

## RAILROADS PLAN RATE INCREASES TO EASTERN TOWNS

### To Advance Freight Rates Because of Removal of Water Competition

## CHAMBERS OF COMMERCE ASKED TO GET BUSY

### Beaman and Fishback in Washington in Conference With Railroad Officials To Adjust Freight Rates Under Recent Order of Interstate Commerce Commission in Virginia Cities Case

The News and Observer Bureau, 603 District National Bank Bldg. By EDWARD E. BRITTON (By Special Leased Wire)

Washington, July 20.—The railroads are now planning to make an advance of freight rates to points in Eastern North Carolina, an avowed purpose of the railroads for two years or more being to make these advances to New Bern, Wilmington, Washington, and other Eastern Carolina points. This is an independent proposition sprang by the railroads, and having no relation whatever with the Virginia-North Carolina rate case, even though the proposition of the railroads is through the Eastern points which have heretofore been enjoying water rates will be raised to the rates which are to be applied generally to North Carolina.

The railroads state that it will be their purpose to immediately cancel the present rates between points in Eastern North Carolina, such as New Bern, Washington, Edenton, Greenville, Tarboro, Wilmington, Beaufort, Belhaven and Elizabeth City, these places now enjoying, on the basis of water competition, rates lower than those in effect to points like Goldsboro, Raleigh, Wilson, Durham, Rocky Mount, Henderson, and other points in the section lying in the same general territory, and to advance the rates to the points along the coast up to the rates to Goldsboro, Raleigh, and other points named.

## Little Water Competition

The facts were given me today by M. B. Beaman, of Raleigh, who with J. H. Fishback, of Washington, represents the numerous chambers of commerce and shippers throughout North Carolina in the rate case recently decided in favor of North Carolina. In February, 1920, there was a railroad conference at which this project was taken up, but the efforts of Messrs. Beaman and Fishback sidetracked it, but it is now to the fore again, and it comes about from the fact that there is no longer forceful water competition. The rates to New Bern, Wilmington, Edenton, Washington, Beaufort, and other points among the eastern coast were made on the basis of water transportation, to meet water rates, but the railroads now contend that inasmuch as there is no water transportation between New York, Philadelphia and Baltimore to the Eastern coast of North Carolina, they are prohibited from continuing these lower rates. To that section, and will, therefore, publish tariffs to advance the rates up to the rates that are made to Central and Eastern Central North Carolina, such as Goldsboro, Raleigh, Henderson, Wilson, etc.

The railroads have arranged for a conference with shippers interested both in these rates, and in rates from the Ohio river, the West, and the territory lying west of Pittsburgh, Wheeling and Buffalo, at which time they will give shippers of the State an opportunity to present their views concerning these new adjustments of rates. It is of vital importance, therefore, Mr. Beaman and Mr. Fishback declare, that representatives of the chambers of commerce of North Carolina shall attend this conference which is to be held in Washington in the Raleigh hotel beginning July 26th, and protest against the proposed advances in rates to Eastern Carolina and against any unfair advances or changes in relationships that may be proposed with respect to rates from Chicago, Cincinnati, Ohio river points generally, and the West. Mr. Beaman has today written to the secretaries of the various chambers of commerce in North Carolina suggesting that the meeting of the secretaries, heretofore called for Rocky Mount on July 25, be cancelled, and that the meeting be held in Washington in connection with these freight rate matters, for attention to them will occupy three or four days.

## Making New Rate Adjustment

Mr. Beaman and Mr. Fishback are now having a series of conferences with representatives of the railroad committee that is at work on the new tariff of rates that is to be made effective on September 15th, under the order of the Interstate Commerce Commission which removed the gross discrimination in freight rates that existed for 40 or more years against the State with respect to rates between North Carolina and New York, Philadelphia, Baltimore, Harrisburg, Pittsburgh, Buffalo, and the East generally, and between North Carolina and the Southeast in both directions. The carriers have promptly announced their purpose to conform literally to the requirements of the commission's decision, the railroad committee being at work to have the new rates compiled and new tariffs issued by August 15th, thus giving the public 30 days' notice of the new rates as required by the order.

