ESTABLISHED 1876

LINCOLNTON, N. C. MONDAY AFTERNOON, OCTOBER 24, 1921.

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State Labrary

LINCOLNTON GETS **NEXT STATE SYNOD**

day morning.

The morning session of the Synod of furniture. After this service the minutes of the previous evening's session were read the front. and apporved and Rev. Dr. W. E. Hill, the new moderator announced stand- TRIBUNE UPHELD ing committees.

HIGHTOWER CONVICTED OF MURDER OF PRIEST

Redwood Citq, Cal., Oct. 20,-William A. Hightower was found guilty Fisher today sustained the demurred of first degree murder with a of the Chicago Tribune to the \$10, recommendation of life imprisonment 000,000 libel suit brought by the City ther Patrick E. Heslin, of Colma, Cal. right to amend its petition.

Saturday when it is expected a sen- against the Tribune and the Daily tence will be pronounced. Hightower News claiming the papers had printed took his conviction calmy, saying to false statements regarding Chicago's lawyers and newspaper man: "Well, financial standing, and thereby inboys, I guess you won't see me for jured the city's credit.

fled stranger in the night of August which restricted the liberty of the 2 from the Parish house at Colma, press had not been inherited by this taking with him the sacrament to ad- country. "This action," he said, "is

The next day a letter demanding and objects of our institutions." \$6,500 ransom was received at St. The decision was of far-reaching Mary's Cathedral in San Francisco importance to newspapers as the suit and on the night of August 10, High- was the first on record in which a mutower appeared, at Archbishop Ed-nicipality sought to restrict the right ward J. Hanna's residence in San to criticise its corporate acts. Francisco, asking for the \$8,000 re-

was found in a shallow grave.

OPERATIC CONCERT

Charlotte, Oct. 21.-Rosa Ponselle, the brilliant soprano of the Metropolitan Opera House, who will open the the Oasis Shrine patrol and band at principles . the city auditorium October 25, is a LAYMEN'S MISSIONARY MOVEstar who won her fame in the short space of 12 months.

Miss Ponselle is the first artist to appear in Charlotte during the fall and ans but members of other denominawinter under the auspices of the tions is the announcement that mem-Shriners and much interest is being bers of the Southern Missionary movedisplayed in the coming of the young ment of the Southern Presbyterian prima dona. Season tickets as well church will take an active part in as those for individual concerts are some of the items on the progressive beig sold rapidly to both music lovers program. It has been decided to make in Charlotte and out of town.

1893, which the Cleveland administra- tar, in January; the Every Member tion inherited from the policies of the Canvass, in March; and the Call to Harrison regime, the changes on "De- the Ministry, in August. mocratic soup houses" have been rung by the Republicans in every campaign ment has grown rapidly within the tax question: The 30-cent levy on the door. facing starvation because there is no There are now over 30 of these asso-up against it. And soon the 100 counexhaustion of the funds of the Bowery others are benig organized as rapidly ticipating in a \$600,000 equalizing Mission. Probably a good many of as possible. these unfortunates voted for a The officers and executive committee "change" last November—and they consist of the following: Chas. A. The Yadkin county case recently degot it. It is not of a sort, however, to Rowland, Athens, Ga., Chairman; J. cided by Judge H. P. Lane, covered inspire throat-splitting cheers for Re- P. McCallie, Chattanooga, Tenn., vice- the Ashe case. The Republican county publican prosperity, breadless bread chairman; Dr. M. McH. Hall, Atlanta, commissioners passed the buck to the lines and soupless soup houses.

THE STRIKE WOULD AFFECT

the 2,000,000 railroad workers order- W. Friend, Jr., Petersburg, Va., J. FOX GETS RESPITE ed by the 16 brotherhoods and unions. Allen Graham, Greenville, S. C.; J. mination to cut wages.

lines from Asheville to Salisbury, Fla., A. R. Phillips, New York City; Jesse Gappins, likewise sentenced for Asheville - Murphy, Hendersonville - E. Scharringhaus, Knoxville, Tenn.; electrocution tomorrow, already have electricity hissed into his body. The Brevard and Asheville-Spantanburg, J. Hart Sibley, Union Point, Ga.; J. appealed, which stays their execution. employed several thousand men, be- B. Spillman, Columbia, S. C.; W. A. Under no circumstances can either of tween 1,500 and 2,000 residing in Watt, Thomasville, Ga. Asheville, West, Asheville, Biltmore and few scattering in suburbs, and outlying communities.

