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INDIANAPOLIS, MONDAY, NOV. 12, 1928

Full Leased Wire Service of
the United Press Association.CITY MANAGER
LAW MENACED
IN ASSEMBLYRevision in Legislature Is
Seen as Loophole
for Repeal.

LABOR TO BE ACTIVE

Absent Voter Law Again
Will Be Source of
Contention.

BY ROBERT BEARD

One hundred fifty legislators looking forward to the seventy-sixth biennial session of the Indiana general assembly, opening Jan. 10, discern the usual number of disturbing signs.

There is, of first importance in Indianapolis, the prospect of revision of the city manager law, under which this city is to adopt the manager form of government in 1930.

The City Manager League faces the necessity of effecting some technical changes in the law as it now stands in order to give certain powers now held by elective officers to the city commission. These efforts at amendment will open the way to repeal attempts, it is feared, although proponents of the manager plan scout any hint that actual repeal might be accomplished.

Registration, it is believed, is certain of claiming attention of the coming session. Although repeal of the old registration law had the support of both parties in 1927, sentiment is growing for some substitute. Women's organizations are voicing this demand and it finds proponents in both parties.

No Bone-Dry Revision Seen

Labor, which vigorously opposed repeal of the absent voters' law in the 1927 session, vigorously will see to it that this matter gets into the legislative grist, again.

Prohibition probably will be left out of legislative arguments unless efforts are made to weaken provisions of the existing state dry laws. Dry leaders, including the Anti-Saloon League, are not expected to strive for further restrictions, but will oppose stubbornly any effort to meddle with the statutes as written.

Utility regulation, which furnished the bone of contention for the 1927 session, is regarded as certain to engross assembly attention in the coming session. Far-reaching in importance and effort, it is a topic provoking a wider diversity of opinion, perhaps, than any problem likely to be presented.

The teacher tenure law enacted in 1927 may become the target of attacks by the very group that indorsed it two years ago. Teachers generally favored the measure which provided: That any teacher serving any school corporation for five or more successive years and who thereafter contracts for further service with such school corporation thereupon becomes a permanent teacher of that school corporation, dismissible only for cause after a hearing.

Bankers Are Interested

Bankers are interested in proposed legislation to increase the powers of the state bank examiner and his deputies. The question has arisen as to how far the state shall go in granting discretionary authority to these officers. Indictment of examiners in the exercise of discretionary privileges rather than for criminal offenses has brought the matter to a head, it is said.

Effort probably will be made to set up new regulations for bank loans, invoking some of the stringent restrictions already applicable to trust companies.

Codification of corporation laws, broad enough to invite foreign corporations to operate in Indiana, will be presented the coming legislature. A committee, working under the secretary of state, has been at work on this for two years, under authority from the 1927 legislature.

Sentiment is spotty for an increase in auto license fees which would enable Indiana to make more rapid progress in its road pay program. This work has progressed rapidly under the 3-cent gasoline tax plan, but an increase on automobile fees for Indiana's 900,000 automobiles would speed the work greatly. It is estimated the present rate of progress could be advanced 200 miles a year with an added income of \$5,000,000 annually.

271 Bills Became Laws

There is little hope, it is indicated, for legislation which would give the state the full 3 cents collected on each gallon of gasoline. Counties at present get 1 cent and the state 2 cents. Any proposal to deprive counties of this 1 cent would provide a state-wide protest that would be fatal, say legislators. They are skeptical of the success of any effort to increase the tax an additional cent.

Reapportionment, looms as a certain disturber of legislative peace, in 1929. The 1927 general assembly did not disturb the arrangement under which one hundred members of the lower Indiana house, and the fifty members of the upper house are elected.

Two years ago 294 house bills and 310 senate bills were introduced, together with twenty resolutions. Of this number, 271 bills found their way eventually to the statute books.

Mrs. Jolson Quits Show;
Too Lonely Without Al

By United Press

NEW YORK, Nov. 12.—Ruby Keeler, premier tap dancer, who is one of the stars in Florenz Ziegfeld's new "Whoopee," has walked out on the company because she can't stay away from her husband, Al Jolson, the New York Daily News said in a copyright dispatch today.

