

HICKORY DAILY RECORD

WEATHER
Mostly cloudy tonight and Thursday. Probably rain Thursday. Warmer in extreme west portion.

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ESTABLISHED SEPTEMBER 11, 1915.

HICKORY, N. C., WEDNESDAY EVENING, DECEMBER 13, 1922

PRICE FIVE CENTS

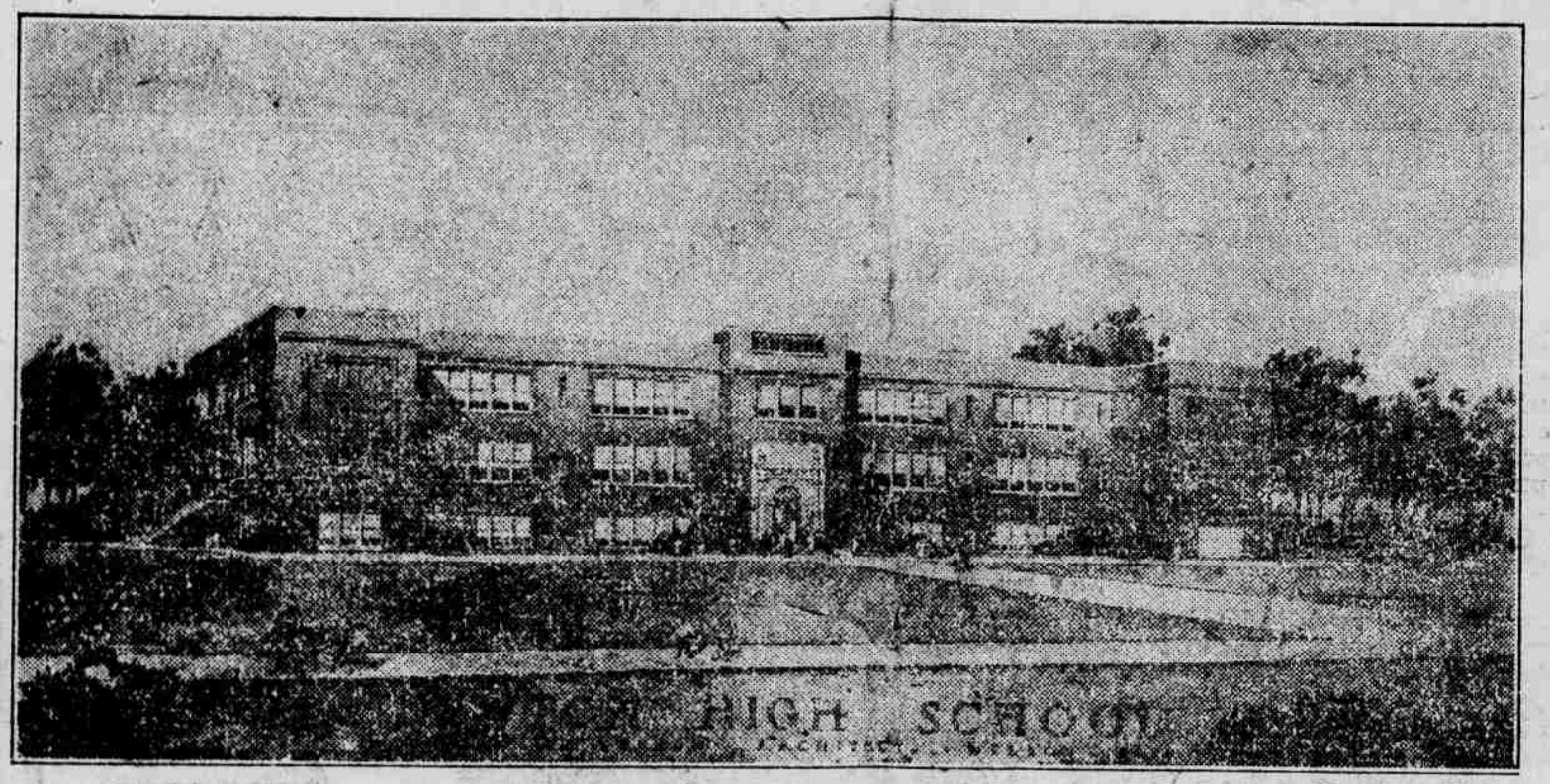
JUDGE LYON FOR ELIMINATION OF DEATH

By the Associated Press.
Raleigh, N. C., Dec. 13.—"After seven years on the bench, during which I sentenced the first man to die in North Carolina's electric chair and have passed the death sentence on five others who were executed, I am more than ever opposed to capital punishment."
Judge C. C. Lyon, now in Raleigh pending over his last term of superior court, today made this statement to the Associated Press while discussing his experiences and the impressions he had gained while serving as a jurist.
"I would be more active in my opposition to capital punishment," he said, "if it were not for the fact that a majority of persons convicted of a crime carrying long terms of imprisonment either escape or are granted clemency within a few years. Very few of them ever serve their complete sentences."
"Still, I believe capital punishment is still of its purpose and is not humane."
Although seventy-two years of age, Judge Lyon is very active. His face and figure give him an appearance of a jurist. His hair and mustache are white, but the blue-grey eyes that peer at one from behind shell-glasses are clear and steady.
"Sixteen years is long enough for a man to spend on one job," he smiled and replied when asked why he was retiring.
"When I became judge of the superior court, I reached the height of my ambition. As a youngster I used to drive into Elizabethtown and there invariably would my way to the courthouse. I resolved then that my goal in life was to become a superior court judge."
Judge Lyon's early education was interrupted by the war between the states and the resulting conditions. He later attended the Maysville high school in Bladen county and then studied law in the offices of his older brother, the late Robert H. Lyon, at Elizabethtown. He was admitted to the bar in 1872.
In 1900, he was an elected solicitor-general of his circuit. By Governor Blease, a year later he was elected for a term. He was elected judge of the seventh judicial circuit in 1902 and re-elected eight years later.
"Attorneys in the present day," said Judge Lyon in replying to a question, "as a whole are not as eloquent and oratorical as those of older times."
There also has been another change: years ago, lawyers were forced to take all the cases that came to them in order to make a living. Today, there are specializing in the different phases of law and handling only certain kind of cases, "he said.
Judge Lyon is the father of four children, three of whom are boys and one a girl. His daughter, Mrs. J. M. Clark, resides at Elizabethtown.
Henry L. Lyon, a former member of congress from the sixth North Carolina district, having been nominated over H. L. Godwin, incumbent, in 1900, elected and re-elected in 1902. Before being elected to this office, he was appointed solicitor-general of the eighth judicial circuit and served for six years.
