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SIXTEEN PAGES TODAY.

RALEIGH, N. C., THURSDAY MORNING, AUGUST 28, 1919.

SIXTEEN PAGES TODAY.

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IN CHARLOTTE TO RECALL OFFICERS

Numerous Petitions Are Being Circulated, It Is Stated. and Many Sign

FEELING AGAINST CITY AUTHORITIES IS HIGH

Fatalities From Tuesday Night Riot Now Increased To Five; Quiet Reigned in Queen City Wednesday and Street Cars Were Operated On Limited Schedules; Inquests Today

By FRANK SMETHURST.

(Special Staff Representative.) Charlotte, Aug. 27.-While armed civilians and State militia were patroling the streets today following the disorders of Tuesday morning between stike sympathizers and the city police, bundreds of signatures were being affixed to petitions asking for the recall of the three city commissioners. Twenty-five petitions, it is asserted, are being circulated, and the signers average a hundred or more to each.

Feeling against the city authorities, particularly within labor circles, is growing in intensity and the recall of the three men, Mayor Frank B, Mc-Ninch, Commissioner of Public Safety George A. Page, and Commissioner of Public Works Arthur H. Wearn, is demanded on the ground of incompetency and neglect in the performance of their

Union men are insisting that the action of the police in firing upon the was said to consider the tour to ex-crowd was too hasty, was not called for plain the peace treaty to the people and that a number of those shot were as of more importance. It was possi- plans, hit in the back.

Outstanding Feature of Day. The zealous circulation of this peti-I'm was the outstanding feature in the s tuation today, other high lights in-cinded the increase of the fatalities to five by death of J. D. Aldred and Vill Hammond, the Central Labor Palon's demand for Federal action, the relection of a coremer's jury and the I sing of the time for its session tomorow afternoon, and the peaceful operation of cars on a limited scale.

Directisfaction with the attitude week ago, when it is said, Mayor Me-hand activated to the police "a shoot to kill order." The story of the Mayor's instead one to the police at the time was printed in the press of Charlotte. when at ention was called to the fact from the quarters of the strikers, Mayor McNaich denied the

The labor men are signing the petiand industrial plants. osed to the entire administration and before pre conciliation agreement proposing recognition. He and his colleagues on the city commission were charged by Presi-reap the benefit of our efforts before dent Taylor, of the Southern Public sparing no words to condemn.

Local political reasons, generated in the last municipal election, also figure in the recall, it is understood, and the signers are getting support from a number of angles.

Under the law, the election for recall of a commissioner will be ordered when twenty-five per cent of the duly would make prices continue rising if qualified voters who voted for mayor in the preceding election sign the petition. In the last election only 1,209 votes were east, there being so fight, and the goal is not far to reach. Copy of Petition.

The petition, addressed to John W. Wilson clerk of record of the City of

Charlotte, reads: We, recognized electors, who reside in the City of Charlotte, and who are entitled to vote for the successor to the present incumbents holding the respective offices of mayor and commissioner of finance, commission of publie safety and commissioner of public works, under and by virtue of the authority conferred in us in accordance with the public laws of 1907, entitled, 'An act to provide for the government of cities, towns and incorporated vil-

"And more especially as described in Chapter 5, entitled, 'Recall of officials by the people, hereby and herein petition you by virtue of your office to recall and order an election in such cases as is made and provided for the purpose of removing from office Frank R. McNinch as mayor and commissioner of public finance; George A. Page, as issioner of public safety. and Arthur H. Wearn, as commissioner of pub-

The grounds upon which the said removal is sought is as follows: 1-That the said incumbents are in competent and inefficient in the dis-

charge of their public duties. ful and inespable of performing and discharging the duties and responsibilities of their respective offices.

Some Cars Operated.

For the first time in the more than

three weeks of the strike of street, car men and electrical workers who are demanding recognition of their unions and the submission of other to arbitration, the street cars were operated without molestation today. A

WILSON PLANS TO SPEAK IN FIFTY CITIES IN BEHALF OF PEACE COVENANT AND LEAGUE

Itinerary of "Swing Around The Circle," Which Will Extend To Pacific Coast Will Be Announced Today; Will Not Review Pacific Fleet As First Planned

Washington, Aug. 27.—The itinerary ble Secretary Tumulty said, the Presiof President Wilson's "swing around the
circle" with addresses is behalf of the
pesses treaty is at least fifty of the principal cities of the country is expected
in St. Louis.