"Whoopee" opened in Pittsburgh last week and according to Mark Hellinger, the Daily News critic, Ruby "stopped" the show.

But Saturday she feigned sickness. Saturday night she wasn't in the last scene. Sunday she telephoned Ziegfeld.

"I'm on my way to the coast to join Al. I miss him and he misses me. So that's all there is to it."

The tap dancer and the mammy singer were married recently, spent a short honeymoon in Europe, and returned just in time for Miss Keeler to join the Ziegfeld company.



Mrs. Al Jolson

COLLEGE STUDENT
ON LARK SHOT BY
CHICAGO GANGSTERNorthwestern Grid Player
Forced From Car After
Fenders Scrape.

By United Press

CHICAGO, Nov. 12.—Shot by gangsters because his car scraped theirs, John C. Acher, substitute full back on the Northwestern university football team, is in a serious condition in St. Luke's hospital.

One of the gangster bullets lodged in Acher's spine, and if he lives he will be paralyzed for life, doctors said.

Waiting at the detective bureau to identify any suspects was Acher's younger brother, Chester, 16, a student in the Missouri military academy at Mexico, Mo., who was with his elder brother when the shooting occurred.

Borrow Car for Party

John, 21, and Chester were celebrating a double victory early Sunday. John had played on the Northwestern team that beat Purdue, and Chester was a member of the academy team that defeated Morgan Park military academy here.

The youths are sons of Dr. A. E. Acher of Ft. Dodge, Iowa, who is on a trip and has not yet been located. Mrs. Acher was informed of the shooting by telephone.

The youths borrowed an automobile from a fraternity brother of the elder Acher in Evanston and started out to make a night of it. They stopped at several night clubs.

Then they took their girl companions home and were returning to Evanston when they scraped fenders with a large car at Michigan avenue and Roosevelt road.

Forced From Auto

John, who was driving, kept on going. His car was forced to the curb by the gangster automobile and the youths ordered to get out. They alighted and one of the gangsters started shooting. Two bullets struck John, one in the back and the other in the leg.

The gangster car sped away and Chester called two motorcycle policemen. The gangster car circled the block and the policemen picked up the trail, following the large automobile through the loop and on north, where they lost it after firing several shots.

John was taken to the hospital and Chester to detectives headquarters, where he admitted he and his brother had been drinking, but said they were not intoxicated.

ARREST FIVE MOTORISTS

Driving While Intoxicated Is
Charges Against Men.

Five men were arrested on charges of driving motor cars while intoxicated over the week-end. Arrests in each case followed minor accidents, but no injuries were reported. Those arrested were: William Armstrong, 28, Negro, 644 English avenue; George Perkins, 38, Negro, 1420 Cornell avenue; Wayne Mitchell, 33, Wesley hotel; Wilson Wakefield, 37, Negro, Bridgeport, Ind.; and Lelious Bastin, 25, of 2402 Bluff road.

EDUCATOR'S CAR KILLS

President of Missouri University Is
Party to Fatal Accident.

By United Press

JEFFERSON CITY, Mo., Nov. 12.—Miss Blythe, 21, was killed here last night when a truck driven by her father, John Blythe, collided with an automobile driven by Dr. Stratton D. Brooks, president of the University of Missouri.

BY SAM LOVE,

NEW YORK, Nov. 12.—The hope—or threat—that control of sex in human beings will soon be possible is held out by Dr. Oscar Riddle, A. B., Ph. D., in the December issue of "Science and Invention."

Dr. Riddle is of the research staff of the Carnegie Institution station for experimental evolution, and a very eminent man.

Sex-control can now definitely be practiced in birds, according to Dr. Riddle, and eventually it is possible that man will be able to

control the rearing of male or female human beings at will.

The family circle of frogs, in particular, already is under the control of scientists, Dr. Riddle says.

Without going to any particular trouble experiments have been able to make one papa frog happy by surrounding him with a whole generation of masculine tadpoles.

