WATCH THE LABEL

SHAW IS HEARD SUIT TO COMPEL How Asheville's First SPECIAL PLEALISTING STOCKS IS Skyscraper Will Loo

clamation Issue, Calling for Abstinence.

WOULD EMULATE FOCH'S ATTITUDE

Says the "Plain People" Laugh at Autocracy's Claim to Privilege.

WASHINGTON, Dec. 29 .- High vernment officials, Governors, dges and members of Congress ere asked today by Representa-Unshaw, Democrat, of Georgia, speech in the House, to emu-Marshal Foch, who "refused touch intoxicants while on erican soil out of respect for dry constitution."

"No longer must the higher ups y 'go,' " shouted Mr. Upshaw. 'hey must say 'come.' Anything

ent issue a "ringing current the constitution. ad especially every official to total signed for the common good." eferring to the recent Governors' nference he said "let these Gov. nors, led by the President and be-President of the United States d all the members of the cabiwalk out in the open and lift ir hands before high Heaven take a new oath of allegiance the whole Constitution and the rerican flag."

them sacredly declare. aid Mr. Upshaw, "that, regardless of what their tastes and practices have been they will never again build up a bootleggers' barbarious business by drinking any form or my amount of illicit liquors at any larger, at any function or in any it; let every State and Federal dge and every prosecuting at-rney in America stand up like striotic men and declare they "ill never again personally trample he Constitution which they have worn to obey and defend."

Declaring the "plain people" augh at high sounding pronuncia-nentos, because they believed that many high officials believed in that 'hi-fa-lutin' autocracy which laims the privilege of buying and trinking illicit liquors themselves while denying the privilege to the goor devils down among the masses o are foolish enough to want is of portunity to buy and drink fidt liquid damnation." Mr. Up-nw said that "if these Governors, no put their feet under the Pres-ent's mahogany at the White buse, really wish to get anywhere on Jones said: If you want to form the world, begin on your-

Mr. Upshaw, commended Com-mander Alyin Owsley, of the American Legion, who, he said, had declared he would not touch a drop of liquor while head of the legion and then launched an at-rack on Governor Parker of Louise.

Urges Presidential Pro- Cannot Require Individ-

Held for Taxation. PRESENT SYSTEM

Justice Adams Says Nothing of Value Held by Corporation Untaxed.

> CITIZEN NEWS SCHRAFT No BROCK BARKLEY)

RALEIGH, Dec. 20.—With the chief justice dissenting, the Supreme Court today dismissed former State Senator Willie M. Person's suit to compel the State Com-missioner of Revenue to require the listing for taxation of all stocks and bonds held by individuals.

While finding that Col. Person was in error in appealing to a ju-dicial tribunal when he should They must say 'come.' Anything dicial tribunar was than this would be a farce have told his troubles to the legislature, Justice Adams, in writing the opinion and Justice Stacy, in a concurring one, go fully into the manner and methods of taxing corporate stocks and bonds and sanction the system as one in strict compliance with the mandate of

Chief Justice Clark, "not concurring" as he designates his opin-ion, writes through thirty pages on the burdening of the masses with taxes, sticks to his not in-frequently expressed contention that the constitution is being "clearly violated."

"That the constitution of North Carolina, Art. 5, Sec. 3, provides that laws shall be passed taxing by a uniform rule all moneys. credits, investments in bo-stocks, joint stock companies, bonds ony amount of illicit liquors at any finner, at any function, or in any ball room or any back alley. Let ivery member of Congress and wery United States Senator follow uit; let every State and Federal dividual owner from the necessity of listing his stocks in this man-ner are void and of no effect and that it is the duty of the defendant to enforce compliance with this construction of the constitutional provision."

Adams Says Lawmakers Must Give the Relief Sought.

Judge Adams points out that the

relief sought could not be obtain-ed in any event without exercise of legislative functions and the plaintiff was in faial error in the assumption that such functions may be exercised by the courts, and this alone would be sufficient groups for the dismissal of the suit which seeks to have the court force a state official to do some-thing that clearly would be in vioworks.