After weeks of uncertainty concerning the proposed trip, whic' will extend to the Pacific coast, definite announcement was made today that the President would leave Washington as soon as arrangements could be made. It was intimated that the start might be made within ten days or two weeks. Will Not Review Fleet.

When this announcement was made, it was understood by White House officials that the review of the new Pacific fleet at San Francisco originally set for September 2 or 3, had been postponed until September 15, and Secretary Tumulty said he believed the President would be at the Golden Gate by the latter date to take part in the ceremony Late in the day, however, Acting Secretary of the Navy Roosevelt announced that the review would be held on Sep-tember 1. This was decided upon, he said, when the President several days ago had requested that plans for the review go forward without reference to his trip to the Pacific coast.

According to plans now being worked out in connection with the itinerary President Wilson will spend twenty five days laying before the people of the country his reasons for the immediate ratification of the peace treaty

without change.

May Meet Pershing Later. Although the President desired Although the President desired to greet General Pershing on his arrival at New York early next month, he

Some changes have been made in the itinerary as originally made when President Wilson was in Paris, but it was said that his purpose not to stop at Chicago had not been changed, but he may speak in the Middle West at Columbus and Cincinnati and St.

While the itinerary was not com pleted tonight, it was regarded as almost certain Mr. Wilson would speak in Sioux City, Iowa; Minneapolis or St. Paul; Bismarck, N. D.; Billings and Helena, Montana, then swing down the Pacific coast states and after reaching San Francisco, come home by the Southern route, making addresses on the return.

When Treaty Goes to Senate. Under the present plans of Senate leaders, Mr. Wilson's departure will follow closely submission of the Foreign Relations Committee's report on the treaty, and his appeal to the country for ratification will be coincident with the Senate debate on proposed amend-

ments and reservations. Just how far the Senate developments have influenced the President's plans is not revealed, but it is known that he frequently has discussed his proposed trip with his advisers in connection with the Senate situation.

In the opinion of some Senators on both sides of the treaty fight, the aggressive stand taken by the committee in adopting textual amendments to the treaty has provided a definite issue which may have had some connection with aunouncement of the President's

Gathered Enough Momentum For Immediate Purchase

Washington, Aug. 27 .- Prices are beginning to turn downward in various parts of the country, but the slump has not yet gathered momentum sufficient to affect purchases being made for immediate use, according to reports to the Department of Justice.

Attorney General Palmer asked today how soon results could be expected tions largely, it was stated by one of from the campaign to reduce the cost of the circulators visiting railroad men living, the outcome of which railroad They are opcharge the disorders to some extent to creases, said all the government wanted administration methods, administra-tion's support to the importation of s rike-breakers, and allied support to out of the market. He said officials the public utilities company. Mayor were well pleased with the success so McNinch, personally, declares in favor far attained and that cumulative results of the right of the union men to rec-ognition from the Southern Public Util-amendments to the food control law. ities Company as first signer of the by which criminal penalties can be im-

long," Mr. Palmer said. "For instance. Utilities Company, with having acted we are making progress in obtaining in fear of the organization which he is promises from shoe manufacturers as to fixing a limit beyond which prices Propagands, which apparently is na-

tion-wide, on the part of shop keepers seeking to induce purchases now on the pretext that prices will be materially higher next season, was condemned by Mr. Palmer as one certain thing which heeded. His attention was called advertisements in various papers in which it was stated that straw hats. clothing and other non-perishable artieles should be bought before next year's prices become effective.
"It is very unfortunate that som

merchants take that attitude and we have been studying the situation," the said. "Extensive Attorney General purchases now, reducing the supply and increasing the demand, would make their predictions come true, whereas we hope for a normal price level if the people do not stampede into a buying

RESULTS OF CONGRESSIONAL PRIMARY IN SOUTH CAROLINA

Columbia, S. C., Aug. 27 .- Practically complete election returns from the Sixth and Seventh Congressional District elections held yesterday pet George Bell Timmermann, of Lexington, and E. C. Mann, ct St. Mathews, in the second race for the sent vacated by Congress-man Lever, and P. H. Stoll, of Kinga-tree, and E. J. Sherwood, of Couway; in the second race for the seat made vacant by the death of Congressman Rags-

