile strikers and manufacturers will meet the State board of arbitration today in an effort to reach an amicable agreement.

Arbitrators are reported to favor a 5 per cent compromise, according to Horace A. Riviere of the United Textile Workers in a speech to a group of strikers.

REVEAL TAYLOR REVOKED WILL

Document Made in July Changed in August.

William S. Taylor, former Governor of Kentucky, who died Aug. 2, prepared a will and then revoked it a few days before his death, it was revealed today in Probate Court.

Municipal Judge Dan V. White, administrator of the estate, told Probate Judge Mahlon E. Bash, Taylor called him to his bedside the latter part of July and said he wanted his will prepared. While testified this was done, but later the document was found with revocation markings in Taylor's handwriting on the outside.

White said he did not know what caused Taylor to revoke the will.

The hearing is based on a petition filed by the widow, Mrs. Nora S. Taylor, to have about \$81,000 of bonds, insurance and property that now is in the hands of children and grandchildren of the former Kentucky Governor turned over to the estate.

According to White, the property was turned over to the heirs following an ante-nuptial agreement by Mr. and Mrs. Taylor in which both agreed not to share the other's property.

Under the Indiana law Mrs. Taylor would receive one-third of Mr. Taylor's estate.

EXTRADITE BIRGER'S PAL

Leslie Simpson Gives Up Fight; Taken Back to Illinois.

By United Press
NEW YORK, Sept. 25.—Leslie Simpson, member of the notorious Birger gang of southern Illinois, gave up his fight for extradition here today.

Simpson, long wanted in the murder of State Highway Patrolman Lory Price and his wife, traced to the Birger gang, signed waivers in Tomba Court and was turned over to Illinois authorities.

HEAVY FROST ON WAY, WEATHER MAN WARNS

Heavy frost warnings were broadcast today by Weather Man J. H. Armington.

Although Indianapolis and the State enjoyed a respite from the cold last night and today, it is going to be chilly again tonight, Armington said.

A heavy frost, likely to be damaging to vegetation, will spread over the north and central portions of the State, he warned.

The temperature here will drop about 35 or 36, the low mark reached Sunday night. Flowers and garden crops should be covered to protect them from the frost, Armington advised.

The cold wave, according to

'Little World Series' to Get Under Way Wednesday in Rochester.

The Indianapolis baseball team, champion of the American Association, arrived in Rochester today, all set for their "little world series" with the International League winner, Rochester. The series starts Wednesday in the huge stadium of the Red Wings.

The second game of the series will be played Thursday and the teams will rest Friday. Saturday and Sunday the third and fourth conflicts of the minor league classic will be staged and the two teams will return to Indianapolis for the remainder of the series.

The winner will be the team winning five games. The Indians unleashed a great spurt in the closing stages of the race to keep their lead intact and finish on top of the A. A. Rochester was forced to come from behind to win the International championship on the last day of the race, Sunday.

The Tribesmen embarked for Rochester Monday night and arrived in the eastern city today where they went through a snappy workout in the Red Wings' park.

With the team was Eddie Ash, veteran sports editor of The Times, who will cover the important series in top-notch style.

Ash is one of the most capable baseball scribes in the country and his accurate detailing of the game will be carried in The Times throughout the series.

In addition The Times will have its huge scoreboard in operation in front of The Times building, where every strike, every ball and every play will be flashed to the waiting crowds as Ash shoots it over the wire.

The Times also will broadcast the series games through WFBM, the Indianapolis Power and Light Company station.

GIL RULES FAVORITE

Mexican Congress to Select President Today.

By United Press
MEXICO CITY, Sept. 25.—Congress was ready to select a provisional president today to succeed President Calles when he retires on Dec. 1.

Emilio Portes Gil was expected to be named by a large majority. Present plans called for Congress to act after 4 p. m. today. The first step was taken Monday when the congressional electoral commission certified the death of President-elect Alvaro Obregon, who was assassinated in July.

Armington, is creeping in from the northwest. Temperatures as low as 10 degrees were reported in middle Canada and the frost belt had extended to Springfield, Ill., and Chicago, he said.

