

BILLIONS HANG IN BALANCE IN RAILWAY CASE

U. S. Economic Keystone Is Threatened by Suit in Supreme Court.

BY HERBERT LITTLE.
United Press Staff Correspondent
WASHINGTON, Jan. 2.—The government's new railroad regulation policy, keystone of the nation's economic structure, goes on trial here today when the United States supreme court hears arguments on the attempt of railroads to overturn the Interstate Commerce Commission's valuation system.

This billion-dollar valuation case, appealed by the little nine-mile St. Louis & O'Fallon road and the short Manufacturer's railway, both owned by the Adolphus Busch estate of St. Louis, was second on the court's call when it returned from the holiday vacation today.

The public, the railroads, the commission and the government, all interested and all represented by nationally known lawyers, make the legal battle a four-sided one. The one central question of predominant importance is:

Can the railroads in this case get the court to rule that valuations for rate-making and recapture purposes must be based on "present reproduction costs" instead of the commission's present method of "taking all factors," especially the 1914 reproduction cost, into consideration?

Attack Valuation Validity
The commission's valuation of the O'Fallon road at approximately \$850,000 was used as the basis for an order to pay the commission \$225,000 of excess earnings under the provision of section 15-A of the 1920 transportation act.

The roads attacked validity of the valuation, claiming a value of at least \$1,350,000 in the period 1920-24 covered by the recapture order, and also challenged many technical phases of the recapture, in seeking an injunction overruling the order.

A three-judge federal court in St. Louis rejected all their pleas and refused to discuss the merits of the commission's valuation, ruling that the roads failed to show any proof of confiscation by the government.

Now the railroads face two difficult obstacles, to get the supreme court to take up the question of valuation and to get the commission's valuation held illegal. The court probably will give two days to arguments.

Refuses to Consider Matter
The supreme court in the last three years has refused twice to go into the merits of valuation in railroad cases.

The commission uses the same valuations for recapture and rate-making calculations. Hence there is a possibility in this case of an acceptance of the railroads' proposals for "present reproduction value" which would, if made effective, increase the present aggregate valuations of the nation's railroads by ten to twenty billion dollars.

The present valuations in use by the commission aggregate around \$20,000,000. The law provides for rates to provide a return of 6 per cent to the roads, so such increase in valuation might raise railroad rates by a billion dollars a year.

Gone, but Not Forgotten
Automobiles reported to the police as having been stolen:

Ford roadster, license 252-312 (1928), from Danville, Ind.

James R. Hymer, 5227 Guilford avenue, Buick touring, license 46-229 (1928), from Forty-second street and College avenue.

Helen Rodgers, 520 North Meridian street, apartment 20, Hupp sedan license 37-873 (1928), from rear of 522 North Meridian street.

John Horbeck, 2434 Madison avenue, Ford coupe, from 600 North Alabama street.

George Hughes, 1202 North Capitol avenue, Ford roadster, from in front of 1202 North Capitol avenue.

BACK HOME AGAIN
Stolen automobiles recovered by the police:

Thomas Cramer, 3131 Hovey street, Ford sedan, found at 400 East Louisiana street.

An elephant works from the age of 12 to the age of 83.

PROTECT YOUR BABIES

Flu Threatens
A cough and cold are serious. You can't be sure of a cold unless you know it is. Even doctors and trained nurses distinguish the early stages of flu from a cold.

Take chances. At the first sign of a cough start with Glaxo. Don't wait an hour! Operations of mothers have put their trust in it. It relieves the cough and breaks a cold up. It puts a sick, croupy child back on its feet more serious trouble has a chance to go.

Time you break a cold with Glaxo you save one cold that won't develop into flu, and most general stores have it.

DR. DRAKE'S GLESCO
Cough and Croup Remedy

Pays Off Her Rival



Mme. Irene Pavloska, prima donna of the Chicago Civic Opera company, has guaranteed \$45 a week alimony to be granted Mrs. Edna Mesrow, divorced wife of Dr. Maurice Mesrow, who is now Pavloska's husband. Pavloska and Mesrow were married just twenty-four hours after the doctor's divorce from Edna Mesrow became effective.

Modern Farmers 'Count Chicks Before Hatched'

Scientific Feeding and Use of Ultra-Violet Light Cuts Down 'Duds.'

By Times Special

PHILADELPHIA, Jan. 2.—"Don't count your chickens before they are hatched," is about to pass into the limbo of forgotten axioms.

Hundreds of the poultry farmers who cater to the most populous area in the United States—from Philadelphia to New York—are not only counting their chickens before they are hatched, but they are rarely missing the count by even a fraction. When they put a dozen eggs under a hen they can count on a dozen healthy chicks emerging—and no duds.

The explanation, made by D. C. Kennard, poultry expert of The Farm Journal, is that modern science is putting a kick into the embryo chick by the same measures it uses to increase the health of the modern child—sunlight, baths and cod-liver oil. The difference is that the hen gets the sunlight and oil before she lays the eggs that produce the chicks.

