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Famous Evolution Case Is Started In Dayton

Court Room Crowded When Case Was Called at Special Term of Court.—Attorneys Are Given Ovation.

PRAYER OFFERED AS THE STARTER

W. J. Bryan, Clarence Darrow and Other Notables On Hand.—Prof. Scopes Present In Shirt Sleeves.

(By the Associated Press) Dayton, Tenn., July 10.—With a prayer by the Rev. L. M. Cartwright, pastor of Dayton Methodist Episcopal Church, South, a special term of Rhea County circuit court was convened here this morning at 9:10 for the trial of John Thomas Scopes, charged with violating the anti-evolution law of Tennessee.

The opening of the court was marked by what was expected to be the first of many demonstrations when the entrance of William Jennings Bryan provoked a burst of hand clapping from the spectators packing the court room.

As the leading member of the prosecution staff of attorneys walked into the bar of the court, he was greeted cordially by Clarence Darrow and Dudley Field Malone.

After prayer by Mr. Cartwright, Judge John T. Raulston rapped for order in the court." Sheriff R. B. Harris announced that court was duly in session.

Activities of the court were held up for a few minutes while counsel for both sides posed with the Judge on the stand. A dozen photographs were made.

Darrow was in his shirt sleeves. The others wore coats. Judge Raulston posed holding his gavel aloft.

The Judge instructed the sheriff to seat all possible spectators and to permit others to stand against the wall.

"Mr. Attorney General, I am calling the case of State of Tennessee vs. John Thomas Scopes," announced Judge Raulston.

The Attorney General asked that the grand jury be drawn and in the meantime counsel from outside the state were introduced to the court and welcomed in the courts of Tennessee by Judge Raulston. The Judge assured them they would be accorded all privileges of resident lawyers.

The judge broke his eye glasses and was forced to leave the bench to get Mrs. Raulston's assistance in repairing them. The operation was successful.

When the grand jury box was filled, the Judge asked if any was so situated at home that they could not serve on the jury, the Judge suggesting that not more than two hours would be necessary.

Attorney General Stewart amended this by a suggestion that 45 minutes would be sufficient time. At this assurance one reluctant grand juror withdrew his objections to serving. Judge Raulston administered the formal oath.

The Judge laid down the law against sitting or standing at window. The windows, he said, were needed for ventilation.

Proceeding to charge the grand jury Judge Raulston said some question had arisen as to the legality of a special grand jury and he had decided to reconvene the grand jury and charge its members again.

The Judge announced he would use substantially the same charge he used at the previous meeting of the grand jury.

The calling of the names of the grand jurors proceeded with frequent suggestions of "let's have order" from Judge Raulston.

Author of Law in Court Room.

Court Room Dayton, Tenn., July 10.—Representative John Washington Butler, of Lafayette, Macon county, Tennessee, was in court when Judge John T. Raulston charged the jury in the "Scopes" case here today.

It was the first time the man responsible for the "anti-evolution bill" had heard the law read in court.

Makes Points Clear.

Dayton, July 10.—Attorneys for John T. Scopes, charged with violation of the Tennessee law against teaching of evolution, made their position plain favoring the introduction of scientific testimony after their client was placed on trial here today.

The state's attorneys were prompt to meet the announcement of the defense contention with the announcement of a contrary position.

Clarence Darrow, of the defense, soon after the second indictment had been returned to replace the technically imperfect first document, stated to the court that he and his associates regarded as competent scientific testimony that the theory of evolution does not contradict the Divine theory of creation.

This was met by the statement from the state that the prosecution would contest the introduction of extraneous evi-

EARLY DISCOVERY CURE OF TUBERCULOSIS

North Carolina Sanatorium Places Expert Diagnostic Facilities Within the Reach of All.

Sanatorium, July 10.—Early diagnosis and sanatorium treatment mean the cure of 80 out of every 100 cases of tuberculosis, figures at the North Carolina Sanatorium for the past seven years show. Found in its early stages and the proper treatment given, more people recover from tuberculosis than from any of the other major diseases.

