

JURY IS GIVEN FAIRBANKS MURDER CASE

House Passes New Tax Bill After Refusing To Restore Tax On Close Corporations

AFFIRMS NEW LEVY UPON HARD LIQUOR, AS VOTED EARLIER

Speaker Bankhead Announces Roll Call Vote as 233 to 153 as Revolt Continues

TVA HEAD TALKS PLAINLY TO F. D. R.

Chairman Arthur Morgan Declines to Meet Roosevelt Request for Factual Evidence on "Dishonesty or Malfeasance" of Two Fellow Directors

Washington, March 11.—(AP)—The House passed the tax bill and sent it to the Senate today after declining to reinstate a special surtax on family-owned and closely-held corporations.

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China War Is Fought In The Air

Shanghai, March 10.—(AP)—The Sino-Japanese war was fought in the air today.

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Little Business Choked By Government Control

Restrictions on Financing Damming Up Adequate Financing for Small Concerns; Money Is Scared by President's Hostility to Business in General

BY ROGER W. BABSON, Copyright 1938, Publishers Financial Bureau, Inc. Babson Park, Fla., March 11.—One of the big reasons why the 1937 prosperity did not "catch" was the dearth of new expansion and new enterprise.

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Schuschnigg Steps Out As Austrian Chancellor As Germans Cross Line

Warns Germany



Premier Milan Hodza ... defies Germany

In a statement of his country's foreign policy issued at Prague, Premier Milan Hodza of Czechoslovakia hurled defiance at Germany in response to the threat contained in Fuehrer Hitler's recent speech.

Blum Silent Over Foreign Policy Plans

Deadlock Threatened in France's New Effort To Set Up A Government

Paris, March 10.—(AP)—Premier Designate Leon Blum refused today to disclose his foreign policy until assured of radical-socialist support.

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Hitler's Soldiers Invade Territory of Neighbor Country; Austrians Fall Back

AUSTRIAN ELECTION HAS BEEN PUT OFF

No Date Set for Plebiscite on Austria's Independence; Virtual Ultimatum Given Austria by Germany and Nazis in Vienna Burst Into Enthusiasm

London, March 11.—(AP)—The Austrian legation announced tonight Chancellor Kurt Schuschnigg had resigned.

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COTTON IS LOWER IN EARLY TRADING

New York, March 11.—(AP)—Cotton futures opened three to five points down, in response to lower Liverpool cables and under liquidation and foreign selling.

TARBORO SHOWMAN INJURED IN CRASH

John C. Lyles, 39, in Critical Condition in Macon, Ga., After Auto Collision

Macon, Ga., March 11 (AP)—John C. Lyles, 39, Tarboro, N. C., general agent of the Art Lewis Shows, was in a critical condition in a hospital today after a head-on automobile crash early this morning.

RAWLS ADMITS TO KILLING OF AGENT

Joe Thomas West Implicated by Rawls in Shooting of Federal Agent in State

Washington, March 11 (AP)—Treasury agents announced today Bernard "Big Boy" Rawls has confessed at Norfolk, Va., to the killing Tuesday night of Treasury Agent John William Jackson, Jr.

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Awaits Fate at Hands of Jury



CLARENCE FAIRBANKS

Heavy Margin For Control Forecast

Floyd Predicts 80 to 85 Per cent of Vote of Farmers Tomorrow Will Be For Crop Regulation; 100,000 Each In Cotton and Tobacco To Vote

Raleigh, March 10 (AP)—F. V. Floyd, AAA administrator at N. C. State College, said today, "the outlook is mighty good for a favorable vote for control tomorrow when Tar Heel flue-cured tobacco and cotton growers ballot on crop control."

HOT CAMPAIGN OF WETS, DRIES LIKELY

Wets Already Have Start To Hold What They Have In Legislature

Daily Dispatch Bureau. In the Sir Walter Hotel, Raleigh, March 11.—Leaders of every shade of opinion involved in the controversy are making feverish preparations for a wet-dry campaign this year which will bring recollections of the hottest of these ever-warm battles over liquor.

The meetings held lately by the State Association of County ABC Boards and by the county commissioners of those units which have the stores were not held just for the fun of the thing or to swap tall tales and drain a few tall glasses.

WEAVER PAYS FEE IN CONGRESS RACE

Raleigh, March 10.—(AP)—Representative Zeb Weaver, of Asheville, paid the State Board of Elections \$100 today to seek the congressional Democratic congressional nomination in the eleventh district. He has no announced opposition.

