

## MURDER TRIAL SCENE REMAINS DISPUTE POINT

John Van Hook Faces New Charge in Slaying at Terre Haute.

*By Times Special*  
TERRE HAUTE, Ind., Aug. 31.—Termed by Prosecutor William Littlefield as "the most important case" on the September docket of Vigo circuit court, to convene Monday, state and defense counsel will renew a conflict resulting from the slaying of Austin Sweet, local attorney, by John Van Hook.

Efforts will be made by Littlefield to prevent the defense from taking the case to Brazil for trial in Clay circuit court. In this tribunal, a first degree murder charge against Van Hook was dismissed by Judge Thomas W. Hutchinson on the state's motion after he ruled that under acts of the 1929 legislature, Van Hook must be acquitted or convicted of first degree murder, and that the jury could not return a second degree or manslaughter verdict.

Immediately after the dismissal, Van Hook was rearrested and brought to the Vigo county jail here, the charge being changed to second degree murder. The case was taken to Brazil on a change of venue asked by the defense.

The next move in the case depends upon whether it is to be tried here or at Brazil. Van Hook's counsel contends that he has a choice in the matter, but the state asserts the case must be tried here. The difference of opinion is based on the issue of whether the rearrest opened an entirely new case or is merely a continuation of proceedings at Brazil.

Sweet was fatally shot by Van Hook, then a deputy constable, seeking to arrest him on a charge of fishing on Sunday.

## THREE BROTHERS ADMIT VIOLATION OF DRY LAW

Federal Judge Defers Sentencing of Nahas Group.

*By Times Special*  
SOUTH BEND, Ind., Aug. 31.—Jack, Edward and George Nahas, brothers, Michigan City, vice and liquor barons, entered pleas of guilty to charges of conspiring to violate the national prohibition law before Federal Judge Thomas W. Slick in United States district court here.

The three are now serving sentences of one year each in the St. Joseph county jail on liquor charges.

Judge Slick accepted their guilty pleas but deferred sentencing until the opening of the next term of court, Oct. 1.

The brothers were indicted following the federal investigations of conditions in Michigan City. Fifty other defendants, including former Chief of Police Richard Kruse, were also accused.

## FAMILY OF THREE DIES

Ft. Wayne Man, Wife and Child Succumb Since Jan. 1, 1928.

*By Times Special*  
FT. WAYNE, Ind., Aug. 31.—Death has wiped out an entire family of three here in less than two years, the last to die being Joseph Kelleher, 28, after his left leg had been crushed by a train.

The wife of Kelleher was fatally injured in a fall down a stairway at the family home, Jan. 18, 1928. Eleven months later the only child in the family, Dolores, 18 months old, died after a month's illness.

*By Times Special*  
CRAWFORDSVILLE, Ind., Aug. 31.—The second holdup within forty-eight hours occurred here when William Gregory, proprietor of a drug store, was robbed of about \$100 by two bandits. Gregory and William Nevitt, city firemen, who were in the store at the time, were forced into a back room and tied to chairs. While the bandits were rifling cash registers, two women customers entered the store and were served by the bandits.

Three robbers held up filling station and obtained more than \$125.

## Closed Bank Pays

*By Times Special*  
ARCADIA, Ind., Aug. 31.—Robert Hartman, receiver of the First National bank of Arcadia is distributing a 10 per cent dividend, making 70 cents on the dollar that has been paid depositors. Hartman believes the bank will pay 80 or 90 cents eventually. An assessment of 100 per cent has been made on all stockholders.

## Airport Planned

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CRAWFORDSVILLE, Ind., Aug. 31.—Plans for establishing an airport here are revealed by Michael Murphy, Lafayette aviator. Murphy said that he expected to commence work on the flying field within a short time.

## Cripple Escapes Death

*By Times Special*  
CRAWFORDSVILLE, Ind., Aug. 31.—Otto Luckow, a cripple, was injured severely when his automobile was struck by a Monon freight train at the Main street crossing here. Luckow's wife saw the accident and became hysterical. The automobile was demolished.

## Veteran Lawyer Dies

*By Times Special*  
BRAZIER, Ind., Aug. 31.—Peter T. Luther, 85, pioneer lawyer and active in Democratic political affairs of the Fifth congressional district for sixty years, is dead after an illness of several weeks.

## Business Man Dies

*By Times Special*  
POSEYVILLE, Ind., Aug. 31.—Funeral services were held Friday for John E. Downen, 48, vice-president of a motor sales company who died suddenly of quinsy.

## Church Leader



## BUCKLE STOPS BULLET, SAVING WOMAN'S LIFE

Jilted Man Shoots on Valparaiso Street—Belt Metal Flattens Missile.

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Approaching Mrs. Rathbun on a street, Yarnell demanded that she accompany him and be married immediately. She refused.

Yarnell drew the pistol and Mrs. Rathbun tried to wrest it from him, but the trigger was pulled. The single shot resulting struck the buckle.

Mrs. Rathbun told police, Yarnell had often asked her to be his wife, and frequently threatened her life when she refused. "You belong to me or no one else," he remarked as he shot.

Police Chief Robert Felton heard the shot and arrested Yarnell immediately.

## FORMER BROTHERS IN KLAN ASSAILED

Pat Emmons Accuses Sheriff and Deputy After Wife Halts Suit.

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SOUTH BEND, Ind., Aug. 31.—Hugh F. Emmons, who under the first name of Pat gained considerable prominence as exalted cyclops of the Ku-Klux Klan in northern Indiana, reported to have disappeared from South Bend, is still here. He denies a radio sales business he operated has been closed.

A suit for separate maintenance filed by Mrs. Ethel Emmons has been dismissed. It was after this legal action was taken that Emmons was reported missing and his business closed.

Emmons is indignant over what he terms false reports of his affairs, alleged to have been given newspapers by his former Klan brothers, Sheriff Thomas A. Goodrick and his deputy, Floyd V. Fishburn.

"I made no attempt to escape service of papers in my wife's suit," Emmons asserts. "A deputy sheriff came to my house Wednesday morning. He saw me leave. Later he saw me at my place of business and again at the telephone office in Mishawaka. If Sheriff Goodrick has two yellow or too klanish to have me picked up, I will come to his office at any time. If he is afraid of me—one of his ex-deputies—what would he feel toward rum runners or bandits?

Emmons says Fishburn was formerly treasurer of the Klan, and exhibits checks signed by Fishburn and countersigned by himself as president. The checks bore dates in 1925 and 1926.

"The one point of friction between Goodrick, Fishburn and me," Emmons asserts, "was when they came to me while Ed Jackson was Governor of Indiana, asked me to go to the Governor and urge that D. C. Stephenson be pardoned."

Mrs. Emmons confirmed her husband in saying that her suit would be dismissed. He admitted that he drew \$2,000 from a bank the day it was filed. Mrs. Emmons had asked that he be restrained from disposing of money or property.

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