

Western North Carolina Times

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CAGLE ET AL VINDICATED

In the case wherein James Gianakos was charged with transporting spirituous liquors in violation of law and against the peace and dignity of the state, the defendant won out. The case was tried before Esquire B. F. Hood Tuesday afternoon. The courtroom was well filled with spectators from the time the trial started until it ended.

As stated in last week's issue of this paper, Gianakos, Saturday a week ago, went out into the Crab Creek section of the county and procured a gallon of liquor, and made arrangements to get five gallons more that night, same to be delivered to him at a certain point on the Crab Creek road. The five gallons were delivered in pursuance of the agreement entered into between Gianakos and the man dispensing the spirits frumenti. However, as stated in our news columns last week, about the time the last gallon was placed in Gianakos' car shooting commenced nearby, and a man was heard shouting "Halt! Halt!" Whereupon, Gianakos got into his car and left the spot as quickly as possible, and the moonshiner, it appears, did the same.

The man who did the shooting and who demanded that the men halt was Constable Walter Cagle, who, in company with his brother, Charley Cagle and his father, P. P. Garren, had gone with Gianakos to the place where the moonshiner was to deliver the five gallons of liquor. When Constable Cagle's shooting and shouting did not cause a surrender of anybody, he and his brother and father started out in pursuit of Gianakos and soon came up with him. They then came on to Hendersonville and disposed of the liquor in the manner stated in last week's issue of this paper.

Chief of Police Otis Powers got wind of the affair and he spoke to the sheriff about it, and the facts were laid before one or more lawyers, with the result that a warrant was issued for Gianakos charging transporting illegally. No warrant was issued for any of the Cagles, or for Garren, although it was rumored that their connection with the affair was thought to be wrongful.

At the trial Tuesday Constable Cagle, and the other men involved in the affair were thoroughly vindicated. A man named Fowler, and another named Murray testified on behalf of the state, as to the delivery to Gianakos of the five gallons of liquor, and his failure to pay for the same, the shooting and hollowing by Cagle, and what happened in consequence thereof. Constable Cagle, put up as a witness for the state, testified that the defendant Gianakos came to him on Saturday afternoon, after he had procured the gallon of liquor and informed him that he knew where he could catch some men with liquor. He testified that he then and there deputized Gianakos to take his car and accompany him (Cagle) to the place where the men could be found with the liquor. He testified further that he also deputized his brother and his father to go with him to assist in apprehending the moonshiners.

Constable Cagle also testified he and his possemen, including Gianakos, went to the spot where the moonshiners were to deliver, and where they did deliver, the five gallons of liquor, and did their best to capture the violators of the law, but failed to do so. They did however, he stated, succeed in getting the liquor, but that posseman, P. P. Garren, in attempting to carry the jugs containing the liquor to safety after they arrived back in town, accidentally broke one of the glass, gallon containers and thus the gallon of the five was lost.

The defense of the men, as stated, was that they were attempting to capture moonshiners and suppress the illicit traffic in liquor in this county. The court, after hearing the evidence offered by the state, held that was not sufficient to show any probability of guilt and dismissed the charges against Gianakos. This resulted, as a matter of course, in the absolute vindication of Constable Cagle, and each of his possemen, including Gianakos, to the delight of their friends and the chagrin of their enemies. And now each of the men involved in the affair assert that they

are going to continue to do all they can, in the bounds of reason, to see that the O. O. bucket supplants the little B. Jug in this county as soon as possible. In their efforts in this direction, there will be none who will say them nay.

RECALL ELECTION IS THREATENING IN BURKE

Morganton, Oct. 21.—Morganton may have a recall election.

Petitions have been filed calling for an election to recall Ben Kibler, alderman from the second ward.

Fifty-seven of the 70 votes in Giber's ward have signed the petition, which charges that he has failed to carry out the campaign platform and pledges upon which he was elected.

Morganton being under the commission form of government, a recall can be demanded. Interest in the developments is at high pitch here.

This is the second attempt at a recall, the previous effort being to recall former Mayor Martin. This failed however, as the charter at that time made it necessary that the mayor order the election and this Mr. Martin refused to do.

M'NINCH ADMINISTRATION WINS VICTORY IN CHARLOTTE

Every faction and every element, political and religious, united at the polls of Charlotte Tuesday and by the sweeping majority of 1,433 ballots voted to retain in power until the expiration of their terms the present administration, Mayor Frank R. McNinch and Commissioners A. H. Wearn and George A. Page. It was the greatest election ever held in the city and the grand total of 5,273 votes was but small indication of the intense interest shown during the day. Of note was the fact that despite this tremendous vote there was nothing of a disorderly nature to mar the day or to cause the police undue activity around the voting places.

