DEVELIN ATTACKS LEGALITY OF PLANS FOR VICTORY HALL

Says Structure Should Be Built by Officials Responsible to and Directed by Council

STRESSES NEED OF LAWS TO CENTRALIZE AUTHORITY

County Commissioners Say They Will Not Change Any Part of Their Program

Councilman James A. Develin, independent leader of City Council. aunched an attack today against the legality of plans of the County Commissioners to build a Victory Convention Hall at a cost of \$4,000,000 and possibly more.

It is hinted that Mr. Devlin's objections may lead to a taxpayers' suit against the expenditure of the money by the Commissioners. In fact, the question of starting suit has already been discussed by Mr. Develin with Connell's committee, for instance, will Owen J. Roberts, an attorney.

Develin's Objections

grounds to the proposal of the County salaries for county officers and one Hot on Head With Pipe, He Keeps Commissioners to build the Victory playes, and forcing the city to pay the Convention Hall are based on three salaries out of lead taxes. This propoints; First, that the Act of Assembly which gives County Popularies which gives County Countissioners is in the total to confraint expenditure.

throughout Pennsylvania the power to the build such a structure does not apply build such a structure does not apply appropriate in the properties of the same in the same of the same in the same of the same in the same of the sam

Grand Juries, which was a direct con- department of tublic works. Separate mand to us to place the question he- building authorities. It is shown by ex-

At the election in November, 1921. known to Mr. Develin. They have been well known to the Mayor to whose at well known to the Mayor to whose at General Situation O

the State Legislature should study the growing complications in Philade phia's finances in relation to new public buildings and do something to vest control of funds and work in the Civy Council and the Administration, thus eliminating the possibilities of extravagance, wastefulness, ost motion and lack of check inherent in the separate legal entities of the city and county government, and in such bodies as the County Commissions ers, the courts and the Park Commissions of this movement was aroused by an editorial published it yesterday's Public Linders, which discussed the Victory Hall plans and proposed that the structure be built by officials responsible to Council. controlled the structure be built by controlled to Council.

Looking to Pinchot

Those in sympathy with the plan of centralizing control of public buildings and expenditures are confident of the support of the new State Administrasupport of the new State Administras

Bernard M. Baruch writes his impressions of Garet Garrett's Warl Street novel, "The Driver." (Dut-Dr. Howard A. Kelly, of Johns

Hopkins University, contributes a remarkable review of Dr. William W. Keen's book, "I Believe in God and in Evolution." (Lippincott.) Felix E. Schelling, University of

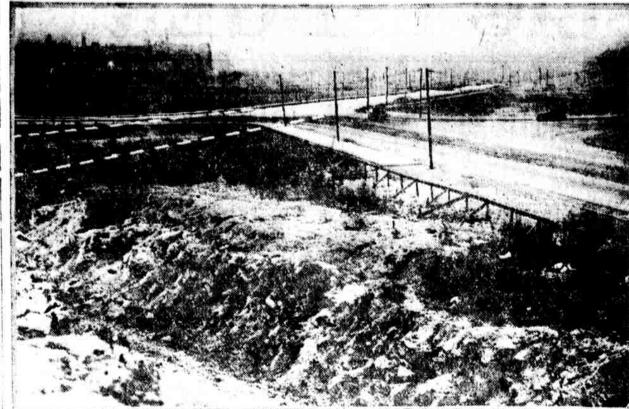
Pennsylvania, pays warm tribute to "Letters of Horace Howard Fur-ness." (Houghton-Mifflin.) Henry G. Bryant, past president

American Alpine Club, commends
"The Call of the Mountains," by
LeRoy Jeffers. (Appleton.) Jeannette Phillips Gibbs reviews "The Kaiser's Memotrs." (Harper.) Reviews of latest fiction, includ-ing Archibald Marshall's "Pippin" (Dodd-Mead), and "Once Upon a Time," by A. A. Milne. (Putnam.)

Attic Salt-Shaker," by

except what catch in buckets.





This cavity, twenty feet deep and forty feet wide, extending from Twenty-third to Twenty-fifth street near the Green street entrance to Fairmoint Park, prevents completion of the Parkway. Director Caven, of "uslic Works, asserts. The dotted lines show how Mr. Caven Stants to continue and complete the Parkway. The Fairmount Park Commission wants to build a trolley subway in the ditch so cars will not run past the Art Museum

BARTENDER FIGHTS THUG. SAVES CASH HAPPY WITH HER PRESENTS

ask the Legislature to give City Cornell the power to fix all salaries for which Council into to provide the funds. This

posal contains the same basic files as A plucky right by the bartender, after Miss Carrie Liberty, the girl enddy who he had been wounded, saved the cash has in the Abington Memorial Hospital. tions, the defe

taxation levied by the Commissioners, whereas the Act of ISM climities with the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the County levied and appropriate is that the debetton the control of all public benifts is the protect standard from the people of the Board of County Commissioners, said today;

"The County Commissioners are good to the county commissioners are good to county commissioners are go

perience. say independents, have a tendency to till up tests because of the

Tone of Roasting Poultry

known to the Mayor, to whose attention this not was called before a single step was taken.