Report Highway Bill Favorably. Richmond, Va., Aug. 27,-After eral hours of discussion tonight the Senate committee on roads voted to report favorably the State highway bill essentially as it pussed the House on the previous day. The committee re-fused to cut the salary of the State highway commissioner to \$3,000 mini-mum as the House bill provided. It concurred in the amendu ent to give people living along a highway to be improved the right to be heard on the

Italian Steamer Aground. Pensacols, Fla., Aug 27.—The Italian Pennacia, Fla., Aug 27.— The Italian steamer Nottuno, ran aground on a sand bar near the cavy yard here ket night and could not be floated today. The vessel which was en route to Italy, lies easy with the weather clear.

OTHER CITIES DUF

Movement, However, Hasn't Attorney General Palmer Says Prohibition Law Will Be **Enforced Strictly**

> Washington, Aug. 27.- Recent arrests in New York for violation of the protorney General Palmer announced towho thought the law enforcement ac- reasoning. tivities of the Department of Justice had they were mistaken.

thought we were so busy with reducing prices that we could not see anything else," Mr. Palmer said with a smile We are going to change that condition. The people out where the fields are green are obeying the law because it is the law, while in the cities there apparently is an attitude that prohibition can be evaded. We will show them differently

Saloon Keepers Principally. Mr. Palmer expressed the opinion that the chief offenders against the prohibition law would be found to be saloon keepers who have maintained heir organization intact in the hope of 'he raising of the war-time bon before constitutional prohibition makes the coun-

try permanently dry.

Enforcement of the war prohibition is being conducted entirely by the Bureau of investigation of the Department of Justice. Constitutional prohibiton, however, will be enforced by a staff of men in the Department of Justice and the Treasury Bureau of Internal Revenue entirely separate from the work of those governments agencies, Complete divorcement of prohibition work from all other activities is planned.

Plans for Enforcement. In the Department of Justice a new bureau will be created and special men recruited, who have had experience in the enforcement of liquor laws,

Commissioner Roper plans to point a new deputy commissioner of internal revenue who will have charge of prohibition work, and he will have under him special deputy collectors in search of internal revenue districts and a carefully chosen field force.

Enforcement legislation now pending in Congress would make the Depart-ment of Justice and the Bureau of Internal Revenue jointly responsible for prohibition enforcement, with an appropriation of several million dollars

Charges Discrimination In Oil. Washington, Aug. 27.-Charges that the Interior Department was discriminating in the West against American oil interests in favor of English oil and potash interests were made in a telegram read in the Senate today by Senator LaFollette, Republican, of Wisconsin, during an attack on the oil, gas and coal land leasing bill. The telegram was dated Los Angeles, and was signed by D. J. Grauman, E. N. Bouthe, Edgar Temple, George Lepage and Ben Mc-Lendon, designating themselves as "committee on legislation." Senator King, Democrat, of Utah, de-

ended Secretary Lane and the Interior Department.

Weather Unusually Cool.
Washington, Aug. 27.—The cool wave extending over the country east of the Mississippi river, and which is almost unprecedented for this time of the year, probably will continue for a day or two, it was said today at the Weather Bureau. It results from high pressure over the plains states.

Minority Report of Committee Claims It Accorded With "Civilized Warfare"

JUDGE W. P. BYNUM OF GREENSBORO SIGNS IT

Committee On Military Law of American Bar Association Submits Report Urging More Lawyers in Military Trials But Oppose Enlisted Men's Service in Court Martials

Baltimore, Md., Aug. 27.-Execution by the Germans of Miss Edith Cavell, the English nurse, which aroused the indignation of the allied world, was in accordance with the laws of "civilized warfare," according to a minority report of the committee on military law of the American Bar Association, made public here today, advocating abolition of the death penalty for women convicted of infringing military law. Both majority and minority reports were prepared by the committee, which was appointed to investigate court-martials and suggest reforms in military law.

