

Place of Thomas Trial to Be Decided Thursday

Attorneys for Thomas Present Petition Asking for Change of Venue, But the State Asks for More Time.

COURT DECISION WILL COME LATER

State Willing for Case to Be Tried by Jury From Any Contiguous County, But Defense Objects to This.

No disposition of the O. G. (Red) Thomas case was made at the afternoon session of Cabarrus Superior Court here Monday. The petition asking that the case be removed to another county was presented by attorneys for Thomas, but the State informed Judge James L. Webb, who is presiding at the present term of court, that it had been unable to prepare certain affidavits in answer to those presented by Thomas' attorneys, and asked for more time in which to prepare the papers. The request was granted by the court, and the final hearing will be held Thursday morning.

Forty affidavits were presented by the attorneys for the defense, who had still others which were not presented. The State's attorneys declared that they had been unable to cooperate with Solicitor Zeh Long until this week and for that reason were unprepared with counter affidavits. They will have their affidavits ready by late tonight, they declared, and will present them to the attorneys for the defense so that Thomas' lawyers can prepare answers to them by Thursday morning, when final disposition of the case will be made.

The affidavits presented by the defense in asking for the change of venue, charged that a fair trial could not be had in this county because of the hostility against the defendant. The affidavits charged that during the last trial the hostility was very evident, that a picture of the widow and children of the deceased had appeared in certain newspapers as paid advertisement and created further hostility; that the court room during the trial was noisy when the defense was asking questions and addressing the jury; that private citizens had been recently making a canvass of the county, soliciting funds with which to prosecute Thomas and getting a line on sentiment throughout the county; and that the hostility certain to be displayed by spectators if the case were tried here, would be certain to influence any jury, whether or not residents of this county.

After the affidavits had been presented counsel for the State informed the court that the State would agree to a jury from any county contiguous to Cabarrus. Counsel for Thomas would not agree to this, declaring that any jury brought here would be influenced by the talk heard on the streets and the open hostility certain to be shown in the court room.

Mr. Williams and Mr. Hartsell, for the defense, disclaimed any part in the solicitation of the fund for the prosecution on behalf of the State's attorneys. The canvassers, they said, had not been instructed by the private prosecution or by counsel for the State to make the canvass, and Mr. Parker, for the defense, arose and corrected any impression the State's counsel might have had that the defense charged the State with participation in the canvass.

Mr. Parker made the objection for the defense against trial by jury from another county. The hostility which will be evident in the court room is certain to invade the jury box, he declared. He has been practicing law for 15 years, he said, and in only one instance has he ever seen such hostility as was evidenced against Thomas during the trial. The hostility is still here, he pointed out, and if the jurors are brought here from some other county they are certain to hear talk on the streets before being selected, and see the hostility after entering the jury box.

DANIELS RECALLED TO WITNESS STAND

Father of the Man Killed in Mer Rouge Last August, Tells What He Knows of the Case.

(By the Associated Press.) Bastrop, La., Jan. 9.—J. L. Daniels was recalled to the stand at the opening of the hearing today after a preliminary examination relative to his son, Watt, and others being held up near the village of Galion some time previous to the kidnaping and disappearance of Watt Daniels and Richards near Bastrop last August. The witness declared he went to Dr. McKain, and "appealed to him as a fellow Mason," to stop what he believed was a clan action.

Daniels also testified that he had learned that subsequent to the kidnaping of his son and Thos. Richards that four Mer Rouge citizens had been warned they would have to leave the community or "they would be killed." Daniels said the information was given by Joe Davenport, another Mer Rouge citizen. Davenport, Daniel said, told him he had received such word over the telephone.

Daniel said Davenport declared he had been told by "Captain Skipwith" that the men "would have to get away." Captain J. K. Skipwith, of Bastrop, is the Exalted Cyclops of the Ku Klux Klan organization in Morehouse parish. Klan Member Testifies. Bastrop, La., Jan. 9.—J. T. Norsworthy, who declared himself a charter member of the Ku Klux Klan, of Morehouse parish, asserted on the witness stand at the opening hearing today of the masked band depredations in Morehouse that the black mask was used by members of Morehouse Klan when they went on marauding raids at night.

