# The News and Observer

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SIXTEEN PAGES TODAY.

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# HARDING'S RECESS APPOINTMENT PLAN **GOES INTO EFFECT**

President Refuses To Stay Put On Any One Policy In Making Appointments

#### HANDS OUT THREE JOBS FROM THE WHITE HOUSE

However, It Is Understood Only Necessary 'Recess' Appointments Will Be Made and Chances For Grissom and Others Appear Slim Until The Senate Reconvenes

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

Washington, Aug. 29.-President Harding refuses to stay put on any one kind of a way in making appointments while the Senate is in recess. It is a case of "now you see it and now you don't," the diverse ways in which Republicans are being given jobs showing that the administration is living up to the aforetime designation of the Repub hean plans and policies as of the "wiggle and wobble" variety.

Sunday there came forth a statement to the press from Secretary Hoover that D. B. Carson, of Nashville, Tenn., had been appointed "acting" chief of the Burcau of Navigation of the Depart ment of Commerce, that he was made "acting Commissioner of Navigation owing to the fact that it is a Presiden tial appointment, and this cannot be made until the Senate convenes in September." That appeared to settle the matter, as Secretary Hoover and Presi dent Harding had been in conference on Saturday over the Carson appoint ment and the understanding was that Over 11,000 Employes of Johnthe Department of Justice had given its epinion that the ruling of former At-torney General Knox that no appoint ments requiring Senate confirmation could be made during a recess with re-

assembling date fixed. Harding Changes Front.

But the developments of today showed that President Harding, in the face of the Hoover appointment of Carson, had returned to the position it is understood that he held originally that he had a right to appoint during the present recess. This came in the announcement from the White House of the re-Willebrandt, of Los Angeles, to be Assistant Attorney General as successor to Miss Annette Adams, of California, and J. T. Williams, to be United States attorney for the northern district of California. Both these are Presidential appointments requiring confirmation, but President Harding took the Treeess" route, and in this connection there was announced today also that C. W. Pugsley, of Nebraska, had been selected President Harding to be Assistant Secretary of Agriculture to succeed Dr. Elmer D. Ball, whose resignation to take effect October 1, has been accepted. Statements are that this appointment will be of "a recess nature," the formal reconvenes after the recess.

No Chance For Grissom. The understanding now is that Presi dent Harding will make recess appoint ments to positious requiring Senate confirmation, that he has been reinforced in his view that he can do so by Attorney General Daugherty, who has taken an opposite position to that of one time Attorney General Knox, who held that this could not be done. From the White House it is learned that President Harding will only make such appointments when the needs of the government require that these shall be made, and that he will not simply make appointments to be making them, but all wait for the Senate to reconvene before sending in a batch, and will not give recess appointments to these whose names are already before the Senate for confirmation. So it would seem that "Link" Johnson, the Georgia whose name is already before the Sennte and who is now ill from a stroke of paralysis, will have to await Sonate action, and that there is hardly any hope to hold out to Gilliam Grissom and the other North Carolina Republi cons "licking their chops" for Federal pie to land till the Senate gets back