The reference to the case of Miss Cavel was made by S. S. Gregory, of Chicago, chairman of the committee, and was concurred in by Judge William P. Bynum, of Greensboro, N. C., the other minority member. In his report Mr. Gregory said:

In Accord With Law pathetic and appealing victims of the great war, whose unfortunate fate has aroused the sympathy and excited the indignation of two continents, has led me to the conclusion that she was executed in accordance with the laws and usages of what we are pleased commonly to refer to as civilized war-

This being so, it has seemed to me quite inconsistent with our condemnaretain in our own system of military justice those provisions of law which justice those provisions of law which were relied upon by the German military authorities is ordering her execution. The mere fact that her trial was attended by the brutality and daplility which commonly marked the exercise of military power by the German command, does not after this aspect of the case. This is not a subject noon which I do. hibition law will be follo ed immediately by "clean-ups" in other cities, Attorney General Palmer appropried to one as to which the impulses of the heart can much better be relied upon day. He declared that liquor dealers than any sophisticated and artificial

"For us to take any other course, it been laid aside for the high cost of liv-ing investigation would be shown that authorities in this regard, and to waris inspired rather by the fact that they, our enemies, were responsible for it as well as sympathy for a gord and worthy woman, than any well considered judgment in the matter. Majority Cannot Concur.

The majority of the committee, Andrew A. Bruce, of Minneapolis, Martin Conroy, of New York, and John Hinkley, of Baltimore, declared they could not concur in the suggestion of Mr. Gregory that there should be a provision prohibiting the death penalty in the case of women spies.

"It would certainly be inadvisable unless such a provision were in the codes of all the nations with whom we would be likely to be at war," they said. "We could not afford to be thus handicapped. We agree thoroughly that the penalty should not be inflicted except in the most extreme cases, but that it should be abolished entirely we connot agree. Experience has shown etts for the first time in nearly three that on account of the sex lure women are the most dangerous of all spies, and our chivalry towards some should not allow us to jcopardize the national cause or the lives of thousands of the sons of others."

Want Lawyers in Army. The majority also declined to concur in recommendations of the minority that enlisted men sit on courtmartials and that special courts be shandoned. The majority report asserted that although "we believe some changes should be made, we are satisfied that the errors which were committed during the recent war and the excessive penalties which were no doubt often imposed, were due largely to the inexperience of those in control and to the fact not only that we had of necessity to train an officer class overnight for our volunteer army but that our practice in the past of scattering our regular army, divided into battalious, companies and even smaller units over the country had made it impossible to train properly even our West Point officers."

"We are thoroughly in accord," majority report continued, "with the am quite certain, however, that Conidea that there shold be with each di- gress will not accept the Plumb plan vision, brigade and perhaps regiment, or favor government ownership of the a thoroughly trained military lawyer common carriers. with the rank, perhaps of a licutenant colonel, who should serve either as a presiding judge or as adviser at all court-martials."

The members also favored having a lawyer on court-martial, saying that President Judge Advocates should be appointed by the President with the rank of major or higher who should be lawyers of suitable qualifications." Need More Adequate Defense.

The majority members report recommended that more care should be taken

in obtaining counsel for accused sol-"We are not satisfied that the fendants have not been guilty in the eases which we have examined," it said. "We are antisfied however, in many of them that they were not adequately de-

(Continued on Page Two.)

AMERICAN SECRET AGENT AND TWO GERMAN SPIES THAT HE CAPTURED



(3) Dr. Paul Bernard Altendorf, U. S. Military Intelligence Officer, who served as a German Captain and as a Mexican Colonel. He says he prevented invasion by Germany in 1918 and warned country of submarine raids. (1) Lathar Witcke, who, he claims, blew up Black Tom Island near New "A careful consideration of the case Witcke, who, he claims, blew up Black Tom Island near New of Miss Edith Cavell one of the most York and caused other explosions. (2) Kurt Jahnke, head of the German Secret Service in Mexico, who did important work for the Kaiser in Turkey and Mesopotamia, and operated in U. S. before we declared war.

