



# The Indianapolis Times

Rain probable tonight and Wednesday; slightly warmer tonight; colder Wednesday.

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## DALE INDICTED ON DEFENSE FUND CHARGE

26 True Bills by County  
Grand Jury Name Mayor  
and Three Aids.

### FELONY PLOT ALLEGED

Ten Per Cent Levied on Ray  
of Cops and Firemen,  
Witnesses Say.

By United Press

MUNCIE, Ind., Jan. 31.—Mayor George R. Dale and three other city officials were named today in twenty-six indictments returned by the Delaware county grand jury, charging conspiracy to commit a felony.

Named with the mayor were his two sons-in-law, Lester Holloway, city controller, and Glenn Butts, secretary of the fire department. The fourth official indicted was City Attorney Carey Taughenbaugh.

Dale and Taughenbaugh were named in each of the twenty-six true bills. Holloway was named in eight and Butts in eighteen.

The mayor, city attorney, and controller were charged specifically with conspiring to collect \$10 a month from the wages of eight city firemen in November, 1932, for use in a "defense fund."

### Fund Collection Charged

Taughenbaugh, Butts and Dale were accused in the other eighteen indictments of conspiring to collect 10 per cent of the wages of eight firemen in August, 1932.

Among the firemen named was Chief Carl Taylor. Most of the others mentioned were either lieutenants or captains.

Each of the defendants was given until noon to surrender and furnish \$5,000 bond.

Investigation of the so-called "defense fund" was started once before by members of the city council, who charged that both police-men and firemen were assessed. It failed when witnesses failed to appear.

It was alleged to have been started after Dale and other city officials, including Police Chief Massey, were convicted on charges of conspiracy to violate the prohibition laws.

### Beats Ouster Move

Much litigation followed, including an appeal to the circuit court of appeals in Chicago, involving great expense. The defense fund was used to meet this expense. It was charged by anti-Dale members in the council.

Following his conviction on the liquor charge, Dale was ordered ousted as mayor by the city council, but he refused to give up his job pending a decision on the appeal.

In a decision handed down last week by Judge Pickens of Indianapolis, Dale was upheld in the ouster fight.

### McNutt Names Judge

Governor Paul V. McNutt took a hand in the ouster case of Mayor George R. Dale of Muncie today, appointing John S. Lairy, Loganport, as special judge to hear the case in Delaware superior court.

Counsel for city councilmen objected to Judge William Pickens of Indianapolis, after he had ruled recently in Dale's favor on a demurrer in the case. Pickens' removal followed, but not other judge was selected.

Failure to name a judge within a five-day period gave the Governor the appointment.

### ABANDON AIR SERVICE

Indianapolis-Detroit Line to Be  
Discontinued, Is Announcement

Service on the Indianapolis to Detroit passenger airline will be discontinued, effective Wednesday, it was announced today by Russell W. Barratt, local traffic manager of Transcontinental Western Air.

Barratt said his notification of the discontinuance gave no reason, but it is presumed the order was based on inadequate traffic to justify the service.

The line was inaugurated Oct. 1 and was operated, with fast cabin planes making one round trip daily.

### Child's Pet Dog Is Returned to Owner

by Times Lost Ad

FOX TERRIER—Small female, 3 black spots on back. Child's pet. Reward. 2010 E. Maryland.

Mr. Fox Terrier, a child's pet and companion, strayed from home. His owner placed a Lost Ad in the Times on Saturday, and Sunday morning the little fox terrier was at home again, amusing his little friend. The cost for the one day lost ad was only 36 cents, the ad contained 13 words.

REMEMBER, when you lose something of value or your pet strays from home, call The Times first for your lost ad. The cost is only 3 cents a word.

Phone RI. 5551 or Bring Your Ad to The Times Want Ad Headquarters, 214 West Maryland Street.

## John Galsworthy, Noted English Writer, Is Dead After Lingered Illness

Fatal Malady Prevented  
Him From Going Abroad  
to Get Nobel Prize.

By United Press

LONDON, Jan. 31.—John Galsworthy, dramatist and novelist, died today after a lingering illness.

Galsworthy, who was 65, contracted a chill last November, and developed an illness from which he never completely recovered. His death was ascribed directly to uremia, an outgrowth of the original illness.

