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JUDGE RULES IN FAVOR TAX

Says Judge Harding

PLAINTIFFS APPEALED D. Grant Coble, Contesting Validity of School Measure, Through Attorneys Appeals Case to

Supreme Court

The first phase of the battle over the question of the validity of the special school tax, voted by citizens of Guilford. exclusive of the city of Greensboro and the township of High Point, last April, has been won by the county school administration, Judge W. F. Harding, of Charlotte. having declared the measure valid in Guilford Superior court Tuesday. Appeal to North Carolina Supreme

court was noted by the plaintiffs. D Grant Coble and others some weeks ago sought to procure an injunction restraining the county commissioners from proceeding with the lerring and collection of special taxes under the county-wide measure, contending that the act was unconstitutional. The act was adopted by the voters by a majority of

The plaintiffs, through their attorneys, Bradshaw and Koontz, alleged that "the voters in the new or untaxed district" were "outvoted and thus denied their constitutional right to a separate vote. They contended that the act was a violation of Article 7. Section 7, Constitution of North Carolina, and also that it was a violation of the United States

Wilson, declared the act conformed to the law, complying in every respect with the constitutional requirements. The election, they contended, was held under specific and definite authority given by the Chapter 121, Public Local Laws of 1921. They also argued the idea of "due and proper regard for the substance of the law and the accomthe laudable purpose of the act.

The question will finally be depealing. It is thought that a detision from that tribunal will be obtsined not later than next month.

Nurses of State In Annual Convention

has been unusually interesting. Addresses have been delivered by

versity of North Carolin: Dr. J. T. J. Battle, of Greensboro; Miss Jane their line of march. Van de Verde, of Atlanta, Ga., head of the district nursing bureau of the laide Goodno, of Greensboro, president of the North Carolina Women's Christian Temperance union; Mrs. of the Guilford County Parent-Teacher association; Miss Nita Gressitt, of Greensboro, president of the Busiless and Professional Women's club the association, and Dr. J. W. Long, state penitentiary.

Miss Lois Toom- robbery. er, of Wilmington, first vice-president, and the other officers were re-

LaFollette and His

Returns received from more than the bank. lette 294,857; Ganfield 116,524.

with him what was known as the en- ing at liberty until his trial here. tire LaFollette slate from United State senator down to attorney-gen-

Governor Blaine, who headed the LaFollette state ticket, likewise Tolled up a remarkable vote and with 2,651 precincts out of the 2,523 reperting tonight he had a plurality General Rearest Opponent, Attorney General William J. Morgan of 133,-

Alleged Slayer Arrested

High Point, Sept. 6.—Tom Walk- aity for simple assault. Regro, alleged to be the slayer rival of officers from Durham.

STATE NEWS BRIEFS

Trains Again Moving County-Wide Measure Valid Passenger trains are moving out of Asheville on schedule time today tollowing a rearrangement of guards at the Southern depot yesterday, satisfactory to the railway switchmen MAY BE TEST LATER SLAYER IS ARRESTED and firemen who walked out Saturday night because of the appearance of the guards on the railway propertyp and to the shopmen who quit the work house because of the temporary removal of guards to appease the strikers. The shopmen had refused to work without the protection of guards.

> To Open On September 11 Growers' Co-operative association matters in their own hands, author- killed three persons and wounded eigh on September 11, on the same State Highway commission, to pre- fatally. date as Durham, Oxford, Henderson ceed with construction of two underand the big markets between the passes, thus relegating the crossings of Mr. and Mrs. J. M. Taylor, with Eastern and far Western belts of to a past that is neither dim nor un- the exception of the parents. Mr. North Carolina, according to an- forgetable. nouncement of T. C. Watkins, Jr., manager of warehouses for the association.

Co-operative In Winston Winston-Salem, Sept. 5 .- The Cooperative Marketing association is to have a large warehouse for the delay. They will consist of creomodern redrying plant here. They porting the rail road tracks and perwill be located near the Methodist mitting vehicular traffic. Children's Home, in the western part

Modern Moonshining

John Stilwell, a Hickory township same line, but such efforts proved night. The wounds of Dolly Taylor, ed to the sheriff's office shortly moonshiner, set up a gasoline en- futile. gine and with the heat and motive | The position of the county comwhole works to Hickory.

