

WEATHER

Partly cloudy to cloudy tonight with occasional rain tonight and Wednesday.

The Times-News

Largest Daily Circulation of Any Newspaper in North Carolina in Proportion to Population

HENDERSONVILLE, N. C., TUESDAY, NOVEMBER 9, 1937

GOOD AFTERNOON

German leaders propose to shorten each shirt-tail two inches. A Nazi will be happy if he has somewhere to tuck it, the government presumes.

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DOOMED BATTALION HOLDS POOTUNG

Big Cotton Acreage Reduction Favored

OTHER ACTION ENVISIONED TO BOOST COTTON

White House Economic Conferences Point to General Change in Plan

WILL ENABLE F.D.R. TO GIVE VIEW OF NEEDS

WASHINGTON, Nov. 9. (UP)—Farm administration officials today planned sharp reductions in the 1938 cotton acreage to prevent a repetition of a record crop. This alone will not solve the problem as the AAA soil conservation resulted in a greater yield per acre.

DOUGHTON IN ON TODAY'S CONFERENCE

WASHINGTON, Nov. 9. (UP)—President Roosevelt called Secretary of the Treasury Henry Morgenthau, Secretary of Agriculture Henry A. Wallace, Acting Budget Director Daniel Bell, chairman of the House Ways and Means Committee Robert Doughton, and Fred Vinson, chairman of the ways and means sub-committee studying tax revision into conference today on the general business situation and agriculture, as affected by yesterday's prediction of a record cotton crop and the possible revision of tax laws.

Possible reshuffling of the administration's relief, budgetary and other economic policies arose here as President Roosevelt began a series of conferences to obtain first hand information on the scope of the current business decline.

Spending one of his busiest days in months, the president yesterday obtained a wide picture of relief, unemployment, budgetary and business conditions from his advisors, both official and private.

He conferred more than four hours with Works Progress Administration Director Harry Hopkins, Leon Henderson, chief WPA economist, Isador Lubin, head of the bureau of labor statistics, and Laughlin Currie, federal reserve economist.

Observers believed that President Roosevelt was seeking the "last word" on whether his policies will have to be shifted or altered in time to convey the information, if necessary, to congress when it convenes Monday in special session.

The relief and unemployment conference followed a series of important developments including: 1. An appeal to Mr. Roosevelt by J. Davis Stern, Philadelphia and New York publisher, not to apply the "monetary brakes" so rapidly and to ease credit restrictions.

Rebels Will Mine Valencia Coast

SALAMANCA, Spain, Nov. 9. (UP)—Generalissimo Francisco Franco's headquarters here warned all shipping last night that, effective Wednesday, 165 miles of the Loyalist Mediterranean coast around Valencia will be mined for his Nationalist blockade.

The mined section, which Franco said was "imposed by the necessities of war," extends from Cape Tortosa, 110 miles north of Valencia, to Cape De La Nao, 65 miles south.

JUSTICE DEPT. TO STUDY NEW BLACK ATTACK

Fourth Attempt to Unseat Associate Supreme Jurist Begun

COURT ACCEPTS ONE APPEAL FROM NLRB

WASHINGTON, Nov. 9. (UP)—A fourth attempt to unseat Associate Justice Hugo L. Black was begun by two individuals yesterday less than 30 minutes after the supreme court had rejected a challenge by a group of Florida brokers to the former Alabama senator's fitness and eligibility.

The latest challenge came from Elizabeth S. Seymour, of Salamanca, N. Y., and Robert Gray Taylor, of Medina, Pa., who identified himself as chairman of the "Philadelphia court plan committee." Their petition sought permission to file a brief "containing certain allegations affecting the legality of the oath" taken by Black.

"Plaintiffs are not members of the bar and seek a solution satisfactory to the court and to the American people as well as the judicial convictions of the court," the petition said.

Simultaneously, Jesse C. Duke, Virginia attorney, filed a new petition with the court challenging the right to Chief Justice Charles Evans Hughes, and Justices James C. McReynolds and Owen D. Roberts to participate in his appeal from a lower court decision disbaring him.

Duke would bar Hughes on technical grounds; he would bar McReynolds on the ground that he is a "close personal and political friend" of District of Columbia Court of Appeals Justice Charles H. Robb who presided at the disbarment proceedings and he objected to Roberts because of his reputed friendship with Leo A. Rover, former district attorney for the District of Columbia and complaining witness against Duke.

Meantime, the White House said that a letter from Albert Levitt, former special assistant attorney general, asked President Roosevelt to instruct Attorney General Homer S. Cummings to proceed at once with quo warranto proceedings to remove Black from the bench, had been sent to the justice department for study.

