NIGHT **EDITION** 

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# SAW ACORPORAL HARDINGFORCED RULE OF PEOPLE DAIL CONTINUES President Merely Stated HUNEYCUTT SHOOT AND KILL TO CHANGE MIND GONE IF SENATE ITS DISCUSSION SICK PRIVATE ON APPLICATION SEATSNEWBERRY OF PEACE PACT

Was Granted a Thirty-Day Of New For Furlough and Then Made Sergeant As Reward

HEARING IS HELD UP DOES. PLY TO JAPAN STATUTES VIOLATED. ALTERNATIVE IS WAR

Names Were Called

of witnesses to appear led today affournment until January 4 of Watson, of Georgia, American soldiers were hanged is little chance of their being able to After adjourning, the committee went executive session setion should be taken in the

poensed, had telegraphed that they

a private soldier at Camp Wheel- again, although the French reserva-

erseas and had no evidence bearing ed.

ring he would get even some day. Some of these Georgia officers were erry bad from that?" Wallis was

Yes, indeed." he replied. said Senator Ernst. Republican,

egram received today from James her telegram from W. F. Brock, of saying that Crawford To the lest of his recollection. ng was in May or June 1918. of the telegrams referred to

forts published at the time of the Wheeler shooting, Wallis said, owed that Halley was shot while reing arrest, but he added such rewere not true

Did he give the corporal provocation shooting him?" Senator Watson

#### AD NO PROVOCATION

Halley's arm had been broken aboing. Halley was struck down a righ for refusing to work and shot in the back, dying the next

Wallis, on cross-examination, explainhad been courtmartialed sice for being absent without leave, pay for ten days for the

of the War Department said examine the records to de-

The hearing then went over

116th infantry, was I'mg yesterday, Henry L. imore. Ohio, declared he Opley" of the third batta-A. Bethel, assistant judge meral, stated that Colonel command of the unit men-

ett, that he had a fine rene the war had been apw la a lieutenant colonel

witness," Colonel Beth-

d by a civil court of if such court ever did on of the offenses, it was same as I indicated in He could not be tried court of the United States acts were committed in e witness Scott gave no other person who d to testify in the case, to be the only available

of the six witnesses whose called and who had been

Francegee directed Colonel arged by Wallis that cerses who were prepared to ments. the court-martial against rawford had not been perso before the court. is true," said the chairthis committee wants to know

NO SLAUGHTER THERE

formerly adjutant of the 161st Dec. 21.—Major Bert Fentland on Page Fifteen.)

Conference With S. Delegates

Four Witnesses Failed To President Has No "Object Foundations of This Gov- Lloyd-George Gave Ireland tion" To The Construc-

tion Already Agreed To Washington, Dec. 21.—(By the Assoclated Press)—The British delegation reday cancelled reservations it had made on a steamer sailing from New committee into charges York on December 31. It was stated nembers of the delegation think there

eave before the middle of January. gees of several witnesses who, when gates as to application of the new Washington, Dec. 21.—Called today as in the Chinese-Japanese negotiations the first in a second list of witnesses on Shantung had thrown the naval the Senate committee investifation side of the arms conference program today somewhat into the background. Acceptance by France of the Ameriwithout trial in can proposal of 175,000 tons in caprance Marion J. Wallis, of Athens, Ga., ital ships had placed the naval negotialared he was a corporal shoot and tions on a comparatively smooth road

tions for a higher ratio in small dehe did not serve fensive craft still remained to be treathe said, was named Crawford tion" to the construction of the Pa- is a member of any political party can omit the King's head from the coins the man shot, he thought, Private cific treaty agreed to by the American do otherwise than arrive at the condelegates, that it shall apply to the clusion that the statutes of Michigan ish the Union Jack, and that, in frampire." President Harding declared in a sums of money were spent in the camformal statement, issued after he had paign as to shock public conscience, and expressed the opinion in an interview that the election is tainted and frauduwith newspaper men yesterday that it lent. did not apply to those islands, that the difference in view in no wise will STRICTLY PARTY VOTE. be permitted to embarrass the confer-

ficial confirmation that an understand-

ion on the matter, although said by made without consultation with his State Department advisers and without any intention of announcing the Administration's attitude, created at Americans, British, Japanese and rerich alike that the attitude of the Baron Kato, head of the Japanese dele gation and one of those who showed reatest interest in the President's atitude, said prior to Mr. Harding's fornal statement that a pledge of secrecy revented him from divulging whether here had been an agreement as to apolication of the treaty. He added that he "meaning adopted at the time of signing might be changed in the future, so I can say nothing at this