COMMITTEE TO DISMISS IMPROVEMENT CHARGES

Complaint Filed Against Daugherty Will Be Thrown Out, Is Reported. Washington, Jan. 9.—The house judiciary committee at a meeting formulated a report to the house holding there were no grounds for the impeachment charges filed by Representative Keller, republican, Minnesota, against Attorney General Daugherty. The committee also is expected to adopt a report by a sub-committee declaring Mr. Keller was not exempt from obeying its subpoena, directing him to appear after he had withdrawn in progress.

World Rushing to Destruction, Cardinal O'Connell Says.

Boston, Jan. 8.—Under the leadership of great avarice, pride, conceit and stupid and false nationalism, which refuses to recognize the human brotherhood of all men and all nations, not only Russia, but the whole world, seems to be rushing to destruction, Cardinal O'Connell declared today before the Holy Name Society at the Cathedral of the Holy Cross. "If these false doctrines of Communism and excessive and false Socialism," he said, "have been the gospel held up to the people by their leaders, what wonder finally that they are working out the logical conclusion."

Bank Robbers at Hinton, Okla.

Hinton, Okla., Jan. 9.—Three bandits held up the First National Bank of Hinton today, locked three persons in the bank vault and escaped in a motor car with approximately \$10,000 in currency and bonds.

London, Jan. 9 (By the Associated Press).—Mrs. Edith Thompson and Frederick Bywaters were executed today for the murder of the woman's husband, Percy Thompson, on October 4, last. Bywaters was executed in Pentonville prison, at 9 o'clock. Mrs. Thompson was hanged a few minutes later in Holloway jail. Bywaters, who made an eleventh hour attempt to save Mrs. Thompson by a "confession," met his death calmly, so far as reports indicated. Mrs. Thompson had to be carried to the scaffold. She collapsed last evening and was in the care of physicians throughout the night.

WILL DISMISS KELLER CHARGES.

(By the Associated Press.) Washington, Jan. 9.—An early report holding that Representative Keller, republican, of Minnesota, had failed to sustain his impeachment charges against Attorney General Daugherty, was forecast today as the House Judiciary Committee met to give final consideration to the charges.

FRENCH MOVEMENT TO END AT ESSEN

The Troops Are Reported to Be Within Seven Miles of That City, Still on the March.

London, Jan. 9 (By the Associated Press).—Present French movement in the Ruhr involving Daugherty will terminate at Essen according to information received in British official circles from their observers in Rhineland. The British maintain they are without official knowledge of French plans. Almost to Essen. Essen, Germany, Jan. 9 (By the Associated Press).—Advance troops of the French Army, largely with technical equipment, have already reached the neighboring town of Kettwig (7 miles southwest of Essen) and the section between Düsseldorf and Essen is half covered with French military forces, according to private advices reaching here today.

Chauffeurs traveling between the two places are said to have been stopped and directed to make a detour. In order to avoid friction, as much as possible, the railroad authorities at Essen kept the freight houses cleared at midnight in preparation for the expected arrival of the French. The municipal administration last night notified the city's largest hotel that their building might be required at short notice for the French, and the management advised the guests that they might be requested to leave in the course of a night. Otherwise, Essen is calm. The weather is rainy and the wet streets were virtually deserted last night. Essen possesses no large quarters for troops. The barracks at the large aerial landing place is still occupied by the green clad police.

Troops at Neuss.

Berlin, Jan. 9 (By the Associated Press).—Thirty-eight trains carrying French troops left Mayence yesterday for Essen as the destination of the forces, says an Essen telegram today. The arrival of heavy artillery and snipers (engineer troops) is reported from the neighborhood of Neuss (3-12 miles southwest of Düsseldorf). The staffs of several French regiments arrived at Düsseldorf last evening, and this morning, and the troops themselves were expected to reach here today.

Will Put Poorhouse on Self-Sustaining Basis.

Greenwood, Jan. 8.—A system is being worked out by the Greenwood county commissioners to make the county farm and almshouse not only self-sustaining but to make it help support the convict gangs of the county. In requesting necessary appropriations from the delegation to make the needed changes, the commissioners reported that the county farm would hereafter be used to grow food crops for both man and beast, and that cotton growing would be abandoned. An effort will be made to grow enough foodstuffs to feed the county's livestock, and to produce flour, meal, molasses, meat, etc., enough for the convicts and paupers.

