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The Daily Tar Heel

THE OLDEST COLLEGE DAILY IN THE SOUTH

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Endowment Forced Duke's Art Refusal

Rollins' Chances for Ackland Art Fortune Equal with UNC

By Walter Klein

RALEIGH TIMES BUILDING, RALEIGH, January 29—"You can't make war on Santa Claus."

With this statement, A. B. Andrews, Secretary of the Board of Trustees of the University revealed today in an exclusive interview that Duke University has refused the \$1,395,000 art school fortune willed by William Hayes Ackland because acceptance would threaten Duke's continued support by the Washington Duke foundation.

This was first news of Duke's reason for refusal since Governor James Melville Broughton gave a secret account of the situation in Tuesday afternoon's Board of Trustees meeting here.

Simultaneously it was discovered that Rollins college, in Winter Park, Florida, may now have an equal chance with Carolina of obtaining the fortune because it has already intervened in the Ackland relatives' suit for the money.

"Because Rollins is now entering litigation, Carolina's counsels in Washington must get down to hard, fast work if they want to insure the University's claim to the estate," Andrews disclosed.

Full text of Carolina's coming intervention in the suit, scheduled to take place within 30 days, was secured today from the office of Attorney General Harry McMullen. The copy had just been dispatched from Washington by the University's head counsel, former Governor of North Carolina, O. Max Gardner.

Carolina's intervention attacks the startling information brought out in Rollins college's own previous intervention: the fact that Ackland had cooperated with Rollins college in drawing up actual blueprints for the "William Hayes Ackland Memorial" to be constructed at Winter Park.

Second defense to be forwarded by Gardner in Washington is that the Ackland relatives, who, it is learned, brought the original suit, do not legally have any right to the \$1,395,000.

"Because of refusal by Duke University, the court should appoint the University of North Carolina to act in the stead of Duke under terms of the will of William Ackland," the counsel will read.

"The intervener (Carolina) has no belief as to the truth of allegations that Rollins college is a 'charitable corporation' and that no part of its funds are for private profit.

"The funds of the University are not used for private gain, a condition stipulated in the Ackland will."

Ackland's will was also examined yesterday. The 84 year old Tennessee millionaire made conditions that the art building itself must not cost more than \$300,000, and that his remains be buried within the Memorial.

The successful stock market investor left exactly \$1,395,399.12. After his 1936 will was completed, which included Carolina and Rollins as recipients in case of Duke's refusal, Ackland carried on extensive negotiations with Duke, finally leading to the present, superseding document. In April, 1938, Duke had its architect submit plans for a

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Nickname

Fabulous Stories Surround Origin of Name, 'Tar Heel'

By Westy Fenhagen

What would you say if someone asked you what the words "Tar Heel" mean? Yes, that's right, you would say that it meant almost anything pertaining to North Carolina or in a specific sense someone here at Carolina. Now, what would you say if you were asked where the words "Tar Heel" came from originally? Chances are you would look sort of dumb and begin to mutter something thoroughly incoherent.

The fact of the matter is that nobody actually knows. There are many tales and legends as to the true origin of "Tar Heel" but none have been verified, none have been accepted per se. Some of the many diverse tales, however, which have been handed down from generation to generation are worthy of note. Take them for what you will, but the right one is prob-

ably the one your grandfather put you to sleep with one night.

One of the oldest and most likely tales dates from revolutionary days. Lord Cornwallis, beating a hasty retreat northward after the battle of Guilford Courthouse, went through territory famous for its tar, pitch, and turpentine. The residents of this region, not wishing their tar to be ruined by the Englishmen, dumped it all into a small river.

When Cornwallis and his men forded the stream, their feet became covered with the sticky substance and stayed covered for many months afterwards. When they reached the north, they told their friends that all North Carolinians had tar on their heels and thereafter North Carolina was known as the Tar Heel state.

Another which is given much credence originated in the Civil War. At

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CHAIRMAN — Ridley Whitaker, head of the CPU which is jointly sponsoring the post-war planning conference, will appear on the platform with Graham this afternoon.



PRESIDENT—Dr. Frank P. Graham, University president, will open the CPU-ISS conference this afternoon with an address to the delegates in Memorial hall.



EDITOR—Jonathan Daniels, Raleigh News and Observer editor, who speaks in tonight's Memorial hall program of the post-war planning conference.



COORDINATOR—Louis Harris, director of student civilian defense and member of both the CPU and the ISS, who is the main organizer of the current CPU-ISS conference.