His illness prevented him from going to Stockholm to receive the Nobel prize for literature, which had been awarded to him.

Shaw and Kipling were the only other British authors awarded the prize.

The novelist died peacefully at his home in Hampstead, a quiet residential section of northwest London. His wife and nephew were at his bedside.

### Expert Character Portrayer

The novels comprising the "Forsyte Saga" were among the works that made Galsworthy one of the two most widely read British novelists, sharing popular honors with H. G. Wells.

Most of his later novels supplemented the Forsyte picture, and his last, "Flowering Wilderness," was the modern story of distant cousins of the Forsyte clan.

Character portrayal was the feature of Galsworthy's plays as well as his novels. He was the first British dramatist of distinction to allow his characters an entirely natural manner of speaking. His best known plays were "The Silver Fox," "Justice," "Loyalties," and "Escape."

Galsworthy was born at Combe, Surrey, Aug. 14, 1867. His father was a distinguished and wealthy London barrister and Galsworthy chose the law as a profession after his education at Harrow and New College, Oxford. But he found the law uninteresting and started a world cruise, during which he did his first serious writing in 1893.

### First Novel in 1898

His first novel, "Jocelyn," appeared in 1898, but he did not receive much attention until publication of "The Island of Pharos" in 1906. Fame came quickly in the same year with the publication of "The Man of Property," the first of the Forsyte saga. It was here that Galsworthy created Soames Forsyte, head of the Forsyte clan and dominant character of the entire sequence.

Galsworthy's wide travels often took him to the United States. He spent several winters in Arizona. Joseph Conrad was one of his closest friends. Galsworthy met Conrad in the South Seas during his first world cruise.

Galsworthy worked hard at his writing. He considered himself a novelist before a playwright. He produced twenty novels, almost as many plays, and a large number of short stories.

## JAPANESE ADVANCE ON JEHO, IS CHARGE

Three Divisions Are on  
Way, League Is Told.

By United Press

GENEVA, Jan. 31.—Three Japanese army divisions, numbering 30,000 men, are proceeding by train from Korea to Manchuria to attack the Chinese province of Jehol, the League of Nations was informed today.

W. W. Yen, Chinese delegate, in communicating the information on instructions from Nanking, named the Eighth, Tenth and Fourteenth divisions. He said they were scheduled to reach fighting positions within a week.

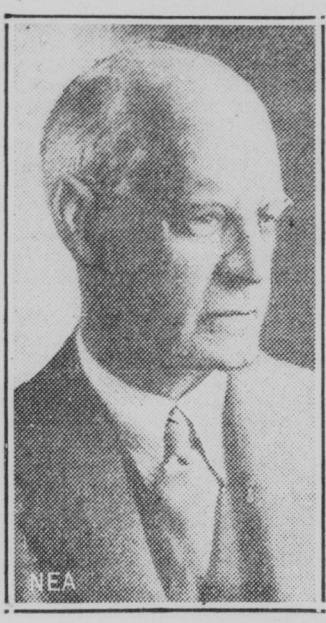
## HOUSE SHUNTS ASIDE BEAUTY SHOP BILL

Measure Is Indefinitely Postponed;  
Backed by Cosmetologists.

Without discussion, the house of representatives today indefinitely postponed consideration of the beauty shop bill. The measure is backed by the cosmetologists of the state and has failed of passage at other sessions.

Other bills indefinitely postponed included those to compel vaccination of all school pupils and to compel hospitals to keep medical and surgical histories and to make such records admissible in evidence for damage suits.

Measures advanced to the calendar included the chain store tax bill and one imposing a tax of 5 cents a pound on oleomargarine.



## JUDGE QUIZZES BANK RECEIVER

Downey Admits Diverting  
Insurance Business to  
His Own Firm.

Insurance business formerly written by the defunct Washington Bank and Trust Company was diverted to his own and other companies, Brandt C. Downey, bank receiver, admitted from the witness stand in circuit court today.

Downey is defendant in a \$10,000 damage suit brought by the J. S. Cruse Realty Company, which alleges a contract for renewal business from the bank's insurance department was sold to them by Downey for \$2,000.

Downey testified he is treasurer of the Cooling-Grumme-Mumford Insurance Company and holds \$12,000 stock in the concern. He denied receiving commissions on the diverted policies.