Captain-Elect Blount of U. of N. C. Has Resigned.

Durham, Jan. 7.—Bill Blount, captain-elect of the University of North Carolina football team has resigned the captaincy and will not be in school at the University next fall, it was learned tonight. Young Blount, one of Carolina stars during the past season, has already left the University and has located in Durham, having accepted a position with one of the large manufacturing concerns here.

Mrs. Edith Thompson is Executed in London

Both the condemned met death with protestations of innocence. Bywaters maintained that Mrs. Thompson had no part in the killing of her husband, and insisted that he had slain Thompson in self-defense. The woman, in her last interview with her family, assured them that she went to her death with no guilt on her soul. The executions took place without demonstration on the part of the crowd that gathered outside both jails. Women marched in a drizzling rain before the walls of Holloway jail carrying placards inscribed "If these are hanged, the judge and jury are also guilty of murder," and "Murder cannot abolish murder."

GERMANY IN DEFAULT COMMISSION RULES

Germans Have Been Wilfully Neglectful in Coal Deliveries, Reparations Commission Finds.

Paris, Jan. 9 (By the Associated Press).—The reparations commission today voted Germany in wilful default in her coal deliveries. The vote was 3 to 1, Sir John Braebury, the British member, casting the negative ballot. Sir John explained he was unable to vote for the proposition because he felt that this action took the matter out of the hands of the commission and placed it under jurisdiction of the government. Roland W. Boyden, the American representative with the commission, called upon to give his views, made a brief statement pointing out he was expressing his personal sentiments. It was learned authoritatively that he took the view that while default actually existed in German coal deliveries for 1922, the conditions under which the default occurred were such that it required special consideration.

WORK OF THE STATE LEGISLATURE TODAY

Governor Delivers Biennial Message.—Number of Bills Are Introduced. Raleigh, N. C., Jan. 9.—Urging the present General Assembly of North Carolina to duplicate the efforts of the previous assembly for the welfare of the public school system of the State, Governor Cameron Morrison today laid before a short session of the legislature proposals on which he placed particular emphasis as being for advancement of the state commercially and generally.

A burst of applause greeted his statement concerning the establishment of a state-owned steamship fleet to combat high rail rates and to remove from North Carolina the term of "Virginia territory," which he said was usually applied when speaking of the state commercially. The Governor's message was delivered to the joint session after each house had met, transacted some business and had recessed until noon for this purpose. The Senate session saw the introduction of two purely local bills, while legislation which would affect the pension system and regulate game over the entire State held the interest of the House.

A bill was brought out by Representative Dehart, of Swain County, which would provide that all Confederate Veterans, regardless of their wealth or holding, personal or real, be placed on the pension roll in some grade, and that widows of veterans who married soldiers up until the year of 1885 be included in the pension rolls. The present limit is 1880. The game bill was brought out by Representative J. E. L. Wade, of New Hanover county and would regulate hunting seasons with the provision that local regions could lengthen or shorten seasons according to their needs. Penalties would be provided for violation of the measure.

EVANGELIST PICKS NEW PRAYER BRIDE

Announces to Congregation of 13 That "Blond Beauty" Will Come From Wisconsin. Orange, N. J., Jan. 7.—The Rev. George Hermann Lawson arose in Old Fellows Hall this afternoon and scanned the congregation of his People's Evangelical Church. He counted thirteen, including six reports, and cleared his throat. He then announced that his prayers for a bride apparently had been answered. Several months ago the Rev. Mr. Lawson prayed earnestly for a helpmate. It appeared for a time that the answer was found in Mrs. Mary Mason, but she broke off the engagement and the evangelist went to Boston, where his meeting hall was burned and he said, he encountered the "K. K. K."

When he returned to Orange several days ago he disclosed that he had received 200 proposals from different parts of the country. He piled the letters together and prayed over them. Then he eliminated widows and praying women. Finally he got the heap down to four, and he went into a long exhortation over them. One was from Danbury, another from Norfolk, one from Pennsylvania and the fourth from Wisconsin. "This morning," said the Rev. Mr. Lawson, as he looked over his congregation of thirteen. "I have decided that it is the divine will that I marry Miss Nila A. Miller, of Ford du Lac. I have telegraphed to her to come to Orange and we shall be married as soon as she gets here."

