

THE WEATHER
Cloudy Friday, probably light rain; Saturday partly cloudy and somewhat warmer.

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SIXTEEN PAGES TODAY.

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POSTPONEMENT OF HEARING MAY HELP LINNEY ADVOCATES

Negro Opponents, However, Have 'Blood in Their Eyes' For State Chairman
IRVIN TUCKER SLATED FOR AYDLETT'S PLACE

Candidate For Eastern District Attorney's Job in Washington As Member of Linney Delegation; Charlotte Invites Harding To Deliver Independence Day Speech
The News and Observer Bureau, 603 District National Bank Bldg., By EDWARD E. BRITTON. (By Special Leased Wire.)
Washington, June 9.—Though Frank Linney remained in Washington today as did three or four of the members of the Linney delegation on hand to testify for the confirmation of Mr. Linney as district attorney of the Western District of North Carolina, there was nothing doing but a bit of after-math talk in the case. It is the general agreement that the negro opponents of Linney have "blood in their eyes" for the Republican State chairman who would have them frozen out from the ballot box, as they figure his policy. There was determination in their faces yesterday as they assembled in the judiciary committee room for the hearing that refused to "hear," and there was unanimity in the voices of all the members of the delegation when they declared "we will come back" when it was asked if they could return to Washington on the call of Senator Ernst.

Another Story Pops Up.
There is another story going the rounds, and that is that there is word sent from here to North Carolina to Frank Linney to have influence set to work to have a postponement of the hearing set for Wednesday, the inference being that the idea was that with continued delay the negroes would recede their position or at least get tired of waiting for a hearing and abandon the contest. It is known that this was the hope of Senators in States where the negro vote is a factor that counts. The matter is that the negroes came from former Senator Marion Butler that delay would be of advantage to Frank Linney. That Mr. Butler is keeping in close touch with the situation as it develops is certain. His office has been the calling place for many of the North Carolina Republicans during their visit here in the matter of the expected Linney hearing and he sees members of the Senate in reference to a disposition of the case which will cause the least friction and embarrassment to them and the Republican party. The Linney delegation that was here held to the opinion that Linney will be confirmed when the show down comes, and feel secure in the thought that President Harding and Attorney General Daugherty are going to back him up in the matter.

The white Republicans who were here are also of the opinion that the negroes were glad of the delay, that they found out with them, and that there is no more chance to defeat Linney, and that they hope the delay will enable them to turn up something further to use against him. On the other hand, the negroes declare that the evidence they have put into shape to present, the deductions that are prepared to draw from the Linney letter to the women of North Carolina, and the statement of Linney as to the confession to secure the matter that will knock out the confirmation of the man from Boone. But the forecast that I made of the probable vote some time ago still stands, dependent, of course, upon the continued support of Linney by President Harding and Attorney General Daugherty.

Tucker Also On Hand.
Irvin B. Tucker, of Whiteville, the secretary of the Republican State organization, the "Hog Combines" candidate for district attorney of the Eastern District of North Carolina, remained in the city today, having journeyed here as one of the Linney legions, and Frank Linney remained all night long in the city before leaving for North Carolina. Mr. Tucker is of the view that before 1923 gets here he will be on the Federal job in place of District Attorney E. F. Aydlett, of Elizabeth City, the Democratic incumbent. His understanding is that Attorney General Daugherty is to hold that what the completion of eight years of the position being filled by Democrats it is to be held as vacant, and that he will not hold in the last man on the job simply because he has not had four years, and then "out he goes" with Mr. Tucker as his successor, if the present plans make good.

There may be chance—though it is a slim one—for one of the North Carolina Republican applicants for a judgeship on the Supreme Court of the District of Columbia. Representative L. C. Dyer, of Missouri, today introduced a bill in the House providing for the appointment of two additional justices of the court, so that measure gets through there will be two places for J. J. Britt and Col. I. M. Meekins to take a whack at. But I opine that the Dyer bill will have a hard time in getting through. It is based on a declaration that there is such an accumulation of business in the district and that so much business comes to it, that two more justices are needed. There is no doubt but that Messrs. Britt and Meekins will agree that two more are badly needed. The Senate amendment to the original deficiency bill by which money out of

Religious Workers Submit To Charges of Kidnapping

James Sharpe, Who Was Given Bad Reputation in Halifax Court, Draws Maximum Sentence of 15 Years in State Prison While Alonzo Burlison, Jitney Driver, Gets Ten Years; Mitchell Sharpe, Admitted Accessory, Given One Year.