Levitt accused Mr. Roosevelt of being directly responsible for Black's "illegal" seating.

The court split 6 to 3 on a decision which held that income derived from tax exempt bonds of a state or political subdivision is taxable in the hands of a recipient. The court upheld the Iowa supreme court's ruling invalidating a tax assessment of \$1,384 which was levied against \$36,893 income derived by Henry O. Hale and his wife, Elizabeth, from interest on tax exempt bonds in 1935.

Justice George Sutherland read a dissenting opinion in which Justices McReynolds and Pierce Butler concurred.

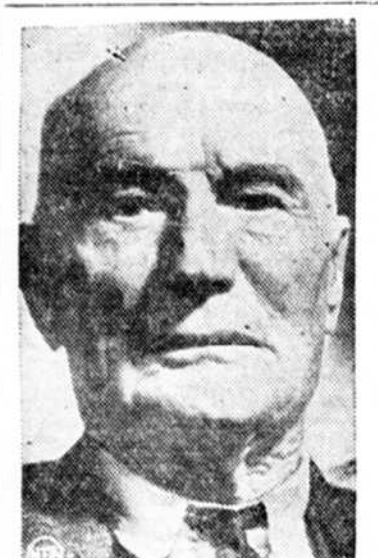
Other court decisions yesterday included: Validation of the Washington state law subjecting motor tugboats operating chiefly within the state's harbor and waterways, to state inspection service if they are not already under federal supervision.

Refusal to review the constitutionality of milk marketing agreements under the Agricultural Adjustment Act.

Hinted that the court may not pass on the legality of anti-trust injunctions against sit down strikers as challenged by the hosiery workers union in the strike at the Apex Hosiery Co., Philadelphia.

CITY TO OBSERVE COMPLETE HOLIDAY ON ARMISTICE DAY WITH PARADE AND SERVICE

Would Divorce 'Playgirl' Wife



C. B. Clayton, above, 92, of Long Beach, Calif., wants a divorce and alimony from his 77-year-old wife because she wants to play around against his will.

BISHOP HULSE HEARD BY ST. JAMES GROUPS

Bishop of Cuba Describes Economics From Which People Suffer

Bishop Hulse of Cuba last night addressed a joint meeting of the Men's club of St. James Episcopal church and the Young Woman's auxiliary in a session of which Mr. and Mrs. William P. Frazier acted as host and hostess to the two groups at their home on Washington at Third avenue.

A group of about thirty people heard the Episcopal prelate, who has been bishop of Cuba since 1915, discuss world conditions and the efforts of missionaries and their aims.

Bishop Hulse discussed briefly the work and needs among the Chinese and then turned to his own jurisdiction of Cuba after outlining the viewpoint that led him into the missionary field.

He explained that as a young man he had sought some course which would help to relieve the suffering in the world, and saw in all the agencies of reform and government with which he could unite only temporal results could be expected.

Then the speaker pointed to the symbol of the Russian revolution, and the Swastika, emblem of the German people, as representative of the two opposing trends in political organization of the day.

Between these two, he declared, stands the banner of Christianity, symbolic of sacrificial love, and he challenged his hearers to accept it.

Dowager Queen's Illness Serious

BUCHAREST, Roumania, Nov. 9. (UP)—The condition of Dowager Queen Marie, 62, mother of King Carol, was reported today as serious. She vomited blood during the night but seven attending physicians said she was not in immediate danger.

O. B. Crowell Will Deliver Address; Football and Dance Arranged

The complete program for the observance of Armistice Day, the 19th anniversary of the end of the World war, was announced today by officers of the Hubert M. Smith post of the American Legion.

Hendersonville will observe the day as a complete holiday. City and county offices, the State Trust Co., library, and most of the city stores and business places will be closed all day.

The post office will not observe the day as a holiday and the usual service will be given.

City schools will have a half-holiday, beginning immediately after the service which will be held in the high school auditorium at 11 o'clock.

A parade at 10:30 o'clock on Thursday morning will open the celebration under the auspices of the Legion. The parade will assemble at the county court house at 10 o'clock and move off at 10:30 o'clock.

The line of march of the parade will be north on Main street from the court house to Eighth avenue, and then west on Eighth avenue to the high school auditorium.

The parade will be led by Chief of Police Otis Powers as grand marshal. In the line of march will be the Gold Star mothers, Confederate veterans, the high school band, the color guard, members of the American Legion and ex-service men, Sons of the American Legion, the American Legion Auxiliary, the Junior Legion Auxiliary, Boy Scouts, Girl Scouts, Spanish-American war veterans, United Daughters of the Confederacy, Daughters of the American Revolution, and the Red Cross float.

