

SENATOR BLACK NAMED TO SUPREME COURT

American Marines Preparing For Worst As Great Battle Looms In Shanghai Environ

HUGE TORRENT OF CHINESE SOLDIERS FACE JAP TROOPS

Russian, French and British Garrisons Join U. S. In Preparing For Defenses

PEACE CONFERENCE MAKES NO HEADWAY

28 Foreign Warships Tied Up Along Shanghai's Water Front, and 21 of Them Are Japanese; Only Two Insignificant American Ships There

Shanghai, Aug. 12.—(AP)—Ranks of Japanese bluejackets moved into battle positions in Shanghai to face an unstemmed torrent of Chinese regulars tonight, and the garrisons of the United States and three other nations mobilized "for the worst."

A "peace" conference intended to ease the crisis in the panic-stricken city ended in failure.

Backed by 21 warships at Shanghai's wharves, Japanese naval forces, estimated to number between 5,000 and 8,000, moved into the same positions they occupied during 1932's Chinese-Japanese hostilities.

They deployed along the fringe of the Japanese part of the international settlement and roads extending northward.

Chinese central government troops, streaming into the city, answered to no authority but the army. Civilian authorities would not try to stop them.

Each force indicated it was not planning to attack. But the situation needed only a spark to touch off an explosion.

United States Marines, 1,050 strong, mobilized along with Russian, French and British garrisons. The Americans were charged with the protection of nearly 4,000 United States citizens in Shanghai and environs, some of whom

Continued on Page Two.)

AMERICAN NOVELIST PASSES IN FRANCE

Saint Brice, Sou Boi, France, Aug. 12.—(AP)—Edith Wharton, the noted American novelist, died yesterday at her chateau near here, it was learned today.

High Officials Of Iraq Assassinated, Jerusalem Reports

Jerusalem, Palestine, Aug. 12.—(AP)—Reports from Baghdad said today Major General Becker Pasha, Iraq minister of defense, and Colonel Mohammed Jawad, chief of Iraq's air force, had been assassinated.

The report said a soldier shot the two men at the Mosul airport at sunset yesterday. Mosul is 220 miles northwest of Baghdad.

(The kingdom of Iraq, Mesopotamia, formerly was a part of Turkey, but now is an independent state. It borders Syria on the southeast, embracing an area of 116,000 square miles. King Ghazi is its ruler.)

Insurgent Spaniards Open Drive

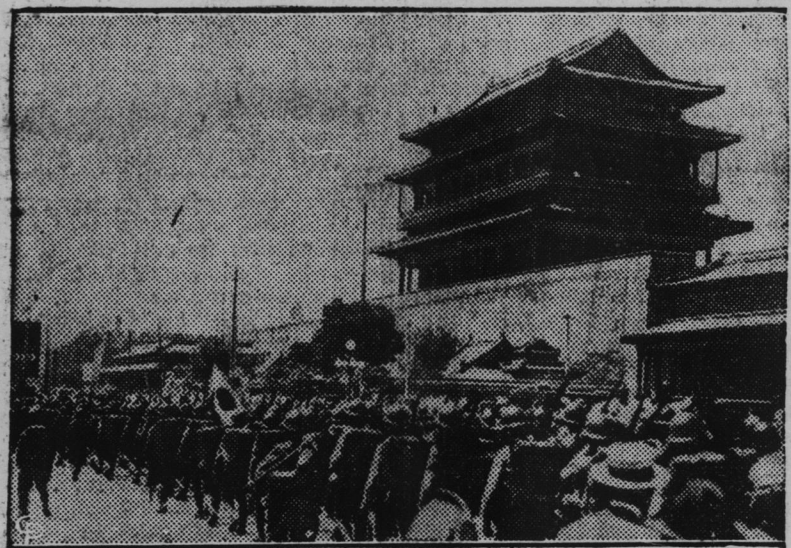
Hendaye, Franco-Spanish Border, Aug. 12.—(AP)—A border report from a military source said insurgent forces "advanced in several sectors" today on the Santander front, apparently in a renewal of the northern offensive of the Spanish civil war.

General Francisco Franco's daily communique confirmed this activity by his command without giving specific details of operations.

Border sources said the insurgent commander was massing his troops for a drive against Santander from

Continued on Page Five.)

Japan's New Puppet State?



Map shows the immense area in North China that now is under the Japanese military heel. Included in the area are the two important Chinese cities of Peking and Tientsin, which have been occupied by the Japanese. Photo shows Japanese troops entering Peking previously to "protect the Japanese concession."

