



KIRKLAND ON TRIAL AGAIN IN GUN DEATH

Quiz Prospective Jurymen as Gary Boy Faces Court Once More.

FIRST 9 MEN EXCUSED

Barrett O'Hara Withdraws From Cause Because of Defense Argument.

By United Press

VALPARAISO, Ind., April 29.—Virgil Kirkland, 20-year-old Gary athlete, went on trial today a second time, charged with murdering Arlene Draves, his 18-year-old sweetheart, during a drinking party. His life was not necessarily at stake, although the state qualified prospective jurors for the death penalty.

Prosecutor John Underwood began examining talesmen without carrying out his previous announcement that the indictment would be reduced to two counts, but declared that if the reduction was made, the death penalty would not be mandatory, as generally believed.

The two counts on which Underwood indicated the state would elect to proceed with Kirkland's retrial accuse the young ice truck driver of causing Miss Draves' death by attack or attempted attack.

Conviction of first degree murder under either of these counts would carry a mandatory death penalty.

Conviction Was Set Aside Underwood pointed out, however, that the jury may choose to return a verdict of criminal attack, manslaughter, assault and battery in commission of an attack or simple assault and battery if it finds Kirkland guilty and believes death in the electric chair too severe.

Kirkland was convicted of first degree murder in his first trial under another count charging he killed Arlene by striking a blow. The conviction, recommending life imprisonment, was set aside by Judge Grant Crumpacker as not warranted by the evidence. The fourth count is similar to that under which Virgil was indicted.

Selecting a jury to try young Kirkland will be a difficult task, it was indicated today when the first nine men to be questioned were excused for cause, seven by the state, one by the defense and one by Judge Crumpacker.

Excused for Fixed Opinions Louis Betz, 34, farmer, and Paul Titus, 51, farmer, were excused by the state when they admitted having conscientious scruples against imposing the death penalty. Henry Black, 72, farmer, pleaded successfully that he was needed for spring planting. Six others were dismissed when they admitted fixed opinions.

Kirkland came into the court room wearing a new suit and smiling. He sat with Mr. and Mrs. Elmer Kirkland, his stepfather and mother. Arlene's father, Charles Draves, and two brothers, Kenneth and Carl, also were in the courtroom. Only a few spectators were present.

With Barrett O'Hara, Chicago attorney, withdrawn because of his conflict with other defense attorneys' views, the defense staff consisted of Oscar Thiel of Gary, Richard Oldham of Chicago and John Crumpacker of Valparaiso. Crumpacker is Judge Crumpacker's son.

"Lie Detector" Is Used Underwood, chief deputy prosecutor of Lake county, headed the state's staff, assisted by Robert G. Estill, East Chicago, deputy prosecutor, and Edward Frey, Chicago, a raise attorney. "This is the same group that obtained a conviction in the first trial.

Attorneys admitted that at least one new move was planned by each side, but indicated that otherwise the testimony in the second trial will center around the same witnesses heard in the first, principally friends of Kirkland and others at the party at which Arlene died.

Underwood announced that the state would offer a new witness, whose testimony will "corroborate" that given at the first trial, but will develop no new angles. He declined to discuss reports that this witness will be one of the four other young men indicted with Kirkland.

Thiel admitted that a "lie detector" machine, which registers nervous reactions under questioning, had been used on Kirkland in his cell last Monday night. Thiel said an attempt might be made to have its use during the trial sanctioned, but admitted its legality was doubtful.

NAB BOYS AS SLUGGERS

Three Confess Attempted Robbery, Police Officers Assert.

Confessions that they slugged John Van Shook, 67, of 1145 West Twenty-eighth street, Saturday night in an attempted robbery were obtained from three youths, police said today.

They are: Eugene Edwards, 17, of 1131 West Thirty-third street; Edward Piper, 27, of 860 Udel street, and Frank Garringer, 18, of 2616 White street. They are charged with conspiracy to commit a felony. Van Shook was attacked near his home and sustained severe head lacerations.

Slashed in Food Argument In an argument over food, Mrs. Ida Seansdrook, Negro, 240 West Wyoming street, was seriously cut with a knife by her niece, Miss Nettie Tate, Negro, 236 West Wyoming street. Mrs. Seansdrook was taken to city hospital and Miss Tate was charged with assault and battery with intent to kill.

TRUE SON OF UNCLE SAM

Boy Blizzard Hero White House Guest

BY PAUL R. MALLON

United Press Staff Correspondent

WASHINGTON, April 29.—Washington in the spring time is the mecca of thousands of school children. From all parts of the country they arrive by train and bus loads to see the sights of the capital and to return home with countless snapshots. Today, however, there arrived one school boy to be given honors never before accorded a lad of 13. He came unannounced on an early morning train.

At the station, a large, black limousine, with a coat of arms, was waiting.

