

MUCH EVIDENCE TAKEN IN THE KINCAID CASE

Rests Shortly After Noon Yesterday and Many Witnesses For the State Have Been Examined.

The Kincaid murder trial is the center of interest in Burke county this week. It was called at 2:30 Tuesday afternoon, the first afternoon in selecting the jury and taking of evidence commenced yesterday morning.

All the State's evidence was in before the noon day adjournment yesterday and by the time court adjourned yesterday afternoon the defense introduced many of its witnesses. All probability the case will not go to the jury before noon tomorrow.

The jury is composed of the following: R. C. Coon, R. H. Ballard, R. L. Gorkle, C. G. Rudisill, Luther Lineberger, J. M. Jetton, J. G. Morrison, Lee Smith, R. M. Lochman, W. H. and J. E. Croonland.

The jury was impeached within an hour and twenty minutes after examination began. Of 75 veniremen summoned from Lincoln county only 25 were examined for selection of the jury. Defense used eight of its five peremptory challenges and the only two.

Some delay was caused when the first was called by the fact that the veniremen contained in the drawing. Defense took exception to this as an error and Judge Morrison went to much pains to verify names in the hat as the same as named, requiring a count of slips, taking precaution to ask each as called if he had been summoned by Lincoln county sheriff.

All the veniremen were examined intelligently and the jury chosen declared far above the average of them being business men of standing in Lincoln.

Both Solicitor Huffman and counsel for the defense stated that it was one of the finest set of men they had ever seen in a jury box.

Evidence was taken Tuesday afternoon. It was 5 o'clock by the time the jury was chosen and Judge Bryson adjourned court until Wednesday morning at 9:30.

The prisoner was visibly affected several times while in the court. Tears came to his eyes as he stood to hear the indictment read after adjournment he wept as his wives gathered around to shake hands. Two sisters were with him, Alice Whitener of Hickory and E. B. Hood of Chesterfield.

Storney Childs of Lincolnton, assistant Solicitor Huffman in selection of the jury but will not help in the prosecution. C. A. Jonas conducted examination for the defense.

J. B. Riddle was the first witness called Wednesday morning for the State. He knew Mrs. Lillie Kincaid. Her death, he stated, was due to stab in the neck. He was called to the Kincaid home, he testified, on the night of July 18th about 10 o'clock. Mrs. Kincaid was dead when he reached the home. An examination of the wound showed that it was on the left side of the neck, about an inch and a quarter wide at a right angle with the neck. All appearances it appeared the instrument had gone straight through the wound was clear cut. He did not probe the wound and could therefore tell which vein or artery was severed.

He saw the defendant who asked to have the sheriff come out for that night and was told that otherwise then on the way.

On cross examination he told that he had practiced in the family, knew the defendant and his wife, had observed any but the most intimate relations between the two. The household was composed of Mrs. Kincaid, Mrs. Betty Davidson and an imbecile brother of Mr. Kincaid. When Dr. Riddle reached the scene Mr. Kincaid was in the yard, two young men with him the defendant was making a demonstration of grief, crying and screaming. The body of Mrs. Kincaid was lying partly on the back and partly in the hall. The doctor testified, that of great disfigurement and could have been heard for a distance.

He asked Dr. Riddle before the officers if he "could kill" went to the body, knelt and kissed her, patting her and crying.

State introduced a map to show relative distances of the Kincaid from the store and road and the location of the porch with reference to house.

Riddle was on the stand about five minutes.

A. Kirksey, Morganton under-stander described the location and of the wound.

Next witness, Claude Clontz, a driver, is a second cousin to the prisoner; he visited the jail the morning following the incarceration of the prisoner. M. L. Clark and others, witnesses testified that the prisoner, the coroner that he remembered his wife, that an inquest was not necessary. Clontz said he saw a little behind the other witnesses and asked: "Sidney, why you take second thought?" "I was the reply. "I'll tell you (Continued on sixth page)

MORGANTON FIRE TEAM TO GASTONIA MONDAY

Local Firemen Will Take Part in State Tournament There Next Week.

