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"WINDFALL" TAXES UPHELD IN RULING CIRCUIT COURT

District Court Decision At Salisbury Affirmed by Higher Federal Tribunal

DECISION WRITTEN BY JUDGE PARKER

Case on Appeal by White Packing Company of Salisbury Holds Company Had Shifted Burden of Taxes to Buyers and Could Not Re-

Richmond, Va., April 6 (AP)-The fourth Federal circuit court of appeals today upheld the constitutionality of the "windfall" taxes in affirming the decision of the district court at Salisbury, N. C., in the case of the White Packing Company, vs. the Collector of Internal Revenue. The opinion in the case, written by Judge John J. Parker, upheld the district court's dismissal of a suit brought to enjoin collection of the 80 percent tax under title three of the

revenue act of 1936. The court declared the White Packing Company came under the classification of those processors who had shifted the burden of the processing tax, later declared unconstitutional, without paying it.

Farmer, 48, REYNOLDS FRIENDS OfGuilford, Slays Wife

Greensboro, April 6 (AP)-Sidney H. Lemmons, 48, was locked in Guilford county jail here at 10 o'clock this morning after confessing, Sheriff Joe Phipps said, he had fatally slashed his wife's throat with a pocketknife sharpened to razor-edge fineness at their home eleven miles south east of here, in the Mount Hope church community, two hours earlier. Lemmons was quoted as saying he did not know why he killed his wife, whom he married in 1912, and who is the mother of his eleven children. The sheriff said Lemmons told him he sat with his wife on a bed in an upstairs room in their home about 8 o'clock this morning, put his left arm

inch gash in her throat. SAYS DOCTOR COULD NOT BE CONVICTED

Charlottesville Prosecutor Says Abortion Suspect Not Guilty In First Degree

Charlottesville, Va., April 6.—(AP) -Commonwealth's Attorney William Fife, today explained his willingness to accept a plea of second degree murder from Dr. R. G. Miller, accused of causing the death of 18-year-old Cleo Sprouse, by saying developments since the indictment of the dentist showed a first degree murder charge could not be supported before a jury.

The 53-year-old dentist was indicted on a charge of first degree murder, after the pretty high school junior's tody was found near the University of Virginia cemetery, but both Mr. Fife and Robert E. Taylor, of defense counsel, announced this week a pleat of guilty to second degree murder had been agreed upon.

Under Virginia law conviction for second degree murder calls for prison sentences ranging from five to

Suspect Is Being Held In Killing

Lancaster, Pa., April 6 (AP)-Lancaster police said today they had notified New York detectives a hitchhiker found in a parked car was arrested today because he resembled Robert Irwin, sculptor, sought in the investigation of the Gedeon triple murder case.

ROOMING HOUSES HUNTED

IN SEARCH FOR IRVIN New York, April 6 (AP)-Through the shabby, dim-lighted rooming houses of the east Fifties, detectives roamed today in search for a madman of Estoteric philosophy, accused of murder in triplicate.

Somewhere on Manhattan island's 22 square miles police believed sulked Robert Irwin, theological student and one-time inmate of an insane asylum, who was named as killer of Veronica Gedeon, her mother and a

roomer at the home. The motive as police gave it, was revenge for a frustrated love. The evidence: A hastily vacated room near the Gedeon apartment; a glove, a hat,

OVER 125,000 STILL IDLE IN STRIKES IN **AUTO, COAL PLANTS**

NEW U. S. MINISTER



Mrs. J. Borden Harriman, Democratic national committeewoman for the District of Columbia, has been selected by President Roosevelt to be American minister to Norway, succeeding J. Drexel Biddle of Philadelphia. Biddle is scheduled to become ambassador

Think He Could Handle Himself Capably Against Mr. Doughton

IS GOOD CAMPAIGNER

Reynolds Is Colorful Political Figure and Knows North Carolina Psychology as Few Others Do

Daily Dispatch Bureau, in the Sir Walter Hotel, By J. C. MASKERVILL Raleigh, April 6.—Friends of Sena-

tor Robert R. Reynolds are not greatly worried by the reports which have been current for several weeks now that Congressman Robert L .Doughton is planning to oppose him for his around her neck, and with a quick seat in the Senate in the Democratic motion of his left hand, in which he primary next year. For while they agree that "Farmer Bob" Doughton was holding the knife, slit an eight is a campaigner of parts and a vote getter of note, they maintain that he cannot compare with "Our Bob" on either count and that Doughton cannot possibly get a following big enough to out-vote the following Reynolds already has or will have by the time the 1938 primary rolls around.