With Our Advertisers.

Pounds has some of that famous Jellico don't now. Do you need a ledger, journal, cash book or any kind of a blank book? If you call at Musette you can find it. Safety, complete facilities and helpful, interested service are offered at the Citizens Bank and Trust Company. Mr. Richard L. Porter, a former Concord boy, who has had a position with the American Trust Company in Charlotte for the past two years, is now with the office force of the Ford Motor Company, in Charlotte. Mr. Porter spends the week-ends in Concord with his mother, Mrs. D. B. Porter, on Bell avenue. Many women in Holland are studying engineering.

Progress Keynote of Messrs. State Exhorts Governor

BRITISH WORKING ON DEBT PROBLEMS

Commission Holds Conference Before Meeting Americans Tomorrow. (By the Associated Press.) Washington, Jan. 9.—The British debt funding commission looked itself in its hotel suite this morning to spend the day preparing data for tomorrow's joint session with the American commission in the second conference on a funding arrangement for Great Britain's war debt.

DAUGHERTY IS GIVEN CLEAR BILL OF HEALTH

Committee Says He Was Not Guilty of Any High Crime or Misdemeanor. (By the Associated Press.) Washington, Jan. 9.—Attorney General Daugherty was given a clean bill of health today by the House Judiciary Committee which investigated the impeachment charges brought against him by Representative Keller, republican, Minnesota. In a resolution which was adopted by a vote of 12 to 2, the committee said that on the evidence obtained it did not appear that there was any ground to believe that Mr. Daugherty has been guilty of any high crime or misdemeanor requiring the interposition of the impeachment powers of the House.

EACH DEBTOR NATION TO BE DEALT WITH ALONE

No Way to Settle Debt Problem Under Present Law, It Is Believed. (By the Associated Press.) Washington, Jan. 9.—Preliminary negotiations with the British debt commission over the question of payment of the British war debt to the United States has convinced the administration, a White House spokesman declared today, that no settlement of the problem can be made under the terms of the law as it now exists.

LITTLE CHANGE IN SHOE PRICES EXPECTED

Prices For Low Shoes to Range From \$8 to \$15, With High Shoes a Little Higher. (By the Associated Press.) Chicago, Ill., Jan. 9.—From the councils of some 17,000 delegates to the annual convention of the National Shoe Retailers Association today the prediction that shoe prices this year will range from \$8 to \$15 for low shoes, and from \$9 to \$15 for high, with extreme styles much more costly. J. C. Boyd, a St. Louis manufacturer, forecast an increasing production for galoshes, even expressing an opinion that men soon would adopt them for winter wear, especially in extremely cold or muddy weather. Women's galoshes, he said, would be made lighter in weight, and more attractive in appearance.

Highway Projects to Be Let February First.

Raleigh, N. C., Jan. 9.—The state highway commission last night announced the following projects to be let on February 1: Hertford and Bertie counties, Wilton to Aulander, soil road, 16.8 miles. Bertie, Windsor to Aulander, grade only, 19.2. Nash, Nashville to Franklin county line, hard surface, 14.96. Martin and Pitt, Williamston to Bethel, hard surface, 10.31. Wilson, overheight crossing A. C. L. Simpson, end pavement (Clinton to forks of roads leading to Garland and Elizabethtown, hard surface, 3.5. Onslow, Jones county line to Jacksonville, soil, 15.22. Robeson, pavement in Red Springs to be let in conjunction with other city work, 1.25. Robeson, Red Springs to Hoke county line, soil, 1.25. Granville, Bufileck to Virginia line, hard surface, 6.50. Wake, Wake county line to Lee county line gravel, 8.00. Chatham, Apex to Chatham county line, gravel, 9.04. Caswell, Vanceville to Rockingham county line, soil, 11.67. Montgomery, Randolph county line to Moore county line, soil, 11.3.

Rutherford County in Prosperous Condition.

