

DEFENSE TEARS AT STATE CASE IN GIN TRIAL

Witnesses Seek to Refute
Picture of Kirkland
as Brute.

By Times Special

VALPARAISO, Ind., March 6.—Hammering away all day at the case built up by the state, defense for Virgil Kirkland brought witness after witness to counteract the picture of Kirkland as a brute who attacked and murdered Arlene Draves.

Arlene's previous delinquencies were aired in court as her father bowed his head, as if to shut out from consciousness the knowledge he wanted never to possess.

Testimony about the "come from Dr. Joseph Springer, Chicago criminologist, who examined the girl's body at an autopsy Wednesday. Dr. Springer testified that the girl died from the blow on the head, contradicting previous testimony of coroner's physician, Dr. James Burckham, who said repeated attacks, exhaustion, exposure and hemorrhages were death causes.

Crowd in Uproar

Prosecutor Underwood attempted to impeach testimony of Dr. Herman O. Seipel, former Porter county coroner, who corroborated Dr. Springer's statements, by accusations that he had been coached before taking the stand, by Dr. Orlando Scott, Northwestern university medical expert.

Falling, however, Underwood drove home one point that set the crowd into such an uproar that the gavel of Judge Grant Crumpacker banged repeatedly before the tumult was still.

"Where is the cerebrum located, doctor?" Underwood asked on cross-examination.

"In the back of the head," Dr. Seipel replied after a lengthy pause.

"Is the cerebrum located in the back of your own head?"

"Yes."

"My, my," Underwood mused. "All other medical authorities place the cerebrum in the front of the head."

Testify Girl Was Drinking

Following Dr. Seipel on the stand were Mr. and Mrs. Evan Madera, who attended the fateful gin party. Madera, who said he was "bar-tender," declared Arlene drank a tumbler of wine and alcohol mixed, and said Kirkland drank freely.

Mrs. Madera said Miss Draves and Kirkland planned to be married and once on a party at the home of Harry Shirk, one of the four men accused of the crime, the entire party drove to Valparaiso with the intention of transforming the gathering into a bridal party for the couple. Both changed their minds, she said.

"Didn't you have a private conversation with Arlene in which she told you she never would marry Kirkland?" Underwood asked on cross-examination.

"She said that—well, I was asking her about getting married that night, and about the plans, and she said she didn't think she would go through with it."

Martin Beier, 20, of Gary, was next on the stand. After acknowledging friendship with Kirkland and Miss Draves, Beier was asked to relate an incident occurring Friday before the girl's death Saturday night.

Gifts Are Hinted

With Kirkland, Arlene, and Dorothy Holmes, a pretty Gary girl called to the stand later, Beier said he went on an auto ride.

"Dorothy left us pretty soon, and the three of us drove downtown. Arlene wanted to make a deposit on a dress she was buying at one of the department stores."

"She asked Virgil to give her some money, and he gave her \$10. We waited outside while she went in. After a while she came out, her eyes bright, and she was giggling. 'Oh, boy, but that dress will be a hot number,' she told us."

"When did you next see the dress?" Beier was asked.

"Well—it was when they buried Babe (Arlene's nickname). They dressed her in it."

Attempting further to portray a romance between the two, the defense then introduced Irene McQuade, clerk in a department store, who testified that Arlene and a boy whom she could not identify came to the store shortly before Thanksgiving, and the boy purchased a pair of gloves for Miss Draves.

Assail Friend's Testimony
Fred Phillips, that Kirkland had threatened Arlene's honor two weeks before the tragedy, declaring that Phillips' reputation for veracity was very bad.

"Who said his reputation was bad," Underwood demanded.

"Why, I was one of my friends."

"Name them."

Phillips listed several boys whom he said had told him Phillips was a liar.

A group of Kirkland's former buddies on athletic teams of Horace Mann high school crowded round him in the courtroom Thursday and his face flushed with happiness as one grinned:

"Stay in there and pitch."

"I think I'll score on you," Kirkland assured them. "How's chances for the regional basketball tourney this year?"

"I'll tell you what," Kirkland said. "I'm planning on going to the state meet in Indianapolis in a couple of weeks."

JOHN HAYES RITES HELD AT CATHEDRAL

Contractor Dies Following Operation at St. Vincent's.

Funeral services for John Hayes, 52, 2916 North Capitol avenue, were held at 9 today at the St. Peter and Paul cathedral. Mrs. Hayes was taken to the St. Vincent's hospital two weeks ago, and died Tuesday night following an operation.

He was a member of the Hayes Construction Company and the Pre-Cote Corporation of American. He was born in Dunkirk, and moved to Indianapolis ten years ago. Survivors are the widow, Mrs. Nona Hayes; a daughter, Georgie Ann; three brothers, Lawrence, William, and Joseph Hayes; and two sisters, Mrs. Agnes Smith and Mrs. Rose Duffy, both of Dunkirk. Burial will be in Holy Cross cemetery.

Won by Smile



Jugoslavia's hopes for international beauty honors rest with vivacious Katarina Urban. Her flashing smile helped a committee of fellow countrymen to decide that she was the fairest in all the land.

Now she will go to Chile to match her charms against prize beauties from many countries.

The three hardest metals known are nickel, cobalt and manganese.

MRS. LEVINE, WIFE OF FLIER, SEEKS DIVORCE

Two American and Two
French Lawyers Are Hired
to Press Paris Case.

By United Press

PARIS, March 6.—Happy days are just around the corner for the Paris divorce industry after a slump of eighteen months during which lawyers and clerks, hotel keepers and cabaret owners took their losses and lamented the good old days when Paris out-revined Reno.