If Congressman Doughton were planning to oppose almost any one else but Senator Reynolds, it is generally agreed he would stand an excellent chance of winning the nomination. For his record in Congress, especially as chairman of the House Ways and Means Committee, and the manner in which he has stood by the President and supported his program has admittedly made him one of the strongest and most influential men in Congress and one of the most popular here in North Carolina. It is also agreed that Doughton is one of the few men in the State who enjoys the confidence of the big business interests, of labor and the farmers, all at the same time. Many astute political observers still are confident that if Doughton had decided to become a candidate for the Democratic nomination for governor last spring, that Mr. Hoey would not have run and that Doughton would have been nominated with ease over Dr. Ralph W. McDonald-if McDonald had been a candidate-since he seems to h

popular with the McDonald "liberal Democrats" as he is with the "regulars.' It is reported that on a recent visit to the State, Doughton told a friend that he would have been a candidate for governor last spring if he had known as much then as he did now about sentiment. But Senator Reynolds is no novice in politics, his supporters maintain,

and has just as many factors in his favor as Congressman Doughton has. In the first place, they point out that Senator Reynolds has supported President Roosevelt on his Supreme Court reorganization proposal from the very outset, that he has also stood with the President on most of his other New Deal measures since he has been in the Senate. They admit that Senator Reynolds has not always seen eye to eye with the President on everything, and that he differed with him on the World Court matter and on immigration, but that in so doing Senator Reynolds was representing a majority of the thought in North Carolina on these matters. But in all of the more important matters advocated by President Roosevelt, Senator Reynolds has given him whole-hearted support, it is maintained.

his understanding of the people of votes and keep them," one of his ad-North Carolina and what they want mirers said here today. "And when that Senator Reynolds is expected to he comes back here next year and surpass Congressman Doughton, his starts campaigning from one end of friends maintain. For while Doughton is admitted to be an unusual political figure, no one has ever said he was

Motor Industry in North and Coal Mines in Alabama and Tennessee Affected

MINOR DIFFICULTY IN OTHER REGIONS

Governor Murphy Declines To Predict Date for Chrysler Settlement, But Says It Will Be Soon; Hudson and Reo Strikes Depend On Chrysler

(By The Associated Press.) Labor troubles in automotive plants of the north and coal mines of the South kept more than 125,000 wage earners idle today. Between the geographical extremes

in the nation were scores of minor industrial disturbances. Prospects for a quick settlement of

the Chrysler Motor Corporation strike involving 80,000 workers were bright, but 20,000 Alabama miners and 7,000 around Knoxville, Tenn., faced the possibility of a long lay-off pending approval of a new contract.

All mines of the Pittsburgh Coal

Company and Pittsburgh Termaninal Coal Company remained idle, too, pending negotiations on agreements covering working conditions. The Alabama and Tennessee miners, a union spokesman said, would demand time and a half for overtime and a wage increase.

Governor Frank Murphy, of Michigan, occupying the role of peace-maker in the Chrysler dispute, declined to predict when an agreement would be reached, but there were reports a pact would be signed in time to permit resumption of operations next week.

Observers felt settlement of strike involving 10,000 Hudson Motor Car employees, and 2,200 Reo Motor Car Company workers hinged on the outcome of the Chrysler parley. It affected 65,000 Chrysler workers and 20,000 employees of automotive firms selling to Chrysler.

