

Full Lensed Wire Service of
the United Press Association

INDIANAPOLIS, THURSDAY, APRIL 9, 1931

Entered as Second-Class Matter
at Postoffice, IndianapolisGREENFIELD TO
BATTLE LOSS
OF INTERURBANCompany's Right to Halt
Service Is Contested by
Officials.

PUT UP TO COMMISSION

System of Management Is
Assailed in Brief
Filed Today.

Question of whether a public utility can abandon an unprofitable service and still keep its original franchise covering the profitable portion of the business was placed squarely before the public service commission today.

The question is raised in a brief filed by Mayor A. C. Downing and Robert F. Reeves, city attorney, of Greenfield. The officials are fighting to retain the eastern branch of the Terre Haute, Indianapolis & Eastern interurban operating between Indianapolis and Richmond, through Greenfield.

Petition to abandon the line is pending before the commission, having been filed in the name of Elmer Stout, receiver. Approval of the abandonment already has been granted in Marion superior court.

Management Is Scored

In addition to setting out the question of the right to abandon part and not all of the T. H. I. & E., the brief goes into the matter of management, which company witnesses have testified resulted in losses, rather than profits.

Commenting on these alleged losses, the brief says:

"The city of Greenfield has made no effort, either by evidence or argument, to deny, dispute or analyze the audits submitted in this cause. The audits introduced by the petitioner, as well as the audit of the commission, seem to show that for some reason the petitioner's company is operating at a loss.

"It is not surprising that this is the case.

Public Held Sufferer

"A company that can discontinue the operation of more than a third of its trackage and continue on the pay roll all its executives and administrative force at practically the same salary and office outlays, that can cut seventy-twelve hours off a sixty-eight-mile division without a corresponding reduction in its train crews, and buy outright and operate a bus line to compete with its railroads, must, for some reason not apparent to the general public, desire to land on a junk heap rather than in the lap of public favor."

"This policy may be pleasing to the reputed owners of about 50 per cent of the common stock and 70 per cent of the preferred stock, but it is rather hard on the minority stock and bond holders and the public.

Denies Abandonment Right

"We are content, however, to rely upon the proposition, stated in different ways, under our points and authorities, that a public utility, by acceptance of a franchise from the state, assumes and agrees to furnish a certain adequate service to the public, and that it can not abandon or avoid its obligation in this regard so long as it retains that franchise, no matter how unprofitable the operation may be or become."

"It either must continue to furnish the service for which it was organized or surrender absolutely its right granted by the state, authorizing it to undertake the service."

"The points at issue, there also set out in today's brief, there also is the threat of Insull power competition for the Greenfield municipal electric plant, Mayor Downing declared.

"Insull, it is said, is the majority stockholder in the line, and with its abandonment will have power to sell cheaply in Greenfield."

4,000 FAIL TO OBTAIN
MOTOR VEHICLE PLATESReport Submitted for Howard County
Blames Lack of Money.

KOKOMO, Ind., April 9.—Howard county has approximately 4,000 motor vehicles, of which 3,500 are passenger cars, for which no 1931 licenses have been issued, according to a report of the state license bureau, operated by William Workman.

Lack of funds with which to purchase licenses is the cause given for the situation. The greater part of the machines are believed to be standing in garages and yards of the city and county.

The state department sent 13,000 pairs of automobile license plates and 2,200 pairs of truck plates to Howard county for distribution in 1931. To date 9,350 pairs of automobile licenses have been issued and 1,680 pairs of truck licenses.

HE'S REAL UNION MAN

Plumber Let Own Home Be Flooded
on Sunday, Says Wife.