The patriotic service will follow at 11 o'clock at the high school auditorium. The service will open with the Advance of the Colors, and the singing of "America" by the audience. The invocation will be by the Rev. B. E. Wall, chaplain of the Hubert M. Smith post.

A one-minute period of silence will be observed in honor of the World war dead, followed by the playing of "taps."

The Legionnaires will recite the preamble to the Constitution of the American Legion, and greet the Cantor Black Bears in an Armistice Day football game at 2:30.

A dance will be given in the evening at 9 o'clock at the American Legion home when round and square dancing will be the order of the occasion.

Windsors' Tour Is Rearranged

PARIS, Nov. 9. (UP)—The Duke and Duchess of Windsor will tour America right after Christmas, English friends said. They will make no attempt to study housing during their several weeks' visit and will go to Honolulu when they leave.

All thought of their proposed industrial survey was dropped because of the furore it has created, and the unfavorable weather that will prevail when they do come.

DOMINICAN-HAITIAN BORDER STRIFE TAKES 1000 LIVES, SAID

WASHINGTON, Nov. 9. (UP) Haiti's foreign minister, Georges Leger, today arrived here, saying he has irrefutable evidence that one thousand Haitians have been slain on the Dominican Republic side of the border since early October.

COUNTY NURSE ONE OBJECTIVE OF RED CROSS

Complete Organization for Annual Drive Announced by J. C. Coston

DEFINITE ADVANCE IN LOCAL WORK SOUGHT

Hendersonville and Henderson county's annual Red Cross roll call campaign will get underway next Monday, November 15, when J. C. Coston, county chairman, and a large staff of workers will take the field in an effort to set a local record for memberships and money raised.

This year the Red Cross workers have their goal set at an average one membership in each home in the county, and a corresponding increase in money raised that will enable the Red Cross to really mean something in Henderson county.

Mr. Coston is hoping that sufficient money will be raised to employ a county nurse, conduct courses in home hygiene and first aid, and render other services to the people of this county.

The campaign this year will be carried to every section of the county and all citizens will be given an opportunity to make contributions. Another feature of the campaign this year will be the Junior memberships for school children. Regular memberships are one dollar each and junior memberships are 50 cents.

Campaign headquarters for the Red Cross drive will be opened next Monday morning in the lobby of the State Trust company. Mrs. E. G. Crews has offered her services and will be in charge of this office.

Mr. Coston today asked that workers report to Mrs. Crews at headquarters rather than at his office.

A large number of workers are ready for the drive. Mr. Coston is county chairman, and also plans to do some field work. Mrs. O. B. Crowell is roll call chairman for the city, and Mrs. Robert S. Gibbs is chairman of the junior membership campaign. Rev. A. W. Lippard is county secretary, and Mayor A. V. Edwards is secretary.

Mrs. Louis Sherman is in charge of advertising for the campaign, and plans to have a Red Cross float in the Armistice day parade on Thursday.

A list of workers in the drive was announced today by Mr. Coston and is as follows: Mrs. L. A. Blair, Mrs. Albert Durham, Mrs. Emil Latt, Mrs. A. V. Edwards, Mrs. Fred Justus, Mrs. R. C. Sample, Miss Ruth Hosmer, Mrs. R. R. Arledge, Mrs. G. C. Richardson, Mrs. Frank Yarborough, Mrs. J. Steve Porter, Mrs. Lula Bayne Hayes, Mrs. H. E. Buchanan, W. (Continued on page four)

Civic Choral Club Rehearsal Called

Group Is Planning Early Public Appearance

Attention was called today to the regular rehearsal of the Civic Choral club, to be held Wednesday night at 8:30 o'clock at the Presbyterian church houses. Sponsors and leaders of this group ask a full attendance of those who have been participating in the rehearsals in view of the fact that the club is to give public performance in the near future.

Thanksgiving Is Proclaimed With Nation At Peace

WASHINGTON, Nov. 9. (UP)—President Roosevelt today declared, "We have no selfish designs against other nations," in his annual formal statement designating Thanksgiving a national holiday.

"The period, unhappily marked in other parts of the world by strife and threats of war, finds our people enjoying the blessings of peace," he said.

Faces Jail for Cutting Prices



Insisting that he has a right to sell his goods at whatever price he wishes, George T. Hilden, above, faces a fight in Minnesota courts under the state "fair practice" act. Hilden is proprietor of a cut-rate drugstore in Rochester, Minn., near the famous Mayo clinic.



Customers serve themselves in the Pay Less Drugstore of Rochester, Minn., above, now the storm center of a suit testing the state "fair practice" law which requires a 10 per cent "mark-up," and makes a misdemeanor of selling for a smaller profit.