The first symptoms of the disease are obscure and hard for even a doctor to rightly diagnose. Often the symptoms of tuberculosis are taken by both doctor and patient to be some other disease. A cough is thought by the majority of people to be always the first symptom of tuberculosis. It is not. Frequently a cough does not appear until the disease has passed the early stages. Tiredness, or fatigue, without good reason is one of the first and more common symptoms. A loss of weight should put one on guard. Loss of appetite and indigestion is often tuberculosis and not stomach trouble. A slight blood-spitting, pain in the chest or pleura, and a subnormal temperature in the morning—rising a degree or a degree and a half during the day, are practically always symptoms of tuberculosis.

A person with any of these symptoms should go at once to a doctor and have a thorough examination.

The North Carolina Sanatorium employs two doctors, specialists in tuberculosis, to hold clinics for the diagnosis of tuberculosis throughout the state. A clinic is also held at the North Carolina Sanatorium every morning except Sunday from 8 to 11. These clinics are all free of charge. Arrangement for examination can be made by writing the superintendent, Sanatorium, N. C. There is no need of any person in North Carolina becoming seriously ill because of lack of diagnostic facilities.

CONFERS WITH SECRETARY KELLOGG AT SWAMPSOFT

Under Secretary Grew to Tell Secretary Facts So He Can Give Them to the President.

(By the Associated Press) Washington, July 10.—Under Secretary of State Grew made arrangements today to leave for Swampscott, Mass., to meet Secretary Kellogg, who is en route there from St. Paul.

The under secretary will be the barrier of the state department exchange which have been taking place since Secretary Kellogg left Washington last week for an indefinite stay at his St. Paul home, and will submit them to Secretary Kellogg as a basis for a conference with President Coolidge.

WANT SETTLEMENT ON WAGES BY SEPTEMBER

Miners Will Not Agree to Work After That Date Unless Agreement Is Reached.

(By the Associated Press)

Atlanta, N. J., July 10.—Anthracite miners would not listen at this time to proposals of operators to agree upon arbitration in the event of deadlocks in the coming scale negotiations, or agree to remain at work after September 1st, whether a contract has been signed or not.

The miners' sub-committee of six reached this decision at a morning meeting in advance of the opening of the annual negotiations this afternoon.

Those Terrible Trouzers,

London, July 10.—It seems that the Britisher is straying far from his former editorial ideal of "affect inconspicuousness." A visit to the establishment of any leading West End tailor just now is enough to give one severe eye-strain so weird and wonderful are the clothes displayed for the ornament of gilded youth during the coming year.

Trouserings have strayed far from the conventional blue, black, and quiet gray of former years. Among the materials which will presently greet a startled British public, in the form of the baggiest of "hags" are some which are puce, fawn, apricot, and green. Russet red is declared to be the material for coats to be worn with such troupers.

Evening dress is also to become rather startling. The exaggerated bows which have been worn during the last two or three years seem to become quite twice the present size, and are to be made of the brightest colors and boldest designs available.

Indict 43 Persons.

(By the Associated Press) Philadelphia, Pa., July 10.—Indictments for illegal diversion of half a million gallons of alcohol were brought by the federal grand jury today against 43 individuals and five companies holding withdrawal permits.

Tribesmen Driven Back.

(By the Associated Press) Fez, French Morocco, July 10.—French official communiqué today states most of the enemy tribesmen who came south of Ougarta River as part of the threatened Rifian drive against Taza have been forced back by the French.

Polar bears are extremely fond of cod liver oil.

Treaties Ratified by French Senate.

(By the Associated Press) Paris, July 10.—The French senate today ratified without discussion the two Washington arms treaties pertaining to China. The chamber of deputies already has approved them.

Less Steel Orders on Hand.

(By the Associated Press) New York, July 10.—Unfilled orders of the United States Steel Corporation on June 30th made public today totalled \$3,710,408 tons, a decrease of 339,342 tons, compared with the end of the preceding month.



William Gibbs McAdoo, former secretary of the treasury, arrived at Santa Barbara before the earthquakes had ceased and took a hand at relief work. Here he is shown on the job with a group of boy Scouts.

Picture transmitted by NEA Service over A. T. T. Wires.

DID MOTHER'S PRAYER WIN BASEBALL GAME?

At Least Her Son Was Responsible For Victory of Asheville Over Spartanburg.

(By the Associated Press)

Asheville, July 10.—Did a mother's prayer win the baseball game for Asheville yesterday? There are some that say it did.