Far Eastern matters had assumed added prominence today through the abrupt adjournment yesterday of the Shantung conferences between the Chinese and Japanese delegates after DAVIDSON STUDENT the latter had announced that they could proceed no further on the ques ion of restoration of the Kiao Chow Railway to Chinese control without instructions. Although the adjournroad, the chief stumbling block, repointed in the service of the railway. with the approval of the college, fac-The naval situation remained more ulty. or less at a standstill today while the

President Harding's statement, is

treaty no more applies to the FOR PART IN REVOLT sland constituting Japan proper than it does to the mainland of the United States," follows:

"When the President was respondng to press inquiries at the afternoon interview today (Tuesday), he expressed the opinion that the homeland of Japan did not come within the words insular possessions and insular dominions' under the four-power agreement except as territory proper of any other nation which is a party to the agree

ment. continued, "has been emphasized as a division between the President and the delegates to the conference in construing the four-power agreement. "The President announces that the difference in view in no wise will be permitted to embarrass the conference or the ratification of the agreement. He had assumed all along that the spirit of the conference contemplates a confidence which pledges respect of territory in every way which tends to

promote lasting peace. "He has learned from the United States delegates to the conference that they have agreed to the construction which includes the homeland of Japan in the term 'insular possess insular dominions' and has no objection to that construction."

#### s desired to pursue the SOUTHERN RAILWAY'S was no explanation as to the REQUEST IS GRANTED

Washington, Dec. 21-The Interstate Commerce Commission today authorized the Southern Railway to issue \$5,find out whether it were 225,000 in bonds to reimburse its treasury for expenditures on capital better-

#### WAR HAS BEEN DECLARED?

that the Soviet Government of Moscow fell last evenin' durin' th' showin' of a would be subject to a fine of \$5,000 in material to Chita.

ower Pacific Entire Election Was Taint- Question of Ratification or ed, Senator Kenyon, of Iowa, Tells Senate.

ernment Will be Undermined if He is Seated.

Washington, Dec. 21 .- Declaring the money spent in Senator Newberry's from Michigan, "regardless of any sta- of the Irish peace treaty, with the the incident ought to be stated. Mr. which says that if the rights of the special session of the Legislature and Iowa, asserted in a speech in the Sen-Washington, Dec. 21.—(By the Asso- tion contest that, if that body voted to ate today on the Ford-Newberry elecclated Press)-Development of the dif- seat the Michigan Senator, it would be ference in view between President "undermining the foundations of this Harding and the American arms dele- Government." The "rule of the people is gone," Senator Kenyon said, if the four-power Pacific treaty and a break Senate "justifles the expenditure of hundreds of thousands of dollars to secure a seat here."

The record shows an expenditure of at least \$263,000," Senator Kenyon said, adding that "the plain inference from the testimony is that a much larger sum was expended."

"If the record showed the expenditure of a million dollars for Mr. Newerry," Senator Kenyon continued, "I believe the Senate still would seat him. But no Senator who will study this case were flagrantly violated; that such

know but little about it. If Mr. New- requiring the signatures to the treaty berry were a Democrat, he would be of all the delegates under the threat promptly voted out under this record. of immediate war. They believed ing existed among the delegates as to stoutly defending him. It is unfortun- was, Duffy said, as the Prime Minis-Some of the Democrats would be found that this time he was not bluffing. It rality, there should be a dividing line of politics in the chamber. "I deny that the Newberry case is

any test of Republicanism, I deny the seven million majority of the Republiean party last Fall was a vindication of od save the Republican party. The Iowa Senator declared it was

nonsense to say that Senator Newberry knew nothing about the campaign," adding that 'the record fairly teemed with evidence showing that Mr. Newberry was the active manager thereof and the guiding genius." "The people of the country do not en-

dorse the large expenditure of money in campaigns. Last year the Republicans did not dare nominate either Gen eral Wood or Governor Lowden because of the enormous expenditures in their

