

THE WEATHER

Local thundershowers Tuesday and probably Wednesday; gentle to moderate southwest winds.

THE GOLDSBORO NEWS

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GOLDSBORO, N. C. THURSDAY MORNING, JULY 14, 1925

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Judge Raulston Is Considering Motion To Quash Indictment

Scope's Lawyers and Prosecution Argue Various Points at Yesterday's Session

VERBAL CLASH IMMINENT Attorney General and Dudley Field Malone Engage in Debate

DAYTON, Tenn., July 13 (By Associated Press).—Judge John T. Raulston, presiding at the trial of John Thomas Scopes, on a charge of violating the law of the state of Tennessee making it a misdemeanor to teach the theory of evolution in the public schools, retired to his chambers, tonight to study the question of whether the indictment against the 24-year-old school teacher should be summarily quashed.

The judge carried with him briefs of the best score points stressed by the contending sides in the case, while ringing in his judicial ears were words from a half dozen oral arguments presented to the court today.

It was the first of perhaps days to be devoted entirely to oratory. The jury service was brief. Soon after court opened and the state had interrogated one juror, R. L. Gastry, as to whether he had expressed an opinion as to the guilt or innocence of the defendant, the jury was sent from the room that argument might be made on the motion to quash.

Mr. Gastry went with his fellow jurors after declaring that he could not recall having said that Scopes ought not to be convicted.

"There is no reflection on him," the attorney general explained. Starting the morning session with a carefully poised reading of the formal motion to quash and a calm argument by John R. Neal, for the defense, the heat of the argument eased intensity as the day wore on.

B. O. McKellean, former attorney general, and Dudley Field Malone, one of the counsel for the defense, engaged in a clash, ending in a smile, but for a moment giving indications of developing into a spirited exchange.

During Attorney General Stewart's argument for the state in the afternoon, he was questioned by defense attorneys on several points.

Mr. Stewart suggested with a smile, "perhaps you would like to put me on the witness stand."

"We would," was the chorus from the defense table.

The day of speech making was brought to a close by the two most extended arguments of the trial, Attorney General A. T. Stewart and Clarence Darrow taking up the entire afternoon session with their discussions of the soundness of the indictment and the constitutionality, wisdom and fairness of the Tennessee law putting evolution theories under the ban insofar as public schools are concerned.

The attorney general vigorously defended the law under attack, declaring that the legislature was well within its rights in passing the statute, and that the state should be praised for enforcing it instead of criticized.

The young attorney was emphatic in declaring that warrant of law was abundantly cited to support the contention of the prosecution.

Clarence Darrow, after opening with a pleasant appreciation of the action of the court in bestowing the title of "Colonel" upon him, declared in his opening words that the anti-evolution law "was wicked and mischievous." He replaced a smile with almost a scowl as he said he would attempt to place himself in the 16th century that he might treat the laws seriously.

New Buildings For Duke University

DURHAM, July 13.—Bids from contractors in the erection of the new unit of 11 buildings for Duke university will be opened at noon Tuesday, July 14, in the offices of Horace Trumbauer, architect at Philadelphia. Plans and specifications for the new buildings were received in Durham a short time ago from the Philadelphia office and were made public immediately upon their arrival.

GOVERNOR APPOINTS NEW BOARD MEMBER

RALEIGH, July 13.—Governor A. W. McLean today appointed W. P. Anderson, of Wilson, to succeed Dr. H. V. Horton of Winston-Salem, resigned as a member of the board of trustees at the state hospital, Goldsboro, N. C. Mrs. T. C. Coxe, of Wadesboro, was appointed as a member of the board of trustees of the training school for negro boys (Morrison Industrial School), Hamlet, N. C. to succeed Mrs. J. LeGrande Everett, Rockingham, resigned.

W. A. HUNDLEY RESCUES THREE FROM SURF

Wilmington Man is Hero Of Near Tragedy at Fort Fisher

NO LIFE GUARD ON DUTY Report States Much Criticism Of Lack of Proper Protection

WILMINGTON, N. C., July 13.—When William A. Hundley, master mechanic for the American Agriculture and Chemical company, heard the cries for help of Mr. and Mrs. D. H. Willard and Mr. and Mrs. J. E. English, who had stepped in a hole off Fort Fisher Beach yesterday afternoon, he rushed to the rescue and with the assistance of several others formed a human life line and rescued the bathers.

Mr. Willard in recounting the near tragedy today said that he and Mrs. Willard and Mr. and Mrs. English were in the surf in very shallow water when they stepped into a hole over their heads and that the undertow was very strong. Mr. English succeeded in getting out, and was assisting the others when he, too, was about overcome.

"Every time I came up I yelled for help, as I was having a hard time keeping Mrs. Willard up," said Mr. Willard. He praised Mr. Hundley's heroism, declaring that if it had not been for his Hundley's work, one or more of the party would have been drowned.

