

THE WEATHER
North Carolina: Partly cloudy
Thursday and Friday, becoming
unsettled Friday.

The News and Observer

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REPUBLICANS KICK ON APPOINTMENT MADE AT ANDREWS

Senator Simmons Urged To See That Confirmation of Jarrett Is Recalled

URGUE SQUARE DEAL TO WOMAN WHO HOLDS JOB

Patrons of Postoffice Send Telegrams Asking Senator To Keep Up Fight For Miss Parker, Incumbent; Democrat First at Pinehurst But Republican Lands

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

Washington, Sept. 28.—Even the Republicans are kicking about raw deal given Miss Pearl Parker, postmaster at Andrews, in the appointment and confirmation of Clyde H. Jarrett as postmaster at that place. That Senator Simmons is having the delivery of the confirmation of Jarrett held up for further investigation is meeting with the commendation of Republicans as well as Democrats at Andrews, where there is a call for a square deal. Mr. Jarrett was put on the eligible list and given the appointment based upon an examination two years ago that is out of date by both civil service regulations and by the terms of President Harding's "three changes" civil service affair.

Nineteen Competing Roads Proposed By Commission

Washington, Sept. 28.—A tentative plan for consolidation of all major American railroads into nineteen great competing systems was announced today by the Interstate Commerce Commission.

The proposed combination, authorized under the transportation act, is designed to remove weakness and in the national railroad system shown by the operation of the rate making power of the commission, and to effect readjustment of terminal and other subsidiary facilities with resultant economy in operation and delivery of shipments.

West lines which have shown their inability to "live" under rate schedules profitable to stronger roads, would under the plan, be attached to systems more advantageously situated, but it was announced that in every case the effort was made to maintain the identity of existing strong systems.

Hearings will be called soon by the commission for the purpose of discussing the proposed consolidation. Since, under the law, no plan can be adopted

RAPID HEADWAY IN WORKING OUT PLAN TO RELIEVE IDLE

National Conference On Unemployment Will Begin Considering Program Friday

SEVERAL REPORTS OF COMMITTEES READY

Cities and States Urged To Proceed Immediately Upon Public Improvements, Whether Appropriations Are Ready or Not; Federal Employment Bureaus Favored

Washington, Sept. 28.—Due to rapid progress by committees in formulating recommendations the National conference on unemployment will begin consideration of a general emergency relief program Friday, five days earlier than had originally been planned, it was announced tonight.

In addition to the report of the manufacturer's committee, upon which agreement has already been announced, recommendations on emergency measures will be reported Friday by the committee on unemployment statistics, employment agencies and registration, emergency public works and construction. Other reports will be considered as completed, it was said.

New Committee Named.

Announcement of the formation of a new committee, on community, civic and emergency relief measures, to recommend the establishment of Federal employment agencies throughout the country, for decreasing unemployment was made today by the conference. This was said to have developed from indications developing in the deliberations of the conference that the immediate problem of finding work for the idle was for the individual communities to handle. The suggestion, it is understood, has also been made that local committees should be formed in the cities and different sections of the country to administer the recommendations adopted by the conference.

Public hearings today were devoted to the question of employment service and the relative merits of public and private agencies. The majority of the witnesses favored the use of public agencies, either municipal, state or Federal in the distribution of work. Urban Ledoux, who recently conducted labor auctions on Boston Common, strongly endorsed the establishment of Federal employment agencies throughout the country.

Organized labor, according to William C. Roberts, of the American Federation of Labor, was emphatically in favor of the Federal employment service absolutely neutral in labor disputes. Mr. S. J. Atwood, of the Metropolitan Association of Employment Agencies of New York, declared that the private agencies had the best machinery for handling the situation and criticized the Federal service as a failure during the war. She charged walking delegates of organized labor with attempting to graft through private agencies and said she had 200 chances for graft in the past year. Mrs. Atwood informed the committee that the answer to the unemployment situation was to "get work going."

Call For Public Improvement.

The public works committee was said to have practically completed a report calling upon states and municipalities to proceed immediately upon their projects whether appropriations were ready or not. Hearings are to be held by this committee tomorrow to develop suggestions for the speeding up of work by the municipalities.

SENATORS PLAN TO CURTAIL DEBATE BY MAJORITY RULE

Movement To Cut Out Ancient Senatorial Privilege of Unlimited Talking

COMMITTEE CALLS ON PRESIDENT HARDING

Receive Assurance From Executive That He Will Interpose No Objection; Obstruction of Anti-Beer Bill Recently Said To Have Precipitated Movement In Senate

Washington, Sept. 28.—(By the Associated Press.)—A movement to curtail Senatorial privileges of practically unlimited debate reached such proportions today that an unofficial committee of Republican Senators went to the White House and conferred on the question with President Harding.

