

PROTEST ON LIQUOR WRIT RULE MADE

Deputy Attorney General
Tells Prosecutor Remy
Dry Law Can Not Be
Consistently Enforced in
Marion County.

The prohibition law can not be
enforced consistently in Marion
County, complained Joe Rand Beck-
ett, deputy attorney general, in a
conference today with Prosecutor
William H. Remy relative to a ruling
on an affidavit for a search warrant
made by Special Criminal Judge
Fred McCallister Tuesday afternoon.
Remy said he would take the mat-
ter up with Judge James A. Collins
and recommend that Judge Collins
and the municipal court judges come
to an understanding as to when a
search warrant and its affidavit is
satisfied.

Conferred With Collins
Immediately after the trial Tues-
day Beckett conferred with Judge
Collins. Several months ago Judge
Collins submitted his final ruling
which he said would govern all
liquor cases tried in his court when
the question as to the validity of a
search warrant was raised. It is
believed Judge Collins may ask that
the ruling be observed while ap-
peals from municipal courts are
being specially judged.

Deputy. Elsenhut said a neighbor
complained to him about Luzzar's
residence and he obtained a warrant
from the court of Justice of Peace
Henry H. Spitzer in Haughville.

A police officer has no right to
search a home with a search war-
rant obtained on the mere hearsay
of a neighbor that liquor is kept
there, Judge Fred McCallister ruled
Tuesday, when he sustained a motion
to quash the affidavit for a search
warrant used by Sgt. John R.
Elsenhut to enter the home of
Frank Luzzar, 334 Haugh St.

Not on Hearsay
"You can't search a premises on
hearsay evidence," said the court.
"There has been no showing here of
probable cause."
"If that's the case, it makes it im-
possible to enforce the law," replied
Beckett, deputy general. The judge
ruled that the person knowing of the
violation should himself
swear out an affidavit for arrest.
Elsenhut said he found about 200
gallons of wine in the home. In
municipal court from which Luzzar
appealed, he was fined \$100 and
sentenced thirty days on the Indiana
State Farm.

SUGAR CUT HELD UP BY COOLIDGE

Senate Finds President
Pigeonholed Report.

By United Press
WASHINGTON, March 31.—The
United States tariff commission re-
commended reduction in the sugar
tariff report it submitted to Presi-
dent Coolidge, July 31, 1924, which
the President pigeon-holed, it was
revealed today when the report was
submitted to the Senate Tariff In-
vestigating Committee under a sub-
poena.

The reduction recommended it is
reduced from \$2.50 to \$1.54 per
hundred pounds. The President de-
clined to authorize the reduction
and none has been made.

LUKE W. DUFFY IS CANDIDATE

Run for Marion-Johnson
County Representative.

Luke W. Duffy, 2929 Washington
Blvd., today announced he would
file notice of candidacy for the Re-
publican nomination for joint repre-
sentative of Johnson and Marion
Counties.

Duffy, who for years has taken an
interest in agricultural problems,
was a State Representative in 1917,
and a State Senator in 1919, and a Rep-
resentative again in 1923.

He was one of the Indiana dele-
gates named by Governor Jackson
at the recent agricultural confer-
ence at Ames, Iowa. He de-
clined to accept the nomination, and
said he would introduce a bill
to reduce the tax on owners higher
taxation.

DEATHS AVERTED

From Turnover
Note.

Premier Bri-
dget has been
resignation
of the Socialist
Deputies to
the turnover
Finance Min-
ister, a part of
the measure
which would
allow the
Robert L. Bailey

Mystery Grips Gotham Trip



Here's Edgar Martin, who draws
"Boots and Her Buddies." What's
he doing on Fifth Ave.? You'll see
pretty soon, girls, on The Times
comic page.

SNOW TONIGHT IS FORECAST OF WEATHER MAN

Lion Appears as Month of
March Makes Stormy
Exit.

