

SUPREME COURT FILES OPINIONS

Mecklenburg County Highway Commission Must Pay Road Bill

In a batch of seventeen opinions filed yesterday, the Supreme Court reversed Judge T. J. Shaw in the cases of the Commissioners of Mecklenburg County against the Highway Commission of that county and as a result, the road body, instead of the county commissioners, will have to pay the State Highway Commission \$42,703.64 for the highway construction complete after the County Highway Commission succeeded the County Commissioners in jurisdiction over all road matters on April 4, 1921.

In addition, the Court found an error in the trial and conviction of Sol and Latt Sigler, of Buncombe County for the murder in the second degree of Luther Merrill January 21, 1921. The Siglers were sentenced to twenty years each in the State Prison for the killing of Merrill at an illicit distillery operated by the Siglers.

The Mecklenburg county highway case arose out of the question of which county should be responsible for \$42,703.64 due the State Highway Commission for the construction of 14 miles of road in the county after April 4, 1921 when the County Highway Commission took over the road activities of the County Commissioners.

The intent of the legislature, Judge W. P. Stacy, writing the opinion observed, apparently was to vest all local road authority in the highway commission, it having been required in the special act that the county commissioners should turn over to the Highway Commission all funds available for road purposes.

"Hence, we observe," the opinion said, "that it is but meet and in keeping with the true intent and spirit of the law that the Mecklenburg Highway Commission should assume the balance of the obligation for the completion of the project No. 26 after April 4, 1921."

Opinions filed by the court yesterday follow: House vs. Gillett, Halifax, affirmed; Robinson vs. Board Comrs. Brunswick, affirmed.

Irvin and Montgomery vs. Harris, appeal by defendants from Rockingham modified and affirmed; Irvin and Montgomery vs. Harris et al, appeal by Robert Harris, Jr., from Rockingham, reversed.

Steady vs. Anderson, Surry, no error; Woerner vs. Davidson Co., Davidson, error; Bucher vs. Sanders, Guilford, reversed; Wilcox vs. McLeod, Moore, affirmed.

Bowman vs. Howard, Scotland, no error; Board Comrs. vs. Highway Comm., Mecklenburg, reversed; Lapham vs. Dr. Gen., Iredell, affirmed.

Poster vs. Williams, Wilkes, plaintiff's appeal reversed; defendant's appeal affirmed; Mica Co. et al. vs. Express Co., Mitchell, reversed.

State vs. Satterwhite, Buncombe, appeal dismissed; State vs. Slagle, Buncombe, no error; Pickens and Bradley vs. Whitton and Herring, Buncombe, affirmed.

Rogers vs. City of Asheville, Buncombe, affirmed.

SENATE MAY NOT GET NEW TREATY BEFORE JANUARY

(Continued From Page One) For of Democratic senators declare that they are of the opinion that Japan has scored for its benefit both in the four power pact and in the Yap mandate agreement and has won a signal diplomatic victory.

The Democrats still maintain what is regarded as an ominous silence with regard to the four power treaty and the storm signals are up in the Senate when talk about it begins, this expected at any time. Aside from this there is a report current tonight that there is trouble brewing within the Democratic ranks, that there has been a clash between Senator Glass and Senator Underwood as to the treaty and that the question of Senator Underwood remaining as floor leader of the Democrats is under discussion. Many Democrats did not wish him to serve as a member of the limitation conference, and the rumor is that there is talk of Senator Simmons, Senator Pat Harrison, or Senator Pomeroy being pressed for floor leader. Among newspaper men tonight the talk is that there is something in the reported break away from Senator Underwood.