"Albeit, the paramount impor-

their conferences for law the ement, let them remember at the beloved and immortal ture for taxing corporate property and Jones said: If you want to and continued with minor changes and continued with minor changes and continued with minor changes. tance of a question which assails the policy adopted by the legisla-ture for taxing corporate property mands an expression of opinion by the courts," Justice Adams pro-

ana, who, he said, had asserted the recent Governors' conferme at White Sulphur Springs, W. a. that "prohibition is a failure."

share holder shall not be required either to list or pay a tax on his value at White Sulphur Springs. We have the the probabilition is a failure. "I cannot," he said, "close this honest, desperate Christmas exhortation to the Governors of America and all other high officials without the inevitable observation that he conference of Governors will be in a bad fix and will leave the livesident and his cabinet and the whole country in a bad fix if they are all down with the same complaint which afflicts that visionary hero of wind mills, the frantastic tovernor of Louisiana."

share holder shall not be required either to list or pay a tax on his individual shares," he writes, and then goes on:

"In his assault upon this etatute, the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution requires the payment of the plaintiff says in effect that the Constitution of North Carolina there is no such provision. It is required that the carolina there is no such provision. I

OVER HOME-MADE SPECIAL TERM OF WINE DJES DOWN CHEROKEE

Professors Not Wishing Superior Tribunal Will to "Embarrass" College Will Resign Posts.

property, according to today's in-formation. College heads demand-

ed their resignations.

The instructors appealed to the board of trustees for an investigation and the trustees found they nad committed no act demanding their resignations, according to in ormation obtained tonight on good authority, although Dr. Clarence
Poe, chairman of the board, would
neither deny nor confirm that the
board had taken up the matter.
He announced, however, that the
four faculty members did not wish to embarrass the college so would resign. Their resignations and not been tendered tonight, and students at the college, 395 of hom issued a statement today, ought

A persons well informed on affairs at State College described the difficulty as a controversy between the "Riddick and anti-Riddick faction among the faculty with the student body joining in."

(Continued on affairs and the announcement that it is now ready to expend from five to seven million dollars in developing hydro-electrically something like sixty horsepower if titles to certain parcels of land held by — (Continued on Page Too)

uals to Disclose Stocks

ESTABLISHED 1868.

CONSIDERED LEGAL

Judge Adams sets forth contention of the plaintiff, when "shorn of verbiage" as follows:

Take Up Long Standing Land Suits Soon.

CITHEN NEWS BUREAU

TARROGOUGH BUTSL

(By BROCK BIRKLEY)

RALEIGH, Dec. 20.—A flare up

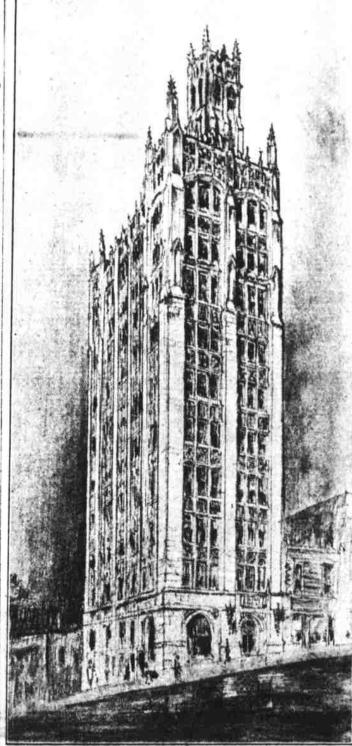
St State College that first reported
described as a "near scandal"
dwindled this afternoon into a
passing row among the college
faculy over alleged indiscretions
of four instructors.