The decision of the Interstate Commerce Commission radically changes the existing rates between North Carolina and the North and South. Under the new rates the great advantages in rates in favor of the Virginia cities are removed, and North Carolina cities and towns will be enabled to draw in good from the North and East on rates that are reasonably related to the rates paid by the Virginia cities. The rates from Baltimore, Philadelphia and New York and the East generally are

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## Pump With 1,500 Gallon Intake Will Drain Water From Quarry

### Chairman Page Gives Permission For Use of Highway Commission Equipment, Provided Expenses of Operation Are Guaranteed; Charred And Dismantled King "8" Taken Out Yesterday

Upon sufficient guarantee of the payment of expenses, Chairman Frank Page of the State Highway Commission will authorize the use of pumping equipment in his possession for clearing out the 7,200,000 gallons of water in the Old Rock Quarry, and within the next four days, it is believed that the thousands of citizens who for four days past have watched the grappling for lost automobiles in the quarry will see the bottom of the hole.

Returning to the city at midnight last night from Charlotte, Mr. Page was acquainted with the situation and agreed to allow the use of a 10-inch rotary pump allotted the State by the War Department. Public interest has for several days past demanded the drying out of the rock quarry, and many offers of finances to that end have been made to L. W. Simpkins. No definite move had been made in that direction early this morning, but the day will probably bring that development.

The Highway Commission has a 10-inch rotary pump that is capable of pumping 1,500 gallons per minute at ordinary speeds. The pump is electrically driven, and Charlie Farmer, who directs the great motor equipment work for the road builders, suggests that it be mounted on a flat in the quarry, wires run to the Martin street crossing and the current turned on. Oiling is all the attention that he pump would need. He thinks the cost would be very small.

## King Badly Burned

Charred as if gasoline had been poured over it and a match applied, and stripped of its rear tires, electric generator and storage battery, a dripping, mangled King "8" was hauled from the bottom of the Old Rock Quarry yesterday. Still attached and easily identifiable, though flame scorched, was the license plate bearing the number of 840, issued to J. E. Chappell.

## Hamlet Stages Big Fruit Show and Conducts Institute On Peach Growing

By BYRON FORD  
Hamlet, July 20.—"It's a peach." That is the verdict of the hundreds of farmers who are flocking to Hamlet for the first annual peach show and institute staged under the auspices of the Hamlet chamber of commerce in the interests of the peach growers in the North Carolina sandhill country. Many of the visitors here come from the well watered areas of South Carolina and Georgia and evidence a keen desire to get onto the peach band wagon.

## Boost Berries and Grapes

There will be no addresses tomorrow. The show will be open to visitors and all who express the desire will be sent in automobiles over the peach country around Hamlet. The show is a most interesting thing. Only peaches are shown, but through the courtesy of the Seaboard Air Line Railway Company, the directors are showing a large number of photographs depicting scenes in the great dewberry and grape vineyards in the region. The peaches are Elbertas and Georgia Belles. The Georgia Belles are being gathered now. It is the tail-end of the season for them and about 350 cars have been shipped from the belt this season. The Elbertas are just coming in. The orchards have had a most prolific season and it is estimated that fully 400 cars will be shipped from the Elberta orchards before the season closes.

## Look With Envious Eyes

Those visitors who come from the well watered country look with envious eyes upon their more fortunate brothers here who are swimming in prosperity since they divorced themselves from cotton culture. Many of them express a determination to close out their holdings in Georgia and South Carolina and come to the sandhills.

An attaché of the Italian Embassy at

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water, and from the edge of a ledge of rock that drops down sheer for perhaps 35 feet more. Diving below the 35 foot level is somewhat beyond the capacity of swimmers of even the type of Francis, who has hooked both the cars brought to the surface. Lowering the water level or diving gear is needed.

## Grappling in New Place

Information coming to the investigators from sources similar to that which started the investigation caused the divers to shift to another part of the quarry last night, and it is expected that their efforts will be rewarded. It is said that a Ford touring car and a Cole touring car were thrown into the pit from the road that runs along the rim on the east. Another big car was located in 30 feet of water last night at 11 o'clock.

No official cognizance has as yet been taken of any of the developments at the quarry, other than to maintain police guards at the scene day and night. Private detectives were still at work on the case yesterday, and are understood to have pursued several clues to a length that promise developments. It is understood that a part of the equipment stripped from one of the cars has been located.

Both Mr. Chappell and M. D. Muse, each owner of a car that has been hoisted out of the quarry, are out of the city. They left Monday for Thagard's Pond, in Moore county, for a week's fishing, and do not expect to return to the city until the end of the week. The insurance on the King car, understood to have been in the neighborhood of \$2,000, was carried by the City Insurance Co., and was paid several weeks ago.

