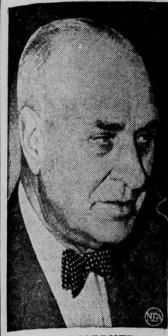
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Appointed

OL. 80.-NO. 44.



O. MAX GARDNER

PRESIDENT NAMES NORTH CAROLINIAN

United States Ambassador To London

WASHINGTON, Dec. 3 .- (AP)-O. rip to England on a cattle boat ime as United States ambassador. North Carolina. President Truman Tuesday ap-

Gardner told reporters he would day.

ot leave until he was confirmed In chalking up the coldest snap ason I know nothing about now." cury yesterday dropped to 15 at You don't represent the full Greensboro, where a high of 35 wer of the office until you've for the day was recorded. en confirmed," he explained. His initial visit to England was included: Raleigh 16-38; Winston-

in 1945, he recalled. He was cap-Salem 18-32; Charlotte 21-37 and tain of the University of North Asheville 22-36. arolina football team and the team worked its way across on the cat-

since W. Averell Harriman left it to become secretary of Commerce. Born At Shelby

In politics for aimost 40 years, at Shelby, N. C., the youngest of a 12 children. His countr doctor father, Oliver Harry Gard-

See PRESIDENT On Page 2; Col. 7

WYATT MAY QUIT

To Step Down Within

Next 48 Hours

ntends to resign within the next to resign within the next by King, of Audubon, and Walter ing, expressed agreement with by Et powers he had demanded from President Truman.

Toung Conaway, along with the fig., will be the series of the new associates in the theft, will be much of Hicks' case for the new Wyatt visited the President Tues-

day afternoon for the second time thorities, Jones declared. is week seeking an answer to proposals. After the conference R. Koonce uncovered the dynamite official statement was forth store shortly after two o'clock yesing from the White House and terday morning. Wyatt declined to say whether or t he intended to resign. The official who reported the re-

sult of the conference said there

This official, who asked that he See WYATT On Page 2; Col. 7

HAMBONE'S MEDITATIONS

DEY'S ALLUZ A COOL CRISIS "IN DE HAN'S
UV SOMEBODY"_ _ -WHO IT'S RAELLY ON DE HAN'S UY IS DE MAN GOT TO HAVE A FIAH !!!



OPINION

Legal Ruling Hits Three State Roads

Attorney General McMullan Says NCUC Has Authority To Carry Out Order Against ACL, SAL, Southern

RALEIGH, Dec. 3 - (P) -State Attorney General Harry McCullan Tuesday ruled in an opinion that the North Carolina Utilities commission has the authority to carry out its order for overcharge fares against three railroads doing business in the state.

The opinion says the commission has the right to order the railroads - Atlantic Coast Line, Southern Railway and Seaboard Air Line - to refund overcharges made by the carriers on interstate passenger fares from Dec. 1, 1944 to July 25, 1945,

During this period, McCullan's opinion said, the rail-roads collected 2.2 cents per mile on interstate passenger

DEPUTIES LOCATE

ing Recovery Of Dyna-

Deputies S. W. Sneeden and G.

a sheriff's office search.

fares as authorized in an order of the Inter-State Commerce commission.

The North Carolina Utilities commission, contesting the ICC order, was reversed before a three-judge Federal District court, but an appeal of the Utilities commission was upheld by the U. S. Supreme court.

McCullan said the Supreme court held the ICC order to be illegal, and decided that the Utilities commission order of 1.65 per mile on interstate passenger fares was authorized and valid.

A sum of \$551,196, McCullan said, was collected in overcharges by the railroads. Per-See LEGAL On Page 2; Col. 6

Max Gardner Chosen As WEATHERMAN HOLDS AIRPORT GROUP OUT PROMISES FOR **SCHEDULES MEET** MILDER TEMPERATURE

By The Associated Press The weatherman promised fair Further Development Of regime was Fascist, that it skies and higher temperatures to-Facilities To Be Discussday on the heels of yesterday's tumbling mercury, which hit sea teers," is going back again—this son lows generally throughout ed By Authority

The Wilmington-New Hanover President Truman Tuesday ap-infed the former Governor of Charlotte, predicted minimum airport authority will meet late the Foreign ministry's note. Con-The U. S. Weather bureau in orth Carolina to the vacant Longue of the post. He said a successor had the post He said a successo vet been named for the office state today, with a 28-30 low in the full detail its plans for the future ardner is leaving as undersecre- coastal areas. It was expected to development of Bluethenthal Field warm up considerably during the here Hamilton E. Hicks, authority secretary, said yesterday.