HOURLY TEMPERATURE
6 a. m. 48 10 a. m. 39
7 a. m. 47 11 a. m. 34
8 a. m. 42 12 (noon) 34
9 a. m. 40 1 p. m. 31

After a month of many vicissitudes
of weather, ranging from balmy
spring sunshine to biting winter
winds and snow March today started
its exit from Indianapolis in any-
thing but lamblike fashion.

In fact, the lion's tail was twitch-
ing and he was showing his teeth
when the United States weather bu-
reau gave its forecast for rain turn-
ing to snow and much colder to-
night, with Thursday partly cloudy
and colder.

There were a few snow flurries
shortly after noon.

The thermometer, which registered
48 at 6 a. m., showed a mark of
31 at 1 p. m. The mercury should go
down to about 28 tonight, weather
bureau officials said.

Tuesday night the city was
visited by rain, which totalled
seventy-eight hundredths of an inch,
but the main portion of a storm
which holds the Middle West missed
Indianapolis.

Phone Wires Down

Telephone wires in northern In-
diana, southern Michigan and
around Chicago suffered heavy dam-
age, because of a gale of sleet in
that section, according to a state-
ment of Indiana Bell Telephone
Company officials.

No estimate of damage could be
made.

No other telephone wires in In-
diana were affected, it was said.

The Postal Telegraph Company
reported wires down between Monon
and Chicago and between Dayton
and Columbus.

Western Union wires have not
been blown down to any great ex-
tent except in a section south of
Chicago, the wire chief said today.

Thirty poles down between Shelby-
ville and Greensburg tied up the
traction line until late this after-
noon.

Stacks Out of Line

Several smoke stacks in Indian-
apolis were blown out of line.

The high winds of the day brought
trouble to City Smoke Inspector
Joseph C. Buchanan, when two
(Turn to Page 2)

NEGRO SCHOOL BARRIER GONE

Injunction Denied by High
Court.

Final legal barrier to completion
of the new Negro high school at
Twelfth and West Sts., now known
as the Crispus Attucks school, was
removed today when State Supreme
Court denied Archie Greathouse,
Negro, an injunction against the In-
dianapolis school board.

Greathouse brought suit two years
ago to stop construction alleging it
was a move toward race segregation.
Superior Court sustained a demur-
rer brought by school board attorneys
on the ground of insufficient facts.

Greathouse's attorneys then ap-
pealed the case to Appellate Court,
where oral arguments were heard
some weeks ago. Appellate Court
was unable to agree on the case, trans-
ferred it to the Supreme Court,
where arguments were heard again.

In the opinion, written by Judge
Benjamin Willoughby, and con-
curred in by other judges, action in
sustaining the demurrer was upheld.
The building, now under construc-
tion, will cost about \$150,000. It
originally was known as the Thomas
Jefferson School.

Robert L. Bailey

BELL MAY NOT ACCEPT RATE BOOST

Company Must Deposit Fee
of \$122,337 Today to
Put Increases Granted by
Public Service Commis-
sion Into Effect Thursday.

Piqued by their failure to secure
larger rates increases, Indiana Bell
Telephone Company officials may not
put into effect at midnight increased
telephone service rates in forty-four
Indiana cities granted Monday by
the public service commission.

A possibility of delay in making
the higher rates effective arose to-
day in the company's failure to pay
a \$122,337.65 fee to the commission
for executing the rate order.

Company officials and attorneys
were silent on whether the fee would
be paid before 5 p. m., last minute
for complying with the law, so the
increase may be put in effect Thurs-
day.

Fear Appeal

Meantime, public service commis-
sioners were apprehensive their
power to control utility rates again
will be tested in the courts, where
they have consistently lost cases in
the past.

If the company is dissatisfied with
the rate increase order providing it
with only a 6 per cent return, when it
requested rates to yield a mini-
mum 7 per cent return, it may
appeal to Marion County courts for
an injunction against enforcement
of the rate order.

The commission might attempt to
enforce the rates ordered and sue
for the fee, because the law provides,
according to Commission Secretary
Howell Ellis, that a petitioning utility
shoulder the costs of an investi-
gation such as resulted in the rate
order. Under this law, it was pointed
out, the fee could be collected.

