

Weather

For Today and Wednesday, Fair and Warmer

Wilmington Morning Star

10 Pages

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WILMINGTON, N. C., TUESDAY MORNING, JULY 10, 1923.

OLDEST DAILY IN THE STATE.

100 Jurors Drawn In Two Murder Cases In Robeson County Court

Luke Britt, Charged With Killing Lightning Rod Salesman is Arraigned

FLOGGING CASE MAY GO OVER THE WEEK

Alleged Klan Agent Tallifero Bench Warrant is Returnable Today

LIMBERTON, N. C., July 9.—Robeson's biggest criminal court session got under way today with Judge N. A. Sinclair, native of the county presiding. Judge Sinclair charged the grand jury which was impaneled this morning was listened to with rapt attention by a crowded court room.

Luke Britt, charged with the murder of S. E. R. Shepherd, Georgia lightning rod salesman, was arraigned late this afternoon and a special venire of 100 was drawn for the case which was set for hearing Thursday.

A special venire also was drawn from which a jury will be picked to hear the case of Braxton Burdie, negro, charged with the murder of Metro Home, a white man. This case was set for Wednesday.

The Proctorville flogging case, expected to prove of wide spread interest not possibly be heard before next week, according to present indications. S. H. I. Tallifero, alleged Ku Klux agent arrested on a bench warrant returned today and charging tampering with state witnesses in the Proctorville case, was in court but the matter could not be reached. It may be heard tomorrow.

Law Against Masks Sought in Georgia

ATLANTA, July 9.—A bill requiring all secret organizations and societies to file a list of their officers and members with the clerk of superior court in counties in which they have meeting places and to prohibit the wearing of masks or other covering of the face or head outside the lodge room was introduced in the Georgia house of representatives today by Representative E. J. Ezeman of Worth county. The bill was referred to general judiciary committee number one.

Shoe Factories Burn In Georgetown, Mass.

GEORGETOWN, Mass., July 9.—In less than an hour tonight fire destroyed the chief business block of this town, wiping out three shoe factories and a number of business places, at a loss estimated at more than \$200,000. About 300 persons were thrown out of employment.

300 DELEGATES AT CONFERENCE

Lake Juncaliska, July 9.—The three-day meeting of the federation of Wesley Bible classes of the western North Carolina conference Methodist Episcopal church South, opened here tonight with the arrival in a body of 300 delegates.

The opening address was made by Clyde R. Hoey of Shelby, N. C., on the subject "God's plan for a life." He followed "America's aloofness" and "How to participate in world affairs" in the countries of his speech.

J. B. Ivey of Charlotte, president of the federation presided at tonight's meeting.

Body of Balloon Pilot Found In Lake Erie Is Identified By Initials

Small Fishing Craft Finds Basket With Lieutenant's Remains

BODY OF STRANGER MISTAKEN FOR NULL

Identified Later as That of Albert A. Yost, of Akron, Ohio

PORT STANLEY, Ont., July 9.—Lake Erie today yielded the body of Lieutenant L. J. Roth, pilot of the ill-fated U. S. navy balloon A-698. Strapped to the basket of the balloon and clad only in his underwear around which had been tied a life preserver, Roth's body was found in the basket this morning, 14 miles off here, by Captain George Wilson, master of a fishing boat.

Apparently caught in the terrific storm of last Thursday night, Lieutenant Roth evidently took the precaution to strap himself to the side of the basket after divesting himself of his clothing, and then cut the basket loose from the big bag, trusting to the buoyancy devices with which the basket was equipped to keep it afloat. How long the basket was buffeted about the lake after the bag was cut, could not be conjectured, but the condition of Lieutenant Roth's

DOCTOR'S DECISION NOT RECOGNIZED BY DIRECTOR HAYNES

Unlimited Prescriptions Finding Will Not Effect Present Enforcement System

ASHEVILLE, July 9.—Decisions by New York and Montana jurists that the prohibition department can not regulate the amount of whiskey given out on prescriptions by physicians will not change the present system of enforcement, says H. W. Haynes, prohibition director declared today.

