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HICKORY DAILY RECORD

WEATHER
Probably rain tonight and Friday, colder Friday and in west portion tonight.

ESTABLISHED SEPTEMBER 11, 1915

HICKORY, N. C., THURSDAY EVENING, FEBRUARY 23, 1922

PRICE FIVE CENTS

STATE MAY GET AFTER BAXTER SHENWELL

(By Max Abernethy)
Raleigh, Feb. 23.—Baxter Shemwell has evaded road sentence in the county after being duly tried. The state officials are being asked to prosecute him for the alleged violation of the North Carolina Blue Sky law.
The charges against Shemwell in this case are that he has sold in violation of the Blue Sky Law. The charges are being put in shape by purchasers who are insisting upon immediate action to bring Shemwell to justice from Asheville, where he is now being held by the state.
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SCHOOLS TO PUSH FOOD CAMPAIGN

Raleigh, Feb. 23.—State Superintendent E. C. Brooks has written the following letter to all county and city school superintendents in the state:
"Following the suggestion of the governor in his proclamation with reference to the Food for the Family Campaign," representatives of the College of Agriculture extension service, state board of health and state department of education met and organized a central committee for the purpose of putting into effect the provisions of the proclamation. The committee is suggesting a county campaign committee, including the superintendent of schools, to have charge of the work in each county.
I am asking you to utilize the schools of your county to call attention, in a very definite way, to the urgent necessity of growing more garden vegetables, poultry, milk and butter, and pork, for home consumption. These may be secured from the office of the state superintendent of public instruction. These lessons should be selected and made the basis of your campaign in the schools this spring, supplemented by bulletin on poultry, and milk, and butter which you may secure from the agricultural editor, extension service, Raleigh, N. C. These bulletins should be preserved by the teachers for future use.
"Let me urge you through your schools to stress the fact that the purpose of the Campaign is to produce these articles for home consumption—that our people may have more wholesome diet and may live more cheaply by producing these necessities upon the home farm."
"Educational publication No. 31, A manual for teaching of agriculture gives a number of special lessons with references on gardening and hog raising. These may be secured from the office of the state superintendent of public instruction. These lessons should be selected and made the basis of your campaign in the schools this spring, supplemented by bulletin on poultry, and milk, and butter which you may secure from the agricultural editor, extension service, Raleigh, N. C. These bulletins should be preserved by the teachers for future use.
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WORK TEN HOURS BEFORE EXTRA PAY BEGINS

Chicago, Feb. 23.—Another pay slash—this time hitting 10,000 railroad firemen and others—was made when it announced rules effective March 1 eliminating extra pay until after the tenth hour and setting up a "split trick" of eight hours within a 12 hour spread.
Following the restoring of ten hours for railroad workers, the board authorized the road to pay only pro rata wages after eight hours, with time and a half after ten hours.
In the case of the split trick straight time will be paid for the first ten hours whether included in the 12 hour spread or not and time and a half after that.
Formerly firemen and others all of whom worked around railroad shop were paid time and a half after eight hours. Sunday will be paid for at the prorata pay.
The board's new ruling rules supplant the national agreement made during federal control, which has been in effect since January 16, 1920.

TO ERECT BUILDING IN NEWTON SOON

Newton, Feb. 23.—Plans are now being prepared for J. W. Abernethy and R. R. Moose in contemplation of the erection of a large brick building on the corner of Fifth and Main streets. The building, if erected, will be the largest mercantile and office building in town, being 45x47 feet with basement and three stories and will cost approximately \$20,000. Mr. G. C. Little, cashier of the Farmers and Merchants Bank, of Newton, will also build two smaller buildings adjoining, and the Citizens Building & Loan Association will build a home of its own if a suitable lot can be obtained. Dr. Herbert E. Rowe, E. F. Klutz, Mayor Sid Smyre and E. A. Rutledge have just erected brick store buildings on Copal street. These buildings are now occupied by E. Silk, of Ellmore, S. C., as a mercantile store, the City Bakery and Horn Plumbing Co. A number of new residences are now in course of construction, among these being a handsome home for ex-Mayor Fred Garvin, when completed will be one of the handsomest in the city. Mr. R. P. Dakin of Hickory, has the contract for this building. The Fidelity Housing Mills have just completed two nice bungalows for their operatives. This company will build other homes in the near future.