Painfully Mistaken Identity plishment of results," emphasizing inson, of the local law firm of Newell view to the procurement of indict- did something which angered Farris, Hickory lawyer, and son of J. A. sitating remedial measures upon the gun, loaded with buckshot, and open- posal for a one-year suspension of termined by North Carolina Supreme | Whitener, had the unusual experi- part of the Southern.

Sees 10,000 Bats

Goldsboro, Sept. 6 .- Ten thousand | The work will not require a great The 20th annual convention of bull bats sweeping the sky before deal of time. It will be one of the in the Clover section as a result of the North Carolina State Nurses' as- the storm like swallows, in groups last steps in development of a mod- the series of crimes committed by sociation, which began in this city of twos and threes as far as the eye ern highway from Greensboro to Farris the prisoner was taken from Tuesday, will close tonight, the final could see, was what L. T. Hennant, Gibsonville. session to be held in the Guilford a young white man of New Hope On Tuesday approximately 75 placed in a cell in the state penicounty courthouse. The program township said he saw Saturday, and citizens from the Pleasant Garden tentiary tonight. automatically he thought 'of the and Climax sections appeared before armies of ants read of in stories of a joint meeting of the county com-Dr. Walter J. Matherly, of the Uni- South Africa, with their trillions and missioners and Guilford highway Girls Who Were In trillions that swept 'everything in commissioners, asking that the board

American Red Cross; Mrs. T. Ade- FERGUSON IS GIVEN THREE YEARS IN PEN

C. O. Burton, of Pomona, president | Pleads Guilty to Robbery of Bank of Randleman and Is Ordered to State Penitentiary

Ashboro, Sept. 6 .- Grady Ferguof this city; Dr. Louis Beall, of son, of Randolph county, today ad-Black Mountain; Dr. L. B. McEray- initted his guilt on a charge of rober of Sanatorium; Dr. G. M. Cooper, bing the Bank of Randleman of sev- argued that acceptance of the propof Raleigh; Dr. W. T. Cole, of eral hundred dollars last May, and osition would mean elimination of Greensboro; Mrs. Clarence A. John- Judge T. B. Finley, of North Wilkes- the dangerous grade crossings. son, of Raleigh, state commissioner boro, presiding over Randolph Suof public welfare; Mrs. Dorothy Hay- perior court, sentenced the young sion of the two boards Tuesday aftden, of this city, past president of man to a term of three years in the

The following officers were elect- paratively short time, the defend- the next meeting of the county comed: Miss Pearl Weaver, of Hender- ant making no effort to deny the

About eight months ago Ferguson's wife sustained terribe injuries ed that the commissioners build 200 as a result of burns. She was taken feet of hard surface road linking to a High Point hospital for treat- South Hamilton street with the Afchment and the husband paid the hos- dale road. In executive session the pital bills regularly, it was said. commissioners agreed that they Slate Easy Winners However, at noon one day in May would build an 18-foot highway uphe entered the Bank of Randleman, on condition that the curbings be Robert M. LaFollette has been swept two employes of the bank that he lit also was decided by the committee the Republican nomination for was going to rob the institution to laited States.

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Robert M. LaFollette has been swept two employes of the bank that he lit also was decided by the committee was going to rob the institution to laited States. United States senator by the great- get money which he needed face, repair and sand clay the Church for more than 175,000 of the votes identified the negro as her assailmajority that any candidate has for his sick wife. Calmly he took street extension road leading to the even polled at a primary in Wis several hundred dollars, put the Brown Summit and Summerfield money in his coat pocket and left highway. Petition asking for this

show him leading by 178,333, W. A. himself up to officers at a police sta- R. Caffey and Deputy Register of Ganfield, of Waukesha, president of tion in New Orleans, informing them Deeds John McAdoo.

