

Verbatim Testimony Given

(Continued from Page One)

Q—Did they ever talk to you about Senate Bill 173? A—They did not. Q—When was the last time you saw Mr. Baker? A—I think it was a day or two before the trial.

Q—And did you have a conversation with him then? A—I passed him in the corridor on the west side of the House Chamber and waved at him and said, "How are you?" He said, "All right."

Q—Did you have any other conversation with him? A—No.

Q—Before this attack on Wayne Coy, did you ever have any conversation with either of them? A—Oh, I've met them casually several times around Indianapolis. I have never talked to them very much.

Q—Now, was there any request made by anybody as to what Committee this bill would be sent to? A—Yes, I had a note from someone which read, "Mr. Speaker, please send Senate Bill 173 to Judiciary."

Q—Was that not unusual? A—No, because I find from six to 12 notes like that every morning, when the bills are coming fast, like they were at this time, request that the bill be sent to certain committees.

Q—Do you know who gave you the note? A—No, it was brought up to me by one of the pages.

Q—You don't know what page? A—No. There are too many of them.

Q—Was that the same time bill was introduced? A—The same day the bill came over from the Senate and would be handed down by me to first reading.

Q—And one of the pages working down there in the House brought you the note? A—That was it. The same day the bill was received.

Q—Did you ever talk to Mr. Downey about this bill after it was in your possession? A—I did.

Q—Did you have more than one conversation with him? A—I believe two or three times.

Q—When was the first conversation? A—I can't tell you the exact date or day, but after the fact became generally known that the bill was missing, Mr. Downey came to me and told me Mr. Baker had the bill.

Q—And what else did he say in that conversation? A—He said, "What am I to do? He came to me in good faith and asked me for it, and I did not know he would take it away." I said, "You must go to Mr. Baker and ask him to give it back, and ask him to give you permission to ask permission of the House to use the original bill."

Q—Was that before or after the attack? A—Before.

Q—Did you have any other conversation with him about the bill? A—If I did, I don't know.

Q—Do you know any other things about this matter that might interest this committee? A—None that I can think of just now.

Q—Was this request that this bill be sent to Judiciary a Committee unusual? A—The request for the bill to be sent to Judiciary was not an unusual request, because these requests are so numerous. Unless there is some good reason why a bill shouldn't be sent to a committee that is requested, I generally try to comply with the request and send it to that committee. So if a bill is requested to be assigned to Judiciary, A, I would naturally send it to that committee. That has always been my policy.

Q—Could you give me the name of the page that brought you that note? A—I don't know. They're a little too numerous.

Q—Mr. Stein, have you ever seen, during this session, Mr. Downey in the company of Joel Baker or Peter Canella? A—I have not.

Q—Did you testify that you have had no conversation with Joel Baker or anyone else with reference to House Bill 173, with reference to the Committee to which it was to be assigned? A—None, except with Mr. Downey.

Q—Did Mr. Beggs ever report to you that he had seen this bill in possession of Joel A. Baker? A—He did not.

Q—And you have no knowledge of where that bill is now? A—I have no knowledge of its whereabouts.

Q—At this time you don't know where the Bill is, do you? A—I would like to make this statement, that so far as Mr. Downey's loaning the Bill to Mr. Baker is in itself to me not so reprehensible, I believe that had Mr. Baker come to my office and had the Bill been in my possession, I would have loaned it to him myself, because so far as I know, he was the head of a large department in Marion County, in public office, and it is not unusual for me, as Speaker, to lend out to the heads of departments, even though they are not State officers.

Q—What do you mean by "State officers"? A—I mean men connected with the State departments.

Q—Then you would let anyone who came to you for a Bill have it? A—If he was the head of a department of recognized standing. For instance, just recently, Frank Finney came to me and wanted the Bill, and I loaned it to him. I didn't expect him to walk out with it, and he didn't.

Q—Of course, Frank Finney is connected with the State Department, isn't he? A—Yes.

Q—Mr. Stein, do you know one Gus Lay? A—No, sir.

Q—Do you know I. C. Spencer? A—No, sir. Oh, I may know them by having seen them around some time or other, but I don't know them by name.

Q—Mr. Stein, you didn't retain this card which was found on your desk requesting the bill to be sent to Judiciary? A—I did not. My desk at the end of each session is usually so cluttered up that I just clean off everything that isn't necessary to keep and throw it in the waste basket.

