

CHARLOTTE BANK CLEARINGS
By Chamber of Commerce
Week of Aug. 17, 1921, \$5,188,996.83
Previous week, 4,843,543.44
Week of Aug. 10, 1921, 7,411,759.00

The Charlotte Observer

TODAY 16 PAGES

A CAROLINA HOME NEWSPAPER OF CONSTRUCTIVE IDEALS, CLEAN AND RELIABLE IN NEWS SERVICE, AND A PROMOTER OF SOUTHERN RESOURCES.

FOUNDED 1869.

CHARLOTTE, N. C. FRIDAY MORNING, AUGUST 19, 1921.

PRICE FIVE CENTS, DAILY—SEVEN CENTS, SUNDAY

SIDNEY KINCAD TEARS OF TRAGIC DEATH OF WIFE

Could Not Clearly Remember
Incidents of Fatal Night.

DIDN'T INTEND TO DO IT

Evidence All in, Argument by
Counsel Is Begun; Case May
Not Go to Jury Until Saturday.

Special to The Observer.

MORGANTON, Aug. 18.—The outstanding and dramatic feature of the trial today of Sidney Kincad, charged with wife murder, was the appearance on the stand of the defendant himself. Evidence in the case was completed at 4 o'clock this afternoon and argument by counsel was begun. The case probably will not go to the jury before Saturday.

Since the beginning of the trial it has been a matter of conjecture as to whether the defendant would testify in his own behalf. Though it was more or less expected that he would be allowed to tell the story of the fatal night, since it was known that he was more or less anxious to do so, there was noticeable surprise in the crowded courtroom when at 1 o'clock he was called as the next witness for the defense.

He walked unsteadily to the witness chair, the effects of grief and confinement having had marked effect on a formerly robust man. He is a man of fine appearance, wears good clothes and is much above the average farmer; in fact would appear well anywhere. His manner of meekness and humility doubtless elicited sympathy for him, and as he talked there could be seen here and there over the court room tears in the eyes of many who were merely spectators. He is a man of more than ordinary intelligence, and his answers to attorneys' questions were given in a self-reliance, but without hesitation. Even when confused, at times his voice dropped so low that he had to be asked to repeat his testimony, and occasionally as he spoke of his wife, he was so overcome that he had to wait to compose himself before proceeding.

Arguments were made this afternoon by J. M. Mull and S. J. Erwin. There are five attorneys to speak for the defendant, and J. W. Duckworth, E. S. Johns, for the defense, J. F. Spaulner and Solicitor Huffman for the state.

Defendant on the Stand.
There was not a foot of vacant available space in the courtroom as the witness took the stand during the two hours he was on the stand there was a death-like stillness over the great crowd; so marked, in fact, that except for the voices of the witness and examining attorneys there was no sound distinguishable except the ticking of the clock over the clerk's desk.

W. A. Self conducted the direct examination, doing it in such a way as to give the story told by the defendant connection and sequence. He was 53 years of age, he testified, and except for a short period had lived at Chesterfield all his life. He had married Lillie Davis in 1908, the ceremony having been performed in Asheville about ten years ago. He had built a new home at Chesterfield and for about six years had conducted a store there.

He admitted, and until four years ago, when he had tried to quit, he had often used liquor to excess. During the past few years he had been "full" only two or three times. With the exception of a pint which had in June he could not recall that he had been drinking at all this year until the Sunday before his wife's death. He got a supply on Saturday night, July 16, secured it in an old shop near the store, and made frequent visits to it on Sunday and Monday.

On his wife's wife were together in the store all day Monday, but he was not to drink then to know what was going on, who were in the store during the day and to run his car to a neighboring farm where he had a tractor operating. J. W. Duckworth went with him part of the way. (Mr. Duckworth testified yesterday that he smelled liquor on him, but did not judge him to be drunk.)

Returning between sundown and dark he found his wife in the store. As he drove up she came out on the porch and they talked together. His brother-in-law, Charles Rader, came with him.

(Continued on Page Seven.)

GATLING ELECTED HEAD CAROLINA POSTMASTERS

Pace of Next Meeting Has
Been Left With Executive
Committee.

Special to The Observer.