Carroll college, his only opponent. That he was wanted in North CaroThe vote of robThe vote of rob-The vote from 2,057 out of 2,523 line to answer the charge of robprecincts in the state was: LaFol- bing the Bank of Randleman. He was brought back to this state, In rolling up this tremendous ma- jailed and subsequently released on Trains On Southern Jority Senator LaFollette carried bond furnished by relatives, remain-

Sloop Is Fined For

Salisbury, Sept. 6.—The Sloop-Salisbury and Asheville, were taken Jimison episode that came near off, effective at midnight last night. causing a riot here some days ago Other trains being annulled by the was reviewed in county court today Southern in this section are Nos. 18 when John Sloop submitted to the and 13, between Greensboro and charge of simple assault on the Goldsboro; Nos. 45 and 46, between BIND C. E. ROGERS OVER Spencer preacher and was taxed with Danville and Charlotte; Nos. 135 and a fifty-dollar fine, the maximum pen- 10, between Washington and Dan-

Bud White, another negro, in knock the preacher down, but that 22, between Asheville and Waynesfurham last Thanksgiving day, was he threw him down and handled him ville. arrested here about 4 o'clock this ir such a way as to keep him under ir such a way as to keep him under could arrive morning following receipt yesterday control until officers could arrive porarily. This action was taken to by local police of a notice from Durand take from the preacher a knife provide more engines for the moveham officials of the presence of the which he had seen him place in his provide more engines for the movenegro in High Point. The captive pocket. The knife incident was easitival of the presence of the which he had seen him place in his provide more engines for the moveto Guillold Suthe and take from the preacher a knife incident was bound over to Guillold Suthe moveto Guillold Suthe and take from the preacher a knife incident was bound over to Guillold Suthe moveto Guillold Suthe and take from the preacher a knife incident was bound over to Guillold Suthe moveto Guillold Suthe and take from the preacher a knife incident was bound over to Guillold Suthe and take from Durto Guillold Suthe moveto Guillold Suthe and take from the preacher a knife incident was bound over to Guillold Suthe moveto Guillold Suthe and take from Durto Guillold Suthe moveto Guillold Suthe movethe city jail awaiting the ar- ly and satisfactorily explained by tate the maintenance of existing preferred against Rogers.

Which he had seen that sees and also to facili- perior court, bond being ment of freight and also to facili- perior court and also to facil Mr. Jimison at the time.

TO CONSTRUCT WILL FARRIS UNDERPASSES

County Does

Commissioners Authorize Two Underpasses On Gibsonville Road. Hear Views of Pleasant Garden People

Following numerous unsuccessful efforts to induce the Southern rail- cause the children of a neighbor and way to co-operate with the county some of his children, William Farris, in the elimination of two dangerous 55 years old, ran amuck at his home grade crossings, the county commis- in the mill village at Clover; 12 miles Raleigh, Sept. 6.—The Tobacco sioners on Monday afternoon took south of Gastonia, this afternoon, izing Chairman Frank Page, of the three others, one of them prabably

crossing, near the Guilford county ing career, while the mother did not home, and the other is at Gibson- come out of the house. ville. Both are on the Greeneboro-Gibsonville highway.

It is expected that the underpasses will be constructed without further and Mrs. Taylor. storage of leaf tobacco and also a soted piles driven in the ground, sup-

Repeated efforts have been made of the city, and efforts will be made by E. D. Broadhurst, special legal to have them ready for service by adviser of the board of county com- the stomach and died on the operthe first of October. Contracts have missioners, to induce Southern rail- ating table shortly after the tragbeen awarded for both structures. way officials to extend a measure of ed. Claude Johnson was shot and co-operation to the county with a killed instantly. Fred Taylor, shot view to construction of the under- through the lung, has no chance for Hickory, Sept. 4 .- Reversing the passes, but officials of the railroad recovery, doctors say. Gertie and principle by which a South Moun- have steadfastly declined to lend a Leta Taylor suffered bullet wounds mite the Atlantic Coast Line's bridge tain youth is reported to have man- hand. Frank Page also made repre- through the neck and chest, the lat- over Fishweir's creek on the southufactured fuel for his automobile, sentations to the Southern along the ter dying in a Gastonia hospital to- ern outskirts of the city was report-