## **BODY SUSPENDS 28**

Twenty-eight members of the sophoreferring certain points to Tokio for more class of Davidson College have been suspended until January 15 for inment came with the delegations also dulging in hazing, according to inforstill far apart on the question of fi- mation from several members of the ratification of the pact delivered in nancial settlement by China for the student body who live in Charlotte. The suspension was by order of the garded as threatening the entire Shan- students' governing council of the coltung negotiations, was the Japanese lege, to which body disciplinary measproposal that Japanese experts be ap- ures of this character are entrusted

It is stated that the incident result-French delegates were understood to ed from an episode a few nights ago fidently expecting its ratification by the amount of auxiliary naval ton- the members of the freshmen class, nage, including submarines, desired as or some of them, out for a "walk." It a condition to their acceptance of the is also said that the sophomores adminbut none of the five re- 175,000 proportion for capital ships, to istered the corrective paddle in one or be presented at the meeting of the two cases where the sophomoric wis-

## sued last night after he had announced SENTENCE VON JAGOW

Leipsic, Dec. 21.(By the Associated Press)-Dr. Traugott von Jagow, former Berlin Police Commissioner, was sen. treaty. tenced to five-years imprisonment today by the Federal Supreme Court for the part he played in the Kapp revolt plenipotentiaries had acted under of March 1920, which temporarily over-duress, it must have threw the Egbert Government.



London, Dec. 21.—A report that the Cream an' sugar is a fine wholesome "blocs," based upon particular pursuits Government of the Far Eastern re- substitute fer food. Also a handful o' of geographical locations for the purpublic at Chita has declared war on well parched grains o' th' same car- pose of "in any way affecting legisthe Republic of Vladivostok is carried ried loosely in th' pocket or shoppin' in a Central News dispatch from Hel- bag 'ill relieve hunger in an amazin'ly resentative Ansorge, Republican, New The message adds short time. Th' ceilin' o' Melodeon Hall York. Senators and Representatives is said to be sending troops and war cean film, but fortunately nobuddy case it was proved they belonged to wuz under it.

Rejection Still is Very Much in Doubt

Choice of Signing or Else Going to War

Press.)-The Dail Eireann today entered the third day of its public discussion

Claims of the opposing factions ranged from a majority of two against the swer or not as he pleases. One in- an understanding as to the most ef- its adoption, was the statement which George Gavan Duffy, one of the Irisia

plenipotentiaries was the first speaker new our-power treaty which reads: COULD REMAIN NEUTRAL before the Dail. He explained his rea-

luctantly, but sincerely, because I see no alternative. Duffy's speech

of the Irish Free State and could aboling their constitution, the Irish people should put the King "into exterior darkness" as far as possible.

Going over the events that occurred change any votes. The matter is ment, he said that Prime Minister pushed at a time when the country can | Lloyd-George had issued an ultimatum

ter's official organ declared, "A grim choice."

Duffy read from this morning's newspapers the semi-official denial from London that the treaty had been signed under duress. He said the complaint as not that the alternative to a treaty the Senate of the United States can de- Irish delegates had been given three erence to the home government, under the penalty of "letting loose fresh herrors of savages to trample, torture and crucify Ireland."

He added that the treaty gave real power for the first time, and that than ever before.

The treaty, he declared, must be ratified in the interests of the people which the London Government has in fect the merits of the treaty. Eamonn J. Duggan, the last of the

country, the living and the dead." He warmly urged ratification. Opposition to referring the Anglo Irish reaty to the Irish electorate was voiced by George Gavan Duffy, one of

this morning's session. He declared he opposed this course because of the high feeing a plebiscite campaign would create. Such a campaigh, he asserted, would rend the country from one end to the other. He said he saw no alternative to the

#### STANDS BY STATEMENT.

Dublin, Dec. 21.—(By the Associated fternoon with the expectation committee of the whole on limitation of dom deemed application of the paddle declared Richard Barton to the correofficial statement issued in London denying that Premier Llyod-George had coerced the Irish plenipotentiaries through a threat of war, as stated byMr. Barton in the Dail Eireann. Mr. Barton was a member of the Sinn Fein delegation which signed

The London statement yesterday, declared that, if the Irish duress of their own minds or that eleventh-hour declaration on the part of the Premier. It added, however, "inasmuch as the well known alternative to acceptance was war, there is an element of truth in the statement (by Mr. Barton.)"

