

END STRIKE OF SHOP CRAFTS SOON THEN

LOCATE BODIES OF THOSE ENTOMBED IN ARGONAUT MINE

Rescue Crews Reach the Victims of Mine Disaster August 27.

DIED WITHIN FIVE HOURS AFTER FIRE

Bulkheads Tell Story of Fight by 47 Against Impending Death.

JACKSON, Calif., Sept. 18.—(By The Associated Press.)—All forty-seven of the miners entombed in the Argonaut mine August 27 are dead, it was announced officially shortly before 9 o'clock tonight.

A note found on one of the bodies indicated that all the men had died within five hours of the beginning of the fire August 27, officials said.

All the miners were found behind the second of two bulkheads which had built in a cross cut 4,350 feet down in the mine. Byron O. Pickard, chief of the Federal Bureau of Mines for this district, was the first man to go behind the bulkhead and discovered the bodies.

Pickard, on an earlier exploration behind the bulkhead had counted 42 bodies and expressed the belief then that there were three there.

Byron O. Pickard, of the Federal Bureau of Mines, reported he had counted 42 bodies behind the second bulkhead built by the entombed men on the 4,350 foot level cross cut in the Argonaut workings.

B. F. McDonald, a mine rescue captain, said that from the appearance of the bodies the men had been dead several days at least.

E. F. Harrington, a rescue crew member, reported that he had counted 42 bodies and had declared he was positive there were others at that point.

A note found on one of the bodies indicated that all the men had died within five hours of the beginning of the fire August 27, officials said.

The same note bore a scrawled figure "47" apparently indicating the same man had attempted to leave word for those who might come after, of the condition of the mine at that hour.

Identification now is impossible. Mine officials declared that the condition of the cross cut behind the bulkhead was such that life could not have been sustained there by the entombed men for more than five hours.

The bodies were piled one on top of another and decomposition had progressed so far that identification would be impossible, Pickard reported.

The discovery of the first bulkhead was made at 5:12 p. m. The bulkhead is in a cross cut, broken down behind the bulkhead the air was very bad, they said.

After waiting a short time, the rescue crews proceeded through the cross cut, where they discovered a second bulkhead. The entombed miners who stuffed their clothes in the cracks to make it air tight.

However, the air was so bad between the two bulkheads that the rescue crews had to break it down before fresh air had been restored to the part of the drift in front of the second bulkhead.

A fresh air station was established on the 4200 foot level of the mine, about 5:30 p. m., to be used in resuscitating any of the men, who may be found in the workings who need it.

Doctors and nurses were rushed to the mine.

Governor's Proclamation Is Call Upon People Of State To Observe "Fire Prevention Day"

RALEIGH, Sept. 18.—Governor Morrison today issued a proclamation calling upon the people of the State to observe Monday, October 9, as "Fire Prevention Day" to be observed in such a way "as to vitalize and prevent the irreparable loss we annually sustain through individual neglect."

"We cannot make poverty a crime while we regard extravagance as a virtue, neither can we shut our eyes to carelessness and waste and thereby postpone the day of financial exhaustion," the proclamation begins.

"Living in a land of plenty we are apt to console ourselves with the delusive thought that we lose what we destroy. How about what we destroy? That which is lost may be recovered, that which is destroyed by fire is beyond restoration. Fire means destruction, not loss. How improperly, therefore, do we continue to refer to our annual toll of burned property as 'property fire loss.' It is destruction; deplorable because preventable; criminal because murderous."

"North Carolina waged a more intensive campaign in the cause of fire prevention during the past year than any like period of its history, yet 168 persons lost their lives in burning buildings, while property destruction reached the unprecedented sum of \$7,500,000. Are we becoming more thoughtless, more careless, more wasteful, or must we admit that we are becoming a State of incendiaries? Let each community determine the cause and meet the problem with the determination to apprehend the criminal, reform the careless, and eliminate the enormous and unnecessary fire waste."

