

PRICE-FIXING FOR COAL ENJOINED BY ORDERS OF COURT

Temporary Injunction Relates to Fuel for Locomotives from Illinois; Indiana

SEVEN COAL FIRMS JOINED IN APPEAL

Prices Fixed Termed Discriminatory, Especially Since No Allowance Is Made for Differentials in Grades Mined; Arguments Heard Last Week

Chicago, Feb. 17 (AP)—The United States Circuit Court of Appeals enjoined the National Bituminous Coal Commission today from enforcing certain parts of its price-fixing order on railroad locomotive fuel.

The temporary injunction was asked by seven coal companies claiming to have an investment of \$23,100,000 in Illinois and Indiana. They attacked the price schedules as "confiscatory," and asked that general price schedules be vacated, or that section applying to Indiana and Illinois prices on locomotive fuel be set aside.

In asking relief, the six Illinois and one Indiana coal companies termed the prices discriminatory, especially since no allowance had been made for differentials in the grades of coal mined in southern Illinois and other Illinois and Indiana districts.

The injunction was issued by Judges Evan A. Evans, Will M. Sparks and J. Earl Major. The court heard arguments last week.

A memorandum of the court setting forth reasons for the order was not available immediately.

FRED BEAL TAKES DUTIES IN PRISON

Raleigh, Feb. 17 (AP)—Fred Beal, now No. 34722 in State's Prison, went through the regular penal routine for new prisoners today. Deputy Warden John Bray said Beal was being treated just as any other convict since the former labor organizer surrendered yesterday to serve a 17 to 20 year prison term imposed nine years ago when Beal was a communist strike leader at Gastonia.

Beal was convicted of conspiracy in the slaying of Police Chief O. F. Adershoit of Gastonia.

Two Racket Chiefs Get Long Terms

New York, Feb. 17 (AP)—William J. Graham and James C. McKay, wealthy Nevada gambling czars, today were sentenced to serve nine years in prison for mail fraud and conspiracy in a \$2,500,000 bunco ring, which operated on a nationwide scale. Each was fined \$11,000.

Justice Willis Van Devanter, presiding in Federal district court, gave the two men 25 days to go to Reno and settle their business and family affairs, and bail was increased to \$25,000 each. They had been free in \$10,000 bail before the trial.

Boies Heed, of Phoenix, Ariz., and Allen Comer, of Sioux City, Iowa, two other defendants found guilty with McKay and Graham last Saturday, were sentenced to serve five years. Heed was fined \$800, Comer \$900. A

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5 Trainmen Are Victims In 2 Wrecks

Four men were killed and seven other persons, including five passengers were injured when a Colorado and Southern freight train and passenger train collided 68 miles south of here railroad officials announced today.

The accident occurred two miles north of Folsom, N. M., late last night. All of the dead were from Trinidad.

ONE TRAINMAN KILLED IN COLLISION IN ARKANSAS
Roe, Ark. Feb. 17 (AP)—The Cotton Belt railroad's fast "Lone Star" northbound passenger train ripped into the rear of a southbound freight train

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Japanese Order Troops Not To Invade District U. S. Marines Defending

Japan Naval Parity?



Representative Hamilton Fish ... attacks naval program

Appearing as a witness before the house naval affairs committee holding a hearing on President Roosevelt's Hamilton Fish (R.), representative of New York (R.), said that it was not Japan but America and Britain that broke up the 1936 arms conference in which Japan sought naval equality. "Why can't we give Japan parity with us unless we are aiming to police the world?" Fish asked.

—Central Press

American Soldiers Have Turned Back Nippon Forces Four Times in Their Efforts

CHINESE RED ARMY REPORTS ADVANCES

Guerrilla Forces Also Join In Seizure of "Every Station" on 75-Mile Stretch of Peiping-Hankow Railway; Road Is Feeder Line for Invaders

Shanghai, Feb. 17 (AP)—United States Marine headquarters announced today Japanese army authorities have forbidden Japanese patrols to encroach on the United States defense sector of Shanghai's international settlement.

American Marines have turned back Japanese army patrols four times when they tried to enter the sector to "supervise" Japanese there.

Meanwhile, Chinese red army troops and guerrilla units, Chinese reported, have captured every station along a 75-mile stretch of the Peiping-Hankow railway behind Japanese lines in North China.

Japanese have used the line to feed reinforcements and supplies to their troops in Honan province, and trying to drive south across the Yellow river to cut China's Lunghai railway.

Chinese said the communist and guerrilla troops had taken all Peiping-Hankow stations between a point 150 miles north of Changde, and the capital of Hopeh province.

Japanese units attempting to push south of the Yellow river were supported by war planes which bombed China's longest steel bridge north of Chenchow to cut off the retreat southward of Chinese facing powerful mechanized forces.

Food Is Carried 400 Snowbound In Tahoe City, Cal.