A Dublin dispatch to The Associated Griffith had repeatedly sought to have batter down this barrier. As it has the terms referred to the Dail, but that Premier Lloyd-George had directly negatived this. He said the Premier had declared the signature of every member of the delegation necessary, or war would follow at once, and gave them until ten o'clock that night to make up theri minds.

#### FIFTEEN TAKEN PRISONER.

Belfast, Dec. 21.-(By the Associated Press.)-Armed gangs operating in the Limavady district of Londonderry took 15 men from their homes yesterday removing them to an unknown destinetion. The raiders, who were not disguised, were strangers to the neighborhood.

#### FORMATION OF BLOCS WOULD BE PROHIBITED

# His Own Personal Opinion COGNIZANCE OF

No Conflict Between Him And the Secretary of State Since They Had Not Discussed the Matter; Is Satisfied With Either Interpretation

By DAVID LAWRENCE Staff Correspondent of The News.
Copyright, 1921, by News Publishing Co. simply "possessions" or whether they

is not only a very human institution

been going on in the Senate as to the or separately, to meet the exigencies true neaning of the preamble of the of the particular situation."

the general peace and the maintenance of their rights in relation to their insular possessions and insular domin-"I will recommend the treaty, re- ions in the region of the Pacific ocean." The query was whether the words "insular dominions" included the homeand of Japan Senator Reed had conassumed the treaty would be ratified, tended that it did and that America He said it would be the duty of the was in effect guaranteeing the terriframers of the Irish constitution to torial integrity of Japan, when in fact, the United States had refused to guarantee anybody else's territorial integrity under Article 10 of the League

PERSONAL IMPRESSION.

The President read the question impression. He said at the outset that indeed he has left to them the task of Lange to the United States guarantees him and it was not accounted for from working out such problems as these. Japan's territorial integrity. It was that it was to guarantee the territorial integrity make the treaty satisfactory to the by the friends of Commissioner Huney of Japan, and his own superficial British Empire, or making it imposreading of the treaty led him to con- sible for England to abrogate the Antended inasmuch as Japan herself was ed by the United States to be a sea signatory to the treaty and that ob- rious menace. In the desire to please viously it was intended only to safe. Australia and New Zeland and also guard external rights of Japan in the not to raise an issue which might of-Pacific and rot her own domestic do. fend Japan and embarrass the whole was being given a guarantee as to agreed to the French and British in continental America.

upon personal impression and it is in doing so the United States probaworth while recording that when Sen- bly felt that it was not compelled to yet arrived when a few gentlemen in tive to this particular treaty, and the the treaty they too insisted that the regard than in relation to any other inclusion of the Japanese mainland islands of the Pacific. The question hours to reach a decision, without ref- was not intended. It so happens, how- of how far the treaty imposes a moral ever, that for several days the corre-obligation which might ultimately in spondents have been inquiring on this any case involve the use of physical point at the Department of State force applies equally well to an attack where Secretary Hughes frankly told on the Philippines as any other isthem that he saw no particular im- lands included in the treaty, so the portance in the point they had raised, addition or subtraction of Japan's Ireland would be in a better position to He made it clear that the phraseology mainland position which happens by "insular dominions" was used so as to accident to be an island is regarded cover Australia and New Zealand and by the American delegation as simply of course this recalled all the delicacy an incidental affair which does not af-

dealing with various parts of the Brit-Washington, Dec. 21.—Government occupy the status of "dominions," or "nations." In order, therefore, not to but an immense organization, and offend Australia and New Zealand, some times one branch of it does some- the language "insular dominions" was thing which the other knows nothing used and none of the American delegates, when confronted with the sug That's the explanation for the opin- gestion that this might be interpreted ion which President Harding inno- to include Japan, saw any particular cently voiced at his meeting with the harm in such an interpretation since newspaper correspondents concerning after all, the purpose of the treaty the meaning of the four-power pact, was not to guarantee rights but merean opinion which was at once sent ly an agreement "to respect" each Dublin, Dec. 21.—(By the Associated broadcast as a conflict of view and other's rights and in the event of a contradiction of ideals between Secre- dispute to try to settle the matter by sioners of Public Safety in North Caro-Harding submits twice a week to in- four powers are threatened "by the which came near passing and becoming terrogation by the newspaper corre- eggressive action of any other power," law, was written by a Charlotte attorin writing and Mr. Harding can an nicate with each other and arrive at to do with its authorship or pressing quiry related to the debate which has ficient measures to be taken, jointly Commissioner of Public Safety J. E.