Governor Morrison asks the people in observing October 9 as Fire Prevention Day to eliminate rubbish, waste, and other combustible materials. He asks the local authorities to give publicity to fire prevention ordinances, to inspect thoroughly all business and residential premises with the view of eliminating conditions which may cause fire. He urges public and private institutions to make a thorough inspection of their heating plants, chimneys and to effect such changes as will safeguard the lives of occupants and that institutions, factories and public, parochial and private schools instruct their children as to the dangers of fire and accident.

Says England Does Not Intend To Engage In Any New War

Official Circles Do Not Expect Kemal To Try Crossing Straits.

ORDERS MILITARY READY FOR DUTY

Lloyd George Thanks New Zealand and Australia for Response.

VANCOUVER, B. C., Sept. 18.—British naval reservists residing here are being called upon for service, it was stated today, orders having been received from London for them to report at once. Military officers who have served in Mesopotamia and the Near East are reported to have received word to proceed themselves in readiness to hold over-seas.

WILMINGTON, Sept. 18.—Fire of undetermined origin this afternoon destroyed the act warehouse of the American Cotton Oil Company here, entailing a loss of \$25,000, fully covered by insurance. Other buildings of the plant were saved, but desperate work by the firemen.

MEET IN PREPARATION FOR POSSIBLE ATTACKS

LONDON, Sept. 18.—(By The Associated Press.)—The declaration that Great Britain does not intend to engage in any new war, obtained from an authoritative source today, coupled with other statements of a modified policy is taken to mean that the series of cabinet meetings and ministerial conferences in the last few days has been partly in preparation for possible attacks on the British forces by the Kemalists and partly as political preparation for the contemplated general conference for the settlement of the Turkish question.

While it is not seriously expected in military quarters that Mustafa Kemal, head of the Turkish Nationalists will make an attempt to either capture Constantinople or to cross the Straits, the British wish to be ready in case of emergency and not sacrifice the meagre contingent of troops long stationed in Constantinople.

The many statements issued with permission of Number Ten Downing Street after each conference are interpreted as emphasizing the intention of the cabinet to carry out the policy which it has faithfully adhered to for more than three years regarding Turkey and the Straits and despite much criticism at home and abroad, that policy, which is coupled with the Greek defeats will still be vigorously followed.

WALTER BROOKS IS RELIEVED OF PISTOL AS CROWDED COURTROOM LOOKS ON.

A dramatic moment was reached Monday in the trial of Walter Brooks, special officer for the Vanderbilt Estate, who killed Laurens West and Emory Lanco, a few weeks ago, when the defendant on the witness stand was relieved of a large revolver. Trial of Brooks on the charge of second degree murder began Monday morning and the jury was secured without difficulty.

At the afternoon session the slayer was grilled by attorneys for the prosecution, who began efforts to show the defendant was a man of bad character. One of the attorneys appearing for relatives of the deceased men, said he noticed when Brooks took the stand the latter carried a weapon. Upon cross-examination, the slayer admitted he had the gun in his possession, whereupon Judge George L. Brown ordered him to surrender the revolver to the Sheriff who was standing nearby. Judge Brown said Brooks had no right to carry the gun when he was on trial.

Asked why he had brought the weapon with him, Brooks said he carried it to protect himself and he had received reports since the shooting that he might be shot down in the street. The defendant added that he believed, as an officer of the law, he had the authority to arm himself. At this point the prosecution endeavored to show Brooks had been sworn in as a special officer to patrol the Vanderbilt Estate and not the property of the Billmore Development Company on which the two men were killed. Brooks said he had been told to watch the property of the development company by Jim Taylor, head ranger for the Vanderbilt estate.

Question Defendant About Past Life. The prosecution then cross-examined the defendant about his past life, asking him if he was ever in Savannah, Ga. for the murder of Henry Barbour. They received a negative answer and later the witness informed them there were three men by the name of Walter Brooks, "I am one of them," he said. "My name is plain Walter Brooks. The other two are named Walter B. Brooks, my double first cousin, and Walter Brooks, a term on the chain gang in Georgia. I understand the other lives in Baltimore and had some trouble with his wife recently."

Attorneys A. Hall Johnson and J. Speed Adams, appearing for Brooks, then brought out the fact that the defendant had been directed to patrol the roads of the development company and attempted to show that the officer was at his post when the young men drove up the old road.

