

LITTLE WILL VALID JURY RULES AFTER LONG DELIBERATION

Wadesboro Court Announced Verdict This Morning, Ending Case of Great Interest in the State.

CAVEATORS SOUGHT TO BREAK WILL

Contended That Deceased Was Not Competent to Know Actions at Time He Made the Will.

(By the Associated Press) Wadesboro, N. C., April 2.—A verdict sustaining the will of the late R. A. Little in which he disposed of an estate valued at upward of \$200,000, was returned by a jury here today.

The verdict was given at 8:30 this morning. Deliberation on the case was begun yesterday, and at midnight the jury was locked up without reaching a decision. At dawn, however, they had agreed and notified Judge T. D. Bryson, who has presided over the special term of court, to this effect.

The trial was an outgrowth of caveators seeking to break the will on the grounds that the man was not competent to know his actions at the time.

Last night's session was featured by the closing argument before the jury of James H. Poir, of Raleigh, of counsel for the propounders. Other attorneys who addressed the jury at the night session were U. L. Spence, of Carthage, of counsel for the caveators, and R. L. Smith, of Albemarle, representing the propounders.

The night session was prolonged on account of a desire expressed by the jury that as many speeches as possible be heard in order that the case might be concluded as quickly as possible. The majority of the jurors have been away from their homes since last Monday week, and they wish to return as early as possible.

A large crowd was in the courthouse all day, and the case has been followed with great interest by the spectators. The case has presented many aspects and angles of law and has been contested with unusual legal acumen by both sides, every possible point being closely and carefully scrutinized by able and aggressive lawyers.

Considerably more than one hundred witnesses had been subpoenaed to testify in the case, some of these being members of statewide prominence. The prominence of the parties involved has made the case of more than ordinary interest.

Attorneys who have appeared in the case are F. E. Thomas and E. G. Coxe, Wadesboro; John C. Sikes, of Monroe; Robinson, Caudle and Pruet, of Wadesboro; McLendon and Covington, of Wadesboro; James H. Poir, of Raleigh; R. L. Smith, of Albemarle; H. F. Sewell and U. L. Spence, of Carthage.

BURIAL OF LIVING CHILD RESULTS IN ARREST OF INDIANS

Charged That Pate Nay Buried His Baby Alive With Its Mother When Latter Died From Natural Causes.

MEDICINE MAN IS ALSO BEING HELD

He Is Charged With Murdering Man Who Chided Him About Advising Nay to Bury Alive His Baby.

(By the Associated Press) Cortez, Colo., April 2.—An aged Indian medicine man of the Ute tribe in southwest Colorado and his son-in-law were prisoners here today, while "noble brothers" set in motion laws of civilization to exact penalties for the death of a papoose, buried alive in accordance with tribal rites, and for the killing of a Mexican.

Chided by bringing about the death of the infant, Mormon Joe, a medicine man, tore a leg from a chair yesterday and clubbed Joseph Chavez, Mexican cell mate, to death. Chavez who was held for bootlegging, was killed by the Indian before other prisoners or the sheriff could interfere.

Federal officers were to arrive from Denver today to take charge of the investigation as the burial was on an Indian reservation under federal charge. The state, however, will probably prosecute for the killing of Chavez, which occurred alongside the reservation.

The government charges that Pate Nay, his son-in-law, whose squaw recently died, wrapped the body in a blanket with the child, and buried them, "on a reservation of Mormon Joe." The bodies were exhumed on the reservation last week. The verdict of a coroner's jury was that the infant was buried alive, and that its mother died of a natural cause. Pate Nay is held on a murder charge, and Mormon Joe as an accessory.

JOSEPH ELLINGSON TO SKEAL FOR DAUGHTER

Will Tell What He Knows That Might Indicate That Dorothy Ellingson Is Insane.

(By the Associated Press) San Francisco, April 2.—Joseph Ellingson, father of Dorothy Ellingson, 17, was expected to take the stand today to tell what he knows that might indicate his daughter was insane when she shot and killed her mother, Anna Ellingson, last January.