"Every step taken by the County Commissioners has been given fullest publicity and, up to this time, has held apparent approval of exceptbally." The question which may arises be apparent approval of the first place the Victory than the first place the Victory Hall seed the big market days for the holidars in South Jerschner to the Windows willed, with a dispersal the first place the Victory Hall seed the big market days for the holidars in South Jerschner to the Windows will be southed the will of Funnie Comer.

"Etmer, N. J., Dec. 17.—Today its supplied to that." And so the will of Funnie Comer.

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"To the Society for the holidars in South Jerschner to the will of Funnie Comer.

To the Society for the holidars in South Jerschner to the will only the will not travers the comer. To the Society for the holidars in South Jerschner to the will only the south of the will of Funnie Comer.

To the Society for the Pleasantly Surprised.

To the Society for the holidars in South Jerschner to the will sold the whole does not be the will sold the whole does not be the comer to the whole of the particular reference to the Victory the holidars in South Jerschner to the will sold the whole does not th why this issued, a color in a contract alors over the legality of the precedings, where the third strength is to be all the properties of the country of the properties of plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are now under vary to call on the plans are within the charge of the district of the plans are now under vary to call on the plans are now under vary

Unable to Work, Youngest of Three
Children Has Pneumonia
Mrs. Carolins Puddi, a well-weight for the front wall was fulling.
Mrs. Carolins Puddi, a well-weight for the front wall was fulling the front wall was fulling the observed by the march of death in the front wall was fulling.
Her youngest child, Joseph, fiften months old, became ill with measles, which developed into pneumonia for the sample of the first the front wall was fulling.

Mrs. Carolins Puddi, a well-weight with the front wall was fulling.
He dived through a window in an effort to escape, but was pinloned by wrecking. Assistant Chief "Smoky Joo" Martin and two policemen rescaled him. The last rites were administered as he was rushed to a hospital. Physicians said his condition was seried.

Physicians guless come will insist the form developed him arch of death to the ometery and saw Joe Carnagin and Leva Mann shooting there, was pure fabrication."

Defense will show, says Kerr, that George Nelson, who testified he saw Otis Clark at Moak Crossing where the mine superintendent was killed, "deliberately fulsified," and that William Goedham, who destored him the firment when startled arises of spectators warned by the other of the united story of Dr. O. F. Shipman, who destored him the chief of watnessed the march of death to the ometery and saw Joe Carnagin and Leva Mann shooting the other other warned him their the front wall was fulling.

We have a superintended to the ometery and saw Joe Carnagin and Leva Mann shooting the other other warned him their the front wall was fulling.

We have a superintended to the ometery and saw Joe Carnagin and Leva Mann shooting the other other warned him their the first the front warned him their the first the first mark the first m

Deaths of a Day

centralizing control of public buildings and expenditures are confident of the support of the new State Administration for the reason that Mr. Plunched in the state of the same character of the state of the same character of the state of the same character of the state of the s Hever and Miss Ethel E. Hever, harry of Funeral services will be held at the tracking

Battered Schooner Rescued in Mid- Interment will be private. Alice End ocean-Crew Almost Famished MORDICAL S. PLUMMER

New York, Dec. 22. — The 590-ton seho ner Rosa Ferlita, of Tampa, wallowed and labored into New York harbor last night in tow of the United States liner President Garfield, a and Welfare Worker Arbor 12. The first 21. Welfare 12. The first 21. Th

States liner Iresident Garfield, a bruised and battered buk that looked as though she might have been a ghost ship risen from a Clark Russel sension.

She carried no course, except a torn ligger that flapped crazily from her foregoek; her mizemast had been ripped off by the gales a few feet allowed her deck and her sea author had been warden of the was associated with the In Pont company. Born fifty-live years ago less and ber decks were littered with torn and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired and aimest function and broken gear—and over her rails leaned nine tired

ARE YOU LOOKING FOR HELP? PERhaps the very person you want is adverticing under Situations on page 29.—Adv.

and four children.