Committee to Study Seasonable Building

WASHINGTON, July 9.—A committee of study of seasonal activities in the building industry, with a view to recommending methods of eliminating irregularity of employment and lowering costs, has been appointed by Secretary Hoover. Its first session will be held in Washington, July 10. Employees, labor leaders and engineers have been named on the committee.

Previous surveys have indicated that most construction activity is concentrated in seven to ten months of the year," said a commercial department statement today explaining the committee's purpose, "which means that building trades workers cannot find work in their trade during several months, and that contractors' organizations and equipment producers and others connected with construction, must usually remain idle for similar periods. This idle time represents a general and direct loss to the construction industries, their workers and the public.

The committee was formed in the hope that by examining the facts and proposed remedies, it might be able to suggest sound solutions and obtain general co-operation in effecting them. It is the general impression that seasonal building has been due perhaps more to custom than to weather, and it is expected that the investigation will throw light on this and other important points.

ATTENDANCE BREAKS RECORD

NEW YORK, July 9.—Paid attendance at all National league games for the half of this season ending last week, totalled 300,000 in excess of the same period in 1922. President Hedges of the regular mid-season meeting of the league, indications, he said, pointed to the greatest season on record in point of popularity.

HOUSEHOLD OF RUTH AT DURHAM

DURHAM, July 9.—Every incoming train today brought in scores of negro women of the Household of Ruth, the woman's branch of the colored Odd Fellows, for the convention opening tonight for a four-day session. More than 400 women from all sections of the state had registered late this afternoon.

GOLDFIELD, Nev., July 9.—A second fire today destroyed that part of Goldfield remaining after last week's blaze.

FINANCE PROBE TO START AT RALEIGH MAY BE SURPRISE

Senator Lunsford Long Has Called Committee to Hunt For Deficit

FINDING MAY BE ONLY \$1,800,000

\$2,800,000 Collected This Year From State's Autos Alone

Wilmington Star Bureau, 312 Tucker Building. By BROCK BARKLEY. RALEIGH, July 9.—After many delays the legislative committee investigating the state's finances is expected to tell the world tomorrow just how the North Carolina treasury stands.

Senator Lunsford Long, chairman of the committee, announced several days ago that he had called the full committee to meet tomorrow and no news had reached Raleigh today indicating a further postponement. It is possible the committee will be unable to make announcement of its report for a few days, but the information is expected to come out before it adjourns its meeting.

The big issue to be settled by the report is this: Whether the state of North Carolina at the time of the last general assembly had a deficit of \$5,000,000 as claimed by Corporation Commissioner Allen J. Maxwell, or whether it had a deficit of only \$1,800,000 with a prospective surplus of \$2,500,000, based on taxes levied but at that time not collected as contended by the state budget commission, the governor and the treasurer.

Investigation of the state's finances was begun in the early days of the last session following Governor Morrison's demand on the general assembly for an inquiry as the result of Commissioner Maxwell's charges. A corps of about 20 auditors spent many weeks on the books of the treasurer and their report has only recently been submitted to the committee, it is understood.

No indication has come from the committee as to what the balance sheet of the state's finances will show. The statement of one of the auditors to Treasurer Ben R. Lacy that the treasurer could not have made a better report himself. Opinion is that the committee will report that the state lived economically and within its means during the two-year period following the 1921 session of the general assembly, and that the \$1,800,000 deficit report of Mr. Lacy is the responsible report for the guidance of the legislature.

Mr. Maxwell's figures, while mathematically correct, can be challenged on the ground that they are manipulated and that his conclusion was reached by charging the administration with two years of expenditures and only one year of operating revenues. It is claimed in circles friendly to the administration, two million and eight hundred thousand dollars in cold cash represent the collections to date of the automobile license department, according to Mr. Everett. One million two hundred thousand dollars more is expected before the year ends.