The five-member airport board the Senate "uniess there is some so far in the fall season, the mer- will gather Dec. 16 to discuss a detailed program for the field's expansion and to set the date for its meeting with the county commis-Temperatures ranges elsewhere sioners, Hicks said.

The authority's meeting with the commissioners will ring some settlement to widespread reports of dissension between the two bodies over the airports future.

Rumors of dissension reached commission and the authority, of-fered a few informal objections to the 64-year-old Gardner was born at Shelby, N. C., the youngest of a shelpy, N. C., the younge tration building and other facili-ties at Bluethenthal Field.

Gardner made his comments at a meeting of the authority in the Two New Hanover county county courthouse yesterday. Addisheriff's deputies yesterday re-covered 2,138 dynamite caps buried county board, who is an ex-office HOUSING OFFICE in a wooded area close to Carr member of the authority gave no indication whether he agreed or 14-year-old boys had buried the disagreed with Gardner's observa-

deadly cache after stealing it late tions. last week from a Gregg Brothers As secretary of the authority, Expediter Reported Ready explosive dump located in a se-Hicks presented plans for a \$40,Cluded spot outside the city.

Hicks presented plans for a \$40,000 expenditure to improve the 000 expenditure to improve the It was Donald Conaway, 14-year-old Maffitt Village youth, who final-like informed design of the local tracks and one passenger car for city use the only wilmington in a better position for Mayor W. Board of the local tracks and one passenger car for city use the only willington in a better position for Mayor W. Board of the local tracks and one passenger car for city use the only scheduled item on their agenda. ly informed deputies of the location commercial aviation than any other

> Young Conaway, along with Bob- tion, who both attended the meetassociates in the theft, will be turned over to Juvenile Court au-

See AIRPORT On Page 2; Col. 3

Windsor Host Fined

night Monday after a 36-hour bi- cent visit to England, was fined ing development. cycle jaunt to Myrtle Beach, S. C., \$20 Tuesday for throwing a brick was no chance of further negotiathat had made him the object of through the windshield of a car owned by Baron Graves.

In announcing solution of the case, Sheriff Jones paid especial tribute to C. T. Conaway, young Donald's father, who is reported to have brought the boy to the sheriff's office to reveal the cache's location. ed trousers, said he' broke the "The stolen caps were all extremely dangerous," the sheriff said, "and we are very lucky that

See CACHE On Page 2; Col 2

Tousers, said he broke the windshield because the car was parked in front of his Mayfair driveway and there was no other way he could release the brake an mov th car.

Today And Tomorrow

By WALTER LIPPMANN

economic ruin.

Nothing is to be gained by for reasons that are not clear, to an endurance contest as to use all of its powers in an effort to who can stand the coal strike the enforce the law. It has failed by longer. This is no way to assert the action it has taken to obtain the authority of the government, from Mr. Lewis either the observand it will be much better to ad-mit frankly and promptly that the recognition that the meaning of the Azalea Bowl was in all problaws as they now stand, and the the contract should be impartially ability a happy choice. government as now administered, adjudicated. The law has been deare insufficient to deal with a labor fied successfully. That being the leader like Mr. John L. Lewis and situation, the authority of the gova strategic monopoly like the ernment is not being preserved by United Mine Workers. The next subjecting the people and the Congress will then know what it miners to a gruelling contest which has to deal with and in the mean- is causing irreparable damage to time a settlement, though it means a defeat for the government will avert incalculable suffering and economic ruin.

this country and to the world. That will merely prolong the demonstration that the government is unable to assert its auvert incalculable suffering and conomic ruin.

The government has refused.

demonstration that the government has refused.

demonstration that the government has refused.

demonstration that the government has demonstration that the government has refused.

demonstration that the government has demonstration that the government has refused.

funds in the amount of \$1,000,000

As an ice-coated Coast Guard shot life lines toward them as the cutter landed the survivors, two other vessels continued searching.