Terry A. Lyon is practicing law in Washington, D. C. During the war he was assistant judge advocate, with the rank of major, of the thirty-seventh division. J. Alden Lyon is practicing in Elizabethtown.

TAKE NO ACTION IN YOEMAN'S AFFAIR

By the Associated Press.
Raleigh, N. C., Dec. 13.—No action will be taken against Capt. Walter Yoemans of the coast guard station at Portsmouth, N. C., who was accused by a witness of Arthur Coleman, owner of the Message of Peace, and Claud Graham, supercargo, charged with violating the national prohibition laws, of having a lantern while Coleman removed liquor from the vessel for sale to two Boston sportsmen, R. A. Kohloss, federal prohibition director, said today.
"Captain Yoemans was on the vessel at the time the alleged sale was made in the capacity of coast guard officer rendering assistance to a ship in distress," said Mr. Kohloss, "and was not in charge. The Message of Peace is a British vessel and while it was a violation for liquor to be sold at Ocracoke, I do not think Mr. Yoemans knew this, as this is one of the first cases reported in North Carolina."
The director said he did not know whether the treasury department, under which the officer works, would take the matter up.

CONTRACT AWARDED FOR NEWTON'S NEW HIGH SCHOOL



Newton, Dec. 13.—The contract for Newton's new high school building was let yesterday afternoon to J. J. Stroud, of Southern Pines, for \$73,000. The contract for the heating and plumbing was awarded to the Fayetteville Plumbing Co., of Fayetteville, for \$16,064. Walker Electric Co., of Raleigh, was awarded the contract for the wiring, etc., for \$985.00. A large number of bidders were here from Wilmington, Gastonia, Hickory, Charlotte, Southern Pines, Sanford, Norfolk, Lincolnton and other places. In all there were twenty-six bidders.
Work will begin at an early date and rushing to completion. The general scheme includes 19 large class rooms; auditorium, gymnasium, library, music room, laboratories for physics, chemistry, domestic science and home economics, manual training room, teachers' room, superintendent's office, provided with reception room and vault; principal's office, trophy room, supply room, toilet facilities on each floor, fuel room, etc.
The auditorium with balcony will seat 750 people, and is provided with fire exits. The large stage can be converted at will into a gymnasium 40x60 feet, which will readily accommodate indoor athletic contests. Showers and other necessary equipment are placed convenient to the gymnasium.
The entire building will be heated by a direct-indirect system capable of maintaining a proper temperature in all parts of the building, while a modulating system of ventilation will insure each pupil with the proper amount of fresh air.
Other equipment will include a unilateral lighting system, telephone clock, and fire alarm system. All equipment will be of the most approved modern manufacture and designed to add to the practicability of the building. The interior will be finished substantially and in keeping with the general design employed.