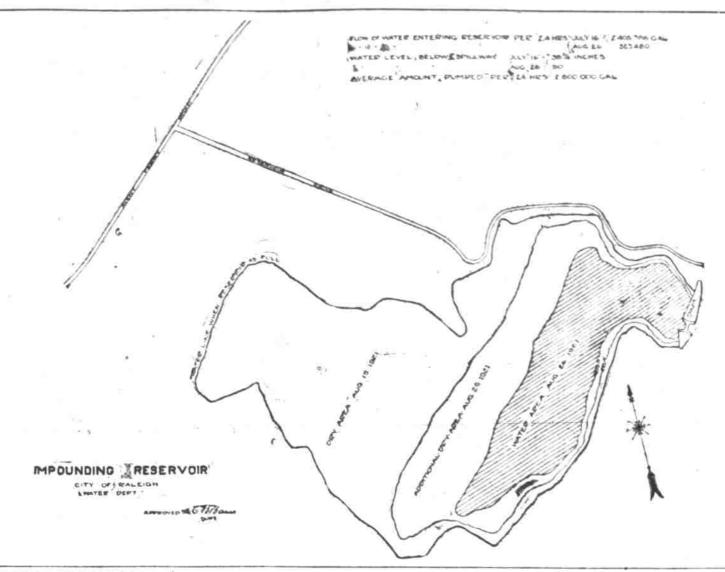
on the job. Post Forsakes Tariff

That "pretentious fraud," as the New York World aptly terms the Fordney tariff bill, swatted right and left by business men, by Republicans as well ns Democrats, is even forsaken by the "Court Chronicle," as the Washington Post is termed hereabouts. That paper usually never fails to sneeze when the Harding administration takes snuff, but in an editorial today in boosting the tax bill to take precedence over the tariff bill, a measure which heretofore it has acclaimed with all its might,

"Rates imposed by the House (Fordney) bill are alleged to be too high in some instances and too low in others. So much dissatisfaction has existed that the finance committee has been engaged for weeks in hearing the protests and suggestions of these interests, directly affected, and the hearings are by no means at an end." And it further tells of the Senate committee having to secure experts to work over the Fordney bill. And while the "Court Chronicle" swats the bill Chairman Fordney, now out in Michigan, is quoted in a telegram from Saginaw as saying: "He expected the tariff bill to be but little changed from the form in which it left the House." Optimistic, not to say fatuous, Mr. Fordney, for the country is in an upheaval of protest against the monstrosity which he and the House Republicans have created. There are those who hold that indignation against the Fordney tariff bill is so great that when it finally gets through there will be left nothing but the names, that vir-

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### RALEIGH FACES WATER FAMINE WITH TEN DAYS SUPPLY IN PROSPECT



# TEXTILE WORKERS BACK ON THE JOB

## son String Return; Hitch Occurs at Concord

Charlotte, Aug. 29,-Approximately 11,400 striking employees of the John son string of cotton mills in Charlotte and Rock Hill returned to work this

The employes went back to their tasks on the same basis as to pay and hours of labor as prevailed when they quit their employment June 1, when the five plants closed down and have been idle

The Brown and Norcott mills at Concord, belonging to the same company, have not been reopened. There are still some minor differences reported between the managements and the workmen in these plants.

### OPERATIVES AT CONCORD

VOTE TO GO BACK TO WORK Concord, Aug. 29.-The operatives of the Norcott and Brown mills of the Johnson chain this morning voted to return to work in a body tomorrow under the same conditions as Mr. Johnson laid down for the resumption of work in his mills in North Charlotte, nomination to go to the Senate when it Huntersville, and Rock Hill. The mill management notified the workers, how ever, that they would have to apply in dividually to the mill superintendents for work.

James F. Barrett, president of the North Carolina Federation of Labor who acted as spokesman for the strik ers, said the operatives would not do this and that they felt they were not being treated right by such action on the part of "minor officials" of the mills.

#### IREDELL MELON TIPS SCALES AT 96 POUNDS

Statesville, Aug. 29 .- Of Iredell county noion growers, Beaver Brothers, who live five miles east of Statesville, are entitled to credit for having produced the largest of the season. They had a and of melons on the streets Saturday that attracted much attention. Hun dreds of people flocked around the wagon to get a view of the unusual cene. The largest melon in the bunch reighed 96 pounds, two others weighed 86 pounds and a number of others fulled down more than 70 pounds.

Mr. Beaver stated that he gave his crop no special attention in the way f pruning and cultivation, but that it is a large variety of melons and that they had a good season. While it had een very dry in other sections of this there had been sufficient rainfall to keep his crop growing. A numer of the older Iredell citizens stated t'int the ninety-six pound melon was the largest they had ever seen produced in the county. Can any other of the melon growing counties of the State beat this?