Q—Did you recognize the handwriting on the card? A—I did not.

Q—Is it usual for cards of that kind to be sent up unsigned? A—Yes.

Q—Now, you stated that it was possible to ask permission of the House to act on a copy of a Bill when the original is lost? A—That is correct.

Q—Was that permission ever asked for? A—Not in this instance.

Q—Have you seen Joel Baker since the attack on Wayne Coy? A—I have not.

Q—Did you have any conversation with Mr. Downey relative to him being in fear of personal violence

since the attack? A—I believe I recall him mentioning something about that to me when I was very busy, with four or five people wanting to see me. He said something to the effect that he was afraid he would be kidnapped or something. I didn't pay much attention to it, I laughed at him and told him I thought it was silly.

Q—Do you remember just what he said during that conversation? A—He said he was scared that somebody would do him bodily harm. That was substantially what it was.

Q—Do you remember anything else about that conversation? A—I do not. I didn't think it was important at the time.

Q—Do you know any one whom he thought might do him bodily harm? A—I do not.

Witness excused.

NORMAN W. GORDON

Q—You may state your name to the committee. A—Norman W. Gordon.

Q—Your official position, if any. A—Secretary of the Senate.

Q—The present Indiana Assembly? A—Yes.

Q—Mr. Gordon, as Secretary of the Senate, the present Indiana Assembly, you had charge of Senate Bill 173, after it had passed the Senate? A—I did.

Q—And did you deliver that to anyone? A—To Mr. Stein, Speaker of the House.

Q—And you took his receipt therefor, and you had his official receipt for the delivery of such bill? A—I do.

Q—What is the date of delivery, as shown by your official receipt? A—The date on this receipt is Feb. 26, when bills pass the Senate, they go to the enrolling room. That is late at night sometimes, and I don't recall if these bills were enrolling or amended late at night or not. It's possible that I may have made this out in the evening of Feb. 26 and delivered it on the morning of the 27th. I don't know.

Q—To refresh your recollection about that particular bill, Mr. Gordon, do you remember whether or not it passed on the 25th of February, 1937? A—I don't, but the register book will show.

Q—The records in the State Senate will show the date that it passed? A—Yes.

Q—Now, during the time that that particular bill was before the Senate, did any one ever talk to you in any way concerning the bill? A—No.

Q—After it left the Senate, did anyone ever talk to you concerning the bill? A—They did not.

Q—What day of the week was the 26th—do you remember? A—Friday.

Q—Was there any attempt made to break into the enrolling room or the enrolling room of the State Senate? A—On Sunday morning, that would be the 29th, we arranged to work in the enrolling room and the journal clerks had arranged to work, and I was here for some time before the rest of the crowd showed up and the enrolling clerk, Ralph McClain, came into the Senate Chamber and said something had happened. I asked him what, and he said, "Our enrolling room was entered last night and someone attempted to break into the file cabinet that they had locked, and I asked him how he knew, and he said, 'Well, every morning I have noticed that all I have to do is insert my key and the lock slips out as though it has been greased and it didn't work this morning.' Then, on closer inspection, it looked as though somebody had attempted to pry the thing with an ice pick or some other sharp instrument."

Q—And you say that happened on what date? A—Last Sunday.

Q—But when that happened, this particular bill already had gone to the House? A—That's right.

Q—And it wouldn't be at all in that particular room? A—That's right.

Q—Was there any attempt made to break into any of the files or safes in the Senate Chamber? A—After this incident was brought to my attention, we noticed on the corners of the file case in the Senate Chamber and the one in the enrolling room that there seemed to be some tightening or clamping on them or something. The paint was scratched off the corners. That may have been done before and not been noticed, and then it may be that an attempt was made to open them.

Q—You don't know when that happened? A—I don't know when an attempt was made to pry them open, if an attempt was made. Maybe it didn't even happen.

Q—And that's all the information you have concerning that particular Sunday? A—That's all.

Q—You don't know Baker? A—I do, casually, I know who he is and he knows who I am.

Q—He never talked to you or mentioned this to you? A—No.

Q—Do you know this man Canella? A—About as well as Baker.

Q—Just know him when you see him? A—That's all.

Q—Did you see him around the General Assembly prior to the attack on Wayne Coy? A—I see so many people in the State House I probably have seen him in the State House.

Q—Has either Baker or Canella said anything to you regarding this particular bill? A—No, sir.