"I shot them down because they were advancing toward me and had threatened to beat me."

RURAL LIFE IS FOUNDATION SAYS DR. E. C. LINDEMAN

Leadership Is Destined to Assert Itself, Says Speaker.

BEARD TO ADDRESS SCOUT EXECUTIVES

Conference at Blue Ridge Ends Tomorrow Night With Dinner.

By HUBERT HOLLOWAY (Staff Correspondent)

BLUE RIDGE, Sept. 18.—"Out of the chaos of world affairs there emerges one undisputed and hopeful fact, namely the almost world wide renaissance in rural life," declared Edward C. Lindeman, Executive Secretary of the American Country Life Association, addressing the Second Biennial Conference of Scout Executives here today. The address of Mr. Lindeman, delivered this evening, addressed by Rev. John F. White and E. St. Elmo Lewis and the reports of the National Commission on Court of Honor, Boy Scouts and Public Schools, Scouting in the College and the Underprivileged Boy, featured the program for today.

The conference is preparing for the final session, closing with a dinner meeting tomorrow night, following which the Scout Executives will leave for their respective homes in all parts of the United States. The eight day session has been an outstanding success, according to officials and it is expected that the work of the Boy Scouts of America, for the next generation will reflect the training of leaders at the Blue Ridge conference.

Mortimer Schiff, Vice-President of the National Council, member of the Executive Board, Chairman of the National Field Committee and of the National Relations Committee and George D. Pratt, of Brooklyn, National Treasurer, Chairman of the National Camping Committee and former State Conservation Commissioner of New York, are expected to arrive in time for the closing features of the conference tomorrow. Both are scheduled to speak at the dinner meeting, previous to the conclusion of the program.

Special trains, leaving Black Mountain, will convey Scout Executives from Western points and New York to their respective cities.

Dan Beard to Address Scout Executives. An address by Daniel Carter Beard, National Scout Commissioner, and recently awarded the highest honor in the history of the Boy Scouts of America, will be given at the closing dinner meeting.

The session opened this morning with the Training School, under the direction of Larry W. Barclay, James A. Brockway led the discussion under the subject of "Recruiting, Training and Keeping Volunteers."

Charles H. Miller, leading the morning singing, which preceded the address of Rev. John F. White, entitled "Service and Citizenship."

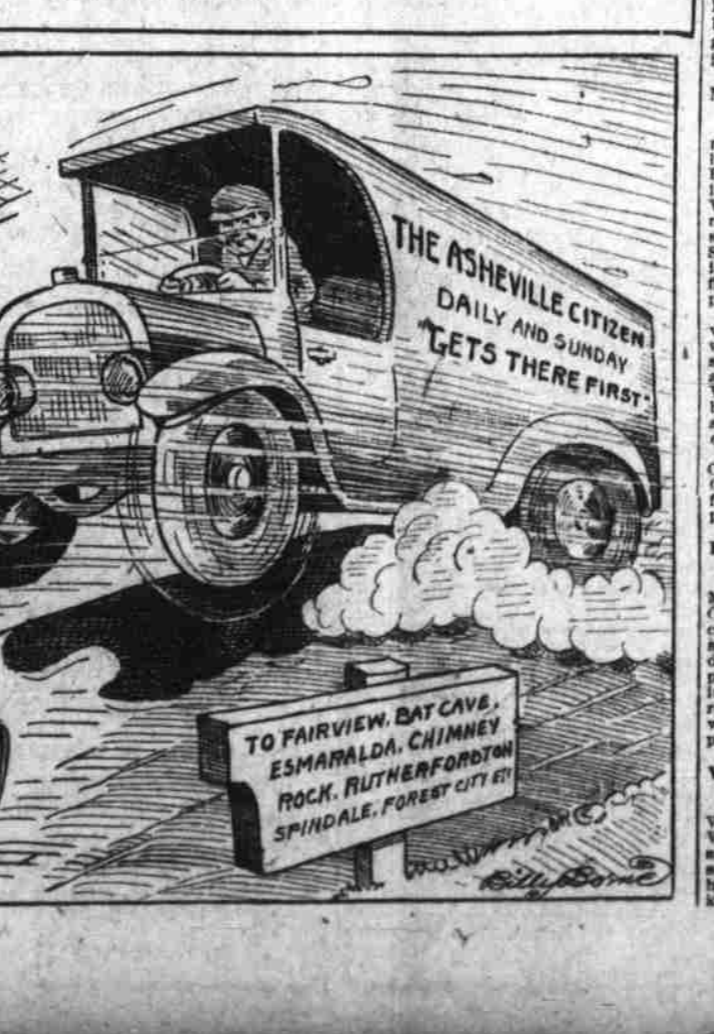
Rev. Mr. White is Director of Education, Boy Scout Extension Bureau, National Catholic Welfare Council. Service as a part of citizenship was ably discussed by Rev. Mr. White and he stressed the value of clean minds and bodies in better citizenship.