The instructors, C. W. Busbee,
of Louisiana, T. B. Parks and C. B.
Buckner, both of North Carolina,
and a Mr. Miller, of South Carolina, had been making wine in
their rooms located off the college
property, according to today's infor the special term involving as many parcels of land along the river. Both companies hold land and neither will sell to the other and consequently the development of the river has been held in abeyance for a number of years. These suits have been on the court calendar for a long time but have been continued at each succeeding term of court for one reason of another. At the recent term held in November they were continued again and the local bar, court of-liciple and the presiding judge signed a request for a special term of the Superior Court to hear these

hom issued a statement today, colaring the professors had done withing to merit the accusations ought against them, asserted ey would remain with the institution.

Upon the outcome of these suits depends the right to develop several hundred thousand horsepower now going to waste on the Hinterion.

Skyscraper Will Look



attractive office buildings in the state.

The entire building will be used exclusively by attorneys and every office is now under ten-year lease to law firms of the city.

Elevator service and all modern conveniences will be found in the building, which will be started February 1 and in several months will begin to rise above the skyline of the city.

HEDGECOCK CASE SENTENCE

Wednesday After a Full | Dillingham From Serv-Day of Arguments.

(Epecial Correspondence The Asbeelle Citizen)
GREENSBORO, Dec. 20.—After struggling with the Hedgecock bank failure case for three and one-half hours late this afternoon nd tonight, a Guilford Superior ourt jury was put to bed at 8:30 clock tonight. The jurors will clock tonight. The jurors will esume their deliberations tomor-

Aided Out of Courtroom
During the speech of A. L.
Brooks, when he dug into Hedgecock, asking that a debt to socock, asking that a debt to so-clety be paid because of the failure of the bank. Mrs. Hedgecock broke down crying, and had to be assisted from the courtroom, where she has sat through the trial of the case, by the side of her hus-band, since it was begun Monday morning. She did not come back. In the main the solicitor and Mr. In the main the solicitor and Mr. Brooks stressed the fact of Hedge-cock having signed a paper admit-ting false entries and having ad-mitted entering a \$10,000 check on after Mrs. Smathers for a few mitted entering a \$10,000 check bearing the name of M. J. Wrenn, 19 days after it was dated, a check that has not since shown up, and which Wrenn and Mrs. Wrenn

stated that they did not sign or ent. he attorneys for the defense contended to the jury that many ed Campbell, said last night that things in connection with the bank preparation would made at once by things in connection with the bank were done in an irregular manner and that indictment and trial of Hedgecock is an effort to make him a scape goat. They declared that the \$10,000 entry was a true one, and that he was trapped into signing the alleged confession.

One year interesting thing was

One very interesting thing was brought out in connection with the check. Mr. Bynum told the jury that it was not strange that Mrs. Wrenn did not remember signing

Case Goes to Jury Late Only Clemency Will Keep ing Road Sentence.

RALEIGH, N. C., Dec. 20.—The North Carolina Supreme Court be-fore adjourning sine die for the term at noon today, disposed of 2; appeals, granting a new trial to John A. Bush, of Caldwell County, under sentence of death for the murder of Will Cline, but finding re grounds to interfere with the judgment of death pronounced in the lower court of Buncombe

According to the evidence in the case, on the morning of the killing the defendant stated to one T. P. Parker: "I want to see her on more time and ask her to ne. If she don't, she can't marry ny other man." Eye witnesses testified that Mrs.

Smathers was riding in the de-fendant's automobile on a road near Fairview that same afternoon, that she jumped out of the moving yards then fired at her with a pis-tol. When she fell he stood over her and fired three more shots into

Edward N. Wright, of the firm of Wright and Craig, who defend-ed Campbell, said last night that the slayer's counsel to appear be-fore Governor Morrison and ap-peal for executive elemency. It is understood that the attorneys will contend that the former chief of police at Oteen was not of sound mind when the killing occurred.

SCOTT DILLINGHAM

brought out in connection with the check. Mr. Bynum told the jury that it was not strange that Mrs. Wrenn did not remember signing the check as he said she forgot to list \$70,000 on deposit for taxation. Indications are that some time tomorrow morning the jury will serve a road term in the Bunrevort back of the court.

