OLUME XIX. NO. 275.

ASHEVILLE, N. C., TUESDAY AFTERNOON, DECEMBER 29, 1914.

PRICE FIVE CENTS

RUSSIANS ARE MASTERS IN CARPATHIANS AGAIN

trians From Attempt to Take Part in Concerted Attack on Russians.

FEDIOUS FRENCH WAR IN WEST CONTINUES

British Observers Admit Importance of Trenches Captured at Hollebeke by German Forces.

London, Dec. 29 .- British obervers of the progress of the var, point this morning to the dmission in the Austrian of icial statement that the Rus have once more made hemselves masters of the passes in the Carpathian mountains ind that the Austrian troops long the entire Austrian front om the Biala river to a point the northeast of Dukla pass ems to be falling back.

This means the withdrawal f virtually all of the forces die concerted Austro-German probably will make its recommenda-

The communication is couched in from the sale of the battleships Idaho as from the sale of the battleships Idaho as from the sale of the battleships Idaho and Mississippi.

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At some length the following and buttless of government has dispatched an intercent and buttless of the following and manufacture of particles and subtless of the battleships and buttless of the following and buttless of the following and manufacture of the following and manufacture of the following and buttless of the following and buttless of the following and manufacture of the following and buttless of the following and buttless of the following an as been tightened and official arnings as to the best means circumventing such a move, a tain oman of the armored cruishich had heretofore been giv. ser North Carplina stationed at a only in the coast towns, a naval department that it was a

In the region of Lens, near Car
The enemy yielded under our at
the yards of the first line Athens dispatches had report
Athens dispatches had report-

have made slight progress along our "In the Vosges the enemy bomparded the railroad station at "In upper Alsace to the northeast of Steinbach several counter attacks by the enemy were repulsed."

Attacks Fall. Berlin, Dec. 29.—(By Wireless to Withdrawal of Aus- London)—The German army's general staff issued the following statement in Berlin yesterday:

"In the west the enemy have unsuccessfully renewed around Nieuport and have been supported by warships, No damage done to our forces but a few of the inhabitants of Westende were killed. An attack in the region of St. George also failed."

South of Ypres we have captured one of the enemy's trenches and dozens of prisoners were taken by us. Several violent counter attacks in the region to the northwest of Arras

were repelled by our troops.
"Southwest of Verdun the enemy repeatedly attacked and were re-pulsed. Similar attacks were made on the heights west of Senheim where

we fought yesterday.
"There is no news from East Prussia and Poland. North of the Vistula and on the left bank our attacks are developing. We have been impeded by the unfavorable weather."

Majority on Naval Affairs Committee Said to Favor Middle Course.

Gazette-News Bureau, Wyatt Building, Washington, Dec. 24. The house committee on naval af-

which had been sweeping for fairs expects to submit its report on the naval building program ward in order that their an ex- coming fiscal year shortly after con- on national bank notes to be printed reme right wing might join in gress reconvenes. The sub-committee, instead of made with pen and tak, which would permit the bills to be

The majority sentiment of the comanother surprising re- mittee is said to be in favor of two combined capital and surplus. versal of form on the part of dreadnoughts, as suggested by Secretary Daniels, and opposed to the four to remove, with the approval of the he Austrian soldier whose for four battleship program proposed by secretary of the treasury, any director mes of war have been con the general board, of which Admiral or

in the east there appears to be European war has gained friends for that suit be brought against them in merce but that the burden of proof the underwater chaft in the committee the name of the bank to recover for rests on the belligerents. The American the committee the name of the bank to recover for rests on the belligerents. The American the committee the name of the bank to recover for rests on the belligerents. The American the committee the name of the bank to recover for rests on the belligerents. The American the committee the name of the bank to recover for rests on the belligerents. The American the committee the name of the bank to recover for rests on the belligerents. little change in the situation. and it was said by a member today the results of any malfeasance in

ave now been issued in Lonen.

Russian and not an American
vessel that threatened to bomhard Tripoli because Turks attucked the crew of an American Paris, Dec. 25.—An official state— merchantman. Captain Oman M. Sai issued in Paris yesterday is as a stated that there was no Ameri- Move.

Comptroller of Currency Urges Uniform By-Laws for National Banks in Annual Report.

LIMIT TO DEPOSITS OF U. S. BANKS URGED

Thinks the Comptroller Should Have Power to Remove Officers and Directors-More Bank Business.

lliams of the currency bureau subfrom the old national bankwell as the operations of have become part of the new system

since his last annual report was made, Aside from reviewing the provisions of the new bank law and the steps by which it was put into operation, the comptroller makes some recommendations for new legislation. They are: An amendment to require uniform by-laws for national banks. In that connection the comptroller declares many bank directors fall to direct and says any director who does not attend

An ameridment to permit signatures washed and restored to circulation.

limit their deposits to ten times their

s of war have been coniously erratic. Elsewhere The success of the submarine in the provisions of the bank law and direct is not on the vessel of neutral comis not on the vessel of neutral comis not on the vessel of neutral comis not on the vessel of neutral comatterneys. There were 522 cases of "The differential is

573,744. They held gold coin and gold general attention of President Wilcertificates totalling more than \$913 - son, who revised its phraseology with minute care.