OFFICERS FOUND STILL UNDER MONROE SECURES HOGPEN

Concord, N. C., Oct. 17 .- A room erected in the ground under his pigpen was the method devised by Jess Methodist Conference Rejects Alleged Tarbor, Oct. 19 .- Lincolnton was Thomas, farmer of Number 10 townunanimously selected as the place for ship, this county, or evade the prohithe next meeting of the Presbyterian bition officers. Three local officers lo-Synod of North Carolina at the after- cated the room with its still, liquor noon session of the Synod, which is in and beer yesterday afternoon after session at Howard Memorial Presby- searching every foot of ground on

tained a bed and several small pieces county's capital unanimous.

Sustains Demurrer In \$10,000,000 Libel Suit Brought By City Of Chicago.

Chicago, Oct. 15.-Judge Harry by the jury in the case . in which he of Chicago. He declared the city had was charged with the murder of Fa- no cause for action and denied it the

A motion for an appeal will be filed The, city brought, identical, suits

Judge Fisher declared the portion Father Heslin accompained a muf- of English common law and statutes minister to a supposedly dying man not in harmony with the genius, spirit

Judge Fisher said that the case in ward offered for the recovery of Fa- which the city of Manchester, Eng-Beach, six miles from Colma, where and the decision of a foreign tribunal the priest's body, with the head in itself is not a precedent. He held crushed in and two bullets in the body, futher that English municipalities are more in the nature of private corporations and that therefore the question whether governmental bodies can sue IN CHARLOTTE for libel could not have been consider-

ed in the Manchester case. The court said that examination of the early English law only served to series of operatic concerts planned by point out the necessity of avoiding its

MENT

Of interest not only to Presbyteriuse of the four-minute men of the As a result of the "hard times" of December; the Use of the Family Al-

The laymen's missionary movesince There was this much to say for past two years. It was organied for the Democratic soup houses, however: the purpose of doing much of the work they always had soup to serve. A New heretofore devolving on the minis-York paper points out that 15,000 un- ters; and working with the ministers, employed derelicits on the Bowery are it has accomplished a great deal. more soup to serve, on account of the ciations over the entire south, and ties in the state would have been par-

2,000 MEN AT ASHEVILLE J. A. Alexander, Spring Station, Ky., on that issue within a few weeks. Asheville, Oct. 18 .- The strike of H. B. Arbuckle, Davidson, N. C., Jno.

Unusual Results are the results of learn that she is getting along nicely, next term of the court of common -Shelby Star.

NEXT CONFERENCE

Draft Dodger As Applicant To

session at Howard Memorial Presbyterian church. The sessions today were
terian church. The sessions today were
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> BY JUDGE FISHER the statement in open conference that trocution machinery. went into effect by leaving the United down that silent passageway that tired. States and going over into Canada in leads from Death Row to death itself, vices of his country.

> > matter to find a pastoral charge any- sick man, and could not be reached. majority.

BROOKS MUST DEFEAT ASHE COMMISSIONERS

of taxes sufficient to bring the county into the equalizing fund.

Dr. Brooks has not discussed the ease futher than to indicate the perfect chaos into which the state would the foolish example of Ashe. But there' is one contingency which seems not to have been foreseen. The state superintendent must proceed against the Ashe commissioners, must indict them in their own county, Public sentiment may be with them. They can be tried by jury. The facts will be admitted, but even after an agreement on the facts, there is no law making the jury return the verdict asked by the court. If the jury should should acquit the commissioners could not be prosecuted again.

But there are four rights of appeal left to the state. It can go to the Supreme court on a special verdict, on a demurrer, on a motion to quash, and a motion in arrest of judgment. Should movement in presenting: Tithing, in the jury decline to find the commissioners guilty the state might still go up on the special verdict, for such a verdict would be asked.

