

## UTILITY RATES HEARING OPENS IN U. S. COURT

System-Wide Basis Backed  
by Attorneys for Wabash  
Company.

Argument that utility rates for any city should be fixed only a system-wide basis was stressed in federal court here Friday by attorneys for the Wabash Electric Company fighting light and power prices set by the public service commission in Martinsville almost three years ago.

Judge William Sparks of the United States circuit court of appeals, Judge Robert C. Baltzell of the southern Indiana federal court district and Judge Thomas W. Slick of the northern Indiana district, presided.

Howard Young, representing the Wabash Electric Company, a subsidiary of the Central Indiana Power Company, an Insul utility, attacked the public service commission's rate adjudication on the basis of evaluation of local property and a "gateaway" price struck from an average cost of transmission of power from a generating source within a large loop supplying many outlets.

### Argues for System

The "gateaway" price is the average cost of transmission of power from its source of generation to the transformer leading into a power consuming community.

The entire utility system should be evaluated as an operating unit, and the rates based on cost of operation of the system, Young argued.

He was answered in early argument of Arthur L. Gilliom of South Bend, former attorney-general of the state, who represents the public service commission.

"This utility, when seventeen Martinsville citizens and the city corporation petitioned for a rate inquiry in their corporate limits, made no suggestion for a company-wide inquiry, and filed no cross-complaint when the inquiry was made," he said.

### Real Unit of System

"The Wabash Electric Company is one of seven utilities owned by the Central Indiana Power Company. The latter, operating over virtually all of Indiana, is the real operating unit of the system."

"How could the public service commission determine what is a reasonable rate for people at Martinsville, thus connected?" he asked.

## Salem Home of De Pauw to Be Razed

By Times Special  
SALEM, Ind., Dec. 19.—The home of Washington C. De Pauw, multi-millionaire benefactor of De Pauw university, will be razed to make a site for a Masonic hall here. Emmett Mitchell, attorney for the order, announced, following sale of the property.

The home is of brick and was given by De Pauw to his daughter, Mrs. Ella McIntosh, when he left here for New Albany before the Civil war to start a glass works which brought him wealth.

## CASE INVOLVES CAMERA CLICK

Married Man Pictured With  
Woman Not His Wife.

By Times Special

ROCHESTER, Ind., Dec. 19.—Photographing of a man with a woman not his wife is a point in the trial in Fulton circuit court.

Dyer, a lawyer and

sees all sorts of exemptions in it.

The thing practically is ruined so far as being a great revenue producer is concerned."

Lewis Johnson, who is in charge of the huge staff charged with issuance of the store licenses and collection of the tax, said he had not seen the attorney-general's opinion, but that he never did believe the law would raise the revenue expected of it.

At the time of its passage it was touted to add more than \$2,000,000 annually to the state funds.

Collections have been coming in since Nov. 17, including back tax

as a result of injuries received in a fight with Dyer, and it is alleged the right eye is affected. Hiteschew is also plaintiff in a \$5,000 damage suit against Dyer.

### EYES START BUSINESS

Salem Man in Need of Glasses Re-lates Career.

By Times Special

SALEM, Ind., Dec. 19.—A. H. Chamberlain, 54, bought an optical business with books of instruction so that he could fit himself, with glasses, he revealed here as he started his thirtieth year as an optometrist.

Chamberlain was told when he was 20 years old that he would have to get glasses, and Louisville, Ky., was the nearest place to obtain them. He didn't have the money for the trip. Shortly afterward a salesman offered to set him up in the optical business on credit, books of instruction included. He bought it and has been in the business ever since.

### DEPOSITORS' HOPES DIE

None of Kokomo Three Banks Will Pay Christmas Dividends.

By Times Special

KOKOMO, Ind., Dec. 19.—Depositors of Kokomo's closed banks will not receive Christmas presents in the form of dividends.

Receivers of the banks, the People's Trust and Savings, South Kokomo and Citizens, closed nearly two months, announce they are uncertain as to when any part of claims will be paid. They say something will be paid as early as possible in 1932. Depositors had hoped to receive at least part of their claims before Christmas or by Jan. 1 at the latest.

### Dual Tragedy Probed

By Times Special

ANDERSON, Ind., Dec. 19.—Authorities are investigating circumstances surrounding an automobile accident which brought death to Francis G. Ryan, 33, real estate dealer, and Phillip Winters, 25, son of A. J. Winters, a lumber dealer. Ryan's automobile crashed into the rear of a truck at midnight Thursday three miles south of here. The truck was parked at the roadside for motor adjustment. Claude Taylor and Charles Miles, Lansing, Mich., its drivers, are being held pending outcome of the inquiry.

### Student Editor Chosen

By United Press

GREENCASTLE, Ind., Dec. 19.—Appointment of John Millett, Indianapolis, as editor-in-chief of the De Pauw, student newspaper published on the De Pauw university campus, is announced. He has been acting editor since Thoborn Wiant, Indianapolis, was suspended as a result of an article published in the paper attacking Miss Katherine S. Alford, dean of women. Millett is a Shorthridge high school graduate.

### Officer Killed

By Times Special

WEST BADEN, Ind., Dec. 19.—Fatal injuries were suffered by Samuel Roberts, 65, West Baden town marshal, and Frank Abels, 70, may not live as the result of injuries suffered when an automobile in which they were riding collided with a truck at Prospect, one mile east of here.

### Receivers Must Sue Selves

By Times Special

HAMMOND, Ind., Dec. 19.—Under an order of Superior Judge Clyde Cleveland, A. Murray Turner and W. C. Belman, receivers of the First Trust and Savings bank, must sue themselves in a case for \$3,000,000 damages against officers of the closed bank. Murray and Turner were directors when the bank closed.

### Prisoner Transferred

By United Press

COLUMBUS, Ind., Dec. 19.—John O. Lazzell, 71, lifelong resident of Bartholomew county, is dead following a long illness. He had been ill health several years and several months ago he fell on a street, breaking a leg, which hastened his death. He was a member of the Wertz Memorial United Brethren church, of which he was an active member. He was also a member of the Moose Lodge. He leaves his widow and a daughter, Mrs. Dwight Poland. He was one of a family of twelve children and the last of the family to die.

The hearing Friday was on exceptions to the report of Albert Ward, special master-in-chancery, who filed his report last June.

A temporary injunction against enforcement of the public service commission's reduction is sought by the utility to be made permanent.

### Last of Family Dies

By United Press

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