Dr. George J. Fisher, Deputy Chief Scout Commissioner, made his morning resume and covered the details of the conference in brief.

The National Commission on the Court of Honor, John Gore, Chairman, recommended a medal of citizenship to be added to the other awards of Scouting. The subject of varying the tests so that if a Scout is unable to stand on test, for instance physical, he can take a second test for his award.

"Scouting and the Public Trust."

MAKING THE OLD MAN LIVE HARD BY BILLY BORNE.



Warfield-Willard-Jewell Plan Brings About An Agreement To Return To Work At Once

SHOPMEN READY TO RESUME WORK ENDING STRIKE

Word of Agreement Greeted With Wide Favor in Asheville.

OFFICIAL NOTICE EAGERLY AWAITED

Placing of Strikers Not to Interfere With New Employees.

WASHINGTON, Sept. 18.—By a vote of eight to three the House Judiciary Committee, at a hastily called meeting today, postponed consideration of the Keller impeachment charges against Attorney-General Daugherty—set for tomorrow, until the short session of Congress, beginning in December.

Decision to defer action virtually was reached at a conference of Republican members of the committee earlier in the day at which it was contended that the hearing should not proceed while Mr. Daugherty was in Chicago in connection with injunction proceedings against striking railway employees, the basis for the impeachment charges.

Action by the committee, with Democrats voting in opposition was taken a short time after Representative Keller, Republican, Minnesota, who had sought impeachment, had announced that Samuel Untermyer, of New York, would represent him before the committee. Mr. Keller characterized the delay by the committee as "unfair," and later made public a letter from Mr. Untermyer which he had planned to present at the meeting tomorrow.

Mr. Untermyer wrote that he did not regard Mr. Daugherty's application for the injunction as an impeachment proceeding, but he would be promptly removed from his office, on the ground of "unwillingness or inability to enforce the anti-trust laws, in which his conduct and non-action have reached the proportion of a great public scandal resulting in imminent peril to the country."

The New York attorney declared he would be of service in bringing to the attention of the committee "this scandalous situation," with respect to anti-trust prosecutions he would be glad to do so "as a public service," without pay. "As to the charges growing out of the injunction proceedings, Mr. Untermyer said acceptance of service as an attorney would depend on whether Mr. Keller could submit evidence to substantiate his charge of improper conduct in office."

JUDGE RULES FATHER HAS PRIOR CLAIM TO CHILDREN

WILMINGTON, Sept. 18.—Judge W. A. Devin in Superior Court here today ruled that a father has a prior claim to the custody of his children over the grandmother, in refusing the habeas corpus proceedings instituted by Mrs. Mary K. McNeill, of Greenville, S. C., to gain the custody of her two motherless grandchildren, sons of Charles R. Thomas, Jr., of Beaufort.

Judge Devin held that the father has been proven by the evidence to be a fit person to care for his children.

Since the death of the children's mother, they have been maintained in St. Pauls school, an Episcopal institution at Beaufort, conducted by an aunt of the father.

Mr. McNeill contended that a boarding school was not the proper place for two children aged four and five respectively.

John D. Bellamy, counsel for the appellant, served notice of an appeal to the Supreme Court.