HICKORY, Aug. 18.—Bart M. Gatling, postmaster at Raleigh, was re-elected president of the state postmaster's association here today. The question of next year's meeting place was left with the executive committee. The postmasters were given a trip to Bridgewater this afternoon and through the courtesy of the Southern Power company enjoyed a fifteen mile boat ride on the James. Other officers elected were James R. Warren, of Putnam, first vice president; Mrs. J. A. Taylor, of Raleigh, second vice president; John F. Stockton, of Ellenboro, third vice president; Mrs. M. C. Olive, of Goldston, secretary.

O. F. Crawford, of Burlington, and Greener C. Phillips, of Bear Creek, were chosen members of the executive committee, other members being the president, vice president and secretary.

WALLACE BLAMES MILL OWNERS FOR USE OF TROOPS AT CONCORD

Six Strike-Affected Mills in Cabarrus Now Running, Leaving
Only Five Now Idle in County, Three Having Started
Thursday Without Disturbance—Gompers' Representative
Tells Why Federation Can't Help—Morrison
Speaks Today.

Special to The Observer.

ASHEVILLE, Aug. 18.—Governor Morrison will leave Asheville in the morning at 6 o'clock for Concord, where he will address a mass meeting and speak in reference to the textile strike situation. Today he received several long-distance telephone calls from the executive offices in Raleigh and Gen. Van B. Media, officer in charge of the troops at Concord and Kannapolis. Following his address at Concord tomorrow afternoon the governor will leave for Charlotte. His home town, where he will remain until Monday before returning to the summer capital.

Special to The Observer.

CONCORD, Aug. 18.—Edgar Wallace, personal representative of President Samuel Gompers, of the American Federation of Labor, who arrived in Concord yesterday to make an investigation of the strike and offer his services to end the strike, spoke at a mass meeting here this afternoon. About 500 persons heard Mr. Wallace, who devoted the greater portion of a brief address to the value of organization, the aims of the union and a denunciation of the factors which led to the sending of troops here.

Mr. Wallace laid all responsibility for the presence of troops here to the mill owners, and made the statement that the city and county officials had not asked the governor for troops. This statement was made in the face of the telegrams which were sent to Governor Morrison last Sunday by Major Womble, Sheriff Spears and Chief of Police Robinson, in which each official declared that

"the situation is beyond my control."
Three additional cotton mills in this county resumed operation at noon today. The Brancord and Cannon mills in this city and the Cabarrus mill at Kannapolis opened their doors at 12 o'clock after being idle since June 1 when the general strike was called.

Majesty of Mills Open.
The resumption of work by the three mills today brings the total of mills in this county affected by the strike in operation to six. Only the Gibson, Cabarrus, Norcott, Franklin and Brown mills are now idle on account of the strike, and reports here today indicate that these mills will be opened not later than next Monday morning.

Governor Morrison is expected to arrive in Concord tomorrow afternoon from Charlotte. He will be met by a committee of city and county officials.

No social entertainment of any kind is now contemplated in his honor, this decision being due to the nature of his visit to Concord. General Metts stated after a long distance conversation with the governor, that he expected the chief executive would leave Asheville this afternoon and spend several hours in Charlotte tomorrow morning.

Until local officials can communicate further with Governor Morrison the definite program covering his stay here will not be known.

Wallace Speaks.
Mr. Wallace, in his address, declared that everything had been (Continued on Page Five.)

Special to The Observer.

SHELBY, Aug. 18.—Victor A. Rudasill, superintendent of the Shelby Water and Light plants and a first lieutenant in the 115th machine gun battalion of the 30 division in the World War, died at 1:20 o'clock this afternoon from a self-inflicted pistol wound in the forehead, fired at his home in Shelby Monday night.

Rudasill was a young man in the early thirties, courteous and genial, and one of the most popular men in Shelby. For two years he had been connected with the city, and had held his position acceptably and well.

When he went home to his bride, who was Miss Beattie Caldwell, of Bessemer City, for supper, she noticed that he had been drinking. When he returned to the city hall after supper she telephoned to Chief of Police Hamrick to tell him to come home, giving as an excuse that she was alone. He returned home promptly. Upon arrival he reminded his wife that she had sent for him, pulled the plugs out of the telephone, and told his wife that he was going to kill himself.

