

The Indianapolis Times

FORECAST: Partly cloudy and warmer; probably occasionally unsettled tonight and tomorrow.

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GRAND JURIES' ACTS ILLEGAL, LAWYER SAYS

Commissioners Not Qualified for Office, Maholm Tells Court.

DIDN'T TAKE OATH, CLAIM

Indictments for Last 25 Years Subject to Attack, Attorney Asserts.

Criminal Judge Frank P. Baker delayed swearing in the new Marion County grand jury today after Attorney T. Ernest Maholm charged that the jury commissioners were not qualified for office.

Mr. Maholm said he had searched the public records and was unable to find any record of the commissioners making an oath of office.

The commissioners, Theodore M. Wiss, Ralph H. Edgerton and Chief Deputy County Clerk Charles R. Ettinger, told the court from which the grand jury was chosen:

"All indictments returned in the last 25 years, in my opinion, are subject to legal attack," Mr. Maholm said. He is representing Mrs. Elizabeth Jones, who is charged with assault and battery with felonious intent.

Jurors Are Excused

Judge Baker excused the grand jury after Mr. Maholm and representatives of the prosecutor's office argued the law for more than an hour. The judge indicated that Clyde C. Karrer, pro tem, would make a ruling later in the week.

Prosecutor Herbert M. Spencer was instructed by Judge Baker to file charges by affidavit until the legality of the grand jury drawings was decided.

Grand jury members for the July term are Mrs. Goldie D. Baden, 1235 N. Grant-av.; Mrs. Cora B. Schooler, 1050 Mills-av.; Mrs. Carrie H. Hillebrand, 4544 Winthrop-av.; Roy Babcock, 5012 University-av.; Mrs. Ada Leslie, R. R. 5, Box 634, and Mrs. Viola Raasch, 4720 E. Washington-st.

PREDICT MODERATE TEMPERATURE RISE

Forecasters Expect Mercury to Be in 80s Tomorrow.

HOURLY TEMPERATURES

6 a. m. 66	10 a. m. 82
7 a. m. 70	11 a. m. 84
8 a. m. 74	12 Noon 85
9 a. m. 78	1 p. m. 86

A slow return to normal midsummer temperatures and partly cloudy weather was forecast today by the United States Weather Bureau here.

Beginning this afternoon, the mercury is expected to rise until it reaches the low nineties tomorrow, forecasters said. There are no excessively high temperatures on the national weather map today, the bureau said.

In its weekly crop report released today, the bureau said moderate showers in southern and west-central Indiana had proved beneficial to corn, tomatoes, beans and other crops still alive. Much new clover is dead and many pastures burned brown, the survey showed.

STOCKS DULL AFTER MORNING'S FLURRY

4000-Share Gain Over Yesterday Noted First Two Hours.

NEW YORK. July 22.—Trading turned dull this afternoon on the Stock Exchange after morning activity.

Sales in the first two hours totaled 710,000 shares against 670,000 shares yesterday in the corresponding period. Prices moved irregularly. Motor shares held well and some special issues made good gains. Steels, however, slipped back, and farm equipment which made sharp gains late yesterday turned down with Case at 164, off 2 points.

Coppers met profit-taking and sagged to small net losses. Rails were dull and mixed. Montgomery Ward rose a point in the mail order section. Mercantile stocks generally were better.

GRASS FIRE BURNS AREA NEAR POUND

Heat, Smoke Threaten 145 Dogs Until Apparatus Arrives.

A fast-spreading grass fire threatened the Indianapolis Dog Pound today and nearly forced Dr. Eliza Conger, superintendent, to release 145 dogs suffering from the heat and smoke.

The pound is located on Massachusetts-av. at the Belt Railroad. The fire, reported under control shortly after the arrival of city fire apparatus, burned over a large field.

Dr. Conger transferred about 35 dogs from the building into corrals. The cause of the fire was unknown.

INDIANA GETS \$76,292

WPA Allocation Is for Establishing Areas for Recreation.

WASHINGTON. July 22.—The Works Progress Administration today allotted Indiana \$76,292 as the state's share of \$1,028,300 work-relief funds for providing of recreation areas. Similar distributions were made to 28 other states.

STRIKING PHOTO



HOLDS LANDON SMARTER THAN CONSERVATIVES

Stokes Says Governor Will Hew to Middle Course in Campaign.

KANSAS POLL IS CITED

Evidence of Changing Times Is Shown in State, Writer Claims.

By United Press

All roads led to Topeka today where Republicans were massing 100,000 strong to cheer Gov. Alf M. Landon at notification ceremonies tomorrow night on the Kansas Statehouse steps.

Amid the hustle and bustle of the celebration, the Kansas Governor was reported pursuing the even tenor of his way.

