

ORDERS HEARING FOR ALLEGED POLICE SLAYER

Judge Deals Blow to Case of State Against Indicted Gang.

A smashing blow was dealt the state's case against the alleged murderers of Sergeant Lester Jones, when Superior Judge Joseph R. Williams today ordered a habeas corpus hearing. Thursday.

Not only will the state be required to produce Edward (Foggy) Dean, in whose behalf the writ is sought, but the state will be required to bring a carefully-guarded confession purported to have been made by Al Thompson, alias Red Gibbons, also indicted in the machine gun slaying.

T. Ernest Maholm, attorney for Dean, filed the petition for the writ Monday, seeking Dean's release under bond, but the demand for the confession and the presence of Thompson in court took the state by surprise.

Prosecutor Herbert E. Wilson declined to comment on the order. An assertion by Maholm that the state planned to circumvent the move by sending Thompson out of the county to the jail at Noblesville, where the trial will be held, was denied by Sheriff Charles (Buck) Sumner.

Sheriff Sumner said that the five men held in the Jones case had been placed in solitary confinement since frustration of an attempted jail break last week.

It has been known for some time that Thompson has been separated from other members of the gang, and the rumor has been current that the purported confession was to be a keystone of the state's case.

"Nobody needs to be afraid that I will turn Dean loose on the streets, if the evidence justifies his detention," Judge Williams said. "However, the law, as rightfully cited by Mr. Maholm, declares that the evidence on which a prisoner is held must be produced in a habeas corpus proceedings."

At last! Something New Under The Sun.

THE FIRST
NARRATAGE
PICTURE

THE POWER
AND THE
GLORY

— SO MIGHTY
THAT A NEW
METHOD HAD
TO BE DEVISED
TO PRODUCE IT

WITH

SPENCER TRACY
COLLEEN MOORE
RALPH MORGAN
HELEN VINSON

★★★★★

A FOUR-STAR

JESSE L. LASKY
PRODUCTION
COMING TO YOU
DIRECTLY FROM
the TWO-DOLLAR
GAIETY THEATER,
NEW YORK

Be First to See

NARRATAGE

The Newest
Sensation of the
Talking Screen

IT STARTS

FRIDAY

APOLLO

OF COURSE! BECAUSE
IT'S NEW!

SOCK ON CHIN PUTS CLARA BOW ON CANVAS



Down into history with the "smacks that were heard around the world" goes the "sock" that flattened Clara Bow, more or less darling of the movies. The picture above shows Clara in the carnival battle royal scene, before and after taking the wallop that

rocked the film world. Harry Wood, a motion picture extra, pleaded guilty to landing the knockout accidentally, and Clara readily forgave him.

Some one in the crowd stepped in front of the camera at the moment Clara was struck.

Tonight's Radio Excursion

TUESDAY

4:00—Ortiz Tirado and orchestra (NBC) WEAF.

4:15—Phil Ryan, tenor (CBS).

4:30—Piano Team (NBC) WEAF.

Singing Lady (NBC) WJZ.

4:45—Nursery Rhymes (NBC) WEAF.

5:00—Viennese Ensemble (NBC) WEAF.

Messner's orchestra (NBC) WJZ.

5:30—Jack Armstrong (CBS).

5:45—Sally Struthers (NBC) WEAF.

5:45—Songs (NBC) WEAF.

5:45—Lynn St. John (CBS) WJZ.

6:00—Myrt & Marge (CBS).

6:15—Sketch (NBC) WEAF.

Just Plain Bill (CBS).

7:00—The Story of Civilization (NBC) WJZ.

7:30—Fur Trappers (CBS).

Lum & Abner (NBC) WEAF.

6:45—The Story of Civilization (CBS) WJZ.

7:00—Boswell Sisters (CBS) WJZ.

7:15—The Voice of Experience (CBS).

Wayne King and orchestra (NBC) WEAF.

7:30—Budenes (NBC) WJZ.