TO LAUNCH HIGH SCHOOL MOVE FRIDAY

The Hickory township high school movement will be launched at a dinner tomorrow evening at 7 o'clock under the auspices of the Hickory Kiwanis club at American legion hall. Plates will be laid for about 160 guests, and Dr. E. C. Brooks, state superintendent of public instruction, will be the principal speaker.
The question of utilizing the Claremont College property for a township high school will be thoroughly considered at the dinner, to which have been invited school authorities in the county and township, representatives of various civic clubs, of the Reformed church, and business and professional men and women of the township.
Dinner will be served by the domestic science classes of the Hickory high school. J. A. Moretz is chairman of the educational committee of the Kiwanis club and the program will be interspersed with enjoyable features.
It is felt that the opportunity for taking advantage of the Claremont College property has arrived.

NO ERROR IN KINCAID TRIAL

Raleigh, Feb. 23.—Supreme court opinions handed down this week finds no error in the Burke county court's trial of Sidney A. Kincaid, county commissioner, who was sentenced to 18 years in the state penitentiary for slaying his wife, Lillie Kincaid.
Associate Justice Adams writes the opinion and holds that the trial was conducted properly, the prisoner given a fair trial and that the jury's verdict shall stand.
Other cases include one against Fred and Albert Brinkley of Catawba county, who were convicted of killing Homer Barringer. The court finds no error in the lower court which gave sentences of manslaughter and second degree murder against Fred Brinkley and Albert Brinkley respectively.
Error is found in the trial of J. E. Burnett, of Swain county, who was convicted of the murder of J. H. Rose, federal prohibition enforcement officer, and a new trial is ordered. Burnett was convicted of second degree murder after he had fired at and killed Officer Rose who with other officers was pursuing the prisoner. They had no warrant and the court holds that the federal officers "had no right to arrest a prisoner without a warrant" and for this error a new trial is ordered. Burnett was suspected of manufacturing liquor.
The high court affirms the lower court in the Nash county tax case holding that the county commissioners were within their rights in levying a 10 cents road tax under legislative enactment. William Edwards brought the case up on appeal contending that the act was unconstitutional. The suit was brought four months after the tax was levied.
The Polk county election case is settled and the Democratic sheriff, Frank Jackson, cannot be forced to reimburse his Republican successor who was asking for a recount of the votes on the grounds that fraud was committed in carrying the election. Jackson won by two votes, the referee's count showed he had a majority of 20 votes and the presiding judge at the lower court trial found discrepancies in both counts but no evidence of fraud.
Jos. Addor and J. A. Yow, Moore county, are ordered discharged by the supreme court on a charge of attempting to violate the liquor law by attempting to manufacture whiskey. There was no distillery and there was no unlawful attempt to commit crime established, the court holds.
The court finds that Roscoe Simmons of Pasquotank county was "caught in the act" of transporting liquor and his conviction stands.