His 3500-word address, continuing his exposition of the philosophy of the "American way," had been completed. He spent his time greeting visitors to Topeka and going about his business as Governor.

(Editorial, Page 14)

BY THOMAS L. STOKES
Times Special Writer

TOPEKA, July 22.—To learn why Alf M. Landon is hewing a middle course in his fight against President Roosevelt, why he will abstain from severe criticism in his acceptance speech, why he will swallow much of the New Deal and quarrel only with method, you need go no further than this Kansas laboratory in which he has obtained his political education.

All about him here he sees evidence of changing viewpoints with the changing times.

So whether he is spontaneously a liberal and progressive, as his friends insist, or a conservative, is easily adapting himself to a changing environment. The deduction is that he is much smarter than those Old Guard Eastern conservatives who would have him slam-bang the New Deal from AAA to Herbert Hoover's mythical XYZ.

8 of 12 for Roosevelt

One manifestation was the publication here of a poll of farmers in the area within 25 miles of Topeka, which indicates a still strong allegiance to President Roosevelt. The poll, a series of "candid interviews," was published in the Topeka Journal, the organ of former Senator Henry Allen, one of the Governor's closest advisers.

Of a dozen farmers interviewed forward to Washington. WPA Administrator Harry L. Hopkins said that the appeal had been taken under consideration and, as soon as a survey of drought conditions had been completed, a decision would be made. If relief is extended, it will mean placing Kansas on the "official drought map," areas receiving Federal relief which now includes 16 states.

The general tone of the press here is that the President was the first chief executive in recent years to show consideration for the "down-and-outers," farmers and laborers, and that while he may have made mistakes, he improved the lot of these groups and should be allowed to continue the job.

Indorses Pig Slaughter

One farmer even indorsed heartily, because it had helped him, the slaughter of pigs which Republican bemoan. One said the cost of farm relief was high, but the country could work out the debt later. Another said he didn't like the President because he had spent millions, but couldn't vote for his Governor because "I firmly believe two men for Gov. Landon."

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Of those for Gov. Landon, one criticized the increased cost of farm implements, another liked Mr. Landon's "good common horse sense," a third deplored New Deal expenditures, the fourth said that under the Republican candidate the country would "swing back to a conservative, practical government rather than the present visionary practices of the Administration."

If the percentage demonstrated in this small canvas were carried out generally, not only in Kansas but the other farm states, it would look bad for Gov. Landon, since Republicans are counting heavily on these states. It conflicts with the poll taken by the Farm Journal, which, in its first published reports, indicates a swing toward Gov. Landon and gives him 58 votes in Kansas to 42 for Mr. Roosevelt.

Mr. Stiegelmeyer came here with his parents from Louisville 60 years ago. After serving on the fire department, he joined his brother, John, in inventing an automatic train control, and entered this business. He is survived by a brother, Lieut. William Stiegelmeyer of the fire department, and a sister, Mrs. Louise Westerfeld, Chicago.

Death was due to heart disease, the coroner's office said. The body was taken to the Roy Tolin Funeral Home. Mr. Stiegelmeyer was a member of the Elks and Masonic lodges.

PENNY DEFENDANT TO BE TRIED AUG. 17

Edward Stiegelmeyer was 66; Became Inventor.

Edward Stiegelmeyer, retired city fireman and inventor, died suddenly today at the Fountain Square fire station, where he was talking to friends. He was 66 and lived at 1446 Prospect-st.

Mr. Stiegelmeyer came here with his parents from Louisville 60 years ago. After serving on the fire department, he joined his brother, John, in inventing an automatic train control, and entered this business.

He is survived by a brother, Lieut. William Stiegelmeyer of the fire department, and a sister, Mrs. Louise Westerfeld, Chicago.

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Victor Crickmore to Face Court in Fatal Shooting of Trucker.

The trial of Victor Crickmore, the Teamsters and Chauffeurs Local 135, charged with murder, was set for today at 17 by E. E. McFerren, special Criminal Court judge.

Crickmore is accused of fatally stoning John M. Penny, an Indianapolis truck driver, near Belleville March 7, 1935. Harry F. Peats, busines agent of the local, was convicted of voluntary manslaughter in connection with the Penny death last week.