7:45—Smith Bros. (NBC) WJZ.

Kate Smith (CBS) WEAF.

8:00—Dr. Nicholas Murray Butler (CBS).

Medical Memories. Edgar A. Guest (NBC) WJZ.

Bernie Berner and orchestra (NBC) WEAF.

8:15—Mrs. W. E. Ladd (CBS) WEAF.

8:30—Rondo Terrace orchestra (WJZ).

8:45—Mid-West Hymn Sing (WEAF).

9:00—To be announced.

9:15—You and your government (WJZ).

9:30—To be announced.

7:30—The King and his orchestra (WJZ).

8:00—Musical memories (WJZ).

8:30—Lives at Stake (WEAF).

9:00—The last roundup (WJZ).

9:15—Lum and Abner (WEAF).

10:30—Jack Denny's orchestra (WEAF).

11:30—Sack O'—Tunes (WEAF).

12:30—Red Hufford orchestra (WEAF).

12:45—Midnight Sign off.

WFBM (1230) Indianapolis Indianapolis Power and Light Company

TUESDAY

5:30—Records.

5:45—Bohemians.

6:00—To be announced.

6:15—Bohemians.

6:30—Buck Rogers (CBS).

6:45—Roxie Aces (CBS).

7:00—Low-down (CBS).

8:00—Dr. Nicholas Murray Butler (CBS).

8:30—Nino Martini (CBS).

9:00—Piano Twins.

9:30—Ted Husing and Leon Belasco orchestra.

9:45—Mirt & Marge (CBS).

10:00—New World symphony (CBS).

10:30—Jerry Freeman orchestra (CBS).

10:45—Arnold Peck orchestra (CBS).

11:30—Red Hufford orchestra (CBS).

12:30—Gene Burchell dance orchestra.

1:00—Sign off.

5:00—Ben Bernie's orchestra (NBO).

5:30—Terry Holmes and the Fireflies band (NBO).

5:30—Lives at Stake (NBO).

5:30—Bohemians. Notes in Business.

10:00—Gene Burchell dance orchestra.

10:30—Hotel Lexington orchestra (NBO).

11:00—Philadelphia orchestra (NBO).

11:30—Hotel Roosevelt orchestra (NBO).

A. M.—

12:00—Moon River.

12:30—Bohemians.

12:30—Gene Burchell dance orchestra.

1:00—Sign off.

Killed While Praying

Mantos Spurn Sabbath Day Observance; Spoil Arrangements for Great Fight Film.

FRANK N. WALLACE, state entomologist, reported today that his plans for making a great fight film have gone completely awry.

As compensation, however, he now knows what the praying mantos do on Sunday.

For the sake of city folks who are unfamiliar with the praying mantos, it might be well to explain that they are a comical looking insect and far from Christian.

They get their name from the praying posture they assume just before assaulting their enemies.

With heads bowed and arms extended in an attitude of adoration, the praying mantos remains immobile until its prey gets within striking distance.

Then down come the arms on the enemy and soon the mantos has a nice grasshopper or other insect for lunch.

KNOWING their fighting propensities, despite their pacifist name, Mr. Wallace decided to use two of them in a fight film. This would add to the naturalist lore already taken by Mr. Wallace's camera.

So a pair of praying mantos

FIRES ON AUTO OF 6 CARRYING DOPED CIGARETS

Five Men, Women Escape as Bridgeport Man Sees Theft.

Five men and a woman believed implicated in peddling marijuanas, narcotic cigarettes, were targets for a shotgun blast early today at Bridgeport, where they are alleged to have stolen an automobile tire.

