

PENALTY TO BE IMPOSED JAN. 5 IN ARSON CASE

Two South Bend Men Are Granted Delay to Perfect Basis for Appeal.

By Times Special
SOUTH BEND, Ind., Dec. 27.—Sentencing of two South Bend business men, Claude E. Nicely and Maurice L. Hurwich, to terms of one to ten years each in the Michigan state prison for arson, has been postponed until Jan. 5 by Judge Charles E. White of circuit court at St. Joseph, Mich., where they were convicted.

Originally it had been intended to impose sentence this week, but an extension was granted to give defense counsel time to prepare a statement of facts as a basis for taking an appeal.

The men were charged with burning the St. Joseph Board and Paper Company plant at St. Joseph, three years ago.

Defense counsel contends that at the trial Judge White erred in admitting evidence of Eugene Furkas and Victory Troyer, indicted with Nicely and Hurwich, after the state had dismissed a conspiracy charge, one of two counts in which that action was taken. Conviction was on one count of three originally filed.

With the conspiracy charge standing during most of the trial, the state was enabled to submit evidence which it is declared would otherwise have been inadmissible. The conspiracy charge was dropped just after all evidence had been submitted.

HOLIDAY SPREE SENDS DRIVER TO PENAL FARM

Indianapolis Man Tried to Run Over Columbus Police Chief.

By Times Special
COLUMBUS, Ind., Dec. 27.—A holiday spree has sent Fletcher Talkington of Indianapolis to the penal farm for thirty days with a fine of \$10 and he was barred from driving an automobile for a year. His wife and her brother Charles Johnson, were each fined \$10.

On their way here in an automobile to visit relatives, the three became highly intoxicated and Mrs. Talkington told the court "I never was that tight before."

Talkington was driving and kept the car zig zagging on a road approaching the city. Police Chief Nickerson met the party, and tried to flag Talkington to a stop. Instead of halting, he tried to run over the officer, who leaped down an embankment to save himself. He pursued in another car and brought Talkington to a stop by putting a bullet through a rear tire of his machine.

In-Laws' Accused
By Times Special
ANDERSON, Ind., Dec. 27.—Suing for divorce, Mrs. Roy B. Silvey alleges her husband's parents sought to dominate her. The elderly Silveys operate a grocery and refuse, the complaint avers, to give itemized statements of groceries bought there, although Mrs. Silvey says she has frequently demanded an accounting. There are three children, custody of which, and \$1,000 are sought by the plaintiff.

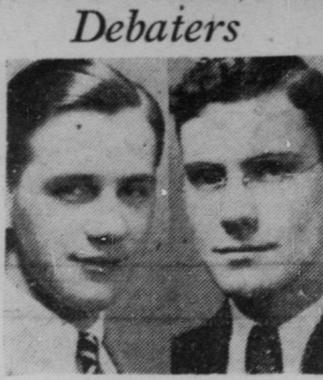
Aged Mother Dies

By Times Special
GREENCASTLE, Ind., Dec. 27.—Funeral services were held Friday for Mrs. Urana H. Hazelton, 72, wife of William Hazelton, who died after a long illness. Besides the husband, she leaves five of the six children born to them. She and her husband celebrated their golden wedding anniversary in 1927.

Greenastle May Be Larger
By Times Special
GREENCASTLE, Ind., Dec. 27.—The city council is considering an ordinance providing for annexation by Greenastle of property appraised at \$32,490 for taxation.

Two Cheat Death

By Times Special
SHELBYVILLE, Ind., Dec. 27.—Although the automobile in which they were riding was demolished when struck by a Big Four passenger train, Richard Reed and Emerson Henry escaped injury.



COURT FORBIDS ENTRY OF NEW TAX SUIT PARTY

Opponents of Higher Levy at Anderson Apparently Unable to Act.

By Times Special

ANDERSON, Ind., Dec. 27.—Judge Carl F. Morrow of Madison circuit court, has refused to permit Earl C. Morris, former county treasurer, to become a party to a suit in which the old National bank of Ft. Wayne seeks an order to compel the Anderson city council to make a special tax levy of 47 cents for next year as a means of raising money to pay off certificates of indebtedness which the bank holds.

Morris sought to enter the suit in the role of a taxpayer to resist imposition of the special levy.

The case was another move in the Anderson city administration's fight against action of the state board of tax commissioners in reducing a levy of \$1.03 set by the city council, to 75 cents. The administration is siding with the bank in the case. Unless taxpayers who oppose the special levy can devise some means of getting into the litigation, it apparently will be uncontested.

AGED MAN AND WIFE SUE KIN

Allege Promise to Support Them Not Kept.

By Times Special

GREENCASTLE, Ind., Dec. 27.—Elmer Hurst and his wife, Emma, both past 80 years old, have filed suit in Putnam Circuit court here against their son-in-law and daughter, John S. and Janie Norwood, alleging that after they had conveyed property to them with the understanding they would be taken care of the remainder of their lives, the son-in-law and daughter abandoned them. The aged couple assert they now are dependent on the charity of friends for support.

It is alleged by the elderly couple that after they conveyed real estate worth \$1,000 and personal property values at \$100 to the Norwoods, the latter placed a \$600 mortgage on the realty, paying another mortgage of \$400 and keeping the remaining \$200. They also charge most of the personal property was sold, and that the defendants kept the money thus derived.