MEDICAL COLLEGE STRAITS CONTROL Relative Efficiency COALITION PLAN PACT MAY YET BE Rritish And American

Committee Named to Get Demilitarized Zone Will Sentiment in State Regarding Joint Scheme.

STATE TRUSTEES NOT READY TO ACT

Special Committee Will Child Cannot Say if U.S. Report January Meeting of Trustees.

denominational institutions and to sully investigate the reasibility of the plan was as far as the university trustees got towards any definite action today on the proposal of President W. F. Few. of Trainty College for the establishment and maintenance jointly by the University and Trainty College of a North Carolina Medical (ollege

The Trainty presidents and fairs as "worse than death." An area of the reached are said by political observers to the careful one of the considering trustees and the proposed of the Carolina Medical (ollege). The Trainty presidents are fairs as "worse than death." An area of the reached are said by political observers to advanced in a careful considering the considering trustees and the considering trustees and the considering trustees are said by political observers to advanced in a careful considering trustees and values and the careful considering trustees and values and the careful considering trustees are said by political observers to advanced in a careful considering trustees and values and the careful considering trustees are careful considering trustees and values and the careful considering trustees are careful considering trustees and values and the careful considering trustees are careful considering trustees.

The Thinky president's an nouncement of a plan whereby the State could share in an eight million dollar medical hospital, the largest in the South, at a proportionate cost almost negligible was a sudden big piece of news for the university trustees and they were not prepared to act on it. Although the appointment of the committee was the sole outcome of three hours of discussion, many points were advanced, for and against the proposal and the trustees that the proposal gave rise to.

The special committee, composed of seven members, "after investigating the subject matter shall report to the January meeting of the trustees with its recommendations and shall confer with other institutions, including Wake Forest College, and Davidson College, be-fore making such a report." The nembers are Governor R. Α. memoers are Governor R. A.
poughton who offered the resolution; F. P. Hobgood, James S.
Manning, W. N. Everett, Edgar W.
Pharr. H. P. Grier, and Julian S.
Carr. On motion of the board. Carr. On motion of the board.
Governor Morrison and President
Chase, were asked to sit with the committee.

Morrison Acts As details of the general principles of free passage as outlined by the Allies now made it possible to discuss details of the practical application

Ex-Officio Chairman

Governor Morrison, who resided ns ex-officto chairman presented President Few's proposal, which, briefly provides for an eight million dollar institution, the Univer-sity and Trinity furnishing a mil-lion dollars each as a building The handsome structure to be erected on South Pack Square by the Rockefeller Foundation, and the State for the University, would guarantee an appropriation equal to the income from three million dollars. Trinity's million for the tround \$175,000, will be Asheville's first skyscraper and one of the most utractive office buildings in the state.

The entire building will be used exclusively by attorneys and every office is now under ten-year lease to law firms of the city.

Helevator service and all modern conveniences will be found in the neighbour service and all modern conveniences will be found in the neighbour the skyline of the city.

The palan as presented by Governor Morrison would be for the formation of a corporation made up of the University, Trinity and other denominational schools that would share in the control of the medical college. Davidson, the Presbyterian school, and Wake Forest, the Baptist School, especially would be asked to come into the corporation. This organization would esthe Baptist School, especially would be asked to come into the corporation. This organization would establish and maintain the medical college, which would be neither a State nor denominational institubut a North Carolina Medical

Trinity would insist on the college being located in Durham and the Watts Hospital, it was said, probably would be used as the col-lege hospital.

lege being located in Durham and the Watts Hospital, it was said, probably would be used as the college hospital.

There were doubts today that the plan will ever go through. Denominational opposition and opposition on the ground that it would be the too close association of church and state began to arise with the spread of news of the proposal. Baptist leaders, particularly, are reported to be strong against the proposition and it is reported they would refuse to join in the plan in any way whatsoever.