REIFERS BRINGS OVER PARENTS TO PLAN

Chicago, Feb. 23.—The baby granddaughter of John D. Rockefeller has won the right to marry the man she loved—a Swiss groom over three her age.
Mathilde McCormick, 16, persuaded her father, Harold F. McCormick, multi-millionaire head of the International Harvester company, that her happiness depended on marriage to Max Oser of Zurich, Switzerland. McCormick then made the announcement of the engagement.
Only one string is attached to the consent of McCormick—Max Oser must quit his fatherland and come to America to live, friends of the family stated.
This stipulation has been imposed, it is understood, by the aged Standard Oil magnate as the only basis upon which he would consent to the marriage of Miss McCormick to the Swiss horseman. Rockefeller, it is understood, is strongly opposed to international marriages, but gave his consent on condition that Oser swear allegiance to the United States.
This provision, it was said, was a concession to the world's richest man, Rockefeller the patriarch of the family, who has prided himself publicly that fortune-seeking men of Europe never married into his family.
Mother, Ned G. Colwell.
Mathilde, it was believed, will leave for Zurich to meet the horseman in May. She recently traveled the 5000 miles from her betrothed to gain the consent of her father.
Mrs. Edith Rockefeller McCormick, who recently divorced Mathilde's father, did not take part in the family council that ended in making the formal announcement it was believed.
She remained in her Lake Shore home where she has been living with her husband, since she returned from a sojourn in Switzerland. It was on this visit that Mathilde met and fell in love with Oser, who used to rent horses to the McCormicks.
Mathilde's sister, Muriel and brother Fowler, both in New York now, also held out against the marriage, it was said.
Says Oser is 57.
From Emil L. Burg, cousin of Oser who is an interior decorator here, comes the story of the man who is about to marry into America's wealthiest family.
"I have been told that she was not 16, but 15, and that the consent of her father was secured through the intervention of the family lawyer."
Burg said the father of Mathilde was a German nobleman and that she took the name of McCormick when she married her father's son.
"The girl was born in America and she is a natural American citizen," he said.
"Max isn't penniless. He has a net worth of at least \$10,000 a year," Burg said his family was an exceedingly prominent one.
"I don't know," he stated, "but some leads my relatives have been following their social standing."
"The girl's father is a prominent social figure and his father, both were socially situated for marrying money below them. And look at me now—an interior decorator. I am glad to be a part of this family."
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LOG RESERVATION DRAWS QUICK FIRE

Washington, Feb. 23.—A modified log reservation bill before the senate today drew a quick fire from both Democrats and Republican members.
The new reservation intended as a substitute for the proposed several log reservations of Connecticut, provides that nothing in the treaty shall be construed as committing the United States to armed force without the consent of congress.
After an hour of debate in which the committee was not over adjournment was taken until tomorrow. Although Senator Lodge did not indicate the attitude of the president, the senators gained the impression the new reservation was acceptable to the white house. It had been formally discussed between Senator Lodge and Mr. Harding, but it was not admitted with the administration.
Senators Borah and Johnson both favored the modified draft as unsatisfactory, but Senator Brandegee and other Democrats in favor of the log reservation declined to commit themselves.

TWO BIG OFFERS NOW BEFORE HOUSE

Washington, Feb. 23.—Rival offers of the Alabama Power company and of Henry Ford for the purchase and lease of the government nitrate and power projects at Muscle Shoals, Ala., were officially before the house military committee today.
Chairman Kahn estimated that actual work on the Alabama offer would begin next week and that the few remaining requests for hearings on the Ford offer will be disposed of in a few days.
Grey Silver, representative of the national farm bureau, asked that the Ford offer be accepted, leaving only two more witnesses to appear before the committee.

CRAWFORD GIVEN FREEDOM BY COURT

Salisbury, N. C., Feb. 23.—Just before adjourning Rowan superior court today, Judge J. Bis Ray suspended sentence of Conductor R. E. Crawford, who submitted to a charge of manslaughter in connection with the killing of Engineer Sam Hinton upon the payment of the costs. Crawford has been at liberty in a bond of \$7,500. The jurors signed a petition for pardon.

DELAY RECEPTION TO ARMY AND NAVY

Washington, Feb. 23.—Due to the Roma disaster and the mourning occasioned by the loss of lives of the army personnel President and Mrs. Harding today announced postponement of the army and navy reception to April 17, one of the social features of the season, which was to have been held tonight.
Postponement of their reception, to which 4,000 invitations had been issued to the army and navy, was announced at the white house.

