

# CAPONE TAKES PLEA TO HIGH FEDERAL COURT

Review of His Conviction by Supreme Tribunal Is Asked.

By United Press  
WASHINGTON, April 22.—Attorneys for Al Capone today filed an appeal with the United States supreme court asking that body to review his recent conviction on income tax frauds.

The appeal was filed by Michael J. Ahern and Albert Fink, as counsel for Capone. The brief submitted on behalf of Capone challenges the felony counts on which he was sentenced to terms of imprisonment aggregating eleven years and fines totaling \$50,000.

"The only question here involved," the brief states, "is whether the felony counts on which he is so sentenced are so defective that they can not support the judgments pronounced upon them."

The brief maintains that the indictments under which Capone was sentenced are "fatally defective" in that they merely follow the general language of the statute on which they are based and fail to give facts which would enable Capone to plead "former jeopardy" should he be subsequently prosecuted for the same offense.

It also argues that the indictment did not inform the convicted Chicago racketeer of the "nature and cause of the accusations against him" and thus deprived him of constitutional rights.

It also is maintained on behalf of Capone that the section of income tax laws under which he was convicted was not intended to apply to cases similar to his.

## HOLD 3 ON DRY CHARGE

Police Claim Seizure of Four Pints of Alky in Car.

Three men face trial today on liquor law violation charges after arrest Thursday night in an auto which contained four pints of alcohol, according to police.

They are Darrell Garrigus, 28, of 4255 South State Avenue, charged with blind tiger and transporting liquor; Floyd Mannel, 23, of 1415 Kappes street and Lawrence Broderick, 32, of 324 Bicking street, charged with blind tiger.

Oxen Deliver Mail  
ROCKTON, Wis., April 22.—A team of oxen plodded through a 12-mile stretch of muddy road here recently, carrying mail to rural settlements. The oxen made the trip for five days, until the road became passable with automobiles. They required five hours for the 12-mile trip.

# RED TAPE—? CHECK!

The 'Whatta Life' Story of 17 Cents

THIS might be called "The Odyssey of the Much-Traveled 17-Cent Check."

But, in reality, it merely is a revelation of the futility of attempting to untangle the red tape binding operations of the city as well as the federal government.

The famous little 17-cent check is one of sixty-two ranging from 4 cents to \$1.08 being collected by the city health board, all because a pot of grease boiled over at city hospital last October and caused a \$22 fire loss.

Because the hospital fire insurance is divided between sixty-two insurance companies, each of the companies must stand its share of the loss. The checks still are coming into the health board office, and have been for more than two months.

Most of the checks have proved well-behaved and have enriched the city treasury in small dribbles, although the time of office help, required in handling them, almost has equaled their face value. However, the 17-cent check, "hero" or "heroine" of this tale has been the most troublesome.

The check, received Feb. 26, was held for a few days until several of its brothers were received. Then it was entered in the records and, with its brothers, was taken to the city controller's office, where again, it was entered in the records.

From there, it was taken to the county treasurer's office and credited to the city's account, then sent to a local bank. More ink flowed at the bank and at several clearing houses, until finally the check reached

headquarters of the insurance company in New York.

AND then—horror!—it was discovered the check was indorsed improperly, and back it came, to claim more time of city employees.

"That darned check has cost about fifty times what it is worth to collect," Shea complained as he glared at the innocent-looking slip of paper.

"Why don't you tear it up and be done with it?" he was asked.

"Golly, then it would cost us, for we would have to spend a lot of time and waste stamps in further correspondence explaining what had become of it," he replied.

"Well, here goes again," he commented hopefully, as he re-indorsed the check, dictated a letter to the insurance company and started the check on its traveling once more.

Radio Set Sounded Like Fire  
BATTLE CREEK, Mich., April 22.—A roaring, crackling sound in the living room of his home led A. J. Arnold to summon the fire department. By the time firemen arrived, however, Arnold had discovered the roars and cracks emanated from his radio.

Investigation proved part of the noise came from the slip of the looter's foot, the rest from the crash of globe against the sidewalk. She said broken globe represented an original investment of \$25.

Crystal gazing globes that ornament northside yards found their way into thieves' hands, too.

J. C. Dooley, 5899 North Delaware street, reported one valued at \$16 was taken from his yard during the night. He had one stolen last year, too, he said.

And Mrs. J. H. Erbrich, 5874 Washington boulevard, said she was awakened early today by some one stumbling in her yard.

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# THIEVES STAGE 'VARIETY NIGHT' KEGS IN BOOTY

Crocks Carted Away From Malt Store; Crystal Globes From Yards.

Variety is the spice of life—even to burglars.

Chester Bryant, operator of the Hooser Malt Company, 902 Virginia avenue, is one victim to admit the burglars' desire for a change of loot.

He told police that thieves who entered the shop early today left with six ten-gallon oak kegs, four ten-gallon crocks and fifteen boxes of half-pint flasks. The total value is \$46.

But that's not all, Bryant said they ripped five tires, tubes and rims from the car of his brother, Herschel Bryant, which was parked in the place. A rear vision mirror with a clock, and a horn also went to the "victims." The value of these articles is \$65.

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# CALLS ATTENTION TO UNUSED MAIL SERVICE

Letters May Be Registered With Carrier, Clancy Points Out.

Postmaster Leslie D. Clancy today called attention to an old postal provision whereby letters may be registered with any mail carrier, without the trouble of going to the postoffice or a postal substation.

He also reminded the public of another service, that of tracing addresses of families who have moved. This may be done, he said, by sending a registered letter to the last known address, at the time requesting a return receipt with a notation of the place of delivery. A small fee is charged for this, in addition to the regular registration fee.

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# MENACE DRY AGENTS

Police Forced to Disperse 2,000 Mob at Albany.

By United Press  
ALBANY, N. Y., April 22.—Irate citizens, 2,000 in number, drew threateningly around six Albany prohibition agents Thursday night after a brewery raid.

One agent was punched in the face, and the dry squad's automobile damaged. A police riot squad dispersed the crowd.

The incident occurred while the agents were dismantling fixtures in the brewery.

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New Versions of the Turban  
Mesh Straws  
Toys Peanits

Just Received Several Hundred

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# TAX VALUATIONS CALLED UNFAIR

Downtown Assessments 'Too High,' Realtor Says.

"Artificial valuations" have been placed on downtown real estate by John C. McCloskey, Center township assessor, asserted Gavin L. Payne, realtor, Thursday at a luncheon of the Indianapolis Real Estate Board at the Washington.

McCloskey's valuations on downtown property are beyond the actual market value, charged Payne, and will place the city property in "a very grave plight."

In defense, McCloskey declared his office is not making an attempt to impose high rates or valuations.

"My workers and myself," said the assessor, "are doing all we can to equalize the tax burden."