AVIATOR IS KILLED

DETROIT, Sept. 18.—Lieutenant Frank C. Eschler, one of the most widely known aviators of the United States navy was instantly killed at 5:30 p. m. today at a conference with officials of the Clyde Steamship Company, in New York.

The freight from here to Fayetteville will be handled on a stern-wheel river steamer making weekly sailings. Other steamers will be added to the line from New York, Wilmington and Fayetteville. The Wilmington and Fayetteville Steamship Company will operate the steamers between this port and Fayetteville.

Efforts are to be made to have the Clyde line steamers make visits to the City port of call in which case facilities will be added for handling passengers.

REFUSES TO SETTLE STRIKE ON THE O. & W. C. AUGUSTA, Ga., Sept. 18.—General Manager A. W. Anderson, of the Cleveland and Western Carolina declined today to settle the strikers' strike on his road since the men laid down in the Warfield-Willard-Jewell plan. He told a committee of striking shopmen that all applications for return to work by strikers and others were considered and answered promptly.

WINSTON-SALEM TOBACCO MARKET OPENS TODAY

WINSTON-SALEM, Sept. 18.—When the Winston-Salem Tobacco Warehouse opened tomorrow for sale of offerings from growers in this section of North Carolina, they will know one of the greatest breaks ever known on this market.

Southern Embargo More Drastic Than The Previous Ones

Settlement With Shopmen to Permit Lifting it in a Few Days.

Word that the Southern Railway and Union officials have reached an agreement on that striking shopmen on the return will return to work at once was greeted with favor in Asheville, coming at the opening of the eleventh week of the nation-wide strike of shopmen.

Official word of the settlement has been received by S. J. Mulvaney and J. L. Cantwell, General Foreman, but both are awaiting further instructions from the General Offices at Washington.

Guy H. Morris, Chairman of the Federated Shop-Crafts, comprising all striking shopmen in Asheville declared last night that word was being anxiously awaited to how the shopmen would proceed in resuming their work at the shops.

It was stated last night that all of the men who left their positions on July 1 will be given jobs when they apply for them but the men who have been employed to fill the vacancies will continue on duty as usual. This will increase the number of men on duty in the shops about a more than when the strike was called.

As no pickets have been stationed in the vicinity of the shops for the past few weeks, there were no pickets at the shops last night and the word of settlement was quietly greeted by the railroad employees on duty.

The 79 days of the strike in Asheville was not marked with the violence reported from a number of points on the Southern and with the exception of the assaulting and beating of Sam Harris, youthful employe of the Southern, which E. H. Henderson, E. G. Koontz and Frank Briggs were sentenced to serve seven years, an attempt to dynamite a railroad "camp car" by unknown parties, the beating of a negro and the chasing away of other negro employes, the situation was quiet.

Guards were on duty in the vicinity of the shops in their usual manner, and the word of settlement was received, continued at their stations. United States Deputy Marshals also continued their routine duties without interruption.

E. G. Koontz is the only one of the striking shopmen under sentence of seven years on bond, the sum of \$8,000 being furnished by Charles M. Williams and J. C. Canby, several days ago pending appeal to the Supreme Court. Henderson and Briggs remain in the County Jail.

Railroad officials state that only two men who have not been convicted of violence will be given positions with the Southern.

The shopmen will probably return to work Wednesday morning, with word expected to reach Asheville this morning, district Union heads residing in that city, it was learned last night.

A total of 10 men, about 60 laborers and 4 mechanics are now at work and with the return of the 180 out on strike, the number of men at work in the shops will be at least 280.

While craft heads would make no statement as to the nature of the official word of the settlement, and instructions, it was implied that the striking shopmen object to returning to work with the recently employed shopmen and that they will be under instructions, regardless of their personal feeling in the matter.

HEARING OF KENNEDY CASE IS CONTINUED

WILMINGTON, Sept. 18.—Hearing of a contempt case against J. R. Kennedy, an outgrowth of the Dallas murder case, was continued by Judge A. Devin from tomorrow afternoon until 3:30 o'clock Thursday, upon request of attorneys for the defense.