The Morganton fire team is looking forward with keen interest to the State fire tournament in Gastonia next week, beginning on Monday and extending through Thursday. The boys have been practicing faithfully and are in fine trim. They expect to make other contestants know that Morganton is represented and will give any team hard fight for honors and prizes.

The firemen who will make up the two teams and the order in which they will enter the contests are as follows:

Water Team—Ed Hern, captain; Joe Hern, wrenchman; Ed Hern, buttman; William Ward, slack-puller; Albert Wilson, breaker; Bonner Lane, nozzle-man; Russell Green, substitute.

Chemical Team—Gray Lane and Jim Deal, ladder-men; Millard Hennessee, climber; H. L. Riddle, substitute.

F. W. Ross, who is chief of the department, will accompany the team to Gastonia.

A big crowd of local boosters will go along to cheer the boys and watch Morganton carry off some of the best prizes. The local team has never failed to take at least one prize and this year the boys feel confident that they will not fall under their former records and hope to come out on top.

The personnel of the teams is the same as last year with two exceptions, Hennessee and Deal being the new men. Last year the Morganton team captured the second prize in the water contest, showing water in 13 seconds, a record that is hard to beat.

MORRISON WANTS STATE SECRETARY OF COMMERCE

Governor Cameron Morrison will press the appointment of a secretary of commerce and manufacturing at the next session of the general assembly.

It is the opinion of the Governor that some one should be always on the alert for the commercial and manufacturing interests of the commonwealth and to this end will press the legislature to make provision for a State officer and prescribe his duties.

MANY CASES DISPOSED OF SINCE LAST WEEK

Court Docket Cleared of Many Liquor Cases and Roads Sentences Passed On Many.

Since our report last week many minor criminal cases have been disposed of by the court in an effort to clear the docket in readiness for the murder trial this week. The Brittain-Crawley case occupied the better part of two days of last week and resulted as noted in record below. The record shows the following proceedings from Wednesday of last week until Tuesday afternoon, when the Kincaid case was called:

Babe Ann Kincaid and Esther Caldwell, prostitution; guilty. Jail sentences for both with permission to jailer to work at jail.

Wilburn Ward, violation town ordinance; plead guilty; judgment of mayor confirmed; defendant to pay costs.

Frank Mull, retailing, guilty.

Frank Bradshaw, retailing, guilty.

Bristol Ward, retailing, 8 months on roads.

Otis Sigmon, Theo. Sigmon, Charlie Stilwell and Amos Hunt, manufacturing liquor, guilty.

John Williams, retailing and transporting; guilty; eight months on roads.

James Kiser; assault with deadly weapon; guilty.

James Kiser, disturbing religious worship; guilty.

Will Huffman, manufacturing liquor; mistrial.

Thursday morning after argument Judge Bryson made order for a venire of 75 from Lincoln county from which to select Kincaid jury.

Walter Brittain and Charlie Crawley; charge of rape withdrawn by State; defendants submit to prostitution; sentenced two years each in State prison.

Jim Deal and Arthur Rector, 12 months on roads.

Dug Mitchell 12 months on roads.

William Pitts and John Smith, one year on roads.

Ellis Deal, larceny, two years on roads.

Charlie Helton, house breaking, guilty; five years State prison.

Local Disarmament Advocated



FATHER OF PRESIDENT HARDING WEDS AGAIN

Dr. Geo. T. Harding, 76 Years Old, Marries His Nurse, Who is Fifty-Two.

Dr. George T. Harding, 76 years old, father of President Harding, was married at Monroe, Mich., last Thursday to Miss Alice Severns, 52, by the Rev. Frank T. Knowles, pastor of the Monroe Presbyterian church. Miss Severns has been a nurse in the office of Dr. Harding at Marion for many years. The couple drove to Monroe in an automobile, obtained a marriage license and went to the home of Rev. Knowles, where the ceremony was performed.