Rutherford, Jan. 8.—The county gained 13,001 bales of cotton up to December 20 which was an increase over last year of 4,828 bales to the same date. Prosperity abounds on every hand and the New Year starts off very bright. The building boom continues here. The Citizens Building and Loan Association is planning to build 100 houses and homes in 1923. Work on the new \$35,000 Baptist Church and the new \$75,000 Isothermal Hotel is going forward rapidly. The church will be finished as soon as possible. Good middling cotton today on the local market is quoted at 25 1/2 cents per pound; cotton seed at 72 cents per bushel.

Chief Executive of State Outlines Policies He Supports in Biennial Message Before State Legislators.

MANY SUBJECTS ARE SUPPORTED

State-Owned Shipping Line Gets Support.—He Wants More Money for Roads and Various State Institutions.

Raleigh, N. C., Jan. 9 (By the Associated Press).—Constitutional amendments limiting North Carolina's indebtedness and protecting its sinking funds; the creation of a ship and port commission, with \$2,000,000 to establish state ports and to purchase a fleet of ships; a \$15,000,000 highway bond issue, and the addition of the departments of commerce and industry and of banking, are the principal recommendations of Governor Cameron Morrison made in his biennial message to the General Assembly today. The chief executive also urged that adequate funds be provided for the improvement of the state's fisheries and to promote the health, educational, welfare and agricultural experiment and extension programs of the several state departments.

In urging the establishment of a state-owned shipping line corporation, the Governor declared that our freight rates are nearly all based on the rates to the Virginia cities to our towns. He added that there are no basic freight points in North Carolina and that the state always would be discriminated against until water transportation was established so as to reduce rates. "Give me, gentlemen, two millions of dollars to establish some North Carolina state-owned terminal facilities, and to purchase a fleet of ships; then give me the authority to organize them, and I promise you to save the state more money annually than it costs to run the state government, and to make it commercially free in independent," Governor Morrison asserted.

"I appeal to you to create the North Carolina Ship and Port Commission, with appropriate and ample powers to acquire, purchase, lease or purchase, and to acquire and operate a fleet of passenger and commercial-carrying ships. "We cannot act without delay. The cheap ships can be had now, and it is important to act promptly. "Let me appoint the commissioners, and the Senate confirm them. I promise you a great commission." The Governor stated that the new system of taxation "under the able administration of Col. A. D. Watts, has produced ample revenue to meet the relatively large appropriations of the last General Assembly," and that the revenue account will show the largest surplus in the history of the state, "which, credited with the railroad taxes, which have not been paid, and with the income taxes for this year, which could not be computed and collected until after the end" of 1922.

After urging more funds for institutions for defectives and for higher learning, the Governor called attention to the fact that the last legislature authorized the issue of \$8,700,000 of bonds to promote their programs. Sixty thousands five hundred and ninety-nine dollars annually placed at interest of 4-1/2 per cent, would redeem these bonds, he said. "If you issue new bonds for the purpose now under discussion," the Governor continued, "I also urge a full sinking fund from the general revenues of the state for their redemption. Sixty-two thousand five hundred and ninety-nine dollars set aside annually will redeem a duplication of the last general assembly's glorious work for these institutions. The small sum of one hundred and twenty-five thousand one hundred and ninety-eight dollars set aside annually will redeem both issues."

Launching into his recommendation for a bond issue of \$15,000,000 to continue the state highway construction program, the executive urged that an additional tax of two cents per gallon on gasoline be added and that a sinking fund of \$5,000,000 per year be applied to the payments of the bonds when due. One-half of this amount would come from the general revenue of the state and the other from the automobile and gasoline tax. The Governor declared he believed constitutional amendments limiting the state's power to contract indebtedness to six per cent of the assessed value of the state's property and providing that when a sinking fund is created no General Assembly could diminish it. (Concluded on Page Two.)

"Thrilled Me More Than my First Royalty Check"

said Miss P. Gould, authoress of 1121 West Harris Road, Bronx. Thrilled the boys and girls that attended with her, thrilled Me and Pa too—just like it will thrill you. It's the picture beautiful. Don't fail to see it— "IN THE NAME OF THE LAW" STAR THEATRE January 12th and 13th ADMISSION 25c AND 50c