

COMMITTEE IS 10-8 AGAINST COURT BILL

AMERICAN SOLDIERS FIGHTING IN SPAIN SUFFER BIG LOSSES

Have Been Used Continually as Shock Troops and Have Lost About Third of Number

OVER 500 THOUGHT KILLED THUS FAR

16th Infantry, Known As Abraham Lincoln Battalion, Recruited in United States; Most of Them Lacked Previous Experience; New Cabinet Formed

Madrid, May 18.—(AP)—American volunteer battalions used continually as government shock troops in the Spanish war were estimated today to have lost almost a third of their number in deaths.

Reliable sources placed the number of United States citizens killed while fighting on the government side at more than 500, or 30 percent of the 1,700 reported to have enlisted since the conflict started ten months ago.

A few of the volunteers were professional air pilots and technicians, and a few soldiers of fortune, but the overwhelming majority lacked previous military experience.

The largest contingent of Americans in the service of the republic has been the 16th infantry, or Abraham Lincoln battalion, which members of the unit said was recruited in the United States.

Meanwhile, at Valencia, Dr. Juan Negrin's "win the war" cabinet, assumed command of the Spanish government's armies in a plan to coordinate civil and military defenses against the ten-month-old war.

Negrin briefly outlined the cabinet policy of his government to his ministers early today, disclosing a plan to abolish the superior war council.

COURT INQUISITIVE IN EXTRATION CASE

State's High Tribunal Members Ask Many Questions in Appeal From New York

Raleigh, May 18 (AP)—Chief Justice W. P. Stacy and Associate Justice George W. Connor, of the North Carolina Supreme Court, asked many questions of counsel during oral appeal arguments today, then the court took under consideration the case in which Alfred Malicord is resisting extradition to Warren county, New York.

The state court will hand down decisions tomorrow and then on days it sets to suit its convenience.

The state moved to docket and dismiss two capital case appeals, including one of Melvin Coggins, sentenced to death in Nashville, for the murder of H. J. Fogelman.

PLANE CRASH KILLS PAIR AT FRANKLIN

Western North Carolina Town Scene of Disaster; Florida Man Among Victims

Franklin, N. C., May 18.—(AP)—Robert Williams, of Jacksonville, Fla., died early today of injuries received in a plane crash yesterday that killed Harve Shidles, Franklin taxi operator.

Williams was pilot of the plane and Shidles was the passenger.

The flier suffered a crushed chest, fractures of both legs and lacerations. Nineteen, he was a son of Mrs. Catherine Dexter, of Jacksonville.

Shidles, his skull crushed, died en route to a hospital.

Many Firms Resist New State Levy

Raleigh, May 19 (AP)—The State Unemployment Compensation Commission has received from W. C. Patterson, of Charlotte, branch manager of the Ford Motor Company, a letter stating the Ford concern is paying the State's unemployment compensation tax "under protest."

The letter, addressed to the three members of the commission, claims the law is "repugnant to the Constitution of North Carolina and of the United States."

"Gas" Queen to Wed



Blonde Julia Ellen Leathers, 22-year-old "gas well queen" of Akron, O., who has brought in two valuable gas wells near Norwalk, O., in recent weeks, has announced her engagement to Vince Burns, 30-year-old engineer associated with her gas enterprises.

Expect Fund For Parkway To Be Voted

If \$5,000,000 Is Denied, Roosevelt Will Break Faith, Dunlap Says

Raleigh, May 18.—Chairman Frank L. Dunlap, of the State Highway and Public Works Commission, believes that the recommended appropriation of \$5,000,000 for the Blue Ridge and Natchez Race parkways, as contained in the Department of the Interior supply bill, will be restored and that of this amount, at least \$4,500,000 will be made available for work on the Blue Ridge Parkway in North Carolina and Virginia.

FAYSSOUX INQUEST FURTHER POSTPONED

Gastonia, May 18 (AP)—Coroner C. C. Wallace said today the inquest into the death of T. M. Fayssoux, 45, found dead here on the porch of his mother's home last Friday had been postponed until Friday night so that an analysis of the dead man's stomach might be introduced.

GRIFFIN IS SLATED FOR SCHOOL OFFICE

School Commission Secretary Most Likely Will Be Re-Appointed

Raleigh, May 18.—The appointment of the eleven members of the State School Commission, expected to be announced by Governor Clyde R. Hoey early this week, is not now expected until the latter part of the week, perhaps not until next week, as a result of the death of S. Ernest Hoey in Shelby yesterday, brother of Governor Hoey. Governor Hoey is not expected to return to Raleigh until next week.