DEATH PREFERABLE TO LIVING IN POORHOUSE

Aged Man's Body With Bullet in Head Found in Cabin.

By United Press

ATTICA, Ind., Dec. 27.—The body of John Roberts, 70, with a bullet in the head, was found in his cabin near Independence by James R. Stacker, Warren township trustee, who investigated a sign reading "Look inside," posted on the cabin door.

It is believed Roberts committed suicide.

Stacker recalled what Roberts said several days ago, when asked why he no longer lived at the Warren county poorhouse:

"I was dissatisfied there and I'll put a bullet through my head before I'll live there again."

Husband Pays Wife's Fine

By Times Special

BLOOMINGTON, Ind., Dec. 27.—Mrs. Bertha Hummel, 31, who left her 51-year-old husband, to live with Carl Dermitt, 35, is free today as a result of payment of a \$10 fine imposed on her, the husband providing the money. Dermitt, arrested with her on a statutory charge, was fined \$150 and sent to the penal farm for 150 days. Mrs. Hummel promised to return to the farm home of her husband near Bicknell.

Scientists Direct Exhumation

By United Press

CROMWELL, Ind., Dec. 27.—Five attachés of the Buffalo (N. Y.) Museum of Science, including C. J. Fish, director, and Dr. John T. Sanford, curator, are supervising excavation of a mastodon skeleton from the farm of Charles Feldheiser southeast of here. It is said the skeleton may be the largest of the kind ever found.

Wakarusa Pioneer Dies

By Times Special

WAKARUSA, Ind., Dec. 27.—Henry Wagner, 81, Wakarusa's first postmaster and shoemaker, is dead. He and his wife, who died in April, were foster parents of twelve children. Their own daughter died at the age of 14.

Sheriff's Auto Stolen

By United Press

OAKTOWN, Ind., Dec. 27.—A test hole for oil being drilled two miles southwest of here by the Southern Indiana Oil and Gas Company is said to be the deepest of its kind in the central west. It is now down 4,000 feet, more than two thousand feet of which is in limestone.

Aged Resident Dies

By Times Special

BLOOMFIELD, Ind., Dec. 27.—Funeral services were held Friday for James Inman Sr., 92, a resident of Greene county fifty-four years. He was a veteran of the Civil war. He leaves four children, Seph, former mayor of Linton; William Inman and Mrs. M. G. Messick, Bloomfield, and Harley, Indianapolis.

Son to Handle Estate

By Times Special

ANDERSON, Ind., Dec. 27.—A son, Roscoe Langley, will administer the estate of Thomas C. Langley, who died Nov. 10, 1930. Application for letters of administration filed in the office of Chester Thomas, county clerk, appraises the estate at \$21,000, practically all personal property.

Aged Man Dies

By Times Special

ANDERSON, Ind., Dec. 27.—A long illness was fatal to John S. Orr, 77, at the residence of a daughter here. Besides the daughter at whose home he died, he leaves three sons. Until recently he had lived at Greenfield.

Deer Joins Cows

By United Press

NOBLESVILLE, Ind., Dec. 27.—A buck deer became lonesome in the northwestern part of Noble county, and, failing to find any of his kin, joined a herd of cows on the Jesse Hodson farm. Farmers believed the animal must have escaped from a zoo.

Diamond Wedding Observed

By Times Special

ORLEANS, Ind., Dec. 27.—Mr. and Mrs. Robeson Workman, who have celebrated their seventy-fifth wedding anniversary, are the parents of sixteen children, ten living. The oldest is Dr. W. S. Workman, 73. Workman is 96, and his wife, 92.

Shot Kills Wolf Hunter

By Times Special

SUMMITVILLE, Ind., Dec. 27.—A wolf hunt here was interrupted by tragedy at the outset, when Lacey Hoppe, 32, dropped his gun and was killed when it discharged.

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Store Burglars 'Thumb' Ride With Two Officers

By Times Special
ROCKVILLE, Ind., Dec. 27.—Misfortune was not slow in overtaking two Terre Haute young men after they robbed a store at Mecca.

The men, Boone Melton and Clarence Bryant, after committing the robbery "thumbed" a ride in an automobile only to find that the car was occupied by Deputy Sheriffs Riley and

Sowers. Before the ride ended confessions to the robbery had been obtained. On the men was found the loot, including cigars, cigarettes, tobacco and a revolver.

Melton was given a three to ten-year sentence and Bryant a six month term with a fine of \$10, his punishment having been made comparatively light because of his youth.

AGED WOMAN WITH FORTUNE CHECKED

Evansville Attorney Put in Charge of Handling \$1,200,000 Legacy.

By Times Special

EVANSVILLE, Ind., Dec. 27.—Miss Christine Reitz, 82, sister of Francis J. Reitz, who left her a fortune of \$1,200,000 at his death recently, can spend money only with the consent of Daniel Ortmeier, local attorney. He was instructed by the probate court to supervise the handling of the fortune. At one time Miss Reitz was possessed of \$500,000 in her own right.

Ortmeier sought to enter the suit in the role of a taxpayer to resist imposition of the special levy.

The case was another move in the Anderson city administration's fight against action of the state board of tax commissioners in reducing a levy of \$1.03 set by the city council, to 75 cents. The administration is siding with the bank in the case.

Unless taxpayers who oppose the special levy can devise some means of getting into the litigation, it apparently will be uncontested.

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