Until the last half of the memorable 12th inning the score stood 3 all. In the 12th the bases had been filled, and with a new pitcher in for Spartanburg, all eyes turned to the young Asheville player who stepped to the bat.

In the grandstand were his mother and sister, come from Cleveland, O., to visit him and watch him play.

"That's my son," said the woman in the grandstand.

One of the officials of the baseball club heard her. "Well, you had better pray," said he.

"I am," said the mother, opening her hand and showing a rosary.

Mike Kelly, Spartanburg manager, was pacing up and down first base territory pleading with his pitcher to throw the ball over the plate. Four straight balls came down the line, the runner walked, forcing in the winning run.

Jewelry Store Robbed.

(By the Associated Press)

New York, July 10.—Two armed men held up the office of Bennett, Robinson & Company in Fifth Avenue at 45th street today and escaped with diamonds and other gems valued at \$20,000. Police believed the robbers were the men who shot and killed a jeweler in the same building five years ago.

I. C. C. VALUES SOUTHERN RAILWAY AT \$251,538,800

Value Much Below That Assigned by the Corporation Itself.

(By the Associated Press)

Washington, July 10.—A tentative valuation of \$251,538,800 was announced today by the Interstate Commerce Commission for the properties of the Southern Railway system, and proved to be a figure below that assigned by the corporation itself.

The Southern has outstanding capital issues against its property with a par value of \$423,476,473, while its book investments account to \$387,922,314.

Ell Herd Marches on Portland.

Portland, Oregon, July 10.—Downtown Portland has become a veritable fairyland, the streets being spanned with beautiful arches which at night will glow with myriads of colored lights, while the building facades have been hidden beneath flags, festoons and countless yards of purple and white bunting.

The elaborate decorations are in honor of the members of the Benevolent and Protective Order of Elks, whose sixty-first grand lodge reunion will be held in this city during the coming week. The applications for accommodations indicate that the attendance of visitors will set a new high record for the annual reunions.

By automobile, boat and train, the representatives of "the best people on earth" are beginning to pour into the city from all directions. By tomorrow night it is expected that the main army of the visitors will have put in its appearance.

The program prepared for the reunion week is a most elaborate one. Business sessions of the grand lodge will be held Tuesday, Wednesday and Thursday. For every hour of the day and night entertainment has been prepared for the members of the order and the ladies who accompany them.

In addition to the entertainment features in Portland there will be side trips to many points of interest in this section. The outstanding event of the week will be the grand lodge which is scheduled for Thursday.

Seventy-five thousand costumed marchers are expected to be in line, together with countless bands and many elaborate and costly floats.

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Mrs. Mary McSkimmen of Brookline, Mass., is the new president of the National Education Association.

She was elected at the annual convention in Indianapolis, winning out over Miss Cordelia S. Adair of Richmond, Ind.

FIGHTING IS REPORTED IN THE CITY OF SHAMEEN

Foreign Settlement Protected, But the Chinese Are Fighting Among Themselves.

(By the Associated Press)

Canton, China, July 10.—The situation in the foreign settlement of Shamen is unchanged. The evacuation of all non-combatants has been effected. The foreign concession is protected with barbed wire, and sufficient forces have been landed from warships to withstand attacks from the Chinese.

Reports from the Chinese city indicated severe fighting is in progress in the outskirts between actions under the leadership of opposing members of the new government which has split on the question of the division of posts.

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In the United States there are 115 cement plants with a total annual output of 145,000,000 barrels.

THE COTTON MARKET

Opened Steady at Advance of 7 to 10 Points With All Active Months Showing Advances.

(By the Associated Press)

New York, July 10.—The cotton market opened steady today at an advance of 7 to 10 points on steady Liverpool cables, reports of better conditions of cotton goods in Fall River and failure of weather reports to show rains in the southwest.

There had been considerable selling yesterday in hopes that this morning's weather advices would point to a break in the Texas drought and much of the early buying was attributed to covering on that account. October sold up to 24.08, active months generally showing net advances of 20 to 28 points. These prices attracted realizing and the improvement was not fully maintained. The market appeared to be nervous over the Texas situation.

Cotton futures opened steady July 23.63; Oct. 23.90; Dec.