Quite apart from the law on the original values of property would have been sufficient. But Ashe cut 30 per cent. If Ashe had cut 95 per cent. and the example had been followed generally, everybody would have been

Ga., recording secretary; F. H. Mc-Entire, Athens, Ga., Treasurer; F. L. ordered tax levied and a mandamus Slaymaker, Athers, Ga., Secretary; A. forced the issue. The courts will pass

UNTIL NEXT FEBRUARY would affect between 1,500 and 2,000 Nat. Harrison, Petersburg, Va., Jan. Columbia, S. C., Oct. 20 .- C. O. men of the Asheville division residing Lewis Howe, Lexington, Va., Ruther- Fox, one of the trio recently convictin this section. They will walk out at ford Lapsley, Anniston, Ala.; Wm. J. ed at Lexington of the murder of Wil-6 o'cle ok Sunday morning, October 30. Martin, Davidson, N. C.; A. D. Mason, liam C. Brazell, Columbia taxi driver unless executies yeild in their deter. Memphis, Tenn.; J. R. McCain, De-them be electrocuted before next year. catur, Ga.: W. S. McClanahan, Roa-date set for his death. His two co-The Asheville division, including noke, Va.; C. T. Paxton, Jacksonville, partners in crime, J. S. Kirby and them be electrobuted before next year, for regardless of the action of the state Mrs. M. P. Coley was operated on supreme court in the separate actions last week at the Lincolnton Hospital. before it, none of the men can be reher many friends will be pleased to sentenced until January, when the pleas meets at Lexinton.

TOM HARRIS PAYS EXTREME PENALTY

Went To His Death In Chair At State Found "Not Guilty" of Murder of Prison for Murder of Alabama Man -Remains Sent to Asheville For Interment.

While telegraph wires still hummed High Point, Oct. 22.-The Western appeals for his communication, J. T. High Point, Oct. 22.—The Western appeals for his communication, J. T. jury shortly after 10 o'clock tonight North Carolina conference, in session Harris, slayer of F. W. Monnish, of in the case of Rev. Edwin R. Stephen-

ounty's capital unanimous. themselves in his behalf, Tom Harris the jury.

A matter that provoked the most sat down in the electric chair in the opened with devotional exercises y The stovepipe from the still ran prolonged and animated discussion octagonal death chamber. Five minopened with devotional exercises y The stovepipe from the still ran prolonged and animated discussion utes later, his body was carried down he is alleged to have used in shooting by worry over troubles which he next to a fence post on the outside and during the session of the conterence was thus concealed from view from was that of the admission of N. A. the steps to the undertaker's wagon Father Coyle shortly after the priest would not divulge, R. G. White, aged Brittian into the traveling connection and at midnight it was shipped to had joined his daughter, Ruth, and 35, of New York city, drank carbolic

ference that would be willing to accept Mr. Brittain as a pastor. When ston-Salem. It read: "Was in Harris' and that the shooting occurred before the vote was taken the applicant for store day before tragedy. Harris admission was rejected by a small Manual Manu Monnish didn't keep away from wife one or the other would have to die .: Don't think Governor should allow Harris to die. Had he seen him then, IN THEIR OWN COUNTRY he would have had different view as to real motive."

School Head Waiting to Start Tax Feeling around Raleigh, intense would have to prove that the defenddent E. C. Brooks is waiting for the return of Attorney General James S. Manning from Charlotte, where the crowd had gathered, waiting and hopstate's attorney is conducting the law ing that the long black wagon would suit or return of experiments a substate of the manning from the fight, that he was in imminent danger of death or bodily harm church and were conducted by Rev. Manning from Charlotte, where the crowd had gathered, waiting and hopstate's attorney is conducting the law of the la had a clue to the missing priest's the present case because while the whereabouts.