Before she could intervene he picked up a .32 calibre Colt's automatic and fired a shot into his right temple, which ranged across the front of the skull and bulged the skin on the left temple.

Physicians and nurses were summoned and he was removed to the Rutherford hospital, where an operation was performed, and the bullet and quantities of shattered bone were removed from the wound. He remained unconscious until the end, and expressed regret for his rash act. His wife and members of his family were at his bedside when the end came.

His body is being brought to Shelby where the funeral and interment will take place.

NEGRO IS KILLED BY RALEIGH POLICEMAN

Officer Was Trying to Arrest
Black for an Alleged Assault
on His Wife.

Special to The Observer.

RALEIGH, Aug. 18.—Plainclothes Detective Tom Crabtree, of the Raleigh police force, tonight shot and killed Calvin Smith, young negro, who was arrested by the officer for an assault with a hammer on his wife two weeks ago.

The officer and Deputy Jesse Wyatt were called to Smith's home by his wife, who was having more trouble with him, and called for protection, she made the arrest possible. But Crabtree was assaulted by the negro with a knife. One bullet wound through the body, brought the fellow down, and he died at the hospital immediately after being carried there.

His wife declared that the detective would have been cut to pieces but for the pistol shot.

MISS EMILY LIVINGSTON BRIDE OF CALE SIMPSON

LAUREL HILL, Aug. 18.—Miss Emily Gale Livingston, daughter of P. H. Livingston, was united in marriage Saturday evening at 7:30 o'clock to Gale Zadok Simpson.

Immediately after the ceremony Mr. and Mrs. Simpson left by automobile for Hamlet, where they took a train for Arkansas. Upon their return about September 1 they will make their home in Hoffman.

INSURANCE COMPANY SUES FOR A REFUND

New York Mutual Wants \$14,191.78 Paid in Taxes to
State Returned to It.

Special to The Observer.

RALEIGH, Aug. 18.—The Mutual Life Insurance Company of New York, has made a demand upon Insurance Commissioner Wade for a refund of \$14,191.78, this amount represents insurance taxes paid to the state for the first six months period of 1921. Acting upon advice of Attorney General Manning, the commissioner has declined to make the refund, and the company is preparing to enter suit for judgment.

Request for the refund, made to Commissioner Wade several days ago, and suggested in a letter of protest to treasurer B. R. Lacy at the time of payment of the tax, is based upon the alleged invalidity of section 87, of the state revenue act, which contains, substantially, the same discriminations between foreign and domestic corporations as does section 72, of the act recently declared invalid by the United States supreme court.

The insurance company, after complying with the statutes, has served notice through James H. Poul, its attorney that it will enter suit for the refund. The attorney general says it must make out a case in court, as in his opinion and in the opinion of the courts, the insurance company is not engaged in interstate business and is therefore ineligible to profit by the supreme court decision on section 72, of the revenue act, attacked recently by the automobile corporations.

IO IO SAYS

Partly cloudy today and Saturday.

It's the silent drama only until some one goes there to eat peanuts.

SOUTH'S DIGIT TOP OF SUBJECT FOR CONFERENCE

Business Men From Cotton
States Summoned to Capital.

Special to The Observer.

COLUMBIA, S. C., Aug. 18.—J. Skottowe Wannamaker, president of the American Cotton Association, United States Senator I. E. Smith; R. C. Hamer, president of the South Carolina division of the American Cotton Association, and other prominent merchants, bankers and business men from the cotton growing states will go to Washington Sunday for the purpose of appearing before the joint congressional commission on agricultural inquiry on Monday morning, August 23, at 10 o'clock.

The following statement was issued by the American Cotton Association today in regard to the matter:

"President Wannamaker has been summoned to appear before the joint commission of agricultural inquiry in Washington Monday, the 22nd, for the purpose of testifying concerning present distressing conditions confronting the agricultural producers, causes which have contributed to these conditions, and recommendations as to plans and remedial legislation for the relief of same, and to especially give testimony on the various national conferences held by the American Cotton Association during the last two years with the federal reserve board, the secretary of treasury and other national officials.