"Hanging Fire"

J. G. Halsted, chief appraisal en-
gineer of the Bell firm, said: "It's
still hanging fire," when asked if
the company would pay the fee.

The fee of \$122,337.65 represents
expenses incurred by the commis-
sion since April 25, 1925, in con-
ducting the inventory of Bell
property in Indiana. The law
putting the cost of public service
commission investigations on utilities
became effective April 25.

That the Bell is delinquent ap-
proximately \$50,000 in fees on the
1925 rate order was disclosed at the
commission office. The order, writ-
ten by former Commissioner Glenn
Van Auker, made no mention of
this fee and the company never paid it.

The Bell officials will receive no
certified copy of the current order
until the \$122,337.65 is paid, Ellis
said.

Attorney Silent

William H. Thompson of Miller,
Dailey and Thompson, attorneys for
the Bell firm and in charge of the
company's relations with the com-
mission, declined to be quoted on
whether the deposit will be made.

He said, however, he had not ex-
amined the order granting the in-
crease with respect to the require-
ment that the fee be paid.

Efforts to make the deposit will
show the telephone company's dis-
satisfaction with the amount of the
increase granted in the order, it is
believed.

May File Later

If the firm files the deposit at a
later date the increased rates auto-
matically will become effective.

The increase will yield the firm
\$350,000 a year more revenue.

The commission, it is understood,
originally planned to write an order
granting the company rates that
would have yielded it \$400,000 more
revenue annually, but retracted
from this plan, when the American
Telephone and Telegraph Company
reduced the charge collected from
the Bell for use of certain devices
upon which the A. T. & T. holds
patents. Percentage of the Indi-
ana company's gross revenues col-
lected was cut from 4 1/2 to 4 per
cent.

The order, when it becomes ef-
fective, will boost Indianapolis busi-
ness service rates \$1.50 a month and
will increase both residence and busi-
ness service rates in other State
cities.

DOOM OF DEBT PACT FORESEEN

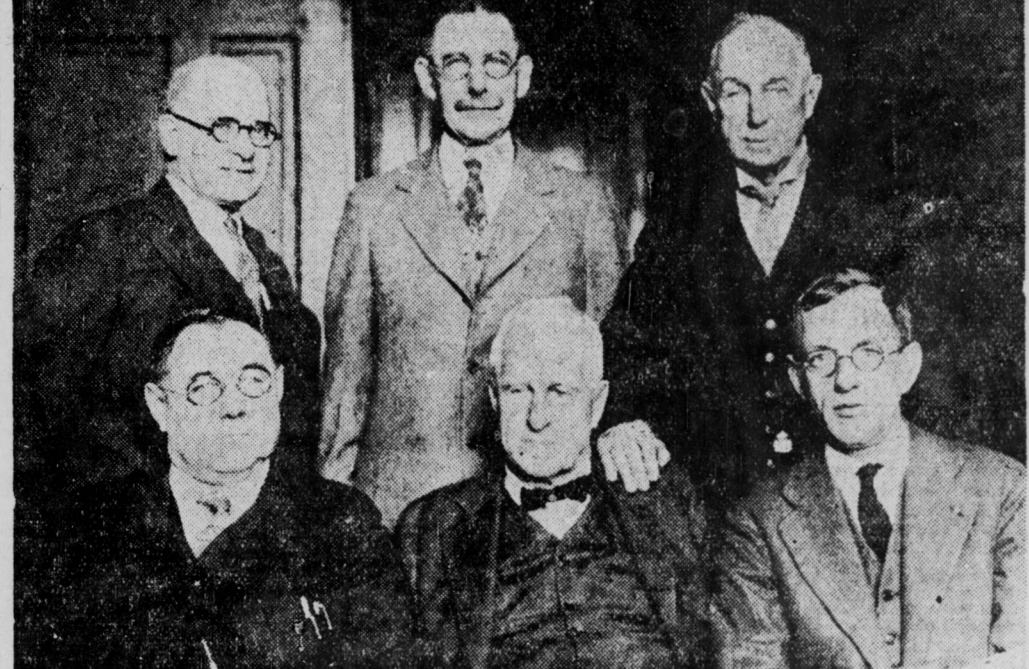
Poll Shows Coalition in Con-
gress Smashed.