He led a party of police and newspaper men to a sandy cliff at Salada son for that finding were not stated

Beach, six miles from Column whereabouts are priests to the present case because while the missioner in the dispute over the levy and that the news that the Governor had relented at the last minute, allowing at least a reprieve until late evidence which friends and missioners in the dispute over the levy attempts of Hamiltonian to come back empty with the news that the priest had hold of the defendant's suspenders at the time of the shooting, they would have been so near each other that the priest had hold of the defendant's suspenders at the time of the shooting, they would have been so near each other that the priest had hold of the defendant's suspenders at the time of the shooting. portant could be investigated and properly presented.

No such word came. Shortly after 10 o'clock, Warden S. J. Busbee rebe plunged if all the counties followed ceived the final message from the Governor. He would not interfere The warden led the way to the death chamber, flung open the iron doors, and the big crowd that had gathered to witness the execution trooped in.

> Most of the spectators were State College students. Some of them were boys in their teens. To these, the Warden addressed a brief massage He could not aflow minors to witness the execution and he gave them opportunity to retire. Saveral did and with them went older men whose nerves were giving away at the last minute. They went gladly with pale, drawn

> At 10:30 the warden gave the signal. One of the attendants brought a bucket of water and the water soaked helmet, while the leather mask that hoods the victim"s features and laid across the chair. A minute later spectators standing without the door in the little corridor leading to the execution chamber removed their hats, and Harris appeared at the

> He walked alone. As he left his cell in death row for the last time, he waved a farewell to the other prisonors there waiting execution, but he said no word save to tell the guards who accompanied then that he needed no assistance.

fund. Which would have been bad on dible, came from him as he stepped across the few feet from the door to the chair, took his seat and spread his arms out on the sides of the machine Rev. O. B. Mitchell, Baptist ministers, was reading the scriptures.

A heavy set man was Harris, fiftytwo years old and apparently robust. dressed for his death in rough brown trousers, grey woolen socks, course blue shirt, and with shaven head. He looked about the room exceptantly for a second then closed his eyes and bowed his head. The minister at his side read on with faltering voice.

It took hardly a minute to secure the fastening about arms and legs, to strap on the helmet and vizor, and to make the wiring connections. The State was ready.

full weight of Harris snapped and strained at the straps. Neck muscles bulged, fingers closed over thumbs, the burning power crackled at the helmet, a wisp of steam curled up toward the ceiling, and the odor of burning flesh filled the room.

Forty-five seconds of this and Dr. (Continued on page four.)

STEPHENSON IS FREED BY JURY

Father Coyle

Birmingham, Ala., Oct 21 .- A verdict of not guilty was returned by the

After a day of arguments by state

The indictments of the grand jury against the preacher, the pistol which . Charlotte, Oct. 17.—Driven frantic Thursday afternoon. and responsibility when the draft law ing walked in his stocking feet handed to the jurymen as they re- en the man to suicide.

to prove was the death of Father to the hospital and died soon after. where within the bounds of the con-

> Tale declared that the defense had New York. offered a number of excuses for the shooting, but said none of them were sufficient.

have been powder burns of Father Coyle. He declared that it was "peculiar that both city and county officers were all on the side of the defendant."

Judge Fort began his charge 10 said. minutes after Mr. Tale concluded his The patrolman said the minister argument. He declared it was in the made no complaint to him of any injury's power to find the defendant jury. Describing the bullet holes in either guilty or innocent of murder the rectory, the witness said one was in the second degree, manslaughter in about fourteen inches from the verthe first degree or manslaughter in anda floor, and another about four the second degree.

DEFENSE IN STEPHENSON

When Court Finished Its Work Yesterday-Plea of Insanity.

Birmingham, Ala., Oct. 19 .- With further attempts to substantiate a trial of the Rev. Edwin R. Stephenfense foundation.

le's church.

Fred McDuff, chief deputy of the called. sheriff's office, who previously had Witnesses for the defense thus far testified that the minister sought a had tended to support the plea of indaughter, thirty minutes before the one had said that the minister was inkilling, was recalled to the stand. He sane at the time he shot the priest, testified he was an abraison or knot but three had testified that he was on the minister's head after the de- mentally disturbed. plained of by the minister.

was shown him. Upon inquiring as and the warrant could not be obtained. drought. Sheriff Rosser has set for to the extent of the injuries, the wit- Deputy Sheriff Steve Wiggins was his goal this year the capture of 52 The minister's collar was turned up daughter.

and his belt unfactened when H. H. On cross examination he said he Wier,city patroleman, overtook him saw nothing about the minister's ac- sight of God than what you possess; on the way to the courthouse after tion to indicate that he was insane, for a man may work all his life in sethe shooting, according to the police. The witness testified that he held no cumulating wealth, to find in the end man's testimony. The minister car- bitter feeling against the Catholic that God does not see him because of ried a revolver in his hand from the church. He said he was a Protestant the harrier he has erected."