The issue was clear cut in the minds of the voters and there were but few if any votes changed during the day. The great majority of men went to the polls with their minds made up and they proceeded to cast their ballots accordingly and leave the polls. Men voted in Charlotte Tuesday who have not honored the polls with their presence in years. Business men who have not heretofore taken the trouble to leave their stores went early to the polls with the result that the great majority of the ballots had been cast by noon. The small percentage was cast in the afternoon and hence the general result was known long before the polls had closed.

So closely had the administration leaders checked up the voters that they were able to forecast with almost complete precision the result of the election several hours before the polls were closed.

There was a complete absence of party action in the election of Tuesday. Republicans and Democrats, union labor members and unorganized labor, capitalists, merchants and all that great element of citizens who believe in law and order as against the action of the radical element, united in casting their ballots. It was nothing unusual to see a life-long Republican and an aged Democrat working side by side in getting out the large vote.

DEATH CLAIMS ITALIAN AMBASSADOR

Washington, Oct. 20.—Count V. Macchi di Cellere, Italian ambassador to the United States since 1913, died in the emergency hospital here tonight just as he was about to undergo an operation. He had been ill since Saturday.

The ambassador was removed from the embassy to the hospital tonight after his physician had decided that only an operation would save his life. He reached the hospital at 9 o'clock and while on the operating table before the operation was started, his death occurred at 9:45 o'clock. His death was pronounced as due to mesenteric thrombosis. Countess di Cellere and several members of the embassy staff were at the hospital when his death occurred. The ambassador was 53 years old.

NEW BUILDING BEING ERECTED

The Marlboro Villa, one of the oldest lodging houses in the city has been stripped of its outer coat of many colors, and for several days it slowly vacated the site in front of the postoffice where it held undisputed sway for many years. The forces of U. M. Orr, with their rope and tackle, had charge of the job. The building was first dislodged from its foundation slipped westward to Church street and will later be moved along this street to a point opposite the old flower garden, thence west over on the flower garden lot and once again placed on a solid foundation where it will be repaired and used for purposes other than a rooming house.

Mr. Jackson, owner of the lot on which the Marlboro Villa stood, is arranging to have erected on this lot a brick building in which will be located a number of store rooms, offices, etc.

It is understood the telephone exchange will be moved into new quarters in this block when the building is ready for occupancy. The lot is one of the nicest in the city and when the present building program is completed the old Marlboro Villa site will be a thing of beauty and convenience to those occupying the new quarters.

THE ROOSEVELT MEMORIAL FUND

The campaign for contributions to the Roosevelt Memorial fund is scheduled to close Saturday, and the chairman and secretary of the county organization report that unless a mighty good day's work is done in each precinct in the county Saturday the quota for this county will be far short of being raised. We are, therefore, asked to urge that precinct committees canvass, or arrange to have canvassed their respective precincts thoroughly Saturday.

Colonel Roosevelt was greatly admired by the citizens of Henderson county, and now that a popular subscription is being taken to erect suitable monuments to perpetuate his memory, every admirer of him in this county ought to hasten to make a small contribution of the above mentioned fund. A dollar from each of the friends in this county of the late ex-President will put Henderson county in the place where she belongs in the Roosevelt Memorial Association. The chairman and secretary of the county organization requests us, therefore, to urge upon precinct committees the importance of making a thorough canvass of their precincts at once, so that the county may come up fully with its pro rata share of this fund.

We stated in last week's issue of The Times that the names of all contributors would be published in this week's issue of the paper. The secretary, A. O. Jones, however, was unexpectedly called to Asheville as a witness in some case, and had not returned at the time of our going to press. We could not therefore, obtain a list of the subscribers for publication this week. We will publish the list next week.

Friends and admirers of the late Colonel Roosevelt should not wait to be visited personally by a solicitor, but should send their contribution by mail at once to A. O. Jones, Hendersonville, N. C.

As soon as you read this put a dollar bill in an envelope and mail same to Mr. Jones, if you have not already made a contribution to the Roosevelt fund.

G. M. GLAZENER'S CON- DITION IS CRITICAL

The latest news from G. M. Glazener, before going to press, is that his condition is still regarded as extremely critical. A second operation was necessary the early part of this week and while his friends have not entirely abandoned hope of his recovery, his attending physicians state that he has by no means passed the danger point.