By United Press
WASHINGTON, March 31.—The
Republican-Democratic coalition, that
has dominated this session of Con-
gress, smashed today, and it ap-
peared not unlikely that the split
would mean indefinite postponement
of the \$2,045,000,000 Italian debt set-
tlement.

A poll indicated the opposition has
a fundamental strength of 45 votes
to refer the matter to the Finance
Committee—a sidetrack on which it
would stand at least until the next
session of Congress.

A United Press poll reveals a pos-
sible strength of fifty votes to refer
the matter to the Finance Committee
and a possible two-thirds majority
to reject the Italian debt settlement.

SCHOOL BOARD 'BOSS' IN SITE MATTER, SAYS HUGG



Seated (left to right): M. Frazer, school business director; William Bosson, attorney for Indianapolis Public School Welfare Association; Theodore F. Vonnegut, school board president. In rear: Merle N. A. Walker, association attorney; F. L. Reiser, school board secretary; Martin Hugg, school board attorney.

Court Hears Arguments on Motions Against S. H. S. Patrons' Petition.

Indianapolis citizens had a chance
to express themselves and elect the
present majority members of the
school board last November, and
these members are only acting with-
ing their powers if they change the
location of the new Shortridge High
School, Board Attorney Martin
Hugg argued this morning in
Superior Court Three before Judge
Sidney S. Miller, at the hearing on
his motions filed against the com-
plaint of the Indianapolis Public
Welfare Association.

Persons opposing the change in
location were characterized as "a
militant minority," by Hugg. "They
don't represent the public at all.
Public opinion controls the action
of everyone," he stated. The Short-
ridge question has been the subject
of much controversy since the first
of the year.

Hugg completed presentation of
the school board's side of the ques-
tion shortly before noon, and court
adjourned until 2 p. m. His mo-
tions, filed Saturday, asked that the
association's petition for a perma-
nent injunction against the board to
prevent its selling the Shortridge
site at Thirty-Fourth and Meridian
Sts. and buying one on Forty-Sixth
St., between Central Ave. and
Washington Blvd., be made more
specific.

He also has asked that certain
parts of the petition be stricken out.
(Turn to Page 2)

UNCLE ON TRIAL FOR BOY'S BRUTAL DEATH

Charged With Fatally Beating Bobby Hill, 7, Son of In-
dianapolis Woman—Jury Verdict Soon.

By Times Special
MAYNARDVILLE, Tenn., March
31.—Verdict is expected here before
nightfall in what testimony has tend-
ed to reveal as the most ghastly,
cruel murder crimes in this region
ever recorded. The fate of Andy
Farris, accused of beating to death
his nephew, Bobby Hill, 7, son of
Mrs. Catherine Hill, Indianapolis,
will probably be placed in the hands
of the jury this afternoon. An early
verdict is anticipated.

The State asked death for the
uncle, who was stricken with care
of his poverty stricken sisters' three
children, and who witnesses have
said treated his boys with greater
kindness. Feeling ran high this
morning as aftermath of Tuesday's
testimony horrified spectators with
tales of gruesome brutality.

The main witness today was
Bobbie's 9-year-old sister, who
testified Farris frequently beat Bobbie
often tying his hands and feet, and
placing a gag in his mouth and then
beating him until his clothes and
the floor were blood covered. It
was said on one occasion he stood on
the boys feet and head while beat-
ing him with a club.

The girl also testified that he buried
Bobby's bloody clothes and told her
to say the boy had been kicked by a
mule. Farris testified he only pun-
ished the boy as any other guardian
would for telling falsehoods and
smoking. He denied the cruelties
charged. The mother said the boy
was in good health when she last
saw him a month ago and that Farris
had tried to cheat her in his
living expenses. She was to provide
\$17.50 monthly for the three chil-
dren. It was also brought out that
Farris tried to collect \$250 insurance
after the boy's death.