Son, William of President Wilcompany of Moyock has dissolved as did the Haywood Land and Lumber for the train.

Fayetteville was reached. William of the Haywood Land and Lumber for the train.

CHRISTMAS RUSH DID

Special to The Gazette-News.

Representation to England in Regard -to Neutral American Shipping.

HOSTILE DESTINATION MUST BE ESTABLISHED

Objection to Method of Putting Would Combine Indictments Says Low Price to Farmers Another Result Will Be That Burden of Proof on Vessels-Note May Have Far Reaching Effect.

Washington, Washington is awaiting with much interest the outcome of the forthcoming conference botween American Edward Grey, the British foreign which the representative of the United States will present long note insisting that legitimate resentation the United States bas made on commerce since the begin-

ning of the European war. In view of the important principles laid down, it is expected to have nore than 7000 national banks which far reaching effect on the attitude of other neutral countries toward the diplomatists though the note might hasten the conference of neutral nations which was arged by Venezuela to revise the rules of international law for the protection of neutral

> particular violation of the rights of state of mind. against the attitude of

ing the early days of the war when report two years ago was 18,853 and foreign office. It declares that durforeign office. It declares that during the five months of fighting the ted States insists that the facts which prossed; prove that a hostile destination is in- tried, 16,458 tended for any cargo should

be greatly increased, and it is not unlikely that one or two millions may be apportioned to this branch of the circumstances which it was especially provided to the circumstances which it was especially provided to the apportion to the destined for use by the navy of an enemy if the vessel is seized. In view of

ber 31, 1914, the comptroller says, 219 applications were received from persons wishing to organize 'national banks, Of these 326 were approved.

As the detailed point of view of the United States in the numerous specific cases of detentions and seiz-pures of cargoes had been set forth in a sories of emphatic protests. ures of cargoes had been set forth in a series of emphatic protests, most of

To the region of Less, near Cartille sheep of the trial line has the valley of the sheep of the valley of the sheep of the valley of the sheep of th

This Government Makes Strong The Attorney General's Report Dr. Meko Shows Growth in Criminal Cases During the Past Two Years.

> SUGGESTS FULL TIME FOR ATTY. GENERAL

and Thinks There Should Be Seven Justices of Supreme Court.

ommendations made

The attorney general declares himfull time in the office. He speaks marketmen many losses were attributed from experience in declaring the salutable to failure to acquaint themary too small to permit such devotion selves with market conditions before to the office. He makes many other shipping.

The great majority of cases in advanced. amendment in the North Carolina

The increase in criminal cases is Great strikingly large. The total number of titles that commission merchants re-Britain, to which France has pracati- cases reported to the attorney general fused to handle them. On one day cally adhered, in their treatment of for the two years covered was 22,509, neutral cargoes.

There were 10,410 for the year 1912 The note points out that the United -1913 and 11,099 for 1913-14. The States exhibited much patience dur- total number of cases in the biennial

the 22,509 cases reported, he situation has grown worse. The Uni- cites 19,165 actually tried, 3,344 nol and of the 19,165 netually were convictions and be 2,707 acquittals. This represents a to \$2 per bushel for

code the importance of the propriation for naval air craft should fects of the currency system under the note is its attitude on "absolute the note is its attitude on "absolute the note is its attitude on "absolute the note is its attitude on the currency system under the note is its attitude on the note is its a

HRISTMAS RUSH DID communication was couched in gen-washington, Dec. 29.—With no ad-eral terms covering the entire sub-flect of the relations between the pines, war department officials last Washington, Dec. 29.-With no ad-United States and Great Britain as night expressed the opinion that the affected by the latter's naval policy, recent disturbance there, which they considered highly objectionable to declined to call an uprising, was a

URGES BETTER

eat Loss From the failure to Study Conditions.

CO-ORDINATION WOULD REDUCE LIVING COST

and High Price to Consumers Is Mostly Due to Waste.