No Life Guard

It is stated that no life guard was on duty at Fort Fisher Beach at the time of the near drownings, and there has been some criticism heard on this score, as a law was enacted at the last session of the legislature requiring life guards at all places where bath houses in this county are operated.

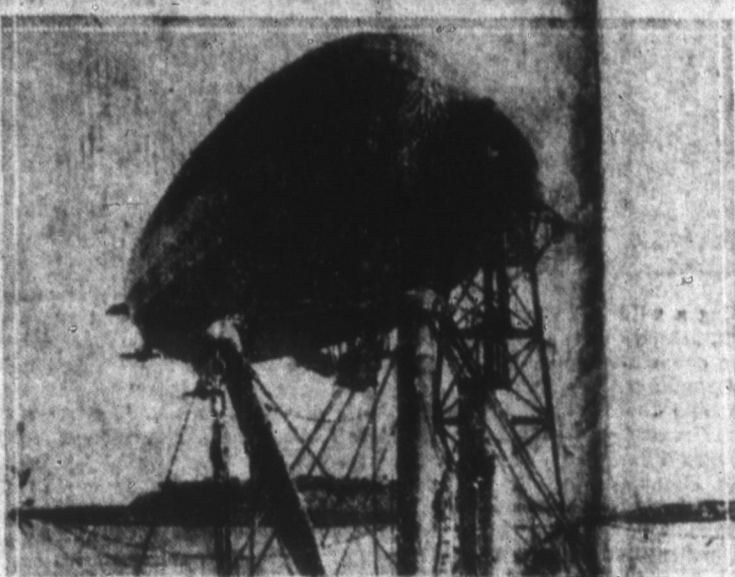
reached the trio—Mr. and Mrs. Willard and Mrs. English—the two women appeared to be in a desperate state, "and it looked like they were trying to stand on Mr. Willard's head," he added. He said he abated them to shallow water and with the assistance of three or four other men, who formed a human life line, they were pulled ashore. One of the women fainted.

Mr. Willard today said he was suffering slightly from painful breathing, as a result of having swallowed as much salt water.

Immediately after hearing the stories, Mr. Hundley removed his shoes and his hat and rushed into the surf. "I think the people should be protected while surf bathing," Mr. Willard declared, pointing to the law that requires bath house operators to have life guards on duty during the bathing hours. "I understand the life guard was off turtle egg hunting while we were bathing, and while I will never need the service of a life guard again, I certainly think the bathers at the various beaches should be afforded every protection possible," he said in conclusion.

Nice things about company is, you have to wait until they leave before starting a family row.

By the time a lady man gets up enough energy it is too late. Pleasure is something like tea. You can either enjoy it or let it melt.



CLOSE-UP OF MOORING MAST. U. S. Shenandoah moored to the mast on the U. S. S. Patoka. This mast was built when the Polar voyage of the Shenandoah was under consideration. Note the pipes in the center, through which gas for the balloons and gasoline and fuel oil for the engines can be pumped up to the balloon at sea in case of wind etc. A ladder for the ascent and descent of the crew can also be seen.

Democrats Planning To Regain Congress In 1926 Elections

Representative Oldfield Will Make Extensive Trip to Aid in Organization

REPUBLICANS ALSO ACTIVE Both Parties to Center Fights on Strongholds of the Other

WASHINGTON, July 13 (By Associated Press).—When the Democrats already laying the foundation for a determined campaign to regain control of Congress, the 1926 congressional elections give promise of attracting an unusual share of national interest.

Under the leadership of Representative Oldfield of Arkansas, the Democratic Congressional Committee has begun its organization work with a view to centering its effort largely in what are generally regarded as the close districts.

At the same time the Republican organization is preparing to meet the attacks in those centers and also to carry the fight to the enemy in a number of Democratic strongholds.

Returning today from organizational meetings in Missouri and Indiana Representative Oldfield announced that he would leave soon for a swing through the West on a similar mission. He will speak at gatherings of state Democratic leaders at Omaha, Denver, Salt Lake City, Los Angeles, San Francisco, Portland, Spokane and Seattle.

"Educate, Organize, Fight," is the message Mr. Oldfield will take to these meetings, and he will call for the "perfecting" of the organization from state committees down to precinct bodies. Moreover, he will urge the Democrats to nominate the best Democrat that can be found in the districts, declaring that "no man is too big to run for Congress."

DIVINE SAYS AMERICA LAX IN DUTIES

Bishop Cannon Speaks on Obligation of United States

LAKE JUNALUSKA, July 13.—America's "policy of isolation" was sternly rebuked by Bishop James Cannon, jr., of the Methodist Episcopal Church, South, addressing the social service conference in session here. His subject was "The Obligation of America to the Rest of the World."