ON ADDOINTMENTS UN APPUINTIVIENTS

Keeps Dopesters Guessing About All Jobs He Is Soon to Fill

Daily Dispatch Bureau, In the Sir Walter Hotel, By J. C. BASKERVILL Raleigh, April 6.—Governor Clyde R. Hoey is keeping the political dopesters more up in the air these days than has any other governor in years, due to the fact that he seems to be better able to keep his own counsel than have previous governors with regard to the appointments he expects to make. As a result, no one here has anything but pure speculation with regard to those Governor Hoey is going to appoint on the liquor control commission, the highway commission and the many other boards and commissions he must soon name. For so far Governor Hoey has kept silent in seven languages with regard to these appointments and has not told any one anything, in spite of repeated attempts by hundreds of persons to draw him out and get him to commit himself.

So while there is the usual amount of speculation with regard to who he will name chairman of the new liquor control board and its two members, also with regard to the personnel of the new highway commission and its chairman, it is generally agreed that no one really knows anything definite concerning who he is going to appoint to these jobs. For Governor Hoey has apparently not told any one of his intentions yet.

"Most governors usually have one or two or even three friends they consult with and talk to freely about their forthcoming appointments, with the result that one of these friends usually talks too freely to some one else-and then some newspaper man gets hold of it and the public knows in advance what the governor is going to do," an observer remarked here today. "But Governor Hoey seems to be the exception, in that he apparently has not even indicated to one person what he plans to do. The result is that all the boys who in the past have always prided themselves on knowing what was going on before any one else, are all up in the air and don't know where to land. They will just have to wait, like every one

a dolorful political figure—and no one can deny that Reynolds is a colorful figure, probably the most colorful

figure in North Carolina politics. "Bob Reynolds just naturally has a personality and a knowledge of But it is as a campaigner and in North Carolina psychology that gets

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Six Escape Death On Wilson Trains

Wilson, April 6.— (AP) — Two trainmen were injured today when they and four others leaped from the engine cabs of a double-header freight train as it plowed into the rear of another standing in the Norfolk Southern yards here.

Wilson, April 6 (AP)—Six Norfolk Southern railroad employees leaped to safety here today when a freight train plowed into the back of another standing in the yards.

One of the men was injured and taken to a local hospital, where efforts were being made to determine the extent of his hurts.

A caboose and one box car were telescoped by the first engine of a double-header, which overturned and set fire to the debris.

The men who jumped were H. M. Godwin, of Raleigh, engineer, who was hurt; S. O. Richardson, of Raleigh, fireman, and a Negro brakeman, on the first engine of the doubleheader; and J. T. Boykin, engineer; G. M. Dodson, fireman, and a Negro brakeman, all of Ra-leigh, from the second engine.

READY TO LINE UP BALKANS AS AIDES

Britain and France Consider Southeastern Europe Alliance Against Mussolini

ITALY THREATENS **QUIT NEW ACCORD**

Charges France Has "Flagrantly Violated" Hands-Off - Spain Agreement; Meanwhile, Both Sides In Civil War Claim Successes on Different Fronts

(By The Associated Press.) Great Britain and France were re-ported ready today to try line up the Balkans against Italy if Fremier Mussolini moves to quit the interna-tional "hands-off-Spain" agreement.

That plan was recounted by an informed Paris source as the Spanish insurgents, friendly to Italy, claimed new important successes on the northern front. Their commanders asserted 2,000 government soldiers had been killed in recent fighting for Durango

The possibility Italy might quit the non-intervention accord was raised by an Italian spokesman as an outgrowth of authoritative Italian charges France had "flagrantly violated" it, allowing aid to be sent to the Madrid-Valencia government.

Britain and France would act to isolate the Balkans from Italy only as a "last resort," the Paris source said, as they are not anxious to try a major politicial realignment in Eu-The insurgent successes in north-

ern Spain brought a "final ultimatum" from insurgent General Mola to the Basque defenders of Bilbao. Mola's men were within sight of one objective, Durango.