Q—What is the first thing he said to you, Mr. Downey, about this bill? A—He told me on Sunday that he thought an attempt had been made to open the filing case in the enrolling room and make an examination and inspection? A—Yes.

Q—And you observed these marks? A—I did.

Q—It was after that, then, that you made your examination of the safe located in the Senate Chamber? A—Yes.

Q—Did you try after you examined the filing case in the enrolling room, to see if there was difficulty in locking and unlocking that filing cabinet? A—The first thing I did was to call Don Stiver and have him come down, because I didn't want to touch a single thing until he was there. When he came, he examined it, and we examined it, and opened the one in the Senate Chamber. Nothing was missing there. It didn't even appear to be disturbed.

Q—The only thing you noticed was the marks where someone had

apparently tried to pry the filing cabinet open? A—Yes.

Q—What kind of locks are there on the enrolling room file cabinets? A—I don't know exactly.

Q—Are there any locks on the doors into the enrolling room? A—Regular door locks.

Q—Like Yale locks. A—I couldn't tell you that.

Q—Now, the enrolling room adjoins Judge Roll's office, does it not? A—It is a part of his office.

Q—Who has the keys? A—The enrolling clerk.

Q—And who is the enrolling clerk? A—Ralph McClain.

Q—Was there any evidence that the door had been forced? A—No, but there is a door between the enrolling room and Judge Roll's office which was unlocked. And the other door to Judge Roll's office was unlocked.

Q—What kind of locks are there on those doors? A—I couldn't say. I didn't examine them.

Q—Did you find any tools, or anything to indicate that these doors might have been forced open? A—Not a thing. In Judge Roll's office, the door between it and the enrolling room, has some bookcases against it and nothing on the bookcases seems to have been disturbed.

Q—That is Judge Roll's office or Judge Fansler's office? A—Judge Fansler.

Q—Do you know who is employed in Judge Fansler's office? A—The young lady that works in the office. I do not know what her name is. I know her when I see her. I have talked to her.

Q—Does he have any men clerks? A—None that I know of.

Witness excused.

MARTIN J. DOWNEY

Q—You may state your name. A—My name is Martin J. Downey, Representative from Hammond, Ind., holding the position of Chairman of Judiciary A, having been so appointed by Speaker Edward Stein.

Q—Mr. Downey, what is your business? A—I am an attorney.

Q—And your home is in what county? A—Hammond, Ind., Lake County.

Q—You have been Chairman of Judiciary A during the present session of the General Assembly? A—Yes, I have been and during the previous session also.

Q—Mr. Downey, as Chairman of Judiciary A of the House of Representatives of the present General Assembly, did you receive Senate Bill 173, ordinarily known as the Welfare Act? A—I did.

Q—From whom did you receive it? A—I don't know. I believe I got it from the File Clerk.

Q—What was the date that you received Senate Bill 173? A—As I recall, I believe it was Friday.

Q—What day was that? A—Whatever date Friday was, a week ago today.

Q—The 26th of February? A—I believe it was the 26th day.

Q—What time of the day did you get it? A—I believe on adjournment of the House.

Q—In the afternoon or morning? A—Well, I would say, I believe we went all through last Friday morning. I believe it was a straight session. Around 1 o'clock or 1:30.

Q—Now, after you received that particular bill what did you do with it? A—I put it in my pocket. I went back to my seat, as I recall, and I do not know. I straightened up a few matters on my desk and I went outside in the hallway.

Q—You had the bill with you? A—I had the bill in my pocket. I did not lock the bills in my desk. I carried them in my pocket usually until I read the bills.

Q—Then when you went out in the hallway, Mr. Downey, did you see anybody out there? A—While out in the hallway I went over and had a sandwich and at that time, after eating, I believe I met Joel Baker. He asked me about Senate Bill 173, if I had it. I said, "I have." I don't know whether I had something in my hands or not but he asked me where the bill was. I said, "I have it in my pocket." I let Joel Baker have the bill as he was head of the Welfare Department. I know it affected his department and he told me that he wanted to look over the Senate amendments on the bill and I have known Joel Baker. I saw him here in the—I believe I met him in the 1935 session. I am not positive, but I know I saw him in the 1935 session. I know at that time that I became acquainted with him. I knew he was a lobbyist. Knew he was head of the Welfare Department and having known him so well I did not feel as though I was doing anything wrong at the time by letting him see the copy of the bill.