Witnesses for the defense here expected to testify as to the girl's early life and environments. The young defendant was removed to her cell in the county jail last night after she had swooned at the close of the day's proceedings, and later was visited by several experts on mental disorders.

WILLIE SINGLETON WILL DIE IN ELECTRIC CHAIR

Found Guilty of Murder of Henry N. Banks, and Will Be Executed Next Monday.

(By the Associated Press) New Bern, N. C., April 2.—Willie Singleton, negro, this morning was sentenced to death by electrocution at the State's prison for the murder of Henry N. Banks on March 7th. The date of execution was set for May 8th by Judge C. C. Lyon, who sentenced the negro.

Banks was killed and robbed of \$1,200 pay roll on the night of March 7th. The negro was arrested a few hours later and had approximately that amount on his person. Verdict of guilty was returned last night.

Warns Against Bunion Pads.

Washington, April 1.—A warning against the use of bunion pads as a dressing in vaccination against any disease was issued today by Surgeon General Cumming. He said this use of such pads "appears to be more common than would be supposed," and that as a result several fatal cases of tetanus recently have occurred.

Shepherd Again Denied Freedom on Bail.

(By the Associated Press) Chicago, April 2.—Wm. D. Shepherd, charged with murder, today a second time was denied freedom on bail by Chief Justice Jacob Hopkins in the criminal court. The judge set Shepherd's formal arraignment for a week from today, after defense attorneys had indicated they proposed to appeal to the State Supreme Court in the question of bail.

Booth Pleads Not Guilty.

(By the Associated Press) Washington, April 2.—E. F. Booth, former solicitor of the Interior Department, who is under indictment here with Senator Burton K. Wheeler of Montana, on charges of conspiracy, pleaded not guilty today and was released on \$1,000 bail.

Will Not Delay Sale of Steamers.

(By the Associated Press) Washington, April 2.—An effort to delay confirmation of the sale of the five California-Orient steamers to the Dollar interests, pending a ruling by the attorney general as to the legality of the transaction was blocked today at a meeting of the shipping board.

Choral Contest in Gastonia. Gastonia, N. C., April 2.—Two silver loving cups have been offered by the Gastonia Merchants' Association for the winners in the city's first choral contest, now being conducted through the public schools. Over 400 children are expected to enter this contest.

She's Queen of All Queens



Mrs. Georgette Freigneux was selected from 20 girls representing as many arrondissements of Paris as Queen of Queens for the year 1925 in the mid-lenten fete of M-Careme.

STEEL FRAME DIRIGIBLE TO CARRY 100 PERSONS

Will Have a Framework of Rustless, Stainless Steel—Will Be 720 Feet Long.

London, April 2.—The Air Ministry's new airship, the R-101, to be used on the England-India route, will have a framework of rustless, stainless steel. The keel probably will be laid in July or August.

Another innovation will be a smoking room, made possible by employment of engines burning heavy oil instead of gasoline.

It is partly as the result of experience obtained in construction of all-metal airplanes here that the designers decided to use steel instead of duralumin in the R-101.

The airship will be 720 feet long and 140 feet high, with accommodations for 100 passengers. One deck will carry two-berth sleeping cabins and the other general living rooms.

The dimensions of the two rigid dirigibles owned by the United States are: Los Angeles, 658 feet long, 100 feet high; Shenandoah, 680 feet long, 96 feet high. Both have duralumin frames and burn gasoline, but the use of helium instead of highly inflammable hydrogen for inflation eliminates one of the greatest perils of airship navigation.

With Our Advertisers.

To the first 25 ladies attending the opening sale of J. C. Willeford's auction there will be given free a valuable souvenir. The sale will open Saturday morning, April 4th at 10:30. Two other sales will be held, at 2:30 and 7:30 p. m.