One hundred and fifty thousand license plates have gone out to automobile owners, while the department expects to distribute seventy thousand more. Everett has been telling the newspaper men he expects to collect six million dollars this year from automobile licenses and the gasoline tax, but he has raised his estimate now to seven million.

"If we have a good crop there is no telling how high it will go for that will bring new cars into use," he said. This six or seven million dollars will go to the financing of the North Carolina's roadbuilding campaign. It will be used to pay interest on the highway bonds, create the sinking fund to retire the bonds and to pay the cost of maintaining the highways after they are completed. The automobile owner gets back his license tax, his gasoline tax and a high interest return in the saving of his car and his peace of mind that good roads afford.

Southport will offer the state of North Carolina its dockage running three miles along the water front when its representatives appear here July 18 to file the town's brief with the State Ship and Water Transportation commission.

RIVAL PORTS

Wilmington and Southport are rivals in the fight for designation as a deep sea port. Wilmington, through Secretary Moore, of the chamber of commerce, presented a brief and oral argument last month.

In carrying further its inquiry into port facilities, the commission is expected to hear testimony from experts and men familiar with port conditions during its meeting scheduled for the 18th and 19th. Dr. D. D. Carroll, secretary, announced that the commission will receive propositions from waterfront cities and towns may wish to offer.

Headquarters for the commission are now open in the engraving room of the house of representatives, Capitol building, and an office staff has been assigned to handle the detailed work involved in the investigation of transportation and terminal possibilities.

WHOLE FAMILY SHOT

MEMPHIS, Tenn., July 9.—A child, a year and a half old, was shot through the stomach at the home of Mrs. Marshall Harrison, sister of Mrs. Roe and his wife, was found dead in a room in a nearby residence to which Roe, a pistol in hand, is said to have pursued his wife and locked himself in a room with her.

FEDERAL HIGHWAY FOR EVERY CITY IS GOVERNMENT'S PLAN

Ninety Per Cent of Population of Nation Will Be Near Good Road

WASHINGTON, D. C., July 9.—Roads that will connect the general all-system of highways have been definitely designated in 34 states according to the bureau of public roads of the United States Department of Agriculture.

A study of the system in the 34 states now applied shows that nearly every city of over 5,000 population is located upon it and the few that are not will connect with it over improved roads.

Indications are that over 90 per cent of the entire population of the United States will live within 10 miles of a federal aid highway. In a number of states the figure is as high as 98 per cent and in none of the states will it drop below 65 per cent. Tabulation shows the mileage in the system by states.

JULY CROP REPORT SEES SMALL YIELD

Tobacco Crop 100,000 Pounds Greater Than Last Year is Forecast

WASHINGTON, July 9.—Smaller crops than last year were indicated in the July forecasts of the department of agriculture issued today, for wheat, corn, winter wheat, sorghum, rice, hay, apples and peaches. A tobacco crop 100,000 pounds larger than last year's and a large production of oats, barley and flax seed were indicated.

This year's corn crop, although growing on a slightly larger acreage than was planted last year, will be some 14,000,000 bushels smaller than the 1922 crop, owing to a poorer condition on July 1 than a year ago. Production this year was forecast at 2,877,000,000 bushels.

Wheat showed a slight improvement over a month ago, but spring wheat showed a deterioration of 7.05 points in the month. The combined production forecast, however, is 4,000,000 bushels larger than the June forecast with a total crop of 821,000,000 bushels now indicated.

This year's potato crop probably will be 69,000,000 bushels less than last year's record production, this season's production being forecast at 382,000,000 bushels, a tobacco crop of 1,425,000,000 pounds, a forecast for this year would make it the fourth largest ever grown, while a flax seed production of 18,000,000 bushels, as forecast would make it the largest crop in 10 years.

Oats, 1,124,000,000 bushels; barley, 198,000,000 bushels; rice, 1,870,000,000; white potatoes, 382,000,000 bushels; sweet potatoes, 38,700,000 bushels; tobacco, 1,425,000,000 pounds; flax seed, 18,000,000 bushels; rice, 33,100,000 bushels; hay, 89,000,000 tons; apples, 182,000,000 bushels; peaches, 48,400,000 bushels.