Q—Mr. Downey, you say you knew he was a lobbyist? A—In 1935 or in 1936 I will say that I do recall. I would not say he was a lobbyist but he was interested in, as I recall, the Old Bill in 1935. I believe, or 1935. Going back into the history of it I think he was somewhat interested in those bills and I remember discussing those bills with him at that time.

Q—Well, now, when you received this bill on the 26th and went out in the hallway and saw Joel Baker just where in the State House did you see him? A—Well, now, I could not say exactly whether it was in at the front door where we would say the front door near the stand or whether it was back near, in the—about opposite Ed Stein's office, I don't recall exactly, but it was somewhere within that spot.

Q—What is the first thing he said to you, Mr. Downey, about this Senate Bill 173? A—Well, he said that the Senate had passed a bill, the Welfare Bill, in which he would like to see the Senate amendments to.

Q—What did you say to him? A—I told him he could see it, I believe.

Q—Did he know you had it when you went out there? A—I don't know whether he knew I had it or not but I did have it in my pocket. I believe I had two or three bills in my pocket.

Q—Had you had any conversation with him before that time about Senate Bill 173? A—Well, now, I recall, I met Joel Baker the night before I happened to leave here, we had a night session and I left the House here and went across the street to the Harrison Hotel and I went in there and had a drink and while I was going to order a drink Joel Baker and Pete Canella were sitting at a table and we had some conversation there. I don't know if it was about that but he did men-

tion at the time, he says, "The Senate passed 173." He said, "I would like to see the amendments." I said, "I have not got the bill. I know nothing about it." We had a couple of drinks and I left there and I went on home or went on about my business.

Q—Was it the fact that he had mentioned this night before that caused you to go out there in the lobby with the bill in your pocket? A—Not necessarily, no.

Q—But when you handed him this particular bill now on that morning when you got it and went out there away from the House Chamber into the lobby did he look at it? A—He did. He looked at the bill and said he would make a copy of it. He said he could not get a copy. He said that and he turned away. He said I will make a copy and I will have it back to you a little later. I remained around the House Chamber that afternoon until late and I expected him to return the bill that afternoon.

Q—Had he been drinking that morning? A—I would not say that he had been drinking that morning. That is he did not appear to be. Of course the next time I did see him Saturday he had been drinking. I ran into him Saturday. I says, "Have you a copy?" He says, "I will have it for you, don't worry about it." I said all right.

Q—Where did you run into him Saturday? A—He was over in the State House Saturday morning.

Q—What conversation did you have with him Saturday morning? A—I asked him at that time, I says, "Give me the bill and the copy." He had it copied and, of course, he says, "I have not got it. I am having it copied."

Q—Did you say anything more? A—No, at that time I thought that inasmuch as we would not have a committee meeting—by the way, he did say—I told him I wanted to have the bill after the copy. I believe I asked him for it. Then a discussion came up. He said, "I would like to have a public hearing on the bill."

Q—What did you say about that? A—I told him, I says, I presumed that he could have a public hearing on the bill and I would arrange to set a public hearing for the earliest possible date.

Q—Was he pretty well intoxicated at that time? A—He was under the influence of liquor.

Q—That was what time of the day? A—That was Saturday morning.

Q—Was anybody with him? A—I think Canella was right close by.

Q—Had Canella been with him the previous day? A—No. I did not see Canella. He had been with him but not at the time I gave him the bill. They walked off together.

Q—Did Canella say anything about the matter that day or did you have any conversation with him? A—No, I did not have any conversation that day with Canella.

Q—Did Canella ever say anything to you about the bill? A—Oh, I believe Canella said that he did not like the provisions of the bill as they were and they tried to bear upon me to use my influence, coming from a large county also, to arrange a public hearing and see if Marion and Lake County could not be exempted from the provisions of the bill.

Q—You say Canella told you that he did not like the provisions of the bill as they were? A—Well, he and Mr. Baker did not like the provisions of the bill.

Q—He and Mr. Baker? A—That is right.

Q—This man Canella was not a Welfare Director, was he? A—No, but he seemed to be along and acted as spokesman for Mr. Baker at many times.

Q—He, you say, acted as spokesman for Baker? A—Well, he would jibe in at times when Mr. Baker was talking.