Halifax, June 9.—James and Mitchell Sharpe, twin brothers, formerly engaged as itinerant religious workers, and Alonzo Burlison, a jitney driver, submitted in Halifax court today to charges of kidnapping and were given terms in the State penitentiary by Judge Cramer. James Sharpe and Burlison drew sentences of fifteen and ten years respectively while Mitchell Sharpe, who was held for prosecution, was given one year in the State prison. The three men were held on charges of criminal assault on two Roanoke Rapids girls, Lilla Barkley and Anna Gillespie, and had been in the State prison for safekeeping since their arrest in South Boston several weeks ago. Lilla Barkley had gone with the men to South Boston under compulsion, she stated.

Submission In Surprise.
The submission of the plea by attorneys for the three men came as a surprise to the attorneys for the State. It had been expected that the trial would get under way tomorrow. The State put on witnesses to show the unsavory character of Jim Sharpe, but the testimony was not rebutted, and Judge Cramer gave him the maximum under the law for kidnapping. From the Charlotte Associated Charities was read a telegram stating that Sharpe had been guilty of horse stealing, of wife abandonment, of bigamy, and several other offenses of less degree and that he was wholly unreliable. The telegram also told of his alleged connection with the Salvation Army. Lilla Barkley, the fourteen-year-old Roanoke Rapids girl, who was carried by the three men to South Boston, Va., told a straight forward story of what occurred during the Sunday night and Monday that she was with the men and in the Virginia city. The defense made

Jury May Get Case of Peacock For Decision Before Tonight

Other Alienists Join in Testifying That Thomasville Physician Was Insane
SPECTATOR DIES IN COURT DURING TRIAL
Arguments By Attorneys Begin and Expected To Be Concluded During Today

Lexington, June 9.—Dr. J. W. Peacock, on trial for the killing of Chief of Police J. W. Taylor, of Thomasville, may know his fate at the hands of the jury of Rowan county by nightfall tomorrow. Evidence was completed at mid-afternoon today and Solicitor John C. Bower began the argument for the State, with Emory Raper, of the Lexington bar, following for the defendant. A. E. Holton, of Winston-Salem, retained in the prosecution by relatives of the dead man, was scheduled to follow Mr. Raper.

In opening the argument, Solicitor Bower declared, "We are trying the issue of whether the law is a respecter of persons, whether it applies with equal force to the rich and the poor, the educated and the uneducated, the doctor and the layman." He declared that several other doctors who testified in the case for the defendant had rushed to the physician's aid as soon as they heard he had killed Taylor.

State Concedes Threat.
Mr. Bower said the State conceded that Chief Taylor had sent Dr. Peacock word that he would break up the doctor's family and declared that this provided a motive for the killing. He ridiculed the idea that the brutal nature of the killing indicated insanity on the part of the defendant, and declared this idea was no more to be considered than the statement of Dr. Isaac Taylor, alienist of Morganton, that no doctor who was sane would do such an act.

Mr. Raper opened in a calm manner with the statement that the issue before the jury was whether or not Dr. Peacock was in his right mind when he shot Chief Taylor twice with a shotgun from his office and followed this up by shooting him four times more with a pistol. "In no land, under no law, is a man of unsound mind held responsible for his acts," declared Mr. Raper. The attorney conceded that Dr. Peacock was a man of unusually brilliant mind, a man of education and mental attainment and a very skilled physician. "He has lived in four different counties during nearly 46 years without a blot against him until this tragedy," said Mr. Raper. He recounted the threats testified to have been made by Taylor against the doctor and declared that while Dr. Peacock had confided to his family his dread of serious harm at the hands of Taylor, yet no threat against the police chief had passed the physician's mouth. "Taylor's threats did not cause Peacock to attack or kill him," fervently declared his defender.

Spectator Dies in Seat.
About noon today during a lull in the cross-examination of Dr. J. K. Hall, Richmond alienist, D. J. Lewis, a furniture factory employee of Thomasville, about 46 years old, a spectator at court, died in his seat in the courtroom. He was noticed in a state of collapse and borne hurriedly from the room, but was dead when a doctor reached his side in less than a minute. He was afflicted with asthma, which was supposed to have been the cause of heart failure.