Although temperatures were 8 to 10 degrees higher here last night than the preceding night, today's 7 a. m. temperature of 45 still was 12 degrees below normal.

Only two points in the State, Wheatfield and Ft. Wayne, reported light frosts this morning.

Six public schools and Butler University, forced to dismiss classes Monday morning, because of the cold, were reopened today.

The Indianapolis Power and Light Company turned on the steam in its heating system Monday afternoon.

more pellets fly out of the park via the home run route than the New York boosters, if the teams play an equal number of games in both cities and mathematics still is truthful.

The reason?
It's easier to hit a home run in Indianapolis than it is to smack a circuit clout in Rochester.

That probably requires a little explaining, so gather closer and tune in on a lesson in physics from J. H. Armington, local United States Weather Bureau head.

Indianapolis reposes on the good old Hoosier turf at an altitude of 739 feet above sea level. Rochester exists, or just is, at an altitude of 500 feet. The difference is 239 feet—remember that.

Now the higher you get in the ozone, the lower drops the barometric pressure. The barometric pressure measures the pressure the air above us exerts on us.

Therefore, skipping a couple of steps in the figuring, because Indianapolis is 239 feet higher than Rochester and has less barometric pressure, a ball hit with the same force here as in Rochester would travel one-one hundred twenty-third farther than the same ball hit with the same force at Rochester. That's because the barometric pressure is not so great and the air not so dense, providing less resistance for the ball.

EXTRA

TWO JURIES OPEN QUIZ OF CRIME RINGS

Federal Group Convened to Start Sifting Evidence of Auto Thefts.

COUNTY PROBE PRESSED

Victims of Clever Thieves Here to Throw Light on Deals.

BULLETIN

The Federal grand jury this afternoon returned an automobile theft indictment against Bertram Libowitz, brother of Harold Libowitz, who was burned fatally in the Traugott store fire. One other person said to be involved in the alleged interstate auto theft ring also was indicted. Libowitz is under arrest on an affidavit charging him with the same offense for which he was indicted.

Double-barreled investigation of the Indianapolis crime situation was on in earnest today.

The Federal grand jury, which cleared of routine matters, reconvened, to devote its entire attention to the interstate automobile theft ring, in which nine persons already are charged with complicity.

The Marion County grand jury was in the second day of its probe of the \$100,000 explosion which wrecked the Traugott clothing store, 215-17 W. Washington St., and the Em-Roe Sporting goods store, 211-213 W. Washington St., the night of Aug. 26.

Two Probes Linked
The two investigations dovetailed, since the investigators have crossed the trails of the same persons in both quizzes.

The Federal grand jury apparently was beginning at the base of the auto theft ring case, since officials who through altered records and other clues first uncovered the alleged ring were among those seen around the Federal Building.

Among them was State Policeman Charles Bridges, who has led in the recovery of twenty stolen high-priced cars in Indianapolis, Terre Haute, Louisville and Chicago. Two stolen stolen cars have been found burned.

Robert James, head of the filing room of the State automobile license bureau, and Ben Heaton and M. C. Powell, notaries attached to the bureau, were at the Federal Building.

Max Goldberg, who had one of the cars for a time, and Joseph Haller, Cleveland, Ohio, from whom a Packard sedan was stolen Aug. 17, 1927, were here.

It was disclosed today that a salesman from an agency for an expensive car had said that members of the theft ring for several months trailed him to prospects.

After he had tried to sell the prospect the legitimate proposition, the theft ring conspirators would approach the "victim" and offer practically new cars at ridiculously low prices, he said.

On Trail of Marmon Car
Bridges said the State police expected today to recover, in another city, a Marmon stolen from Indianapolis several months ago.

Prosecutor William H. Remy and the county grand jury conducted a two-way investigation today in continuation of the explosion case.

The jury heard eight city firemen, assigned to the store after the explosion, who fired the alarms. Each man related his duties on the explosion fire.

Remy centered on the booze and auto theft trails of the investigation. He talked with a credit company representative, who, it is understood, handled the financial negotiations on an automobile purchased by a bootlegger.

He conferred for some time with James G. Browning, head of the Indiana Federal prohibition force, following a hurried phone conversation with Browning.