SENATOR WALSH TO COMBINE PLANS OF DELIVER ADDRESS CONTROL, HE SAYS

Fill Engagement at Laurinburg Tomorrow

CONGRESSMAN HEFLIN UNABLE TO BE PRESENT

Claude Kitchin Gratified Over Stand Taken By President Wilson in Wage Controversy; Doesn't Know What Congress Will Do With Rail roads

> The News and Observer Bureau. 63 District National Bank Bldg. By S. R. WINTERS.

(By Special Leased Wire.) Washington, D. C., Aug. 27 .- The citizens of Laurinburg, N. C., Scotland tion was offered today as solution of the tunity to complete the report to county, drew a lucky number today when Senator David L. Walsh, of Massachusetts, agreed to make a speech on August 29 to the returning soldiers of the Sandhill section. He will fill the engagement of Representative Thomas appeared before the interstate com-Heilin, of Alabama, who was forced to duclino because of an urgent engagement to open the political campaign in Alabama to name a successor to the late Leprerentative Burnett.

Winning a sent in the United States Scuate as a Democrat from Massachusquarters of a century, Senator Walsh is looked upon in Washington as one of the marvels of political life. Although Massachusetts elected a full Republican State ticket, Senator Walsh received a majority of twenty thousand over his Rejublican opponent. He first aspired to public office in 1899 when he became aroused over the labor conditions in the construction of Boston water avatem. He made the topic an issue in a successful campaign that gave him a sent in the State General Assembly, Senator Walsh is 46 years old and is unmarried. He is a lawyer and prior to being governor was lieutenant gov-

governor of Massachusetts. Laurinburg ean congratulate itself

Kitchin Is Gratified. "I am unable to forecast what dispo-

sition Congress will make of the railroads," declared Representative Claude not exceeding the return during federal Kitchen in an interview to the News control while others would have due and Observer correspondent today.

position taken by President Wilson in connection with the wage controversy between the government and the railroad shopmen. I am glad he sis now insisting on the legislation he suggested a few weeks ago in a letter to members of Congress."

Assigned to Colorado.

Major J. Simmons who has been stationed at Walter Reed Hospital for the past year, left today for Durham, where he will spend a vacation of two months. Upon the completion of his leave of nence he will go to Denver Col., where he will be stationed as a represenfative of the War Department. His mother, Mrs. J. S. Simmons, and sister, Miss Nell Simmons, who

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Massachusetts Statesman Will Federal Judge From Massachusetts Proposes Federal Railroad Company

> HE WOULD GIVE BROAD **POWERS TO CORPORATION**

Labor Would Be Given New Equal Representation Along signed at the point of the bayonet." With Capital and Public

railroad problem by Judge George W. Anderson, of the United States District court, Boston, a former member of the interstate commerce commission, who

erco committee.

Formation of a federal railroad comsingle national highway and carrier sysson, who admitted his plan contained of several Republicans tomorrow. no element not already presented in essence but was a combination of elements that "is radically new."

Give Labor New Status. Labor would by the proposals of the witness have a new status and responsibility including profit sharing, but strikes would be illegal. Along with pear. capital and the public, labor would have equal representations on the board of directors selected to manage the roads, today on the treaty, announced he Rates would be initiated on the service at cost principle by the federal company, subject to approval of the interstate commerce commission; states would deal with purely local questions, such as com-Senate served two successful terms as safety precautions.

Present owners of the carriers by his and guaranteed by the government, heard, and stockholders in regular dividend paying companies would be permitted to exchange their holdings on a basis process of law. Stockholders in the new company, Judge Anderson proposed, economy and progress by authorizing a dividend in excess of the standard one "I was very much gratified at the and pro rata issues of new stock at

Should Protect Public.

Public interests, his plan held, shoulde secured against undue capital charge by limiting a majority of the capital in the new company to bonds, issued at the The government was anxious to lowest available interest rate. Stock another speaker when Paul Deschanel, certificates of the federal company, he proposed, should contain provision that they might be taken over at any time by the government at par and the accrued standard dividend.

Government control of the railroads during the war was defended by Judge Anderson, who asserted that under such control there was "less failure in the railroad business than in any other big industry," a statement which he recognized was "inconsistent with a predicted public sontiment."