See LIPPMANN On Page 2; Col. 1 Bowl, the Lilly Bowl, the Alamo See CAPE FEAR On Page 2; Col 1 other vessels continued searching.

Spain Blasts FREIGHT, PASSENGER TRAIN,

Foreign Mn. g Note Says Nation Offended At Connally Remarks

REGIME DEFENDED

Generalissimo's Cabinet Member Offers Seven-Point Explanation

MADRID Dec. 3.—(AP)-The Spanish Foreign minis- UMW Boss Unleashes try, in a note handed to U.S. Charge D'Affaires Philip W. Bonsal, declared Tuesday that the Spanish nation was offended by an American request to the United Nations Observers Believe Heavy asking for a change in the Spanish government.

The note denied that Generalissimo Francisco Franco's had been imposed by force on the Spanish people or that it owed its contempt of court—with a existence to the Axis.

A resolution introduced Monday at Lake Success, N. Y., by Sen. the coal strike went on and the committee, proposed that the Spanish people see that Franco surrender his powers, that an interim regime succeed the Generalissimo and that free elections be held in Spain as soon as possible. Connally's proposal for a provi-

sional Spanish government was heard here on foreign radios and was the subject of wide comment

Seven Counts In its note the foreign ministry rejected Connally's proposal on these seven counts: Spain is not Fascist because it

their high point yesterday after H. has a "regime which respects the R. Gardner, a member of both the See SPAIN On Page 2; Col. 6

BIDS AT SESSION

Mayor Indicates Postponement Of Appointments To Zoning Board

The Wilmington city council will hold its regular meeting at 10 ger A. C. Nichols who came here o'clock this morning with the open-from Wilmington, N. C., June 1. ing of bids on four trucks and one Mayor W. Ronald Lane said last WASHINGTON, Dec. 3—(P)—An off the hoard which included 2000 official in close touch with the white House said Tuesday that Housing Expediter Wilson Wyatt Intends to region within the willow with the caps, Sheriff C. David Jones said Housing Expediter Wilson Wyatt Intends to region within the wilder of the hoard which included 2000 city on the eastern seaboard. City Industrial Agent John H. Farrell and H. E. Boyd, of the wilmington Port Traffic association with the city zoning ordinance at today's meeting. The Manual Lane said last night that he does not expect the final appointment of a board of adjustment to handle appeals under the city zoning ordinance at today's meeting. The Manual Lane said last night that he does not expect the final appointment of a board of will be adjustment to handle appeals under the city zoning ordinance at today's meeting. ever, that he hopes to announce the personnel of the board when-

> night on reports that the council ship than it had been getting. ion on the week-end order by Wil-

PARCEL POST EMBARGOES ON; LEWIS SENTENCE DUE TODAY Union Leader **Found Guilty**

Bitter Diatrab Against Goldsborough Findings

Of Contempt

MAY FIGHT RULINGS

Fines Await Head Of 400.000 Miners

WASHINGTON, Dec. 3 .-(A)-John L. Lewis Tuesday was found guilty of criminal possible heavy sentence-but government took drastic

guilty verdict by rising in the federal courtroom and making a bitterly defiant speech. He accused the judge of depriving the coal miners of their constitutional rights. He said he would "firmly stand" on his posi-

After this dramatic scene the judge, T. Alan Goldsborough, sat pondering for four minutes then put off sentencing Lewis until Wednesday morning. The language of his conclusions

that Lewis and his union "wilfully, wrongfully, and deliberately" dissobeyed a court order, suggested

See UNION On Page 2; Col. 3

DAYTONA ELECTION RESULT MAY OUST 7:30 p.m. 63.

Special to The Star DAYTONA BEATH, Dec. 3 preted here as having the effect of impending ouster for city Mana-

An anti-administration state of candidates went in to office by a better than two-to-one majority today, with one almost certain result - dismissal of Nichols on Jan. 7 the date of the organization meeting of the new commission, unless Nichols should find a new job and

resign before that time. He was brought to Daytona the council meets two weeks from Beach at \$10,000 a year when the city administration determined it There was no official word last wanted more competent manager-

may be asked to pass formal opin- Nichols approached his new job with business-like efficiency and son E. Wyatt, U. S. housing expedi- handled a transaction of two large LONDON, Dec. 3.—(P)—The Earl tor, allowing a group of local ex-military establishments here from large army convalescent hospital. City Manager J. R. Benson, who A broad program of street imhas been ill with a cold since provements also has been accom-Saturday, will attend the meeting. plished under Nichols regime.