\$1,000,000 Case on Trial.
By United Press
GREENFIELD, Ind., Sept. 25.—Trial of \$1,000,000 National City Bank case, brought to the Hancock Circuit Court here from Indianapolis on a change of venue, opened today. Stockholders of the bank, which went out of existence after a short career by merger with another Indianapolis bank, are suing directors, accusing them of mismanagement.

Trainmen's Wage Fight.
By United Press
WASHINGTON, Sept. 25.—President Coolidge feels the unsettled request for wage increases made by conductors and trainmen on western lines has a fair chance of being settled by the board of mediation now considering it, it was learned at the White House today.

If the mediation board, however, fails to adjust the dispute, the President intends to create a special board to dispose of the matter.

HOPES TO AVOID STRIKE

Coolidge Optimistic of Mediation in Trainmen's Wage Fight.

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State's attorneys today played their trump card in the murder trial of Wayne Herndon, 35, W. Morris St. and Eagle Creek, charged with the fatal shooting of James Fouty, 35, at the former's home in June when they introduced Herndon's confession of the shooting to a criminal court jury.

This, combined with testimony of persons who heard the shooting and heard Herndon's alleged statements that he was going to "take a shot at everybody," form the basis for the State's death penalty request against Herndon.

Paul Rhoadarmer and Judson L. Stark, deputy prosecutors, said they

Sleuths Don New Caps



Take a good look, Mr. Motorist. If you meet a man wearing this cap and badge on a lonely road some dark night don't fear a holdup, for it is merely a Federal day agent pursuing his duties.

Here is Harry L. Bendel, office assistant to James G. Browning, acting deputy day administrator for Indiana, wearing one of the caps with which all day agents patrolling roads at night for rum cars now must wear.

The caps will not be worn by agents when making "undercover buys," nor when raiding, but only when stopping cars on the highways at night.

COURT CLERK'S FRAUD CHARGED

Repays Nearly \$2,000, Says Examiner's Report.

Using names of deceased or fictitious persons, Alvin Woodward, Danville, Republican, former clerk of Hendricks Circuit Court, misappropriated nearly \$2,000 from trust funds before his retirement on July 27, 1928.

This charge was made today in a report to Lawrence P. Orr, chief examiner of the State board of accounts, by B. B. McDonald and R. B. Heritage, field examiners.

Under the heading "misappropriated trust funds," seventy-five instances are listed in the report, showing sums ranging from a few cents to \$198.21. The alleged account juggling all took place between Jan. 1, 1927, and the date of Woodward's retirement, the examiners state.

Ten days ago payment of \$1,935.58 was made by Woodward to his successor, Frank Tucker, Republican, in settlement of the account, the report states.

Checks to "unknown persons" were cashed in the clerk's office and entry made, according to the report. The examiners obtained affidavits from six persons to whom payment was recorded on the clerk's books and none know of such a transaction, they said.

In two instances check signatures were forgeries, the report says. Orr will decide whether the information filed today will be turned over to the Hendricks County prosecutor. Because of the repayment it was considered unlikely that he would take the matter up with the attorney general, he said.

NOTED N. Y. LAWEYR ILL
Sickness of Samuel Undermyer May Halt Subway Fare Case.

By United Press
WASHINGTON, Sept. 25.—Illness of Samuel Undermyer, noted lawyer, may cause postponement of the United States Supreme Court arguments in the 7-cent New York subway fare case, scheduled to start Monday or Tuesday here.

FAMED FLIER KILLED

Second of 'Musketeers' Is Crash Victim.

By United Press
SAN DIEGO, Cal., Sept. 25.—Lieut. D. D. Cornelius, member of the army's famous "Three Musketeers," was killed here today when his parachute failed to open he jumped after his plane crashed into another over Rockwell field. Lieut. R. B. Williams, pilot of the other craft, managed to float to earth safely.

Lieutenant Cornelius' death was the second in the ranks of the noted stunting unit this month. Lieut. J. J. Williams, former leader of the group, was killed when his plane crashed during the national air races at Mines field, Los Angeles.