LINCOLN COUNTY FAIR NOV. 3 and 4th

HIMSELF IN CHARLOTTE

on trial. Rev. W. A. Newell, presiding Asheville for burial. He was the Pedro Gussman, a Porto Rican acid in his room at the Stonewall hotel crumbled when the German armies elder of the Statesville district, made fifty-third victim of the State's elecsuspenders worn by Stephenson at 30 minutes later. It was said that de- William fled from Germany died yesthe statement in open conference that the statement in open conference that the statement in open conference that suspenders worn by Stephenson at 30 minutes later. It was said that deliver the time of the shooting, which were spondency over a love affair had drivited at Sarvar Castle, in Hungary.

Mr. White arrived at the Stonewall career. The closing argument for the state Sunday morning and it was obvious States and going over into Canada in the state Sunday morning and it was obvious order to keep from entering the ser- his attorney, in his hands another tele- was made by Solicitor Joseph R. Tale, that he was extremely worried over gram which he claimed to be further was made by Solicitor Joseph R. Tale, sale in the gram which he claimed to be further who contened that Ruth Gussman, some matter. He remained in his room The young man's case was discuss. substantiation for the case of the de-Stephenson's daughter, was 18 years this morning. At 0:30 o'clock he The young man's case was discussed pro and con by Rev. J. H. Barnhardt, Plato Durham, D. Atkins, L. D.
the Governor. It was 10:29 when the
wer to the attack of Hugo Black, defense attarney, who preceded him your distay. When the how resched his hardt, Plato Durham, D. Atkins, L. D.
Thompson, C. A. Wood, and Bruce telegram came in. Governor Morrifense attorney, who preceded him, updiatey. When the boy reached his Thompson, C. A. Wood, and Bruce fon, prostrated by the event of the on a state witness, Mr. Tale declared side, Mr. White was lying on the bed, death from knife wounds inflicted by Craven and others. The fact was brought out that it would be a hard last three days, had taken to his bed, a that all it was necessary for the state breathing heavily. He was removed

pending word from the brother in

JENKS Glenn Orville, the infant son of Mr. Regarding the selfe-defence plea, and Mr. Lee Jenks, died last Wednesthe solicitor held that the defense day at the age of one month and ten time last year. during the last few days, broke out in ant was free from fault in bringing days. Funeral and burial services

. NIX FOR THE TRAMP "Madam," said Dusty Rhodes politely, "could you entertain a proposi-

"Either beat it or beat it."

rectory to the courthouse, the witness

feet above the floor.

The minister's family affairs were frequently before the city and cousty TRIAL HAS 103 WITNESSES officers, according to witnesses. Complaint was often made by the minis-Only Twelve Had Been On Stand ter that his daughter, Ruth Stephenson had been entranged from the parntal roof through the influence of the Catholic church, it was declared by

Ninety-one witnesses for the deplea of insanity, the defense in the fense waited to be called at the beginning of the third day of the true of son, today started to build a self-de- the Rev. Edwin R. Stephenson, charged with second degree murder in con-The minister is charged with second nection with the s'aying of Rev. degree murder in connection with the James E. Coyle, August 11. Of the slaving of Rev. James E. Coyle, Ca- 103 witnesses subpoenaed by the detholic, a few hours after the priest fense, only 12 had taken the stand had married Ruth Stephenson, daugh- when court finished its work yesterter of the defendant, to Piedro Guss- day. No announcement had come man, a communicant of Father Coy- from counsel for the minister whether all the witnesses summoned would be

