

Special Venire From County Other Than Richmond Asked By State at The Cole Trial

MOTION WAS MADE BY THE SOLICITOR

Solicitor Phillips Says Satisfactory Jury Cannot Be Drawn in Richmond County.

COLE INDICTED BY GRAND JURY Plead Not Guilty When Formally Arraigned—Jury Deliberated About An Hour.

Richmond County Court House, Sept. 28.—(AP)—After deliberating less than an hour, a grand jury today indicted W. B. Cole, wealthy cotton mill owner for the murder of W. W. Ormond, formerly a suitor for his daughter's hand.

Cole pleaded not guilty when arraigned before Judge Thomas B. Finley, designated by Governor McLean to preside over a special term of court.

Immediately after the arraignment of Cole, F. Don Phillips, solicitor, moved the court to call a special venire from another county from which to select the jury.

In the language of the indictment, the jury found that W. B. Cole did kill, slay and murder W. W. Ormond on or about last August 15th.

Cole, who since the shooting, has been in jail without privilege of bond, made his entrance into the court room shortly after the indictment was returned.

He was dressed neatly. After shaking hands with defense attorneys he sat at the defense table.

Cole pleaded not guilty to the indictment when arraigned before Judge Finley.

F. Don Phillips, solicitor, entered motion immediately after the arraignment of Cole asking for a special venire from some county other than Richmond.

In making his motion Mr. Phillips declared that a jury that would give a trial satisfactory to the state and defense could not be drawn from Richmond county.

Youth Is Sentenced to Attend Church, High Point, Sept. 26.—For the first time in the history of High Point's police court, a defendant has been sentenced to attend church.

THE COLE CASE

Associated Press Installs a Special Wire in Five Feet of the Judge. Issue 8, London in Raleigh News and Observer.

Rockingham, Sept. 27.—The installation of a special Associated Press wire in the court room today, and the arrival of a group of staff men from various dailies, has brought into an even keener realization the all-state interest in the Cole-Ormond murder case that will be called for trial tomorrow.

Address Grand Jury First. The decision as to a special venire from this or some other county will not be made until tomorrow afternoon.

Will It Be a Richmond Jury? It seems to be a foregone conclusion that the defense will be content with a jury from Richmond county but rumor persists that the State will certainly ask for a jury from some other county.

Hotels Filling Up. The hotels here are already filling up rapidly with press men, lawyers, friends and even onlookers moved only by curiosity.

Arriving here tonight from Nashville were Rev. A. L. Ormond and three of his children, Allison and Misses Myra and Ophelia. His other daughter, Miss Edith, remained at home with the stricken mother who since the killing of her son six weeks ago has been practically prostrated.

And so the stage figuratively speaking is all set for what is generally considered will be the greatest legal battle in the criminal annals of the State, even eclipsing the now famous Penneck and Means trials.

Even the walls of the county jail were not immune today against curiosity seekers with scores of people filtering by at intervals merely to get a morbid view of the iron barred window from which Mr. Cole is permitted to talk to friends who come into the fenced enclosure.

With the Associated Press having a wire directly into the court room within five feet of where Judge Finley sits with the other big news gathering agencies well protected and every leading state daily having a special staff man here, the case will be fully covered and the public can be assured in advance that they will have an abundance of sensational reading.

Commercial Airplane Tour. Detroit, Sept. 28.—(AP)—A commercial airplane reliability tour, a 1,900-mile flight through the middle west, was formally inaugurated at the Ford airport this morning when the first of sixteen planes entered took the air on signal from Edsel Ford. Others followed at short intervals.

CAILLAUX SPEAKS AGAIN ON PLANS

Outlines Again to Americans the French Attitude on the Debt Owed to the United States.

Washington, Sept. 28.—(AP)—The French position in regard to her \$4,000,000,000 debt to the United States was argued today by Finance Minister Joseph Caillaux in the third meeting of the French and American debt commissions.