While the proposed rule has not yet been drawn up, it was understood that the plan contemplated a change in the Senate rules so that cloture would be invoked by a mere majority vote, instead of by the two-thirds vote now required. After invocation of the rule, each Senator's time for debate would be limited to one hour, it was said.

Movement Comes Suddenly

Sudden as was the movement to definitely restrict the ancient rule permitting Senators to speak at length, those behind the plan declared tonight that for the first time in the Senate's history adoption of a real majority cloture rule impended.

The informal committee who discussed the matter with the President consisted of Senators Cavanaugh, of Wisconsin; Frelinghuysen, of New Jersey, and Kellogg, of Minnesota, and were said to have received assurance that the executive would not interpose any objections to the cloture plan.

The movement so far has been confined to a number of Republican Senators, having been initiated actively at a conference of about a dozen Republicans last night. The charter members comprise mostly Republicans of the younger group including however, Senators from both Eastern and Western States.

Obstruction of the anti-beer bill recently in the Senate was said to have been the immediate cause of the new cloture movement. It was said in addition, however, that during the recent recess of Congress, Senators had heard many complaints of delay in Senate business because of filibustering and other methods of procrastinating debate.

Send Out Senators

Many Republican Senators were scolded today and a majority were said to have expressed themselves favorably to the new plan. Among those who today were enrolled among the supporters of the plan were a number of prominent Senators, influential in the majority leadership. Senator Lodge, of Massachusetts, majority floor leader, had not expressed himself definitely, it was said.

Despite the plan for invoking cloture by a majority vote those active in the new movement said that they were sure of substantial support on the Democratic side. It was pointed out that Senator Underwood, of Alabama, Democratic floor leader, a few years ago, sponsored a more drastic cloture rule than the new proposal for cutting off long speeches.

TWO RAILROAD CASES BEFORE SAME COURT

Greensboro, Sept. 28.—Trial of the case of the Atlantic Coast Line Railroad Company against A. D. Watts, commissioner of revenue, for the State of North Carolina, will be started in Federal Court for the Western district of North Carolina before Judge Edmund Waddill, Henry G. Connor, and James E. Boyd, on October 6, according to a statement by Judge Boyd today.

Judge Henry G. Connor, of the Eastern district, in whose court the Atlantic Coast Line's complaint was filed, has written Judge Boyd, stating that it will be satisfactory with him to have the case tried here next week and Judge Boyd concurs in the plan, therefore, the case will be tried at the same time and before the same judges.

Judge W. P. Bynum, one of the most prominent Republican lawyers in North Carolina, has been retained by Governor Morrison to assist the attorney general of the State in representing Commissioner Watts.

ARBUCKLE HELD TO ANSWER ON CHARGE OF MANSLAUGHTER

Police Judge Lazarus Reduces Murder Complaint To The Lesser Charge

NO ATTEMPTED RAPE BY COMEDIAN, SAYS COURT

Movie Star Gives Bond For Appearance In Superior Court For Trial at Later Date; Women Rush Forward To Shake His Hand After Judge Announces His Decision

San Francisco, Cal., Sept. 28.—The murder complaint against Roscoe C. "Fatty" Arbuckle was reduced to manslaughter today by Police Judge Sylvain J. Lazarus, who held him to answer to the Superior court for trial on the lesser charge growing out of the death of Miss Virginia Rappe following a drinking party in Arbuckle's hotel suite here. Judge Lazarus added that the evidence introduced by the district attorney during the six day hearing did not warrant the comedian being held for murder. Miss Rappe, of Los Angeles motion picture actress died September 9, four days after the affair in Arbuckle's rooms.

"I have decided to make a holding for manslaughter, finding there is enough in the defendant's conduct to warrant his trial on that charge," said Judge Lazarus.

"I feel no rape or attempted rape was committed by the defendant on Miss Rappe," he said.

"I feel also bound by the grand jury whose indictment for manslaughter was voted after having more evidence than I was permitted to hear."

Arbuckle heard the decision without movement or comment.

Arbuckle Gives Bond

The district attorney moved that Arbuckle be released on his own recognizance in view of the bail of \$5,000 cash or \$10,000 bonds fixed in the Superior Court charge of manslaughter growing out of a grand jury indictment.

