

SUPREME COURT DEFERS RULING ON BLACK

ROOSEVELT HINTS AT EXTRA SESSION OF THE CONGRESS

Tells North Dakota Audience Crop Control Legislation Is Urgent Immediately

WANTS IT BEFORE NEW CROPS BEGIN

Quotes from Former Supreme Court Justice Who Supported Roosevelt's Social Measures; President Certain Congress Will Favor Control

Grand Forks, N. D., Oct. 4.—(AP)—In an address strongly hinting at a special session of Congress, President Roosevelt asserted here today surplus crop control legislation "ought to be passed at the earliest possible moment."

Mentioning the Supreme Court for the first time on his western trip, he disagreed with its majority ruling invalidating the AAA form of production control. He also quoted excerpts from a letter from a retired member of the court, John H. Clarke, saying he saw "eye to eye" with the President as to his social, economic and peace program.

The President came here from Fort Peck dam, Montana, where he rebuked "doubting Thomases" who have been critical of his objectives. Declaring better land use in the arid regions and control of surpluses were the two objectives of his farm program, he said:

"I feel certain that a majority in both houses of the Congress will heed the wish of most of the farmers of

(Continued on Page Six.)

Insurgents Will Likely Spare U. S. Flier from Death

Salamanca, Spain, Oct. 4 (AP)—Harold Dahl, American war pilot who has been an insurgent prisoner since last June, was calmly confident today that he will escape from a courtmartial with his life. The 28-year-old flier from Champaign, Ill., is almost certain to be condemned to death by a military tribunal before which he will be taken with three Russian pilots tomorrow on charges of "bearing arms against Spain."

NEW USES SOUGHT FOR COTTON CROP

Government Encourages Experiments in Road Building and Also Other Fields

Washington, Oct. 4 (AP)—Agricultural economists believe the South's cotton crop is one of America's most versatile crops.

Through a crop diversion program, they hope to prove that new uses for cotton will solve the marketing problem. The Agricultural Adjustment Administration offered to furnish cotton to public agencies for any one of 18 different uses.

Several highway departments quickly accepted the offer of cotton fabric to be used as reinforcement material on new roads. They also used cotton mats furnished by the government to cover new concrete highways for curing.

Agriculture Department records show that 8,100 bales were used last year for these two purposes.

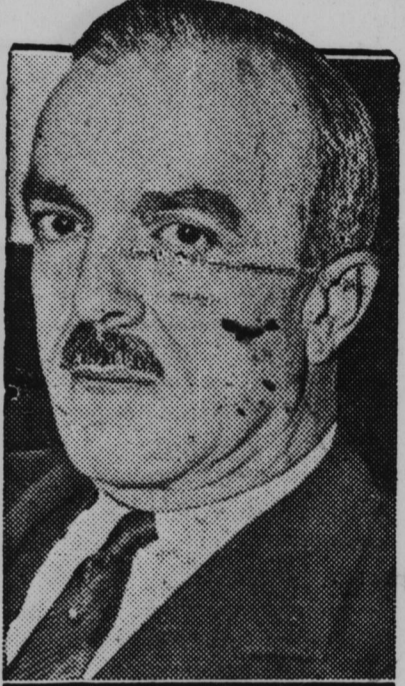
Hoover Calls For Fundamental Draft Of G. O. P. Program

Chicago, Oct. 4.—(AP)—Former President Herbert Hoover urged today that the Republican party propose a "positive, courageous draft of fundamental principles" as a foundation for a mid-term national party conference he has proposed for 1938.

After a conference with Colonel Frank Knox, the Republican vice-presidential candidate in 1936, Hoover issued a statement saying: "Colonel Knox and I discussed the proposal which will be before the Republican National Committee at its

Americans In Shantung Area In Grave Danger By Chinese Plan To Blow Up Breakwater

Defends Hauptmann



Julius Braun, New York private detective who has been working with the widow of Bruno Richard Hauptmann since the German's execution for the murder of the Lindbergh baby, promises "astounding developments" in the case. He declared "we can identify the man whose footprints were recorded at the spot where the body of the Lindbergh baby was found, and who never was questioned in the case."