WARD AND FEW BUY GARAGE

A. F. Ward and Ben Few have purchased the O. K. Garage from Bart Shock and will continue the business at the same place.

HUNTER SELLS DRUG STORE

It will be of more than passing interest to the people of this city and Henderson county to know that Dr. F. V. Hunter has sold his drug business known as "Hunter's Pharmacy" to W. P. Whitmire, Jr., Wiltshire Griffin and H. I. Hodges of Mobile, Ala.

The deal includes the entire stock of drugs and drug sundries, fixtures, stock and good will of the company and the consideration is reported to be in the neighborhood of \$25,000.

The new company has leased the building in which Dr. Hunter has been located for some time and will continue the business under the name of "Hunter's Pharmacy, Inc."

The business changed hands Wednesday of this week. Mr. Hunter will remain at the store for a short time. He has not yet decided what his future business plans will be but expects first to take a much needed rest.

BARACA-PHILATHEA PROGRAM AT EAST FLAT ROCK SUNDAY

Baraca District Secretary Lawrence J. Pace announces that there will be a program in the interest of Baraca-Philathea work at the East Flat Rock Baptist church next Sunday morning.

MALADY OF THE PRESIDENT

Boston, Oct. 22.—The Providence Journal says in part: Mr. Wilson has had a clot of blood on the brain, accompanied by partial paralysis. These facts are well known within a certain limited circle and cannot be indefinitely hidden from the country at large. It is accordingly not only improper for those in control at the White House to attempt to conceal the truth but, what is worse still, foolish and utterly futile.

There is no prospect that the President will be able, at any time in the immediate future, to resume the responsibilities of his exacting post. Why, then, is the inevitable announcement being delayed? Why should any attempt be made to carry on the government without the assistance of the one official upon whom, in case of the President's inability, the executive power constitutionally devolves? Mr. Marshall is the duly elected Vice-President and Mr. Wilson's condition is perfectly known, of course, to the leaders at the national capital.

The situation is utterly impossible, and cannot be permitted to continue. Let the whole truth be known and let the business of the government proceed normally and constitutionally. It is most unfortunate that those who are illegally and unconstitutionally trying to run the government should have put themselves in their present position.

REPUBLICANS TO MEET

Chairman Brownlow Jackson has called a meeting of Republicans of the 10th district to assemble at the Langren hotel in Asheville next Tuesday for a conference with a personal representative of Will H. Hays, chairman of the Republican national committee. Each county in the district is urged to have representatives at this meeting, as matter involving the interests of the party generally, and particularly in this section of North Carolina, are to receive the attention of the meeting.

YOUNG MR. SLAT

We are introducing to our readers this week a youngster whom we have named "Slat." He is a real boy, made of the genuine boy stuff that will awaken interest in any intelligent reader.

"Slat" keeps a careful diary, jots down the day's happenings and records them in his memorandum. His outgoing and incomings, his uprisings and down sittings, fully described, will appear each week in this paper for the benefit of the younger set of our readers. Don't fail to read "Slat."

TIME TO BE TURNED BACK

Don't forget to turn the hands of your clock back one hour next Sunday, October 25.

LEAGUE FIGHT TO END SOON

The latest news from Washington seems to indicate an adjournment of Congress early in November in order that the special session may not merge into the regular one, which convenes on the first Monday in December. News from the nation's capital also indicates that ratification of the league pact and peace treaty, in some form, will occur before the present session is adjourned.

A wearied house, whose members profess to be tired of talking at and about one another, has sent its leaders over to see the Senate with a view to arranging for adjournment about November 10. Of course, the Senate with its league debates, holds the key to the situation, but the Lower House thinks there is strong hopes of a gradual wearing down of the Senate's vocal cords to the extent that an adjournment can be had between November 10 and 15.

It is also pointed out, in this connection, by trained and cynical observers in Washington, that not even a peace treaty adjoined to a league of nations pact, is likely to produce a merger of two sessions of Congress.

Whether or not one is prone to "cuss Congress," he may not overlook the fact that members of our national law-making body are entitled to, or at least allowed to draw certain allowances for mileage—twenty cents per mile each way for members going to and returning from their homes, if we are not mistaken, and we do not think we are.

It is pointed out that there ought to be a respectable lapse of time between the adjournment of one session and the convening of another, else these emoluments of the old stage coach days shall be lost to our national law makers. There are, both from the standpoint of weariness and mileage allowances Congress is mighty apt to adjourn before December.