Tahoe City, Cal., Feb. 17 (AP)—Tahoe City's 400 snowbound men, women and children feasted today on fresh vegetables and meat, flown from San Francisco to relieve a diet of canned goods and, in the case of at least one man, horse flesh.

Five hundred pounds of food-stuffs were dropped on the golf course last night from a plane after a flight sponsored by a San Francisco newspaper.

There was plenty of canned foods, but Carl Bechtold, inn proprietor, said a horse had been killed for its meat.

Snow 20 feet deep in some places had closed roads leading into the Tahoe district ten of the past eleven days.

SEX SLAYER KILLED BY MEXICAN TROOPS

30 Soldiers Take Youth From Tijuana Jail and Execute Him in Hilltop Cemetery

Tijuana, Mexico, Feb. 17 (AP)—A detachment of 30 soldiers was reported early today to have marched on the Tijuana jail, seized a former comrade, Juan C. Morales, 24, accused sex slayer of little Olga Comacho, 8, taken him to a hilltop cemetery and executed him with a volley of rifle bullets.

Soldiers made the traditional Mexican explanation that Morales was shot while attempting to escape.

It was a startling climax to four days of wild excitement, rioting and bloodshed that followed the ravishing and slaying of the little girl. It forestalled further disorders.

N. C. FARM INCOME IS UP \$26,000,000

Increase in 1937 Over 1936 Shown in State College Statistics

College Station, Raleigh, Feb. 17.—North Carolina farmers received nearly \$26,000,000 more from the sale of their principal farm crops in 1937 than they did in 1936, Julian Mann, extension statistician at State College, revealed today.

Basing his statement on a report just issued by the Bureau of Agricultural Economics, Mann pointed out that Tar Heel farmers sold their money crops for \$196,587,000 in 1937, a year earlier the same crops brought \$170,691,000.

Government payments for participation in the Agricultural Conservation program did a swift upswing last year in this State. In 1936 the payments amounted to \$4,302,000. Last year Fed-

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Flying Fortresses Make Mass Flight to Buenos Aires



U. S. navy bombers in flight. The U. S. navy makes another interesting experiment—sending six large bombers in mass flight from Langley Field, Va., to Buenos Aires, to participate in inauguration of President Ortiz. It is the most spectacular flight ever attempted between the U. S. and a foreign country by military planes.

Warns Broadcasters



Senator Burton K. Wheeler ... "keep radio free"

In a speech before the National Association of Broadcasters in Washington, Senator Burton K. Wheeler of Montana, chairman of the senate interstate commerce committee, warned that radio "must be kept free from prejudice, propaganda and obscenity."

—Central Press

HOEY WON'T SAVE EXUM AND SMOAK

Governor Announces He Does Not Plan To Intervene In Executions

Raleigh, Feb. 17 (AP)—Governor Hoey announced today he did not plan to intervene to save either Milford Exum, of Wayne county, or Edgar Leroy Smoak, of New Hanover county, from execution at State's Prison tomorrow morning.

Exum will be the first white man in some years to be put to death in North Carolina for the murder of a Negro. He was convicted of the slaying of Jim Williams, a Negro basketball player.

Smoak was sentenced to die for the poison killing of his daughter, Annie Thelma Smoak.

The first execution, Deputy Warden John Bray said, probably will start at 10:30 a. m. It has not been determined which man shall die first.

Smoak was first sentenced to die April 23, 1937, with no hours being set in his judgment. An appeal to the Supreme Court, which he lost, resulted in the delay of the execution today.

Exum was sentenced to die between 10 and 2 o'clock November 12, 1937, and the hours stand as a limit for tomorrow. He also lost an appeal to the high court.

TWO CANDIDATES FOR JUDGESHIP QUALIFY

Judge Frizzelle Pays His Fee And Is Without Opposition; Charlotte Man Files

Raleigh, Feb. 17 (AP)—Two candidates for superior court judgeship William H. Bobbitt, of Charlotte, in the fourteenth, and Judge Paul Frizzelle, of Snow Hill, in the fifth, filed with the State Board of Elections today to enter the June Democratic primary.

A. V. Carter, of Mount Airy, filed in the five-sided race for the solicitorship of the twenty-first district.

Judge Frizzelle has no announced opposition.

WEATHER FOR NORTH CAROLINA.

Mostly cloudy and unsettled, possibly scattered rain Friday and in east tonight; slightly warmer tonight and in east Friday.

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Six Huge Army Bombers Near Lima After Flight Non-Stop From Florida

Cross Canal Zone in Early Morning and Later Report Position 400 Miles South

CROSS CARIBBEAN IN ABOUT 6 HOURS

Leave Miami Shortly After Midnight and Disappear in Darkness to South; To Participate in Inauguration of Argentine President on Monday

Miami, Fla., Feb. 17 (AP)—Six huge army bombers on a goodwill mission to Buenos Aires thundered across the Equator today on a non-stop flight to Lima, Peru.