APARTMENTS TO SUIT EVERY PURSE,
and meet every jequirement may be found
guickly by consulting the Apartment column
on page 29.—Adv.

APARTMENTS TO SUIT EVERY PURSE,
funeral service. Sunday, 12:30, at an guickly by consulting the Apartment column
on page 29.—Adv.

APARTMENTS TO SUIT EVERY PURSE,
funeral service. Sunday, 12:30, at an guickly by consulting the Apartment column
on page 39.—Adv.

AT HERRIN TRIAL

Judge Refuses to Order "Not Guilty" Verdict and Strike **Out Evidence**

PLOT IS NOW CHIEF ISSUE

By a Staff Correspondent.

of the Evening Public Ledger Marion, III., Dec. 22 .- Judge Harttions of the defense that all testimony presented by the presecution be excluded and that the jury be directed A UHRISIMAS The defense made twenty formal motions, in all, and the court refused to sustain any of them. The contention of the defense was that the testimony evidence and not pertinent to the five defendants who are on trial on charge defendants who are on trul on charge of murder in connection with the Her-rin riots of June 22.

In overruling the motions Judge Hartwell said but he did so because of the State "theory of conspiracy, which called for the admission of testimony which did not directly concern any one

a part, then the jury can place guilt upon any one of the units in this concourse of action.

resulted from a great concourse of ac-

of the five defendants.

IGIRL CADDY IN HOSPITAL

Christmas for Carrie Liberty Made

Bright by Flood of Gifts

CATHOLIC INSTITUTIONS

Catholic churches and institutions

DR. LORENZ'S SON SAILS

Defense Begins Testimony After the court overruled the motions, the defense began presentation build such a structure does not apply the issues involved may figure in the presentation to Philadelphia; second, that the act in approaching inaversity election.

The issues involved may figure in the presentation of evidence, Twenty-five witnesses and the saloen of Mrs. Patrick Coyle in the saloen of Mrs. Patrick C

charged with the murder of Howard Hoffman, one of the strip mine guards, did not participate in the rioting. "At the election in November, 1921, tendency to pic up case because of the it was overwhelmingly approved, lack of immediate comparison of the inevitable some time. They have been well known for penses and because of the inevitable some time. They have been well growth of independence of a tion in New Jersey Farmers Supplying Faith Society by Fannie Connor was made upon them by their acts of was the March

More than fifty families were driven from their homes by the fire, the origin of which is unknown. The damage was columned at more than \$100,000.

"deliberately fulsified," and that William Goodham, who testified to having heard Otis Clark shout "We ought to take 'em out and kill 'em," falsified too.

Kerr sleep not comment on the testi-

mony of the four survivors, but ex-presses the belief that the case of

New York, Inc. 22.—Because his lack of knowledge of the English language to add study doubly difficult, Conrad Lerenz, volument son of Dr. Adolf Lorenz, volument son of Dr. Adolf Lorenz, of bloodless surgery fame, who