power obtained from it was busily missioners is that while the county is engaged in making corn liquor when now prepared to finance the underofficers took possession of the oper- pass projects, responsibility for Farris and Taylor families, who are eer stopped the train at the bridge, North Carolina General Assembly in ator and outfit and brought the maintenance of conditions of safety near neighbors, and it is alleged that examined the structure and finding transported to and from school by along its line will devolve upon the Farris had previously threatened it safe, proceeded. Windows with- motor truck. Southern railway. Should the un-the Taylor children. derpasses jeopardize public safety Charlotte, Sept. 5 .- Connelly Rob- prompt action will be taken with a Newton Taylor said something or and Robinson, and L. A. Whitener, ments against the railroad and neces-

court to which the plaintiffs are ap- ence of being mistaken for prohibi- It was pointed out that the com- As other members of the Taylor fam- as a means of eliminating the boll tion enforcement officers . Saturday missioners preferred to work the ity sought to come to the rescue weevil was suggested in the senate night three miles this side of Blow- matter out with the railroad upon a they were shot as they emerged from today by Senator Smith, Democrat, ing Rock, where they had gone to harmonious basis, but in the absence the Taylor home, the shots being South, Carolina, who predicted are being made, this work will not spend the week-end, and were the of any co-operative activity upon fired from the Farris porch. objects of a volley of shots, none of the part of the Southern the course the wounded were rushed to hee- tarms throughout the South unless which took effect.

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The wounded were rushed to hee- tarms throughout the South unless pitals. Farris was arrested at once governmental action were taken to visable.

change its decision in regard to hard surfacing the spur connection between the Greensboro-Ashboro and

Greensboro-Pleasant Garden roads. The degelation asked that the amount of money which it had been proposed to spend on the spur be expended in hard surfacing the road between Greensboro and Pleasant Garden.

The views of the majority of people in the sections represented were presented by members of the delegation, it was pointed out. It was

Following an executive joint sesernoon it was announced that a decision in regard to the Pleasant Gar-The case was tried within a com- den road would not be reached until missioners, to be held on Tuesday, October 3.

Citizens from High Point request-

work was presented to the board four-fifths of the state early tonight Several weeks later Ferguson gave Tuesday afternoon by Magistrate J.

Are Being Annulled

Announcement of the annullment of a number of passenger trains was Assaulting Preacher made Tuesday by the Southern railway. Nos. 15 and 16, between ville; Nos. 3 and 4, between Ashe-Sloop claimed that he did not ville and Columbia, and Nos. 21 and

Railway officials say the train passenger train schedules.

KILLS THREE

Other Persons

Became Enraged When Children Quarreled and Shot Up Whole Taylor Family Except Parents At Clover Mill

Gastonia, Sept. 6 .- Angered be-

Taylor was at work in the mill when One of these is the Four-Mile Farris entered upon his mad shoot-

The dead are: Newton Taylor, 13 years old. Claude Johnson, nephew of Mr. Lela Taylor, 14.

The wounded: Fred Taylor, 23. Miss Gertie Taylor, 20. Dolly Taylor, 8.

Newton Taylor was shot through

While the children were playing the concussion. whereupon the latter grabbed his

considered both fustifiable and ad- and carried to the York county jail aid in destruction of the parasite.

Because of reports of high feeling York to Columbia, where he was

Big Camping Party

The following girls from Guilford county were members of the recent agent; and Miss Maude E. Wallace. assistant state home demonstration

Louise King, Esther Davis, Havana

ingham county girls who attended their strike. the camp has been obtained by The

Virginia Newell, Helen Newell, sey, Edith Small, Elsie Brown, Sallie votes over former United States Sen- the penitentiary at Raleigh. Foy and Berry Williams.

Holding C. M. Sawyer Under \$20,000 Bond

Winston-Salem, Sept. 6 .- At the conclusion tonight of the preliminary trial of C. M. Sawyer, business man of this city, for alleged connection with the burning of the Nissen building here on the morning of August 30, a quarter-million dollar fire, he was bound over to Forsyth Superior court under \$20,000 bond. William Chapman, 18 years old, is in jail in default of \$10,000 bond, following his admission that he set fire to the building. Chapman testified that Sawyer offered him \$500 to burn the building. Sawyer was one of the tenants of the structure.