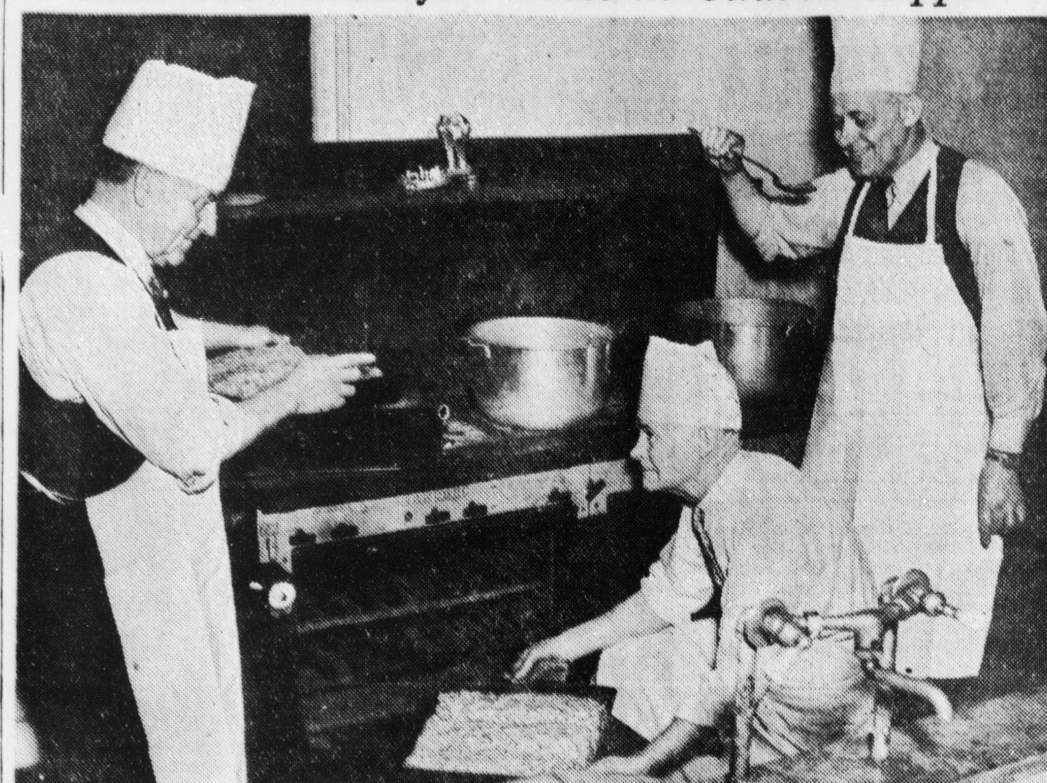
Q—You say you know—I believe you say that you had known this man Canella for a considerable length of time? A—No, I did not know Mr. Canella as long as I knew Mr. Baker. I could not say that but I did know Mr. Canella. I remember seeing him there. It was just about a year ago in the 1936 Special Session. I believe, that I became acquainted with Canella.

Q—Was he about the 1936 Special Session? A—He was over in the Claypool, would be around the Claypool Club.

Q—Do you know what position he

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Men Cook Meal for Wives at Church Supper



"Taste that meat," says Timothy Harrison (left) sampling the beans, as these First Congregational Church cooks prepare a feast for the wives.

By MARJORIE BINFORD WOODS

A hundred hungry guests . . . and not a woman in the kitchen! Such a situation doesn't spell dilemma to Timothy Harrison. Cooking is his dish and he always comes back for more, says the First Congregational Church women.

For 22 years he has been chief mogul of the "men's kitchen gang," which assembles annually to treat the congregation women to a dinner. Last night was their big night of 1937.

All was quiet in the church basement at noon yesterday. A few hours later there were enough cooks in the kitchen to spoil any broth. But under Mr. Harrison's firing, the squad was as well organized as a German army.

Did they open a few cans and call it a feast?

"Not on your life," said this chef, as he masterfully molded 35 pounds of beef into tempting meat loaves. He had put Frank Boles, his first assistant, to work on a bushel and a half of potatoes. Dr. Mark Mothersill was appointed follow-up man with the "masher." Burt Hoffmeyer was playing the part of handy man, polishing silver and setting tables.

Guard Salt Cellars

"My chief responsibility is guarding the salt cellars," Mr. Hoffmeyer explained. "Several years ago, the Sunday School primary classes pulled a fast one on the kitchen crew. They sneaked out and filled the salt cellars with white sand . . . and we didn't know it until the guests complained of gritty food."

