

PRISON BOARD MAY GET VINDICATION

Is Foreshadowed in Unfavorable Report On McCain Resolution By Committee

Legislative approval of the action of the directors of the State Prison is not awaiting the present penitentiary as ordered to do by the General Assembly of 1919 was foreshadowed last night by the Senate Committee on Penal Institutions. The committee by a vote of ten to two ordered an unfavorable report on the McCain resolution de manding an explanation of the failure of the prison authorities to comply with the law and at the same time man ufactured a favorable report on the bill, which has already passed the House, repealing the same law, and permitting the Prison to remain where it is.

Senator McCain appeared before the committee in support of the resolution and urged that the committee report it favorably, in order that there might be some record of the reasons for the failure to comply with the enactment of the last General Assembly. He accepted the amendment striking out the preamble which was offered on the floor of the Senate by Senator Nash.

Ex-Senator Frank Gough, of Robeson, appeared before the committee as the setting chairman of the Prison and sub mitted a written answer to the resolu tion, signed by himself, W. M. Sanders, A. A. Smith and B. F. Shelton for the board.

Reply to Resolution. The direct reply to the resolution fol lows: "Authority for transferring was given, but means enabling the transfer was not provided."

"The law has not been enforced nor the means of the law provided. Neither the money nor means have been sufficient. With an appropriation of only \$100,000 and this at a time when everything was up to apex of high prices it was simply impossible to carry out the provision or require ments. The old property could not be delivered to the Insane Hospital until a new penitentiary was erected."

"Your board begs to advise that it has not made suitable provisions but desires that it has failed to make ef ferts. It is a fact that we sold the Calcedonia Farm as provided by law and bought a smaller farm near the city of Raleigh and within three miles of our Central Prison. This farm had to be prepared and put in condition for cul tivation, taking much time and labor. We placed order for brick machinery, which order was delayed five months. This brick plant has now been installed and about 300,000 brick made. A saw mill has been bought and put in operation and much lumber sawed. Houses have been erected for the farm superintendent, assistants, guards, etc. Short term prisoners are kept on the farm in barracks built by the government and long term prisoners are kept in the Central Prison, which can be reached in about fifteen minutes."

The report continued with more de tailed explanation of the actions of the board, it being set forth that the board had frequently consulted with the Governor, the Attorney General and the State Treasurer and its acts had been approved.

The report also stated that at the time the law was passed it was not known that a suitable farm could be purchased near the city of Raleigh. Mr. Gough stated that further investigation had convinced him that the present location of the Prison, between two rail roads, is not suitable for an insane asylum and that Dr. Albert Anderson, superintendent of the State Hospital, had reached the same conclusion.

As a further explanation of the financial difficulties encountered, the report stated that a loss of \$120,000 was caused at the Calcedonia Farm by the flood of 1919, and that the State Treas urer had reported that the necessary money to build a new prison could not be borrowed at an interest rate of less than seven per cent.

Born—A Son. Born February 23 to Mr. and Mrs. J. E. Boone, of this city, a son, J. E. Jr.

Author, Preacher and Lawyer Take Off Gloves In Debate. (Continued from Page One.)

the proponents and former Senator Lindsay Warren appeared as attorney for the opponents of the bill. Mr. McCain engaged Mrs. Henry Perry, of Henderson, the first speaker, and after that, Mrs. C. C. Hook, president of the State Federation of Women's Clubs, representing a membership of twenty thousand women. The crowd evidently waiting for the opening of the big at tack. Then Dr. Barber began, and with his first sentence riled Dr. Dixon.

"We don't expect a man who has given up the ministry and gone into the moving picture business where the pictures are greener to be for censorship," he declared. Dr. Dixon, sitting not six feet away, yawned deeply, but said nothing. He wrote down some thing on a paper, and his pencil was busy throughout Dr. Barber's speech.

The Christ Church rector read mem orials from several church organizations, demanding relief from the ridiculous at tack that are being thrown everywhere. Then he attacked the National Board of Review, which Dr. Dixon had de fended last week as a disinterested or ganization formed to pass on all pic tures.

Rector Answers "athetism." "It is appointed by the picture man ufacturers themselves," he declared, "and who can expect relief from an or ganization that is owned and paid by the men who make these immoral pic tures?" He read a comparison of views as expressed by the judgments of the National Board and the Penn sylvania Board of Censors.