Judge Earl R. Cox, questioned Downey closely regarding sale of the bank's real estate department.

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## EXTEND 'DEADLINE' ON AUTO LICENSES

Fifteen Days to Be Allowed,  
Is Indication.

Date for purchasing of 1933 auto license plates was extended for an "undetermined" period today at a conference between Frank May Jr., secretary of state, and James Carpenter, license bureau head.

May and Carpenter declined to fix a definite time for expiration of the "grace" period, but it was believed fifteen days will be allowed before arrests are made.

## AGREE TO HEARINGS ON GLASS BANK BILL

Action Is Promised by House Committee, Speaker Garner.

WASHINGTON, Jan. 31.—The controversial Glass banking bill, previously believed to have been buried in a hostile house banking and currency committee, was brought to the fore again today when the committee agreed to begin hearings on the measure in the near future.

Speaker John N. Garner pledged house consideration to the bill if it receives a favorable report from the banking and currency committee.

Chairman Steagall announced banking reform legislation which "will contain a great deal of Senator Carter Glass' bill" would be formulated in the committee.

Hourly Temperatures  
6 a. m. .... 37 10 a. m. .... 37  
7 a. m. .... 37 11 a. m. .... 40  
8 a. m. .... 36 12 m. .... 45  
9 a. m. .... 35 1 p. m. .... 44

### Crossword Puzzle Fans

Turn to Page 12 for details of the greatest crossword puzzle contest of the decade. Money in it, too! You still have time to enter.

## NEW CABINET TO INCLUDE PROGRESSIVES

Communists and Socialists  
Call for Workers to  
Voice Protest.

### AGITATORS ARE ACTIVE

Centrists Have Not Yet  
Decided On Whether  
to Aid Nazis.

BY FREDERICK KUH

United Press Staff Correspondent  
Berlin, Jan. 31.—Communists and Socialists called for a general strike today against the government of Adolf Hitler, Nazi leader, while Hitler began his first day as chancellor by seeking parliamentary support to guarantee the existence of his regime.

First strike efforts of the Communists and Socialists combined to form a united front against Hitler. They were unsuccessful.

Dockworkers at Hamburg ignored the demands of agitators. Tram car windows were smashed, and shots were fired before the Communists were dispersed.

Hitler received Centrist leader, Dr. Ludwig Kaas, and was understood to have offered the Centrists the post of ministry of justice in exchange for their support.

### Numerous Minor Clashes

Johannes Bell, one of the signatories to the Versailles peace treaty, was mentioned for the portfolio. The Centrists had not yet decided whether they would enter the government.

Meanwhile, they were expected to abstain from voting either for or against Hitler in the Reichstag.

There were various minor clashes between Nazis and their foes outside Berlin. In a bitter street fight here early today two men were killed and several wounded.

At Elbing, Nazis prevented the performance of Alfred Herzog's play, "The Scandal of Lieutenant Blumenthal," charging it insulted the German army. The author was greeted with boos and cat calls.

### Communists Arrested

Four hundred students, including many Nazis, marched past the stock exchange here before opening, shouting, "Hail Hitler," and occasionally voicing anti-emitic sentiments. Police stood by, but did not intervene.

Several Communists were arrested in the disturbance at the Hamburg shipyards. No injuries were reported.

### Kaiser Likes Selection

By United Press

DOORN, Jan. 31.—Former Kaiser Wilhelm and his son, the former crown prince, received Adolf Hitler's appointment as German chancellor with satisfaction, Wilhelm believing that Hitler will be able to maintain law and order, it was made known today.

The question of Wilhelm's return to Germany remained unsettled. He will not return, however, unless he receives an invitation from the German government, it was said.

It was pointed out that the question rests not only with Hitler, but also with influential Centrists who have opposed Wilhelm's return.

## FIVE MEN INJURED IN AUTO-TRUCK COLLISION

Machines Crash on Fog-Darkened  
Road Near Bridgeport.

Five men were injured, one seriously, in an auto-truck collision today on the fog-darkened National road, about three miles west of Bridgeport.

