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LOEB-LEOPOLD TRIAL COMES TO AN END

Chicago Judge Will Announce His Finding September 10th.—Boys Joke About Their Trial.

Chicago, Aug. 28.—John R. Caverly, retiring chief justice of criminal courts of Cook county, took full charge today of the fate of Nathan F. Leopold, Jr., and Richard Loeb, student-sons of millionaires and confessed kidnapers and murderers of Robert Franks.

He set September 10 as the date he will announce the penalty and ordered all would-be spectators barred from the building that morning.

But before reaching that point he struck out as a "cowardly and dastardly attack upon the integrity of this court" as "intended to incite a mob and intimidate this court" remarks which came just at the close of the final summing up by Robert E. Crowe state's attorney.

Mr. Crowe had reserved until the last reply to a denunciation by Clarence S. Darrow, senior counsel for the defense of testimony given in the early stages of the hearing by James Gortland, detective attached to the state's attorney office. It was Gortland who swore that Leopold had said he hoped to escape the noose "by pleading guilty before a friendly judge." Mr. Darrow called this testimony "perjury."

"Friendly Judge" Remarks.

"I do not know whether your honor believes that officer or not," said Mr. Crowe, "but if you have observed the conduct of the two defendants and the conduct of their attorneys and members of their families, with one honorable exception—and he is the old man who sits in sackcloth and ashes, old Mr. Leopold who is entitled to the sympathy of all—with that one honorable exception, everybody connected with the case has laughed and sneered and jeered. If the defendant Leopold did not say he would plead guilty before a friendly judge, his actions have demonstrated that he thinks he has one."

Mr. Darrow objected to this statement and the judge's eyes glazed, but he ordered the court reporters to write it into the record.

It was not until the state formally had rested and the defense and prosecution had agreed upon the brief formalities which were used to put the kidnapping case in the official record that the judge spoke.

Then he ordered stricken from the record the closing remarks of the state's attorney as "a cowardly and dastardly assault upon the integrity of the court."

Crowe's Jaw Drops

Mr. Crowe's jaw dropped and he paled. The words hit the crowded court room with a force that smothered every murmur. Then the prosecutor found his voice.

"It was not so intended, your honor," he said.

"And it could be used for no other purpose," continued the judge sternly, "than to incite a mob and try to intimidate this court."

"If your honor please," beseeched the startled state's attorney. "I merely wanted to put my personal feelings plainly before the court. I had no other intention."

"The state's attorney knew," went on the inexorable tones of the court, "that it would be heralded all over this country and all over the world, and he knows, too, that the court had opportunity to do only what he did."

The judicial voice came up sharply as he added:

"This court will not be intimidated by anybody, at any time or place, as long as he occupies this position."

Then, scarcely changing his tone, Judge Caverly started reading a prepared statement, in which he flayed critics who have aired their views in public prints or in letters and telegrams to the judge. He said this criticism came "from many well-meaning people who know no better; some from those who should know better."

Diatribes against "delays of justice" were not applicable to the hearing, he maintained, and pointed to the fact that the college youths were arrested 10 days after the murder, indicted promptly and brought to

trial within six weeks of that happening.

"So it can not be truthfully said," added the statement, "that wealth or poverty had anything to do with delay in this case, because there was no delay."

The judge said he considered 10 days about the proper time in which to consider his findings because he had "practically 2,000 pages of exhibits to study. Only illness will prevent him from ruling on the selected date, he announced.

While the public is showing itself unusually interested in the question of the penalty to be meted out to Loeb and Leopold, the two who should be most concerned maintain the blasé, bored air that has characterized them since the beginning of the trial.

In their cells in the county jail tonight "Babe" and "Dickie" were as cheerful as if they had been taking part in a campus social affair.

The former even joked about the possibility of being hanged.

"If I am hanged," Leopold said, "it will be a rare occasion. Clarence Darrow's 'Roman holiday' will be completely eclipsed. I will arrange to have a good jazz band on hand and plenty of hard punch. I am planning the last supreme shock for the world in the form of my farewell speech. I may be overrating, but I really think I can make it worth anyone's while who is, fortunate enough to obtain an invitation."

Loeb said: "I am glad the trial is over. I will have more opportunity to make a name for myself in the jail baseball league."