#### WALDEN ACQUITTED OF A CHARGE OF MURDER

Roanoke, Va., Aug. 29 .- J. M. Walden, who was charged with murder in con-nection with the slaying of J. H. Rutledge in the Walden home at an early hour Sunday morning, was acquitted this morning, following a hearing be-Beverly Berkeley in police fore Judge court. A. N. Fisher, who was charged with maliciously shooting J. H. Whit-

lock, also was acquitted. Mrs. J. M. Walden, Mrs. A. N Fisher and Whitlock were each fined \$500 on

#### statutory charges TWELVE WORKMEN HURT IN SHIPYARD ACCIDENT

Wilmington, N. C., Aug. 29,-Twelve workmen were slightly injured at a local shipyard today when a hull being made ready for launching left the ways pre-maturely. Eight were given first aid for minor bruises and four remained in a hospital, but will be discharged, it was stated to-

# Number Of Casualties In Miners' Fight Yet Unknown

TELEGRAPHS HARDING TO SEND TROOPS TO WEST VA. Charleston, W. Va., Aug. 29 .-Governor E. F. Morgan at midnight telegraphed an appeal to President Harding to send federal troops into West Virginia.

GRAVE DANGER OF BATTLE

WITHIN NEXT 24 HOURS Charleston, W. Va., Aug. 29 .- Adjutant General John H. Charnock and A. C. Porter, personal representative of C. F. Keeney, president of District 17, United Mine Workers of America, tonight returned to Charleston from Logan county, where they went yesterday to investigate conditions along the Logan-Boone county border.

Adjutant General Charnock reported to Governor E. F. Morgan that developments in Logan county today "indicate grave danger of a pitched battle within the next 24 hours, which would be bound to result in many casualties on both sides,"

Armed Men Gathering Charleston, W. Va., Aug. 29. Armed men from the Paint Creek and Cabin Creek coal fields are reassembling at Marmet and at other points along Lens Creek between the Kanawha River and Madison in large numbers, according to reports rereived at the office of Governor Morgan late tonight.

# LABOR MOVEMENT CONTINUES STRONG

#### Federation Says Open Shop Campaign Has Strengthened Organized Labor

Atlantic City, N. J., Aug. 29.-The pen shop campaign and the "aggresive hostility of unfair employers" strengthened rather than weakened the solidarity of the organized labor movement, it was declared in a statement tonight by the executive council of the American Federation of Labor. The Council based its decision, the state ment said, upon reports submitted by unions and other information collected throughout the country.

Analysis of the reports, the state ment said, showed that a reduction in payment of ducs by the federation's nembership was due principally to the wave of unemployment throughout the country. Secretary Frank Morrison took occasion to deny reports published today that the federation has suffered a slump of 750,000 members during the present industrial crisis. Morrison referred to figures announced at the Denver convention which showed a decrease of 172,212 members during the past years, but declined to give any figures

on the present membership.

Calling upon all affiliated unions to join in a great organization campaign, a statement by the council said:

"The executive council is keenly alive to the tremendous forces at work to destroy trade unionism. It is appreciative of the depressive industrial situation and impressed strongly with the desire and need of organizing the unorganized in a solid trade phalanx for mutual protection and for the advancement of the wage earners common interests it has determined to inaugurate a comprehensive and extensive campaign.

"The workers are also called upon to observe Labor Day in a fitting way and to manifest in an unmistakable manner that the cause of labor is more alive today than ever in the history of the trade union movement,"

The council also went on record tonight as binding themselves to the instructions of the Denver convention to support the Irish people "in their struggle for the recognition of the Irish republic."

# Three of Men Killed In Encounter Near Sharples, W. Va.,

#### OFFICERS KEEP WATCH ON MOUNTAIN RIDGES

Identified

#### Wire Communication From Dis turbed Area Cut Off During Most of Day

Charleston, W. Va., Aug. (29.- While almost 100 officers and men of the 250 deputy sheriffs kept watch on the zons of Raleigh to reduce the consumption and ridges near the Logan Boone county border tonight, efforts were still. An engineer's sketch of the imbeing made by county and State of foers to ascertain the number of casualties suffered by a party of armed men in the brush of Beach Creek early Sunday

No official statement was made by Governor Morgan's office, but from the Kanawha Coal Operators' Associacame the news that three of the dead had been identified as William La Greer, of Matewan, and Cecil Clark and W. M. Morrison, of Sharples, a little town near the scene of the en

Send Bodies To Sharples.

A. R. Yarborough, traffic manager of the coal operators, said the men were employed by the Boone County Coal Corporation and that Greer was one of the men evicted from a house of the Stone Mountain Coal Corporation on the day of the Matewan besie last year. His body, Yarberough said, had been sent to Matewan while the bodies of the other two were sent o Sharples.