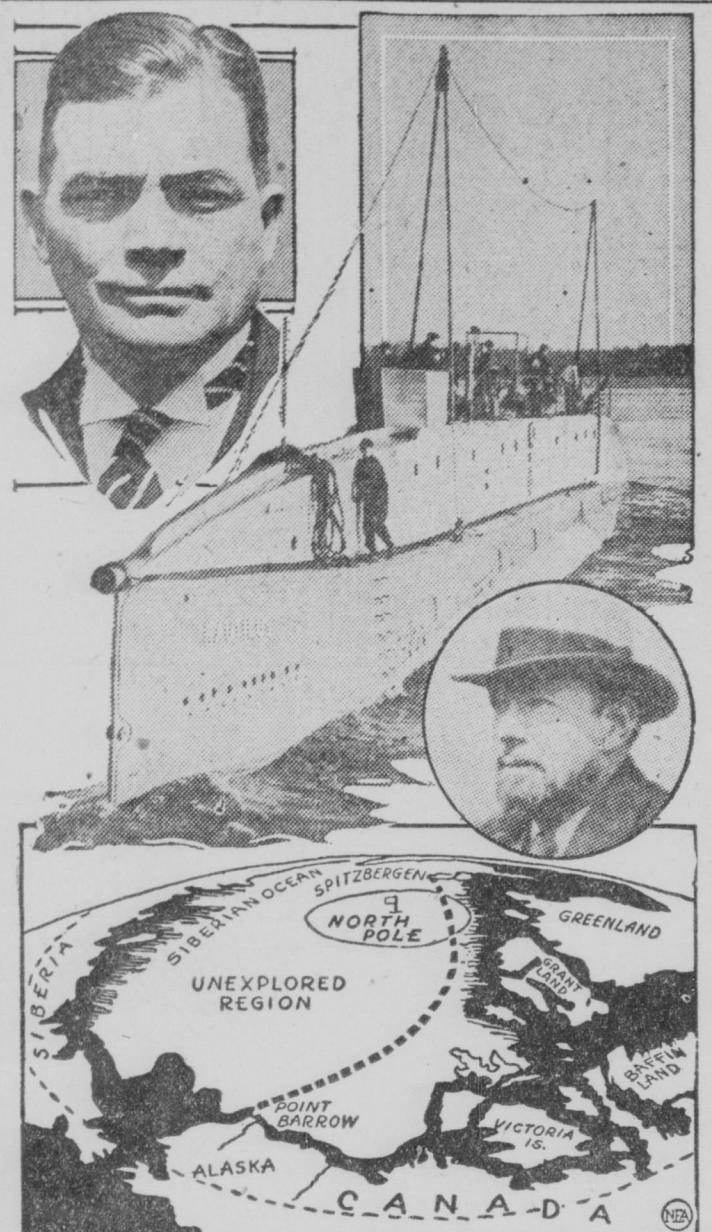
By United Press

CHICAGO, April 9.—Mrs. Evelyn Metcalf charged in a divorce suit on file today that her husband William, a plumber, allowed their house to become flooded last Sunday by water from a broken pipe, which he refused to repair because rules of his union prohibited him from working on Sunday.

Kentucky's Woman Treasurer Hurt

By United Press

MORGANFIELD, Ky., April 9.—Mrs. Emma Guy Cromwell, state treasurer of Kentucky, was in the home of J. K. Waller, Kentucky highway commissioner here today, suffering from severe injuries suffered near here Wednesday night when the auto driven by her chauffeur, blew out a tire and overturned.

BRAVE! HOW WISE?
Brands Wilkins Trip FoolishFREEDOM OR
DEATH FACED
BY KIRKLANDOnly Counts Remaining in
Gin Party Case Have
Chair Penalty.

SECOND TRIAL APRIL 29

None of Co-Defendants Will
Be on Stand, Prosecutor
Announces.

By Times Special

VALPARAISO, Ind., April 9.—When Virgil Kirkland goes on trial for a second time charged with the murder of Miss Arlene Draves, 18-year-old Gary girl, during a liquor party last November, the state will take the attitude that he be given death in the electric chair or freed.

This was the announcement of Robert G. Estill, Lake county prosecutor, in discussing plans for the second trial which will be held April 29 in Porter circuit court at Valparaiso.

Two Counts Dropped

Estill said the first of two counts in the indictment against Kirkland will be dismissed, one alleging murder by beating with fists and the other by means of a blunt instrument. The remaining two allege respectively murder in commission of a felony and murder in an attempt to commit a felony. Conviction of either carries a mandatory death penalty. A jury in the first trial fixed life imprisonment as the sentence.