No waning of interest in the fishing has developed, but on the other hand, the crowds yesterday were bigger by far than had previously been in attendance. Hot doggeries, wieners stands, cold drink stands, and other sellers, gathered in the wake of the throng yesterday and did an amazing business. The crowd had almost the air of a carnival.

Interest has spread to surrounding counties, and among the throng yesterday were pioneers, making their way hither in their trusty Fords and eating with a lap robe spread out for a table cloth. Vendors of watermelons from the country round about, and cantaloupes and peaches were there, and did splendid business.

## GOOD PRICES PAID FOR GOOD TOBACCO

### Raleigh Tobacconist Attends Opening Sales at Lake City and Florence

Leaf tobacco prices at Lake City and Florence, South Carolina, were better than had been generally expected in view of the quality of the offerings, in the opinion of G. L. Davis, vice president and general manager of the Stallings-Davis Tobacco Company, of Raleigh, who returned to the city yesterday afternoon after attending the opening sales of the two Palmetto State markets Tuesday.

"Decent tobacco is bringing decent prices," Mr. Davis said. He stated that wrappers and fine cutters sold at Lake City as high as 40 cents a pound and that bright lugs or ordinary cigarette tobacco was "knocked out" at from 12 to 25 cents a pound. Prices on all grades ranged from a half a cent to 40 cents. However, Mr. Davis continued, the great bulk of the tobacco sold on the two markets consisted of trash and sand lugs or the burned leaves at the bottom of the plant. In reality, he added, the opening sales were "scrap" sales.

Much Good Tobacco.  
Mr. Davis also gave it as his opinion that South Carolina will market a big percentage of the better grades of tobacco and that is due time the sales should average around \$15 or \$18 per hundred pounds. If present indications hold up, it is thought that a general seasonal average of \$12 to \$15 per hundred will be set up, which would be about 33 1/3 per cent under last year's average. South Carolina last year sold its best crop in many years and set up a higher average per pound than did the great bright leaf belt in Eastern North Carolina.

At Florence, where the sales were around 50,000 pounds, Mr. Davis said the average was out \$5 or \$6 per hundred. He stated that nearly all of the tobacco sold consisted of trash and sand lugs, with a very small amount of good grades on hand. Some cutters were sold as high as \$20 at Florence, but no wrappers or fine cutters were in evidence.

Lake City Averages \$8.  
Lake City, which is the largest market in South Carolina, averaged about \$8 per hundred, said Mr. Davis, with \$40 for wrappers and fine cutters the maximum for the day. The sales approximated a quarter million pounds, but the percentage of the better grades was relatively small. Bright lugs at Lake City brought from 1 to 25 cents and fine cutters and wrappers from 20 to 40 cents.

Home companies, Liggett and Myers, American Tobacco Co., B. J. Reynolds Tobacco Co., and others, bought most of the tobacco, said Mr. Davis, while the exporters, principally the Imperial Tobacco Co., Ltd., and the Export Leaf Tobacco Co., bought rather light. The Imperial and Export were reported to have bought rather heavy on the smaller markets, however.

Mr. Davis said the bidding was more lively than anticipated. A large staff of buyers was on hand and bidding was good, which is taken to indicate something of a demand for this year's crop. He described the quality

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## LOYD GEORGE AND CABINET CONSIDER IRISH PEACE PLANS

### Proposals To Be Laid Before De Valera at Conference To Be Held Today

## PROPOSALS SAID TO BE ALONG GENEROUS LINES

### Prime Minister Goes Over Situation With King After Two and a Half Hour Session With The British Cabinet; Ulster Premier Will Come To London Again

London, July 20.—(By The Associated Press.)—The British cabinet sat for two hours and a half this evening considering the Irish plans, after which Premier Lloyd George went to Buckingham Palace and laid before the King, whose interest in an Irish settlement is the keener, the proposals for submission to Eamonn De Valera, the Irish Republican leader, at tomorrow's conference.

The Prime Minister presided at the cabinet council, which was held in the House of Commons, and outlined for the benefit of those ministers who had not been closely concerned in the Irish negotiations, the history of recent events and the Premier's new offer to Ireland, which is described as being drawn on generous lines.

It is understood that the final arguments in the new offer have given considerable trouble to the ministers, but eventually after consultation with Sir Robert Stevenson Horne, Chancellor of the Exchequer, and the treasury officials, the various provisions were agreed to.