STREET RAILWAY RENEWS PETITION FOR HIGHER FARE

Continued On Probation From January, City Must Show Why Not
C. P. & L. CLAIMS TO CONTINUE ITS LOSSES

Argument of the case will take place before the Commission at 3 o'clock this afternoon, with City Attorney John Hindsdale, Jr., on behalf of the city, and James H. Fox, counsel for the street railway company in support of the demand for the increase. No evidence was submitted yesterday other than the brief of the petitioner, which was given orally, and the briefs filed. Mr. Hindsdale attacked the brief at several points, but offered to put on no witnesses. Four items of income are offered in the brief, with a gross total of \$57,282.05 for the months of January, February, March and April. Thirty six items of expenditures go into the making of the \$45,905.59 listed as the actual operating expenses of the company, leaving a net earning of \$11,376.46 from which to pay taxes, depreciation, interest and dividends.

Argue Case Today
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Parachute Jumper At Langley Field Drowns
Hampton, Va., June 9.—Private Thomas J. Mulligan, one of the most expert parachute jumpers at Langley Field, lost his life this afternoon when his parachute was caught in an adverse wind current when within but a few feet of the ground, and he was carried into Back River and drowned.

Boxers, \$245,396.
Interesting news to Mr. Average American citizen, who, according to the revenue officials, pays a tax on an annual income between \$5,000 and \$4,000. The marked difference between the taxes on the boxers is due to the surtax on the difference between \$300,000 and \$200,000.

Uncle Sam To Get Biggest Share of Money on July 2
New York, June 9.—Uncle Sam never drew on a boning glove in his life, but he'll make more money than Jack Dempsey, Georges Carpentier or Tex Rickard July 2.

Government profits on the boat amusements tax exacted by Federal authorities which will amount to approximately \$100,000. The State of New Jersey will exact a like sum. Promoter Tex Rickard, whose profits may be \$100,000, will be taxed an amount which will bring the total government revenue from the boat amusements to considerably more than a half million dollars, the richest sporting plan in history.

Mrs. Sidney Cooper President Of State Federation Of Clubs

Henderson Woman Selected To Succeed Mrs. Charles C. Hook, of Charlotte
NEW PRESIDENT OF STATE FEDERATION

Wrightsville Beach, June 8.—Stat points in the annual convention of the State Federation of Women's Clubs here today were:
Mrs. Sidney F. Cooper, of Henderson, is unanimously elected president of the State Federation of Women's Clubs, to succeed Mrs. Charles C. Hook, of Charlotte. Federation enthusiastically endorses Mrs. Clarence A. Johnson, of Raleigh, as the next Commissioner of Public Welfare for North Carolina.

Resolution advocating world disarmament and the prevention of future wars is adopted. Machinery of North Carolina Legislative Council of Women is well oiled, and Federation pledges itself to take an active hand in coming legislation affecting all phases of public welfare in the State.

Seventy new clubs are reported admitted to the Federation during the past two years, bringing in an increased membership of over 2,000 and setting a total of more than 10,000 women enrolled in the State Federation. The convention of the North Carolina Federation of Women's Clubs will meet in Greensboro in 1922, the invitation having been extended by Mrs. H. J. McClamrock, president of the Greensboro Woman's Club. Unanimous Election of President. The unanimous election of Mrs. Sidney F. Cooper, of Henderson, as president of the North Carolina Federation of Women's Clubs, to succeed Mrs. Charles C. Hook, of Charlotte, and the enthusiastic endorsement of Mrs.

Southern Bell Co. WANTS RE-HEARING
Dissatisfied With Corporation Commission; Claims It Has Evidence
Instead of going directly to the Federal Courts with dissensions from the Corporation Commission's ruling on telephone rates, the Southern Bell Telephone and Telegraph Company, came back to the Commission yesterday afternoon with a petition to re-hear the case, taking issue on six counts, and alleging further evidence to support the issue.

Investigation of Admiral Sims' Remarks Ordered; Sims To Stand By Guns
Washington, June 9.—Cognizance was taken in both the Senate and House today of the recent speech in London of Rear Admiral William S. Sims, referring to Irish sympathizers in this country. The Senate ordered its naval committee to investigate the speech and in the House Representative Ryan, Republican, New York, submitted a resolution for an investigation, charging that the remarks had constituted an attack upon loyal citizens of the United States and Irish blood and accused American citizens of being traitors.