But in the last portion of his speech Dr. Barber announced a withdrawal. He had an arsenal of moving picture advertisements, cut from local news papers, and from local newspapers. He read them all, with pauses to direct the at tention to their iniquity. He partic ularized on "The Devil's Garden," and other so-called pictures that have

been in Raleigh. He was applauded with vigor. Dr. Dixon declined any intent to impugn motives, regretted that he was unable to have the last word since he was the only speaker for the opposi tion. He didn't know what Mr. Meekins was going to say, but he knew that the Elizabeth City lawyer would make a lot of noise. He had not been paid to come to Raleigh, but he was there in speak for the Authors' League, which, he said, was to a man, opposed to cen sorship. And then he turned to Dr. Barber.

Quit Ministry to Write, Dixon Says. "I left the ministry 25 years ago, before the moving picture was dreamed of," he declared. "I left it under an irresistible impulse to write—to write the story of the sufferings of your fathers and mine, so that the people of North and the world might know what we have suffered. I am not in terested in any moving picture, except for my one-fourth interest in 'The Birth of a Nation.'"

And then a brief attack upon the censorship bill, before he returned to Dr. Barber to denounce as false the statement that he had made. He de clared there was no reason for the exis tence of such a bill. The moving pic ture as it is known today is not in decent, immoral or sacrilegious, he as serted.

"I deny your statement that they are, I impugne it, I denounce it, it is false, he stormed at Dr. Barber. "Name the things you know of that is any of these things."

The suddenness of the attack left the rector somewhat at loss for an answer. Dr. Dixon stood waiting for an answer and Dr. Barber turned a deep red in his embarrassment. There was a tensely dramatic silence.

"Why—why—'The Devil's Garden,'" he replied. "How do you know it was rotten?" pursued Dr. Dixon.

"I didn't see it, but—" "A-h-h" remarked Dr. Dixon, lifting his hand high above his head. The gal leries roared with laughter and it was a full minute before any semblance of order was restored.

Another roar of applause and laughter drowned her voice, and above the tumult rose the voice of Dr. Dixon.

Dixon Hits Ova Censor. "Well, I have never seen it. I do not go to see such pictures, nor do I allow my children to see them," he shouted, and the galleries roared again. Dr. Dixon then went back to the sub ject of the need of censorship and stated that until he had worked around to the National Board of Review, which he said was ample for all needs of moving picture regulation. Again he turned to Dr. Barber, who had regained his composure.

"You said a little while ago that the National Board of Review is owned and appointed by the producers. Did you say that?" "I did," replied the rector.

"Then retract it—it is not so," he thundered at the preacher. "He said it was self-perpetuating," protested Dr. Barber. The galleries were again roaring.

"It is not true, it is false, I deny it, I impugne it, I denounce it," Dr. Dixon went on, pounding his fist in a hand extended toward the preacher. "You know, or you should know, that the National Board of Review is appointed by the People's Institute of New York, the greatest welfare organization in the world. The moving picture pro ducers have nothing to do with it."

Appeals To Prejudice. The storm passed as quietly as it had arisen, and Dr. Dixon went after the rector no more. He returned to the bill, and spent the remainder of his time denouncing it. He appealed to the prejudice of the committee against Thomas Stevens, a man of Penn sylvania, whose the present bill was bor rowed, cited instances after instances of the workings of the law in that State, declared that the cry for censorship was as itch, and that the proponents were suffering from a contagion that would spend itself. He went back over his tory of religious persecutions, which he said was an earlier form of censorship. He declared that no law could define what was moral, religious, or obscene.

In parting he appealed to the Demo crats of the State, to kill this thing which goes back to the tyranny of the middle ages.

Then Meekins was up and at Dixon. Meekins Comes Back Strong. "There is nothing new in the speech that you have just heard," he told the assemblage. "He made it here in this very hall 36 years ago, when Henry Groves Connor, now our most distin guished judge, then a member of this House, offered the measure that Dr. Dixon is now trying to hide under—the law against having or printing or cir culating any picture or reading matter that was immoral, obscene or sacrilegious."

"He made that same speech that you have just heard against the Connor bill, and you can read it if you will go back to the minutes of that session. He re corded himself on a roll call vote against the very bill that he is now pleading as sufficient for all the control that is needed for moving pictures. He now approves of the bill that he fought then, but he makes the same speech against moving pictures that he made then against printed pictures."