TO SUPERIOR COURT HERE

C. E. Rogers, charged with emhezzlement of certain sums of money from the Indian Refining company, was arraigned before

NEWS OF THE NATION

was elected chairman of the house of bishops, succeeding Bishop Thomas F. Gailor, of Tennessee, when the 47th triennial convention of the Protestant Episcopal church in the United States formally convened late today. Bishop Gailer had served sig years. Rev. Alexander Mann, of Trig ity church, Boston, was unanimous elected president of the house

Mrs. Candler Aids Husban San Francisco, Cal., Sept. 5.-Marion Candler, wife of Walter T. Candler, wealthy resident of At- education, and there is every indicalanta, Ga., arrived here today on the tion that the enrollment figures will oceanic liner Ventura from Hono- be of record-breaking proportions. lulu and left tonight for Atlanta to aid her husband in combating a \$100,000 damage suit brought ing county schools will open their against him by Clyde K. Byfield. By- doors for the reception of students field made sensational charges in- for the new scholastic year: Povolving an alleged attack by Candler mano, Jamestown, Guilford College. on Mrs. Byfield aboard a trans-At- Gibsonville, Whitsett, Bessemer, and lantic steamship.

Negro Kills Another Spantanburg, S. C., Sept. 6-When opening is scheduled for Wednes-Will Jeter, a negro night watchman, day, September 20. went home Monday night to give his a closet to get a knife with which to October. cut it and found John Anderson, a negro, secreted therein. In the shooting that followed Anderson was feeted and an exceptionally successkileld by Jeter. The latter is in the ful year is generally anticipated. county jail.

Another Explosion Reported

ond attempt within 10 days to dyna shot through the arm, are not seri- after 10 o'clock tonight. The Pal- that between 60 and 70 boys and metto limited, New York to Tampa. girls of the Proximity, White Oak It is sai dthat there had been bad was approaching the trestle when and Revolution mill villages, northfeeling for some months between the the explosion occurred. The engin- ern suburbs of Greensboro, will enter in a large area were shattered by

Would Suspend Cotton Planting Washington, Sept. 5 .- The proed fire on the boy from his house. cotton planting in the United States dispensable factor. wholesale abandenment of cotton be completed until early in 1923. governmental action werre taken to Negro Assailant Is

> Justice Clarke Resigns Washington, Sept. 6.—Resignation of Associate Justice John H. Clarke from the United States Supreme court and the intention to appoint cate he has been visited with sumformer Senator George H. Sutherhe reaches the age of 65 years.

Barber Is Arrested Lynchburg, Va., Sept. 5 .- Because from Fremont tonight. camping party at Playground, one he posted a sign in his shop anmile from Wentworth, the educa- nouncing "scabs not served here," L. had made the arrest and was on the tional and recreational project con- A. Taliaferro, Clifton Forge, Va., way to Fremont from the negro's ducted under the supervision of Mrs. barber, has been arrested and bailed home, four miles out, he was halted Ola S. Wells, retiring home demon- to appear in Federal district court at by 25 masked men and forced to stration agent of this county, and Lynchburg Friday to answer to a give up his prisoned. From that Mise Ethel Wells Moore, Rocking- charge of violating the terms of an hour nothing has been heard of ham county home demonstration injunction granted the Chesapeake Pender. and Ohio railroad.

Gompers Attacks Injunction Philadelphia, Sept. 5 .- President Earles, Verona Earles, Hazel Ingle, Samuel Gompers, of the American Margaret Hodgin, Annie Lee Kellam, Federation of Labor, in a speech at Lena Aydlette, Linda Summers, Cora a Labor day outing here late Mon-Little, Ruby Stanley, Mrs. J. J. day, said that the injunction issued day in Randolph county Superior Gray, Hazel Davis, Thelma Taylor, against the railway shopmen "at the court to an attempt at criminal as-Hester Anthony, Lettie Davis, Bessie behest of the administration, is sault upon Miss Florence Reddick, Clark, Carrie Ingle, Mary Rudd and wrong not only in principle, but in aged 18, on last June 5. He was senfact." It was a confession, he said, tenced by Judge T. B. Finley, of The following partial list of Rock- that the shopmen had nearly won North Wilkesboro, to 15 years in the

Stephens Leads Vardaman cratic primary to select a successor to Senator John Sharp Williams, who will retire from office March Complete Plans For

New Feat With Glider Port Washington, N. Y., Sept. 6 .-Glenn H. Curtiss, aviation expert. took the air when towed by a speed Saturday are now being completed.