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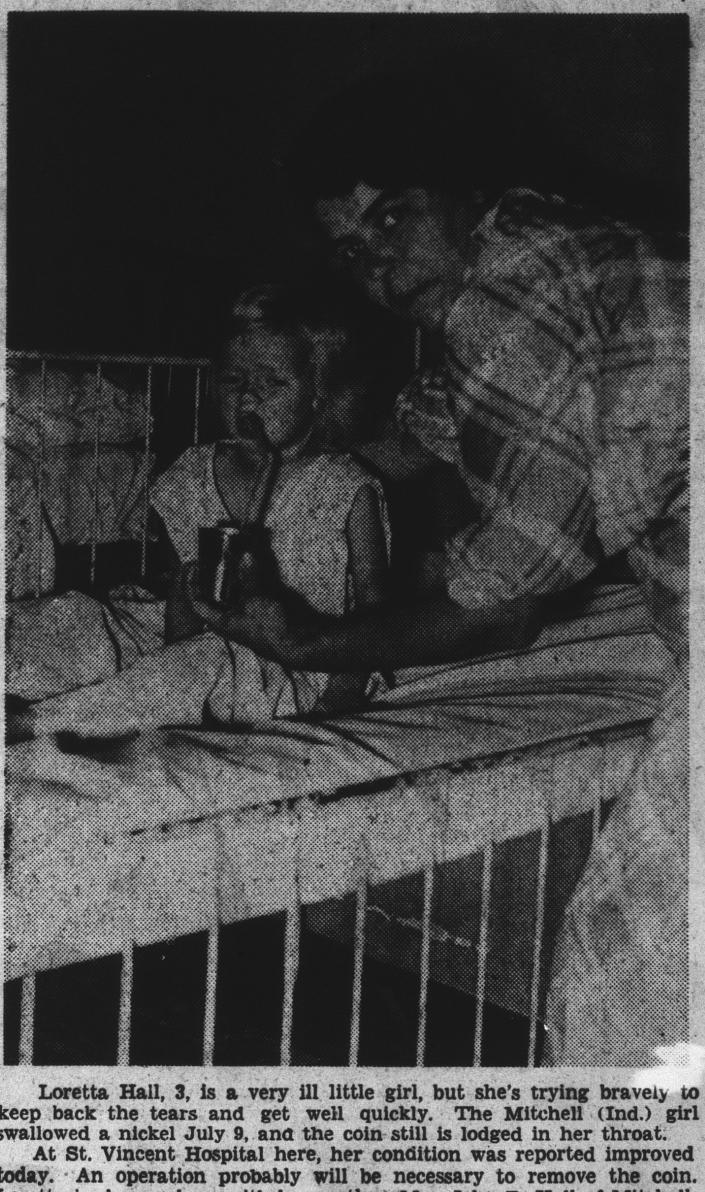
Dog House

A half dog license is no better than no license at all, police told John Lockhart, 56, Negro, 732 W. North-st.

Arrested Saturday on a charge of failure to have a dog license, Lockhart bought two licenses, according to police. Yesterday afternoon Lockhart was arrested again on the same charge because police said he had four dogs.

Robert McKinney, 16, Negro, 730 E. North-st., was bitten yesterday by one of Lockhart's dogs, police said. The four dogs were sent to the dog pound and Lockhart was charged with harboring a vicious dog and failure to have licenses.

CHILD FACES OPERATION FOR COIN REMOVAL



M'NUTT ATTACK IS UNANSWERED

Governor Injects Hearst as 'Paramount Issue' in Campaign.

With most of the local and Indiana Republican leaders Topeka-bound to join the Alfred M. Landon notification ceremonies, Gov. McNutt's radio attack last night on the C. O. P. presidential nominee went, for the most part, unanswered.

Opening the Midwest Democratic campaign over a nation-wide hook-up last night, Gov. McNutt injected William Randolph Hearst, publisher, and a Landon supporter, into the campaign as "what might be the paramount issue."

Harry Fenton, Republican state committee secretary, said today: "Gov. McNutt should have attacked Mr. Hearst four years ago when he backed Franklin D. Roosevelt."

Mr. McNutt attacked the Kansas Governor as "an individual particularly susceptible to the influences of stronger minds and more ruthless wills" and also leveled his oratorical guns at the Liberty League.

The five men charged with the cold-blooded slaying of Silas Coleman, 42, were: "Col." Harvey Davis, John Bannister and Ervin Lee, also held in the slaying of Charles Poole, 32, WPA worker; Charles Rouse and James Roy Lorraine.

They were charged with the twin crimes after Dayton Dean, cultitgerman, confessed that Coleman was shot so that Davis could find out "how it felt to kill a Negro."

Judge Fenton set Tuesday, July 28, as the examination date for the five men.

Not Guilty Pleas Assigned in 'Thrill Murder.'

By United Press

DETROIT, Mich., July 22.—Five Black Legion members, held on warrant for kidnapping and the "thrill" murder of an unidentified Negro, were veterans, stood mute before Recorder's Judge Edward J. Jeffries today and were assigned pleas of not guilty.

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