"LINK" JOHNSON MEETS OBSTACLES IN SENATE

Henry Lincoln Johnson, the Georgia negro politician who figured so prominently in the Linne ycase, may never reach confirmation for himself in the senate. After favorably reporting Johnson's nomination as recorder of deeds for the District of Columbia, the senate has recommended the report back to the committee for further investigation. Charges concerning Johnson's fitness for the office and certain acts in his political career are understood to have been filed by Southern senators and the District of Columbia committee will reopen the entire case, with prospects none too good for Johnson approval by the senate.

FAMILY REUNION

For The News-Herald: There was a family reunion at the home of Rev. M. I. Harris, Hickory, Sunday, August 7th, in honor of his father-in-law, Mr. W. A. Benfield, this being Mr. Benfield's 79th birthday. There were five children and 20 grandchildren present, as follows: Rev. J. G. Benfield, wife and Nora and Flora, twins, and Maynard Benfield; Mr. R. N. Setzer, wife and Fred and Thelma Setzer of Lenoir, R. F. D. 3; Mr. T. A. Smith, wife and Junie, Forest, Verna, Paul and Farnk, of Gastonia; Rev. P. S. Barbee, wife, Charles, Millard and Ruth Barber, of Whitwell and little Owen Benfield of Dillon, S. C. Besides Rev. Harris' family, Ray, Ruth, Mary, Toy, Parks and ohn. A number of other relatives and friends. All enjoyed the occasion and a sumptuous dinner was served. Mr. Benfield is the father of 13 living children and 69 grandchildren. His wife died about three years ago. He is strong and hearty, and we hope he will live to enjoy many more birthdays.

MARRIAGE LICENSES

E. L. Epley and Katie Lane.
Kelly Welsh and Laura Crawley.
Douglas Lowdermilk and Eunice Wiseniant.
Andrew Carswell and Laura Williams.
Alvin Shelton and Hattie Lee Myrtle Green.
F. A. Mason and Maggie Shope.
J. E. Keever and Mrs. Mary Cagle.
Frank Carswell and Effie Mace.

CHANGE IN TRAIN SCHEDULES

Attention is called to three changes in local train schedules which were effective last Sunday. No. 16 going east arrives now at 6:40 instead of 7:25; No. 12, also east, is due five minutes later, 5:05; No. 35, westbound, comes at 12:50 instead of 12:45.

TO BE WITH CHARLOTTE SCHOOL

Miss Cornelia Carter has been elected supervisor of the elementary department of the Charlotte graded school. Miss Sadie Patton will also teach in Charlotte.

Mrs. J. T. Teague of Bessemer City, spent the week-end with her son at the State Hospital. She was accompanied by Mrs. L. C. Camp of Gaffney, S. C. and Mrs. C. W. Teague of Chester, S. C. They spent Saturday night with Mrs. I. R. Keller who is an aunt of Mrs. C. W. Teague.

Those attending the music festival in Asheville last week were Mrs. E. McK. Goodwin, Misses Maude and Edith Goodwin, Mrs. P. R. Brown, Misses Beatrice and Annie Cobb and Miss Gertrude Hall.

LOCAL BRIEFS IN AND AROUND TOWN

Short Items of Local and Personal Interest Gathered During the Week.

Mrs. Lawrence Grady is very sick at Grace Hospital.

Miss Bertha Smith of Winston-Salem, is visiting her grandmother, Mrs. Fannie Butler.

Born to Mr. and Mrs. D. W. Bissett at Grace Hospital, August 13, a son, David Wilson Bissett, Jr.

Mr. and Mrs. Granville Clark announce the birth of a daughter, Myra Corinna, at Grace Hospital on August 14th.

The subject for B. Y. P. U. next Sunday evening is "Sanctification." Mrs. William Ward has charge of the program.