The father, mother and sisters of Rabbi Karl Smullin, of Winston-Salem, who have been held up at Ellis Island after their arrival from Poland, will be permitted to go to Winston-Salem to visit Rabbi Smullin and steps are being taken to make it so that they can remain in this country. This was arranged at a conference held this morning between Senator Simmons' office and the Department of Labor, the Department agreeing to temporarily admit to this country Benjamin Schmolowitz and Esther Schmolowitz, the parents of Rabbi Smullin, and his two sisters. Furthermore, the department has decided to give consideration to the matter because the quota of immigrants from Poland had already been filled.

member of the Hebrew race in Winston-Salem and is very highly esteemed in that community. Senator Simmons has received letters from some of the most prominent citizens of Winston-Salem requesting his aid for Rabbi Smullin, who was in great distress over the impending deportation of his aged parents and young sisters. Senator Overman has also been working on this case and secured a ruling by which the family was held at Ellis Island instead of being deported at once.

Representative Ward has been notified by the postoffice department that the eligibles for Postmaster at Gatesville are Mrs. Mary W. Turner, first and Edgar Gross, second. Mr. Gross is the present postmaster, having held the position for ten years. At Highland in Lawson county the only eligible is a doctor, Spivey. At Jameville, Martin county, the eligibles are J. L. Darnport and K. O. Mobley in the order named.

SLAYER OF DR. GLICKSTEIN VISITOR HERE MONTH AGO

Marion Cobb, of the Hotel Raleigh, believes that Mrs. Charles S. Raizen, the woman who killed a Brooklyn physician last Saturday, was the woman who about a month ago spent a night in Raleigh, saying she was traveling alone and leaving her car for the night in the Cobb garage on Martin street. In ordering the pistol with which she killed Dr. Glickstein, Mrs. Raizen wrote that she was touring the South alone and wanted a pistol for protection. The press dispatches describe her as having jet black eyes and being about five feet five inches in height. The woman who stopped over here on her way South for a night traveling in a roadster answered that description perfectly, said Mr. Cobb. The incident impressed itself on his mind as it was the only instance in his recollection of seeing a woman traveling alone.

COLLEGE HAZERS ATTACK FRESHMAN AT WAKE FOREST

(Continued From Page One) attention and was in condition to attend chapel later. Pistol For Protection. Patterson denies that he purchased the pistol for any other purpose than protection. On the Monday following the Sunday that his pistol arrived, a notice was posted on the bulletin board of the college reading "Get Patterson, his heavy artillery has arrived." The attempt at having lock place the next night.

After the shooting episode on November 8th, three students came to the home of W. L. Ray later in the evening and demanded that they be permitted to see Patterson. Mr. Ray refused and not until after he had told them three times to go away did they comply with his request. They or others then shot several times in the streets and Mr. Ray's wife, who is not strong at best, was so badly frightened that it was necessary to call Dr. S. W. Thompson to attend her. While Dr. Thompson was in the house somebody stole the batteries out of his car.

While nobody knows just how many hazing cases have taken place here this season, it is reported that there have been no less than a dozen and some put the estimate as high as twenty. The college rule is that discovery of anyone hazing means expulsion. It is largely up to the student senate, composed of ten students, to discover the hazing.

Trustees Oppose Hazing

The board of trustees of Wake Forest College are dead against hazing and will no doubt take cognizance of the wild and woolly West methods adopted by the hazing this morning. The college faculty is not as a whole so dead set against it as public opinion would seem to warrant.

Several faculty members are believed today felt that Patterson by his undiplomatic actions had invited the disaster that has come upon him. They were very frank to believe that the men who did the hazing had taken advantage of the feeling against Patterson, which faculty members attributed largely to the fact that he had resorted to carrying a pistol to administer punishment to the freshmen.

Surmises that the expelled students had anything to do with the hazing this morning are not countenanced here. It is generally believed that the hazers were students in college.

DAIL EIREANN TAKES UP ANGLO-IRISH AGREEMENT

(Continued From Page One) tion to the electors, among whom all indications seem to point there is a large majority in favor of the treaty. Except for a Sinn Fein flag draped with crepe and hung from a telephone pole, the only evidence of propaganda against ratification of the treaty outside University College, where the sessions of the Dail were held, were members of the Communist party in Ireland, who endeavored to distribute pamphlets urging rejection of the treaty. Members of the Irish republican army dispersed the Communists and confiscated their literature.