New Method of Approach. Washington, Sept. 28.—(AP)—A new method of approach was laid out today at the third joint session of the French-American debt commission which are trying to find a common ground for settlement of the French war debt.

FOUND DYING WITH BULLET IN HIS HEAD

Swannocna Had Long Been Deeper Over Condition of His Health. Asheville, Sept. 27.—Edward S. Patton, a life long resident of Swannocna near here, was found in a dying condition from a bullet wound in the right side of his head, a short distance from his home this morning at 7 o'clock.

Mr. Patton, who was about 60 years of age, lived only a few minutes after he was found, according to officers who made an investigation. He had taken two pillows from the house, apparently, and gone a short distance to a pile of straw at the edge of the yard where he was found a short time later.

His sister, Miss Lizzie Patton, with whom he made his home, stated that she saw him leave the house with the pillow but did not see any pistol in his hand although she knew he had one at the house.

Mr. Patton has been in extremely bad health for some time, and it is believed that his condition caused him to become depressed. Dr. E. R. Morris, acting coroner, was taken to the scene by Sheriff E. M. Mitchell where an investigation was conducted. Funeral services will be held Monday afternoon.

HEARING OF SCOPES APPEAL IS CONTINUED

Neither State Nor Defense Ready For Argument on Case at This Time. Knoxville, Tenn., Sept. 28.—(AP)—The Tennessee Supreme Court today continued until a later date the hearing of the appeal in the case of John Thomas Scopes, who was convicted at Dayton, Tenn., for violating the state's anti-evolution law, and given the minimum fine of \$100.

The appeal was the second on the docket of the supreme court. When it was reported, Dr. John R. Neal, senior defense counsel, requested that the case be continued until later, which the court agreed to do. Neither the state nor the defense counsel was prepared at this time for argument on the case, it was stated.

No date was fixed for the hearing of the case, but it is expected to be at the heel of the docket several weeks hence.

Little Girl Found Wandering on the Road.

Lexington, Sept. 26.—A six-year-old girl, giving her name as Polly Gentry, was found wandering alone on the central highway nine miles south of here late today and brought here by June Page and H. R. Kysner, of Thomsville. She told Sheriff Talbert her father is John Gentry, of Burlington, and that she was with her parents returning from Blackshear, Ga. She could not explain how she got out of her father's car.

Sheriff Talbert was trying tonight to locate relatives of the child, who is in his care.

Father Sued—Kissed Son's Wife



Charging that his father forcibly kissed and attacked his wife, Ben Kraus of Dayton, O., has filed suit against the parent for \$5000 damages. Kraus, shown above with his wife, alleges that the incident occurred on June 24 while he was away from home.

SAY ARMY RED TAPE HINDERS ARMY AIR SERVICE VERY MUCH

Aircraft Board Told That Organization and Not Personalities Causes the Trouble With Service. MAJOR KILNER ONE WITNESS

Says He Favors Separate Air Corps For Army, Such As Has Been Suggested by Gen. Patrick.

Washington, Sept. 28.—(AP)—Resuming its inquiry into the aircraft problem today the President's special board was told at the outset that the army red tape hinders the work of the army air service, and that the service should be entrusted to flying men.

Major Walter J. Kilner, executive officer of the air service, was the first witness, and he declared difficulties confronting the service were not ones of "personalities" but of organization. The chief of the air service he held, should at all times be empowered to direct the activities of his men.

Heading a long list of army aviators to be heard, including Col. Wm. Mitchell, who is fighting for a unified air service, Major Kilner declared at the beginning that he favored a separate air corps in the army, such as that favored by Major General Patrick, chief of the service.

"Have you any constructive suggestions?" continued Senator Bingham. "Yes. Turn the air service over to the flyers themselves."

Major Kilner then read a prepared statement setting forth the functions of the air service in warfare, in which he declared that pursuit and bombardment presented an "air problem" that only air men can develop.