LATHE WORKERS SIGN CONTRACT FOR SAME WAGE

Scale of \$1.25 an Hour
Agreed Upon by Labor-
ers and Employers.

Lathe workers today signed an
agreement with the General Con-
tractors' Association to work the en-
suing year at a scale of \$1.25 an
hour, it was announced by John
Hauck, association secretary. This
is the same as last year.

This is the first agreement an-
nounced on the wage scale con-
tracts. Other organization heads de-
clined to comment, although several
building trades wage agreements ex-
pire April 1.

It is understood some of the
building trades workers organiza-
tions are seeking increases.

C. C. Pierson, secretary of the
Building Contractors' Association and
the Builders' Exchange, stated that
contractors have requests for in-
creased wage scales under advise
ment.

William Bidwell, secretary of the
Building Trades Council, made no
comment on the wage scales.

It was learned that sheet metal
workers, now making \$1.05 an hour,
are seeking increases, but the
amount was not announced and ru-
mors that metal workers will stage
a walkout unless they obtained the
increases, remained unconfirmed.

Hoisting engineers and painters
are also asking for increases. Their
contracts expire today.

Expiration date for wage scale
agreements of bricklayers, hod car-
riers, plumbers and steamfitters ex-
pires April 30.

TO PLAN HOME STUDY

Executive Group of Education Com-
mittee Will Meet Thursday.

Executive committee members of
the Indiana committee on home edu-
cation will meet for the first time
Thursday afternoon at the public li-
brary with Librarian C. E. Rush,
a committee member. The commit-
tee plans to cooperate with the Fed-
eral Bureau of Education in a na-
tional movement of home education,
fostering home study.

Committee members besides Rush
are Prof. W. S. Bittner, Indiana
University extension division, com-
mittee secretary; Prof. R. E. Cava-
naugh, Indiana University extension
division director; State Superintend-
ent of public instruction Henry N.
Sherwood, Mrs. G. G. Derbyshire,
Indiana Parent-Teacher Association
president; Mrs. Frank J. Sheehan,
Indiana Federation of Clubs presi-
dent, and Ellis Searles, United Mine
Workers Journal editor.

Peking 'Sold' For \$50,000

By United Press
PEKING, March 31.—It is
learned from a reliable source
that the nationalist troops con-
trolling Peking have agreed to
turn the city over to coalition
army besieging it in considera-
tion of \$50,000.

The nationalists first offered to
evacuate the city for \$1,000,000.
The \$50,000 would be paid from
custom duties, whereafter the
nationalists gradually would
evacuate the city as the coal-
ition troops peaceably filtered in.
Overthrow of the present Peking
government is expected as a
result of this bargain.

LA GUARDIA WRITES SHARP LETTERS TO SARGENT AND MELLON ON SQUIBB BOOZE

Representative Says Answer of As-
sistant Treasury Secretary to In-
quiry Upon Missing Liquor is "Silly"
and Gives No Information.

ASKS ATTORNEY GENERAL TO STOP LIQUOR DESTRUCTION

Makes His Request for Data From Pro-
hibition Head Specific — Wants to
Know How Many Cases Were Seized
and How Many Marshal Has.

By Roscoe B. Fleming
Times Staff Correspondent
WASHINGTON, March 31.—Two sharp letters asking in-
formation as to the alleged disappearance of the W. P. Squibb
liquor from the Federal Bldg. in Indianapolis were written to-
day by Representative La Guardia, Socialist, New York. La
Guardia charged last week that 350 cases, valued at \$84,000,
have disappeared.

One was written to the secretary of the treasury, following
receipt of a letter by La Guardia from Gerrard B. Winston, act-
ing secretary, saying that the liquor was in possession of the
United States marshal and that the Department of Justice could
supply the information La Guardia asked.

The other was to Attorney Gen-
eral Sargent asking the amount of
liquor taken over and the amount
showed by a recent recount to be
still there.

La Guardia characterized Win-
ston's letter to him as "the silliest
and the least informative I have
ever received from a public official in
twenty-two years of public life." It
merely traced the history of the
Squibb liquor from the time it was
seized to the time it was taken over
by the United States marshal in
January, 1925.