Resigns As Justice



Justice VanDevanter

C. I. O. IS DRIVING FOR NEW MEMBERS IN FORD FACTORIES

Motor and Steel Industries Objectives of Strenuous Efforts of Lewis Unions

STEEL PLANTS ARE BEING PUSHED HARD

Republic Steel To Shut and Keep Shut Its Plants "Until Civil Authorities Clear Streets" in Event of Picketing; Film Boycott Spreads Slowly

(By The Associated Press.) John Lewis' C. I. O. leaders pushed today with drives for new members in automobile and steel industries. The U. A. W. A. asked the "200,000 organized automobile workers in Detroit" to help bring employees of the Ford Motor Company "into the fold."

AMMUNITION HOUSE AT MOREHEAD BURNS

Morehead and Beaufort Fire Department Rush to Blaze at Camp Glenn Grounds

Beaufort, May 18.—(AP)—Fire destroyed the ammunition building at Camp Glenn, the State's National Guard training site, today, and damaged two other buildings.

INLAND WATERWAY AT HARKER ISLAND

Graham Barden Gets Appropriation in Congress for \$50,000 for Dredging Work

Aluminum Strike Is In Offing

Alcoa, Tenn., May 18 (AP)—Fred Wetmore, president of the aluminum workers union at the Alcoa plant of the Aluminum Company of America, announced today 3,000 workers in the company's fabricating plant would go on strike at 10 o'clock tonight.

OUR WEATHER MAN

FOR NORTH CAROLINA. Increasing cloudiness tonight, followed by showers Wednesday.

Justice Van Devanter Quits Place As Associate Justice Of Supreme Court On June 2

JUSTICE, PAST 78, AND CONSERVATIVE, WRITES PRESIDENT

Decision Announced Just Before Senate Judiciary Committee Votes on Court Bill

NO OTHERS TO QUIT AT PRESENT MOMENT

Southerland May Resign, However, Before Start of Fall Term; Hughes, McReynolds, Brandeis and Butler All Eligible; Hughes Lauds Van Devanter

Washington, May 18.—(AP)—Associate Justice Willis Van Devanter informed President Roosevelt today he would retire from active service on June 2.

The 78-year-old jurist, who has been known as a member of the so-called conservative wing of the court, made his intention known in a letter to the President shortly before the Senate Judiciary Committee met to vote on Mr. Roosevelt's court reform bill.

The chief executive's demand for new blood on the court has created an epochal national controversy.

At the same time officials vested with high authority said there probably would be no more retirements from the court at this time. But others said before the beginning of the fall term of the court in October, Justice Southerland might take advantage of the retirement act.

Four other justices are eligible for retirement, Chief Justice Hughes and Associate Justices McReynolds, Brandeis, and Butler.

Chief Justice Hughes called the retirement of Van Devanter a "most serious loss" to the court.

In a statement the chief justice said: "His long judicial experience, his extraordinary memory and grasp of precedent, his acumen and fairness enabled him to render a service of inestimable value in our deliberations, while his equable temperament, his tact and unflinching kindness made him an ideal associate.

NEW BERN'S AGED PAPA NEAR DEATH

New Bern, May 18 (AP)—George Isaacs Hughes, 97-year-old Confederate veteran, who is the father of two children under three years of age, was critically ill today at his home here. Suffering with a heart ailment and infirmities of old age, he was unconscious this afternoon and Dr. H. B. Wadsworth described his condition as "the beginning of the end."

WHEELER LEADING FDR'S OPPOSITION

Montana Liberal Lined Up With Conservatives in Strange Set-Up

By CHARLES P. STEWART Central Press Columnist

Washington, May 18.—Senator Burton K. Wheeler has developed surprisingly in the real leadership of the opposition to President Roosevelt's policies.

Not that the Montana solon was an obscurity previously but he was pretty much a free lance. Although Democratically labeled, he was too radical for most congressional Democrats.

Yet, because of this same label, he did not classify exactly among the progressive Republicans. He did, indeed, accept the vice presidential nomination, as a Progressive, on the ticket with the late Senator Robert M. La Follette in 1934, but after that he began calling himself a Democrat again.

He was overly Democratic to be any kind of a Republican, conservative or progressive. He was overly advanced to be an orthodox Democrat. He

Aces Call on the President



Dick Merrill (left) and his co-pilot, Jack Lambie, are shown leaving the White House after describing their epochal round-trip transatlantic commercial flight to the President. They flew to Washington from New York to give the President a special "cover" with stamps cancelled in New York and London.

Duke And Wally To Wed At Monts, France, June 3

Formal Announcement of Nuptial Plans Says No Member of Royal Family Will Be Present; Date Is Birthday of Edward's Father, Late King George V

Monts, France, May 18.—(AP)—Wallis Warfield and the Duke of Windsor will be married quietly at the Chateau de Candé on June 3, with no member of the British royal family in attendance.