Entombed Miners Not Reachced Jackson, Calif., Sept. 6 .- From seven to 13 days more will be required to reach the 47 men entombed in the Argonaut mine here, ac- State Highway Work cording to opinion expressed in well informed circles tonight. Government, state and mining company engineers declined to comment officially on the expression.

ever risen from the water.

Expect Speedy Ratification

SCHOOLS ARE BEING OPENED

Work Monday

PECT A FINE YEAR ord-Breaking Enrollment Certain

With Unusually Large Number of High School Students. More Trucks Next Monday will witness the opening of a number of the longterm schools in Guilford county, according to announcement by Thomas

R. Foust, county superintendent of The Springfield school opened last Monday. Next Monday the follow-Summerfield. oMnticello school will begin work Monday, September 18,

The short term schools in the wife a watermelon he reached into county will open about the first of

and the Pleasant Garden school

Final plans for the opening of the long term schools are being per-One of the most notable improvements in prospect is the substantial enlargement of the number of high Jacksonville, Fla., Sept. 5 .- A sec- school students. Boys and girls of Guilford county are becoming inthe regular high school course.

In this connection it is learned Bessemer high school. They will be

Three trucks have been added to the transportation facilities since the close of the last scholastic year, the number of trucks now being 13. In the consolidation of schools the automobile truck is proving an in-

Although a number of new school buildings are being constructed and some additions to the physical plants

Taken From Officers

Goldsboro, Sept. 6 .- Joe Pender. age 35, negro, of Fremont, is missing under circumstances which indimary punishment. Deputy Sheriff land, of Utah, to succeed him, is an- Walston, of Fremont, and Nathan nounced by President Harding. Jus- Sellers arrested Pender Saturday tice Clarke's resignation will be- evening after he had beaten Frank come effective September 18, when Hooks, aged 60, wealthy farmer and late county commissioner of Wayne county, unconscious in his field with a club, according to information

Sheriff Walston says that after he

Assailant of Girl Is Given 15 Years

Ashboro, Sept. 5 .- Will Davis, young negro man, pleaded guilty tostate penitentiary at hard labor. At the time of the attack a great deal of feeling was aroused. It oc-Jackson, Miss, Sept. 6 .- Hubert curred near the Guilford county line Dorothy Newell, Ruth Rudisill, D. Stephens, former member of Con-Helen Rudisill, Jennie Satterfield gress from the second Mississippi and the assailant of the young wom-and the assailant of the young wom-district, tonight was maintaining a posses, being carried to Greensboro for safekeeping and from there to

Legion Convention

Final plans for the annual convention of the North Carolina departtoday soared over Manhasset bay in ment of the American Legion to be a sail plane which on two occasions held in Greensboro tomorrow and boat, stayed aloft 49 seconds each The city has been decorated on an time with the tow line cut and then elaborate scale for the event. exglided gracefully down to the water tensive preparations for entertainagain. This was said to have been ment of the delegates have been the first time a marine glider has made, an exceptionally interesting program, published recently in The Patriot, has been prepared, and there is confidence among legionaires that it will be the greatest convention in the history of the organization.

Reaches Vast Total

Raleigh, Sept. 6 .- Nineteen hundred miles of roads let to contract at an approximate cost of \$34,000,-000, and 4,000 miles of other roads Wilkes-Barre, Pa., Sept. 6 .- All under maintenance at a cost of less Judge D. H. Collins in Municipal indications tonight point toward a than three million dollars for the ourt here Tuesday. Probable cause speedy ratification of the reace pact 16 months period since the State was the finding and the defendant between operators and miners of Highway commission was reorganizwas bound over to Guilford Su- the anthracite region by the tri-dis- ed in May, 1921, was the summary