Princeton, N. J. Dec. 29 .- Co-ordi-Raleigh, Dec. 29.—Attorney Gen- nation in distributing commodities will mar of the United States Supreme eral T. W. Bickett's review and rec- do much toward reducing the cost of court has granted an appeal for the Governor living and bring greater profits to the Craig carry criminal statistics that farmer, Dr. Royal Meeker, United for northern Georgia to release show a large increase in crime, and States commissioner on labor statisrecord numerous cases whose inter- tics, told the members of the Ameri- Frank, under death sentence is not confined to North Caro- can Economic association in conven- murder of Mary Phagan, at Atlanta. tion here today.

lested by the British fleet. The comwould exact of an attorney general his
through dealing with unscrupulous
tion. Thirty days are given for the would exact of an attorney general his through dealing with unscrupulous tion, full time in the office. He speaks marketmen many losses were attrib- recor

see the detail of the criminal prose- which farmers have shipped produce ly are granted. cutions lightened by combining small-er counts with greater and uniting ceived little or nothing in return are tion the entire court will pass upon under one form of indictment the not cases of dishonesty at all," he Franks right to see release from several indictments covering the said. "In most instances the loss is custody on a writ of bees covering to several indictments covering the said. "In most instances the loss is custody on a writ of habeas corpus on same thing. He believes the Supreme due to ignorance of market conditions, the ground that the trial court in Fulcourt is overworked and that there bad packing, bad selecting and gradshould be seven justices instead of ing, or poor transportation arrange-five. He realizes this means an ments. There is an almost perfect white countries are at amendment and he isn't enthusiastic lack of co-ordination in distributing present over the prospect of getting such an commodities. The resulting waste is

"Cantaloupes August inte Washington in such quanfifty-eight carloads of peaches were narily can absorb about fourteen or fifteen carloads a day peach season. One carloads of apples struck New York city one day last month. The market was so glutted that apples from North Easton, Pa., netted only about time the consumer was paying \$1.60

can government maintains that bei- Two years ago, there were 367 and its. The fault is due mostly to a lack ligerents may have the right to search four years ago 329. The attorney of co-ordination is our consmis-On the west front the slow that provision probably would be made office.

On the west front the slow that provision probably would be made office.

Indication:

On the west front the slow that provision probably would be made office.

Of the federal reserve act and what this number perhaps seven will be defined to set aside the ligerents may have the right to search four years ago 329. The attorney general its. The fault is due mostly to a lack of co-ordination in our economic system, and succeed the syst some improvement by lecensing and bonding commission merchants and subjecting them to federal inspec-

"A more important step is to organize the farmers into local co-operative associations. The federal department of agriculture is doing good service to encourage the formation of such marketing associations, of which there are about 500 at present in the United States. The objects of such associations should be to determine the crops to be grown, to insist on

cers have not yet apprehended the took place. did the Haywood Land and Lumber Fayetteville was reached, Willingham was hiding between the seats in the seath and the officers arrested another man, the arrested man protested his innocesses and pointed IS CONSIDERED CLOSED Willingham, asserting him to be the That Loss to Shipping Sufthe man arrested and his dental of the crime convinced the Payetteville Wilson police went to Fayetteville the negro was released. Willingham is

says Farmers Suf- Justice Lamar Grants Appeal) From Refusal of District Court to Order Release.

> STAY OF EXECUTION CAUSED BY ACTION

the Entire Supreme Court Will Pass on Disputed Point.

Washington, Dec. 29.-Justice La-Frank has been While Mr. Meeker admitted that hanged January 22, but Justice Lalosses were attrib- record of the proceedings in the lower court to be filed in the Supreme court

The state of Georgia then may ask that the hearing of the case be

Should the Supreme court Frank was not entitled to the benefit of the habeas corpus writ, the state of Georgia would no longer be barred from carrying out the death sentence If the court decides he was entitled to ask for the writ, the case probably would be remanded to the dis-

trict court for the taking of evidence during the on the petition praying for the writ, Should the Supreme court eventual-

decide that Frank must leased from custody, it was said, a further question, about which there is uncertainty, would arise as to the power of the state to indict and try him a second time. bad apples, thorities differ as to whether the first tended for any cargo should be 2,101 acquittas. This represents a to \$2 per bushel for bad apples, thorities differ as to whether the first shown at the time of the seizure, and percentage of \$6 for convictions and while the producer was receiving that the presumption of guilt 14 for acquittals. These figures will from fourteen to seventeen cents per placed Frank in "jeopardy."

This was the second time Frank's "The differential is enormous but fate has rested in Justice Lamar's After the Georgia Suprem for the states to decide. Justice Holmes, and eventually the entire court. pursued the same course.

Application was then made in the Georgia Federal court for Frank's release on a writ of habeaus corpus. Judge Newman held Frank was not entitled to the writ and refused to grant an appeal to the Supreme court because he was unwilling to issue a certificate of "probable cause" as required in such appeals by a federal statute of 1908.

Justice Lamar then was asked to grant the appeal and issue the certificate. He found that several ques tions of federal law, unsettled by the Supreme court, existed in the case and hence gave rise to "probable cause" for the appeal. These were whether the federal constitution requires as accused to be present when a verdict is returned against him in a state court; the effect of the accused not raising the point of his absence on a motion for a new trial, and the effect of the Supreme court's own action in refusing to grant the writ of error in a case where an alleged jurisdiction question was presented in a motion filed at a time not authorized by th practice of the state where the trial

MINES CAUSE LOSS OF TEN MILLION DOLLARS

fered by Scandinavian

Countries Alone.