When Japanese military leaders in North China gave warning that the undeclared war between Japan and China would extend as far as the Yellow river, observers believed that it became evident the Japanese empire intended to cut off China at the Yellow river. All the country to the north probably will be included in a puppet state, similar to that of Manchukuo. Japan is seen welding an economic bloc composed of Japan, Korea, Manchukuo and North China, under a form of state capitalism, resembling Fascism. In the meantime, the Japanese have evacuated their concession in Hankow in the middle Yangtze valley. Americans in China believe this move a gesture to enable the Nanking government to accept the loss of North China without too much loss of prestige. The Japanese navy could control the Yangtze valley easily, cutting China in two.

—Central Press

LIQUOR SYSTEM IS WORKING SMOOTHLY

Counties Cooperating With State Board Without Use of Coercion

Daily Dispatch Bureau, In The Star Walter Hotel, Raleigh, Aug. 12.—North Carolina's liquor control plan—county stores under general State supervision—is working smoothly in the 27 counties in which are located 82 liquor stores, C. L. Moore, chairman of the State Liquor Control Board, said today.

The county boards are working in harmony with the State group, he said, and in general there has been very little of the conflict that was rather freely predicted during the legislative session which enacted the liquor plan.

Already 15 of the 27 counties have adopted the uniform audit system set up by the budget bureau, and have likewise adopted the uniform price list set by the State board. The audit system was made mandatory by law and the Budget Bureau was charged with its setting up, Mr. Moore said.

Under the statute and regulations adopted by the board, all counties in which liquor stores are located must adopt the uniform audit system before September 1, Mr. Moore pointed out, and the State board will "crack down" on any which have failed to do so by the appointed date, he added.

Enforcement of the liquor laws is

Continued on Page Five.)

VANDENBERG ONLY G. O. P. LIKELIHOOD

Even Jim Farley Thinks Michigan Senator Their Best Bet

By CHARLES P. STEWART
Central Press Columnist

Washington, Aug. 12.—Unofficial nominations to the presidency are common enough. One politician or another, everlastingly is suggesting some one as his party's best candidate for the next campaign.

But, generally it is for his own party only that he undertakes to speak.

It remained for Postmaster General James A. Farley, as chairman of the Democratic National Committee, to give a word of advice to the Republicans.

Farley pointed to Senator Arthur H. Vandenberg of Michigan as the G. O. P.'s natural 1940 selection. He did not express it, indeed, exactly as a compliment to Vandenberg. What he said was that the Republicans haven't any one else to nominate. It wasn't better than a qualified compliment, anyway.

A Fighting Senator.

But what kind of a candidate would Vandenberg make, at that?

He is an extremely high class senator. Of the few Republicans in the upper congressional chamber, since the last two or three overwhelming

(Continued on Page Five.)

Dies in Crash



Flight Captain Stewart Dietz, who with Pilot Reed and two passengers were killed when an Eastern Air Lines transport plane struck a high-tension wire at Daytona Beach, Fla., is shown in a recent photo. The ship, Miami-bound from Chicago, crashed after it had taken off from Municipal Airport at Daytona Beach. Five persons were injured. (Central Press)

ANTI-LYNCH BILL IS CARRIED OVER TO NEXT SESSION

Senate Leaders Act To Break Current Legislative Log-Jam Over The Controversy

FILIBUSTER FROM SOUTH IS TALKED

Once Started, It Would Have Meant Wrecking of Measures Administration Is Anxious To Have Put Through This Session; Farm Bill Next Session

Washington, Aug. 12.—(AP)—Senate leaders reported today they had negotiated an agreement to consider anti-lynching legislation next session, in order to break the current legislative log-jam over the controversial issue.

Earlier organization of a southern filibuster against the Wagner-Van Nuys anti-lynching bill in the Senate had led to suggestions from some ad-

(Continued on Page Two.)

Liner With 900 Aboard Sinks Ship

New York, Aug. 12.—(AP)—The Radio Marine Corporation of America reported today the Danish freighter Maine sank at 9:49 a. m., eastern daylight time, after the vessel had been abandoned after a collision with the Canadian Pacific steamer Duchess of Atholl, which was standing by.

The Atholl had previously messaged the Radio Marine Corporation at Chatham, Mass., she had taken 23 officers and men off the freighter and later took the Maine in tow in a fog-banked sea 180 miles east southeast of Boston. The vessels collided early today in fog and rain. The liner had about 900 passengers aboard, none of whom was hurt.