SENATE **debate o**i BITTEREST

Senator McCumber Denounces Fall's Statement As "Unqualifiedly False",

DENIES HE JUSTIFIED ACTION OF GERMANY

New Mexico Senator Charges Fellow Republican With Defending Shantung Provision: Latter Calls Attention To Pledge Made By Japan To Return Province To China

Washington, Aug. 27 .- Senate debate on the peace treaty rose to the bitterest point today since the document was presented by President Wilson.

Facing at a distance of a few feet, Senator Fall, Republican, of New Mexico, who had just asserted that Senator McCumber, Republican, of North Dakota, had in his address yesterday on Shantung defended on the ground of justice the award to Japan of "goods stolen from China," the North Dakota Senator declared the assertion was "unqualifiedly false," and that he had not justified Germany's action.

This brought a quick retort from Senator Fall that Senator McCumber had defended the Shantung provision and had claimed that Japan had the right to take Shantung. By this time both Senators had raised their voices to high pitch and were pounding their desks. Senator McCumber, replying, shouted to Senator Fall that Japan de rived the right to Shantung under a solemn pledge to return it, "but you leave that out of your statement," referring to the assertion regarding Japan's unqualified right.

Another Republican Favors It.

Previously Senator Fall who was defending the action of the Foreign Relament to give German rights in Shantung to China instead of Japan, was inferto China instead or Japan, was inser-rupted by Senator Nelson, Republican Minnesota, who declared that if the com-mittee had made "mines meat" of the treaty the Senate, would brush the ac-tion saide. When Senator Pall said he would not eater into discussion with he would not enter into discussion with the Minnesota Senator because of the Intter's age, Senator Nelson responded that the Senator could consider him "the youngest man in the Senate," and as one who was "neither in his second childhood in this matter nor in the

Mexican matter." Further defending the committees' vote on the Shantung amendment, Senator Fall said he was weary of some Status and Responsibility, who wished to make the nation accept the trenty "just as it came from the Including Profit Sharing, But White House typewriter with ne more Strikes Would Be Illegal; consideration for the American people than was shown the Germans v

Continue Hearings Teday. The Poreign Relations committee in meeting preceding the Senate session. Washington, Aug. 27.-Railroad reor- was unable to proceed with its considganization under a plan combining "the eration of proposed amendments and most desirable factors" or both govern- will begin tomorrow an extended schedule of open hearings. It is understood ment and private ownership and operathat the leaders expect to find oppor-Senate by the end of next week.

Another development in the Shantung question was the beginning of an attempt by the group of Republicaus who have agreed on a set of reservations to the League of Nations covenant to get together on a reservation expressing pany, with broad powers including emi-nent domain to take over existing transportation facilities, so as to provide "a be proposed as a substitute for the For-single national highway and carrier syswas advocated by Judge Ander- ment, will be discussed at a conference

At tomorrow's session the committee will hear a delegation of American negroes regarding the disposition of Germany's African colonies. Representatives of the Equal Rights League and of the League of Darker Peoples of the World are among those expected to ap-

Senator Owen, Democrat, Oklaho who had expected to address the Senate would not speak until next Wednesday.

SLOW PROGRESS MADE IN PARIS TREATY DISCUSSION

Paris. Aug. 27 .- (By the Associated Press.)-Slow progress was made in the Chamber of Deputies today in its conplan, would be protected in that all value sideration of the German peace treaty. upon being able to command such a and properly outstanding bonds would The chamber voted to adjourn until tobe assumed by the federal company, morrow after three speakers had been

Today's debate on ratification of the treaty was as uneventful as that of yesterday. Only three deputies spoke, M. DeJeante, Margaine and Beneist. The latter who is the political editor of the Revue Deux Mondes, criticised the league of nations, saying there will would have an incentive for efficiency, have to be a change in human nature before the lengue becomes possible. The six deputies who participated in the debate yesterday and today all criticized the treaty lengthily, but concluded by declaring they would vote for ratific tion.

Premier Clemenceau and all the ministes remained thoughout the sem president of the chamber, put to a vers whether the House wished to adjourn or continue. The majority preferred adjournment until tomorrow.

Coverament May Operate Lines.
Los Angeles, Cal., Aug. 27.—"Unless there is decided improvement the government will take steps to sperate the tines," said a statement concerning the tines," said a statement concerning railroad strike received from Wa Stone, chief of the locomotive gineers, and made public here tonig

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