The man who chose to be husband rather than king chose the birthday of his father, George V, for his wedding to the woman he could not have as monarch.

The announcement, which made no mention of the coincidence in dates, said the wedding party would be confined to "those who have been with them"—the duke and Mrs. Warfield—"during the past month" and added tersely:

"There will be no members of the royal family present."

Right up to the moment of the announcement many had supposed the Duke of Kent, Edward's youngest brother, would be best man.

The official announcement of the wedding, handed to reporters at the gates of the chateau by Herman Rogers, said:

"His Royal Highness the Duke of Windsor announces that his marriage to Wallis Warfield, daughter of the late Mr. and Mrs. Teakle Wallis Warfield of Maryland, will take place at the Chateau de Candé at Monts, on Thursday, June 3."

The long-awaited wedding date, certain call for the last act in an unsurpassed drama of empire, love and abdication, comes just 20 days before Edward's 43rd birthday. His father, the late King George V, was born June 3, 1865, and died January 20, 1936.

Negress Is Heroine Of House Fire

Fayetteville, May 18.—(AP)—Jumping from the second story window of a burning house with a baby under each arm, Mamie Spearman, a Negro maid, became the town's heroine here today.

Discovering a fire in the first floor of the residence of Mrs. Weighhauser, the Negress rushed to the second floor, waked Mr. and Mrs. A. M. Fleishman and took three-months-old Bernice Fleishman under one arm, four-year-old Joel under the other, and jumped.

Little Bernice was the only one (Continued on Page Three.)

SENATE JUDICIARY GROUP VOTES DOWN PRESIDENT'S PLAN

All Amendments But Few Clarifying Text Rejected One After Another in Ballots

ALL COMPROMISES ARE TURNED DOWN

Line-Up in Final Vote To Senate Floor Is As Expected; Seven Democrats For And Seven Against; One Republican for and Three Vote Against It

Washington, May 18 (AP)—The Senate Judiciary Committee voted ten to eight today to report the Roosevelt court bill adversely to the Senate.

First members to emerge from the committee session said all amendments except a few clarifying changes were rejected by the dominant opposition majority.

The vote, taken in executive session shortly after the announcement of the retirement of Justice Van Devanter, came out just as it had been forecast for more than a week.

For nearly two hours the committee voted down compromise after compromise.

Senator Borah, Republican, Idaho, one of the leading foes of the President's bill stopped out of the committee room to tell newspaper men:

"Ten to eight adversely."

The line-up on the final vote, Borah said, was just as it had been forecast, with seven Democrats and three Republicans opposing the presidential measure to increase the size of the Supreme Court.

Seven Democrats and Senator Norris, the lone independent, voted for the bill. Elsewhere counsel for the American Farm Bureau Federation declared Supreme Court decisions upholding the Wagner labor relations act had convinced the organization constitutional crop production control legislation could be drafted.

Frederick Lee, special counsel for the federation, told the House Agriculture Committee the Wagner act decisions broadened the scope of the Constitution's interstate commerce clause in such a manner he believed the Federal government could now regulate agricultural production.

Committee Chairman Wheeler (Continued on Page Three.)

COTTON ADVANCES AFTER EARLY DROP

Net Gains of 11 to 17 Points Shown at Day's Close; Spot Steady, Middling 13.27

New York, May 18.—(AP)—Cotton futures opened barely steady, down one to two points in response to lower Liverpool cables and continued favorable weather. Shortly after the first half hour, prices showed net losses of one to four points. October rose to 12.59 and at midday was selling at 12.57, when prices showed net gains of five to ten points.

Futures closed steady, 11 to 17 higher. Spot steady, middling 13.27.

Table with columns for month and price. July 12.63, October 12.45, December 12.47, January 12.52, March 12.70.

Origin For Hindenburg Fire Given

Lakehurst, N. J., May 18.—(AP)—The outbreak of the disastrous Hindenburg fire was definitely placed today inside gas cell No. 4 in the stern by a member of the crew, who had all five tail gas cells in his line of vision when the first explosion occurred.

A brilliant light appeared inside the No. 4 cell, simultaneous with the explosion, said the witness, Helmut Lau, a helmsman, who was at his landing station in the lower vertical fin at the start of the disaster.

A short time after the bright reflection appeared, Lau told the Department of Commerce investigating board, he saw fire inside the forward bulkhead of the cell, and then flames became visible on its outer surface.

The explosive sound, he testified later, was, in his opinion, the gas cell bursting at the top. He was 20 yards from the fire, he said.