They haven't gone so far as to coddle the hens under artificial sunlight lamps yet, but many of the poultry farms in this and other cold climate areas are assuring that the birds get as much sunlight as possible during the cold, dark months by installing the new and specially processed glass which permits the ultra-violet rays of the sun to enter the hen houses and hatcheries. This measure, along with an addition of 1 per cent of cod-liver oil to the chicken feed, gives the hen the necessary vitamin "D" which is essential if she is to be a prolific and fertile layer, Kennard explains. It also increases the vigor of the embryo chick and improves the texture of the egg shell, both of which factors increase greatly the proportion of eggs hatched.

INDIANA MINERS WILL NAME NEW OFFICERS

Members of District 11 Unions to Cast Ballots Tuesday.

By United Press

TERRE HAUTE, Ind., Jan. 2.—The second election of district No. 11 United Mine Workers of America, will be held here Tuesday with no candidates announced for the presidency, made vacant through resignation of Harvey T. Cartwright.

When Cartwright resigned to accept a position with the mine operators, his name was the only one on the ballots.

The executive board has not yet decided the constitutional question of whether the vice-president elected will automatically assume the office of president.

Ballots for use in the second election are now in the hands of the local secretaries. On these, James H. Terry, vice-president, is opposed for re-election by Michael Ferguson.

Fined for Speeding

Ted Todd, 21, of 1025 Villa avenue, was fined \$5 by Municipal Judge C. R. Cameron today for driving thirty-five miles an hour on State avenue between English and Lexington avenues.

REWARD \$1,000.00

For information leading to the arrest and conviction of any person or persons who unlawfully and intentionally injure, or permit to be injured or destroyed, any High Tension Lines of this company.

SUCH ACTION IS A VIOLATION OF THE TERMS AND PROVISIONS OF SECTION 250 OF BURNS' ANNOTATED STATUTES OF INDIANA, 1926, AND IS PUNISHABLE BY FINE AND IMPRISONMENT.

The Indianapolis and Southeastern R. R. and this company have been victimized four nights in the past few weeks with power shut-downs caused by malicious tampering with high voltage lines.

THIS CRIMINAL PRACTICE MUST STOP
We Appeal to You for Help.

Southeastern Indiana Power Company
A. M. Miller, V. Pres. & Gen. Mgr.
Rushville, Indiana.

ELEVEN HURT IN AUTO CRASHES

Three in Hospitals After Traffic Accidents.

Eleven persons were injured in traffic accidents Tuesday, but only three were hurt seriously enough to remain in hospitals today.

Miss Frances Cameron, 16, of 1116 West Thirty-fourth street; Miss Margaret Miller, 16, of 3234 Ruckle street, and Eugene Bender, 22, of 2110 College avenue, remain at Methodist hospital suffering from injuries received at Northwestern avenue and Thirty-second street, when automobiles driven by Egbert Campbell, 615 East Twentieth street, and Edson Wood, 34 West Forty-third street, collided. Miss Miller and Bender received broken collar bones. Miss Aldine Meyers, 1009 Central avenue, also was injured. All the injured were riding in Campbell's car. He was arrested on charges of assault and battery and failure to stop at a preferential street.

Struck by a hit and run driver at Madison avenue and Morris street, James O. Jones, 51, of 1201 Fletcher avenue, was cut on the head and legs. He was treated at city hospital.

O. C. Taylor, 48 Chester avenue,

Royal Flush Sends Youths Home to Loot Bank; Life Terms in Prison

CEDAR RAPIDS, Ia., Jan. 2.—How a royal flush beat a straight, queen up, and sent two Iowa bank bandits back home to rob another bank to rebuild their fortunes, was revealed here today.

Last summer Jerry Nepovin and Joe Hadrava held up the State Savings bank at Palo and robbed it of about \$3,000. The youths bought an automobile and fled to Montreal.

After keeping quiet for a few days, they went out to see the town and got into a crap game. They lost about \$1,000 of their loot, and at the suggestion of a Montreal dealer they got into a draw poker game.

Others injured: Charles C. Reed, 2203 Yandes street; Lawrence Brake, 2436 West Michigan street; Edward Compton, 746 North Sheffield avenue; Ralph Wisner, Pontiac, Mich.; Mrs. Anna Weghorst, 916 East Eleventh street.

In 1903 a fort was built at Point Comfort, at the entrance to the James river, Virginia, to provide ammunition for it, a payment in powder and ball was demanded from all ships that passed.

The game continued until there was \$1,500 in the pot. According to the story, Nepovin had bet the last dollar and called the Canadian.

He threw down a royal flush. "Beats me," said Nepovin as he tossed down a straight. The boys were broke and could not pay their \$50 hotel bill.

"You look honest," the hotel proprietor told them. "Send me the money when you get home." They borrowed \$40 and returned here to recoup their fortunes by holding up the State bank at Swisher.

