

# Legal Arguments Delay Tot's Testimony In Own Behalf

## Court May Recess Trial Until Monday

Defense Asks For Directed Verdict

By VICTOR PETERSON  
Times Staff Writer

MADISON, Ind., April 3.—Lengthy argument of counsel today delayed the testimony of Mrs. Lottie (Tot) Lockman in her own defense. She is accused of attempted murder by poison.

The Jefferson county "good samaritan" was scheduled to take the stand today as first witness for the defense following resting of the state's case.

However, opposing attorneys engaged in long verbal duels relative to a defense motion asking the court for a directed verdict.

### State Rests Case

The motion was introduced when the state rested its case. The defense argues that the prosecution has failed to prove that the 63-year-old housekeeper was the sole person who could have given poison for her former Dupont employer, Mrs. Mayme McConnell.

How long Judge Harry E. Nichols, Jefferson county circuit court, will take to rule on the motion is a matter of doubt. It appears possible that the court may be recessed until Monday. The judge has announced that there will be no session tomorrow, Good Friday, or Saturday.

### Be First Witness

It has been indicated that the defense motion will be overruled. Should the decision come today, Joseph Cooper, senior defense attorney, said that the accused would be the first witness for the defense.

In resting its case, the state presented evidence intended to show: ONE: That over a long period of time Mrs. McConnell consumed a large amount of mercury.

TWO: That the defendant often spoke obscenely of the alleged victim, even in her presence.

THREE: That the defendant predicted the death of Mrs. McConnell saying that it would be for the best.

FOUR: That the defendant had almost tyrannical control over the McConnell household.

FIVE: That the defendant made an open play for the affections of her wealthy male employer.

The state evidence failed to show: ONE: That the defendant was in sole position to administer poison to her invalid charge.

TWO: That any person ever saw the defendant administer poison.

THREE: That there ever was mercury in either the McConnell or Lockman household.

FOUR: That mercury from any source ever was in possession of the defendant.

Late yesterday the state completed its direct examination of Mr. McConnell. His testimony followed the pattern of others as to the "Dr. Jekyll and Mr. Hyde" character of the guitar-strumming housekeeper.

### Praises Her Efficiency

Though testifying against his former employer, Mr. McConnell praised her for her efficiency, industriousness and business honesty.

The defense earlier had charged Tot was nothing more than a "McConnell slave."

Mr. McConnell said: "Mrs. Lockman was a slave of her own making. She controlled her hours, but she never once complained to me about overwork."

He said he had no personal knowledge of unkindness or roughness on the part of the defendant toward his wife. He added, however, that others, including his wife, had complained of such to him.

### Concerned on Recovery

There were times, he said, when Mrs. Lockman seemed concerned over the recovery of Mrs. McConnell. This was after the invalid was hospitalized last year, and tests were being run for poisons in her body fluids.

"When I returned from a trip to California, Mrs. Lockman said my sister-in-law (Mrs. J. S. Kirkpatrick) believed someone was trying to poison me," Mr. McConnell said.

"In the next breath, she said: 'They've got nothing on me.' 'Every time I would visit Mrs. McConnell in the hospital, Mrs. Lockman would ask if there was any report on the tests.

"Twice she asked me outright if I thought she poisoned my wife."

"I told her, I hoped not," Mr. McConnell said.

### No Mercury Traced

Earlier Graham Tevis, state police detective in charge of the case, said it had been impossible to trace any mercury to Tot.

Meanwhile, the alleged victim has suffered a setback and arrangements have been made for her admittance to Kings Daughters hospital here.

Dr. E. C. Cook, family physician, described her condition as very serious. Mrs. McConnell is afflicted with a chronic heart condition and kidney ailment and a crippled foot.

## Four Killed Flying Home for Easter

ELIZABETHTON, Tenn., April 3 (U. P.).—Three coeds homeward bound for the Easter holidays and a brother of two of the "girls" were killed yesterday when a private airplane crashed and burned in the mountains 15 miles from here.

The dead: C. Oliver Brown Jr., the pilot, and his sisters, Shirley and Mignon Brown, all of Columbia, S. C., and Mary Lou Cox of Johnson City, Tenn.

The girls attended a small college at Bristol, Tenn.



LAST STATE WITNESS—Forrest McConnell, wealthy Dupont employer of Mrs. Lottie (Tot) Lockman, was the last witness against Mrs. Lockman as the state closed its case today.