Rev. J. J. Johnston of Ridgecrest filled the pulpit at the First Baptist church Sunday morning, preaching a helpful and inspiring sermon.

Services will be held Sunday, August 21, at 11 o'clock, at Denton's chapel and at 2:30 o'clock at Gilboa by the pastor, Rev. M. G. Erwin.

The meeting at Pleasant View closed last Sunday with six baptisms and seven converts. Rev. M. I. Harris, the pastor, was assisted by Rev. W. B. Mull.

The infant son of Mr. and Mrs. Frank Chapman died Friday in East Morganton. Funeral services were conducted by Rev. Geo. Abernethy and interment made at Forest Hill cemetery.

The subject for the meeting of the Epworth league Sunday night will be "Commandments of Righteousness Toward God." The leader will be Miss Kate Conley.

Miss Anne Clark and Leonard and Augusta Katz underwent slight operations at Dr. Long's sanatorium in Statesville last week. They returned home Sunday and are getting along nicely.

Fleeta Elizabeth is the name of a little daughter born to Mr. and Mrs. S. H. Beasley in Spartanburg, S. C., on August 12th. Mrs. Beasley was before her marriage Miss Mattie Garrison of Morganton.

Everett Rudolph is the name of a little son born August 11 to Mr. and Mrs. M. J. Henry of Spencer. Mrs. Henry was formerly Miss Lydia Abee. She is a granddaughter of Mrs. R. A. Cobb of Morganton.

Dr. and Mrs. A. A. McFayden left last Wednesday for Vancouver and will sail from there today for China where they are missionaries. Mrs. McFayden was before her marriage Miss Helen Howard of Morganton. Dr. McFayden is also a North Carolinian, his home being in Raeford.

CAPTAIN J. C. MILLS PASSED AWAY SUNDAY

Interesting and Unique Characters and One of County's Leading Citizens Died Sunday at Rippe Age.

Captain Joseph C. Mills, one of Burke county's most interesting and unique characters and a fine old gentleman of the old school, passed away Sunday afternoon at the ripe age of eighty-five years. For several years he had been in failing health and for some time had been an invalid.

Captain Mills was one of the leaders in Burke county during the latter part of the last century, his voice carrying with it weight in politics and civic affairs. He exerted a strong influence for the Democratic party and was known throughout the State as one of the county's most influential citizens.

During the war between the states, Captain Mills, who was a daring youth and as brave as ever shouldered a gun, led a band of sharpshooters, himself one of the most fearless of the gang. A good friend of his said of him the other day that "he was the most courageous man I ever knew."

At several sessions of the State Legislature he represented Burke county and held other positions of trust and responsibility.

With his brother-in-law, Col. Cox, of Asheville, he spent much time and money in the development of the gold mines of Burke and Rutherford counties and his Brindletown mines are known far and wide.

He is survived by one daughter, Miss May Mills, of Morganton. Miss Maude Cox of Asheville, Mrs. Wright of Philadelphia and Mr. Tench Cox of Asheville, are his nieces and nephews. Miss Maude Cox was here Monday for the funeral.

The funeral, conducted by Rev. N. C. Duncan, was held at Grace church Monday afternoon at 5:30 and interment made in Grace churchyard.

DEATH OF "UNCLE BILL" PARKS

News has been received by relatives here of the death in Rigby, Idaho, on August 1st of "Uncle Bill" Parks. He was a native of Burke county but went to Idaho 35 years ago. He has one brother, Mr. Jim Parks, and many other relatives living in Burke county and left several children. He was 88 years old. The funeral and burial took place at Rigby.

Miss Elizabeth Taylor underwent an operation for appendicitis at Dr. Long's sanatorium in Statesville Monday. Friends will be glad to know that she is getting along nicely.

BRIEF NEWS ITEMS FROM OVER BURKE

Items of Interest Gathered From Different Sections of the County By News-Herald Correspondents

VALDESE

Mr. Francis Garrou and daughters, Annie and Pauline, spent the week-end with Mrs. Garrou who is spending a few days in Asheville.