The witness said he understood Gen. Patrick who is chief of the service, was preparing a statement setting forth his position and he believes this would express his views better than he could.

"Do you know of any dissatisfaction among air officers?" he was asked. "Yes," replied Kilner.

Vote to Guarantee Road Rights of Way. Lexington, Sept. 26.—Davidson county commissioners this afternoon voted to guarantee rights of way on State highways in the county slated for early construction.

STUDENTS DID NOT CONTROL SUB WHEN SHE WAS WRECKED

Lieut. Com. Flanigan Denies Men Were on Sub at the Time of Disaster. TRING TO LIFT SUB AT PRESENT

Divers Find No Holes But See Dent in Vessel—Slings Being Placed Under Part of Ship.

New London, Conn., Sept. 28.—(AP)—When informed by the Associated Press as he came on duty early today that the owners of the City of Rome had an affidavit which stated that the S-51, sunk fourteen miles east of Block Island Friday night by the steamer, was commanded by student officers, Lieut. Commander E. A. Flanigan, executive officer at the submarine base here, denied that any one of the officers on the submarine at the time of the disaster was inexperienced.

Trying to Lift Vessel. Newport, R. I., Sept. 28.—(AP)—Divers have found one of the interior bulkheads of the sunken submarine S-51 bent but not pierced, a radio dispatch received from the wreck today said. The message did not make clear whether the compartment was forward or aft.

The compartment was described in the message only as an "interior" bulkhead. Rough weather was being experienced by the secure parties according to radio message. Two slings were under the submarine, and an attempt was to be made shortly with a 300-ton derrick to lift it above the surface.

Rescue Work Abandoned. New London, Conn., Sept. 28.—(AP)—Advices ashore here at noon today were to the effect that conditions of the sea and weather at the locality of the S-51 wreck were so bad that rescue operations had to be suspended for the time being.

The Century 100-ton crane vessel, was ordered to move to Block Harbor, and the Monarch, the larger crane vessel, was ordered to a harbor at Block Island and was starting there under tow.

Faithful Fire and Curfew Bell Cracks and Ends Long Service. Salisbury, Sept. 27.—After 29 years of faithful service Salisbury's fire bell has been put out of commission. It is cracked. For years the bell has tolled a curfew at 9 o'clock each night besides striking at noon each day and calling the firemen out at all times of day and night. A new bell will be installed along with a number of new street fire alarm boxes.

Three Weeks of Big Vote Period Now Left in Our Subscription Campaign

THE COTTON MARKET Opened Easy Today at Decline of 13 to 20 Points Under Selling and Liquidation. New York, Sept. 28.—(AP)—The cotton market opened easy today at a decline of 13 to 20 points under hedge selling and liquidation by some of Saturday's buyers who were recently disappointed by the failure of the official weather advices to mention a tropical storm. There had probably been some buying on rumors of such a disturbance toward the end of the last week, and the situation in this respect appeared to offset relatively steady Liverpool cables.

After selling off to 23.63 for December, the price rallied to 23.76 but offerings increased on the upturn and the market sagged off again, showing net losses of about 8 to 25 points at the end of the first hour. Cotton futures opened easy. Oct. 23.50; Dec. 23.70; Jan. 23.00; March 23.25; May 23.45.

SEAPLANE FAILS TO REACH DESTINATION PB-1 Which Was Flying to Seattle To Be Repaired Forced to Take to Water. Washington, Sept. 28.—(AP)—The seaplane PB-1 which had been ordered to return from San Francisco to the builders' factory at Seattle for alterations in the engine after it had failed in an attempt at a non-stop flight to Hawaii was forced down by engine trouble at sea yesterday fifteen miles off Ilnaco, Wash., and was towed to shore today by a destroyer.

Advices to the navy department today said spare parts had been taken to the plane in order that she might resume her trip to Seattle. With Our Advertisers. Stylish winter coats at J. C. Penney Co., from \$14.75 to \$39.75. Style, quality and value for you at this store.