Make your dreams come true by taking shares in Series No. 55 in the Cabarrus County B. L. & Savings Association, now open. The big word nowadays is "all stock is non-taxable." Act today.

Fancy red fin crockers, red and buck shad at Sanitary Grocery Co.

Stylish coats for Easter, low in price and splendid quality at J. C. Penney Co.'s. Priced \$9.00 to \$29.75. In the new polaires and similar fine fabrics.

Boys, you will find your department at the Parks-Belk Co. thoroughly up-to-date. You will find here suits, ties, skull caps, handkerchiefs, knives, watches, whistles, suspenders, belts—in fact everything a boy uses or wants, from suits to Jews harps.

You will find new arrivals in smart, Easter millinery at Ehrd's. Prices 99 cents up.

Ehrd's Pre-Easter Sale.

Friday, Saturday and Monday will be the big days in the Pre-Easter Sale at Ehrd's, and both the Concord and Kannapolis stores. Although they have a whole page in today's paper, they can mention only a few of the hundreds of bargains they have to offer you. Ask to see the Betsy Lee sweaters at four special prices from \$1.85 to \$4.85. This big sale will continue daily until Easter.

THE COTTON MARKET

Opened Steady at an Advance of 3 Points to Decline of 5 Points With Most Months Lower.

(By the Associated Press) New York, April 2.—The cotton market opened steady today at an advance of 3 points to a decline of 5 points, most months being lower on private reports of rains or prospects for rains in the southwest, and a report from one of the private crop reporting bureaus pointing to an increase of 4.4 per cent. in acreage.

Liverpool was relatively steady, however, while there was further trade buying in the local market. After selling off to 24.80, July rallied to 24.90, and October worked up from 24.28 to 24.37 with the general market about unchanged to 5 points higher at the end of the first hour. Liverpool was moderate buyer here and the continuation of yesterday's covering movement was encouraged by uncertainty of adequate rains in Texas and expectation of a further recovery from recent severe declines.

Cotton futures opened steady. May 24.65; July 24.85; Oct. 24.29; Dec. 24.33; Jan. 24.14.

BUILDING AT CLEMSON COLLEGE IS DESTROYED

Agricultural Building Completely Destroyed in Fire Discovered Early This Morning.

(By the Associated Press) Clemson College, S. C., April 2.—Fire discovered at 2:30 this morning completely destroyed the agriculture building of Clemson College, with a loss estimated at more than \$200,000. The origin of the fire is unknown.

The flames were dying out at an early hour, as the building was consumed. Other buildings on the campus were not seriously endangered, as the agricultural building was about 200 yards from any other structures. The cadets fought the flames as soon as they were discovered, but to no avail.

Conference at Greensboro.

(By the Associated Press) Washington, April 2.—Commissioner of Education Tigert today called the fifth annual conference of negro land grant college education for April 16th through the 18th, at Greensboro, N. C. The presidents and officers of the seventeen negro land grant institutions of the south will attend, as well as a large group of state and federal educators. Dr. G. F. Zook, chief of the division of higher education of the bureau, will preside.

Deputy Collector Indicted.

(By the Associated Press) New York, April 2.—Federal grand jury indictments were returned today against seven deputy collectors of Internal Revenue on charges that they extorted "hush" money from business men of Westchester and Bronx counties.

STONE MOUNTAIN IS FREELY DISCUSSED IN BORGLUM SPEECH

Noted Sculptor Spoke in Concord Last Night at Request of Members of Daughters of the Confederacy.

AUDIENCE ASKED SOME QUESTIONS

And Sculptor's Address Was in Reality Answer to Questions—Plainly Showed His Interest in the Work.

Gutzon Borglum opened his heart to his audience last night at the High School auditorium. He poured out his very soul in a talk teeming with pathos and left the listeners on the verge of tears.