OPEN 34 MARKETS IN EAST SEPT. 2

Will Take No New Contracts For This Crop in Eastern Belt After Opening Date

Raleigh, Aug. 25.—The Tobacco Growers Cooperative Association will open thirty-four markets next Tuesday, September 2, in Eastern North Carolina and at several of its receiving points in the Central Carolina Belt.

Every member of the tobacco association who delivers his 1924 crop to the cooperative floors will be enabled to receive 75 per cent of the bankers' valuation of his tobacco by means of a cash loan equal to one-half the amount of his first cash advance.

The ability of each member of the association to realize 75 per cent of the cash value of his deliveries has already resulted in bringing the association more than 500 new members from the South Carolina Belt.

The tobacco association has also increased its cash advances upon all medium and low grades of tobacco delivered by its members in South Carolina and deliveries to the association have increased each week since it began receiving the South Carolina crop on August 5. The cash receipts amounting to 75 per cent of the loan value which the associated farmers have been receiving since the association began its third year of marketing, have compared very favorably with the cash returns which other farmers got all at once for their deliveries to the auction floors.

No tobacco of the 1924 crop will be received from new members after September 2, when the association will close its membership books for this season. After that date it will receive only contracts for the 1924 and 1926 crops of Eastern Carolina tobacco, having already closed its membership books in South Carolina.

Members of the tobacco association increased their deliveries to their own warehouses in Eastern North Carolina from 23,000,000 pounds in 1922 to 27,000,000 pounds in 1923 and from present indications the association will receive a larger proportion of the Eastern Belt crop this year.

Bar Tent Shows

Kinston, Aug.—Tent shows will be barred from a zone of five miles in all directions from this city for a period of the next eight weeks, action taken by county commissioners at the instance of local fair committee.

BOYS' MURDERERS PLAN 3 APPEALS IF PENALTY IS DEATH

Leopold and Loeb Will Carry Case to Supreme Court and, Failing There, to Governor Would Accept Life Term.

Chicago, Aug. 29.—Two possible exits from the death cell, should Justice Caverly condemn them, await Leopold and Loeb. As the case now stands they have three chances to escape the gallows and one to suffer death. The belief is gaining that the judgment of Justice Caverly will be life imprisonment for the murder of Bobby Franks.

If it should be hanging, defense counsel would appeal to the State Supreme Court on the ground that mitigating circumstances were submitted and ignored. The Supreme Court would have to review the case then. If hanging should be affirmed, the defense would appeal to Gov. Small for commutation to life imprisonment.

Should, as anticipated, Justice Caverly decide on life imprisonment, it will be gladly accepted. As the slayers claim to be legally sane, they should go to Joliet Prison.

Under Illinois laws a "lifer" is eligible to parole after twenty years.

A Governor can at any time parole, commute or pardon a life prisoner. Should the life sentence prevail in the Frank case and the slayers live to complete the twenty years they could both be released under forty years of age.

The cost of the hearing has been enormous. Lawrence Cuneo, Secretary to State's Attorney Crowe, estimates the cost to the County for the prosecution at \$65,000. Clarence Darrow, counsel, estimates the cost to the County for the prosecution at \$90,000, exclusive of counsel fees. These will be fixed by the Chicago Bar Association and will probably aggregate \$50,000. The largest items of expense on both sides were for the \$250-a-day alienists.

Justice Caverly did not begin his study of the evidence in the case today. His routine work in concluding his term as Chief Justice of the Criminal Court occupied his whole day. Tomorrow he will start on the 2,000 page transcript of the case. He expects to be through long before the day set for sentence.

Opposes Candidacy of Mrs. Ferguson

Dallas, Tex., Aug. 28.—Announcement that he would not support the candidacy of Mrs. Miriam A. Ferguson of Temple, for the Governorship of Texas, and that he had forwarded his resignation as Democratic national executive committeeman for Texas, was made here this afternoon by Thomas B. Love of Dallas. Mr. Love was elected national committeeman at the State Democratic convention held in Waco recently.

Battle Follows Freeing of 2 As Slayers of Klansmen

Herrin, Ill., Aug. 30.—Acquittal of the Shelton brothers, Carl and Earl, today on the charge of killing Constable Caesar Cagle, a Klan leader, last February, set the Klan and anti-Klan volcanoes in action. When the eruptions ceased there were seven dead and probably ten wounded.

The latest score is 5 to 2. Five Klansmen, one neutral and one anti-Klan partisan comprised today's toll. The latter is Deputy Sheriff Bud Allison.