Vientue.	Wolf at Interment Mt. Moriah Cameter
ODAY'S MARRIAGE LICENSES	Friends mar well Safurday evening. FITZPATHUR — Dec. 21, 1922, ROSE Mannet r of the late John and Mary Fit
Parking took & Stheet, and Maria	patrick. Delatives and friends are invit-
The Merica Alg N. 511 st , and Lizzio	the residence of her nephew. Frank C. N.
A Streeter 53 N Douglas et., and	erny to open mass at Church of Our Lady
A Streeter, 53 N Douglas etc. and 25 St. Street 4835 Woodland ave. 25 F. 14 Lt. 5354 Attel st., and Alice	Lournies 15 A. M. Interment private, 2 Patrick's Conserve, Norristown.
	NOTE: THE PARTY OF
Table 15 Very 1826 Mount Vernon et., 12 June 15 Vernon et., 12 Vernon 12 Vernon Barbara W. Va.	husband of Rebecta Moeller (nee Bucha
of the 21 Westing Parketing W. Va.	Lodge So. 385, P. and A. M., Oriental R., Chapter So. 183, Coriethian Commander
10 1 to 1	No. 53. K. T. and employes of N. Suelle
test Witter 542 N. Seth et , and Rachel buland. Life exclor et	burg unif re department, are invited to I neral. Tureday 2 P M. residence, 928
ere (2.11 645 Jackson et , and Anna H.	Sartain of Interment Mount Vernon Con elect France may call Monday evening.
man Historian 1833 E. Cambria M., and	CANNON - 1 we 20, 1922, FRANK, ht
to a handerte 2020 Kennington ave.	hand of Mary Compan (see Colligan). Rel
holder . 512 South st. Haines st., and	Tuesday, effor A. M., from his late re- dence, 728 H. Willard at. Bolean requi-
BILL M. CALIFARA, New York City.	muse ht the Church of the Ascension,
and Heat, 2003 Stope st., and Mary Tom-	A. M. Internett Holy Sepulchry Cemeter MacREILE - Dec 21, 1922, SARAH MacREILE Faueral, Tuesday, 839 A. M.
Lia Charlein, Atlantic City, N. J., and didned Van Hise, Atlantic City, N. J.	tuta regulation 5507 Regent at Soleron t
ther P. Frees, 334 Wrote st. and	outers than at Church of the Most Bless
and lifetor, 1700 8 7th st., and Rose	WATERMAN - At her residence, 87
Adelman, 170s S. 7th et.	daughter of the late Colonel Joseph a
Sizabeth Stroman, 1987 Alter st., and in H. Luquhue, 4521 Spruce at, and	Ann S Waterman Due notice will
truce A. M. H. Welker, 3218 N. 27th et.	ROWAND - On Dec. 21, 1922, WILLIA
Martha E. Meyne 2*40 N Lambert #1.	B. husband of Mary Rowand, aged 69 yea. Relatives and friends, also Camp No. 83
cris Dubin 45 N. Vandell at , and Rose Connect 1884 Orthodox 81.	O S of A members Trinity Methodist Ep
Man E. Taylor, 2014 N. 16th et., and	Sunday, at 2 P. M., from late residen
Citation II. Cames, 1819 Page at. gar f. Mathews, Wayne, Pa., and Sadio	165 Wildwood ave. East Lansdowns. Frien may cell Saturday evening. Interment Fer
M. Crutno, Wayne, Pa. ana Eister, 8711 Spruss at., and Minnie	Wood Cemetery, ACKER On Dec. 22, 1922, JACOB
Enrille, 023 Petropourt are arga Young 22 Count ht., and Enrabeth	ACKER Relatives and friends are invit
struct thank as them but but but but	to the sorthe on Sunday at 2 P. M., at 1

the guards or gunmen were the aggressors and brought on any attack that was made by their acts of provocation and challenge." The statement concludes "that, as an

evidence of his charge made in the opening statement that those who prosecuted in this case were extremely careless in the selection of defendants the defense would establish beyond peradventure by hundreds of witnesses farmers and laborers and others of th best citizens of Williamson County that the defendants now on trial had no pos-sible connection with the killing-

Kerr evinced no bitterness because h aid labor almost always expected it but he took serious umbrage at the at titude of the press generally, and par-ticularly in the headline featuring o the stories while the case of the prosecution was being put in.

Marion, III., Dec. 22.—Judge Hart-well, presiding at the first of the Her-rin massacre trials, today denied mo-

1700 Pupils Make Merry Celebration at Madison School

What is nationality or even color where Christmas is concerned? What "No matter who killed Howard Hoff-man," said the Judge, "if the jury finds from the evidence that his dea.h matters it if skin le swarthy or fair when Santa Claus is near?

A bit of Christmas color from foreign lands crept in o the children's entertion of which the five defendants were tainment at the Madison School, Newparket and Green streets, today. Italy, fair and smiling in the sunshine, was rought on strains of exquisite violin Bustling farms of Russia with their stolid workers were suggested by Russian folk songs, and the far-away lands of Poland were brought into the redbrick school building by a fantastic

> 1700 pupils celebrated the day of days. The four classrooms on each floor were thrown into one, and each vied with the other in decorations—long chains of green and red paper, which had been dassrooms, leaving little fingers sticky: in hand-made paper baskets, glittering tinsel and shining balls.

> > Girl's Dance Delights

To the music of a phonograph, seven-year-old Vera Waliskowsky, it Polish girl, did a spontaneous dance. aded green and white checkered dress. white bloomers showing just a trifle and straight hair hanging to her shouldery, she piroutted about the floor, No one had taught her any steps; she just danced, a happy smile on her face supremely unconscious that several hundred of her schoolmates and several eachers were watching.
Violin solos were played by Marcello, a sixteen-year-old Italian boy. He swayed as his instrument obbed one moment and fairly danced the next, and was rewarded with a

burst of applause from the little people who listened so intently.

One of the features of the program was made upon them by their acts of provocation.

Prosecutor Pleasantly Surprised

State's Attorney Delos L. Duty you dance stiffy to that." And so

its Presence Declared Barrier to Completion of Plans for Beautifying Section

PARK BOARD OBJECTING be present.

Commission. The Park Commissionres refuse to consent to the filling.