To Cure a Cold in One Day Take Laxative BROMO QUININE

The genuine bears the signature of Dr. W. Grove. (Be sure you get BROMO.) 50c. (Adv.)

House Amends Rules Whereby It Shuts Off All New Legislation

(Continued From Page One) to study the situation that has called the General Assembly into special session. Opposition was withdrawn before the end of the night session, and the measure put on its final reading. The members of the Commission are to be named by the presiding officers of the House and Senate.

The Connor measure providing jury trial for such cases as have recently come to the Supreme Court from Yadkin county in the matter of forcing the levy of more than 20 cents tax for schools was submitted, and passed, over the vigorous protest of Everett of Durham, and Templeton of Wake. Opponents of the bill saw no necessity for jury trial and Mr. Templeton wanted to "palliate the farcical performance" by importing juries from adjacent counties. Both opponents were overruled.

The House came back for serious attention to business at the night session, and more than 100 measures on the local calendar were passed, and only 30 bills, all of them public, remain on the calendar for today. Among those passing last night were the State vehicle law, and the bank tax bill. The latter developed some opposition, but got through by the substantial vote of 72 to 21. The House is practically clear of routine today, and no further bills are being introduced unless they come through the back door from the Senate.

Residents of other localities, "no matter how long it takes." Want All Precautions It is certain that the North Carolina Municipal Association will insist that no precaution be omitted to prevent it from being declared invalid again, but it is possible that the amendment will cause a conference between the two houses and that the Senate will recede.

The other emergency mentioned in the Governor's call was disposed of yesterday when the Senate, with out any discussion whatsoever, passed on its final reading the bill authorizing the State Treasurer to borrow not to exceed \$710,000 to meet the deficit in the school equalization fund for the year ending June 30, 1922. The bill has already passed the effective date into a law.

The Senate passed a measure of local bills at its regular session, but a recess until eight o'clock last night was taken when the public calendar was reached.

One of the local bills considered development the first friction of the session between the two houses. By an error of draftsman ship, Brunswick county was omitted from the provisions of the state-wide stock law passed at the regular session. Last week the Senate passed a bill rectifying the error but the House incorporated an amendment postponing the effective date until January 1, 1922. The Senate refused to concur and asked for a conference, which resulted in a compromise, the date being fixed at July 1, 1922.

WITNESSES TELL OF INCIDENTS AT EASTLAKE'S HOME

(Continued From Page One) with Miss Knox on the morning of the killing. He identified articles of wearing apparel belonging to Miss Knox and stated he had seen her and Eastlake together on several occasions.

Mr. Carrothers told further of having seen Miss Knox searched by several women at the suggestion of Eastlake, who he said had told him McKenney, Hugh Goyt, a worker at that Miss Knox "used to be."

Following the testimony of the Dalhingen proving station, where Eastlake was employed and who at one time said he shared his house at that place with the Eastlake family, testified to having seen Miss Knox and Eastlake together on several occasions there alone. When sharing his house with the Eastlakes, the witness said, they appeared to get along together harmoniously.

AUTOMOBILE CASE UP FOR ARGUMENT

(Continued From Page One) Eastern North Carolina towns, and if he were not now Commissioner of Public Works of the City of Raleigh. Mr. Bray answered the questions.

HOW TO GET RID OF COLDS AND CATARRH

A Simple, Safe, Inexpensive Method that Clears Out the Head, Nose and Throat. There must be readers suffering from chronic catarrh who would like to know how they can stop catching cold after cold, for they must realize that sooner or later this may lead to deafness and other serious troubles.