The outbreak this afternoon was a direct renewal of the warfare between the Klan and the anti-Klan partisans, said Sheriff George Galligan, who led one of the groups in the fatal clash.

The fight started, the Sheriff asserted, when he and several deputies entered a garage to seize an automobile. They had an execution from a court.

Accompanied by Deputies Allison, Fred Berger, Henry Walker and John Shafter, the sheriff said he stepped through the door to execute five paBr-JJs etoaln taoin aol the order.

"Dewey Newbolt, a Klansman, was seated in a chair leaning back against the wall," the Sheriff said. "Several men were with him. A few words were exchanged and Newbolt jerked from his holster one of four guns he had strapped to his body

NEGROES CONFESS TO BRUTAL MURDER

Hale and Leake Admit Both Had Hand in Killing Near Lexington

Lexington, Aug. 27.—Kenneth Hale struck the first two blows in the murder of Charlie Garwood, near Lexington.

John Leake then took the piece of iron and struck about a dozen more. The bleeding form of the taxi driver was then dragged from the car and thrown by the roadside. Death had not come as they drove back by the spot and John Leake got out of the stolen car, picked up a rock and crushed the skull of the dying man.

Both planned the crime in advance.

This in brief is the substance of the confession of Hale and Leake, made to Sheriff R. B. Talbert on the road between Durham and Raleigh, about 8:30 Saturday night, as the Sheriff and Fred J. Cox were conveying the two to the state prison, where they are to die October 9.

Then ennth Hale, who had not talked so much as Leake and who had apparently told less of the truth than Leake, "opened up."

"We both planned the killing. I was on the back seat and struck the first lick. Mr. Garwood 'hollered' and John Leake grabbed him by the throat. I struck him again with the iron and John said 'Let me have that iron. You don't know how to kill him. I've done this before.' John hit him several times with the iron and we both dragged him out of the car. When we drove back by we heard him groan and John got out and took a rock and broke in his head. I could hear the skull crash."

"We only got six pitiful dollars," Hale insisted.

"Is this how it happened, John?" Leake was asked, asked the sheriff.

"Yes, that's the truth. I'd thought before I'd tell it but it was so brutal I just didn't want to talk about it," he replied.

Fulfills Dying Buddy's Wish After Six Years

San Francisco, Aug. 28.—Private Carl Hagel, dying on Clerges battlefield in 1918, wanted his sister to have his Croix de Guerre and other decorations. His buddy, Sergeant George Spensley, promised to deliver them to the sister, Eva Hagel, in California.

But when Spensley was discharged and hurried back to California with the medals Miss Hagel had become Mrs. S. R. Holstrom. He could not find her. He sold his farm to get funds to carry on the search.

Now, six years after he took over the trust of a dying comrade, Mrs. Holstrom has been found in Pittsburg Cal., through the aid of the American Legion, and Spensley is hurrying west again to give her the medals.

PORT BILL WILL NOT BE CAMPAIGN ISSUE

Republicans Will Not Make a Fight Against Measure

TAKE STUMP FOR PORT CAMPAIGN

Republicans Will Be Included in List of Speakers on This Non-Partisan Issue.

Raleigh, Aug. 28.—In lining up his speakers today for the democratic campaign, Chairman John G. Dawson sent out invitations to several prominent democrats whom Governor Morrison is counting upon taking the stump for the port and water transportation development campaign.

The ports and politics will not be allowed to mix, so that the speakers probably will have to tune their remarks to the occasion; or it may be that the port campaign will claim its own set of speakers and the party campaign its spell-binders.

Among those listed for possible democratic speeches who have already been assigned a place among the ports campaign speakers are A. M. Scales, of Greensboro; J. A. Brown, of Chadbourn; Emmett H. Bellamy, of Wilmington, and others.

Both democrats and republicans will make up the allotment of speakers for the ports fight. Maybe the speakers can work their oratorical efforts so that the democratic port enthusiasts can add a democratic boost to their remarks, and the republican port enthusiasts insert a good word for their party.

Governor Morrison returned to the capital today after a brief rest in Asheville. He plans to get to work at once on the phases of the port campaign that will fall on him. General Albert L. Cox, who will be campaign manager, is expected to confer with the governor tomorrow, at which time plans for the fight will take definite shape.