There was still some doubt as to the number of casualties in the fight. but from Logan came the statement that four men had been killed and a lozen wounded. These figures, however, were not given as final.

State police headquarters at Ethel expressed ignorance as to the exact number of killed and wounded, but said reports there gave the number nt five or seven dead and fourteen wounded. It was added, however, that the exact number would not be known until the armed men had returned their homes on the east slope of the mountain and complete quiet had been restored.

### Scene of Action.

The scene of the action Surday norning was along the eastern slope of Spruce Fork Ridge, a rugged range just west of the Logan County line Beach Creek, down which the police wore moving when they met an armed band, has its source in the moun-

Along the range lie the villages of Shaples, Clothier and Blair, the miners are organized. They do not form a part of the unorganized field lying west of the ridge.

Wire communications from the dis turbed area were cut off during most of the day, transmission companies reporting that lines were out of order. Soon after communication was re

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#### FIND PARTS OF BODY ON A. C. L. LOCOMOTIVE May Have Been Another Victim

of Grade Crossing Accident at Whitakers

Petersburg, Va., Aug. 29.-Finding parts of a human body on the locomo-tive of an Atlantic Coast Line limited train when it arrived here morning caused railroad officials to conduet a search along its track near this city during the day. The train this morning struck an automobile in which Albert Cheek, colored, of Whitakers, N. C., was riding and killed the negro but his body was not mutilated, and it is therefore the opinion of railroad officials that he must have had a passenger in his car and that the other secupant was also killed and his body probably ground to pieces under the

# WATER SITUATION IS REAL MENACE

# With Only 10 Days Supply In Pate, Roleigh, is secretary. Prospect, Drastic Measures Mrs. W. B. Lumb, Garland, is president of the Farm Women's Con-May Be Taken

Ten more days without relief and Raleigh, consuming water at the rate of over two million gallons per day will or in the midst of a complete water

That is the dry statement of E. B. Bain, superintendent of water works, who is resorting to every economy of pumping and all the resources of pub-West Virginia State police and some he appeal to prevail upon the citi-

pounding besin at Lake Raleigh show ing the normal water line, and the present water line, lowest in the his tory of the present water system tells more graphically story words.

### General Waste.

Superintendent Bain states ordinance stopping sprinkling of must come through decreased con-sumption for general uses which cannot well be prohibited. Allowing water hands, wasting water in kitchens by she will speak to the women on "Clothes allowing the supply to run beyond actual requirements and other general practices were pointed out by Mr Bain, who held that co-operation by the people in preventing waste of water in this manner would go farther than anything else to conserve the supply. Mr. Bain strongly appeals to the householders to use the least amount of water possible for house hold purposes.

Unless the supply is conserved through co-operation by the consum ers, Mr. Bain warned, it will be neces sary to take further drustic mens ures. One step that is probable i cutting off the supply entirely dur ing a certain period or periods during the day. The supply must be conserved or relief afforded by heavy rainfall if this city is to except a real water famine, he stated. The present water situation admittedly is the most serious in the history of Raleigh and is now causing much concern to the pee

### No Rain In Sight.

The Weather Man holds out little ope for rain in the next two or three days. The forecast calls for cloudy weather, but does not include "probable rain." The cool spell broke yes The coul spell broke yes terday and high temperature came back again, bringing weather that generally is favorable only for showers.

The precipitation for August to date was brought up to 1.62 inches by the fall of 16 inches on Sunday. weather man shows that the deficiency for August already amounts to 3.93 inches and that the deficiency since January 1 has been over 13 inches, Only about half the necessary or normal rainfall has been recorded daring May, June, July and Aug, this year the total precipitation being less than 10 inches, whereas it would normally be around 18 or 20 inches. These summer mouths generally from four to five inches in rain-

### ORDER A MISTRIAL IN-JESSE MASSEY CASE

Marshall, N. C., Aug. 29 .- A mistrial was ordered today in the case of Jesse Massey, charged with the killing of I J. Farmer, a deputy sheriff, of Madison county, who was shot from ambush recently. The case has been in progress in superior court for four days and the jury, after 42 hours deliberation, was unable to agree. Judge Adams today sentenced Doyle Massey to 18 years in state prison at hard labor. He was con victed earlier in the week of murder in the second degree for shooting and killing Harrison Roberts. Notice of ap-