**Special Correspondence The Ashesidic Citizen)*

HENDERSONVILLE, Dec. 20.—
Just as darkness gathered over the hills he loved, Robert M. Oates, \$3, member of the last session of the State Senate and widely known business man, lost a fight against the ravages of influenza and passemble daway at his hore-where this afternoon at \$5.50 o'clock.

Gathered around his bedside at the hour of his death were his son and daughter-in-law, Mr. and Mrs. William Holt Oates, and his only sister, Mrs. Hay Oates Pharr, of Charlotte. His wife has been visiting their daughter, Mrs. H. L. Ash-

Likely Be Exempt From Control of Allies.

NEW CONCILIATORY SPIRIT PREVAILS

Will Respect Proposed Regulations.

TARDONOL BOTHS.

E. SHIPE SARKEET 1

ASSOCIATED C. 20.—(15) The Associated Press,)—The Turkish and Allied delegation relaxed in their attitude today and discussed control of the Straits in such a control of the Straits in such a conciliatory spirit that there is every indicate.

ties that the proposal gave rise to, given to the Aland Islands. Lord Curzon, M. Bares, Baret

Hayashi, M. Spallkovitch and oth-er speakers expressed great satis-faction over Turkey's conciliatory

Baron Hayashi said he was especially gratified to see the conference, which had almost reached the stage of ultimatums settle down into such calm and reasonable consideration of the Straits problems.

Lord Curzon after hearing ismet's statement of the Turkish po-

Well-Known Business Man Dies.

British And American Navy Causes Concern

Anti Ku Klux and State Fleet Bills

Appear Among Most Impor tant Laws to be Presented to Assembly.

LAUSANNE, Dec. 20.—(15) The Associated Press.)—The Turkish and Allied delegation relaxed in their attitude today and discussed control of the Straits in such a conciliatory spirit that there is every indication some sort of Straits convention may be signed in a very few days.

The note of the United States declaring it does not regard an interesting of the Associated Press.)—With the opening of the annual session of the North Carolina General Associated Press.)—With the opening of the annual session of the State's tax laws, Senator John II. Baggett's anti-control of the United States owned shipping line appear

Senate Does Not Relieve
the Situation.

Washington, Dec. 20.—Five
states will accept no seat on
Straits control commission regardleas of how much the powers of
this proposed international body
are limited, the members of the
American delegation were asked
tonight whe her the United States
would negotiate a treaty immediately with Turkey. To this
Ambassador Child made no anawer.

ROBERT M. OATES

Senate Does Not Relieve
the Situation.

Washington, Dec. 20.—Five
hours of debate and parliamentary
maneuvering in the Senate today
maneuvering in the United States.

The Senate Does Not Relievering
maneuvering in the United States
would regulate the Senate today
maneuvering in the United States
would regulate the Senate today
maneuvering in the United States
would regulate the Senate today
maneuvering in the Senate today
maneuvering in the Senate today deavored to affect the cotton and deavored to affect the cotton and grain markets in the United States. Shipping and agricultural relief legislation were discussed and when, the Senate adjourned administration leaders were frankly pessimistic over the possibility of a vote within several weeks upon

a vote within several weeks upon the shipping bill.

General belief was expressed that the Christmas recess would come and go without a break in the struggle for dominance between those trying to keep the ship bill before the Senate until rural credits legislation can be reported from the banking and currency committee and those members of the alliance formed between foes of the ship bill and advocates of the Norris agricul-

tural bill.

The initiative in the effort to row morning.

The case, involving a charge against Basil H. Hedgeecek, former cashier of the Home Savings Hank of High Point, which failed last April, the charge being that he made a false entry of \$10,000, went to the jury this afternoon just before five o'clock, after a day of argument by attornoon just before five o'clock, after a day of argument by attornoon, news, topped off with a brief charge by Judge W. F. Harding, Argument today was made by a brilliant array of legal talent with the Charge to the jury.

Argument today was made by a brilliant array of legal talent with the charge to the jury.