Graham Address to Open CPU-ISS Post-War Planning Conference Today

Labor, Industry, Farm Debate Scheduled Today

By Paul Komisaruk

President Frank P. Graham formally opens the first of Carolina's huge-scale post-war planning conferences this afternoon at 2 o'clock in Memorial hall—and following his address seven keynote speakers, and seven political and economic advisers take over the spotlight of the two-day jointly sponsored CPU-ISS conference.

Devoted primarily to the "Students Stake in War Aims and Peace Plans," the conference is climaxed tomorrow night with an address by Mrs. Franklin D. Roosevelt.

Over 100 delegates from 77 neighboring colleges in the Carolinas and Virginia will register this morning at 11 o'clock in Graham Memorial. Louis Harris, conference chairman, announced yesterday that University students who plan to attend the conference as delegates must also register at Graham Memorial.

Leading today's program will be the much-discussed three-cornered labor, industry, and farm debate between CIO secretary James Carey, NAM representative Stuart Cramer, and head of the Farmers Cooperative Exchange, M. G. Mann. The debate, which days ago appeared to have attracted more interest than any of the other scheduled sessions, will follow Dr. Graham's address in Memorial hall about 2:30.

Heads of the CPU, and ISS, Ridley Whitaker, and Miss Louise B. Morley will appear on the platform with Dr. Graham at the conference opener. Sweetser, Daniels Speak Tonight

Tonight's double-header session brings correspondent Arthur Sweetser, and Raleigh editor Jonathan Daniels together at 8:30 o'clock in Memorial hall for addresses on "The Days Ahead." Open forum discussions will follow all programs.

Sweetser, present League of Nations' Secretariat, and Daniels, editor of the Raleigh News and Observer have both remarked that they welcomed the open forum period following their speeches.

A reception this evening in Graham Memorial for the five speakers will be held at 10 o'clock. Daniels, Sweetser, Carey, Mann, and Cramer will attend.

Conference Program

- 11 o'clock—Visiting delegates and UNC delegates register at Graham Memorial.
- 1:00 o'clock—Lunch for delegates in small dining room, Lenoir Dining hall.
- 2:00 (Open to all students)—Dr. Graham formally opens conference in Memorial hall. Conference heads, Louise B. Morley, Ridley Whitaker, Louis Harris preside at session.
- 2:30 (Open to all students)—Three cornered labor, industry, farm debate between CIO secretary James Carey, NAM representative Stuart Cramer, Farm Cooperative head M. G. Mann.
- 8:30 (Open to all students)—Addresses in Memorial hall by League of Nations' Secretariat, Arthur Sweetser, and Raleigh News and Observer editor, Jonathan Daniels, on the "Days Ahead."

Bradley to Play Final Arrangements Listed For Interdorms Week-end

Completed arrangements for the round of house parties, open houses, sports events—sidelights of the Interdorms set of dances next weekend—were announced yesterday by Tommy Sparrow, chairman of the Interdorms dance committee, and George Coxhead, Exchequer of the Grail.

Playing for a public concert and informal dance on Saturday, Will Bradley and his famous "boogie woogie" orchestra wind up the two-day set of dances. Campus maestro Freddy Johnson and band have been scheduled to play for the first dance of the weekend set Friday.

Graham Memorial student union will hold an open house for dance-goers and their dates Friday night immediately following the informal dance. Featuring roaring fires at each end of the darkened lounge of the union, popular and semi-classical music from the recordings, and refreshments, the open house is scheduled to last from 1 until 3 o'clock. Union officials stressed that no stags will be allowed.

Special arrangements with the athletic association for a section of 300 seats at the UNC-Duke basketball game Saturday night were announced. Tickets, selling for \$1.00, may be bought from members of the Interdorms dance committee. It was stated that students didn't have to exchange their passbooks for tickets as seats in

Chapel Hill Awaits Mrs. Roosevelt's Return Visit Here

Mrs. Eleanor Roosevelt, the wife of the President, made such a hit when she delivered the commencement address here in 1935 that the village is eagerly awaiting her return visit this weekend.

Mrs. Roosevelt is scheduled to arrive here early tomorrow, presumably by plane. Whether she will land at the University airport or at the Raleigh airport and motor to Chapel Hill was not known today.

The First Lady announced she expects to arrive in time to hear the address of Dean Harriett Elliot of the Woman's College of the University, former head of the Consumers Division of the Price Control Administration, at tomorrow's session of the post-war planning conference. Dean Elliot speaks at 2 o'clock in Memorial hall.

Mrs. Roosevelt will address the conference tomorrow night at 8:15 o'clock in Memorial hall and her topic will be "The Challenge of Youth."

Of special interest not only to Chapel Hillians but to many persons from nearby towns, however, will be Mrs. Roosevelt's appearance at the President's Birthday Ball for Orange county in Lenoir hall later tomorrow evening. She is scheduled to appear at the ball at 9 o'clock.