The state will not call as witnesses any of the four men indicted with Kirkland, all on murder charges. They are David Thompson, at whose home the party was held; Paul Barton, Leon Stanford and Henry Shirk. While the preceding trial was in progress, Estill said one or more would be placed on the stand should there be a second hearing of the case.

New Testimony Obtained

However, three, possibly four, new witnesses will be heard, the prosecutor said. He refused to discuss the nature of their testimony, further than to say it would bolster the state's theory that the girl was criminally assaulted by Kirkland.

Trial of Thompson, which had been set for April 24, has been indefinitely postponed at Estill's request. Dates for trials of the other three have not been set.

"I do not believe any of the defendants deserve any consideration," the prosecutor declared. "If the defense is looking for a fight they certainly are going to get it from this office."

Fox is to be tried this afternoon in municipal court four on blind tiger charges.

Win the Marble Title
and Swim in the Ocean

Swimmin' in the ocean!

It's got the famous "old swimmin' hole" beat a dozen ways, according to the sixty marble champs who gather yearly at Ocean City, N. J., for the national marble tourney.

This year an Indianapolis boy—or girl—will have the thrill of riding the waves of the Atlantic, for the winner of the marble tourney will be held the week of June 21.

The Ocean City beach is as fine as any on the east coast. And it is just one of a dozen attractions for the marble champs at Ocean City. It will be a week never to be forgotten for the Indianapolis champs.

Read the rules in full as they appeared in Wednesday's Times, then sign the entry blank on Page 4.

NAME CHURCH HEADS

Two New Directors Take
Union Posts.

Two new directors of the Indianapolis Christian Church took office today. Elected unanimously at the meeting of the union in the West Morris Street Christian church Wednesday night, they are: The Rev. F. W. Burnham, pastor of the University Park Christian church and Victor Kelly, lay representative of the Third Church.

The former succeeds Walter L. Shirley of the same congregation, who retired from the board. Kelly took the place of H. V. Racquet, who resigned.

Other members of the board who were re-elected are: E. E. Mooreman, O. H. Greist, Charles B. Marshall, George W. Payne and Jessie E. Martin.

DR. PAUL TO CHICAGO

Former Taylor University President to Be Editor-Evangelist.

By United Press

UPPLAND, Ind., April 9.—Dr. John Paul, former president of Taylor University here, will go to Chicago to begin editorial and evangelistic work, he announced Wednesday.

He is editor of the *Globe Review*, a publication devoted to news and editorials of Christian weekly.

He resigned as president of the University in February, but will continue as head of the Legal Hundred, composed of university trustees.

Fears for Compas

I believe, however, that such will be far from the actual case.

The craft is steered by a gyro compass, which requires constant electric power to operate.

Furthermore, as the pole is approached, the gyro compass will fail to function from lack of power to drive it, or from a mishap or breakdown, there would be no way left, of which I am aware, by

which geographic location could even be approximated.

The submarine then would be absolutely helpless. If she attempted to get from under the ice by the shortest route to open water she could not direct her course, and would be hopelessly lost.

In her original design the storage batteries gave the Nautilus a submerged cruising radius of from fifty-five to sixty miles, at a speed of two knots.

In Arctic temperatures, however, the batteries would be reduced to 70 percent efficiency, thus reducing the submerged radius to forty-two miles.

Craft's Speed Reduced

If my estimate is correct, and the Nautilus were to use the full battery charge, with no reserve, it would take twenty-one hours to make forty-two miles. Then she would have to come to the surface and spend eight hours in recharging.

The amount of fuel consumed in recharging is equivalent to that consumed in 100 miles of surface cruising.

Considering together the twenty-one hours of cruising and the eight hours of recharging while stationary, the craft's average speed would be reduced to one and one-half knots at best.

Hence to make 1,500 miles submerged it would require 1,000 hours, or about forty-two days, provided that her underwater cruising limits could be distributed so that at the end of each battery limit she could come to the surface, recharge, and proceed immediately.

It is evident that such will be far from the actual case.

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