The Duchess of Atholl left New York last Tuesday on a cruise for Quebec and Montreal and was due in Halifax this afternoon.

OUR WEATHER MAN



FOR NORTH CAROLINA. Partly cloudy, probably scattered thundershowers Friday and in north portion tonight.

NINETEEN DIE IN COLLAPSE OF TENEMENTS

Victims Crushed to Death in Sleep as Buildings Crumble in Violent Rainstorm

STATEN ISLAND IS SCENE OF TRAGEDY

Those Not Killed by Falling Debris Drowned in Basement by Flood of Water as if Levelled by Tornado; Six Dead Women, Six Children

New York, Aug. 12.—(AP)—At least 19 persons were crushed to death in their sleep early today amid a smothering avalanche of bricks and debris, when three Staten Island tenement buildings collapsed during a violent rainstorm.

Tons of water, roaring down from an overflowing storm sewer about midnight, struck the ancient brick dwellings and ripped them asunder. Rescue squads of police and firemen pulled at the tangled wreckage for additional victims.

The two water-soaked bodies were taken from the wreckage shortly after 7 a. m., and Police Commissioner Lewis Valentine expressed the belief three persons still were missing. Four injured, including a policeman-rescuer, were in a hospital.

Valentine called the disaster "the worst in years."

The trapped victims were crushed and then buried beneath wreckage in a 30-foot cellar filled with muddy water. Those not killed by falling debris were apparently drowned.

The buildings, struck by a foaming torrent overflowing from a storm sewer on a hill above them, were levelled as if by a tornado.

The tenement collapsed at the height of a storm which swept the metropolitan area last night and killed four other persons by lightning and drowning.

All but one of the victims of the building collapse, Adam Malicki, perished in the crumbling ruins as the floors caved beneath them without warning. Malicki, one of four critically hurt, died a few hours later in Staten Island hospital, where the three survivors fought to keep life in bodies broken and bruised by falling timbers.

Six of the dead were women, six children, the others men.

LIONEL WEIL ASKS RESEARCH ON FARM

Science Can Solve More Agricultural Problems Than All The Economic Schemes

Rocky Mount, Aug. 12.—(AP)—Lionel Weil of Goldsboro, State Board of Agriculture member, told farm men and women at the Upper Coastal Plain test farm today "this is an era of scientific research and discovery," but that "funds spent for agricultural research are pitifully low."

He urged agriculture to welcome and aid research, saying, "the methods of science go to the roots of the farm problem. One single basic scientific discovery can make all of the economic solutions to the plight of the farmer unnecessary."

Commissioner of Agriculture Kerr Scott spoke briefly of the department's efforts in research, saying the test farms are "the proving grounds for agriculture research."

A number of others spoke also.

A full program was arranged for the annual test farm picnic and thousands of farmers inspected the work being done here.

SCHOOL COMMISSION SALARIES NOT SET

Board Works on Minor Matters Pending Committee's Report, Not Yet Completed

Raleigh, Aug. 12.—(AP)—The State School Commission worked on minor matters today after its salary committee reported it had not been able to complete new teacher pay schedules.

"The committee said it had not finished its work and did not say when it thought it would be through," said Lloyd Griffin, secretary of the commission. "It is working as hard as it can and the schedules may be finished in a few days."

A number of delegations asked for additional teachers for schools Griffin said. Mars Hill, in Bertie county, sent a group asking for a high school.

To Supreme Court



Senator Hugo Black
Alabama—Democrat

Prices Firm For Tobacco After Start

Averages Reported Holding to Levels Established at Border Openings

(By The Associated Press.) Tobacco prices were reported today to be holding up to the levels established on the first two days of trading in the 16 market towns of the North Carolina-South Carolina flue-cured belt.

At Lumberton R. C. Rankin, sales supervisor, said there had been a slight increase in prices. Offerings were estimated at 700,000 pounds.

Prices remained steady at Darlington, with offerings of 225,000 pounds. Some piles brought up to 41 cents a pound at Dillon, where better grades were reported predominating.

Around 800,000 pounds were offered at Lake City. Sales for the first two days were reported at 1,250,000 pounds at an average of \$23.