When she spoke here last in 1935 Mrs. Roosevelt advised the graduates to face realities and to have courage, initiative and imagination "to try, in this strongest of nations" to solve its problems.

Mebane Calls S&F Meeting

Cast Meets Tomorrow To 'Block' Musical

With production of "Bagdad Daddy," February musical, being rapidly pushed, Randy Mebane, president of Sound and Fury, announced yesterday that all the cast with the exception of the dancing chorus will meet in Memorial hall tomorrow from 2 until 5 o'clock to "block" the play. Blocking consists of mapping movements of characters on the stage.

Genie Loaring-Clark has been replaced by Audrey Hamblin in the portrayal of "Miss Jones," secretary to "Bagdad Daddy's" blustering movie producer. Miss Loaring-Clark relinquished the part because of lack of time and poor health.

Advance sale tickets are being printed for Sound and Fury's first production of the year and will go on sale Wednesday. The advance sale consists only of orchestra seats, the first 15 rows center section, the price being \$1. These tickets will cover all three performances to be presented February 25, 26, and 27.

Student Party Officers Elected

The Student party, campus political group, last night in their first meeting of the year elected Celeste Hamrick and Don Nicholson by acclamation to the posts of secretary and treasurer of Student party.

Miss Hamrick, a junior from Shelby, transferred to Carolina from Meredith college. She was a member of the Meredith Little Theater, assistant manager of the magazine Acorn, and a reporter for the newspaper Twig. She was also a member of the Classical club, athletic association board, archery club, and served as freshman councilor.

Nicholson, a junior from Tarboro, was on the freshman football, baseball, and swimming squads, a member of the cheerleading squad, and a member of the Glee club.

Di-Phi Announces Annual Frosh Debate

The annual Di-Phi freshman debate will be held Tuesday, February 10, in Di senate hall to discuss: Resolved: "That the federal government should own and operate war munitions plants." The Di will take the affirmative and the Phi will assume negative.

MacArthur's Legions Halt Japs in Bataan

US Planes Sink Transport; Foe Nears Singapore

WASHINGTON, Jan. 29—(UP)—New blows struck by American flying fortresses in the great battle of Macassar Straits have destroyed one Japanese transport and set fire to another while General Douglas MacArthur's Luzon legions have stopped headlong enemy infantry assaults with "heavy losses," the War department reported today.

SINGAPORE, Jan. 29—(UP)—Japanese troops pushed down the Malayan railroad, through the center of the Imperial defense line, to within 31 miles of Singapore today for an 18-mile advance against fiercely fighting but outnumbered Australians.

WASHINGTON, Jan. 29—(UP)—The Justice department tonight struck a crushing blow at Axis sabotage with a plan to remove all Germans, Italians, and Japanese aliens from the areas surrounding vital war industries and military establishments in western states.

WASHINGTON, Jan. 29—(UP)—At least one enemy submarine has been sunk, it was revealed tonight simultaneously with official Navy announcement that counter measures against raiders operating off the eastern seaboard are becoming increasingly effective.

MOSCOW, Jan. 29—(UP)—Marshal Simeon Timoshenko's Red Army of the Ukraine, crashing through the German fortified lines in a mighty offensive carrying more than 62 miles in 10 days, has recaptured Lozovaya, 75 miles straight south of Kharkov and only 60 miles from the Dnieper, a special communique announced tonight.

BATAVIA, Jan. 29—(UP)—Japanese invaders surged out of occupied See NEWS BRIEFS, page 4

Naval Unit Opened For Med Students

Medical students interested in applying for provisional commissions as Ensigns in the Naval Reserve will meet in the Medical building tomorrow morning at 10:30. At this meeting Lt.-Commander M. M. Riker will explain the details of class H-V(P), United States Naval Reserve.

Also, a meeting for pre-medical students in their junior or senior year will be held Wednesday at 10:30 in Gerard hall.

Students who are accepted for H-V(P) will hold provisional commissions in the Naval Reserve until they have served one year's internship in a civilian hospital, or are accepted as Acting Assistant Surgeons in the Navy for their intern training. At the completion of their internship, they will be given permanent commissions in the Naval Reserve. Those interested may, if they wish, apply for commissions in the regular Navy.

Cafeteria Suspends Sunday Breakfast

Mr. E. F. Cooley, Lenoir dining hall manager, announced that the cafeteria will discontinue serving Sunday breakfast.

Scheduled to go into effect this Sunday the move was deemed necessary due to the small number of early risers and will continue until further notice. Sunday dinner and supper hours will remain the same.