It is also understood that the general lines of the Premier's offer have the approval of Austen Chamberlain, the government leader in the House of Commons; Sir Robert Horne, Sir Laming Worthington Evans, secretary for war, and other ministers and that probably with some modifications, his entire cabinet will assent to the proposals, which will be reduced to writing for presentation to Mr. De Valera.

## Craig to Return

Whether Mr. Lloyd George has succeeded in overcoming the reluctance of Sir James Craig, the Ulster Premier, to join in a tripartite conference is not known, but an announcement that Sir James is coming to London again, probably next week, is considered a favorable omen, and in any case no hint of a breakdown in the negotiations is apparent. General Jan Christian Smuts, premier of South Africa, is holding himself in readiness to go to Ireland again, if needed.

## DEAD WOMAN'S MOTHER DEFENDS HER SLAYER

### Flowers From Grave Sent To Husband, Who Is Confined in Morganton Jail

Morganton, July 20.—The funeral of Mrs. Sidney Kincaid, who was killed Tuesday night by a knife in the hand of her husband, was held today at Mount Pleasant church at Chesterfield near the home, where the tragedy occurred. Mrs. Davis, mother of the dead woman, joined with Mr. Kincaid in the plea that he be allowed to attend the funeral but he is so broken nervously and physically that his friends and officers thought it best for him not to go.

It is a case of many peculiar angles. The prisoner seems not concerned at all about what happens to him as he is so grief stricken for his act. He has made no effort whatever to secure legal advice and declares that he cares little what is done with him. His wife's mother, who was the only witness to any of the circumstances attending the killing, is one of his staunchest defenders and expresses no resentment against him. Mrs. Kincaid's only sister, Mrs. Chas. Rader, has taken the same attitude. Today Mrs. Davis sent him at the jail flowers from his wife's grave.

Solicitor Huffman has not returned from Lincolnton and will probably not get here before Saturday until he arrives, no steps will be taken for arranging a preliminary hearing.

## AIRMEN FAIL TO SINK FORMER GERMAN WARSHIP

### On Board the Destroyer Leary, En Route to Norfolk, Va., July 20. (By Associated Press.)—Aircraft failed today to sink or materially damage the former German battleship Ostfriesland in the opening of the final phase of the joint Army and Navy bombing tests off the Virginia coast to determine the effect of airplane attacks on capital and other types of warships.

Dropping a total of 53 bombs, thirty-three of 230 pounds and nineteen of 520 and 600 pounds, Navy, Marine Corps, and Army aviators placed thirteen of them on board and practically all of the others in the water close by. About all the apparent damage resulting, however, was to the upper decks and superstructure immediately around the spots where the projectiles struck.

## TEXAS MAN GIVEN COAT OF TAR AND FEATHERS

Lufkin, Tex., July 20.—Ben Riley, about 30 years old, was seized here last night by masked men, given a coat of tar and feathers, and released from an automobile on a prominent corner as the evening theatre patrons were passing. Riley ran through the business streets in his automobile and left hurriedly for his home at Diboll, about 20 miles from here.

## Insurance Agents Leave

Asheville, July 20.—Two score representatives of insurance companies operating in this State left for their home today after a two day meeting at the Battery Park hotel.

## HOUSE REFUSES TO PUT IMPORT TAX ON LEATHER PRODUCTS

### Body May Reverse Itself Today On Fifteen Per Cent Duty On Hides

## BOOTS AND SHOES AND LEATHER GOODS FREE

Voting On Amendments and Tariff Bill Itself To Start This Afternoon at 3 O'clock, With Final Action To Come Before Adjournment; Very Stormy Session

Washington, July 20.—The House refused today to put an import tax on boots and shoes and other leather products, although it previously had fixed a tariff on hides.

The House voted down, 99 to 62, a ways and means committee amendment proposing a duty of ten per cent on leather products, which was regarded as an indication that the House may reverse itself on the duty of 15 per cent on hides when that question comes up for separate vote tomorrow.

## Final Vote Today

Action by the House on the leather schedule came at the close of a stormy session, the last full day to be given over to actual consideration of the Fordney bill. Tomorrow at three o'clock voting on amendments and on the bill itself will start, with the understanding that final action on the measure will be taken before adjournment. The bill then will be sent to the Senate.

Hides and leather products, including shoes, were alike placed on the free list originally by the ways and means committee, but the Republican caucus instructed the committee to offer an amendment giving hides protection. A tax of 15 per cent on all kinds of hides resulted. Many members who voted for a tax on hides opposed today the added tax on the manufactured article. The bulk of the Republican members of the committee stood out however, for the compensatory duty.