But one member of the original "Musketeers" now remains alive. When Lieutenant Williams was killed during the Mines field races, Col. Charles A. Lindbergh took his place, and collected, at the cashier's window, the \$8 a day the "Musketeers" were paid for their death-defying stunts.

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This, combined with testimony of persons who heard the shooting and heard Herndon's alleged statements that he was going to "take a shot at everybody," form the basis for the State's death penalty request against Herndon.

Paul Rhoadarmer and Judson L. Stark, deputy prosecutors, said they

will ask the jury to sentence Herndon to the electric chair. The State will rest its case this afternoon.

Witnesses this morning were neighbors of the Herndons and told of hearing the shooting and Mrs. Herndon's frantic effort to hide herself and children in their houses after Fouty had been killed.

Herndon sat in the courtroom and showed no signs of interest when Detective Rugenstein produced his confession. It was read to the jury by Rhoadarmer, and stated that he "fired twice at Fouty with my revolver as he ran and saw him fall backward over my wire fence."

LEOPOLD AND LOEB, THRILL KILLERS, WILL CHEAT LAW; FIND LOOPHOLE FOR PAROLE

'Joker' in Papers Committing Them to Prison Will Permit Release in Seven Years, Escape From Life Terms.

CHARGES PULL USED TO FREE PAIR

State Pardon Chairman Declares Murderers Are Pampered Pets in Joliet, Always Plotting to Evade Penalty.

By United Press
CHICAGO, Sept. 25.—Nathan Leopold, Jr., and Richard Loeb, sent to Joliet prison four years ago for the murder of little Bobby Franks, will be eligible for paroles in seven years, Hinton G. Clabaugh, chairman of the State board of pardons and paroles, declared today.

An error in the mittimus under which the two sons of millionaires were sent to prison was said to make their release on parole possible.

"Loeb and Leopold each were sentenced by Judge John Caverly to serve ninety-nine years for kidnaping and life for murder," Clabaugh said. "But through an error they were not sentenced to serve their terms consecutively."

"The mittimi, or commitment papers, allow them to serve the terms concurrently. Naturally the longer term governs, which is life, and a lifer is eligible for parole after twenty years."

Clabaugh said that he detected the error and protested against it before the time limit of two years had expired for making such correction.

The protest was ignored, Clabaugh declared, and it now is too late to do anything.

"It's a farce," Clabaugh said. "These boys already are building up fine records in the prison, with a view to seeking paroles. Some of them are using influence and it is not their parents. These two sons of wealth are pampered pets in Joliet."

"One is private secretary to the first warden and the other is private secretary to the Protestant chaplain. Yet Leopold was believed generally to have been the brains of the prison outbreak two years ago, which has cost, so far, several lives and resulted in the hanging of three men."

law takes even more than that off. If their prison conduct has been good, and if the department of public welfare recommends, they will be eligible after serving only eleven years and three months. Already they are going on their fifth year."

\$200,000 LOSS IN STATE FIRE

Broom and Brush Plant at Kendallville Burns.

By United Press
KENDALLVILLE, Ind., Sept. 25.—Fire of undetermined origin destroyed the plant of the Kendallville Broom and Brush Company here early today. Officials estimated the damage at \$200,000.

Fanned by a strong northwest wind, the blaze for a time threatened nearby factories.

The factory was established fourteen years ago, with Gene Stratton Porter, famous woman author, as one of the principal stockholders. It was bought a few years ago by a group of Pittsburgh capitalists.

Officials here were unable to state whether the plant will be rebuilt, pending word from Pittsburgh.

Seventy-five employees will be thrown out of work as result of the blaze.

The losses were covered partially by insurance, officials said.

PLEADS GUILTY TO RASKOB BLACKMAIL
Sentence Deferred for Attempted Extortion.

By United Press
PHILADELPHIA, Sept. 25.—Francis G. Mooney, who plotted to extort \$100,000 by blackmail from Mrs. Helena S. Raskob, wife of John J. Raskob, pleaded guilty in the Quarter Sessions Court today and was indicted in six bills.

The bills charged Mooney with attempted extortion and sending threatening letters to the wife of the Democratic national committee chairman.