(Central Press)

MORRISON ROUSES SCANT ENTHUSIASM

Prospects for His Candidacy Against Reynolds Not Promising

STATE REVENUE RISES

Record in September Except for Inheritance Tax Receipts; School Rows Up in Raleigh This Week

Daily Dispatch Bureau, Raleigh, Oct. 4.—With a month ending, Raleigh's many State departments last week spent much of their time preparing the reports which mark the time to tear off a leaf of the calendar. Likewise as the September page was ripped down those State employees who like to sleep late were pleased with the reversion to winter hours, 9 a. m. to 5 p. m.

Elsewhere along the capital front there was little but routine activity. Governor Hoey, as has become a habit with him, spent a great part of his time out in the hinterlands, getting in touch with the people and letting them hear his silver-tongued oratory on the slightest provocation.

During the past seven days he betook himself to Fayetteville, where he boosted the coming State Fair; to Durham, where he added fuel to the patriotic fire of the Patriotic Sons of America; and to his home town of Shelby, where he attended the Cleveland county fair, hobnobbed with his neighbors and held commune with Cam Morrison and Max Gardner, former governors.

The only definite political development of the week, if it could be called definite, occurred on this trip.

(Continued on Page Six.)

Chinese Warn U. S. Destroyers To Leave in 48 Hours Before Their Desperate Act

SQUADRON LIKELY IS NOT IN DANGER

Americans See In Chinese Threat Move in Fear of Japanese Invasion of Shantung Province; Chinese Reinforcements Sent To Shanghai

Shanghai, Oct. 4.—(AP)—The safety of American refugees at the port of Chefoo, in Shantung province, 400 miles north of Shanghai, was imperiled today by a Chinese threat to destroy the breakwater protecting the harbor. Chinese military authorities this morning warned the United States destroyer squadron No. 5 to evacuate the harbor within 48 hours, as they might find it necessary to blow up the whole wharf, making the harbor unsafe for shipping.

Admiral Harry Yarnell, commander of the United States Asiatic fleet, expressed the fear that the destruction of the breakwater within the time limit would seriously handicap the safety of the Americans, as it would make landing of rescue boats almost impossible.

Approximately 80 American civilians are now at Chefoo.

The squadron was thought by Admiral Yarnell not to be in any danger, as it is already anchored outside the breakwater. American naval authorities saw in the threat an indication the Chinese are preparing for a Japanese invasion of Shantung province from the sea to bolster land forces which yesterday claimed the capture of Tschow, an important walled city in the northern section of the province.

On the battlefield northwest of Shanghai, Japanese were rushing up reinforcements to secure the positions from which Chinese fell back last night in what they termed another "strategic withdrawal."

The Chinese were fighting a stubborn rear guard action as they slowly retreated in the center of the 25-mile line. At other points they were holding defense positions they took up after their first withdrawal from the shores of the Yangtze and Whangpoo rivers two weeks ago.

Baptist Deacon In Hot Water for ABC Board Connections

Fayetteville, Oct. 4 (AP)—R. B. Case, deacon of the First Baptist church here, declined comment upon the action of the congregation yesterday in adopting a resolution to the effect that no officer of the church be connected with the ABC liquor stores of Cumberland county. Case is in charge of the liquor warehouse.

Although he made no comment for publication, Case indicated he expected to retain his post with the ABC control board.

35 Million Raise Given Rail Unions

Chicago, Oct. 4.—(AP)—Operating employees of the nation's major railroads went to work today under a new wage agreement which will put \$35,000,000 a year more in their pay envelopes.

The agreement, calling for a 44 cents a day increase for 250,000 engine, train and yard service employees was signed by the heads of the big five brotherhoods and representatives of 86 carriers. It ended protracted negotiations for a 20 percent pay increase demanded by the brotherhoods.

Dr. William Leiserson, member of the National Relation Board, who has been conferring daily for six weeks with the brotherhood and carrier representatives, announced the agreement.

Railroad representatives estimated the increase would add an average of 6.6 percent to the workers' annual earnings. Last August 25 the railroads granted a 40 cents daily wage increase for the 15 non-operating brotherhoods.

Navy Fliers' Boss



Capt. E. D. McWhorter, commanding officer of the newly-commissioned naval aircraft carrier Yorktown is pictured above. The photograph was taken at the commissioning exercises in Norfolk, Va.

Japs Check Imports On Many Items

Desperate Move Is Aimed at Economic Self-Sufficiency In Chinese War

Tokyo, Oct. 4.—(AP)—In a desperate move to gain economic self-sufficiency for the war with China, the Japanese Trade Commission today decreed that importation of more than 300 commodities must be prohibited or reduced to a minimum.