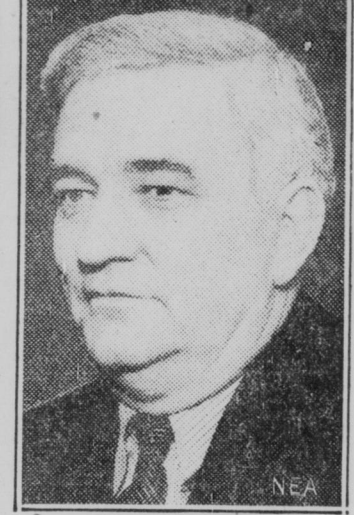
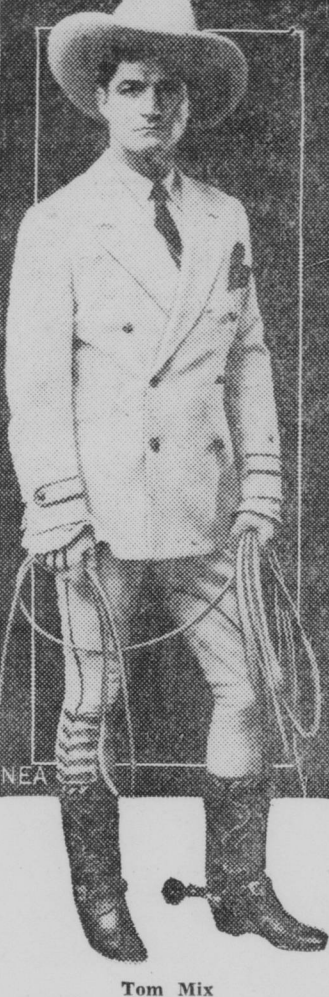
S. F. Metzger, 45, of 635 Eastern avenue, driver of the car, suffered a leg fracture and internal injuries and is in the St. Vincent's hospital. His companion, David M. Havard, 43, of 233 E. Bridge street, was cut on the face and head. They were driving to Terre Haute.

Two hitch-hikers, riding in large boxes on the truck in order to keep warm, were bruised and shaken severely, but were not treated. They are Roger Robinson, 21, and Bernard McEwen, 19, both of Eaton, O. Harry M. Fudge, 49, of Eaton, O., driver of the truck, was bruised on the arm.

### Auto Production Gains

By United Press  
WASHINGTON, Jan. 31.—Automobile output in the United States and Canada during December totaled 109,542 units, against 61,761 units in November, the department of commerce reported.

## Colonel Zack Miller Is Awarded \$66,000 Verdict in Suit Against Tom Mix



Colonel Zack T. Miller

Jury Reaches Decision in  
Contract Case After  
18 Hours.

By United Press

ERIE, Pa., Jan. 31.—Colonel Zack T. Miller, Oklahoma rancher and former operator of the 101 Ranch circus, today was awarded \$66,000 damages from Tom Mix, western film star, in his \$342,000 suit alleging breach of contract.

The jury of ten men and two women reached a verdict at 10:05 a. m. today after more than eighteen hours deliberation.

Miller claimed Mix broke a verbal contract to appear with the 101 Ranch circus for \$10,000 weekly. Mix, denying reaching such an agreement with Miller, offered testimony by circus experts in an effort to prove he was not a valuable circus attraction.

More than two weeks were required for the second hearing of the suit in which Miller originally was awarded \$90,000 damages. Mix appealed successfully for a new trial after the first trial.

## LOAN BILL VOTE DUE IN SENATE

Measure Provides Interest  
Rate of 2 Per Cent  
a Month.

Bill reducing rates on small loans is scheduled to reach a final vote in the senate today, when a measure, sponsored by Senator William P. Dennigan (Dem., Vincennes), is called on third reading.

Originally setting interest rates at not more than 1 1/2 per cent a month on all loans of \$300 or less, the Dennigan bill has been amended to provide a rate of 2 per cent, a reduction of 1 1/2 per cent under the present legal rate.

Three other senate measures, labeled by administration forces as economy bills, also are set for passage today. One cuts the allowance of county clerks and sheriffs, one

(Turn to Page Three)

## 30-HOUR WEEK BILL IS GIVEN APPROVAL

Connery Measure Is Reported  
Favorably to House.

By United Press

WASHINGTON, Jan. 30.—The house labor committee favorably reported today the Connery thirty-hour work week bill designed to spread employment.