THE boy was Bryan Untiedt, hero of the Colorado bus tragedy of a few weeks ago and the guest today and tonight of the President of the United States.

The limousine whisked the boy up the White House driveway. A bowing doorman ushered him in the great north entrance of the executive mansion where only ambassadors and cabinet ministers usually enter.

As he stepped out of the car, Bryan seemed pale and extremely nervous. He wore a new blue suit and a brown cap. Like many another tourist, he clutched a small camera in his hand.

Inside the White House, he was taken upstairs to the famous Blue room. In that room, many distinguished guests have slept and many more persons prominent in politics and business and society would give a lot for such an opportunity.

Tonight young Bryan, whose arms and legs were frozen in saving the lives of seventeen companions, in a Colorado blizzard, will sleep there.



Bryan Untiedt

When King Prajadhipok and Queen Rambhambharni of Siam drove up to pay their official call on the President at 10:15 young Untiedt, looked down on the royal procession from a second story window of the White House.

Another arrived at the White House today to gladden the President's heart was Herbert Hoover Jr., the son of the nation's chief, who has been at Asheville, N. C., for several months convalescing from a lung infection, is expected to remain here for awhile and then continue to his home in California.

He was accompanied from Asheville by his wife. Their three children have been at the White House for some time.

BRYAN will not be present at the dinner, which is limited only to officials and members of the Siamese royal party, it was decided today, although Tuesday social arbiters around the White House had been of the opinion that he would be.

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'SHADOW MAN' ENTERS CITY DEATH RIDDLE

Woman Who Ended Life Was Followed for Days, Probe Indicates.

VANISHES AFTER VISIT

Calls at Coroner's Office, Disappears Without Viewing Body.

By United Press

Still without a definite clew, Coroner Fred Vehling today again was following hunches and rumors in efforts to dispel mystery around a middle-aged woman who committed suicide in her north side apartment Saturday.

He was seeking information about a man who is said to have shadowed Miss Lillian Wilmer for two days before she turned on gas jets in her apartment at 2010 North Meridian street, and was asphyxiated.

Further identification was in hands of Coroner Vehling today. Mrs. Lillian Smock, 46, of 618 North Alabama street, told the coroner that Miss Lillian Wilmer, whom the dead woman is believed to be, opened a beauty shop in Orlando, Fla., seven years ago. Mrs. Smock worked for her.

Identified by Ex-Assistant Shown the body, Mrs. Smock identified it. She said Miss Wilmer then exhibited characteristics observed in her shortly before she committed suicide, nervousness and mystery about her actions and plans.

Operatives from the state bureau of criminal identification took Miss Wilmer's fingerprints today, to check against those of whom they have on record.

It was while investigating Miss Wilmer's whereabouts during the three days preceding her arrival at Tuesday night, that the Meridian street apartment building, where she engaged the apartment for a half month, that the coroner discovered the man in the case.

Followed by Man Miss Wilmer had stayed those three days in a rooming house operated by Mrs. Nellie Miller at 511 North Illinois street. She signed the register there as "Miss Lillian Wilmer, Chicago."

The man first was seen, Coroner Vehling learned, in corridors adjoining the Community Fund offices, when Miss Wilmer Thursday made donations of \$50 to charities.

He followed her again, it is said, when she withdrew \$400 of this offer and placed the money in the Meyer-Kiser bank under the name of Elizabeth McKenzie.

He also is said to have shadowed her on streets. On Monday, after her death, a man called at the coroner's office, and said he knew something about the suicide. When asked to view the body, he disappeared.

Identified as Servant Additional identification of the dead woman as a servant who called herself Miss Sawyer was made by Mrs. R. K. Galbraith, 714 East Fifty-eighth street, who said the woman's features were similar to those of Miss Sawyer.

Monday night Mrs. Herbert Bloemker, 1440 Central avenue, identified the body as that of Miss Sawyer, who worked for her last summer. Both were a little uncertain as to the identity, they admitted.

Two liberty bonds, one valued at \$200, which belonged to Albert's son Joseph, and another for \$275 that belonged to Albert, and \$70 in cash, were removed from his pockets.

The bandit grabbed a cloth sack from Albert's pocket. It contained something square and hard.

Dislikes Albert's Face He fumbled with the sack strings and drew forth a newspaper out of Albert.

"What's that for?" the bandit demanded.

"When I wrestle, I send that to the papers before the bout," Albert answered.

The bandit tossed it into the car in which Albert was riding.

During the robbery, the bandit several times reminded Albert that he didn't like Albert's face and was going to "blow it."

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PLANE SPEEDS SINCLAIR TO LEAD FIGHT ON HUGE OIL FIRE; 7 KNOWN DEAD

HE'S WRESTLER; BUT ROBBERS FLOP HIM



Benjamin Albert is a tough customer on the mat, but he knows when bandits have him tossed.