RED THOMAS IS GRANTED NEW HEARING

By the Associated Press.
Raleigh, N. C., Dec. 13.—The supreme court today handed down a decision granting a new trial to O. G. (Red) Thomas, Charlotte automobile dealer, convicted in Cabarrus of second degree murder in connection with the killing of A. J. Allen at Kannapolis near Concord last October. Thomas was under sentence of 18 years.
The court held that Judge J. Bis Ray had failed in his charge to the jury to state in "a plain and correct manner the evidence in the case" and "to explain the law arising therefrom."
"We did not intend to suggest that his honor did not charge the jury as to manslaughter," says the opinion. He did, but in doing so, he failed to instruct them on one of the important phases of manslaughter.
Thomas admitted he shot and killed Allen with a pistol, but contended he shot in self defense. The shooting occurred near Kannapolis on October 25, 1921.
The court did not hand down an opinion in the case of John Bush on appeal from Caldwell county.

WHITE RETAINED MAKE WATER SURVEY

City council last night employed the firm of Gilbert C. White Company to make the survey of the water situation in Hickory. The work to begin as early after the first of the year as possible. Under the terms of the contract, the Durham municipal engineer will make a thorough investigation of the present plant, the cost of enlarging and improving it, together with a survey of any other possibilities that may be available. The engineer will endeavor to find a gravity system with a view to furnishing Hickory with an abundance of cheap water and supplying the neighboring towns. The preliminary work will not cost the city more than \$1,000, and if it is decided to proceed with the construction of a new plant, or improvements at this time, this sum will be absorbed in the engineer's fee. Mr. White was the engineer when the first streets were laid in Hickory 12 or 13 years ago.

TURKS STAND PAT AGAINST ANY MERCY

By the Associated Press.
Lausanne, Dec. 13.—Turkey refused at today's session of the near east conference to assign any special part of Turkey as a national home for the Armenians. Ismet Pasha declared this would mean a new attempt to dismember Turkey.
Ismet Pasha was irreconcilable on other points concerning treatment of minorities in Turkey. Besides declaring Turkey would not set aside an inch of soil for an Armenian home, he said she would not recognize the rights of minorities administered by a commission in Constantinople.
Lord Curzon warned Ismet Pasha that there would be no sympathy anywhere in the world for Turkey if the conference broke down on the question of the treatment of minorities.
After a long and unsatisfactory discussion, the entire question was referred to a committee.

TRYING TO FIND MOTIVE FOR KILLING

By the Associated Press.
Richmond, Va., Dec. 13.—With no definitive motive established for the killing of Mrs. Thelma Richardson formerly of Atlanta, who was shot to death late Monday at the home of Thomas Pollard, real estate and insurance man, local police today were working on two theories that might lead to a solution.
At the same time they admitted that they had failed to establish a motive. The authorities also said they had not established the exact manner in which the young woman was shot. The body of the young woman will be shipped to her former home for burial today.
Mrs. Richardson was formerly Miss Thelma Ham, a daughter of Mrs. Bell Ham, who now resides in the Georgia city.
The theory now under consideration by the police was that Pollard shot the girl during a quarrel in the belief that the girl was about to kill him or that she was shot in a struggle, as the revolver was her property. J. Mosby West, who accompanied Mrs. Richardson, and Pollard will be given preliminary hearings tomorrow.
West claims said he did not know the object of the woman's visit to the Pollard home. He said he remained in his automobile while Mrs. Richardson went to the front door and said he did not see which had the pistol when the shot rang out nor did he see the shooting.