WAYNE CONSIDERS **VOTE UPON LIQUOR**

Goldsboro, April 6.-(AP)-- The Wayne county commissioners will con sider calling an election on establishing liquor stores at a special meeting

Brunswick Man Named As Slayer

Southport, April 6.-(AP)-Irman Clemmons, 32, of Supply, was indicted for murder in the torch death of Hobson (Hobby) Sellers, 21, truck sembly. Observers here generally agdriver of Supply, by the Brunswick ree that fewer bad local bills were incounty grand jury here today.

Allegedly Clemmons poured gase

line on the clothing of Sellers as the latter lay ill beside the Shallotte-Supply highway several months ago after the two had been drinking beer at a stitute of Government played a big gas station. Clemmons is expected to come up

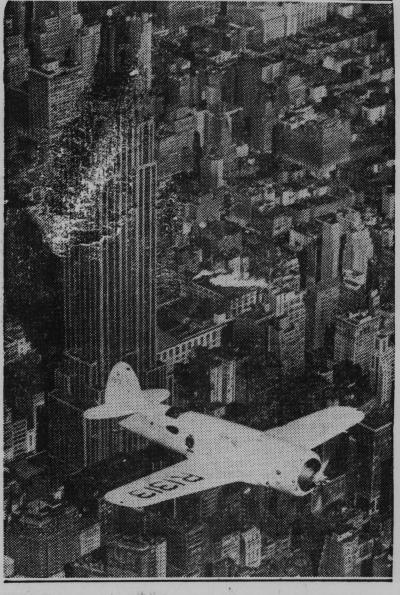
for trial Friday afternoon.



FOR NORTH CAROLINA. Fair and cooler tonight and Wednesday.

Senate Leaders Are Agreed On Declaration Policy For "Sitdown" Strikes Situation

Hawks' New Mystery Plane



The mystery plane in which Capt. Frank Hawks, premier speed ace, hope to set many new speed records, is shown above the skyscrapers of Midtown New York City, with the Empire State tower as a fitting background. Hawks was photographed as he gave New Yorkers their first glimpse of his ship. (Central Press)

Killed In Plane Fall

Winston-Salem, April 6.-(AP)-John (Red) Harmon, pilot attached to Miller airport here, was killed this morning when he leaped from a spinning plane and his parachute failed to

Harmon, who got his flying license in 1927, was testing a 1933 biplane, and at a height of about 5,000 feet went into a spin. At 2,500 feet, observers said, he leaped from the plane and hurdled to earth. The plane crashed about two and a half miles from the landing fidle. Harmon's body was found nearby.

Cause of the plane's spin was not known, although Department of Commerce investigators were busy this afternoon.

INSTITUTE BALKED **BAD LEGISLATION**

Kept Local Officials Informed Throughout of Bills Introduced

Daily Dispatch Bureau, In the Sir Walter Hotel By J. C. BASKERVILI, Raleigh, April 6.—Much credit is being given here to the Institute of Government in Chapel Hill for helping to prevent the enactment of bad snook his head after Mount Baldy region. local legislation for cities and towns in the 1937 session of the General Astroduced this time than in any previous session and that those which were introduced were given unfavorable committee reports more promptly than heretofore and that the Inpart in this, due to the information it supplied city and county officials with regard to bills introduced and acted

upon every day.
"The fact that the Institute of Government was able to put out its mimeographed lists of new bills introduced every day, with a brief analy sis of the contents of each bill and its purpose and the fact that these lists were in the hands of every board since it met, early in the year. of county commissioners and of city officials the next day, kept these officials constantly informed of what was going on in the General Assemtoday. "Thus, whenever a bill was introduced which they did not know. about or to which they were opposed,

(Continued on Page Five)

MISSING AIRPLANE

Belief Persists Craft Is Wrecked With Eight on Board

Albuquerque, N. M., April 6.— (AP) — Major A. J. Smith, divi-sion superintendent of the Trans-continental & Western Air, in a radio message to the airport here at 10 a. m. today, said the wreckage of an airplane was sighted northwest of Mount Baldy in eastern Arizona.