WEATHER FOR NORTH CAROLINA. Partly cloudy, slightly warmer in northeast and central portion tonight; Saturday fair, rising temperature in central portion.

The AAA office has been working on compilations of the farmers eligible to vote in each referendum in North Carolina, but had not received complete reports, so the following estimates were made: Flue-cured tobacco, 160,000 growers in 64 counties.

Cotton, 180,000 to 200,000 growers in 79 counties. Dean I. O. Schaub, of the college, estimated 140,000 farmers would be eligible in each referendum, and around 100,000 would actually vote in each.

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INVESTIGATION OF TVA NEEDED BADLY

Chairman Morgan Gaining Sympathy in His Demand for Fair Inquiry

By CHARLES P. STEWART Central Press Columnist Washington, March 11.—If ever a situation seemed to need impartial investigation it is the one arising out of the row within the three-man membership of the Tennessee Valley Authority.

FT. BRAGG PRIVATE DROWNED IN RIVER

Body of Howard E. Hartley, of Avery County, Found in Stream Near Fayetteville

Pope Field, Ft. Bragg, March 10.—(AP)—Searchers this morning discovered the body of Private Howard E. Hartley, 16th Observation Squadron in Little river about 15 feet from the point where he fell from a row boat last night, while pulling up the stream with four companions.

DELIBERATIONS BY JURY ARE STARTED AROUND 4 O'CLOCK

Court Reviews Testimony by State and Defense in Great Detail and Outlines Different Bases for Verdict Open to Twelve Men Sitting in Case

First degree murder charges against Clarence Fairbanks, 24-year-old showman's helper, the axe-slaying of his employer, Steve Good, here the night of Sunday, January 16, were given to the jury in Vance Superior Court shortly before 4 o'clock this afternoon after a two-hour charge by Judge R. Hunt Parker. Deliberations were begun immediately, with the court room thronged with anxious spectators awaiting a verdict that will determine the young man's fate.

Arguments by counsel were completed just before the noon recess, with only the court's deliberance remaining before the jury began its study of the case.

Judge Reviews Evidence. Judge Parker outlined the various types of verdicts the jury could reach, ranging all the way from first degree murder down to manslaughter to outright acquittal. He took great pains to

Prosecutor Slurs U. S. Vs. Soviets

Russian Plotters Are Called Unfit To Live Even If America Tolerates Capone

Moscow, March 10.—(AP)—Deaths for 19 of the 21 defendants in Soviet Russia's greatest blood purge trial was demanded today by Prosecutor A. Y. Vishinsky at the end of a bitter summation of the government treason and murder charges.

The only two spared from death were the once-esteemed Soviet diplomat, C. Rakovsky, and S. Bessanoff, a former Russian trade delegate.

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Whitney Ordered To Be Re-Arrested On Charges Of Grand Larceny Crime

New York, March 11 (AP)—The immediate re-arrest of Richard Whitney, five times president of the New York Exchange, on a new charge of grand larceny, was ordered today by State Attorney John J. Bennett, Jr.

clarify all the issues and to simplify the procedure in arriving at a decision.

Solicitor E. R. Tyler, who has led the prosecution in its demand for capital punishment, was the final speaker, talking an hour and a half or more and concluding just before the luncheon recess. He summed up the testimony of the State and sought to make out his case by piecing together the circumstantial evidence that had been offered. He also sought to impress the jury with the alleged fallacies in the story Fairbanks told on the witness stand Thursday afternoon.

Arguments Completed. Tyler was preceded by A. A. Bunn, last of the four defense attorneys to speak, who began at 9:30 a. m., when court reconvened for the day. He held up the testimony of the defendant as sufficient grounds for leniency, and pleaded with the jury to accept his story of self-defense. He opened with a passionate plea for the youth, who he said stood alone at the bar of justice, with only the law of North Carolina as his best friend, and otherwise friendless and penniless in a strange land.

Arguments to the jury were started shortly after 4 o'clock Thursday afternoon when testimony had been finished. J. P. Zollcoffer, of private prosecution, led off in the arguments and was followed by J. C. Kittrell, father of T. S. Kittrell, son of the defense. A night session was held, when J. H. Zollcoffer, also of private prosecution, and J. M. Peace, of the defense, were the speakers.

Those who heard the arguments of counsel thought they were of high order in argumentative art, hewing to the line and dealing with the evidence that had been presented.

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Desperate Battle For East Spain

Hendaye, France, March 10.—(AP)—With Belsik lost, the government's Aragon army moved up to meet the insurgent's great offensive in a battle for control of eastern Spain.

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