The measure, similar to one now before a senate committee, prohibits transportation in interstate or foreign commerce of products of any manufacturing establishment where employees work more than thirty hours a week. The constitutionality of the measure was challenged by opponents at committee hearings.

Penalty for violation of the bill would be a minimum fine of \$1,000 or three months' imprisonment.

## COMMUNISTS BLAMED FOR SOUTH BEND RIOT

Morrissey Says Leaders Are in Pay  
of Reds.

"Just another communistic demonstration" is what Chief Mike Morrissey thinks of the demonstration of 5,000 jobless persons in South Bend, Monday.

Morrissey, sent to South Bend by Governor Paul V. McNutt when he learned of the impending riot, declared that the throng was led by persons who admitted receiving weekly pay checks from the Communist party.

"Police and sheriffs were mobilized for the affair," said Morrissey, "because the literature advertising it threatened a fight. The sheriff had 35 special deputies sworn in, and the police chief had his entire force available in case of trouble."

### BRING ON THE COPS

Vandals' Noise-Making Irrks Woman;  
Files Complaint.

Protest against the noise vandals are making tearing down a house in her neighborhood was filed with police today by Mrs. Elizabeth Potter, 417 Minerva street.

"The thieves come there every morning between 5 and 6 and keep us awake," she told officers. "They use axes to take the wood off the house."

She said the target for the vandals' raids is located at 423 Minerva street.

## BEER BILL FIGHT DELAYED; VOTE TEST IS DODGED

Control Draft Sent Back to Committee, to  
Marshal Forces Against Growing  
Power of Opposition.

### EXCISE DIRECTOR TO BE CURBED

Appeal From His Rulings Provided; Strong  
Groups Lined Up for County Option  
and Draught Brew Clauses.

Apparently fearful of a test of strength on the administration beer control bill, Democratic house leaders today delayed action on the measure and sent it back to the public morals committee for further amendments.

The gathering storm clouds of demands for draught beer, county option and limitations of power of the excise director obviously dictated the surprise move, preceded by a huddle of administration leaders in the house ante room.

## WOMAN TRIES FLAMES SUICIDE

Ignites Clothes and Dashes  
Into Street on Fire;  
Condition Serious.

By United Press

Burned by flames from her clothing which she ignited in a suicide attempt, Mrs. Nettie Calavin Davis, 40, dashed into the street and collapsed today at 1328 Sturm avenue.

Mrs. Davis, recently divorced, was rushed to city hospital, where her condition was said to be critical.

The suicide attempt occurred at the home of Mr. and Mrs. Robert Mitchell at the Sturm avenue address, where Mrs. Davis had been staying since being divorced from her husband two weeks ago.

She told persons who attempted to rescue her that she wished to die because of grief over separation from her husband.

After running into the street the woman threw herself in front of a truck, driver of which stopped the vehicle within a foot of the body. "Run over me, please," the woman screamed.

Her shouts were heard by Mrs. Anna Broullis, living at 1402 Sturm avenue, who dashed to the street from the Mitchell residence.

Mrs. Broullis grabbed a blanket and ran to the street, where she threw the cover over Mrs. Davis' flaming body.

## RAIL AID REFUSED BY BANKERS, IS CHARGE

Assertion Made to Senators  
by R. F. C. Chairman.

By United Press

WASHINGTON, Jan. 31.—Chairman Robert F. C. of the Reconstruction Finance Corporation charged before a senate subcommittee today that banks were putting cash and credit "in cold storage," and refusing to carry their burden of financing the country's railroads.

Chairman James Couzens of the investigating committee charged that the Reconstruction Finance Corporation had "fallen down badly" in enabling the roads to pay off the banks, and that Pomeroy was endeavoring "to minimize the aid to banks."

The sub-committee is investigating Reconstruction Finance Corporation loans to the roads, in connection with the Couzens resolution to withhold further advances. Pomeroy's testimony was interrupted by Chief Examiner Myles Kennedy of the R. F. C. Kennedy said some of the collateral accepted by the corporation had no "market value" because it is not listed on any exchange.

### Fewer Business Failures

NEW YORK, Jan. 31.—Business failures continue to run below a year ago, according to R. G. Dun & Co., which reported last week's insolvencies numbered 702, against 812 in the corresponding week of 1932.