As court adjourned a dozen women rushed forward to shake Arbuckle's hand. As he went into the judge's chambers his wife, Mrs. Minta Durfee Arbuckle, collapsed, and he held her up and quieted her in an affectionate manner. Her mother, Mrs. Flora Durfee, meanwhile smoothed the hair back from the comedian's forehead.

The well known Arbuckle smile did not appear, however, and he merely said: "Thank you" in response to the handshakes and greetings of congratulations from various people.

Assistant District Attorney Milton T. U'ren and Isadore Golden asked Judge Lazarus if he placed no credence in Miss Rappe's cry "he hurt me" or the screams heard by the hotel maid, but the court said they "were not sufficient to implicate Arbuckle in the commission of crime." The district attorney's aides also contended that the court could only either hold the defendant to answer for murder or dismiss the case altogether, but Judge Lazarus said that was not his understanding of the law.

When the hearing was resumed today Judge Lazarus began a discussion of the case.

Judge Discusses Case

"We need not disguise the fact that this is an important case. In my opinion we are not trying Roscoe Arbuckle alone, the screen celebrity who has given birth to the whole world. We are in a sense trying ourselves, our morals, our present day social standards. The question is larger than the guilt of this unfortunate, it is a universal issue."

"The affair was the culmination of an orgy at one of our leading hostesses. An orgy unexpressed by the management. As I take it, a common thing in our big cities."

"I had really hoped that this court would be the avenue for full and complete revelation of all the facts so the public of the entire world would have the opportunity to ascertain this widely known defendant's guilt or innocence."

An Evening of Festivities.

"The testimony heard shows that during the whole afternoon there went on, let us charitably say, festivities. Men and women were coming and going so that witnesses are unable to say who were the occupants at any particular hour."

"Much liquor was drunk and the complaining witness in particular was in an intoxicated condition."

"Miss Rappe, according to the picture I have tried to draw of the event, went into room 1219 of this hotel, followed, without previous conversation by the defendant."

"They remained in there about three-quarters of an hour, according to Miss Zeh Prevost's testimony. No sounds were heard by the rest of the party."

"Then the complaining witness and Miss Prevost made clamor at the door, which was opened by the defendant, and these two ladies entered the room."

"They found Miss Rappe lying on a bed, fully clothed, and apparently in a dead, cold, and worse coming and going state, and with the assistance of her women companions she was completely disrobed. I thought some of the terms garments might hear on the point at issue, but from the prosecution's own witnesses it appears they must have been torn in being removed."

Assistant District Attorney Isadore Golden interrupted with the assertion that the evidence showed one of the garments must have been torn off.

Much Extraneous Testimony

The court said he could not see any significance in certain other testimony introduced by the prosecution.

"Evidence has been given regarding alleged ribald conduct of the defendant regarding the use of ice, but it had no connection with any possible injuries

Adopt Building Program For Raleigh Township's Schools

Architect To Survey Needs and Estimate Cost of Construction

SCHOOL COMMITTEE IS READY TO SUBMIT ISSUE

Rebuild Thompson, Wiley and High School Buildings First Step

Raleigh township has reached the crisis in the problem of housing its schools, and within the next few months will be called upon to say whether or not money will be made available for the construction of such buildings as are needed to provide for the adequate accommodation of the 4,500 children now enrolled and taught in buildings having a normal capacity for 3,000.

Decisive steps toward the answer to the problem were taken yesterday afternoon when the Raleigh Township school committee adopted and endorsed the report of a special committee named to investigate the needs of the school, Thompson school rebuilt, Wiley school rebuilt, a new high school for a thousand pupils in a new location, and new buildings for the negroes, were recommended.

Employ Architect

With this program to work by, the committee authorized the employment of an architect to determine definitely how much money will be needed to construct the buildings recommended in the report. This survey will be completed within the next few weeks, and the committee will then call an election upon a bond issue sufficient to cover the cost of construction. Tentative estimates place the cost at three quarters of a million dollars.

Schoolhouses in Raleigh are congested beyond any hope of relief by any means other than rebuilding from the ground up, and at least two of the buildings now in use are veritable firetraps, according to the report submitted by the committee named to survey the situation. Altogether the buildings in use are accommodating 50 per cent more children than ought to be put into them, it is declared.

Thompson and Wiley First

Thompson and Wiley schools are the first that ought to be torn down and built anew, says the report. Both are wooden buildings, dangerous to the lives of the hundreds of children taught there, and should be replaced by fireproof structures of larger capacity. The High School, built for a maximum of 300 pupils, is accommodating 610, and ought to be discarded and a new building erected on another location. Additions should be made to the Lewis school, and to the schools at Caraleigh and Pilot Mills.