The arrival in Paris of Mrs. Charles Levine for the announced purpose of obtaining a divorce from the trans-Atlantic flier, can be said to have marked the turning of bad times toward happy days.

During the present month, thus far, there have been twenty-two applications filed in Paris, Versailles and Nice courts for the divorce of American couples. That is more than triple any other month for the past year and a half.

Mrs. Levine already has taken two American and two French lawyers despite the fact that her case is unprotected.

SENATORS TO STUDY JOBLESS INSURANCE

Wagner, Glenn and Hebert to Conduct Tour of Inspection.

By Scripps-Howard Newspaper Alliance
WASHINGTON, March 6.—The senate committee appointed to investigate unemployment insurance during the recess of congress will meet March 13th, in Senator Robert F. Wagner's New York office, to plan a schedule of meetings through the spring and summer.

Wagner, author of the resolution authorizing the investigation, was named first to membership by Vice-President Curtis, and presumably will be chairman. The other members are Glenn of Illinois and Hebert of Rhode Island, both Republicans.

Wagner said today the committee probably will visit some of the larger industrial plants where unemployment insurance has been voluntarily installed for the benefit of employees.

"Undies" Are Stolen

Women's silken undergarments, samples, valued at \$300, were stolen from an auto of D. P. Murray, Selma, Ind., here Thursday night, he told police. Lowell Brevier, Napanee, said clothing worth \$100 was taken from his auto.

AL CAPONE TO DIE IF BIG BILL LOSES, IS HINT

Foes Await Cermak Drive
on Gang King to Snuff
Him From Picture.

BY FREDERICK C. OTHMAN

United Press Staff Correspondent
CHICAGO, March 6.—Chicago's mayoralty election still is a month away, but politicians, gangsters and police already have begun to worry about what may be momentous after-effects of the voting.

The latter include confident predictions of the murder of Scarface Al Capone, either the slaying or the jailing of most of his followers and likely as not the setting up of two or three rival beer barons to take his place.

The predictions all are based on the 6 to 1 betting that Anton J. Cermak, Democrat, will beat Mayor William Hale Thompson, Republican, who is running for re-election on April 7.

Cermak, immigrant from Bohe-

mia, who rose to power and riches as a Cook county politician, is expected to shear away all of Capone's power, political and otherwise, if elected.

Police will be instructed, said Cermak, to arrest all Capone vice, gambling and liquor workers on sight, while the city hall will be swept clean of all politicians favorable to Thompson and the somewhat indefinite political phrase, "Thompsonism."

Under the Thompson regime, Capone and the men believed to be his "higher-ups," have ruled Chicago's underworld with a spiked club. Death has been the penalty for those who have attempted to "muscle in" on the Capone "beer racket."

Should Cermak be elected and carry out his promised war against the Capone forces, the United Press was informed, Scarface Al's billion-dollar extra-legal business will be swarmed over by scores of plug-uglies who have been waiting years for just such an opportunity.

The minor racketeers, all hoping to become "big shots," will kill Capone the first opportunity they get, the information added, and then settle down to killing each other for the millions of dollars involved yearly in the satisfying of illicit thirsts.

The police department is expected to do its utmost to handle the situation, to place gangsters in jail.

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Just outside of Philadelphia, in a suburb called Fort Washington, resides a physician who has won recognition by over 30 years' service in sanitarium, hospital and institution work, as well as in general practice of medicine and as author of "Stopping Stones to Health and Happiness," placed in the official library of the Canadian government.

Upon being retained to examine the Sargon formulae and give the public the benefit of his report, this physician, Dr. James P. Pursell, M.D., declared, "I can not recommend Sargon too highly."

Extracts From
Dr. Pursell's Report:

"Sargon improves nutrition, helps increase weight to normal,"

"helps body regain strength, endurance, calm nerves; ambition is reborn, vitality re-awakened,"

"sleep becomes sounder and we awake with a sense of fitness that makes living a joy,"

"arouses highly important bile secretion from LIVER, nature's means of preventing intestinal sluggishness, preventing over-acidity, encouraging more normal digestion,"

"beneficial effect on glandular system, whose effects are noticed in increased vitality,"

"gives overloaded kidneys mild diuretic aid with freedom from many irritations,"

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MR. EDWARD FITZGERALD

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It means something that many of the best medicinal minds available choose Sargon as worthy of their high praise. It means something that over 50,000 packages have been used right here in this city in only a few weeks. But the test of Ferro-Iodized Sargon is what it is doing for men and women in helping to put them on their feet.

Take the case of Mr. Edward Fitzgerald, 17 W. 21st St., Indianapolis, well-known member of St. Peter and Paul Catholic Church and for the past twenty-seven years in the service of the B. & O. railroad, who states:

"I have picked up five pounds of good, solid flesh in the short time I have been taking Sargon. But I am not surprised, for I started taking Sargon a year ago when I was in Florida. It gave me wonderful relief and helped me get rid of stomach weakness and sure put me in pretty good shape. But after seven months back on my old job as railroad engineer, with irregular hours and not enough time to eat right or take care of myself, I found my old constipation, gas, blues and sourness coming back. But two bottles of Sargon and some of those mighty good Soft Mass Pills and I am right back on my feet again. I must say I feel fine."

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3-Piece Suite—Davenport, diamond back chair, club chair. Covered in Woodrose 100% mohair. Regular price \$169.50. SALE PRICE ... **\$129.50**

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