Judge McNeill deferred imposing sentence on the aged man who threatened the life of Raskob, until William Goldberg, Mooney's alleged accomplice, could be brought into court. Goldberg has denied repeatedly any connection with Mooney and the blackmail scheme.

ASKS FUNERAL PAROLE

Parents and Two Sisters of Reformatory Inmate Killed by Gas.

By United Press
SOUTH BEND, Ind., Sept. 25.—A temporary parole for Julius Lubelski, 20, serving a three-year sentence in the State Reformatory for vehicle taking, was to be asked of Governor Ed Jackson, to permit him to attend the funeral of his parents and two sisters, who were asphyxiated Sunday.

A break in a hose connecting a gas pipe with a gas burner was responsible for the escaping fumes, which caused the death of the four persons. Dr. Alfred Ellison, deputy coroner, said he returned a verdict of accidental death.

BLIMP TO MAKE HOP

Third Test Flight Arranged for Trans-Atlantic Zeppelin.

By United Press
FRIEDRICHSHAFEN, Germany, Sept. 25.—The trans-Atlantic passenger dirigible Count Zeppelin will make a third test flight Wednesday. The trip will be brief, but a voyage of ten or twelve hours will be made over the week-end.

GOLD FOR TEETH TAKEN

This is a story of gold intended for teeth, but didn't pan out. It was stolen, \$35 worth of it, from two dental officers in the Fountain Square Theater building Monday night. Dr. H. E. Dunlevy and Dr. A. C. Harvey reported the gold strike to police.

Hourly Temperatures
6 a. m. 44 10 a. m. 54
7 a. m. 45 11 a. m. 65
8 a. m. 49 12 (noon) 66
9 a. m. 53 1 p. m. 64

EVERY DOG has his day—and that's what E. H. Schroeder, R. R. 5, proved through the use of this Little Times want ad.

BEAUTIFUL COLLIE PUPPY—eligible to register; \$5. Dr. 6886.

He had several pups for sale and he ran the ad in The Times on the special six-day rate. "I found it no trick at all to sell the pups for cash," he reports.

You, too, can sell your dogs, clothing, autos, articles of every kind through a Times want ad. Call Riley 5551.

It will be just as much easier for the Red Wings to hit 'em over the fence here as for the Indians.

JUST A LITTLE PHYSICS AND MATHEMATICS WILL WIN FOR INDIANS

EVERY baseball fan loves a home run. It's music in his ears, that resounding crack of the ash on the hurtling horseshoe which means the old ball is going for a long, long ride.

And Indianapolis fans are sitting pretty in comparison to the Rochester fans in this little world series, the baseball battle between the home town Indians and Rochester's Red Wings for glory and cash, which begins Wednesday.

Indianapolis fans should seek

more pellets fly out of the park via the home run route than the New York boosters, if the teams play an equal number of games in both cities and mathematics still is truthful.

The reason?
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physics from J. H. Armington, local United States Weather Bureau head.

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Now the higher you get in the ozone, the lower drops the barometric pressure. The barometric pressure measures the pressure the air above us exerts on us.

Therefore, skipping a couple of steps in the figuring, because Indianapolis is 239 feet higher than Rochester and has less barometric pressure, a ball hit with the same force here as in Rochester would travel one-one hundred twenty-third farther than the same ball hit with the same force at Rochester. That's because the barometric pressure is not so great and the air not so dense, providing less resistance for the ball.

FROM now on it's easy. Let's take a 300-yard swat. In Indianapolis the ball would travel 2.4 feet farther.

Any baseball fan knows what difference 2.4 feet might make—the difference between a home run over the fence or a caught fly or a measly two-bagger.

Therefore, ladies and gentlemen, on the word of no less an authority than Weather Man Armington, who is no mean baseball fan himself, Indianapolis ought

to see more home runs during this little world series than Rochester. That is, according to physics and mathematics.

But, according to Armington, there isn't anything to the rumor that the first games of the series are being played at Rochester as the result of a dark plot to thwart Reb Russell, the Indians home run king.

It will be just as much easier for the Red Wings to hit 'em over the fence here as for the Indians.