The veteran pilot, flying a tri-motored transport, said the wreck age was in an inaccessible region. He said his ship was circling the spot until Major Victor Bertrandias could arrive from Winslow with his ship, which had been held on the ground there for an emergency.

Winslow, Ariz., April 6 (AP)-Belief persisted today an air liner missing for three days with eight persons aboard would be found in rugged snow-covered country along the Arizona-New Mexico border-probably wrecked.

Major Victor Bertrandias, export manager for Douglas Aircraft Corporation, which built the plane for sale to the Royal Dutch Air Lines of Holland, held to such a conviction despite a two-day plane search of the

The huge plane left Los Angeles Saturday, and was being "ferried" to New York for transfer to Holland. Although searchers had not abandoned all hope, Major Bertrandias shook his head after a flight over the

DEMOCRATS BADLY SPLIT IN CONGRESS

Each Group Fears Other and Handful of G. O. P. Might Be Balance

By CHARLES P. STEWART Central Press Columnist Washington, March 6. - Congress has investigated unprecedentedly

It has done no legislating of any consequence, however. After accumulating whole libraries of facts, assembled with a view to he hoped to keep the CCC at that figbly," a state official remarked here the intelligent enactment of new laws, it has not enacted the laws, intel-

ligently or otherwise. The truth is that the folk on Capi-

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PITTMAN PROPOSAL IS AGREED ON MODIFIED VERSION

Industrial Spy System Also Denounced In Measure In Its Original Language

CALLS COURT PLAN SHABBY ENTERPRISE

Former New York Bar Head and Friend and Admirer of Roosevelt Says President Has Made Great Blunder And Should Retrace Steps Speedily

Washington, April 6,—(AP)—Senate Majority Leader Robinson, Democrat, Arkansas, said today he had agreed with other administration chiefs on a "declaration policy" on sitdown strikes. It will be brought before the Senate for speedy action Wednesday, he said.

Robinson said a group of Demo-cratic senators had decided that a prolonged conference this morning on a modified version of a resolution offered yesterday by Senator Pittman, Democrat, Nevada

In its original form, this resolution condemned sitdowns as "illegal and contrary to sound public policy" and also denounced "the so-called industrial spy system" used by some employers to combat labor unions. Elsewhere in the capital a former

New York Bar Association president attacked the President's court reform proposal as a "shabby enterprise."

Appearing before the Senate Judiciary Committee, Charles Burlingham said "as a supporter and admirer and a friend of the President, I cannot refrain from saying that I think he has made a great blunder and should retrace his steps and proceed on the road charted for him by the Constitution—I mean by amendment."

Although the committee hearing went forward, the the Senate itself was not in session and the House took up a calendar of minor bills.

The President arranged to review a military parade on Army Day and the 20th anniversary of American entrance into the World War. One of the President's problems,

what to do about relief, was pointed up by a group of representatives, who demanded a \$2,400,000 work relief program for the next fiscal year. They met in the office of Representative

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Claim Votes Secured For Farm Bills

Move Launched Also To Hike GCC Strength to 350,000 Men Permanently

Washington, April 6.-(AP)-Advocates of government sale of farms to tenants contended today they had won over a majority of the House committee which last week rejected the proposal 11 to 13.

These members, declaring they had changed the views of two members of the Agriculture Committee, said they were prepared to demand reconsideration. Chairman Jones, Democrat, Texas,

said if the committee restores the land buying and land selling feature, it might endorse other parts of the

The House voted yesterday to continue the Federal government's complete control of soil conservation payments to farmers until 1942, because states have failed to enact laws to take over part of the work.

President Roosevelt's request for a permanent CCC to continue the work of soil conservation and forestry brought from some congressmen a demand for a larger enrollment than the suggested 300,000.

Although Representative Rayburn, Democrat, Texas, agreed with the President 350,000 men and boys might be hard to find, Representative Johnson. Democrat, Oklahoma, said ure—its present authorized strength. The Guffey-Vinson coal control bill went back to the House for approval or rejection of amendments which the Senate inserted yesterday before

passing the bill.