The area planted to corn this year was announced as 103,112,000 acres, or 100.7 per cent of the 1922 acreage. Area planted to other crops was announced as follows: Winter wheat, 63,820,000 acres; spring wheat, 55,834,000 acres, compared with 32,359,000 on July 1 last year and 29,838,000 bushels, the average July 1 stock for the five year, 1917-21.

MORSE INDICTMENT WILL GO TO TRIAL

Judge Stafford Overrules Motion for Verdict of Acquittal Made by Defense

WASHINGTON, July 9.—The case of Charles W. Morse, his three sons and four others who are charged with conspiracy to defraud the United States in connection with war time ship construction operation contracts, must go to the jury.

Justice Stafford so announced today in the district of Columbia supreme court in overruling motion of counsel for a verdict of acquittal and dismissal of the indictments. The motions were made last week after the government had rested its case.

Immediately after the decision by the court, the defense began to presentation of its case in reply to that which the government counsel have put in during them over two months that the case has been on trial.

Justice Stafford in a written opinion refusing to dismiss the indictment said with respect to the first indictment, which charges a general conspiracy that it would not be necessary that the means of carrying out the conspiracy should be unlawful in themselves. Consequently he held that any number of the defendants, but not less than two might be convicted, providing the evidence shows them to have been parties to the general conspiracy, although ignorant of some of the means that were used and ignorant of any intention on the part of their co-conspirators to use them.

PLEAS FOR PEACE ARE MADE BY ELKS WHEN CONVENTION OPENS

Mayor and Governor Make Addresses of Welcome in City Auditorium

BUSINESS SESSION ENDS ON THURSDAY

Fully 20,000 Antlers in Georgia City With Special Trains Still Arriving

ATLANTA, GA., July 9.—A plea for industrial and international peace was made here tonight by Edgar MacMaster of Charolot, Pa., exalted ruler, at the opening session of the 53rd grand lodge convention and reunion of the B. P. O. E. Mr. MacMaster spoke in response to addresses of welcome made on behalf of the Elks, the city and state governments by Judge L. P. McClelland, exalted ruler; Mayor W. A. Simms and Governor Clifford M. Walker, respectively.

The city auditorium, bedecked in the national colors and the purple and white of the Elks, was packed with approximately 5,000 members of the organization and their friends for the opening event of the reunion, the only open meeting of their convention. Business sessions of the grand lodge begin Tuesday morning and will be concluded on Thursday. The social features of the reunion, however, which began with golf games, receptions, and sight-seeing today, will be continued throughout the entire week.

Antlered tribes from all sections of the country virtually overrun the city today, increasing the population within a few hours by upwards of 20,000, according to Elk officials. More special trains an additional, delegates to arrive during the night and tomorrow were expected to greatly increase this traffic.

Among the larger delegations reaching the city today was the Philadelphia contingent about 600 strong and accompanied by all its paraphernalia for the grand parade of Thursday. This included the horses for the mounted patrol "Elksters" for the motor section which promises "something new" in stunts this year, a large band, orchestra, floats and a large group of young women who will ride on the parade.

Broad brimmed sombreros, would have fixed the locals of several Texas had not designated the cities they hailed from. In his address tonight Mr. MacMaster declared the Elks with a membership of 825,000 was "the great American order standing for law and order and behind the government, the enforcement of law. When there seems to be a growing disregard for law and property rights are not always respected Elks are doing their part to make this a better land to live in. We dare lift our voice against wrong and because of this we have a share in moulding public spirit and help greatly in this time of need."

Guardian Trust, Jr., Makes Speedy Mile

PORT MIAMI, Toledo, O., July 9.—(By Associated Press). Guardian Trust, driven by N. J. Roseberry and paced by a runner, led an exhibition race here this afternoon at the grand circuit meet here in 2:02 1/4, having started to beat his record of 2:02 5/8. A small crowd saw the long drawn out card of five events, the feature of which was the first division of the Port Meigs race for 2:08 pacers.