The noted sculptor took his hearers in what seemed to be a confidential conversation and told to them the whole story, at times being so overcome with his emotions that people on the back seats had to strain to catch the words as they fell feebly from his lips. At other times his eyes flashed and his voice hardened as his anger became aroused. The whole speech, according to people who have heard him, was entirely different from his usual address.

After an introduction by John M. Oglesby, of this city, in which he said that every few generations produced a genius and that the Daughters of the Confederacy had secured a genius to speak here, Mr. Borglum began his address by stating that he would answer a few questions which had been asked him.

In answer to the question "Should the memorial be a work of art?" Mr. Borglum said that the work on Stone Mountain could never be done by a plumber or a brick-mason. It had to be done by an artist or it would be a "grotesque vaudeville."

In answer to the question "Shall we buy the coin?" Mr. Borglum made a lengthy answer. "The South did not conceive the memorial," he said. "It was brought by some one from the South who realized that the war contained a great drama, cost almost your very lives and almost meant the extinction of the economic life of the section. The story as brought by someone else cannot be left unfinished."

Leaving the matter of the coin, Mr. Borglum continued by telling the story of the Association's lack of interest in the project. During the entire period he had been carving the mountainside, the Association never came to view the work.

At a luncheon in Atlanta, he had remarked to the members of the Association that he would give \$100 apiece to get them to come and look at the work. The member to whom he was talking said that they would be glad to come and so he immediately sent telegrams asking them to lunch with him on the mountain during the following week.

Out of the four replies received, only two accepted and only one of those who accepted came.

"The 'so-called Association,' according to Mr. Borglum had on it two real estate men, several lawyers, several bankers but no one who knew anything about art. There were no professional men on the committee, no men connected with the universities, and no artists.

"I came here," said Mr. Borglum, in starting his address proper, "on the request of several citizens. It is a big thing that your forefathers played the game. It required more heroism to do what Lee did than was required for Washington to do what he did. Robert E. Lee, with 800 years of service to the country back of him, suddenly finds himself asked to take part in a war against his Southland. Lincoln offers him the command of the Federal forces and does he hesitate? He asked that his resignation be accepted immediately. How then can you people hesitate? My God! can you hesitate about a memorial to be built? Have I got to go up and down the country making speeches? Yes, because I see how badly you need a memorial.

"I am a sculptor. I love every part of this country and try to understand its history. I have studied it from the time John Smith sailed in the Chesapeake Bay and landed in Virginia. All these things are material for drama, for paintings and for sculpture. When I came South I found what I had missed elsewhere in America. I found people trying to keep alive the memory of the Confederacy, clinging to the ideals of 1865.

Mr. Borglum then told in fascinating fashion the story of how the idea for making the monument on Stone Mountain came to him. He had come South at the request of the U. S. C. to design a small monument about 10 feet square to be placed at the foot of the mountain.

When he saw the mountain and the way in which the women of the South were trying to keep faith, he refused to design it, telling them that it was far too small a thing to commemorate the Confederacy. He then went to Stone Mountain and spent three days and nights on it studying the situation.

He could make, he said, neither a Northern victory nor a Southern victory since this would not be liked by either of the two sides. Then suddenly he had the idea of having Lee's army marching northward at the moment when the South rose in defense. The sketches were made and this idea has only been changed slightly since the beginning. "For eight years I have worked and have spent over \$100,000 of my own money. I found one great concrete subject open for mass sculpture, an epic which lends itself to a grand and noble treatment." (Continued on Page Five)

CHAPMAN ON STAND DENIES HE KILLED PATROLMAN SKELLY

Defendant in Murder Trial Spoke in Clear Tones, Remaining Cool and Collected During Examination.

TELLS OF MEETING WALTER F. SHEAN

Knew Shean Who Was Present When Skelly Was Killed But Says He Was Never In Davidson Store.

Hartford, Conn., April 2 (By the Associated Press).—Gerald Chapman this morning took the stand in his own defense on a charge of having murdered Patrolman Jas. Skelly in New Britain last October 12th.