Senate in High Gear

During the past week or two the Senate has manifested a slight disposition to go into high gear in its consideration of the league pact. All amendments save one, to the text of the treaty proper, have already been voted on. The remaining amendment is that of Senator Hiram Johnson of California, proposing to give the United States an equal vote with Great Britain in the assembly of the league of nations. The vote on this is likely to be taken sometime today, and indications are that it will be close, with the possibility of its defeat by two to four votes.

With the amendments out of the way the Senate must then take up the reservations. A number of Senators who have balked at the actual amendment of the treaty—which would require its resubmission to all the signatories—are willing and anxious, so they say, to vote for reservations and interpretations in sufficient number to Americanize the league pact.

Ratification of the league proposition without reservations and interpretations is apparently an impossibility. Even administration leaders like Hitchcock, ranking Democrat of the foreign relations committee, have, it appears, come around to the situation as it exists, and the problem now is, will the President veto the adopting resolution containing such reservations and interpretations as a majority of Senators say must be incorporated therein if the league pact is to be adopted in any form.

Acceptable Reservations

It seems to have leaked out that reservations not too radical will eventually be accepted by President Wilson, notwithstanding the fact that he has intimated strongly all along that nothing would be acceptable to him except the draft of the league pact as he handed it to the Senate.

Stranger things have happened than a get together of both Democrats and Republicans on such reservations and interpretations as will satisfy all hands, and such as will protect American rights and obligations under the treaty, and retain for this nation its sovereignty and individuality, and that practically a unanimous vote on the adopting resolution may be had.

Doings in Congress

For major performances in Congress during the past week, there appears to have been a dearth. Chief interest centered around the Shan-

tung amendment to the league pact. This amendment proposed to give the Shantung province back to China, rather than to Japan as provided in the treaty. This amendment was defeated, although a number of Senators who voted against the amendment announced they were unalterably to the settlement, but would not risk doing a thing which would send the treaty back to conference.

The House military committee favorably reported a bill transferring to the Department of Agriculture, motor vehicles owned by the War Department and suitable for distribution among the states for road construction work.

After a hotly contested election, L. B. Rainey, Democrat, was sworn in as a member of the House to succeed the late Representative, John Burnett, of Alabama. Rainey defeated his Republican opponent in the Alabama district, which is normally Democratic by 4,000, by only 403 majority. The league of nations was the issue involved in the campaign.

Senator Poindexter, Republican, introduced a resolution asking for a report from the Department of Justice as to its alleged failure to report foreign agitators.

Because of the President's illness, the Senate foreign relations committee postponed action on various resolutions asking for information regarding treaty negotiations at Paris.

Farmer's Conference Proposed

Representative Dickenson, Republican, of Iowa, introduced a resolution requesting the President to call a conference between agriculture and capital. He claimed that the farmers are by no means adequately represented in the present industrial conference.

Both Senate and House passed a bill directing an additional survey of cotton production not later than November 2. This was in response to the contention of cotton growers that the department of agriculture's latest estimates were too high and had depressed the price of cotton.

Representative Ballenger, of Massachusetts, introduced a bill to place an embargo on sugar exports.

The prohibition enforcement bill was signed by the presiding officers in both Houses and sent at once to the White House for the approval of the President.

BARACA-PHILATHEA CON- VENTION TO MEET

The Baraca-Philathea convention will convene at Fruitland Sunday, November 2nd in an all-day session.

Mrs. N. Buckner of Asheville, Claude Sales of Fletcher, and other speakers are expected to address the convention. All classes in the county are requested to be present as a whole or send delegates.

BOOKS FOR LIBRARY

Mrs. W. C. Powell, of Jacksonville, Fla., who has a summer home here on Fourth avenue West, has presented the Library with a nice 10-volume set of books, entitled, "Wit and Humor of America."

WOMAN'S LEAGUE MEETING

The National League for Woman's Service will hold an important meeting on Thursday afternoon at 4:30 o'clock, October 30th, at the mayor's office. The presence of each member is earnestly requested.

MRS. R. P. FREEZE, Chairman.

MISS SARGENT ENTERTAINS

Miss Clara Sargent gave a 6 o'clock dinner Sunday afternoon at her home in Laurel Park in honor of her guests, Dr. McPheeters of Charlotte and Miss Julia Selden of Spartanburg.

SPECIAL AUTO SCHEDULE

The Asheville-Interurban Company has arranged a special schedule for Saturday, October 25, for the accommodation of those wishing to attend Ringling Brothers Circus in Asheville on that day.

A Hendersonville man thinks rents could be reduced by the use of tents. In this he is in error; the price of tents would at once go up.