CROP OUTLOOK AS SEEN FROM RALEIGH

By the Associated Press.
Raleigh, N. C., Dec. 12.—The latest foreign information on crops and markets indicate for thirteen leading countries a slight reduction in acreage of corn, as compared with last year and the usual, which was 133,330,000 million acres. The production shows about nine percent decrease from last year's crop in sixteen countries.
This statement is contained in a digest of official agricultural reports issued today by Frank Parker, statistician of the North Carolina and United States departments of agriculture.
"Europe's production of corn shows a great decrease," it is stated. "The United States and Argentina supply 80 percent of the corn entering the world trade, according to estimates. These two countries export about the same quantity in the long average, although we exceeded them almost twenty percent last year."
"Most classes of livestock are below the pre-war level in number."
"The leading twenty four foreign countries have experienced the same general price level since the war period. The high point was reached in 1920 and fell until the summer of 1922. Since then the trend has been upward again."
"We are thankful that our southern is being the first to recover from the distressingly adverse conditions. Although cotton is generally poor, North Carolina has a good crop when considering the weevil and weather damages. General business has been much stimulated."
"This year's national corn crop is back to the 1916-1920 average and prices are much better than last year's over-production. The Irish potato crop is distressingly large. Many fields in the western states will not be dug at all. Rotting is bad with both the white and sweet potatoes. Prices of all potatoes are very low."
"The present outlook for tobacco is considerably below the 1916-1920 average but twenty eight percent more than last year's small crop. North Carolina prices are six cents per pound higher than 1921 average of twenty five percent. The cotton crop, which is reckoned at 10,100,000 bales is twenty five percent more than made last year, but also is less than the consumption of the level."
"It is of especial interest to note that about 12 percent more production of all the crops is made this year than last, but that we have no more than the five-year average production," the digest states.

M'NAIRY SPEAKS TO WELFARE LEAGUE

By the Associated Press.
Rev. W. H. McNairy addressed the welfare league of West Hickory and Longview last night on "The Sins of Youth," and the need for combating this great evil. Rev. G. H. Pye, pastor of the Church of God, offered prayer.
Mr. McNairy took the position that the social evil must be solved through the youth of the land, which he asserted was worse than intemperance, as great an evil as it is. Immorality, Greece and Rome. Unless there is improvement, America will go the same way.
The penalty for immorality is a most horrible disease, and there are many suffering from these horrible diseases.
The speaker described the school in Kinston for the feeble minded. Most of these feeble minded children are thus because of the immorality of somebody. Most of the divorces are brought about from the result of immorality.
Let us do all we can to stop all foul talk. The welfare league should see to it that the pictures suggesting evil be stopped. The welfare league should see to it that people who make a business of immorality are stopped.
Brother McNairy told of a handsomely dressed young man who boasted that he had led astray a pure girl. Some of the audience suggested that such a man should be sent to the penitentiary for life or electrocuted. The speaker declared his belief that he should be rendered harmless for all time.

CHANGE IN SITE BY QUESTION FOR TODAY

By the Associated Press.
Winston-Salem, N. C., Dec. 13.—Much interest pervaded the Baptist State convention this morning in view of the fact that the future site of Meredith College was set for noon today. Advocates for the location of a greater Meredith College at Method were ready for the debate, but opponents of the site, who favored location at Wake Forest, will urge delay.
Last night the hospital commission reported the completion of the Baptist hospital in Winston-Salem, the first hospital to be built by the Baptists in the state.
Rev. G. T. Lumpkin has been selected as superintendent. The institution will be opened about March 1. The total cost, including equipment, will be approximately \$160,000.
Discussion of the Thomasville orphanage was the principal matter of business this morning. Need for more room was stressed.

ASHEVILLE PLANS FOR WHOLESALE PRODUCE

By the Associated Press.
Asheville, N. C., Dec. 13.—Arrangements for the establishment of a wholesale produce market in Asheville to be operated on a large scale for the purpose of supplying local and outside retailers and at the same time providing an outlet for surplus products of Buncombe and adjacent counties, are being co-ordinated by officials of the Farmers' Federation here.
Bolton Hall, of Waynesville, will be in charge of the marketing; W. E. Clark, of Asheville, the books and records, and Joe Davis, of Waynesville, the poultry and egg department. The produce market will open in a Lexington street building about January 1, it was stated.
Automobile truck lines into all the adjacent territory will be operated from Asheville by the federation, officials said, and arrangements are being made to send all surplus produce to foreign buyers.
Four warehouses of the company in Buncombe and Henderson counties will serve as headquarters for their respective sections, according to the plans.

COLEMAN LIQUOR SHIP CHARGE DROPPED

By the Associated Press.
Raleigh, N. C., Dec. 13.—All federal prosecution of Capt. Arthur Coleman and his shipmates on the "Message of Peace," British schooner seized in Ocracoke inlet a year ago, was stopped in federal court here today when District Attorney Tucker agreed to compromise, proposed by attorneys for Coleman and accepted a nol proes.
By the terms of the compromise announced by attorneys the "Message of Peace" now tied up at Wilmingtontn is to be turned over to Captain Coleman and the 1,000 cases of whiskey are to be confiscated.
Cases against Coleman and Claud Graham, supercargo on the "Message of Peace," charging the two with three other defendants, who failed to show up, with violation of law, are to be quashed by the district attorney.