Representatives from each of the cotton producing states who attended these conferences have been requested to join in this hearing before the commission on Monday, August 23, at 10 o'clock, at the Blair Hotel in Washington. The Cotton Association filed with certain of the national government officials a memorial pointing out the serious injury that would be done to the agriculture of this nation in case any steps were taken to restrict production.

Representatives of the cotton producing states, with the federal reserve board, the secretary of the treasury and other national officials, are attending these conferences by representatives from every line of agriculture in every state in the union, all of these conferences being held for the purpose of preventing the throttling of exports and the enforcement of a deflation policy.

Protests From Farmers.
The removal of the war finance corporation, the raising of redaction interest rates, the contraction of currency and the restriction of credits have brought strenuous protests from the American Cotton Association, the position being taken that the enforcement of such a policy would result in the destruction of the cotton crop, and would bring wreck and ruin; that such a policy would result in the raising of the price of agricultural products, and that the agricultural producers would be without a market except in a limited way at a price less than the cost of production.

From the time of the removal of the war finance corporation until its reinstatement the American Cotton Association waged an unceasing campaign for its revival. Since the withdrawal of the policy for raising interest rates, the contraction of currency and the restriction of credits, the association has conducted an unceasing campaign for the reversal of this policy, pointing out that such a policy would result in forcing down the price of agricultural products and the producers would be without a debt paying or purchasing power.

It is for the purpose named above that President Wannamaker is attending the conference.

IO IO SAYS

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FIVE MILLIONS FOR EXPORT OF COTTON

WASHINGTON, Aug. 18.—An application for an advance of \$5,000,000 to the Citizens and Southern bank of Savannah, Ga., for financing exports was approved today by the war finance corporation.

The advance will be made to finance cotton, cottonseed cake, peanut cake and naval stores for export sale. The commodities, the corporation said, will be for the most part products from Georgia, Alabama and South Carolina.

A statement by Mills E. Lane, president of the bank, was made public by the corporation.

KIWANIAN ARE GUESTS OF CITY

Four Cities Represented in In-
ter-City Gathering.

Plans for Carolinas Convention
in Greensboro—Luncheon
and Baseball Game.

Special to The Observer.

Plans for the Kiwanis convention of the Carolinas district, to be held in Greensboro October 24-27, were outlined at a meeting of Governor Thomas Arnold with the four district governors in North and South Carolina, held in connection with the inter-city meet, when representatives of the four clubs at Gastonia, Hickory, Salisbury and Rock Hill gathered for the day with the Charlotte club.

Two sessions of the governor's staff conference were held, before and after the general morning meeting, after which the visiting Kiwanians and their wives were guests of the Charlotte club at a luncheon at the Belvoir hotel at 1 o'clock.

After a ride through the city for the visitors, the party ended at the Rotary-Kiwanis baseball game at Independence park at 4 o'clock. Under the leadership of the Kiwanians, the Rotarians tied for four in the second game of the series, thus winning the Walter Lambeth loving cup. An account of the game may be found on the sport page.

A little bit of everything from the automobile to the radio, was included into the 1 o'clock luncheon, from the drawing out of Col. L. Kirkpatrick by the Boy Scout unit to the inspirational address by Dr. W. H. Frazer, president of Queens college.

Dr. Oren Moore was program chairman for the day and kept the gathering going in ship-shape fashion. Rev. Daniel Iverson was on the job in the song leading, until George Selig, Kiwanis organizer, rooted him out for a short time and held the center of attraction.

E. B. Brittain, Gastonia, finally nosed ahead of Warren V. Hall, as being the baldest man present and this got the attendance party, given by F. C. Abbott, Mrs. C. W. Gold, Greensboro, was awarded the ladies' prize for being present with the "ugliest man in the room." This was an all-dolled-up hat, given by Dr. and Mrs. C. N. Peeler, which Mrs. Gold was required to put on in company. However, that was not the real prize, Mrs. Gold receiving a leather vanity case.

Rev. Daniel Iverson, catcher, who is credited with a large part of the winning of the Rotary-Kiwanis game last Saturday, was presented with an iron cross weighing 20 pounds. The presentation talk was made by M. R. Dunagan, Thomas Hayes hanging the emblem of excellence around his neck and Dr. W. H. Frazer charging him to keep it above water.