Argument today was made by a brilliant array of legal talent with the charge to the jury this office. Argument be done or control of Buncombe to the provention of the charge of the jury has provented in the charge to the jury this office. The proposed an agreement by Associate Justice Walker, between the provented in the charge to the jury this office. The provented in the charge to the jury this office and the charge to the jury the provented in the charge to the jury that the provented in the charge to the jury the provented to get a great big medical college for the State can induce the other denominational colleges to join in the corporation it very likely will dismiss the plan as one into which it cannot enter. Altievely the proposed an agreement by alternoon agreement by associate Justice Walker, between the provented to get a great big medical college to the jury this office. This will be in the effort to Charlotte. His wife has been visiting their daughter. His wife has been visiting The initiative in the effort to bring the question involved in the confirm deadlock to an issue was made teday, as on yesterday and Monday, by Senator Jones, Republican Washington, in charge of the ship-

brought into favor with it.

Should the denominations give it a warm reception the University would be willing to join in Should they frown upon it, the University will stay out. By staying out, however, it might postpone for many years the chance of getting a four-year medical course. because Trinity very probably would go ahead any way and establish its medical college and with the revenue available for its maintenance it would overshadow the University propo-

college and with the revenue aximal able for its maintenance it would be referred to the minimum overship loved and damired. So friends of the institution think.

In presenting Dr. Few's proposal today, Governor Morrison announced to the trustees he favored Charlotte over Chapel Hill for the Milling to fight for the location of there, owing to the numerous advantages of that city, but Trinity's entrance into the movement gave promise of giving the State such a great institution that he favored using this opportunity if practical to the promise of giving the State such a great institution that he favored using this opportunity if practical triangles of the provided by Dide Wall and All the way as a conton buyer and there, owing to the numerous advantages of that city, but Trinity's entrance into the movement gave promise of giving the State such a great institution that he favored using this opportunity if practical triangles of the control of the contr

British Ships Have Greater Range of Firing, and More Protection.

MILLIONS SPENT ON SINGLE BOAT

Are Provided With Bomb Proof Decks and With Anti-Torpedo Works.

WASHINGTON, Dec. 20.—(By The Associated Press.)—Relative fighting efficiency of British and American battleships, particularly at long range were understood to have been called sharply to the attention of the Senate Naval officers are known to be greatly of the Senate Naval officers are known to be greatly concerned on the point, as the British have virtually completed post as to destroy identity. He has announced he will introduce the measure early in the session, and a bitter fight over its passage is being predicted.

day in naval circles was to give the entire main British fleet a range f 30,000 yards against a maximum of about 20.000 yards for all Amer-ican battleships, but the Tennesses. California, Maryland, Colorado and West Virginia, in addition, as per-mitted under the Washington treaty, the British ships have been equipped with "bilster" anti-torpedo construction and their decks armored against airplane bombs, and high angle fire.

Five Hours of Debate in Senate Does Not Relieve gun elevations, and strengthening decks is concerned, is approxi

Confirmation Comes in Senate Wednesday, Will Be Here in July.

WASHINGTON, Dec. 20,-The nomination of Judge John C. Rose to be circuit Judge of the Fourth Circuit, whic hincludes the States tween foes of the ship bill and advocates of the Norris agricultural bill.

The initiative in the effort to ate. The nomination failed of confirmation at the recent special

Confirmation of the appointment of Judge Rose as a member of the United States Circuit Court of Appeals will give the Fourth Circuit an additional judgeship and will eliminate the necessity of calling upon district judges to elt with the court.

ville upon the opening of the Circuit Court in July. The present members of the Circult Court for this circuit are: Judge Martin A. Knapp, senior Judge: Judge Charles A. Woods, of

Judge Rose will come to Ashe-

are on the bench at one time, but heretofore, in order to allow the members rest or in case of emergency, a district judge has been called upon to take part in the proceedings. The court meets in

DAYS LEFT