Superintendent S. B. Underwood, submitting his first report to the board since the opening of the fall term, says that the schools have begun the year's work favorably, except for the overcrowded conditions in every building. The total enrollment for the year is 4,588 against 4,158 last year, an increase of 430 for the year. The largest increase is in the High School, with 115 more pupils than were enrolled during the whole of last year.

Committee Report

The report of the special committee, composed of Mayor T. B. Eldridge, S. Wade Marr, and Superintendent S. B. Underwood, which was adopted as the basis for rebuilding the city's school system, follows:

"The committee appointed at the last meeting of the school committee for the purpose of making a preliminary survey of the building needs of the Raleigh schools has given as much time as possible to this study and expect to continue a careful investigation of the situation. We take it that it is an agreed fact that the time has come when a definite building program for the Raleigh schools must be inaugurated. It will be absolutely impossible to take care of next year's enrollment with the present building facilities. Even with the temporary rooms which were added during the summer, the

Clear Decks For Fight Over Taxes

Consideration of Contested Features of Tax Revision Bill Will Start Today

Washington, Sept. 28.—The way was cleared today in the Senate for the fight over the Republican tax revision bill. Reading of the measure for approval of unopposed committee amendments to the House bill was completed and consideration of the contested features will begin tomorrow.

These include the sections dealing with income taxes, individual and corporation, profits taxes, transportation levies, excise and soft drink levies and all other levies changed by the committee as well as with estate taxes and levies on admissions and dues which were not altered by the committee.

The attack on the transportation taxes was opened today by Senator McCarty, of Oregon, a Republican member of the "bloc" who offered an amendment to strike out the levies on freight, passenger, Pullman, and express. Senator King, Democrat, Utah, said he would propose an amendment to eliminate also the tax on telegraph and telephone, which was unchanged by the committee.

Senator Simmons, of North Carolina, and other Democratic members of the finance committee, completed during the day a series of amendments which they plan to offer and which, if adopted, would virtually rewrite the bill. It is understood that their principal feature is the raising of rates on corporations and the wealthy to tax amounts higher than those proposed by the finance committee.

Senator Smoot, of Utah, a Republican committee member, gave notice that he hoped to have his manufacturers' sales tax plan ready to offer tomorrow and that he probably would speak on it next Monday. He said he was undecided whether he would offer an entirely new bill or propose amendments to the existing bill.

During the reading of the bill today, the Senate agreed to the existing tobacco taxes and most of the special and stamp taxes imposed by the present law and unaltered by the committee and also to a number of administrative provisions. These provisions included those designed to speed up final settlement of tax claims, establishing a tax simplification board and to prevent unnecessary examinations or investigations of tax-payers' books of account.

Other sections agreed upon without contest included one authorizing the secretary of the Treasury to issue an additional \$500,000,000 in short term notes to facilitate the funding of Victory notes and certificates of indebtedness.

Pythians Preparing To Have Big Ceremonial

Twin City Will Entertain Pythians at Big Meeting Late In November

Winston-Salem, Sept. 28.—Wednesday, November 23, is to be Pythian Day in Winston-Salem. One of the features will be a big parade in the afternoon. It will be participated in by the Pythians, Dukes, the Divan from Bagdad Temple, Asheville, and floats by the merchants. At night there will be a Duke ceremonial. Members of the order will be here from Greensboro, Charlotte, Asheville and all of the adjoining towns where the order has lodges. The local committee is planning for biggest event of the kind ever staged in North Carolina.

Mrs. Mary Hoskins, of this city, is 74 years old and she makes the state claim that her eyesight is so good that she has never found it necessary to use glasses.

Announcement is made today that a conference of the Rotary Club of the Seventh district, comprising Virginia, North and South Carolina, will be held in Winston-Salem next spring.

Tobacco and Cotton Continue Good Prices

Goldsboro Reports Thousand Bales of Cotton Sold at Average of 20 Cents

Goldsboro, Sept. 28.—Fifty seven thousand pounds of tobacco were sold on the Goldsboro market today, bringing an average of \$23.59 per hundred pounds. Farmers from every section express satisfaction with prices received here.

Around 1,000 bales of cotton have been sold on the Goldsboro market this week, bringing slightly over 20 cents a pound. Many growers from adjoining counties continue to bring their cotton to Goldsboro.