On the other hand, other papa frogs have been caused to resign from their clubs and sulk in the thickest reeds of the pond by

WHALLON IS
BOOSTED FOR
COURT BERTHGeorge Coffin Ally Boomed
to Take Over Bench
of Cameron.

WOULD SUCCEED WHITE

Pressure on Jackson to
Meet Boss' Wishes Is
Indicated.

Thomas C. Whallon, attorney and ally of George V. Coffin, Republican district chairman, probably will take over the court of Judge Clifton R. Cameron at police headquarters if he receives a municipal court appointment from Governor Ed Jackson Jan. 1, it was learned today.

Whallon is said to have the support of the county organization, now on the verge of a break in ranks, to succeed Judge Dan V. White in municipal court one, when White's term expires.

However, it was learned Coffin favors a transfer of Cameron to the courthouse court and Whallon, if appointed, to Cameron's court.

The courthouse courts are concerned mostly with civil litigation, while those at headquarters handle criminal cases.

White is a candidate for reappointment to the bench and wants to serve a second term. However, Coffin is said to have concentrated all his influence with his former co-defendant, Jackson, in getting the post for Whallon.

Whallon last week signed the \$1,000 bond for County Councilman Paul S. Dunn, a Coffin supporter, who was indicted by the grand jury on a perjury charge. Whallon and Dunn slipped into county jail and made bond while Sheriff Omer Hawkins, Republican county chairman under Coffin, told newspaper men Dunn would appear at his office.

Whallon has been looked upon for some time as "Coffin's messenger."

Several months prior to the recent election, Whallon spent much of his time in county headquarters. The attorney was an interested spectator in the conspiracy trial in criminal court several months ago of Ed Jackson, Coffin and Robert I. Marsh, former law partner of Jackson's, who were released because the statute of limitations had run on their alleged effort to bribe former Governor Warren T. McCray.

Whallon, during the summer, sat on the bench in police court and freed Irving Webster, publisher of a weekly Republican folder, on charges of fleeing after an accident. The Indianapolis Bar Association will hold its monthly meeting Wednesday. It is expected the membership will discuss the municipal court situation and go on record for White.

PLAN HOME SHOW

Floor Plan Complete; Space
Assigned to Several.

The floor plan for the 1929 Indiana Real Estate Board home show which will be held at the state fairground April 3-12 has been completed and space assigned to several exhibitors. J. F. Cantwell, director of the show, announced today.

Design of the model home, which will be the feature of the 1929 show, has not been selected, Cantwell said. Modernization of the out-of-date house will be one of the better home features emphasized this year.

The man, Herbert Cissell, 35, of 1013 North Missouri street, was a prisoner in the safe twelve hours, until he was found Sunday by his brother, who had gone in search of him when he failed to return home.

Cissell told police he was closing the bakery garage at 8:30 Saturday night when two men appeared and pointed guns at him. Two other men joined the gang and they tied and blindfolded him. Several of the men guarded him while the others battered him and placed him in one of the safes, barring the door shut with a chair.

Guy E. McCoy, 5235 Guilford avenue, reported to police that he surprised a burglar climbing into a bedroom window at his home Saturday night. Beating the burglar with his fists McCoy forced the man to flee.

Several other week-end burglaries were reported to police, the largest of which was the theft of \$10 cash and \$125 worth of jewelry from the apartment of Jack Grant, 911 North Meridian street.

A burglar attempting to enter the home of Eugene Schaefer, 1537 Hiatt street, fled when Schaefer fired three shots at him.

The Governor and Lawrence Orr, chief examiner of the board of accounts, are ex-officio members of the committee. A. C. McDaniel is budget clerk.