TRANSIENT'S PART IN KIDNAP DOUBTED

Man Held at Lemmon, S. D., Questioned by Federal Agents in Matteson Case, However

Lemmon, S. D., Aug. 12.—(AP)—A transient, who Chief of Police Pat Jones said had admitted participation in the kidnapping and slaying of Charles Matteson, faced questioning by Federal investigators today.

Investigators were skeptical of the story told by the man, who gave his name as Floyd Hutchinson, of Alliance, Neb.

Jones said Hutchinson, arrested late yesterday on a vagrancy charge, insisted he and a companion visited Dr. W. W. Matteson, father of the kidnapped boy, at his Tacoma, Wash., office last December to obtain narcotics and a few days later abducted the boy.

BAGLEY SUMMONED IN POWER HEARING

Injunction Proceedings Against Power Company To Be Heard in Clinton Monday

Raleigh, Aug. 12.—(AP)—Dudley Bagley, State director of the REA, was served notice today to appear in Clinton Monday at a hearing on a temporary restraining order secured by three Johnston county farmers to keep the Carolina Power & Light Company from building lines in territory of the Johnston County Electric Membership Corporation.

The plaintiffs, D. T. Bailey, Z. L. Talton and J. E. Woodard, had Bagley summoned. He was director to produce all records of his office which have any connection with the Johnston county matter.

The plaintiffs are fighting a recent compromise between directors of the membership corporation and the power company calling for construction of 325 miles of power lines in Johnston county.

CONFIRMATION OF ROOSEVELT CHOICE BALKED IN SENATE

Both Branches of Divided Ranks of Labor Give Immediate Whole-hearted Approval

CONSTITUTIONALITY QUESTION AROUSED

Alabaman May be Disqualified Because He Voted for Retirement at Full Pay or Because He Voted in Senate on Issues Court May Have To Interpret

Washington, Aug. 12.—(AP)—President Roosevelt named Senator Hugo Black, of Alabama, to the Supreme Court today, but his immediate confirmation was blocked by Senator Burke, Democrat, Nebraska, and Johnson, Republican, California.

Made in Secrecy.

The nomination to the place formerly occupied by Willis Van Devanter was sent to the Senate in a routine list of other appointments.

The White House did not make it public, leaving newsmen to learn of the designation at the Senate.

Black has been a leader in advocating the administration's wage and hour legislation.

He was a World War captain. He started law practice in Birmingham immediately after graduation from the University of Alabama in 1906.

He has served in the Senate since 1926, and is 51 years old.

Would Pass on Own Acts.

As a justice of the court, Black will have an opportunity to pass on constitutionality of Roosevelt administration laws on which he voted in the Senate. They include the measures regulating public utility holding companies, authorizing Federal loans and grants for publicly-owned power plants and fixing prices in the soft coal industry.

Supreme Court experts said there was no law or regulation to prevent a senator from participating in decisions affecting legislation he aided in having enacted. Whether justices disqualify themselves from certain litigation is up to the individual jurist it was explained.

Black, if confirmed by his colleagues, will become the fifth member of the United States Senate to

(Continued on Page Four.)

Moscow-New York Flight Started By Big Soviet Plane

Moscow, Aug. 12.—(AP)—Sigmund Levanevsky, the Soviet Union's most famous flier, took off today for a trans-polar flight to New York.

Unlike two previous successful Russian flights to North America over the roof of the world, this will not aim for the Pacific coast, but will not be non-stop.

Levanevsky and five members of his crew took off at 6:13 p. m. (10:13 a. m., eastern standard time), with stops scheduled at Fairbanks, Alaska; Edmonton, Alberta, and possibly Chicago.

WILSON'S SHERIFF IS TWICE ARRESTED

Drunkness and Assault With Deadly Weapon Laid on Official

Wilson, Aug. 12.—(AP)—Sheriff W. A. Weathersby, of Wilson county, was arrested twice last night on charges of drunken driving brought by State Patrolmen F. B. Flegle and Detective F. E. Hartis, of the Wilson police force.

Coroner V. C. Martin served the warrant on the sheriff, but did not lock him up.

Two years ago Weathersby was charged by State Patrolman J. A. Merritt with drunken driving, but was acquitted in county court.

Later he was removed from office by Judge Marshall Spears after a hearing on allegations of Black Creek citizens that he was drunk at the polls the day of the second Democratic primary.

He was a candidate for re-election in the primary following and was elected.

A charge of assault with a deadly weapon on Flegle, Hartis and Acting Chief C. P. Hocutt was later sworn out against the sheriff.