## Starts An Uproar

Representative Kreider, Republican, Pennsylvania, a shoe manufacturer, precipitated an uproar during the debate by urging the duty on shoes and leather goods, half of the House breaking in with demands for a vote. Representative Rayburn, Democrat, Texas, in reply, declared that shoe manufacturers in the business for the last few years ought to be satisfied with fortune already made. In the discussion that followed, the Democratic leader, Ill at his home in North Carolina, was read by Representative Garrett, of Tennessee, the acting leader.

The House action on leather shoes did not hold, however, with respect to shoes, the uppers of which are made from cloth, felt, or kindred substances, on which a duty of 25 per cent was placed. The vote on this paragraph was close, but it will stand in the bill since a separate vote in the House proper is not permitted under the rule.

## Other Tariff Duties

A duty of three cents a pound, an increase of one cent, was placed on coffee, acorns and chicory. The House, however, lowered rates affecting certain kinds of cedar logs from 15 per cent to 10 per cent and reduced the tax on phosphorous from 15 cents to 10 cents a pound.

Of the increases, perhaps the greatest was on citrate of lime, a by-product of lemons, which was raised from 2 1/2 cents to 7 cents a pound.

## Adopt Amendment

An amendment also was adopted substituting the Payne-Aldrich law provision with respect to drawbacks or rebates of duties on commodities imported and manufactured and again exported.

One entirely new paragraph was included in the chemical schedule putting a duty of 10 cents a pound on bromine, bromide and compounds of either.

Most of the committee amendments were out of the way when the House quit for the night, it having disposed of approximately 120, but it still has to deal with an amendment putting a compensatory duty of 7 1/2 cents on manufacturers of long staple cotton together with the five paragraphs specified under the rule for another and final vote.

## COTTON CONTINUES TO MAKE GOOD PROGRESS

### Plants Advanced Well In North Carolina During Past Week, Says Report

Washington, July 20.—Temperatures averaged near normal in the cotton growing States during the last week and showers were general except in parts of Texas, according to the crop bulletin of the Department of Agriculture.

Under these conditions, the reports said, cotton made fair to very good advance in all sections, although there was considerable damage by excessive rains in some Eastern localities. The plants are blooming and fruiting well in Tennessee and Oklahoma and made very good advance in Georgia and North Carolina. The condition is fair to very good in nearly all sections of Texas, except in the East and central coast sections. The weather was favorable for cotton in Arkansas and progress was fairly good in Louisiana, Alabama, and Mississippi. Growth was rank, but at the expense of fruit, in South Carolina and some damaging rains occurred.

## URGES DEMOCRATS TO PRESENT SOLID FRONT ON TARIFF

### MINORITY LEADER IN TARIFF FIGHT

### Minority Leader Claude Kitchin in Issues Strong Appeal To His Colleagues To Stand Firm

### CONGRATULATES THEM ON SPLENDID FIGHT AGAINST FORDNEY BILL

### Warns Democratic Members of Congress Against Specious Plea of Protecting Home Industries; Appeal Sent From Home In Scotland Neck In Response To Request From Acting Minority Leader Finis Garrett For Statement; Not Only As Matter of Principle But As Matter of Partisan Advantage, He Urges Opposition

By NORFLEET S. SMITH

Southland Neck, July 20.—Hon. Claude Kitchin, Democratic leader of the House, while at home here during the summer for quiet and rest, leaves in daily touch by wire with his colleagues and the proceedings of Congress, wiring at the request of the Democratic leaders from time to time his opinion and advice with respect to caucus action and measures pending before the House.

In reply to a telegram received requesting him to wire some words of counsel to be read to the Democratic members relative to the stand Democrats should take on several items in the Fordney tariff bill and proposed amendments thereto to which some Democrats threaten to vote with the Republicans for protection on items affecting their so-called home industries, he has sent to Hon. Finis Garrett, whom, under the privilege granted him by the Democratic caucus to make his own selection of a leader to act for him in his absence, he appointed acting Democratic leader to act for him in his absence, the following telegram:

Congratulates Democrats. "The Democrats in the House are to be congratulated on the splendid fight they are making against the Fordney tariff bill. They are making a fine impression on the country, especially among Democrats everywhere for an enthusiastic and united front in 1922 and 1924, and giving them great hope of coming victory. Make the strongest appeal possible to every Democrat in the House not to mar the excellent record made thus far by voting for Republican protection on hides, cotton, oil, asphalt or any other product.