DE FONTANGES NOT TO LAND

Duce's Ex-Mistress Barred From U. S. on 'Moral Turpitude' Grounds

NEW YORK, Nov. 9. (UP)—Maga de Fontanges, handsome Frenchwoman and professed one-time mistress of Premier Mussolini, was excluded from this country today on the grounds of "moral turpitude."

The finding was based not on her alleged relationship with Il Duce but on the fact that she shot Count Charles de Chambrun, former French ambassador to Italy, during March.

She claimed that she wounded the Count because he broke up her affair with Il Duce.

She arrived aboard the Normandie yesterday and was detained aboard overnight.

A board of inquiry at Ellis Island announced her exclusion today.

Madame Fontanges, who had come here to take a \$50-a-week job in a New York night club, saw the bright lights of Broadway last night from the porthole of her tiny cabin aboard the luxury liner where she is held prisoner.

ITALO-SOVIET BREAK LOOMS

ROME, Nov. 9. (UP)—Strained relations between Russia and Italy neared a diplomatic break today after the Soviet ambassador to Rome had warned yesterday that Italy's adherence to the German-Japanese pact against communism was "contrary to the friendship accord of 1933."

An official communique revealed that the warning was delivered when the Russian ambassador Boris E. Stein visited Count Galeazzo Ciano, Italian foreign minister, during the day.

CHINESE QUIT SHANGHAI IN VIRTUAL ROUT

Native City, Jap Establishments Left to Invaders in Flames

FALL BACK 10 MILES TO NEW POSITIONS

(Copyright, 1937, United Press) SHANGHAI, Nov. 9. (UP)—Chinese today were believed to be withdrawing rapidly from their last stronghold on the southside of the city, and when all are gone Japanese will be in possession.

The Chinese cracked after astonishing resistance and are retreating fast on the west side as Japanese ferried tanks across Ssoochow creek to barricade that region.

Chinese had hoped to form new lines at Sunkiang, 17 miles south of Shanghai, but Japanese took that city first.

Now experts believe Chinese will take up a position 10 miles west of the city.

Japanese are making a "clean-up" of the Shanghai conquest, trying to isolate the city from all Chinese and were dropping bombs on retreating Chinese.

While the main Chinese columns fled westward at a pace that was almost a rout, a handful of comrades grimly stood their ground in Pootung area, apparently constituting another "doomed battalion."

Chinese troops abandonment of the Ssoochow creek area directly west of the International settlement, virtually ends the second "Shanghai war" as far as the populous foreign residential sectors are concerned.

The Chinese forces, attacked from the north and south, were said to have begun a general withdrawal at 2 a. m. southward in the direction of besieged Sunkiang and westward toward Nanzang, completing the evacuation by dawn.

A large section of Nantao, Chinese native city adjacent to the French concession, was in flames. Japanese charged that the Chinese started the fires before retreating. The important Japanese-owned Toyada mills, factories, houses and the rail depot were burning, endangering the French concession as a brisk north wind sprang up.

Japanese troops advancing westward sent their advance guard across the Hungjiao road to occupy the Hungjiao airfield, where two Japanese were killed in August, precipitating the present strife.

The Chinese were reported yesterday to have withdrawn from Pootung, Chinese industrial area across the Whangpoo river from the settlement. Although thousands of "dare-to-die" soldiers were left behind, the main body marched southward to meet a Japanese army of some 25,000 men advance northward from Hangchow bay.

Thus far the first time since the bloody Shanghai war began in the streets of Chapei on August 13, the fighting was carried beyond the immediate Shanghai area, eliminating the danger to thousands of foreigners within the city.

Foreign military authorities confirmed that Chinese forces had evacuated their positions along the entire western perimeter around Shanghai, including posts on the Shanghai-Hangchow railway.

It appeared that Lieut.-Gen. Iwane Matsui, supreme Japanese commander, had succeeded in carrying out his announced purpose of driving the Chinese out of the Shanghai area by tonight.

The Japanese, determined on complete encirclement of Shanghai, smashed against the walled city of Sunkiang, 17 miles southwest of Shanghai, and occupied it.

(Continued on page three.)

Jig - Saw Puzzle No Game Is Final Ruling In Court

WASHINGTON, Nov. 9. (UP) Is the jig-saw puzzle a game? "Yes," said the government and imposed a 10 per cent tax on the proceeds from the sale of jig-saw puzzles against the Viking Manufacturing Co.

"No," protested attorneys from the company.

"Yes," decreed a Massachusetts Federal district court.

"Absolutely no" interposed the first circuit court of appeals. After weeks of study and research, the highest tribunal in the land, the supreme court, had its say. It was: "No."