Along The Cape Fear

MAKE WAY - The proposal yes- Bowl, the Will Rogers Bowl, and erday at the regular luncheon ses- the Russian Bowl. sion of the Wilmington Rotary club that the Port City embark upon its first football bowl game venture meets instant approval here.

for our pet project the revival of mended to Congress that the width the Feast of the Pirates, for today of the channel from the ocean to

The Azalea Bowl was the name to 400 feet. He also suggested that already picked out for Wilmington's the width of the turning basin here football classic.

In addition to promoting one of

BIG JOB - So many of us just take the Cape Fear River for To such an extent does the sug-gestion that the New Hanover Wild-the tremendous amount of both cats meet a worthy foe here on the money and work that is required gridiron January 1 with the pro- to keep our port in tip-top shape. SEA RESCUE ceeds going to the TB association Back in December 1938, the Chief that we will forgo putting in a plug of the Army Engineers recom Wilmington be increased from 300

be increased from 600 to 800 feet. Then in May two years later the the city's chief tourist attractions, chief recommended to Congress a that practically every bowl con- to the anchorage basin from 1500

Safety Program Director



Shown above is Capt. John Davis, retired city traffic officer, who has been chosen by the Kiwanis club to direct the Junior Traffic Safety Program which that organization is sponsoring Saturday morning in Legion stadium. Since his retirement approximately a year cut coal-power passenger mileago, Captain Davis has devoted considerable time to promoting greater safety for school children. (STAFF PHOTO)

The Weather

South and North Carolina: Fair to

South and North Carolina: Fair to partly cloudy and warmer Wednesday. Thursday, fair and mild.
(Eastern Standard Time)
(By U. S. Weather Bureau)
Meteorological data for the 24 hours ending 7:30 p.m. yesterday.
Temperatures
1:30 a.m. 20; 7:30 a.m. 26; 1:30 p.m. 43; 7:30 p.m. 43.

7:30 p.m. 43. Maximum 45; Minimum 25; Mean 35;

Normal 51. Humidity

Precipkation NICHOLS FROM JOB

Total for 24 hours ending 7:30 p.m.0.00 inches.
Total since the first of the month 0.00 inches.

Special to The Star

DAYTONA BEATH, Dec. 3 —
The wheels of political fortune in a city election today, were interpreted here as having the effect

Wilmington — 5:42 a.m. 12:29 a.m.

Suarise 7:02; Sunset 5:03; Moonrise 2:25 p.m.; Moonset 2:08 a.m. River stage at Fayetteville, N. C. at 8 a.m. Tuesday, (missing) feet.

TENANTS' GROUP TO FILE PROTEST

Capital Today To Fight Directive

Brookes A. Broome, president of the Lake Forest Tenants associanamed chairman of the Federal The Conaway boy returned to his of Dudley, host to the Duke and servicemen top priority on the federal to local control. One was a home at 217 Davies Drive at mid
Duchess of Windsor on their repurchase of the Lake Forest housNaval air station and the other a afternoon to lay before the highest Presidential Press' Secretary federal quarters possible the pro- Charles G. Ross told reporters of test of a majority of residents of President Truman's decision to apthat development against Housing Expeditor Wilson W. Wyatt's weekend directive assigning priority for purchase of Lake Forest's 584 masonry units to a cooperative of local World War II veterage. local World War II veterans.

will be accompanied by two other residents of the project who have not yet been selected.

The residents and last light that he man since the appointment of Paul A. Porter last February as OPA administrator. not yet been selected.

SAFETY PROGRAM PLANS CHANGED

Police Chief Casteen Reveals Itnerary Altered For Saturday Event

the Kiwanis club Junior Traffic Safety program on Saturday morning was announced last night by ages was limited and a complete Police Chief C. H. Casteen.

Instead of the youthful cyclists See KAILWAYS On Page 2; Col. 5 assembling in their own school yards, as was previously planned, children in outlying districts will meet at either Chestnut Heights, Tileston, or Sunset Park schools at 9 a.m., where they will receive police escorts to Hemenway school, the central assembly spot.