Kennedy is alleged to have been responsible for C. B. Holleman, main witness in the case, who was shot by Dallas in charged with the murder of Joe Southwell, not having been present in Superior Court last week when the case was scheduled to be tried. Kennedy has been cited to appear and show cause why he should not be held in contempt.

COURT RULES OUT MANY AFFIDAVITS OF GOVERNMENT

Persons Making Them Did Not Know They Would Be Used in Court.

CHICAGO, Sept. 18.—(By The Associated Press.)—More than one-third in volume—of the Government evidence in its injunction suit against the striking railway shop crafts was ruled out today when Judge James H. Wilkerson upheld the contention of the defense that 283 affidavits recounting the hands of supposed strikers failed to show the persons making them knew they were to be used in court.

At one swoop attorneys for E. M. Jewell and John Scott, strike leaders, thus disposed of a large number of affidavits on which the Government based its claim of an unlawful conspiracy to destroy interstate commerce.

Among affidavits which the court announced he would not consider in arriving at a decision was one by J. P. Rooney, head of the Chicago Bureau of Investigation of the Department of Justice, to which Mr. Rooney has attached copies of strike bulletins issued from the headquarters of the Railway Employees Department, American Federation of Labor.

The defense objected to the 283 affidavits on the grounds that as the affidavits did not show persons making them knew they were to be used in court, it was evident they did not know they were subject to the law governing perjury when they swore to the allegations.

Government attorneys tonight were considering having at least part of the exhibits re-submitted, that they may be re-submitted.

The defense victory followed two defeats for the strike leader attorneys earlier in the day. Donald E. Richberg, opening the defense case, argued that the Government's bill be dismissed, but after lengthy arguments the court over-ruled his motion. He then moved that all of the affidavits detailing acts of violence be stricken out, but was again over-ruled.

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RECRUITING OF NON-UNION WORKERS IS TO STOP

CHARLOTTE, Sept. 18.—While the return of the striking shopmen will be expedited on the Southern Railway, the men will not be taken on in a body except in places where non-union workmen who were employed during the period of the strike desire to leave in a body, according to reports received here yesterday from W. H. Miller, vice-president of the road, and B. E. Simpson, general manager of the lines. East, following agreement between the road and the strikers. Recruiting of non-union workmen, according to the orders, is to stop at once. It is stated that any striker guilty of acts of violence during the period of the strike will not be returned to work.

The non-union men will be pointed unshipped transportation to the place where they were recruited and will be paid for their time while traveling thereto, the order stated.

CHICAGO, Sept. 18.—(By The Associated Press.)—But few outbreaks were reported today as several more railroads put into effect the shop craft peace plan. The number of men employed on other roads increased and it is not estimated that shop forces are about 85 per cent normal.

Officials of both the Chicago, Milwaukee and St. Paul and the Northwestern announced that the striking shopmen returned to work by the

SUPPLIES NEEDED BEFORE OPENING SCHOOLS ARRIVE

May Have Delayed Opening Next Monday—Held up by Rail Strike.

Equipment necessary before the opening of five of the grammar schools of the City delayed on account of the rail strike, arrived Saturday evening and installation began yesterday morning.

It is hoped to complete the installation in time to open the grammar schools next Monday, W. L. Brooker, Superintendent of City Schools, said yesterday.

More than a week ago officials found the schools could not be opened on scheduled time because of the delayed shipments, and at that time it was announced opening of the schools was delayed indefinitely. With the equipment at hand and forces at work some estimate can be made, and Mr. Brooker offers Monday as the earliest date.

Repairs, alterations and additions to the school buildings have all been completed and the slow moving of freight because of the strike is causing the week's delay in the schools opening, and more time may be required to complete the work.

Work of installation is being rushed with the greatest possible speed, in hopes of having the school buildings ready Monday. The Asheville High School and the West Asheville grammar school were the only ones to open yesterday morning, the time scheduled for opening of all the City schools. Assignment to rooms and desks was made and classes will begin this morning.

The four negro schools in the City will not open until this morning, and classes will begin at once.

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