Dr. Blosser, a respected physician, and for years a specialist in catarrh, is the discoverer of a pleasant, direct method that can be used by man, woman and child. His remedy is made from medicinal herbs, flowers and berries which you smoke in a dainty pipe or cigarette, and inhale the vapor into all the air passages. It contains no opium, tobacco or habit-forming drugs.

Dr. Blosser's Remedy is effective in all forms of colds, catarrh, asthma, catarrhal headache and ear troubles that may lead to deafness. You will breathe better and feel better after using it. Satisfactory results guaranteed. Any well stocked drug store can supply Dr. Blosser's Remedy.

A trial package containing eight cigarettes will be mailed to you free for ten cents (coin or stamps) by The Blosser Co., 40 DT, Atlanta, Ga., to prove their beneficial and pleasant effect. (Adv.)

Ends Stubborn Coughs in a Hurry

For real effectiveness, this old home-made remedy has no equal. Satisfy and cheaply prepared. You'll never know how quickly a bad cough can be conquered until you try this famous old home-made remedy. Anyone who has coughed all day and all night, will say that the immediate relief given is almost like magic. It is very easily prepared, and there is nothing better for coughs.

Into a pint bottle, put 2 1/2 ounces of Fines; then add plain granulated sugar syrup to a full pint. Or you can use clarified molasses, honey, or corn syrup, instead of sugar syrup. Either way, the full pint saves about two-thirds of the money usually spent for cough preparations, and gives you a more positive, active remedy. It keeps perfectly, and tastes pleasant—children like it.

You can feel this taste hold instantly, soothing and healing the membrane in all air passages. It promptly loosens a dry, tight cough, and soon you will notice the phlegm thin out and disappear. A day's use will usually break up an ordinary cold, chest cold, and it is also splendid for whooping cough, croup, hoarseness, and bronchial asthma.

Fines is a most valuable concentration of the finest honey, purest pine extract, the most reliable remedy for throat and chest ailments. To avoid disappointment, ask your drug store for "Fines" and insist on the genuine. It is guaranteed to give complete satisfaction, or money refunded. The Fines Co., 21, Hayes, Ind.

SAYS WITNESSES TAMPERED WITH

Solicitor Takes Nol Pros for Needham and E. P. Bagwell

Despite the determined efforts of the defense to secure a continuance Judge W. M. Bond yesterday acceded to the request of Solicitor Herbert E. Norris and Rufus Bagwell and Dallis Johnson, two young white men, were put on trial for assault and robbery and for forgery. When court adjourned yesterday afternoon, M. E. Fleming, the victim of the alleged assault, was on the stand.

W. B. Snow and W. H. Sawyer represented the defendants and it was while Mr. Snow was making his appeal for a continuance that Solicitor Norris charged in open court that the State's witnesses were being tampered with.

Tuesday afternoon, Mr. Norris stated to the court, he found it necessary to have one of the State's witnesses, M. E. Fleming, locked up, to protect him from friends of the defense who were trying to keep him drunk. Yesterday afternoon, the Solicitor had another witness brought in from the county, and he, too, it was stated, was highly intoxicated.

"That is something I have never had to do in all my practice as Solicitor of the district," declared Mr. Norris referring to his action toward Fleming.

Fleming, first witness, testified that on August 24 he came to Raleigh from Creedmoor with a \$100 check and two fifty dollar Liberty Bonds, went to the Belmont Hotel with Rufus Bagwell and Dallis Johnson, who furnished whiskey. In fifteen minutes the witness said, he was asleep. When he awoke next morning his Liberty Bonds and his check were missing.

W. B. Snow was in the midst of his cross examination when court recessed. Prior to this, the Solicitor had taken a nol pros in the case of E. P. and Needham Bagwell who were indicted on charges similar to that of Rufus Bagwell, and Johnson.

HOME SERVICE DRIVE ENDS CLOSE TO GOAL

Assured of a total of approximately \$4,500, Dr. J. A. Ellis, chairman of the Salvation Army Home Service campaign, yesterday offered his thanks to the workers who assisted in the drive, called on all those who have not sent in their money to do so, and announced the close of the campaign.