Youngsters who attend more cen- Wrightsville Beach Police trally located schools have been requested to go directly to Hemenway, where the bicycle caravan will be formed at 10 a.m.

At the conclusion of the program, which will get underway in Legion stadium at 10:30 a.m., three years, will resign from that the autumnal beauties of Green-

field Lake and Park will be photo-Representatives Leave For See SAFETY On Page 2; Col. 6

Denny Gets Post

WASHINGTON, Dec. 3.- (AP)

Denny, who is from Baltimore Broome said last night that he Md., has been acting FCC chair-

H. R. Emory, executive director of the Wilmington Housing authori-See PROTEST On Page Two, Col. 5 to continue in government service.

Flashlight Beams Guide Coast Guard Mercy Race

BOSTON, Dec. 3. -(U.R)- Traced Cape Cod Bay for Mrs. Washthrough the beams of their flash- burn's husband, Oscar, 48, and a that apparently claimed the lives cue. ceivable has already been claimed to 4500 fee,t and for a depth of 32 of two other crewmen of an ill- Lt. Comdr. George V. Stephan-

by some other community.

Most of us are familiar with such post-season games as the Sugar Bowl, the Rose Bowl, the Oil Orange Bowl, the Sun Bowl, the Oil Bowl, and the Cotton Bowl. More ing basin has been approved and the couple were hospitalized but the couple were said "and the couple were hospitalized but their condition was not serious."

Lt. Comdr. George V. Stephanoff, who supervised the rescue of Hodgdon and Mrs. Washburn, said burn, 44, of Palmer, N. Y., wife of the harge captain, and Walter S. Hodgdon, 56, of New York.

The couple were hospitalized but their condition was not serious.

modification of the existing project lights, a man and woman were fourth member of the crew, Frank bility a happy choice.

to provide for an increase in the brought safely to port Tuesday aflers of New York. However, ter struggling in wind-swept seas little hope was held for their res-

Bowl, and the Cotton Bowl. More ing basin has been approved and their condition was not serious.

It is to bowle include the Gator of a new available.

In the couple were mospitalized but their condition was not serious.

As an ice-coated Coast Guard shot life lines toward them as they

Railways Hit By New Order To Save Coal

Half Of Nations Coal Burning Engines To Be Idle Sunday Midnight

FOOD, FUEL TO MOVE

Post Office Department Directive Exempts Goods For Service Men

WASHINGTON, Dec. 3 .-(AP) - The government, digging in against the strangling soft coal strike Tuesday night placed embargoes on all but essential freight and cut railroad passenger mileage by coal-burning locomotives by another 25 per cent-down to half the pre-strike level.

The Office of Defense age by 25 per cent to conserve the railroads' stocks of soft coal. Tuesday these additional orders were issued in transportation: 1 ODT directed the further 25

per cent passenger service reduction, effective at 11:59 p. m. 2. The Interstate Commerce commission put a general embargo on freight shipments, with exceptions

for vital needs, effective at 12:01

A. M. Friday, Dec. 6. 3. The Post Office department A change in arrangements for applied drastic new rules on parcel st effective at 12:01 day. The size and weight of packban clamped on overseas parcel

RESORT OFFICIAL TO RESIGN POST

Chief To Enter Business **Next January**

M. S. Faircloth, chief of police of Wrightsville Beach for the past post effective January 1, 1947, he announced last night.

Prior to accepting the position in 1944, he was superintendent of public works at Carolina Beach. Faircloth said that his present plans include the purchase of a dry cleaning plant at Carolina Beach, which he and his brother, Chevis, will operate. The Faircloth brothers original-

And So To Bed

ly were residents of Sampson coun-

Lost one Birthday. At least that's the sad plight of En-sign Ray Galloway, son of Mr. and Mrs. Ray Galloway, of Orleander Court apartments. It all happened while Ensign

Galloway was on duty in t Pacific with the Navy. Last November 26 would have been the officers 20th birthday. However in going west across the Pacific you lose a day in crossing the Internation-

al Date line. You guessed it. Young Galloway crossed on November 28 and once across the dividing line it was November 27.