Boys, 15, Missing Since Thursday

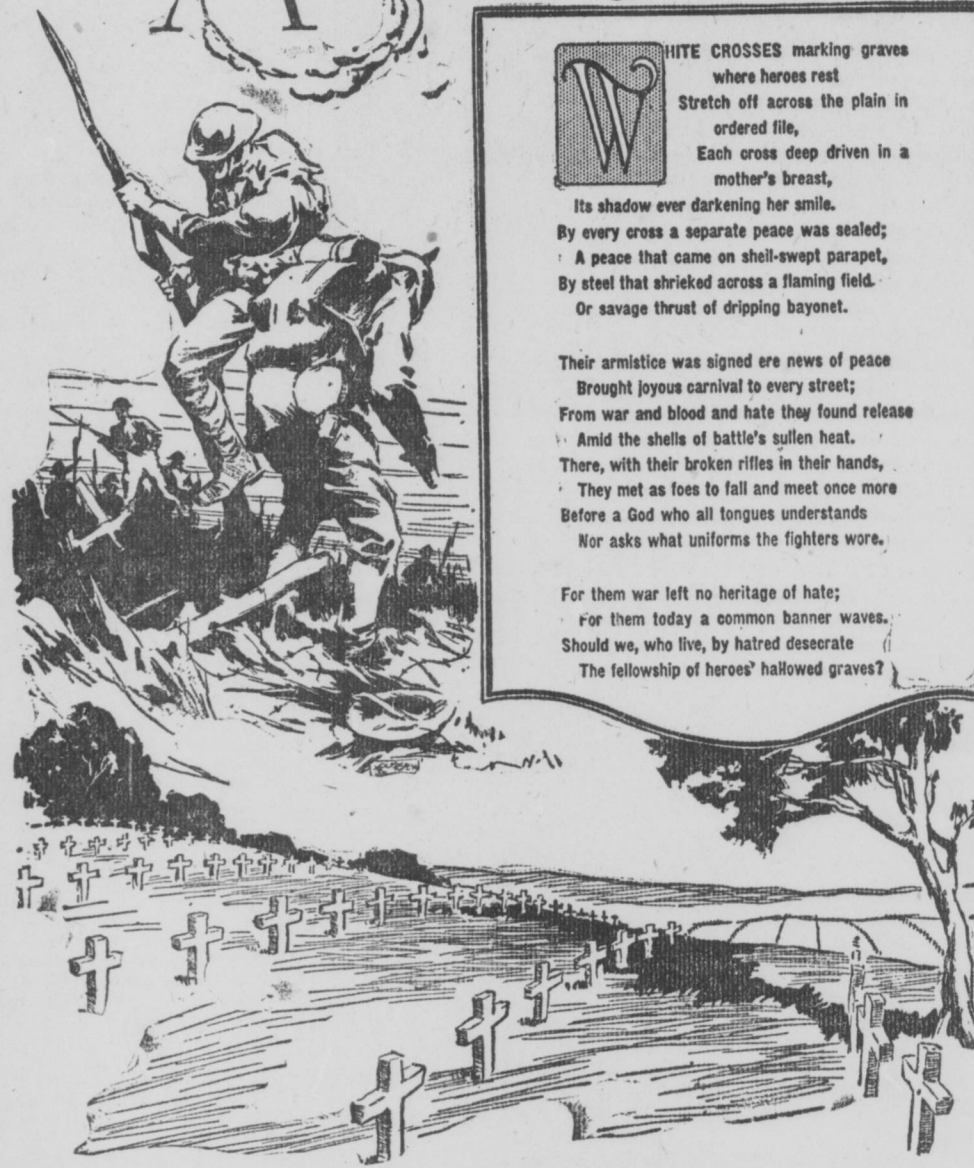
Henry La Pack, 15, of R. R. 1, box 126, Edgewood, was reported missing today by his father. The boy left home Thursday to attend Southport high school, but never returned there and has not been seen since.

School Officials to Meet

BLOOMINGTON, Ind., Nov. 12.—The Southern Indiana Superintendents club and Indiana high school principals will hold meetings here beginning Thursday and continuing through Friday.

The Armistice of Steel

by Paul McCrea



WHITE CROSSES marking graves where heroes rest
Stretch off across the plain in ordered file,
Each cross deep driven in a mother's breast,
Its shadow ever darkening her smile.