W. E. Colton distributed cigars as the silent booster. J. H. Cutter announcing, second hand, that he would give a box of cigars to every member of the Rotary-Kiwanis team who would knock a home run in the game yesterday afternoon. He was safe.

Col. E. L. Kirkpatrick was presented and started off in his usual two-hour form, when Tom Glasgow raised to object to his talk. The objector was hastily called down by a dozen or two members and finally Colonel Kirkpatrick was allowed to proceed, whereupon, Glasgow ushered in the Boy Scout band, which drowned out the colonel successfully. Dr. Moore stating that the only difference in their noises was that the band was the loudest.

Dr. Frazer's Address.
"Kiwanis is a life and not an organization," said Dr. W. H. Frazer, (Continued on Page Two.)

NEGRO CHARGED WITH MURDEROUS ASSAULT

Shot With Intent to Kill Woman,
Who Is Seriously
Wounded.

Special to The Observer.

FORT MILL, S. C., Aug. 18.—John Reid, a negro, about 25 years of age, is locked up in the local guard house, charged with shooting with a revolver Dora Williams, a negro, on the farm of W. L. Hall, a few miles north of Fort Mill. The shooting occurred late yesterday afternoon. Reid left hurriedly on foot an hour later, but was captured by J. H. Patterson, magistrate's constable, and several deputies, and was caught in a house near Providence church in Mecklenburg county, about 1 o'clock this morning. The estimate of the physician who attended the wounded woman is that the wound is very serious and will probably prove fatal. Reid will probably be sent to York jail after a preliminary trial, which will probably be held tomorrow.

NO IMPROPER ATTACK IS MADE UPON GOVERNOR BY DANIELS, SAYS MORRISON

"Break" Between Morrison
And Daniels Furnishing
Some Political Thrills

More Editorial and Personal
Replies Expected.

WATTS FURNISHES FACTS

Griffin Also Makes Reply to
Maxwell and Daniels.

EX-SECRETARY TRUCULENT
Controversy Is Based.

Commissioner Watts Furnishes
Brief History of Case on Which

Charlotte Observer Bureau,
Tarborough Hotel.

RALEIGH, Aug. 18.—Watts and Griffin replying to Maxwell and Daniels, and Daniels replying to Governor Morrison today furnished more political thrills than any single 24-hour period since North Carolina last went democratic.

Statements out tonight are but fore-runners of editorial and personal replies expected tomorrow morning. Under the big headlines of the day, the Morrison broadside at the former secretary of the navy and the editor's reply to it, the members of the legislature all that is lacking in space.

What is characterized as an "open break" between Mr. Daniels and Governor Morrison, occurred today when the editorial in Mr. Daniels' paper here, to "come home and take the helm."

Action of Commissioner of Revenue A. D. Watts and the statement of equalization, which took place under the tax assessment of the American Tobacco Company and the Liggett & Myers company for 1920 by thirteen million dollars, brings forth the Daniels' attack. Mr. Daniels' editorial in the "Watts" paper here, to "come home and take the helm."

Other amendments known to be under consideration would exempt manufacturers of tooth paste and powder from the tax on toilet preparations and would define as foreign trade corporations business organizations which derive 50 per cent of their income from sources without the United States. The figure in the bill is 80 per cent. This class of income would not be taxable.

There is a movement before the committee to propose creation of a special commission to devise some form of plan by which incomes derived from tax exempt securities can be taxed.

General debate on the tax bill ended tonight. Principals speaking for the democrats were Representatives Oldfield, of Arkansas, and Cockran, of New York, and for the republicans, Representative Green, of Iowa, and Longworth, of Ohio, member of the ways and means committee.

Mr. Cockran attacked not only the bill itself but the rule under which the democrats claim they will be cut off from offering any amendments to the bill.

Using treasury estimates to support his argument that the tax bill would result in a huge government deficit at the end of this fiscal year, Mr. Cockran declares that of the treasury estimates the republicans for \$1,000,000 of money to help pay ordinary expenses of the government there would be a panic.