Lambert Todd, driven by Tommy Murphy, won after losing the first heat to Hal B. McGregor the Great staged a surprise by winning the 2:06 trot after losing the first heat to a series of pacers. The 2:08 pacers were won by Hal Abbe with Brownie Hal, second and Ribbon Cane third.

Logan Hedgewood took the 2:04 pace by winning the last two heats and Strothers with Willis Up won the 2:18 trot in straight heats with Jay Lee, second and George Watts, third.

SPAIN WINS IN TENNIS

BASTBOURNE, Eng., July 9.—(By Associated Press).—Spain defeated Holland in the first two single matches in the semi-final round of the European group of the Davis cup lawn tennis competition today. Eduardo Flaquer, of Spain, defeated Van Lennep, of Holland, 5-7, 6-3, 8-6, 6-1, and Count deGomar, of Spain, defeated Vanderfeent, of Holland, 6-3, 6-0, 7-5. The doubles match is set for tomorrow and the two remaining singles for Wednesday.

OPERATORS AND MINERS WORKING ON NEW SCALE

ATLANTIC CITY, N. J., July 9.—The anthracite mine workers of Pennsylvania today refused to enter into an immediate understanding with the coal operators that the production of coal shall continue uninterrupted after August 31, in the event that a new contract shall not have been negotiated by that time with the understanding that the agreement subsequently arrive at shall be retrospective to September 1.

The miners contended that there is ample time to work out an agreement which suitably adjusted itself to the task. The coal operators parleyed the announcement of the United States Corporation that they would make every effort to eliminate the strike as far as practicable. This was one of the demands of the miners.

While the operators did not specify refuse the demands for a wage increase for contract miners and men employed by the day, they declared that the present compensation of the men was commensurate with the value of the services rendered and that they were not to be paid more because they were the highest ever paid the men in the anthracite industry.

The coal companies granted without argument a demand that when the anthracite board of conciliation is deadlocked over a grievance an arbitration decision must be rendered in 30 days. All the demands at issue were referred by its full committee to a sub-committee of four on each side which will immediately set about working out a new wage contract to replace the present one. In the meantime the full committee will remain in recess until called together.

Former U. S. Treasurer Burke But Figurehead In Broker Firm Wreck

CAREFUL, JOHN!



Don't tell the wife you've been sitting up with a sick friend. She might have a retinoscope, invented by Dr. W. D. Bates, of New York, shown wearing it. The retinoscope detects eyes by discovering shadows in the eye, he says.

NEW YORK, July 9.—Haggard, defunct and broke, John Burke, once treasurer of the United States and thrice governor of North Dakota walked into District Attorney Banton's office today to offer the authorities what help he could in the grand jury investigation of the brokerage firm of Kardos and Burke, which failed 18 months ago for more than \$2,000,000.

Mr. Burke said he was ready to waive immunity and tell the grand jury everything he knew—which was astoundingly little—about operations of the firm.

"I give you my word as a man that the first intimation I had of what was going on was when the bankruptcy petition was filed," he said. "I think that is your trouble," cut in one of the assistant district attorneys who was examining him. "I don't think you even knew you were alive in that outfit."

"Upon my word, you are right," responded the man whose name once appeared on millions of currency of the United States. "I feel this thing. It's not every body that can aid the district attorney. I have lost everything but anything else is the fact that I, John Burke, the former treasurer of the greatest nation on earth, should have had my name connected with a brokerage house that went to the wall and wiped out the money put up with it by many small investors."

Burke Only Figurehead. Mr. Burke said he had practically nothing to do with the firm's operations. He was a "figurehead" and that to Louis Kardos, Jr., his partner. He said he had insisted on a clause in the partnership agreement stipulating that the firm would not engage in speculation. He thought this agreement was being lived up to.