The throng caught the drift of Meekins' speech and it howled and howled. It looked as though he might not be able to continue. He had taken careful notes of the pleadings of the author, and one by one he took them up and tore them to pieces, to his own satisfaction and the satisfaction of the proponents of the bill. He brought in Thomas Nelson Page, an author, whom he said Dixon hates, but brought him in with a defiance that hardly left room for a counter-attack.

Ridiculous Dixon's Arguments. He laid hold of Dixon's argument that moving picture producing is a new art, and an abundant ridicule that kept the galleries in a furore he pursued the art theory implacably. He took hold of the author's reference to the itch and ridiculed that. "And he says that God never made a man big enough to censor anything! Maybe God made Moses a little less big than Dr. Dixon."

"The moving picture manufacturers don't give a tinker's d-d about your boy," he thundered, turning to the gal leries where the tremendous genera tion was feminine. "But the good, true womanhood of North Carolina, which loves its children more than it loves art, will demand of you that you give them protection from this silly flim that is hung on the screen in every town in the State."

Syrian Testifies Regarding Scheme To Secure Goods

(Continued from Page One.)

Nassar continued, a number of de liveries of the merchandise he pur chased in New York and secured on open account through the mails were made to the Farfour stores Nos. 1 and 2. He said that about \$4,500 worth of goods were carried by Joseph and him self to store No. 3, and over \$3,000 worth to store No. 4.

Business Closed Out. Nassar said that his plans of business was closed out under execution on Oc tober 7, and that his homestead was set aside. He said that Joseph bought the stock remaining for \$350, but that an inventory taken by Chikley N. Hatem, also one of the defendants, and Joseph and himself, after the failure, showed a stock of approximately \$5,400. He added that the stock remaining and the \$1,800 of goods delivered to store No. 3 totaled \$7,488 and under the agree ment Joseph was to get one-third, which left \$4,492 in merchandise to Nassar. Nassar admitted that \$3,000 was to be deducted for other obliga tions, and he was to actually get \$1,292, but stated he never got anything.

Questioned by the District Attorney as to what became of the notes and mortgage, Nassar testified that Joseph at first refused to surrender the docu ments unless Nassar signed a statement saying that he paid Joseph in cash in stead of in merchandise, Nassar stated that he refused to sign the statement, and that Joseph later returned him the canceled notes and mortgage.

Nassar admitted writing letters for the Fashion Store at Princeton at the request of Joseph, the missives being addressed to merchandise houses. He said that while at Lambert he also wrote letters for the Fashion Store at the request of Joseph.

Cross-Examination Begins. Judge W. E. O'Brien, of Goldsboro, then began cross-examination of the witness, bringing the admission from Nassar that he failed in business at Greensboro and New York. He asked him to state what he did at Greensboro and New York.

Justice W. P. Stacy Files First Opinion. The North Carolina Supreme court bench, figured in the first batch of opinions filed by the court for the spring term yesterday and his opinion in the case of the Richmond Cedar Works vs. T. H. Stephens et al., modified and affirmed the judgment of the lower court of Pasquotank.

Postoffice Inspector L. T. Yarborough, who figured largely in working up the case against the Syrians, was the first witness on the stand yesterday morn ing. Mr. Yarborough identified a num ber of letters alleged to have been written by Nassar at Greensville for Nassar, N. G. Ayoubis and A. Kall, and which were sent to several Northern mer chandise houses for the purpose of or dering goods. Mr. Yarborough also identified letters alleged to have been written by Nassar for The Leader at Goldsboro, all of which, Mr. Yarborough said, Nassar admitted writing.

Other Witnesses. Samuel Chugurman, of New York, who said he was office manager of the Ruby Costume and Dress Company, testified to receiving letters from the Dandy Store, of Princeton, and of making a c. e. d. shipment of goods totaling \$279.50, on which \$100 was paid when the goods were delivered by parcel post. He testified further that C. N. Hatem a year later remitted \$19.33 on the account, and the balance has remain ed unpaid to date. The witness identified all correspondence passing between the Dandy Store and his firm.

After the dinner recess Mr. Yar borough was recalled to the stand to identify a letter purported to have been written the inspector by Hatem, in which the writer asked for an appoint ment.

Charles Holt, postmaster at Prince ton, testified as to handling mail for the Dandy Store and identified Hatem as the man who mailed and received letters at the Princeton postoffice. The witness asserted that as far as he knew

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As there are numerous coconut oil shampoos, be sure to get the genuine medicated shampoo and tonic com bined by specifying "Amproco" and ac cept no substitute. Amproco's guaran teed satisfactory or money refunded. See all drug stores. (Adv.)