You will find a most interesting program at the Star Theatre all this week. Today and tomorrow, "Half-a-Dollar Bill," with Anna Q. Nilsson, Wednesday and Thursday, "The French Lady," with Shirley Mason, Friday and Saturday, Tom Mix and Tony, the wonder horse, in "Dick Turpin," and also a two-reel comedy.

S. W. Preslar has school watches for the boys and girls. If you buy a tube of Squibbs toothpaste for 50 cents at Cline's Pharmacy, you will get a tube absolutely free.

C. H. Barrier & Co. are now in a position to pay you 20 cents a pound for heavy hens. Fries, 20 to 25 cents a pound. They will also pay you 40 cents a dozen for eggs and 43 cents for butter fat.

Douglas Fairbanks in one of the greatest of all pictures, "The Thief of Bagdad," at Warner's Concord Theatre this week. Hours: 1:30, 4:00, 6:30 and 9 p. m. Admission 15, 20, and 40 cents.

Buck's direct heater will keep the whole house warm. See them at Concord Furniture Co. FOUR KILLED IN WRECK ON A. C. L. Two Passenger Trains Meet Tead-on in Georgia—Several Suffer Injuries. Waycross, Ga., Sept. 27.—Four persons were killed and 13 injured when two trains collided head-on near Newmark, Ga., seven miles east of Thomsville, Ga., at 4:30 o'clock this afternoon. Three of the dead are negroes.

The engines of both trains No. 180, castbound, from Montgomery, Ala., to Waycross, and No. 185, westbound from Waycross to Thomsville, were demolished. British Discover How to Make the Flappers Lengthen Their Skirts. Leeds, England, Sept. 27.—Britain's tax on silk stockings may have a tendency to bring about a lengthening of skirts.

The Yorkshire manufacturers have been deliberating on proposals to make longer life thread steps to the stockings and so reduce the quantity of silk per pair. Glimpses of the cotton top would be most unsightly, it is believed among members of the trade, and so on that account skirts would have to be longer.

New Business Light With Gaston Mills. Gastonia, Sept. 27.—New business was light so far as orders accepted by Gastonia county spinning mills were concerned the past week, owing to unsettled market conditions the first part of the week, pending the government crop report which was issued on Wednesday.

Spence Not Running For Hammer's Place. Carthage, Sept. 27.—Despite persistent reports cropping up here and there in this district, Mr. U. L. Spence, Carthage attorney, denies he plans to contest William C. Hammer for his seat in Congress. "So far as I am concerned," Mr. Spence declared, "Mr. Hammer can remain in Washington until either death claims him or he sees fit to retire."

Commenting on these reports, Mr. Spence took occasion to pay a tribute to Mr. Hammer for his zeal and activity in behalf of his constituents. Marshal Lyauty Resigns. Fez, French Morocco, Sept. 28.—(AP)—Marshal Lyauty, governor-general of French Morocco, has resigned.

FILES APPEAL FOR GOVERNMENT IN TEAPOT DOME CASE

Appeal Will Write Another Chapter in Famous Case In Which Government Charges Law Violation.

Cheyenne, Wyo., Sept. 28.—Clyde M. Watts, deputy U. S. District Attorney for Wyoming, is to arrive in St. Louis, Mo., today with a score of appeal in the Teapot Dome naval reserve oil lease annulment suit. The appeal will be filed in the 8th Circuit Court of Appeals.

It will write another chapter in the famous Teapot Dome lease which the government alleged in its suit here today that Harry F. Sinclair gained for his Mammoth Oil Co. by "collusions and frauds," between Sinclair and the then secretary of the Interior Albert B. Fall.

Federal Judge T. Blake Kennedy found against the government in every complaint in the bill and government special oil counsel headed by Owen J. Roberts and Atlee Pomerene, took an appeal.