It ends somewhat short of the amount desired, but Dr. Ellis and the other workers agree that Christmas season is no time to canvass for the remainder.

While there are some reports still outstanding the returns from the various groups of workers follow: Rotary Club \$1,074.87; Woman's Club 863.81; Civitan Club 627.56; Kiwanis Club 627.17; Business and Professional Women's Club 469.58; Other workers 368.25; Elks 290.45; Total \$4,218.49

ST. LOUIS AMERICANS ANNOUNCE BIG TRADE

New York, Dec. 14.—(By the Associated Press)—The first of a series of baseball trades in the big leagues was announced today when the St. Louis Americans traded eight players for Dave Danforth, star left-handed pitcher of the Columbus team of the American Association.

For Christmas give him a SURE-FIT CAP (ADJUSTABLE) You needn't know his size

DON'T FORGET DAD THIS CHRISTMAS

Dear old Dad, always so generous, always shelling out, so that your Xmas and mine will be happy—let's give him a gift this year!

Here's something he'll be glad to get—a cap that is sure to fit. Each SURE-FIT cap fits any head. The adjustable strap that is part of the cap sees to that.

No elastic—just a little invisible strap that can be tightened or loosened at will.

Watch Dad smile when he picks his SURE-FIT Adjustable Cap off the Xmas tree.

Ask your dealer—or if he doesn't carry SURE-FIT, drop a line to us. FINE & LEVY, 696-702 BROADWAY, N. Y.

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New Lamp Has No Wick. No Chimney. No Odor. Most Brilliant Light Known.

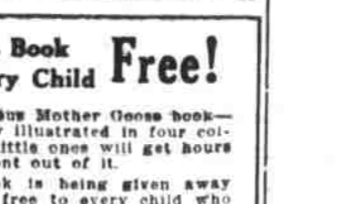
A new lamp which experts agree gives the most powerful home light in the world, is the latest achievement of W. H. Hoffstadt, 258 Factory Bldg., Kansas City, Mo. This remarkable new lamp beats gas or electricity—gives more light than three hundred candles, eighteen ordinary lamps or ten brilliant electric lights, and costs only one cent a night, a blessing to every home on farm or in small town. It is absolutely safe and gives universal satisfaction. A child can carry it. It is the ambition of Mr. Hoffstadt to have every home, store, hall or church enjoy the increased comfort of this powerful, pleasing, brilliant, white light and he will send one of his new lamps on free trial to any reader of the News and Observer, who writes him. He wants one person in each locality to whom he can refer new customers. Take advantage of his free offer. Agents wanted. Write him today. (Adv.)

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It's a famous Mother Goose book—handsomely illustrated in four colors. The little ones will get hours of enjoyment out of it.

This book is being given away absolutely free to every child who calls at our office or writes us before Christmas day.

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Why do they Stop at this Pump?

BECAUSE it is dispensing the improved "Standard" Motor Gasoline. Both demand gasoline which will fire when the spark goes on. They want power for speed and hard hills. They want clean burning fuel that won't foul the motor and the lubricating oil with carbon. They want gasoline that meets all these specifications and at the same time gives big mileage per gallon—even in cold weather.

So they naturally stop where they get balanced gasoline—"Standard" Motor Gasoline. By "balanced" we mean gasoline that tests higher on all important gasoline properties; that insures maximum motor efficiency with fuel economy.

"Standard" Motor Gasoline leads the procession in volatility, rate and completeness of combustion, pressure developed and work done, as measured by the speed, power and mileage of any type of automobile.

Put your motor on a diet of balanced "Standard" Motor Gasoline and you will have less trouble and expense. Your motor will start more quickly. Your car will climb hills more easily. You will get further on a gallon.

Lubricate with Polarine, the enemy of friction. It is not only the best oil, but the cheapest per mile of service.

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