Some of the men who are good at "dishing it up" were appointed to carve and serve the food, the committee spokesman said. Clifford Merrill and Dr. Albert Harold were chief of the ranks in the duty. Homer Shull and Ira Holmes got in on some of the "gravy," when it was time to make it.

In the line of march from kitchen to tables were high school boys who received their training from these church cooks.

"There's not a stumbling waiter among them," boasted Henry Gibson, who, as "maitre de hotel," had to see to it that each boy wore a neat serving apron and pampered the women guests with second helpings.

It was Richard Fields' job to coax the guests into harmonious song when the last morsel was eaten. Cooking was a lark—but washing dishes? Well, that's when the crew walked out.

Illinois Girl Weds Man From Indianapolis

Times Special

EVANSTON, Ill., March 6.—Mr. and Mrs. Alexander Douglas Bruce announce the marriage of their daughter, Miss Barbara Bruce, to John Barclay Martin, Indianapolis. The wedding took place Jan. 23 in Greencastle, Ind., where the couple is to reside.

Mr. Martin is the son of Mr. and Mrs. J. W. Martin, 2215 Brookside Ave., Indianapolis.

Club To Hear Talk By Mrs. Isaac Born

"Then and Now—Fifty Years" is to be the subject of Mrs. Isaac Born's talk at the Monday Club meeting following a 1 o'clock luncheon Monday at the Butler University chapter house. Mrs. L. E. Clark is to give a musical program, to John Barclay Martin, Indianapolis. The wedding took place Jan. 23 in Greencastle, Ind., where the couple is to reside.

Concluding Talk on Books Is Arranged

Mrs. John Mellett is to give the last in a series of book talks, at 10 a. m. Wednesday in Ayres Auditorium. She will review "The Nile," by Emil Ludwig and "Theater," by Somerset Maugham.

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Wonders If She Erred in Having Date

Girl Told Nothing Wrong In Going Out With Man Just Met.

Put your problems in a letter to Jane Jordan who will answer your letters in this column.

DEAR JANE JORDAN—I feel that I did the wrong thing, but I want you to say that I did. Some time ago my boss, while away from the office, sent a gentleman to me for some typing. This work kept me past the usual hour for quitting. This man offered to take me out to dinner since I would have missed the evening meal in my home. I accepted and later went to a movie with him.

He is 15 years older than myself and was in the city on business. It seemed the easy and natural thing to do at the time, but when I talked it over with my mother later, she advised me that such actions could cause a lot of trouble. She also told me it would not have looked very well if I had been seen by my boss. I would appreciate your advice on the same.

YOUNG OFFICE GIRL.

ANSWER—Although I have read your letter several times in search of something wrong, I am still filled with amazement that anyone could find fault with so simple an occurrence. If the man was a masher, or an unscrupulous person who made himself objectionable during the evening I could understand your mother's concern.

But if I am correctly informed, he was a gentleman, and a stranger in town, who merely wanted someone with whom to spend the evening. I do not believe your employer is interested in the way you spend your time after working hours. Why should he care?

I do not believe that all men are hunters. I do believe that any well-bred young woman has judgment enough to avoid an invitation that conceals an improper advance. I think it would be unfortunate if you became so suspicious of men that you could not accept a well-meant invitation to dinner without expecting to be insulted by the man or suspected by your employer.

It is not well to be too distrustful, but after all, dinner and the movies do not offer a very wide opportunity for evil, even if your companion is a scoundrel.

DEAR JANE JORDAN—I am going with a girl who is in love with a fellow in the Navy, but she also says she loves me. She is engaged to him, but since he has been away I have seen her pretty regularly. I love her with all my heart and would do anything for her.

He has been gone for about a year. I'm sure she hasn't forgotten him and doubt if she will. He probably will be home this summer for a while, but not to stay. What would you advise me to do: Wait and see her reaction to him when he gets home, or step out of the whole affair right now?

ANSWER—You have the advantage of propinquity. It is harder to love at a distance. If you want the girl, you'll probably get her.

JANE JORDAN.

Teacher Addresses Museum Science Class

J. R. H. Moore, Manual High School history department head, spoke to the Children's Museum general science class this afternoon. His subject was "Old and New Civilizations and Their Relationships."

This morning Mrs. Tristram Coffin, of the Museum Guild,