Bishop Cannon spoke in detail of America's attitude in regard to the League of Nations, the World Court, the Protocol, and said that, in his opinion, the treaty of Locarno "is the blackest spot in 20th century history when America failed to back statesmen of Christian nations, any they refused to intervene with Turkey on behalf of the Armenians."

"The whole world is wondering," said Bishop Cannon, "what they can count on from America in the future, because America is a nation which appears to have been endowed with greatest power and strength and wealth of any nation in the world. Christians should consider what is God's plan for such a country."

EVANS WANTS WYATT TO BE REINDICTED

Wake Solicitor to Ask Grand Jury Today for Second Indictment

FIRST QUASHED BY JUDGE

Former Raleigh, Cap Accused of Killing Prominent Lawyer of Smithfield

RALEIGH, July 13 (By Associated Press).—A presentation asking for a second indictment for murder against Jesse Wyatt, suspended Raleigh plainclothes officer, will be made to the Wake County grand jury tomorrow by Solicitor W. B. Evans, that official stated today. Wyatt is charged with having shot and killed S. S. Hill, a Smithfield attorney, on the state highway, between Raleigh and Garner, June 1st. He was indicted at a previous term of court, on the charge of murder, but the indictment was quashed on the technicality that the jury that returned the indictment was selected from a list drawn by a child under ten years of age, in violation of the statutes.

Solicitor Evans indicated today that he states would insist on the case being brought to trial at the term of superior court which convenes to-day. He will not ask for a verdict of first degree murder, he said. The grand jury, however, will be asked to return a true bill indicting Wyatt for murder, the degree to be determined by the jury in the event of conviction.

SCOUTS ENJOY FUNFEST AT THEIR CAMP

Boys Hold "See Yourself As Others See You" Meeting

SMITHFIELD, N. C., July 13.—Saturday night in a Scout camp in the big night of fun and frolic. At the Saturday night camp-fire the scouts see themselves as others see them. They elect each other to different offices, etc.

Saturday with the Scouts gathered in the mess hall and held the camp election. Results as follows:

- Best All Around Scout—George S. Jewell, Goldsboro.
- Best Swimmer—George S. Dewey, Goldsboro.
- Most Obedient—Marcellus B. Toliboro.
- Best Camper—Cooper Person, Pikeville.
- Biggest Baby—Henry Adler, Kingston.
- Best Sport—Lionel Well, Goldsboro.
- Funniest—Lionel Well, Goldsboro.
- Biggest Eater—Harry Adler, Kingston.
- Biggest Bone head—Harry Adler, Kingston.
- Biggest Sleeper—Louis Ferguson, Kingston.
- Most Intelligent—Cooper Person, Pikeville.
- Dumbest—Harry Adler, Kingston.
- Sweetest—Worth Latta, Goldsboro.
- Biggest Cake Eater—Harry Adler, Kingston.
- Prettiest Scout—Cooper Person, Pikeville.
- Most Popular—Lionel Well, Goldsboro.
- Most Conceited—Otis Meadows, Kingston.
- Best Kitchen Police—Leroy Wahl, Burlington, S. C.
- Ed Howell, Goldsboro.
- Best Rough Neck—Otis Meadows, Kingston.
- Biggest Bluff—Hyman Bizzell, Kingston.
- Laziest—Louis Ferguson.

The camp is in full swing and will open Monday morning with about 25 Scouts from Kingston, Goldsboro, Selman and other points in the district. The weather is ideal here now and the Scouts are having the time of their young lives.

Bob Shawkey Draws Indefinite Suspension

CHICAGO, June 12.—Bob Shawkey, pitcher for the New York Yankees, was indefinitely suspended yesterday by President Johnson of the American League. The action comes as the result of an argument with Umpire Ormsby last Friday in the Yankees' game at St. Louis.

BANKRUPT FIRM MAY BE REINSTATED

NEW YORK, July 13.—D. an, Olatavia and company, a stock, on July 2 with liabilities exceeding \$30,000,000, today applied for reinstatement on the New York Stock Exchange, from which they were suspended following announcements of inability to meet their obligations. Action on the petition will be taken on July 29.

SECRETARY OF STATE AWAITS DEVELOPMENTS

Kellogg Eick in Washington After Conference With President

NO DEFINITE COURSE YET

"Watchful Waiting" Policy As Regards Chinese and Debt Matters

WASHINGTON, July 13.—Supported by specific presidential approval of the policy he mapped out from the Chinese problem, Secretary Kellogg was back from his interrupting busy waiting results of conferences in Peking and elsewhere through which the "provisional" powers expected to work out ways and means of insuring the protection of their nationals in China.

There was no indication that the "provisional" conversations in various spheres had as yet reached a stage here the exact course to be followed could be forecast. As Mr. Kellogg himself pointed out after his conference with President Coolidge last week at the summer white house, he policy to the commitments into which it had entered with respect to China at the Washington arms limitation conference.