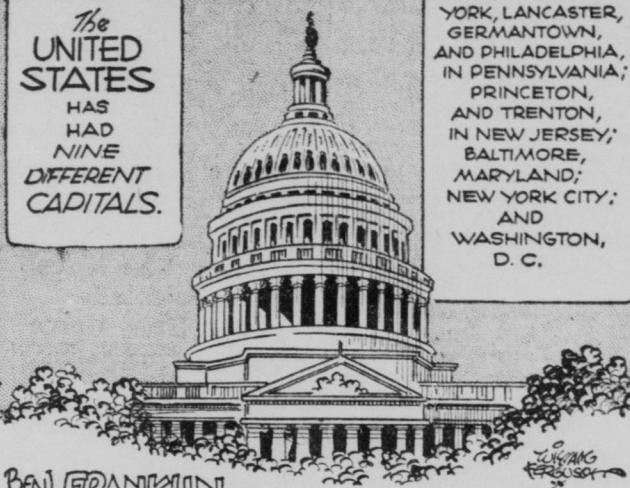
Maurice Courtney and James Johnson, employees of the West End garage, said the men and woman came to the garage about 4 this morning and picked up the tire.

Courtney said he struck one of the men with a flashlight, and Johnson reported to Indianapolis police that he fired a shotgun as the party drove away. He said he heard some of the shot spatter on the car.

According to Courtney and Johnson, four men brought the automobile to the garage on Sept. 22 for some repair work, and at that time they had two suitcases filled with marijuanas.

— THIS CURIOUS WORLD —

The UNITED STATES HAS HAD NINE DIFFERENT CAPITALS.



YORK, LANCASTER, GERMANTOWN, AND PHILADELPHIA, IN PENNSYLVANIA; PRINCETON, AND TRENTON, IN NEW JERSEY; BALTIMORE, MARYLAND; NEW YORK CITY; AND WASHINGTON, D. C.

REORGANIZATION OF GLEN HAVEN GROUP CERTAIN

Proposal Before Judge to Involve \$300,000 Cash Deal.

Reorganization of the defunct Glen Haven Cemetery Association, through a proposal said to be the equivalent of \$300,000 in cash, appeared certain today.

An informal meeting before Superior Judge Clarence E. Weir of the receiver, attorneys and representatives of lot owners, resulted in general agreement that the reorganization proposal is practical.

Judge Weir, instructed Harvey Hartsock, attorney for the reorganization group, to complete additional details in readiness for a meeting Oct. 25 for final action.

Under the proposed plan, a group headed by W. D. Hale and Louis J. Wood, local business men, will assume obligations of the association and resume operation of the cemetery, located on Kessler boulevard.

Stock to Be Issued

Three thousand shares of preferred stock, par value of \$100, will be issued and distributed to creditors in proportion to their holdings, and 2,000 shares of common stock with voting power will be divided among Hale and Wood and the present stockholders.

Additional preferred stock will be sold under the direction of the new management to obtain at least \$50,000 for financing improvements and maintenance expenses.

Creditors not desiring the stock settlement will be paid from a trust fund to be established with the Security Trust Company and into which 10 per cent of gross receipts from lot sales will be paid.

Fund Is Established

The perpetual care fund established under the former management and now said to be depleted, will be restored through payment of 20 per cent of gross sale receipts until \$500,000 is reached, after which the former 12½ per cent payments will be continued.

According to Mr. Hartsock, consent of all creditors virtually has been obtained either for the stock or trust fund settlements, and written consents will be obtained in the next two weeks in compliance with the court's instructions.

"In my opinion, this plan provides full protection for the lot owners and for that reason I am in favor of it," Paul C. Wettner, attorney for lot owners, declared.

John J. Rochford, receiver, and Paul Roachford, attorney for mortgage holders, indicated the plan met with their approval.

HIDES IN GARBAGE CAN TO ESCAPE FROM JAIL

Inmate Is Carried Out by Fellow Prisoner; Both Gain Freedom.

By United Press

ATHENS, O., Oct. 3.—Garbage cans have their uses, even if they are used to escape from a county jail.

Willard Grimes and Beart Vargo, inmates at county jail here, employed a garbage can to effect an escape. Grimes hid in the can; Vargo carried it outside the jail yard. There both fled.