MORE DOMINATING FIGURES IN INDIA

Ahmedabad, India, Jan. 20.—Mohandas K. Gandhi has become a more dominating figure than ever in the Indian independence movement in consequence of the action taken in the annual session of the Indian national congress recently held here.
Not only did the congress appoint Gandhi as its sole executive authority, as called at that time, but it authorized him to appoint his successor in event of any emergency.
This action was taken when the congress voted to suspend all other activities in order to concentrate attention upon civil disobedience.
The resolution conferring increased powers upon Gandhi declared:
"This congress hereby appoints, until further instructions, Mahatma Gandhi as the sole executive authority of the congress and invests him with the full powers of the all-India congress committee, including the power of conveying a special session of the congress or of the all-India congress committee or the working committee, and also with the power to appoint a successor in an emergency."
"This congress hereby confers upon the successor and all subsequent successors appointed in turn by their predecessors all his aforesaid powers."
The congress not only stipulated, however, that Gandhi should not be authorized to conclude terms of peace with the British or Indian governments without the previous consent of the all-India congress committee, but it also declared that the present creed of the congress was in no case to be altered by either Gandhi or his successors without first having obtained permission from the Indian congress.

CONTINUE PROBE BIG AIRSHIP TRAGEDY

Washington, Feb. 23.—Members of the investigation committee today continued their efforts to find if possible the cause of the accident which overtook the dirigible Roma with the loss of 34 lives last Tuesday.
That fatal crash to earth of the great airship following a breakdown of the controls regulating the attitude of the craft appears today to have been definitely established by the inquiry.
Of the eight injured all seemed to be making good progress with the exception of Devorack, superintendent of construction at McCook field, Dayton, O., who was still reported to be in a critical condition at the public health hospital. The condition of five of the injured was so that they were removed to Langley field.
By the Associated Press.
Washington, Feb. 23.—Equality before the law is impossible so long as the rich and powerful are represented in court by highly educated lawyers while a large part of the poor and ignorant are represented by incompetent counsel, Judge Clarence N. Goodwin of Chicago declared in his opening address today as chairman of the conference of bar associations here. Until such a condition is removed there is little chance of justice, he said.
The shrewd and powerful men of interests and large means are able to know who are competent, Judge Goodwin asserted, adding that it was impossible for the poor to know good lawyers.
"During my years as a trial judge the speaker said, 'I was frequently distressed by the fact that one side or the other of the case before me was represented by such incompetent or ignorant counsel while the other side was represented by such skillful counsel that it seemed impossible to get the case before the court or to keep errors out of the records.'"

NEW INSTRUMENT TELLING PRESSURE

Washington, Feb. 22.—A new manometer or instrument for recording pressure on wing and tail surfaces of airplanes at different points simultaneously had been designed and developed by F. H. Norton, an engineer of the Langley Memorial Laboratory at Langley Field, Virginia, it was announced today by the National Advisory Committee for Aeronautics.
The first experiments were undertaken by the Laboratory for the Navy Department in order to determine the distribution of pressure over the horizontal tail surfaces of an airplane and to analyze the relations of this pressure to structural loads and longitudinal stability and were conducted on full sized planes in the air and on models in the wind tunnels. The old method consisted in using a horizontal tail surface inside of which rubber tubes connected with a series of holes on the surface led to a multiple liquid manometer. The several tubes of the manometer registered the pressure at each change of speed or air pressure and the results were recorded by an automatic camera which photographed the height of the liquid in the tubes every few seconds.
To study various pressures in accelerated flights or "stunting," it was impossible to use the old liquid manometer and consequently the new manometer was developed, substituting one deflection of metal diaphragms and a means of automatically recording their deflection for the liquid manometer and the camera respectively.
Among the results achieved by the investigations are:
That the low average load per square foot on the usual type of tail plane doing steady flight is so small that it could not in any conceivable way cause failure.
That the records take of the same pressure on tail surfaces in accelerated flights demonstrated that there was no large increase in these forces.
A complete manometer for making pressure distributions of several accidents which occurred in aviation races where the planes were making high speeds and for which no cause has ever been determined.

DENBY MAY NOT TAKE GERMAN ZEPPELIN

Washington, Feb. 23.—The navy department has notified the state department that it does not want the German Zeppelin now being constructed for the United States to be placed under the reparations clause of the Versailles treaty unless it comes to America without the consent of the United States.
The question has arisen, it is said, whether the amount allotted by the allies is sufficient to complete the Zeppelin and there is a possibility that the United States may be required to make up the difference to get the ship. This, Secretary Denby said, the navy is not willing to do.
If the navy should refuse to take the Zeppelin under additional cost that would not preclude the army from taking it. It was said that it was possible or even probable that the army would take the Zeppelin.