## If it did happen, therefore, that Jap-

than one of the other three signers of Germany, the United States would what was possible to avert a war whether a treaty existed or not, but in the last analysis the American delegation contends that States could decide to remain neutral and keep hands off without violating the spirit or the letter of article two. That's why President Harding in his statement from the White House ancarefully and stated his own personal nounced that he had no objection to the view that "insular dominions" he had not consulted the members of might include the homeland of Japan, the American delegation about it—for though he feels that it doesn't mean Huneycutt said, would be withheld by of embracing not the intention of the United States Australia and New Zeland so as to clude that no such meaning was in glo-Japanese Alliance which was deemmain, any more than the United States conference, the American delegation terpretation that "insular dominions" Mr. Harding's views were based included the mainland of Japan, but

# Irish plenipotentiaries to speak in this debate, denied that he had been "bluffed" into signing the treaty. He said he had signed it in calm seclusion and "with due consideration to the

### gin Serving Sentence After Christmas

Monroe, Dec. 21.—His appeal haventiary during the first week in Jan-

e permitted to be with her during ber of a quickly-formed posse as some-Christmas time earned Young Halingen body else than Miller. stay of execution, the solicitor who presecuted 1.m, havig agreed to allow station received a long-distance telefor a new trial. The dismissa, of the appeal by the higher court was purely keeping his promise to the solicitor, not even presenting a single argument

"Southern chivalry that has always decreed that in a court of law more of circumstances. There had been no counsel for the defendant, said yesterday "prompted us to abandon Hallman's appeal. There were errors committed in the trial, we believe, that would give us a new trial. But what would be the use? That same chiivary that prevented us from securing a verdict of acquital in the first trial wouls operate to our disadvantage in a new Press on Monday quoted Mr. Barton trial. To secure the acquital of cur

(Continued on Page Fifteen.)



#### Appeal Dismissed, Will Be- Reports That Adam Miller Had Been Captured **Prove Eroneous**

Excitement was rife out in the Willng been dismissed by the Supreme grove section of the county on the it was interpreted to stab Chief Orr. was court. Young Lee Hallman, ex-service Norfolk-Southern line, 13 miles from man, and member of a prominent fami- Charlotte, Wednesday morning when of Marshville, will go to the peni- word was circulated in that section who took offense at the further sugges uary to begin serving the fifteen years that Adam Miller, negro, wanted for tion made in connection with the spon sentence imposed upon him by Judge alleged assault upon Mrs. D. F. Fin. sorship of the bill to the effect that T. B. Finley at the August term of ger on the Monroe road Saturday court after a jury had de ar I him night, had been turned out to be false. guilty of a criminal assault upon Miss A negro of that section, who had been Louise Tolbit, a Cabarrus county school mistaken for the wanted man, was The plea of the mother that her son ing chase, he was identified by a memgreatly relieved when, after an excit-

Sergeant J. C. Mayson over the telephone that the man he held tallied in the Senate. every detail with that sent out as descriptive of Miller except the overalls the matter with groups of his friends that he was said to be wearing when and partisans about the city hall Wedhe left Charlotte, and that the over nesday. alls had been found hidden in a negro restaurant in the town. A Charlotte officer, who will be able to identify Miller, was sent to Wadesboro Wednesday afternoon to look at the man being held there. Among the many false alarms that

have come to the police station in the past day or two from sections where Miller was alleged to have been seen. one from Wilgrove early Wednesday morning seemed to bear the earmarks once dispatched to the community to same neighborhood, seeming to substantiate the truthfulness of the first report and it was said there could be little doubt that the right man had been sighted. He had several times one else that Mr. Flowers was the aupreviously been reported probably in thor of the bill or knew anything of it that neighborhood and is known to but because he was in Raleigh sevhave relatives in that part of the eral days and no other Charlotte atcounty. A message came about 11 torney can be found who admits being o'clock that officers and a number of there at that time, speculation had citizens had almost come upon him, arisen as to whether Mr. Flowers him and that he was apparently surrounded in a woods. The aid of volunteers was also asked to help the officers scour the woods and another car with several officers started for the scene. While the last car was enroute to the scene, with a number of cars along containing citizens of Charlotte, word came that the man the crowd had been chasing had been apprehended, but had turned out to be a harmless man of the neighborhood instead of the man wanted.