Both were captured and sentenced to state prison for life.

WILL TRIAL CONTINUES

Cousins of William R. Meredith in Court at Petersburg.

PETERSBURG, Ind., Jan. 2.—The William R. Meredith will case trial was to be continued here today.

More than twenty cousins on the maternal side of the family have been examined and proved relationship to Meredith, wealthy bachelor, who died at Washington.

Third and fourth cousins are not being considered on either side of the family and by the time all evidence is heard, the total number of

cousins involved may number less than 100, it was said.

How Doctors Treat Colds and the Flu

To break up a cold overnight or to cut short an attack of gripe, influenza, sore throat or tonsillitis, physicians and druggists are now recommending Calotabs, the purified and refined calomel compound tablet that gives you the effects of calomel and salts combined, without the unpleasant effects of either.

No salts, no nausea nor the slightest interference with your eating, work or pleasure. Next morning your cold has vanished, your system is thoroughly purified and you are feeling fine with a hearty appetite for breakfast. Eat what you please—no danger.

Get a family package, containing full directions, only 35 cents. At any drug store.—Advertisement.

January Sales DOWNSTAIRS AT AYRES

January in the Downstairs Store offers remarkable opportunities to the thrifty housewife—opportunities to fill in her family's wardrobes, and to replenish her supply of household necessities. And here's the REASON why January means so much to YOU. Most manufacturers take drastic means to clear their shelves before the annual inventory which comes at the end of January. This enables us to offer

special purchases of seasonable, fine quality merchandise at definite savings. In addition, we make special price concessions on regular merchandise to clear before our OWN inventory. Watch the papers closely. Every department will present many worthwhile offerings from time to time throughout the month.

"American Girl" Arch Support Shoes Offer Unusual Comfort and Style

\$4.95



Any woman who must be on her feet a great deal will enjoy greater foot comfort if she wears a pair of these splendid arch support shoes. They are the well-known "American Girl" brand, offered at a very low price. In addition to foot comfort, these shoes offer an unusual amount of smartness and style. Black or brown kid, or black patent. Made on comfortable combination last and built-in steel arch support. Good range of sizes.

Women's Galoshes
Specially Priced at **\$1.69**

First quality galoshes with turnover cuff and snap fastener. Choice of black, gray, brown or tan. Medium and low heels.

Wonderful Values Are These Beautiful Substandards of

REAL SILK

HOSIERY for WOMEN

Over 12,000 Pairs to Choose From **65c** Sizes 8 1/2 to 10

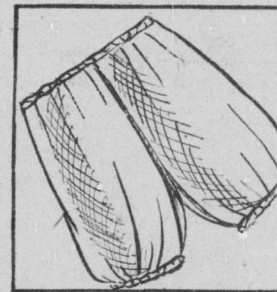
These hose will give you a pleasant surprise, as they are so much better than you'd ever expect for this low price. They are substandards of discontinued numbers, made of fine gauge silk. Choice of silk to the top chifon, with pointed or narrow heel; or silk over knee service weight. Good color assortment. Sizes 8 1/2 to 10.

Other Beautiful REAL SILK Hosiery, 80c Pair

Medium service weight, silk over knee, with lisle hemmed top. Seamed back and fashion marks. Fully reinforced. Assorted colors and sizes.

—Downstairs at Ayres.

Women's Serviceable Rayon Bloomers Specially Priced at

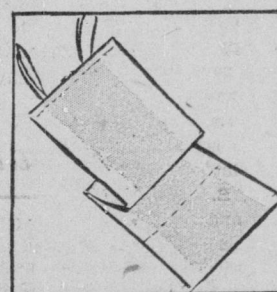


79c

Splendid quality, durable rayon, well tailored and reinforced; medium and large sizes.

Pink Peach Orchid
Tan Navy
—Downstairs at Ayres.

There Is Extra Value in These Women's New Slips of Lustrous Sports Satin



Special at

\$1.49

Rayon sports satin in nile, peach, pink, tan, navy or black; makes these slips; narrow hem. Sizes 36 to 44.

—Downstairs at Ayres.

"Red Seal" Gingham

Offered at a Low Price

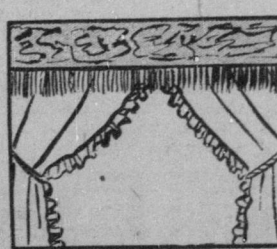
22c Yard

Cheeks and novelties in good colors. A fresh assortment of new goods for the January Sales.

—Downstairs at Ayres.

Special Purchase of 800 Yards

Cornice Fringe



49c Yard

Makes a very attractive finish to use across your windows—especially with velvet or damask drapes. Shown in many patterns and colors.

Clearance of Drapery Fabrics

Closing out most of our 36-inch drapery fabrics, including damask, taffeta, plain and fancy rayons, jacquard casement cloth and others. Yard..... **39c**

—Downstairs at Ayres.