The ministry of commerce was expected to have the gigantic list of prohibitions in effect by October 10, under the laws authorizing import and export controls passed by the recently-ended extraordinary session of Parliament.

The move was designed to concentrate Japan's financial resources behind its war machine in China. Japan's total adverse trade balance for 1937 is \$270,000,000. With only a few exceptions, the articles listed will be admitted only by permission. They are divided, roughly, into "urgent" and "not urgent" types. Importation of cotton, wool and lumber will be authorized only cargo by cargo, each shipment requiring a separate permit. This permission does not apply to Australian wool, which is admitted by a trade agreement between Japan and Australia.

COTTON DROPS OFF UNDER EIGHT CENTS

Prices 6 to 14 Points Lower at Mid-day After Mild Fluctuations in Morning

New York, Oct. 4.—(AP)—Cotton futures opened steady, down four to eight points on lower Liverpool cables, which were partly offset by heavy ton belt. December advanced from 8.10 to 8.15, and shortly after the first half hour was selling at 8.14, when the list showed net losses of about one to six points. The market eased below eight cents for the first time since May, 1933, as January declined to 9.99 around midday. December sold off to 8.10, with the list showing net losses of about 6 to 14 points.

WEATHER

FOR NORTH CAROLINA. Rains this afternoon and tonight, ending Tuesday morning; slightly warmer in central portion Tuesday.

INVASION BY JAPS HELD UNJUSTIFIED BY GENEVA LEAGUE

What Action Will Be Asked Against Japanese Not Yet Determined by Committee

HOPE FOR TURN TO GET EARLY PEACE

League Takes First Definite Action To Aid China by Appropriating \$460,000 To Help Fight Epidemics; China To Be Declared Victim of Drive

Geneva, Oct. 4.—(AP)—The League of Nations Sino-Japanese subcommittee has found Japanese military action unjustified in China since the current conflict broke out at the Marco Polo bridge outside of Peiping on July 7.

Members of the committee, emerging today from secret sessions, announced their preliminary concessions. They added, however, that it is too early to indicate what, if any, action is to be recommended.

"We have not yet finished approving the entire historical survey," said one delegate. "But it might be fair to say that the section already approved indicates Japan's policy toward China has been too strong and is unjustified, since the Marco Polo bridge fight."

The present draft of recommendations includes the hope that opportunities would arise to permit an early peace in the Far East.

The League took its first definite

(Continued on Page Three.)

FOUR MEN LYNCH NEGRO IN FLORIDA

Take Prisoner from Sheriff of Santa Rosa County and Shoot Him

Milton, Fla., Oct. 4.—(AP)—Sheriff Joe Allen of Santa Rosa county, reported today four men took a Negro prisoner from him on the highway near Fort Walton, Fla., last night and riddled the Negro with buckshot. Sheriff Allen said the Negro was listed as J. C. Evans, about 30 years old, and was to face trial here today on charges of robbing a filling station and assaulting a 12-year-old white boy.

Evans was arrested several weeks ago, Allen said, and had been held in jail at Panama City, Fla.

Allen said he went to Panama City last night and was driving back here with Negro in the front seat of the car. A short distance north of Fort Walton, he said, an automobile passed his car and then forced him to stop.

Four men alighted from the car and covered him with a shotgun. Allen declared the men kept outside the range of the headlights and he did not recognize any of them.

"We want that nigger," was all they said to him, Allen related. When the men had taken the Negro, Allen drove here and telephoned the sheriff of Ocala county at Crestview.

Not far from the spot where the four men stopped Sheriff Allen, Ocala county officers found the Negro's body in a ditch. An inquest was set for late today.

Insurgents Renew Fire On Madrid

Madrid, Oct. 4.—(AP)—Insurgent artillery resumed shelling of central Madrid at noon today after a three-day silence. Shells fell about every two minutes. Fighting was halted by the weather on practically all fronts.

Around Henraye, on the Franco-Spanish frontier, insurgent forces, balked by wintry storms in northwest Spain, carried the war by air and sea to the government strongholds at Valencia and Barcelona, where at least 200 deaths were feared.

In Valencia, seat of the Spanish regular government, clean-up crews reported at least 100 persons were killed and 150 others wounded.

The ruins as of what was described as the most devastating air raid the Valencia has experienced were believed to conceal the bodies of more dead, buried beneath the ruins of 22 houses.