There is no clue as to the whereabouts of Miller at present, unless the man being held at Wadesboro proves to be the man. Fred Ardrey, the negro arrested Saturday night shortly after the crime and strongly suspected of being one of the two assailants of Mrs. erate northwest to north winds. Finger, is still out of the city in safekeeping.

Tells Friends He Would Have Acted If Measure Had Gone Through

WAS A STAB AT ORR

Bill Written By Charlotte Attorney, Mr. Huneycutt Tells Friends

Huneycutt made to friends Wednesday

"And if the bill had been passed" he added, "I would have acted on the power which it would have vested in me as an was attacked by a Power other commissioner of public safety here" By this Mr. Huneycutt was underthe treaty as for example, Russia or stood to mean that he would have exernaturally tender good offices and do removed from the head of the police cised his right to have had Chief Orr department here. Mr. Huneycutt has never become reconciled, it is said, to the retention of Chief Orr, which was brought about by Mayor Walker and

Commissioner Stancill combining. Mr. Huneycutt would not divulge the name of the Charlotte attorney who. he said, was author of the bill and took it down to Raleigh, handed it to Representative Fisher, of Transylvania county, and asked him to introduce and press both day by many who have beecome very much interested in the coup attempted cutt. The Charlotte commissioner denie that he had prompted the suggestion for the bill to be written, putting the responsibility upon the shoulders of the attorney whose name he would not tell. He professed, however, that he was very much interested in it and that he oped very much that it might have been passed.

#### NEARLY SLIPPED THROUGH

Members of the Legislature, returning nome Tuesday night, said they had never heard or seen anything of the bill until they heard of it upon their arrival here. Representative Matthews said Wednesday morning that there were 1,200 bills introduced in the House during the closing session and that lit lle attention was paid by members even to the captions of these measures. The local repuresentatives, he said, had not this particular bill nor had any of then been asked to champion it. Representative Fisher, a Republican member of the lower House, engineered the measure entirely. Mr. Matthews said. The latter did not know who wrote it, but had heard the name of "Mr. Frank Flowers mentioned in connection with

Representatives Pharr and Person de lared that they had heard nothing of such a measure and expressed great surprise when it was ascertained that this bill actually passed the House on its three readings and would have become a law of the State had it not been intercepted in the Senate by some member who pricked up his ears when the

Walker and Commissioner Stancil, but they are particularly friendly, and keeping other younger attorneys from get ting their rightful share of such city court cases. Members of the police department did not hesitate to express their discontent at the effort being made. Mayor Walker was sick at his home Wednesday, but over the teledant's attorneys promised not to fight Wadesboro that he was positive that such "a trick should have been at he had Miller locked up. He told Desk tempted" and expressed great satisfaction that the bill had been nailed in

Commissioner Huneycutt discussed

## FLOWERS DENIES CONNECTION.

J. Frank Flowers, one time candi date for mayor of Charlotte and active from time to time in city politics, is not the man who wrote the mysterious Fisher bill introduced in the special session of the legislature in its dying hours providing for placing the fire and police departments of the city entirely within the control of the Comas saying in the Dail that Arthur client it would be necessary for us to run down the reports. Later in the the bill, he says until he came to Charlotte, although he was in Raleigh four days toward the close of the spe-

cial session. There was no positive statement by knew anything about the bill.

Mr. Flowers, when asked about it. set all speculation at rest, so far as his connection with it was concerned, by saying that not only did he not hear of it when he was in Raleigh,

(Continued on Page Fifteen.)



Charlotte and vicinity: Generally fair and colder tonight and Thursday. Mod-North and South Carolina: Generally, fair and colder tonight and Thursday