## Oscar the Octopus Ready For 'Operations Seaweed'

By HENRY MINARD  
United Press Staff Correspondent

SEATTLE, April 3.—A mountain-climbing octopus, Oscar II, and his trainer, Ivar Haglund, were en route today to "climb" the mountain-infested waters of the Alaskan gulf.

The 11,350-foot underwater sea mountain, Mt. Miller, was their destination.

Discovery of giant submarine peaks 900 miles northwest of Seattle by the U. S. coast guard and geodetic survey, is responsible for Mr. Haglund's latest stunt.

"Man still has not invented a diving suit to withstand the terrific pressures involved," said Mr. Haglund. So the actual climbing will be done by a "scientifically trained octopus."

According to the balding aquarium owner, Oscar's greatest hazard in scaling Mt. Miller is that he must start from the top and "climb" down.

"Ordinary mountain climbers start off fresh to scale dryland peaks. My Oscar will have to battle down to terrific pressure depths. At the halfway mark he might falter and fall the way up to the top," he said.

Oscar, it seems, has received rigorous prepping for "operations seaweed."

"Twenty-five minutes immersion in Alaskan waters would kill the toughest man. My Oscar loves it." When the expedition glides over the peak of Mt. Miller Oscar will be dropped overboard leashed to a two mile wire.

## Widen Search For Bank Bandit

SPENCERVILLE, Ind., April 3 (U. P.).—Ohio and Michigan authorities joined Indiana police today in a search for a youthful freckle-faced bandit who held up the Farmers and Merchants bank late yesterday. He escaped with between \$3000 and \$4000.

Miss Margaret Schaney, 27, was the only clerk on duty when the young man, wearing a light scarf over his face, entered the bank shortly before closing time.

Keeping one hand in his overcoat pocket, he demanded that Miss Schaney give him a large amount of cash on the counter before her.

The bank clerk said she didn't hesitate. "It looked like he had a revolver," she said.

The bandit fled toward Ft. Wayne, 25 miles away, in a new Studebaker bearing Ohio license plates, police said. A police blockade was set up around the area.

The youth was described as being about five-foot-four, weighing about 140 pounds.

## Charter Centennial Plans Outlined

Centennial observance of the chartering of Indianapolis in 1847 will be held this summer.

Plans were presented yesterday at a luncheon meeting of the Indianapolis Theater association. The celebration is scheduled to begin the last of June or the first of July. It will last all summer.

A parade of floats and special activities at the Butler bow are among the scheduled events.

The junior chamber of commerce and a committee appointed by the mayor will help outline the program. The mayor's committee will hold its first meeting at 4 p. m. Tuesday in city hall.

### DR. OLIN WEST RETIRES

CHICAGO, April 3 (U. P.).—The board of trustees of the American Medical association today announced the resignation of Dr. Olin West, Nashville, Tenn., as A. M. A. president-elect. Mr. West, 72, retired because of illness, the board said. He will be succeeded by Dr. Edward L. Bortz, Philadelphia, A. M. A. vice president.

## In Indianapolis

### EVENTS TODAY

Shrine Circus, mural temple.  
Phi Delta Theta fraternity, meeting, Hotel Warren.

### EVENTS TOMORROW

Shrine Circus, mural temple.  
United Brotherhood of Carpenters and Joiners, meeting, Columbia club.  
Phi Delta Theta fraternity, meeting, Hotel Warren.

### MARRIAGE LICENSES

Don William Brown, 3249 N. Arsenal; Evelyn Kathryn Burris, 918 King.  
Ralph Clarence Brown, 1920 Sharon; Florence Elizabeth May, 6108 Brookville rd.  
Francis Maurice Cleary, 274 N. Belle View; Elizabeth Louise Weland, 29 E. Warman.  
George Edda, 621 E. McCarty; Sallie Jane May, Hodgenville, Ky.  
Chester Clarence Foran, 8843 Fulton, Detroit; Pauline Gladys Danner, Montpelier, O.  
Stacey E. Goble, 228 W. Ray; Stacy Irene Hendrix, R. R. 1.  
Edward Hildinger, 2641 Pearson; Iris Jean Evans, 38 S. Oxford.  
Isom L. Lindsey, 1871 Oliver; Marjorie L. Smith, 1216 S. Ninth.  
J. Ray Johnson Jr., 1036 N. Illinois; Doris Evelyn Davis, 331 N. Ritter.  
Thomas D. McBride, 3180 S. Tacoma; Marjorie Irene Schultz, 260 S. Ritter.  
John L. McElroy Jr., P. Benjamin Harrison; Julia Irene Clardy, 648 Locke.  
Merle Owen Plummer, 254 Brookside ave.; Betty Shunkin, Mary Hill.  
Frank Edward Roberts, 4017 Brookville rd.; Wanda Mae Galtner, 1441 Union.  
Michael David Sharkey, W. Lafayette; Lucille Ann Madigan, 4839 E. Washington.  
Jack Thomas Sparks, Booth Grove; Thomas Little, 609 Sanders.  
Rush Trimble, 206 S. Holmes; Lillian O. Smith, 14 S. 34th.  
Chas Thomas Watkins, 729 Ogden; Emily Norwood, 1205 Boone.  
Rudolph John Werring, Jefferson hotel; Daisy Edna Royer, Jefferson hotel.  
Marion Eugene Wheeler, 1539 Somerset; Hattie Imogene Patrick, 1539 Somerset.