PAWTUCKET MILLS ARE RUNNING TODAY

Pawtucket, R. I., Feb. 23.—Under military guard the mills here affected by the strike of textile workers opened today without disturbing incident. Comparatively few pickets were on duty. Those who did appear were forced to move on.
At the Jenkes Spinning Company, where the Monday's fatal riot occurred, no incident occurred.

POOR OFTEN HIRE VERY POOR LAWYERS

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LEARN WHY COTTON IS NOT PROFITABLE

New Orleans, Feb. 23.—Delegates appointed by governors of the principal cotton states at the request of Governor Morrison of North Carolina met here today to establish why the production of cotton is an unprofitable business and to find the reason why it is possible.
No set program has been arranged for the sessions of the conference, nor is it known how long the sessions will last.
All of those movements organizations and even extra local appointments for the enforcement of the law in different parts of the country must be rather interesting to the public officials who are under official oath to do that very thing, and might be rather embarrassing if they were not such hardened officeholders.—Indianapolis News.

PORTUGUESE MAY TRANSFER CAPITAL

Lisbon, Feb. 23.—The Portuguese government is considering moving the capital to Coimbra, 110 miles northeast of Lisbon, as a consequence of constant disturbances said a local newspaper today. It is considered likely that parliament will be prorogued today because of the situation.

REJOICING WITH LODGE

Ohio State Journal.
It thrills us with patriotic pride to note that Senator Lodge says that under the efficient ministrations of our great Republican congress the appropriations for the departments from \$5,337,000,000 to \$1,428,000,000 but the reaction always sets in and we now recall that everything Senator Lodge says about either Republican capability or Democratic intention has to be checked up in the interest of accuracy.

COTTON

New York, Feb. 23.—The feature in the cotton market early today was the unexpected number of March notices. So far as learned only 17 representing 1,700 bales, were issued and the market opened firm with a net advance of 30 to 37 points.
Close
March ----- 18.50
May ----- 18.10
July ----- 17.65
October ----- 17.00
December ----- 15.85
Hickory cotton 17 1/4c.

ASKS INVESTIGATION THEIR ELIGIBILITY

Washington, Feb. 23.—Investigation into the eligibility of Senator Smoot of Utah and Representative Burton of Ohio to serve on the allied debt commission was introduced today by Senator Walsh, Democrat of Montana. Action on the resolution went over.

ANOTHER BUILDING DAVIDSON COLLEGE

Davidson, N. C., Feb. 23.—The trustees of Davidson College in the annual spring session yesterday approved plans for a second four story dormitory to duplicate the one constructed for last week and for a new heating plant. Trustees from five southern states were in attendance.

ROCKEFELLER STILL OPPOSES MARRIAGE

Datona, Fla., Feb. 23.—John D. Rockefeller, grandfather of 16-year-old Mathilde McCormick, whose engagement to Max Oser, Swiss riding proprietor which has been announced by the family, has not given his consent to the match, according to friends of the family. Mr. Rockefeller is spending some time near here. Harold F. McCormick, recently divorced by Mr. Rockefeller's daughter, and Miss Mathilde McCormick, will visit Mr. Rockefeller in the near future to discuss the proposed marriage at an early date, it was said today.

DRAMS RELEASED BY CONCORD POLICE

Concord, N. C., Feb. 23.—Harvey Adams, voluntarily detained here for 24 hours as a suspect in the William Desmond Taylor murder mystery, proved his identity at an early hour today and has left Concord with the police satisfied that he is not Edward F. Sands, wanted in Los Angeles.
Captain Tucker, conductor on the Carolina Railway, told Chief Talbert this morning that he had known Adams for some time, has known his name and knew that Adams was on his way to Mount Holly to get work as an accountant for a construction company.