# LACKS COURAGE TO ADMIT MISTAKE IN PELLAGRA CHARGES

# FARMERS GATHER FOR CONVENTION PELLAGRA IS DECREASED

Organizations of Men and Women Will Begin 3-Day Session Here Today

ADVANCE GUARD ARRIVING INDICATES RECORD CROWD

Dormitories at State College Thrown Open To Delegates; Opening Session Will Be Held at 11 O'clock This Morning; A. W. McLean Speaks Tonight

The dormiteries at State College ore thrown open last night to the farmers and farm women arriving for the opening of the North Carolina Farmers and Farm Women's Conven-tions in Pullen Hall at eleven o'clock

W. P. Pate, secretary of the Parmers Convention, was busy until early this morning getting the delegates boused properly. Meals will be served in the college dining hall during the three lays of the convention.

The number of early comers ar riving yesterday afternoon and last night give indication of a record creaking attendance upon the two conxentions, the largest that unnually as-semble in Raleigh.

B. B. Miller, Mt. Ulfa, is president

of the Farmers' Convention, J. F. Diggs, Rockingham, and W. C. Crosby

vention, and Miss Mande E. Wallace, of Raleigh, is secretary. Opening Session According to the program, the two or-

ganizations will meet in joint session this morning at eleven o'clack for the opening, and thereafter will hold separate sessions, merging again for joint morning and night sessions. After the welcoming addresses of Dr.

A. Withers, vice president of State College this morning, the presidents of the two organizations will deliver their addresses and then Dr. E. C. Brooks, superintendent of Public Instruction will speak on "The Forces that Edu-

At tonight's meeting, Dr. Carl C. Taylor, of N. C. State College, will speak on "Financing of Co operative Market-ing Associations," and A. W. McLean, Director War Finance Corporation, will deliver an address.

Prominent Speakers One of the prominent speakers before the gathering of men will be Dr. lawns and washing of automobiles has E. V. McCollum, a farm expert of had a considerable effect, but pointed Johns Hopkins University, who will out that it was difficult to single out specific uses of water to be banned of Food to Health. He will speak by a conservation ordinance. Real Wednesday at two o'clock. A woman of women and before a joint session will York, a home economies expert of to run while washing the face and national reputation. This afternoon

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and the Woman," temerrow she will

### MORRISON CALLS OFF SPEAKING ENGAGEMENTS

#### Press of Official Business and Health Assigned As Chief Reasons

rder to look after the affairs of my Cross, "has no information to the con-fice and to protect my health, I can trary." flice and to protect my health, I cannot fill my speaking engagements and that it is necessary to cancel all I except those to speak at the State Fair, and the Made in Carolinas Exposition,"

Since coming to Asheville the Gover nor has been busy with matters per number of appearances, in public. He all of his public addresses in the West this summer. He and members of his party will leave this city either Satorday or Monday for Raleigh.

### WOMAN TO BE ASSISTANT TO ATTORNEY GENERAL

Washington, Aug. 29.- Appointment of Mrs. Mabel Walker Willebraudt, of The California, to be assistant Attorney tion eral of the United States, was an rounced todas at the White House. The appointment of Mrs. Willebrandt follows a precedent set during the Wilson miminis ration when Mrs. An nette Abbott Adams, of San Francisco, was appointed to the office which will he filled by Mrs. Willebrandt.

Mrs. Willebrandt as assistant Attor ney General will have charge of Depart ment of Justice matters relating to customs and internal revenue, including legal questions arising out of enforcement of the national prohibition

MOTHER-IN-LAW PROBLEM HAS CEASED TO BE JOKE, SAYS CHICAGO MINISTER

Chicago, Aug. 29 .- A university for the education of mothers-in-law was advocated by Rev. Charles B. Stevens, of the Third Presbyterian church, in a sermon last night.

He asserted the mother-in-law problem had ceased to be a joke. "Seventy-five per cent of all matrimonial disesters are precipitated by her interference," he asserted. "She is an outlaw instead of an inlaw."