Holds Up Resolution
La Guardia said he probably
would follow up by another letter to
Sargent informing him that from
news dispatches the marshal at In-
dianapolis is only awaiting a court
order from Chicago to destroy the
liquor, and asking Sargent to order
that this not be done until responsi-
bility for the disappearance and the
amount of liquor which has disap-
peared is fixed. He said he had de-
cided to attempt to get the infor-
mation this way before filing a resolu-
tion asking inquiry by the house.

Letter to Sargent

La Guardia wrote to Sargent:
"I am informed by the acting sec-
retary of the treasury that the liquor
concerned was taken over by the
United States marshal in January,
1925. I am likewise informed that
this liquor is still in possession of
your department. Will you tell me
how many cases were delivered to
the officials of the Department of
Justice by the prohibition depart-
ment and if receipt thereof was
given?"

"Will you also be good enough to
inform me how many cases are now
in the custody of your department.
I desire this information to check
up just who is responsible for 350
cases or more having been taken
from the stock after the liquor had
been seized by Government officials.
I am sure you want to cooperate
and determine just who is respon-
sible and who should be held ac-
countable for the various crimes
committed in unlawfully removing
the liquor in question."

He Makes It Clear

La Guardia's letter to Mellon, in
part:
"Although your letter is one full
page, single space type, it does not
give me any information. You state
that the prohibition authorities
seized the stock of the Squibb dis-
tillery. Now what I want to know
is simply how many cases did this
stock consist of and to whom was
the receipt required by law given
by the prohibition authorities."

Meredit Denies Making Check Entry

Denial that any check was made
of the W. P. Squibb Company
liquor in the Federal Bldg., other
than that by himself and A. J.
Signaio, special examiner of the de-
partment of justice, last Thursday
and Friday, was made today by
United States Marshal Linus P.
Meredith.

When questioned about the entry
on the Federal Court docket of July
28, 1923, signed by "Linus P. Mer-
edith, United States marshal," which
showed an inventory had been made
and that 1,445 full cases of twelve
quart bottles each had been found,
six cases partly filled and two empty.
Meredith said there has "only been
one check made and that was the
one last week."

"I have said time and time again
this recent count is the only one
that has been made," Meredith
stated.

When asked if the signature on
the docket entry and the entry it-
self was made by him he refused to
answer.

No Record Before

He again stated that last week's
check was the "only count and that
there was no record of the number
of cases before that time."

The docket entry signed by "Li-
nus P. Meredith, United States mar-
shal," reads as follows:
"I received this writ (for seizure
of the liquor) at Indianapolis, Jan.
11, 1923, and executed the same by
seizing 1,467 cases, each containing 12
quarts of a liquid, known as whisky,
at Lawrenceburg, Ind., Jan. 11, 1923,
and on said day I shipped said cases
to Indianapolis, where I stored same
in the Federal building, awaiting
further order of the court, and
caused said cases to be admiralty to
be published in the Lawrenceburg
register on Jan. 18, 1923, and in the
Indiana Daily Times on Jan. 18,
1923."

Later a second entry was made:
"The above return was based on a
rough count at night while the
whisky was loaded in freight cars
and I am now supplementing the
proper and accurate return based on
(Turn to Page 14)

MAN FALLS FROM TRUCK

Narrowly Escapes Death Under-
neath Huge Crane.

Harvey West, 58, of 917 P.
Wayne Ave., riding on a truck
narrowly escaped death today when
a huge crane was knocked to the
ground when passing under the
Pennsylvania Railroad elevation at
Rural St. It missed him a few
inches.

West, who was hurried to the
ground, was injured about the head.
Motor Policemen Dennis and Banks,
sent him to city hospital.

TELEGRAPHER DROPS DEAD
By United Press
SYRACUSE, Ind., March 31.—
Charles Henry, 58, veteran Bat-
timore & Ohio railroad telegraph op-
erator here, dropped dead today while
walking to a doctor's office. He had
been taken ill while at his key.



Some folks are so stupid
only things they give
credit to is their own
intelligence.