Mrs. Emily Deal left this week for New York where she is employed with the Personnel Bureau of the American Express Company.

Rev. John Pons, who has been away for two weeks, returned Saturday to be with his church on the 15th of August. Mr. Pons visited New York, Albany and Rochester. In the last named town Mr. Pons held a pastorate for years and his friends and one time parishoners were delighted to see him.

August 15th, 1689, is a historical date for the Waldensians. On this date a large number of the Waldensians, who had been exiled from their native land because they refused to recant their religious belief, and accept the Catholic faith, started from a rendezvous in Switzerland and marched toward the valleys in Northern Italy. The march is one never to be forgotten and from this date they were no longer compelled to leave their mountain homes. On this date each year the loyal Waldensians still celebrate the event, whether they are in their old mountain homes, or in far away America.

Born to Mr. and Mrs. John Buff, a boy. Both mother and baby are doing well.

Rev. G. P. Abernethy of the East Baptist church of Morganton, has been called to the pastorate of the church at Valdeese. If Mr. Abernethy accepts he will hold services at Valdeese two Saturday nights and two Sunday afternoons each month.

The Sunday school institute held this week in the Baptist church was well attended and much appreciated by the members. Several received diplomas for the good work done during the institute.

The new Pauling Knitting mills is completed and ready for occupancy. The machinery will be moved in the mill some time next month.

The parents in the school district of Valdeese took advantage of the clinic held at the School for the Deaf, Morganton, for the benefit of the children bothered with tonsillitis. Several of the boys and girls were operated on and are doing very well.

The patrons of the school district of Valdeese is delighted with the thought that they are to have better schools in the near future. Plans are well under way for the beginning of the new school building that is to be the pride of the district, and all are very enthusiastic for it. We are one and all looking for action to Prof. Sigmon, superintendent of public instruction of Burke, and hope he will be able to turn the trick.

GLEN ALPINE

Mr. and Mrs. C. E. Ward and Mrs. Durant Gibbs motored last week to Spartanburg, S. C. Miss Jane Gibbs, a relative, came back with them for a visit of several days.

We have had an unusual amount of (Continued on fifth page)

FRANK WILLIAMS MEETS DEATH BY ACCIDENT

Killed When Automobile Overturns; Enroute From Johnson City to Erwin, Tenn.

R. Frank Williams met with sudden and tragic death Tuesday afternoon in an automobile accident between Johnson City and Erwin, Tenn. A message was received by his family Tuesday night telling of his death and when the body arrived yesterday afternoon from Erwin, where it was prepared for burial, it was accompanied by a letter telling of the sad occurrence.

The letter stated that Mr. Williams had hired a jitney to take him from Johnson City to Erwin, that the road was slick and muddy causing the car to skid off. It over turned several times down an embankment, falling a distance of possibly 100 feet. Mr. Williams' neck was broken in the fall. The driver was seriously hurt but not killed. The letter stated positively that neither of the men was drinking.

Awaiting a message from a son in Virginia definite funeral arrangements have not been made but interment will take place at Glen Alpine.

Mr. Williams is a son of Mr. Robert Williams. His home is on Burkemont avenue. Besides his parents he is survived by his wife, who was a Miss Cooper of Chesterfield, and five children.

LAND TRANSFERS

D. F. Chapman to Kelly York, 50 acres in Lower Fork township.

W. Z. Deal to J. W. Page, 58 acres in Icard township.

G. H. Evans to J. W. Page, 14 acres in Icard township.

Robert Handy to W. C. Erwin, 1-1-2 acres in Silver Creek township.

Harry Shade to Lillie Harbison, one-third interest in lot in Morganton.

W. C. Erwin to R. L. Ward, house and lot in Morganton.

Shurman Hunter to Western Carolina Power Company, 3 acres in Linville township.