Director Caven has placed before flayor Moore a plan for filling the reach and completing paving of the Park Commissionrance whereby the Park Commission rs' wishes would be ignored.

The trench has remained open for on the job aneau of his employes. For two years, necessitating a long detour by motorists and proving an effective managed by a son.

Mr. Rodenbaugh has been a keen by the city. Eli Kirk Price, chairman bunter all his life, and he is as much DANCES, SOLOS FEATURE of the Committee on Superintendence interested in tracking the game today

Caven Says He Is Helpless

The Director railed at the fact that while he has the money for the completion of the Parkway roadbed, he is helpless in his efforts to do the work which would provide a direct route from the Park entrance to City Hall.

Director. over the trench, making a tunnel for trolley traffic, but he has no money with which to do the work, so that there is no immediate prospect of the detour at the head of the Parkway being eliminated. I have the money with which to do the work and am eager and ready to do it. Mr. Price, however,

says no. "I am in favor of simply going chead and doing the work in spite he of the refusal of the Park Commission she to accede. I have spoken to the Mayor about, it, and he is very auxious to have the detour climinated."

At present a motorist desiring to enter or leave the Park at the Creen street entrance must traverse the 'gooseneck" detour.

A Barrier to Progress

The presence of a trench 20 feet Being Neighborly Twenty-third to Twenty-fifth has made it impossible for the way Barcau to complete the Parkway.

Trolley cars, motortrucks and
private automobiles daily scramble around the bend at Twenty-third street. Automobiles appear in both directions. while the trolley cars run north at that point. The automobiles then enter Pennsylvania avenue, which, although it has a width of eighty feer on the ity plan, is much constricted because 'smoke stacks' of the underground ratirond jut up in the middle of the thoroughfare.

The congestion on the Pennsylvania

avenue detour necessitates censeless vigilance by park guards and automobile travel is impeded by the sharp bend at Twenty-third street and Pennsylvania

AGED COUPLE TO BE HOSTS TO 8 GREAT-GRANDCHILDREN

Mr. and Mrs. Ruben Rodenbaugh Will Entertain at Dinner Sunday afternoon Mr. and Mrs. Ruben Rodenbaugh, aged eighty-three Ruben Rodenbaugh, aged eighty-three and seventy-three years, respectively, residents all their lives of Montgomery and Bucks Counties, will entertain their six surviving children, eighteen grand-children and eight great-grandchildren at a sumptuous Christmas dinner. The couple decided to give the feast on Sunday instead of Christmas Day, in order that the entire household might be present.

A trench, several hundred feet long, at the head of the Parkway, threatens to cause an open break between the Department of Public Works, which wants it filled, and the Fairmount Park Commission. The Park Commission-

rs' wishes would be ignored. ing during those years he was always. The trench has remained open for on the job ahead of his employes. For

FIND GIRL UNCONSCIOUS

Said to Have Taken Overdose of Drugs-Man Held

Ella Clayton, 1812 Tancy street, in unconscious at Memorial Hospital teday, suffering from an overdose of par-"Mr. Price has persistently refused to permit us to do the work," said the When she was taken to the hospital prector. "He is supposed to bridge three small vials, one said to contain When she was taken to the hospital three small vials, one said to contain dope, were found in her handbag.

John Rockett, of 549 East Green lane, was held by Magistrate Dorn in \$300 bail as a material witness. The woman was found in his home before being removed to the hospital.

Rockett admitted that the woman had called at his home yesterday and that they had gone out and had some drinks in a saloon. He denied, however, that had given her any drugs or knew

OTHET LANDS AND CUSTOMS

There may be corners of the globs when
the newspaper cameraman has not penetrate
tut it is probable there is nothing the
of interest Wonderful pictures reproduce
it sepla tone by rotogravure process con

About Coal

We want to thank our regular customers for the patience they have shown. Under the present restrictions we are only able to deliver coal in small quantities. While this makes some bother for our customers and more expense for the Company, it is safeguarding many families from actual suffering.

Production figures make it certain that we must all go very carefully for ten or twe've weeks to come, and we beg our customers to order



OF CHRISTMAS GIFTS

are assured of unimpaired assortments and prompt deliveries during the closing hours of the Christmas season.

DELIVERIES IN OTHER CITIES

J. E. Caldwell & Co. beg to announce that merchandise purchased up until Christmas Eve will be delivered Christmas Day by their

SPECIAL MESSENGERS

in New York, Atlantic City, Wilmington, Washington, Baltimore, Pittsburgh and Annapolis

> J. E.CALDWELL & CO. CHESTNUT STREET BELOW BROAD

> > CHARLES ON M.