## Steel Fence to Protect Fall Creek 'Safety Trees'

After adoption last week of Chief Mike Morrissey's suggestions to plant trees and shrubbery along the banks of Fall creek at dangerous street endings, the safety board today voted to protect the trees with cable fences, supported by steel rails.

At the ending of Talbot street at the north creek bank, a warning neon sign also will be erected. It was at this spot that Mr. and Mrs. Walter Evans, newly-married Richmond couple, drowned Jan. 21, when their car plunged down the bank into the creek.

Morrissey's suggestion was adopted on the grounds that the trees would beautify the surroundings and, at the same time, cause little damage to an automobile in event they were struck.

Nine streets will be barricaded by the heavy cables and steel rails. On the south bank they are Kenwood avenue, Talbot, Alabama and New Jersey streets, Birchwood avenue and Washington boulevard.

Charles R. Myers, board president, favored adoption of the cable and rail barricades. Rails will be given by Indianapolis Railways, Inc., and other materials will be donated by Hoosier Motor Club. The city will supply labor.

Among those present were Frank McHale and Virgil Simmons, administration spokesmen.

Others who conferred were Representative John Ryan (Dem., Terre Haute), chairman of the public morals committee; Representative Edward H. Stein, Bloomfield, Democratic floor leader; Representative Wilfred Jessup (Dem., Centerville), and Representative Leard E. Bauer (Dem., Terre Haute), sponsor of the draught beer demand.

### Move Comes Suddenly

The committee recommendation move came with dramatic suddenness, when Speaker Earl Crawford announced a reading of the beer bill which had been sent for 10:30 a. m., as a special order of business.

Representative J. Cline Ellyson (Dem., Hammond), on a point of order, called attention to a pending motion by Stein that the bill be moved.

This would preclude amendments prepared by insurgent wets, had the motion carried. However, Stein withdrew this motion and Ryan's move for recalcitrance to his committee carried easily.

The excise director's power will be curbed sharply by one amendment which Bauer has prepared and which Ryan said the committee will view with favor.

This amendment provides that any permit holder aggrieved by a decision, ruling or order of the excise director may appeal to circuit or superior court of the county in which the permit holder resides.

### Urge Draught Beer

Bauer, exhibiting a stack of telegrams more than six inches high, which he said were demands "from every labor union in Indiana for draught beer, will offer his draught brew amendment again to the committee when it meets.

His proposal is that the public consumption of bottled beer permitted to the administration bill be optional for a like amount of draught beer. For home consumption, he would permit the sale of keg beer up to six gallons in bulk, which is the same as the bottled amount prescribed by the bill.

Ryan announced formally that reason for the recalcitrance was "too many amendments." He refused to comment on the demand for county option, prepared by Representative H. H. Evans (Rep., New Castle), minority floor leader, except to say that Evans would be grand a hearing when the committee meets.

Representative Eugene Martin (Dem., Ft. Wayne) has prepared an amendment slashing the beer director's salary from \$6,000 to \$3,000 a year.

### Evans Leads Fight

Long a foe of wet measures and leader in the present session of opposition to Wright law repeal, Evans recognizes that nothing can prevent the Democrats from passing a beer bill in some form. He joined his political foes in an effort to protect dry communities.

"They're going to pass a beer bill—that's undebatable," says Evans, "and since they are, I think it's only fair that they include a county option plan whereby the big wet centers can have beer and dry counties, like the one I represent, can avoid it."

In eight sections, Evans' amendment is a copy of the county option law in effect before prohibition when seventy-one Indiana counties voted dry.

Provisions for Ballot  
The amendment provided that petitioners, equal to 20 per cent of the last vote cast for secretary of state can demand from their county court a special election by ballot within not less than twenty or more than thirty days.

The election board would consist of the county auditor, one person known to favor the sale of intoxicating liquor, and one person known to oppose it.

Precinct judges and clerks also would be appointed on a "favor" and "opposed" basis. Elections, the amendment provides, can not be held more often than two years.

Just before the beer bill action, the Speaker's rostrum literally was swamped with petitions from counties against any legislation tending to weaken our present dry laws, particularly the Wright bone dry law.