Chapman, cool and collected, speaking in clear tones, denied that he had been in the Davidson & Levanthal store in New Britain at any time. It was in this store that Skelly was murdered.

His direct examination was brief. Under questioning of Frederick J. Groehl he told of having met Walter F. Shean, of Springfield, Mass., who first accused him of the Skelly murder through the agency of "Dutch" Anderson, his pal in the New York mail robbery.

Under cross examination he refused to be rushed into answers at the hands of State Attorney Hugh M. Alcorn. Alcorn went into the prisoner's past life, the objections of Groehl, who Judge Jennings overruled.

Coolly and candidly he discussed his spectacular criminal record under Alcorn's urging. He admitted four previous criminal convictions and discussed them dispassionately.

When Alcorn asked the unflinching witness if he had a gun when he held up the mail truck in New York in 1921 he said he did not. "Anderson had, but I had not," he said.

Alcorn disagreed with Chapman's version of the mail robbery, and the witness looking straight into the prosecutor's eye, said:

"I don't want to argue this matter with you. I don't wish to go into the case at all. It has nothing to do with this charge of murder."

He had fired a shot at a Muncie policeman at the time of his arrest, because he thought him a holdup man, he said. He said nothing before he poked a gun into my hand," he added, stating he was "an unrepenting fellow at best."

Acted on the impulse, he said, thinking the policeman a highwayman, and he fired to save \$4,700 he had on his person.

The nitroglycerine found in his effects he said had been bought by him and Anderson at Shean's repeated urgings. "It was for him and his gang," he said. "We got it in the Pennsylvania oil fields."

So forlorn does Chapman's hope for acquittal appear, and so great is the fear of what his daring may lead him to do, that when two ten-ounce bottles of nitroglycerine, enough of the pale yellow fluid to blow the Court House to pieces, were put in evidence, four deputy sheriffs rose to their feet about him as he sat fingering a pencil.

They stood silently. Their hands were not six inches from his shoulders. They were ready to fess him back or shoot him if he made the slightest movement. The bottles were exposed for an instant in an open bag, not twelve feet from where Chapman sat. State's Attorney Alcorn lifted them tenderly out of the bag. One after the other he put them softly on the table.

Chapman only glanced at the bottles and turned toward the witness. His right hand touched his chin thoughtfully. His left lay limp in his lap.

Seeking Securities Chapman Stole.

Detroit, April 2.—Securities stolen in the \$2,400,000 registered mail robbery in New York in 1922 and in which Gerald Chapman, now on trial for his life in Hartford, Conn., was alleged to have been the leading figure, are being sought in Detroit. It became known today, according to local secret service operatives, Chapman spent several weeks here in March, 1922, and during that time purchased some real estate and contracted for further investments. Payments for the property, the officers say, were made in bonds and other securities identified as part of the loot in the mail robbery.

Smith Has Red Poles Embroidered on Shirt.

Albany, April 1.—To the famous Al Smith smile and the equally famous Al Smith menagerie add this: A white shirt, embroidered with outstanding crimson fleurs-de-lis, each a quarter of an inch long, and with collar and cuffs of a roseate hue like the dawn.

The Governor wore the shirt when he reached the Capital from New York today, and smiled with pleasure when newspaper correspondents congratulated him on his labor-dashery.

Legislator Pays \$100 Fine For Immoral Conduct.

Raleigh, April 1.—Representative D. P. McKinnon, of Robeson County, in City Court here today entered a plea of nolo contendere to a charge of immoral conduct and was fined \$100 and costs. The case was the outgrowth of his arrest last Friday in the home of Mrs. J. J. Guilfoil. The same charge was entered against Mrs. Guilfoil who forfeited her bond by not appearing for trial. A bench warrant was issued for her arrest.

AWAITING CHANGES THAT ARE TO COME

No Building Program Yet Announced But Preliminary Matters Are Being Rapidly Perfected.