SIMS SAYS HE'LL STICK BY EVERYTHING HE SAID
London, June 9.—(By The Associated Press.)—Rear Admiral William S. Sims, United States Navy, is quoted by the Press Association today as saying this morning with regard to the speech he delivered on the Irish question here Thursday:
"I stand by all I said, every word of it. I shall repudiate a single word I said, and I see nothing an American in it, ever if Senator McBurney does."

TEXTILE WORKERS HEAD DIES AT BROOKLYN
Fall River, Mass., June 9.—Word was received here today of the death in Brooklyn this morning of John Golden, general president of the United Textile Workers of America. Burial will be in this city where he has made his home for many years.

GALBRAITH KILLED WHEN CAR PLUNGES OVER EMBANKMENT

National Commander of The American Legion Victim of Tragic Accident
TWO OTHERS SERIOUSLY INJURED IN SMASH-UP
Body of 'The Fighting Colonel of The Fighting First' Removed to Cincinnati, Where Funeral Services Will Be Held Saturday; Many Messages of Sympathy

Indianapolis, Ind., June 9.—Accompanied by nearly a score of national and state officers of the American Legion, the body of Frederick W. Galbraith, Jr., was removed tonight to his home in Cincinnati, Ohio, where funeral services will be held Monday. Col. Galbraith met his death in an automobile accident here early today. Milton B. Foreman, the legion's national committeeman from Illinois, and Henry J. Ryan, chairman of the American legion commission of the legion, suffered injuries in the accident, but will recover.

The national commander's body was escorted to the Union station here this evening by scores of Legionnaires. Leading the escort was Major General George W. Read, commander of the Fifth Army corps area, and his staff. Military services were held at the station.
Telegram of Sympathy.
Many telegrams expressing sorrow and condolence were received today at national headquarters of the legion from officials and friends of the dead commander. One of the messages was from President Harding.

After the funeral at Cincinnati, members of the national executive committee will return to this city to elect one of the national vice-commanders to serve until the annual convention of the legion at Kansas City. Col. Galbraith was killed and Mr. Ryan and Mr. Foreman were injured when an automobile in which they were riding went over a steep embankment here early this morning.

The three men were returning to the city from the Country Club in Mr. Ryan's car. The car failed to make a slight turn in the road and ran over the curbing, across the sidewalk and turned over several times, landing at the foot of a 20-foot embankment. All three men were thrown clear of the car as it went down.

Mr. Galbraith suffered a fracture of the skull in the fall and died on the way to the hospital.
Steering Gear Broken.
Mr. Ryan, who was driving the car, declared he believed a defect in the steering apparatus caused him to lose control of the machine. Foreman suffered a fractured skull, but Ryan was only slightly injured.
Coroner Paul F. Robinson, who made an investigation immediately after the accident, said an examination of the wrecked machine showed a broken connection of the steering wheel.

The three men were driving to the Union Station here from the Country Club, according to Mr. Ryan, where Mr. Galbraith, accompanied by Mr. Foreman and William Q. Setcliffe, Adjutant of the department of Illinois, of the American Legion, were returning there after attending a meeting of the national finance committee of the American Legion here, while Mr. Setcliffe and Mr. Foreman were members of the national finance committee of the American Legion here, while Mr. Galbraith intended stopping there preliminary to starting on a speaking tour in behalf of the legislation before Congress sponsored by the American Legion.
'The Fighting Colonel.'
Colonel Galbraith was elected national commander of the American Legion on September 29, last. During the war he served in command of the First Ohio National Guard at Camp Sherman, Chillicothe. Subsequently he was transferred to the 147th infantry and embarked for overseas in June 1918. By leading his regiment through the lines of the Germans under fire he won the title of "The Fighting Colonel of The Fighting First."
In civilian life Colonel Galbraith was president of the Western Paper Goods Company of Cincinnati. He was a Republican, but never actively engaged in politics, and was never a candidate for public office.
He was elected national commander of the legion in succession to Franklin D'Olier, of Philadelphia. He was 47 years old, and was born in Watertown Arsenal, Mass.
During the war he won the Distinguished Service Cross, the Croix de Guerre and the Croix de Guerre with Palm for heroism in the Meuse-Argonne offensive in which he was wounded. The national vice-commander, one of whom probably will be elected national commander, are: John G. Emery, Grand Rapids, Mich.; Thomas

The Supreme Event of The Season
Raleigh's Trade Week
June 13th to 18th
Thrifty Shoppers Will Come From All Over the Carolinas.