The business and professional men of Goldsboro have completed plans to have the farmers and business men from the Northern section of the county as their guests at a barbecue to be given at Hooks Grove Friday afternoon at 4 o'clock. One thousand and fifty men from the northern section of the county and 150 business men of Goldsboro have signified their intentions of attending.

ROYAL ARCH MASONS MEETING IN ASHEVILLE

Asheville, Sept. 28.—A reception to the General Grand High Priest and staff by the Grand Chapter of Iowa, was the concluding feature of the opening discussion of the thirty-eighth triennial convocation of the General Grand Chapter, Royal Arch Masons here today.

The address today by Frederick W. Craig, general grand high priest of Des Moines, Ia., was heard with interest by representatives of grand chapters from all parts of the United States.

The Missouri delegation tonight presented Mrs. John H. Anderson, of Fayetteville, N. C., chairman of the ladies' committee, with a handsome brooch as a token of appreciation of her efforts in entertaining the ladies.

NEW HOTEL NEARING COMPLETION AT SANFORD

Sanford, Sept. 28.—The Sanford hotel, which was burned many months ago and which is being rebuilt on the same spot on a larger scale, is nearing completion, and it is expected that it will be ready for occupancy by the middle of October.

The hotel is a 61-room, three-story brick building, with modern equipment throughout. It will be one of the best hotel buildings in this section of the State. The owner, Dan C. Lawrence, has leased the building to Gus Wombie, who for many years operated quite successfully, this hotel until a few months before it was burned.

The Sanford tobacco market has opened up wonderfully well. Good prices have obtained at every sale, and in some cases fancy prices have been paid for good qualities of the weed. As high as \$90 per hundred has been paid. Many farmers have averaged as high as \$40 per hundred. The general average so far has been about \$25. So far every one concerned seems to be well pleased with the market.

The Sandy Creek Baptist Association will meet with the Baptist church at Bennett Thursday morning at 10:30 in its one hundred and sixty-third annual session and will continue through Sunday. Dr. Frederick M. Gardner, of Southern Pines, who has just returned from his summer's vacation in the north preached a very able sermon at the Baptist church here tonight, on his way to the Association tomorrow.

LIBERTY BONDS AGAIN DOMINATE THE MARKET

New York, Sept. 28.—Trading in Liberty issues and particularly in Victory notes, again dominated the bond market today. Dealings approximated \$12,000,000 or almost three-quarters of the day's total operation on the stock exchange. Heavy transactions at private sales also were reported.

Most of the Liberties closed at trifling losses, but Victory 4-3-4s repeated their recent maximum of 99.50 on sales aggregating \$5,800,000 par value.

Included in this total were individual lots ranging from small amounts to \$200,000, \$500,000 and one block of \$1,100,000 which sold at 99.48. This is the largest single transaction since the recent upward movement.

Private dealers in United States bonds claimed that much of the renewed demand for these securities came from investors of moderate means. The buying power, they said, was broadening to points in New England and the Middle West.

WANT VOLSTEAD ACT TO BE MODIFIED BY CONGRESS

Baton Rouge, La., Sept. 28.—The senate passed the Dood prohibition enforcement bill today by a vote of 22 to 18. The senate also passed the Prowell concurrent resolution petitioning Congress to modify the Volstead act to permit the sale of light wines and beers. The vote on this measure was 28 to 13.

JOCK HUTCHISON PUT OUT BY PENNSYLVANIA

New York, Sept. 28.—The elimination today of Jock Hutchison, of Chicago, leader of the British open golf championship and playing through defender of the Professional Golfers' Association championship, was the first real upset of the tournament at the Inwood Country Club. He was defeated by Gene Sarazen, Titusville, Pa., by the overwhelming score of 8 up and 7 to play. Sarazen played perfect golf, while Hutchison was way off his usual form.

Another Altitude Record By Army Aviator Made In Plane

Deyton, Ohio, Sept. 28.—Lieut. John A. MacReady, test pilot at McCook field, today shattered the world's altitude record, attaining a height of 40,800 feet in the same La Pere biplane used by Rudolph C. Schroeder, who set a record of 38,180 feet on February 28, 1920.

Lieutenant MacReady was in the air one hour and 47 minutes, requiring only a few minutes of the total flying time to reach his mark. At 39,900 feet he formed on his oxygen tank, but he pressed on until the altimeter registered 41,600 feet. At this point his engine coughed and died. He then glided safely to the ground.

MacReady's new record is 2,620 feet higher than that of Schroeder, and this flight the pilot surmised none of the hardships met by the former chief test pilot. Schroeder's eyeballs froze and excessive dilation of the heart kept him in a hospital nearly two weeks after the flight.