The chief features of those commitments in view of present conditions in China, relate to a resolution calling for the creation of a commission to study and report on the question of relinquishing extraterritorial rights in China on the one hand, and the treaty engagements for a reduction of Chinese custom rates on the other.

PRESIDENT QUIET AFTER BUSY WEEK

Coolidge Takes it Easy And Receives no Callers At White Court

SWAMPSCOTT, Mass., July 13.—A week end of conference on foreign affairs, President Coolidge spent today quietly receiving his callers at White Court, and transacting little business.

The executive apparently was content to leave in the hands of Secretary Kellogg the carrying into effect of the administration's policy toward China, announced by the Secretary of State before his departure for Washington late yesterday, after he had gone over both the Chinese and foreign situations with the President.

New Head Named to War Finance Body

SWAMPSCOTT, July 13.—Floyd D. Harrison was appointed today as director of the War Finance corporation succeeding Frank W. Mondell, resigned. Mr. Harrison has been assistant to Eugene Meyer, jr., managing director of the corporation and served as assistant to former Secretaries Wallace and Houston of the department of agriculture.

Reserve Officers Die in Plane Fall

WESTBURY, N. Y., July 13.—First Lieutenants Chas. R. Hickey, of Brooklyn, Mass., and Albert C. Perry of Marlboro, Mass., were killed today when their airplane crashed near here. The plane went into a tail-splunge at a height estimated between 700 and 1,000 feet. It fell in a field and instantly burst into flames. An ambulance and a wrecking crew were hurried from Mill-hill field and the bodies, badly charred, were removed from the flaming wreckage.

WOODARD AND BIZZELL TALK TO KIWANIANS

Attendants Upon Recent Kiwanians Convention Tell of Their Experiences

CLUBS HAVE OBJECTIVES

Local Organization Appoints Committee to Select Officers

Kiwanian Woodard, who attended the recent Kiwanis International Convention at St. Paul, Minn., reported to the club at their regular meeting last night the pleasures he experienced in being able to attend this convention as the duly elected delegate. The other delegate, Kiwanian Norwood was unable to attend.

He stated that he had particularly enjoyed the speeches made by the officials of various clubs relative to the purposes of Kiwanis as an organization. He described in detail the tireless efforts of the Memphis club to secure the convention for 1926.

He emphasized the fact that most every club in other cities had some objectives, as a goal, through which they could carry out their plan of operation, on the policy of "we build."

"When the club was organized in Detroit, it was organized with three clubs, with a motto, 'We build,' and his remained the slogan of the club," stated Kiwanian Woodard, until the International meeting in Birmingham in 1919, at which time the slogan of the club was changed to 'we build.'

"At the present time," said Mr. Woodard, "the membership of the Kiwanis clubs of the United States and Canada is 94,000 with 3,200 affiliated clubs. At the convention last night held, Kiwanian Woodard was elected International President for the ensuing year."

Kiwanian Bizzell, who attended the convention, also spoke, but as a guest, made a very interesting talk on the convention, and outlined some of the objectives of other clubs. "They have set objectives," stated Mr. Bizzell, "and with this objective in view they are ever continually engaged in its accomplishment."

Dr. Bizzell stated that in his judgment, very necessary that the Goldsboro club decide upon some object of activities for the club, and stated that if there was no objection he would appoint a committee to work out for the club some plan of action, and report at some future date their recommendation. Kiwanian Freeman, Norwood and Vansory, were appointed on this committee.

There was no regular program for last night's meeting, the time being given to Kiwanian Woodard and Bizzell to make their reports on the convention.

Wire in Road Kills Power Company Head

HAGERSTOWN, Md., July 12.—Orvey O. Moser, 55, president and manager of the Antitum Electric Light and Power Company, Breathedville, was instantly killed at Keadysville last night while making repairs to wires. Stepping aside in the road to permit an auto to pass, he grasped an uninsulated, heavily charged wire, and fell dead. Sheriff Duffey, who conducted an investigation, stated today an inquest would not be held.

Moser leaves a wife and six children.

McLean Guest Of Honor at Bragg

FORT BRAGG, July 13.—Governor A. W. McLean will be guest of honor at Fort Bragg, July 16, the day having been set apart as "Governor's Day." The governor will arrive at 10:30 a. m. and will be escorted about the garrison by Brigadier-General A. J. Bowley, commanding officer of Fort Bragg.

During the morning the various activities about Fort Bragg will be inspected. The governor will visit the training camps in progress here and will be accorded a salute of 17 guns. There will be a life-saving demonstration during the day.

NEW YORK COTTON

NEW YORK, July 13 (By Associated Press).—Cotton futures closed very steady, July 23.90; Oct. 24.14; Dec. 24.25; Jan. 23.68; March 23.38. Spot cotton steady, middling 13.25.