By every cross a separate peace was sealed;
A peace that came on shell-swept parapet,
By steel that shrieked across a flaming field,
Or savage thrust of dripping bayonet.

Their armistice was signed ere news of peace
Brought joyous carnival to every street;
From war and blood and hate they found release
Amid the shells of battle's sullen heat.

There, with their broken rifles in their hands,
They met as foes to fall and meet once more
Before a God who all tongues understands
Nor asks what uniforms the fighters wore.

For them war left no heritage of hate;
For them today a common banner waves.
Should we, who live, by hatred desecrate
The fellowship of heroes' hallowed graves?

VOLCANO'S FURY NEARLY
SPENT, SCIENTIST SAYS'Jes' Up and Cotched 'im,
So We Had Rabbit Stew

Over a tasty dish of rabbit stew Sunday a Negro huntsman, his chest inflated, told how the stew happened to be on the table.

"I didn't have no gun 'er nothing," he declared proudly. "I jes' outrun 'im. Jes' up an' cotched 'im."

Out in Ben Davis a different version of the story was being told by Frederick De Boer, 1733 Vinewood street.

"I shot a rabbit west of town, the only one I'd seen all day, when out of a car jumped a blankety blank colored fellow, bagged the bunny, and beat it."

YEGGS CRACKING 2
SAFES ARE SOUGHTCitizen Surprises Burglar; 'COPPED' BY BOOZE
Beats Him With Fists;
He Escapes.

Police today sought yeggs who battered open two safes at the Holsum Baking Company, 318 West Vermont street, Saturday night, obtained \$60 loot and locked a Negro employee of the bakery in one of the safes.

The man, Herbert Cissell, 35, of 1013 North Missouri street, was a prisoner in the safe twelve hours, until he was found Sunday by his brother, who had gone in search of him when he failed to return home.

Cissell told police he was closing the bakery garage at 8:30 Saturday night when two men appeared and pointed guns at him. Two other men joined the gang and they tied and blindfolded him. Several of the men guarded him while the others battered him and placed him in one of the safes, barring the door shut with a chair.

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By United Press

BERLIN, Nov. 12.—Wilhelm Von Bode, dean of the German museums was said to have written to the ex-kaiser, at Doorn, urging that he prevent his heirs and members of the former royal family from the wholesale selling of art treasures to foreign, notably American, dealers and collectors.

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Damage Caused by Etna's
Eruption Estimated
Over \$25,000,000.

BY THOMAS B. MORGAN
United Press Staff Correspondent
CATANIA, Sicily, Nov. 12.—Mt. Etna, after devastating a large sector of the fertile and populous country on its slopes, gave indications today that its eruption was about to abate.

Professor Gaetano Ponte, of the Etna observatory, flew in a military airplane today over the entire course of the river of lava which gushed from eruptive mouths near the summit and spread out fan-wise towards the plain and sea.

Ponte reported to authorities that the eruption seemed to him to have reached a phase which was a forerunner of possible cessation in the next few days.

Damage Over \$25,000,000

Ponte said the thick, black smoke given off by the craters was increasing, usually an indication of a general abatement.

The eruption, in progress now for more than a week, has devastated about 3,000 acres of fields and orchards, destroyed more than seven hundred houses, made thousands homeless and caused damage variously estimated at from \$25,000,000 to \$50,000,000. The villages of Mascali and Carrabba were destroyed. Hope remained for Nuzata, where the stream halted at the edge of the town.

The lava has poured down the slopes of the mountain like melted lead from a spilling crucible, extending in three great streams that have destroyed everything they touched.

The flow has been to the eastward, toward the sea. Etna towers more than 10,000 feet above the plain in the east of Sicily. Its base is about ninety miles in circumference, dotted with farms and populous villages.

At the sea lies the city of Catania, and the large towns of Giarratone and Aci Reale. Mascali, also near the coast, was the only large place destroyed. Giarratone for a time was believed in danger, appeared safe today if the eruption did not increase in violence.