Charlotte Schools to Be Badly Crowded

Charlotte, Aug. 30.—The schools of Charlotte will be badly overcrowded again this year, according to H. P. Harding, superintendent. Mr. Harding says that in the white schools it will be necessary to conduct from 30 to 40 half time classes while 50 classes will be placed on half time basis in the negro schools.

With an enrollment, for the entire year, of about 12,000 children last term, the city's school buildings were more than taxed to capacity, and many half-time classes were conducted. This year, when the total enrollment is expected to reach at least 13,000, the lack of space in the school buildings will be felt more keenly, according to Superintendent Harding.

The \$1,000,000 school bond issue voted last spring to relieve the congestion in the schools by erecting new buildings will not affect the situation until the opening of school in the fall of 1925, since none of the buildings will be completed before that time. At present there are 13 white schools, not counting the open air school and the small, one-teacher Millerton school, and five negro schools. Property on which to erect several new buildings has been purchased, and architects are now preparing plans for the schools.

Submarine Gold Mine Yields Many Millions

Diving for \$32,000,000 is a form of sport that should amuse anyone, whether a diver or not, if he were promised one thirty-second of the treasure.

During the war the steamship *Lautentic*, laden with gold to the extent of the sum named, was sunk off the coast of Ireland in 90 feet of water by a German submarine. Since 1918 the divers who have been at work on the wreck have brought up the entire amount of gold, in addition to almost \$5,000,000 in silver specie.

During the first three-years of the work only 608 bars of the precious metal were recovered but after the adoption of the galvanometer in connection with a prod with which contact is made with the bars of gold, 2,100 bars, each worth \$5,000 to \$10,000 were recovered, in addition to the silver as stated.—Scientific American.

Chairman Says All Measures For Good of State Should Be Adopted on Their Merits

Durham, Aug. 28.—The port commission bill will not be made a campaign issue by the republicans of North Carolina, it was stated here Wednesday by William S. Branham, chairman of the state republican executive committee, when asked what attitude his party would take on the Morrison plan of port development.

Mr. Branham expressed the opinion that the people of the state regardless of their political affiliations, should make a thorough study of the bill, before they vote. He added that laws which are for the betterment of the state should never be defeated.

Busily engaged in the task of completing final preparation for the beginning of the campaign in which the republicans of the state hope to make gains, Mr. Branham asserted that not in many years had the party planned such an extensive and aggressive fight. The La Follette-Wheeler ticket, he said, is causing the party no concern.

Referring again to the port bill, the executive chairman made the following statement:

"The port bill is not a political question and should not be injected into the forthcoming political campaign. The republicans of the state will most certainly not make it an issue. Its acceptance or rejection by the people should only be after a thorough study of it. Its passage will be of material benefit to the state, and all our people, regardless of political alignment should support it."

"The report of the commission has just reached me and I am not sufficiently conversant with it at this time to express an opinion upon it in detail."

"Laws which are for the betterment of the state should never be defeated, while laws which are not good for the state should never be advocated for mere party purposes. My understanding, from those having the bill in charge, is that the question will be handled with a view of thoroughly informing the people upon its merits and absolutely free from politics."

Most Pitiful Story Comes From Mebane

That was a pitiful story that was carried by the secular press a few days ago from Mebane, which told of a mother's suicide because she was unable to provide the necessities of life for her eight children. It reveals the mother love and the great mistakes that are made in the hour of despondency. Had she only known that the state of North Carolina has made provision for just such cases she doubtless would be living today and happy with her children. But, even had there been no state provision made for her, there are many good men and women who would have been delighted to have gone to her rescue and rendered help in her case. The only solace, however, that one can get in such a time is the religion of Jesus Christ. If this poor woman could only have trusted Him. He sent the ravens to feed His servant of old, and He will still send them in time of need.—Christian Advocate.

"Ma'll Be Boss, Not Pa," Says "Ma's" Daughter

"Ma will be the boss of the state of Texas."

This is the prediction of Mrs. Geo. S. Nalle, daughter of Mrs. Miriam Ferguson, Democratic nominee for governor of Texas. Mrs. Nalle is staying with her husband at the Hotel Wellington.

"I want to set at rest this talk that daddy will be the real governor," said Mrs. Nalle last evening. "Of course he has pledged himself during the fight to give her every assistance he could, but she is going to be the one who will make the decisions, and if he makes any suggestions and she doesn't like them, what she says will go. She will be the governor, and she will be a good one."—New York World.