Taking off here by the light of a full tropical moon, the United States Army air corps airplanes sped down to the Canal Zone at a 200-mile-an-hour clip, but later met stiff headwinds that reduced their speed one-fourth. They reached the equator at 11 a. m., eastern standard time.

Miami, Fla., Feb. 17 (AP)—Six huge army bombers on a non-stop goodwill flight from Miami to Peru crossed the Panama Canal Zone early today and sped onward.

A radio message received at Chapman Field here said the craft were crossing standard time, and were proceeding to Lima, the Peruvian capital, unless forced back by the weather.

At 9 a. m., eastern standard time, the planes reported they were 430 miles south of Colon. Officials here computed the squadron's average speed at 200 miles an hour, and said it should reach Lima about 2:30 p. m., eastern standard time.

The sky giants flew the 1,100 miles across the Caribbean Sea to Panama in six hours and a half.

They left the municipal airport at Miami at 12:55 a. m. today and disappeared in the darkness to the south. They are to take part in exercises at the inauguration of President-elect Roberto Ortiz, of Argentina, Monday.

Austrians Hope Hitler Makes Good

Looking to Fuehrer To Come Up With Promises; Reports Furnished Hitler

Berlin, Feb. 17 (AP)—Austria's German-endorsed minister of the interior came to Berlin today to report to Fuehrer Hitler on the progress of Austro-German cooperation.

Wilhelm Goering, chief Hitler aide, announced that Minister Arthur Seyss-Inquart would talk with Hitler, with Field Marshal Herman Wilhelm Goering, German economics minister, and with Foreign Minister Joachim von Ribbentrop.

There were indications that Seyss-Inquart's visit would be the first of

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ROOSEVELT ASKED TO GIVE BUSINESS RIGHTS OF APPEAL

Business Advisory Council Wants Employers To Have Right To Invoke Labor Act

SEEK AMENDMENTS TO LABOR MEASURE

Peaceful Settlement of Labor Disputes Urged; Shipbuilding Yards Must Have New Facilities To Carry Out \$800,000,000 Navy Building Plan

Washington, Feb. 17 (AP)—President Roosevelt was urged by a business advisory council sub-committee today to support council recommendations for giving employers, as well as employees, the right to invoke the services of the Labor Relations Board.

Other amendments to the labor relations act also were proposed in one of two reports submitted to the President on behalf of the council's industrial relations committee by Charles R. Hook and John Biggers, chairman and vice-chairman, respectively, of the committee. Both reports had the unanimous approval of the council.

The first report, approved April 3, 1937, declared Federal and State legislation should encourage peaceful settlement of labor disputes. It added that resort to force was "injurious" to all concerned.

Meanwhile, the navy's chief constructor told the House Naval Committee that additional facilities would have to be provided at every navy yard to permit expeditious construction of the proposed \$800,000,000 naval expansion program.

Rear-Admiral William DuBose explained the facilities needed would include ways and other equipment. He urged the bill be amended to give the department authority to put the yards in shape to handle the work.

Other developments included: President Roosevelt, having obtained enactment of two of his legislative recommendations, will leave tomorrow afternoon for a four or five day rest at Hyde Park.

The second of his major proposals received his signature late yesterday.

Farmers To Hear Talks On Control

Raleigh, Feb. 17 (AP)—The State Bureau of Farm Extension completed plans today for a mass meeting of farmers here tomorrow to hear discussion of the new Federal farm act as work got under way for cotton and tobacco referenda.

E. F. Arnold, Farm Bureau secretary said the general explanation of the farm act by Senator James Pope, Democrat, Idaho, would be broadcast by radio, but the talk of J. B. Hutson, assistant AAA administrator, on the tobacco and cotton programs for North Carolina would not.

E. Y. Floyd, of the North Carolina State College Extension Service, said the cotton and tobacco referenda may be completed by March 15. Floyd said this State had an allotment of 902,525 acres of cotton and 570,000 to 580,000 acres of flue-cured tobacco under the agricultural conservation program.

The State's marketing quota for tobacco would be between 450,000,000 and 500,000,000 pounds, Floyd figured.

Farm Act Is Facing Tests With Farmers

Cotton and Tobacco Farmers To Cast Secret Ballots On Control of Crops

Washington, Feb. 17 (AP)—The administration's new farm program, having reached the statute books despite stiff congressional opposition, now faces its first test at the hands of farmers.

Within a month 2,225,000 cotton and tobacco growers will have an opportunity to cast secret ballots on a proposal, authorized by the new law, that the Agriculture Department be given broad powers to control marketing of their crops this season.

President Roosevelt described the bill as "historic legislation" when he signed it yesterday. "It is not perfection," he added, although it marks "the winning of the major battle for an underlying farm policy that will endure."

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