search warrant in an effect to fin! his sanity set up by the minister. Not

fendant had surrendered at the coort- Fred McDuff, chief deputy sheriff of house a few minutes after the killing. Jefferson county, testified that the LEE COUNTY SHERIFF GETS This injury he said, was "about the minister and Mrs. Stephenson were at size of a man's thumb." An hour la- the sheriff's office 30 minutes before ter, the witness said, the prisoner the killing, seeking warrant to hunt complained about an injury to his their daughter, Roth Stephenson, back and foot. He called a physician who the minister and his wife said 50th blockade still since he came into to attend the alleged injuries com- they believed was being hidden from office at the beginning of this year them either in St. Paul's Cathedral or about a mile and a half north of this Deputy Shernf Steve Wiggins, re-rectory, the home of Fred Bender, the city. It was found hid in a brush heap called, testifie! that I'e did not see girl's Godfather, or in one of the two on a hill. The dry weather has dried anything wrong with the defendant at convents of the church in Birming- up the streams in thi ssection and the time of his surrender, but later ham. The deputy said there was no this distillery was put out of busihe said the alleged wound on the head judge at the courthouse at the time ness temporarily on account of the

ness said the minister replied "I am present, he testified, when the minisnot hurt to amount to anything." The ter and his wife came for the search men have been captured in connecdeputy testified that the minister said warrant. He said he advised them to tion with the stills. The liquor businothing about being struck, telling go direct to the Catholic institution ness in Lee county seems to be wanthe officer he did not want to talk and ask the whereabouts of their ing.

Washington, Oct. 18 .- The administration's peace treaties with Germany, Austria and Hungary were ratified by the senate tonight, the vote on the first two being 66 to 20, or eight more than the necessary two-thirds, and in the case of Hungarian treaty, due to the absence of three senators, being 66 to 17.

Cleveland, Ohio , Oct. 18 .- The scene of action is the threatened nation-wide progressive railroad strike to begin October 30 shifted back to Chicago to day with the announcement that the three local members of the big five railroad brotherhoods had accepted a request from the railroad labor board that the five chief executives confer with the board in Chicago

London, Oct. 19 .- Ludwig III, for-His death closed a most picturesqua

Chattanooga, Tenn., Oct. 18 .- The coroner's jury inquiry into the death Verne Peterson, 12 years old ac

death from knife wounds inflicted by Martin Anderson, Mrs. Peterson's night.

The total number of bales of cotton ginned in the State up to Sept. 25th, 1921 was 141,532 bales as compared to 31,691 for the same

TRIAL OF A PREACHER FOR MURDER IS BEGUN

Rev. E. R. Stephenson, Who Killed Catholic Priest, Has Entered Insanity Plea.

Birmingham, Ala., Oct. 18.-When court adjourned tonight the defense "I could," answered the firm lady, son, charged with second degree murpointing to the rug on the clothesline. der in connection with the killing of Father James E. Coyle on August 11, had begun the presentation of testimony to support its plea that the minister was insane at the time he shot the priest. The state rested earler in

the day. According to the testimony of S. E. Willoughby, Mrs. Stephenson talked to him a great deal prior to the tragedy regarding the defendant's daughter, Ruth, whose marriage to Pedro Gussman, a Catholic, was followed by the shooting of the priest, who performed the marriage ceremony.

"Mr. Stephenson seemed very much disturbed and worried about some of his family affairs, declaring that his daughter was being carried into the Catholic church against his will and came to me for advice about it. He talked very strangely and several times broke down and cried," said Mr. Willoughby.

"Just a few days before the killing, he seemed temporaroly resigned, and asked me to keep an eye on her and her mother, which he did. He seemed to think the trouble would blow over." he said. On another occasion, the witness

said, the minister was "disturbed immensely." This was the time when Ruth was in the home of Fred Bender. he added.

The first question on cross-examination was what the attitude of the witness was toward the Cotholic church. Attorney Black objected to the question, but later withdrew oppisition and the witness said he was opposed to the Catholic church and its program.

HIS SOTH STILL OF YEAR Sanford, Oct 18 .- Sherig Landon Rosser, of Lee county, and his corps of deputies Sunday rounded up his