Decision Expected Wednesday On Plea As To Eligibility

Helping Chinese?



Marshal Vassily Galents-Bluecher, commander-in-chief of the Russian army in the Far East, is declared by Japanese to be actively directing the Chinese military strategy against Japan. Nipponese reports hold he has been directing by telephone from his Siberian headquarters.

(Central Press)

GREEN NOW SEEKS ENTIRE EXPULSION OF LEWIS' UNIONS

A. F. of L. President Makes Recommendation As Convention Is Opened In Denver

PROMISES BIGGEST FIGHT EVER STAGED

"Battle of Century" In Labor's Ranks Looms as A. F. of L. Considers Competition With CIO in All Fields; Toleration Has Failed To Win

Denver, Col., Oct. 4.—(AP)—William Green, president of the American Federation of Labor, told the federation's 57th annual convention today that the hour had arrived to start a united fight against John L. Lewis' CIO.

While the delegates shouted and stamped their approval, Green said "the clock has struck; the hour is here. Having appealed to them for two years to come back, you will now order your board of directors to revoke the charters of this dual movement."

The A. F. of L., Green added, would then become "the greatest fighting machine that was ever created within the ranks of labor." The fight,

(Continued on Page Six.)

Mussolini Dashes Anglo-French Hope Of Quitting Spain

London, Oct. 4 (AP)—A message from Premier Mussolini expressing "most fervent wishes" for an insurgent victory was considered today to have dashed the strong Anglo-French hope to force the Spanish civil war volunteers from withdrawal of Italian support.

The informed Italian press indicated the Duce would turn down the Anglo-French invitation to a three-power conference on ending and to both Spanish factions, despite a hint his refusal would bring a retaliatory opening of the French border to supplies of war for the Madrid-Valencia gov-

Albert Levitt Arises In Chamber and Asks Permission to File His Challenge

BLACK SITS WITH COURT AT OPENING

Levitt Beams As He Emerges from Court Chamber, Apparently Much Pleased; Levitt To Challenge Constitutionality of Court Retirement Act

Washington, Oct. 4.—(AP)—The Supreme Court deferred action today on a motion by Albert Levitt, designated to compel Associate Justice Hugo L. Black to show cause why he should be permitted to sit on the high tribunal.

Whether the court will grant or deny the motion probably will be announced next Wednesday. Action could be taken at any time, however.

Proceedings were brief. Levitt merely arose and said he had submitted a petition asking permission to file a petition challenging the Black appointment. He did not read the motion.

"You may submit the papers," Chief Justice Hughes told him. Levitt acted a few minutes after Black had taken his seat on the high bench. The justice, whose appointment by President Roosevelt aroused a storm of controversy over whether he had been or still was connected with the Ku Klux Klan, entered the room with the other members of the court just after the noon hour.

The record crowd which had gathered at the court building, only a com-

(Continued on Page Six.)

DEALINGS QUIET IN THE STOCK MARKET

Day's News Has Little Effect One Way or the Other on Trends Of Trading

New York, Oct. 4.—(AP)—Stocks struggled to get a further recovery foothold today, but aside from a handful of specialties, most leaders were unsuccessful. Dealings were quiet from the start and near the fourth hour minor declines were in the majority. The news seemingly had little buoying or depressing effect on the list as a whole, and speculative forces found the sidelines attractive. Week-end settlement of the lengthy rail-wage dispute was about in line with forecasts and carrier stocks slipped back into a slim groove after edging forward at the opening.

No recovery signal could be discerned in the movement of bonds and commodities. These were uneven.

Table listing stock prices: American Radiator 14 3-8, American Telephone 167 7-8, American Tob B 77 1-2, Anaconda 38 3-4, Atlantic Coast Line 23 1-2, Atlantic Refining 36 1-2, Bendix Aviation 15 1-4, Bethlehem Steel 68 1-4, Chrysler 90 1-4, Columbia Gas & Elec 9 3-4, Commercial 10 3-8, Continental Oil Co 12, Curtiss Wright 143 1-2, DuPont 44 3-8, Electric Pow & Light 4 1-4, General Electric 48, General Motors 44 7-8, Liggett & Myers B 94, Montgomery Ward & Co 47 7-8, Reynolds Tob B 49 7-8, Southern Railway 19 1-8, Standard Oil N J 57 1-4, U S Steel 78 1-2