"Because of my age and the position I had held," he said, "I felt that there must be no question about the soundness of the policy the firm of Kardos and Burke should pursue, hence I insisted on the contract I have mentioned. I had every reason to believe that it would be lived up to, and now that things have gone wrong, I want to lay all my cards on the table and do everything I can to aid the district attorney. I have lost everything I had in the world—even my insurance policies."

"That's pretty hard at my age—I'm sixty-four now."

When some one mentioned the fact that Mr. Burke recently had been in ill health, he broke in: "I can't get sick. I've got to work, work hard now." Assistant District Attorney Ceraty said after questioning Burke at length that the evidence against Kardos and Burke would be placed before the grand jury next Monday. He declined to say whether Mr. Burke would be called to testify.

HAMLET TRUST CO. TAKES OVER STOCK OF FIRST NATIONAL

Had Assets Over \$200,000, Making in Combination Million Dollar Concern

(Special to the Star) HAMLET, July 9.—One of the most important financial transactions in the history of Hamlet occurred today when the Page Trust company took over the First National bank of Hamlet. The First National bank had assets, according to its last statement, of \$275,000, with deposits of over \$200,000, and the entire assets were taken over by the Page Trust company. This will give the Hamlet branch of the Page Trust company assets of over \$1,000,000.

The First National bank was organized in the spring of 1916 and E. N. Rhodes has been president and N. H. Jenerette cashier since the opening. By the absorption of the First National by the Page Trust company another strong institution has been added to the long list of financial institutions, which have been absorbed by this company and the financial condition of the banks in Hamlet will be materially strengthened.

BANK BEHIND FIGHT HAS CLOSED DOORS

GREAT FALLS, July 9.—The Stanton Bank and Trust company, of Great Falls, has closed its doors. George H. Stanton, president, was prominent in the financing of the Dempsey-Gilbons fight at Shelby, Mont., on July 4.

COTTON ASSOCIATION SUED

NEW YORK, July 9.—Suit for \$76,248.90 against the American Cotton association for services, damages and expenses claimed by the Milner bureau of Atlanta, Ga., was instituted today by Francis Merry as a signee of the Milner bureau's claim. The suit is the outgrowth, Merry claims, of a contract under which the bureau was to raise \$250,000, but failed to do so, with the cotton association was to fight the boll weevil.

Will Help District Attorney in Probe of \$2,000,000 Failure

BROKEN MAN WILL TELL EVERYTHING

To Waive Immunity When he Goes Before Grand Jury as Witness

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WILL START AGAIN ON PACIFIC FLIGHT

Aviator Forced to Land at St. Joseph, Mich., When His Plane Breaks

ST. JOSEPH, Mo., July 9.—Lieutenant Russell L. Maughan, army aviator who was flying to abandon his downed New York to San Francisco flight near St. Joseph today, declared tonight another flight would be attempted within a week. Lieutenant Maughan will fly back to New York Wednesday of Thursday of this week, he said, in the plane which broke down at Avenue City, about nine miles northeast of St. Joseph. The plane is undergoing repairs, and Maughan expressed the belief it would be conditioned tomorrow night. A clog in the gas line of his engine caused Maughan's first trouble, he said. He was within five minutes flight of the St. Joseph municipal air field, 15 miles away when his engine went dead. Maughan dropped into a pasture, damaging his landing gear.

No extra parts will be needed, Maughan's two mechanics, who were in St. Joseph awaiting his coming, declared. A welding machine was taken from St. Joseph this afternoon and all repairs will be made on the spot.

Lieut. Maughan estimated he made approximately 1,300 miles in nine hours although he was lost in a fog for 250 miles. He stated that he feared he would swerve from his route but hated to lose any time by slowing down. He made several trial flights to go above or around the fog, but it seemed to envelop him completely.

WEATHER FORECAST BY STATES

Virginia, North and South Carolina: Generally fair Tuesday and Wednesday. Somewhat warmer Tuesday. Georgia and Alabama: Partly cloudy Tuesday and Wednesday probably scattered thunder showers; slightly warmer Tuesday. Florida, extreme northwest Florida: Partly cloudy Tuesday and Wednesday, scattered thunder showers.