Reading official statements by former President Wilson and former democratic secretary of the treasury for the repeal of the excess profits tax, Representative Longworth told the democrats that in opposing the repeal they were "repudiating the democratic platform."

"You are getting your orders by telegraph from Scotland Neck," Mr. Longworth said, referring to Minority Leader Kitchin's dispatch to the democratic caucus, urging solid democratic opposition to the bill.

Tonight's session was culminated by an exchange between Representatives Byrnes, South Carolina, and Chairman Fordney, of the ways and means committee, when the former charged that the republicans in framing the bill had shifted the tax burden to the poor to benefit rich contributors to the republican campaign fund last year.

There is not a word of truth in the statement and you know it," Mr. Fordney shouted.

"That statement of yours is just a lie," Mr. Byrnes retorted.

The house was thrown into an uproar and both members reiterated their charges but the remarks were finally expunged from the record.

MORRISON SAYS HE HAS LEARNED A GOOD LESSON

Acted Upon Raleigh Paper's
"Attack" Before Reading It.

FINDS IT NOT OFFENSIVE

Governor Indulges in Sarcasm
at Daniel's Expense, However,
Defends Tax Board.

Special to The Observer.

ASHEVILLE, Aug. 18.—Governor Morrison tonight, after listening to a statement issued by Joseph Daniels, in which the former secretary of the navy says the "osone of the mountains has gone to the governor's head, or he would not have called me an imperial boss," issued the following statement:

The Governor's Statement.
"I have learned a good lesson by acting upon a news item without investigation. I was informed by a friend over the phone that Mr. Daniels' paper had attacked me on August 17. Later I was at home busy engaged when a newspaper friend read me the Associated Press dispatch with reference to Mr. Daniels' break with me and an attack on me by the Associated Press regarding reduction in valuation of certain tobacco property. I stated that I had not seen the article and would not comment on it until I had read it, but I did say that I was not surprised, for I knew Mr. Daniels had attacked my administration on August 17. After seeing his paper I had the article under no impression of attack on me and would not have defended me if I had read it before. I take no offense at Mr. Daniels' attack on me to go home, but I will say to him that if I did go home, I would make absolutely no effort to do the judgment of a high official of the law in coming to a judgment for which he alone is responsible under his oath."

"As to the legal question involved Judge Manning and J. Daniels can fight it out. I think his article and his general policy of attacking sworn men dealing with matters purely judicial in character unless he can establish corruption and dishonesty a very unwise policy. There is no more upright man in North Carolina than A. D. Watts. He may have made errors in his life, but he had blooded honesty and courage I have come in contact with no man I thought his superior."

"Of course I know Mr. Daniels has already voted regarding evidence or merit wherever and whenever any tobacco company or other corporation of much size is concerned. His idea of justice to them is to kill them wherever he finds them. He is perfectly sincere in his conviction that any decision by any officer in favor of a large concern is outrageous under all circumstances."

"I want to say to Mr. Daniels that while I have not been in Raleigh, where I can get plenty of Raleigh advice, I have been hard at work every day here, surrounded by a patriotic people as can be found in the state, and have had daily consultation with as patriotic and wise men as I could find in Raleigh."

In conclusion Governor Morrison said:

Earlier Statement.
Informed this morning that Mr. Daniels had made an editorial attack upon the Morrison administration in connection with the Durham tobacco tax matter, Governor Morrison was quoted as having said Mr. Daniels wished to "dictate to the supreme court, all boards in the state clothed with judicial power, as well as to the attorney general of North Carolina."

"Of course, I have known for some time," Governor Morrison is quoted as saying, "that Mr. Daniels was eagerly looking for some excuse to attack the present democratic state administration. He expects from every democratic in North Carolina the most absolute obedience and loyalty to his national organization, but when it comes to any loyalty to a state democratic administration, it depends entirely upon whether it will do the bidding of the imperial boss and would be dictator to all officials in North Carolina, even those exercising judicial power under oath."

ENGAGEMENT ANNOUNCED.
SELLEYS, S. C., Aug. 18.—Miss Jacqueline Selley, a daughter of the late Selley family, is engaged to be married to Paul Shepard Oliver, the wedding to take place in the fall.