DURHAM GROWING IN BIG MANNER

Changes Seen on the Trip Through Counties Once Backward But Now Most Progressive.

BY W. M. SHERRILL

Editorial Correspondent

Durham, April 1.—Those who harbor in their hearts a desire to gaze again on the Trinity College they knew in this city of culture and tobacco should lose no time in doing so, for the plant known as Trinity soon will give way to the step of progress even as the name has done, and on the site of the present buildings there will be erected more pretentious structures, which will form the material background for a university that will take rank with the larger and more ambitious ones throughout the United States. Duke University of today is not unlike Trinity College of last year, but the resemblance will not continue long under plans being devised here in accordance with the J. B. Duke fund of \$40,000,000.

Actual construction work on Duke University as it will be known in future years, has not been begun yet, but on every hand there are evidences indicating that the work will be underway soon. One of the largest rooms in the East Duke building is now filled with blueprints; on a part of the campus near the former home of the late Bishop Kilgo there have been erected simple walls showing the various materials that have been suggested for the buildings which are to house the students and equipment of the university; many acres of land adjoining the present campus have been purchased; trustees of the Duke fund met here Monday for a conference; and there is an air of expectancy that seems to penetrate to every part of the campus.

I have for Trinity college the love and respect held by all former students for their alma maters. Yet I find in me no sorrow that the college will give way to the university. Fond memories were aroused as I visited various buildings on the campus today, yet I found in me no regret that more suitable structures will replace those which brought the memories to me. It seems fitting to me that the Trinity I knew should willingly and graciously step aside for the Duke University I am to know since the latter will offer more opportunities to more young men and women.

Dr. Few spoke briefly of future plans for Duke University, containing his talk to generalities since full plans have not been made public by the trust fund committee and the university officials. The change means added duties and responsibilities for Dr. Few but in his quiet and dignified manner he showed nothing but pleasure that it will be his lot to play a big part in the organization and management of the university.

I found Dr. Frank Brown and Prof. Charles Markham, who seemed especially interested in me while I was a student at Trinity, working in the room which houses the various blueprints. Neither looked older than when I left Trinity almost ten years ago and each declared he felt no older.

Among the faculty I found other friends, some of whom were students with me, but on the campus I found no familiar faces. That is one of the saddest things about returning to college years after you have graduated. I felt almost like a stranger even in the building in which I had slept for four years.

There is another peculiar thing about visiting a college after you have been out several years—all of the students look like youngsters. As a matter of fact they are youngsters, but somehow one forgets that he too, was a youngster when he was there.

Durham in the past ten years has changed as much as any city in North Carolina, and the change is not to be regretted. Business houses now occupy lots where formerly stood homes in which I was often a guest. Properties that were known as "so and so woods" are now thriving suburbs. This morning as I stood on the square trying to realize that this is the city I once knew so well, a band started playing and a question to a passerby brought the information that the band concert was the offertory to another land sale, despite the fact that many such sales have been held in the and near the city in recent years with prices rising with each succeeding sale.

There is some uncertainty about land in some parts of the county, however. On many there told me about some land (Continued on Page Two.)

DO— Don't Dream

Any man can be a millionaire, in his dreams. Any man can be fairly well-to-do, actually and really. All it takes is a regular program of saving money. Don't just dream,—just do it. Open a thrift account with us today. Make your dreams come true by taking shares in Series No. 55 now open. The big word nowadays is "All stock is non-taxable." Act today.

CABARRUS COUNTY B. L. & SAVINGS ASSOCIATION Office in Concord National Bank

WRITE YOUR OWN FORTUNE Industry, knowledge and the ability to save a part of your income form a combination almost certain to lead to advancement. April 1st is the beginning of a new interest quarter. All deposits made through April 10th will draw interest from April 1st. OPEN YOUR ACCOUNT TODAY CABARRUS SAVINGS BANK

WHAT SMITTY'S CAT SAYS Cloudy to partly cloudy tonight and Friday, little change in temperature.