Pending decision of the court of appeals the Teapot Dome reserve continues in charge of receivers appointed by Judge Kennedy.

St. Louis, Sept. 28.—(AP)—The government's appeal in the Teapot Dome oil lease annulment suit was filed here today in the eighth circuit court of appeals.

The appeal was prepared by Atlee Pomerene and Owen J. Roberts, special counsel for the government, and was filed by C. M. Watts, assistant United States district attorney from Cheyenne. Court attaches said that the filing probably was too late to insure hearing of the appeal at the December term here, and that the case probably would be heard at the May term in St. Paul.

OPPOSES CANCELLATION OF ANY WAR DEBTS Senator Fletcher Also Makes Plea for Less Centralization of Governmental Powers. St. Petersburg, Fla., Sept. 28.—(AP)—A plea for less centralization of governmental powers and opposition to cancellation of foreign debts to this country were expressed by Senator Fletcher, of Florida, in addressing the United Spanish War veterans in national encampment here today.

Asserting that already there are approximately 200 different bureaus and like bodies on the executive side of the government, the senator remarked efforts are being made for an increased number.

The policy of the government now appears to be that of collecting what can be obtained on foreign indebtedness, and applying it to the bonded obligations of the United States. The funds collected, in his opinion should be placed in the treasury so that current taxes could be reduced.

Referring to the permanent court of international justice, he said the United States must decide between now and next December whether it shall participate with other nations in its maintenance.

Negroes Hurried South to Save Crop of Cotton. Memphis, Tenn., Sept. 28.—With hundreds of cotton pickers, Negroes and Mexicans, being brought to Tennessee, Arkansas and Mississippi every day by train, Memphis railroad officials believe the acute labor shortage in the surrounding territory has been alleviated. They think the entire crop will be picked without further labor difficulties.

Many of the plantations are paying transportation of the workers. Most of the Negroes are being imported from Northern and Middle Western cities, and the Mexicans are brought from Texas. Several railroads have offered special rates to prospective cotton pickers.

Accepts Bid For Fort Caswell. Washington, Sept. 28.—(AP)—The bid submitted by S. O. Chase and L. R. Skinner, of \$201,500 for the Fort Caswell military reservation, North Carolina, was accepted today by the War Department as being the best and highest bid received in excess of the appraised value of the property. Chase is connected with the Hillsboro Hotel at Tampa, Fla., and Skinner's home is Sanford, Fla.

ANNOUNCEMENT

The 56th series in this old reliable building and loan and savings association will open on October 3rd, 1925. The Officers and Stockholders invite each and every person in Concord to take some shares in this series. Running shares cost 25 cents per share per week. Prepaid shares cost \$72.25 per share. Each share is worth \$100.00 at maturity. We have been maturing our stock in 328 weeks. Tax return day is coming. "JUST REMEMBER THAT ALL STOCK WITH US IS NON-TAXABLE."

START NOW CABARRUS COUNTY BUILDING LOAN AND SAVINGS ASSOCIATION Office in the Concord National Bank

NOTICE

The public is invited to inspect the wonderful

Rivet Grip Steel Reinforcement

now being placed in our new vault. This steel weighing over 12,000 pounds will be filled with 18 inches of solid concrete giving the last word in protection against Fire, Mob or Burglar Attack.

The Concord National Bank Capital \$100,000.00 Surplus \$170,000.00

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Fair tonight and Tuesday. Moderate northwest shifting to northeast winds.

STAR THEATRE "The Home of All Good Pictures" Program Week of September 28 to October 3. Monday and Tuesday "HALF-A-DOLLAR BILL" Featuring Anna Q. Nilson and Raymond a Hatton A Big Spectal Wednesday and Thursday "THE FRENCH LADY" Starring Shirley Mason It's a Fox Friday and Saturday Tom Mix and Tony, the wonder horse, in "DICK TURPIN" One of his best and latest pictures. Also a Two reel Comedy "THE NICKLE PLATED WEST"