Hatem did not live in Princeton and that there was no such store as the Dandy Store.

R. V. Hiersen, who was agent for the railroad express companies in De cember, 1919, testified to delivering packages for the Dandy Store, and of returning several packages which were never called for. He said he knew of no store in Princeton called the Dandy Store.

Propose Six Year Building Pro gram As Tribute To Graham. (Continued from Page One.)

ple is not only counselling liberality but is demanding it.

Mrs. Hook spoke out of personal knowledge of conditions at the Uni versity of North Carolina when she pronounced the crowding of three or four students together in rooms in tended for one or two as shameful. She told the committee that she was the mother of a boy, who is occupying one of the beds that must be piled one on top of another to make room for study activities, that she herself had seen these things, and while her own son would be gone from the institution for the building program proposed could be put into effect, she demanded relief from these conditions in the names of mothers of the thousands who will follow.

J. E. Latham, of Greensboro, promi nent business man, made a powerful impression when he recounted his own early youth without the advantages of school, and appealed for the advantages he had missed for others. He con fessed quietly that he was not speaking for his own son. He had no son to speak for. The boy of his own blood was killed in France but he was none the less strongly in favor of a liberal educational policy.

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Money Refunded if Any Cough Or Cold, No Matter Of How Long Standing, Is Not Relieved After Taking Accord ing To Directions.

FINE FOR BUILDING UP THE SYSTEM AFTER COLDS OR THE FLU.

Of all known drugs, Creosotes is recog nized by the medical fraternity as the greatest healing agency for the treat ment of chronic coughs and colds and other forms of throat and lung troubles. Creamulion contains, in addition to creosote, other healing elements which soothe and heal the inflamed mem brane and stop the irritation and in flammation while the creosote goes on to the stomach, is absorbed into the blood, attacks the seat of the trouble and destroys the germs that lead to consumption.

Creamulion is guaranteed satisfac tory in the treatment of chronic coughs and colds, bronchial asthma, catarrhal bronchitis and other forms of throat and lung diseases, and is excellent for building up the system after colds or the flu. Increases appetite and body weight. Ask your druggist.—Adv.

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very involving three tracts of land in the counties of Pasquotank, Perquimans and Gates, and the plaintiff had recovered judgment for the land in Pasquotank. By virtue of the court's opinion, the plaintiff is entitled only to a 200-acre tract of land that lies wholly in Pasquotank county.

The opinions filed by the court yesterday follow: Paul vs. Burton, Beaufort. No error. Winder vs. Pettinam, Pasquotank. Reversed. Armstrong vs. Deaman, Pasquotank. Affirmed.

Cedar Works vs. Shepard et al., Pasquotank. Modified and affirmed in full ap peals. Brown vs. Owens, Chowan. New trial. Churchwell vs. Churchwell, Wilson. Error. Becton vs. Goodman, Curran. No error.

MILLIONS OF PELTS TO BE SOLD IN ST. LOUIS. St. Louis, Mo., Feb. 23.—Millions of pelts, valued at more than \$15,000,000, were thrown on the market here today at the opening of the winter auction sale of the International Fur Exchange.

The sale will continue through March 5. It originally was scheduled to begin October 4 and continue two weeks, but was postponed until Feb ruary 7, then until today, because, it was explained, of unsettled market.

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conditions, due, in part, to the recent strike of employees of eastern manu facturers of fur garments.

More than half the pelts to be dis posed of, it was said, will be sold in payment of indebtedness to the ex change. Several hundred dealers are debtors of the exchange. Albert A. Ahern, vice, president, amplified, be cause of inability to pay for com ments purchased at previous sales, due in the semi-demoralized market. Many of these firms are solvent, Mr. Ahern added, and the exchange merely will resell the assignments to take them off their hands.

Included in the lots to be sold are 3,025,000 musk, 2, 310,000 squirrel, 1,284,000 muskrat, and 228,000 opo sum. Among the more valuable furs listed are 275,000 Ermine, 6,700 Rus sian sable, 1200 silver fox, and 2,800 sea otter.

It is expected that more than 500 buyers, a number from many foreign countries, will attend the sale.

No Stop! Look and Listen! about POST TOASTIES THE SUPERIOR CORN FLAKES It's Begin! Eat and Finish! — says Bobby.

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