### BIRTHS

At St. Francis—Henry, Gertrude Coombs; Dale, Helen Elder; Benjamin, Martha; Catherine, John, Alice Sorrentino; Ralph, Esther Thompson, and Clarence, Patricia Tuffy.  
At City—Herbert, Ruth Ann Gill.  
At Coleman—Harvey, Alyce Rockwell; Kenneth, Mary Puppert; Gordon, Donald; Vassel, Maxine Flinn, and Sam, Adeline Fiecor.  
At Methodist—Lowell, Mary Morgan; Robert, Virginia Griss; James, Patsy Buchanan; Paul, Louis Shorlander; Victor, Tremie Scott; Charles, Elizabeth Keith; and Billy, Elizabeth Northcutt.  
At St. Vincent's—George, Violet Clark; Charles, Beatrice Reinhold; George,

Helen, Herman; Eugene, Evelyn Wais; James, Bridge McCoy; Bernard, Ruth Mahan, and John, Katherine O'Connell.  
At Emory—Julia, Dorothy Smith.  
At Home—Charles, Grace Viera, 643 Coffee.

### Boys

At St. Francis—James, Arleen McCann; Earl, Minerva Lewis; Robert, Rose Holzer; John, Virginia Jones; Eugene, Edith Thompson, and Chester, Opal Hendricks.  
At City—Clarence, Minora Lee; Lewis, Mary Fresh; Herbert, Viola Parrett; Henry, Marcel Rose; Andrew, Jimmie Louise Payne, and Henry, Betty Calaine.  
At Methodist—William, Betty Phoenix; Charles, Jo Ann Martindale; Albert, Viola Bridger; Richard, Charlotte Skiles; Dale, Marjorie Stanley; Harold, Nancy Todd; Edward, Marjorie Burgess; Virgil, Mary Van Arsdale; Edson, Gladys Nicholas; Clifford, Georgiana Brunt; Charles, Ryle Evans; Paul, Irene Hobbs; James, Andrew Frost, and Plaugher, Marie Wilson.  
At St. Vincent's—Clayton, Bernice Short; Norman, Wilma Blackwelder; Wilbur, Dorothy Kaufman; Clifford, Anna Ewing; John, Margaret Adams, and Clyde, Grace Johnson.  
At Home—Melvin, Colleen Green, 337 Patterson.

### DEATHS

George W. Harris, 47, at 1441 S. New Jersey, nephritis.  
William Gardner, 51, at Long, carcinoma.  
Wes Hutchinson, 58, at 412 W. 16th, cardiac vascular renal.  
Saido A. Nichols, 76, at City, carcinoma.  
Charles D. Jackson, 48, at 56 N. Mount, arteriosclerosis.  
Mary B. Vanhook, 80, at St. Vincent's, carcinoma.  
Flora B. Modert, 76, at Methodist, carcinoma.  
Edward W. Luodemann, 60, at 2544 N. Illinois, cerebral hemorrhage.  
Henry J. Bessel, 54, at City, pneumonia.  
Cora M. Hart, 60, at City, coronary artery.  
Charles D. Egan, 60, at 2635 N. Meridian, arteriosclerosis.  
Alice M. Shoum, 87, at 2090 Guilford, arteriosclerosis.  
Evelyn Johnson, 47, at City, pneumonia.  
Ralph B. Harris, 61, at 2800 E. 17th, coronary occlusion.  
Elmer V. Dill, 70, at 2340 S. Randolph, cancer.  
Ida Douler, 77, at 622 N. Bancroft, pulmonary edema.  
Mary Shannon, 78, at St. Vincent's, peritonitis.  
Joseph Allen Shookles, 88, at City, peritonitis.  
Christopher C. Dodson, 71, at 326 W. 11th, hypertensive heart.  
Virginia Mae Killough, 88, at City, pulmonary edema.  
William F. Breidenbach, 67, at 411 N. Bancroft, myocarditis.  
Amanda Hollowell, 48, at City, prostatic carcinoma.  
Ray Edward Storp, 64, at Methodist, glioma.