HIGHLAND STARTS CAROL REHEARSALS

The Highland school this morning held a short rehearsal of the carols to be used in Highland on Christmas Eve. Miss Rose Sox, chairman for Highland, explained briefly the origin of caroling and led the singing of the carols.
Mr. A. L. Shuford and Mr. Farel Warlick of Conover have asked the Hickory Community service committee to help in the plans for caroling in their town. Miss Wilson will visit the Conover school today and explain the plan as arranged by the Hickory committee.
The local school children are responding to the spirit of the plan very rapidly, according to Mrs. Brown, musical director for the schools. There should be at least 20 groups of carolers in Hickory proper.

WOLVES, HUNGRY AND COLD, SCARE ROME

By the Associated Press.
Rome, Dec. 13.—Italy is suffering from an exceptional cold wave. Five persons were frozen to death in Rome last night and several similar cases are reported from other cities.
Wolves desperate from lack of food, have descended from the mountains and are seen almost at the gates of the capital.

FUNERAL OF MR. BARGER

The funeral of Mr. J. F. Barger, whose death occurred yesterday morning at his home near Mountain Grove school, will be held from Miller's church tomorrow morning at 11 o'clock. Rev. J. E. Barb will conduct the service.

TWO PLANES FALL IN MAKING SEARCH

By the Associated Press.
El Paso, Texas, Dec. 13.—Three of the five aeroplanes which left San Antonio Tuesday morning to search for the missing aviators, Colonel Marshall and Lieutenant Webber, arrived here yesterday afternoon. The other two planes crashed yesterday afternoon, it was announced here today.

AGED TIGER NOW SPEEDING TO FRANCE

By the Associated Press.
New York, Dec. 13.—His fleeting mission ended, Georges Clemenceau, wartime premier of France, sailed for home today, declaring that he would return again, but only as a "ghost."
The aged statesman who closed his campaign in America with a speech before the committee for the restoration of devastated France, stood on the deck of his vessel and watched America vanish.
The Tiger's farewell message was given in two telegrams today, one to Woodrow Wilson and one to Otto Kahn, banker, in answer of farewell messages was typical of the Tiger.
The message from former President Wilson to the former premier read: "Georges Clemenceau: Allow me to bid you an affectionate farewell and to congratulate you on the admiration you have won from our people. All good fortune attend you. Woodrow Wilson."
EXPRESSES PLEASURE TALKING TO TEACHERS
Raleigh, N. C., Dec. 13.—"It is very pleasant to talk to people who know something and who are in the habit of thinking," Dr. Henry Van Dyke states in a letter received today by J. B. Warren, secretary-treasurer of the North Carolina Education Association.
The letter expressed appreciation of Dr. van Dyke's recent visit to Raleigh as the chief speaker during the teachers' convention.

WOULD SEEK TO LIMIT SMALL VESSELS

By the Associated Press.
Washington, Dec. 13.—A request that President Harding seek to broaden the scope of the naval limitation agreement so as to include a limitation of the construction of the smaller type of vessels as well as army and navy aircraft is included in the naval appropriation bill presented to congress today.
Under the bill, as brought to the house the president would be asked to open negotiations with Great Britain, France, Italy and Japan for an agreement which would limit future building of all surface and submersible types of warcraft having a tonnage of 10,000 or less and on all classes of army and navy aircraft.

DANGER
"Jim, I see that your mule has U. S. branded on his right hind leg. I suppose he was an army mule and belonged to Uncle Sam?"
"No, sir, that U. S. don't mean nothing 'bout no Uncle Samuel. Dat's a warnin'." Dat U. S. 'n just stand 'em safe—'at's all."—Judge.

12 DAYS TO CHRISTMAS
BETTER SHOP NOW!

COTTON
By the Associated Press.
New York, Dec. 11.—Yesterday's sharp advance was followed by moderate reactions in the cotton market at the opening today. There was no overnight change in consequence of yesterday's government crop report, but Liverpool was easy and the market here was quiet under southern selling and liquidation.

	Open	Close
December	25.05	25.28
January	25.05	25.38
March	25.20	25.59
May	25.31	25.62
July	24.49	25.28

Hickory cotton 25 cents.

WEEKLY PLAY NIGHT THURSDAY EVENING
The regular Community service weekly play night will be held at the Legion hall tomorrow at 7:30. Games and stunts suitable for Christmas parties will be played. A general invitation is extended to all to take part in these weekly get-together game nights.