Lafayette Man and Friend Lose Heavy Roll in Daylight Holdup.

Benjamin Albert of Lafayette has been wrestling for several years, but there's one thing that will stop him when he's off the mat—the cold muzzle of a revolver poked into his nose.

No denial of this comes from Albert today after the short, but nerve-racking, experience he had Tuesday night. Four men in a large sedan robbed him and an Indianapolis man, whose name Albert will not reveal, of several hundred dollars in money, bonds and jewelry on State road 52, nine miles north of Indianapolis, before dark.

Albert told police a story of how, with his weight and muscle, he stepped from the car on orders of one of the bandits and traded wise cracks with him—until the bandit poked the muzzle of the revolver into his nose.

Bandit Meant Business "When he stuck that revolver into my nose and said he was going to blow it, I knew he meant business," Albert said. "I told him to take everything I had."

The bandit stripped a \$400 diamond ring from Albert's hand and a cameo ring which the bandit later returned, because it "wasn't worth much."

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U. S. MARSHAL'S AID DIES HERE

Oscar Johnson Is Victim of Heart Disease.

Twenty minutes after he had been treated by a physician, Oscar Johnson, 53, of 106 West North street, Apartment 2, deputy United States marshal for nine years, was found dead in his apartment today. Death was caused by heart disease.

Johnson, formerly of Jeffersonville, had been ill more than a month. He notified the marshal's office early today that he would be unable to appear at the office. Dr. Henry R. Alburger had visited Johnson shortly before Mrs. Laura Bachman, housekeeper, discovered his body across the bed.

In the last few years Johnson has played prominent parts in investigations and roundup of criminals in Indiana. He has been guard of such criminals as Gerald Chapman and was constantly with George Remus, one-time bootleg king, when the latter appeared as a government witness in the Jack Daniel liquor conspiracy case a few years ago.

Before his appointment, Oct. 2, 1922, as a deputy marshal, Johnson was sheriff of Clark county. He also had been a policeman in Jeffersonville.

He is survived by the widow, in Jeffersonville.

CHINA REVOLT FLARES

Powerful Political Figures Band to Overthrow General Chiang.

By United Press

SHANGHAI, China, April 29.—Open revolt against the "personal dictatorship" of General Chiang Kai-Shek at last has broken out in China after months of subterranean rumblings.

Powerful political figures, supported by military war chiefs throughout the land, have joined in an attempt to overthrow Chiang by bloodless means if possible, but by fighting if necessary.

The area was guarded by special deputies hastily appointed by Sheriff Martin Hays of Gregg county. The deputies halted all automobiles 400 yards from the well. Hundreds of spectators were at the scene.

Pat Massey, one of the well crew, had been to Dallas to visit his wife. He returned and went out to the well, hearing it just as the spark touched off the oil and gas. He dragged several of his fellows to safety.

Massey pulled young Harroun away in flames, rolled him on the ground, and threw sand. Blinded, and crazed by pain, Harroun was reported to have dashed back to death.

The body of Woltz was found 100 yards from the well. It was believed that he and Murdoch, drilling partners and close friends, lost their lives attempting to help each other.

Most seriously burned of the survivors were Frank N. Flouck, Woodsfield, O., and John Keys, Oklahoma City, roustabout workers.

MONTGOMERY RENAMED

Marion County Inheritance Tax Commissioner to Serve 4 Years.

Reappointment of Samuel L. Montgomery as state inheritance tax commissioner for Marion county was announced today by Governor Harry G. Leslie. The term is for four years, commencing March 22. This is Montgomery's third term, and he was recommended highly by lawyers and leading citizens, the Governor said.

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FORD OPPOSES PAY SLASHES

Cut Would Set Back Labor 20 Years, He Says.

By United Press

DETROIT, April 29.—A general reduction in wages would set labor back twenty years in the opinion of Henry Ford.

Ford today stated there would be no deflation of labor by the Ford Motor Company, nor is it likely any of the 3,500 companies which supply the Ford company with materials will reduce wages, in an interview by the Wall Street Journal.

Ford stated that it was his theory that the high quality of workmanship demanded in his plants could not be provided by inferior workmen or by inefficient or dissatisfied men.

For that reason he "absolutely refuses to consider or condone wage reductions." He believes if the general wage level of wages were reduced, it would take labor twenty years to get back.

The present Ford wage scale averages just a little more than a dollar an hour.

HOOSIERS HIRE HAYS

Noted Lawyer to Make Fight for Share in Wendel Fortune.

By United Press

NEW YORK, April 29.—A group of residents of Indiana and Ohio have engaged Arthur Garfield Hays, noted lawyer who was associated with Clarence Darrow in the Scopes trial, to represent them as claimants to the \$100,000,000 fortune left by the Wendel family, it became known today.

The latest claimants made careful study of their family tree and collected a fund to press their claim. The last of the Wendels, Miss Ella, died in March.