## Fastest Jet Bomber Passes First Test

MUROO FIELD, Cal., April 3 (U. P.).—The nation's fastest bombing plane—the four-jet-propelled XB-46—began a series of tests today at the army's airplane proving grounds here.

The Consolidated Vultee bomber flew here from San Diego, Cal., yesterday on its initial test hop.

Speed of the experimental bomber, completed after two years under close secrecy at the Convair San Diego plant, was withheld, but it reportedly exceeds 500 miles per hour, making it the nation's fastest bombing plane.

The wings span 113 feet, seven feet more than the fuselage length, and the plane has a 91,000 gross weight.

The experimental model contains neither armament nor radar, although it includes space for both.

## Dynamite Blast Shakes Dallas

DALLAS, Tex., April 3 (U. P.).—A ton of dynamite on a parked truck exploded early today. The blast critically injured a fireman on an engine speeding to the burning truck.

The explosion tore a 10-foot crater in the suburban Dallas street.

The blast damaged a filling station, shattered windows in North Dallas and suburban areas and awakened thousands of Dallas residents. Force of the explosion was felt three miles away.

The dynamite exploded when the fire engine was 50 yards from the burning truck.

The truck was abandoned 15 minutes before the explosion by G. E. Black, 36, the driver, and his mother, Mrs. J. D. Black, both of Ft. Worth. They were driving the dynamite to a firm in Henderson, Tex.

## Hoffmann Names 2 More Officers

Judge Joseph O. Hoffmann of juvenile court, today appointed two additional probation officers.

They are Miss Anne R. Lipken, 953 High st., and Mrs. Kathleen Sharpe, 3960 Rookwood ave.

Miss Lipken, a graduate of Butler university, has been employed for the past four years by the Marion county department of welfare and has worked in the aid to dependent children and child welfare divisions.

Mrs. Sharpe has been doing volunteer work at the Y. W. C. A. and Flanner House. She is a graduate of Wilberforce university, and has served in the division of public assistance at Dayton, O. She also taught social studies at Huntington, W. Va.

## Movie Fan Clubs Ban Bobby Soxers

HOLLYWOOD, April 3 (U. P.).—America's 500 movie fan clubs promised frate film studios today that not a bobby-soxer will be visible at the fans first annual convention here in June.

The studios had told the clubs to hold their convention elsewhere because they didn't want to be bothered with a horde of unchaperoned youngsters.

"Delegates must be 18 years of age or over," explained Mrs. Ellen Route, president of the International Fan Club league.

"Their average age is 28. They're not bobby-soxers who make nuisances of themselves, but respectable citizens."

The studios had snapped in a 400-word letter to Mrs. Route that they would extend no co-operation to the meeting.

## New Underpass Opens Tomorrow

The W. Morris st. underpass, a 22-year dream of the Interstate Civic League, will be opened to traffic tomorrow.

A ribbon stretched across the street at the underpass will be broken when Mayor Tyndall, the city, civic league and Belt railroad officials ride in the first car through the underpass.

The ceremony will begin at 10 a. m.

Workmen today moved out stands set up in the area for a five-day street fair held in celebration of the installation. While the underpass will be open for auto traffic, work on trackless trolley wires, has not yet been completed.

Strauss Says—

"TRADITION WITH A TOUCH OF TOMORROW"



In the Shirt Cases on the First Floor—A Man will be greeted with an assembly of VAN HEUSEN Shirts

HE WILL HAVE before him a notable collection—in greater numbers and wider choice—than he has had in a long, long time.

HE WILL BE ABLE to choose from a series of stripes—than which there is nothing whicker—fine white pencil stripes on blue, on green and on brown—with a stay-collar—4.50.

HE WILL COVET the Van Heusen plain tones—a cream tan—a mist blue—a soft green—These have the wide spread fused collar (just right for a knit tie—or any other four-in hand, particularly if tied with a Windsor knot)—3.95.

AND ALSO—the White Oxford Cloth shirts—with the button-down collar—comfortable, good looking—(a MUST for many a man)—4.50.

Ready Now—for Easter—for Spring—Thank You.

L. STRAUSS & CO., Inc., THE MAN'S STORE