State Health Officer Makes Final Answer To Surgeon General Cumming

AND FOOD SUPPLY MORE PLENTIFUL THAN USUAL

Dr. Rankin Gives Records of Twelve Southern States, and Secretary of Agriculture Finds Food Supply More Adequate Than Usual; Pellagra In North Carolina Less Prevalent Than a Year Ago; Seven States Show Decrease and Five Slight Increase; Rankin Reviews Cumming's Connection With Sensational "Famine" Episode

Open charges of lack of courage to dust the error that he made in declaring the South in the grip of plague and famine are laid against Surgeon General Comming by State Health Officer W. S. Rankin in setting forth the declaration of Secretary of Agriculture Heary C. Wallace that "the South has a more adequate supply of food than usual," and the records of the "famine stricken" States that show

an actual decrease in pellagra.

The Surgeon General has elected to face the situation arising out of an accidental error in his department not with courage to stick to his initial decbiration, but to hedge and dally with facts that have been placed before him from efficial sources, from the Department of Agriculture, and from twelve State health officers in whose judg-ment the American Red Cross Society has acquiesced, Dr. Rankin declares.

Rankin Investigates. More than a month has clapsed since the President startled the country by his declaration that the South was gripped in famine and plague. Dr. Rankin, aroused at the first report, has spent much of his time since the initial statement from the White House in gathering information with the view of inaugurating remedial steps if found necessary, or answering the Public Health Service's charges if they

were not sustained. Pellagra has fallen off in the number of cases developed in seven of the Boathern States whose figures are available, and in the five States where it has gained, the percentage is less than one per cent, his investigation shows. North Carolina shows a decrease of 76 cases for the first seven months of the year as compared with a similar period in 1920, his investigation develops. Admissions to in-some asylums in the State from this cause have fallen off 50 per cent in

Retreat, Retract, or Repeat.

"The unexpected and precipitate action of the President in taking up the Health Service's statement," Dr. Ranobservation, to be effective, he states, prominence speaking both before the win says, "made it necessary for Dr. Cumming to retreat, retract or repeat, be Miss Helen Louise Johnson, of New To retreat was to display weakness; to retract required courage; to repeat meant the substitution of deliberate for accidental error. Dr. Cumming, confused, hesitated before the forks of the road for ten days, and then called in consultation the health officers of the twelve Southern States." Two days of careful study of the

duation by the health officers led them to the conclusion that "there is no condition approaching a famine or plague in the South." Red Cross representatives sitting by invitation at the conference, and according to a statement made to the News and Observer by J. C. Logan, assistant manager of Asheville, Aug. 29,-"I find that in the Southern division of the Red

Dr. Cumming Hedges.

Dr. c'unding then gave up his first have made up to the first of the year, position, and changed the statement from "a condition that is rapidly decimating to a "definite increase in pellagra," in his report to the President. In retreating, to strains himself in attempting to conceal it," Dr. taining to his office, but has made a Rankin de area of the Surgeon Geacral, and then attacks the position has been greeted by large crowds at of Dr. Lumming in stating that the conference rully confirms his (initial charge of famine and pestilence

In the interim between the conferes in Washington and the giving out of his statement yesterday, Dr. Rankin stote every doctor in North Carolini asking for a comparison of figures for the first seven months of this year and a similar period last year. He inquired of the Department of Agriculture as to famine, and the Red Cross as to any information that it may have gathered through its hundreds of representatives in the South,

The doctors find less pellagra; the Department of Agriculture finds more and better food, and the Red Cross declines to become involved with the Health Service, contenting itself with the statement that "the conclusions of the conference were that no special relief measures by Red Cross were called for on account of pellagra and we have no information to the con trary.

Dr. Rankin's Statement.

Dr. Rankin's statement follows: 'On July 24th the United States Public Health Service issued a press article with the caption 'Famine in the United States.' This article stated: (1) that a veritable famine has been developing in the rural districts of the South'; (2) that the tenant farmers of the South have been forced to a 'starvation diet' which is 'rapidly decimating them'; (3) that during this year, 1921, there will be 100,000 cases and 10,000 deaths from pellagra unless 'radical relief measures" are taken; (4) that direct aid in the form of fr . and medicine is 'urgently necessary'; (5) that the

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