Communication along the base was interrupted by the breaking of the railroad from Catania to Messina, which lies about forty-five miles to the northeast of Etna, looking across the narrow strait of Messina to the toe of the Italian "boot."

Railroad Line Cut

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LAW TO BARE
SECRETS OF
BETTING KINGArnold Rothstein Estate
May Be Millions or
Nothing.

STRANGE TALES AIRED

Gambler Ever Ready to
Take a Chance on Any
Proposition.

BY MAX BUCKINGHAM
United Press Staff Correspondent
NEW YORK, Nov. 12.—The law which never was able to find out much about Arnold Rothstein may have its chance, now that he is dead, for the law will be asked to settle up the confusion of Rothstein's estate.

Arnold was the enigma of the sporting strata of New York life and he died just as much an enigma, his lips tightly compressed over the secret of who shot him after that stud poker game in the Park Central hotel a week ago Sunday night.

While Inspector Coughlin of the homicide department sought two of the gamblers for questioning as to Rothstein's last big game—when he lost and signed I. O. U.s for more than \$300,000—his mother, Mrs. Essie Rothstein, will ask the district attorney's office to take complete charge of the gambler's affairs.

There may be millions. There may be nothing.

Bet on Anything

For Arnold Rothstein made millions, because, as the Broadway saying went:

"See, Arnold, he'll bet on anything."

There is one hope that some of the confusion about the meticulously dressed, quiet-appearing—yet extremely colorful—gambler may come to light.

They say Arnold Rothstein had many strong boxes.

The district attorney can enter them if he takes charge of the affairs, and maybe some of these questions will be cleared up.

"What happened to \$5,000,000 in securities that Nicky Arnstein was convicted of stealing?"

What happened to other securities that defaulting young men admitted taking, only to be freed when Rothstein intervened?

What was the secret behind the famous world series of 1919, when the Chicago White Sox tossed games to Cincinnati?

What happened in the last world series the Boston Braves were in, when Rothstein won \$300,000?

What is the history of many of the big horse races of the last decade when Rothstein plunged and won?

Many Strange Stories

The tales about Rothstein are many. He was one of the glitziest characters in this city filled with glamorous incidents. Up along Broadway, where those of the sporting fraternity can be found, there was no real mourning that Rothstein had died.

"He loved to collect and he hated to pay—so he died," one man said.

And thus he spoke of him. But there is no question but what he was missed, and that some of his death the crowd of the upper town still delighted in spinning yarns about Rothstein.

They told, for instance, of the time Ann Nichols was trying to produce "Able's Irish Rose." She couldn't get backing. She finally went to Rothstein. He asked how much she wanted. He was told.

He gave her the cash—for Rothstein didn't like checks and always carried a "roll" that totaled well into the thousands. They say he was offered a cut on the profits, but Rothstein came back:

"I'm a gambler. I would rather loan the money."

Helps Produce Show

They tell of the late Conrad. He had dinner with Rothstein and hummed over a few lyrics he had composed for a show.

"Why don't you get it produced," the gambler asked.

"No money," was the prompt reply.

Rothstein told Conrad to draw on him and he would take a cut in the profits. That's the way "Keep Shuffling" came to be.

There was a horse named Sideral. It had promise. That's about all that can be said. A friend kept Rothstein advised. Chart after chart was made.

Sideral was started at long odds and Rothstein went down, everything he had, in bets from Tia Juana to Montreal.

Sideral won and Rothstein won the most money any one man ever won on one race—\$900,000.

"Your Sideral wasn't so very bad, thank you," Rothstein told the friend who had kept him advised. That was all.

Another story they like to tell on Broadway concerns return of some of the securities Nicky Arnstein was supposed to have stolen. The story can not be confirmed, but never has been denied very emphatically.

Rothstein said he could return the securities for \$2,000,000. Police raided Arnold.

They found plenty of securities, but not the stolen ones.

Rothstein raised his price for returning the securities just a half million dollars and the story is that the securities were returned and Arnold was paid \$2,500,000.

His estate is said to be \$10,00