"The purpose of such tariff is not revenue but protection or favoritism to some special interest. Let no Democrat yield to the tempting argument of protection to his home industry. Every item in the bill is protection to some member's home industry, but let him remember that if protection to the home industry of a Republican is wrong, it is equally wrong to the home industry of a Democrat. If it is right to vote favoritism to a special interest in the district or State of a Democrat, it is equally right to vote favoritism to a special interest in the district or State of a Republican. Legislative favoritism to a special interest anywhere is vicious and undemocratic.

"The bill from beginning to the end and all protection amendments are protection and favoritism to special interests at the expense of the people. In conformity with and in vindication of the principles and policies of the Democratic party professed and practiced for nearly a hundred years, the only safe and sound course for a Democrat is to vote against the entire bill and every item of protection and favoritism in it or any amendment at every opportunity.

## Owe Duty to Party

"Every intelligent man knows that the tariff bill enacted in this Congress will, in succeeding campaigns, until repealed, be one of the main issues between the parties. No Democrat in Congress should be willing to handicap any single vote his party in future campaigns, but should be willing and ready to make sacrifice and to take political risk even in his district for the sake of his party.

"To dispense special interests in one district and elsewhere is one of the penalties which every Democrat who enters Congress risks. His party is one of and for the people and not one of and for the special interests. I certainly hope our Democratic colleagues will stand as one man and be firm and brave enough not to yield to the tempting demands of any special interest in his district or elsewhere. If so, our record will be as clean and unmarred as our principles and Democratic victory in 1924 will follow as surely as day follows night."

## INDICTMENTS AGAINST GOVERNOR OF ILLINOIS

Springfield, Ill., July 20.—Indictments charging Governor Small, Lieut. Governor F. E. Sterling, and Vernon Curtis with embezzlement, conspiracy and operation of a confidence game were returned by the Sangamon county grand jury this afternoon.

On the first indictment the Governor, Lieutenant Governor and Curtis were charged with embezzlement of \$700,000. The indictment charges that the three obtained divers drafts, warrants, vouchers and documents to the amount of two million dollars.

Newport Votes \$65,000 for School  
Newport, July 20.—In the election on a bond issue of \$65,000 for erecting a modern school building, held here today, advocates of the bond issue won a victory by a majority of 50. Much interest was manifested in the election and the result in favor of the bond issue is regarded as a big step towards Newport's progress.

## DISCOUNT RATE OF RESERVE BANKS CUT

### Boston, Mass., July 20.—A reduction in the discount rate of Federal Reserve banks in Boston, New York, Philadelphia and San Francisco to five and one-half per cent was announced here today. The new rates are effective tomorrow, they have been approved by the Federal Reserve Board.

## WANT UNITED STATES TO INTERVENE IN SILESIA

London, July 20.—(By The Associated Press.)—It was stated in authoritative quarters today that informal suggestions have been made for American intervention in the Upper Silesian trouble, which it is feared will threaten open hostilities.

## Linney to Come THROUGH MONDAY

### Senator Ernst Says Senate Sub-Committee Will Give Him Favorable Report

The News and Observer Bureau, 603 District National Bank Bldg. By EDWARD E. BRITTON (By Special Leased Wire)

Washington, July 20.—The report of the committee on the nomination of Frank A. Linney to be district attorney of the western district of North Carolina will be favorable, and I expect to see him confirmed," said Senator Ernst, chairman of the sub-committee in charge of the investigation of the protests of the negroes against the confirmation of the North Carolina Republican State chairman. Mr. Ernst said that he expected that the Senate Judiciary committee would take up the matter next Monday and dispose of it. He expressed no doubt of the confirmation of Mr. Linney, though originally he was one of the Republican members of the committee to vote to report it unfavorably to the Senate.

Senator Ernst said that until the committee made the report of the testimony of the hearing public, if it did so, that it was strictly confidential. "Any publication of the report is a direct violation of the injunctions of the committee," he said, "and if given out by any who had the right as a member of Congress to have the report is a betrayal of the confidential report. I have given out to no one for publication the report of the testimony taken, and I heartily disapprove of any action by which this has been done. The testimony was printed by direction of the committee and sent out to members of the committee and such Senators as asked for it, but was given out as a confidential document. The nomination of Mr. Linney will have a favorable report, and I expect that it will be made on Monday next."

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