

Abandon All Hope Of Rescuing Miners Who Are Trapped In Mine

Entry to Mine Sealed So the Fire Raging Can Be Smothered to Aid the Rescue Workers.

3 BODIES HAVE BEEN RESCUED

Only Two Miners Came Out Alive, and There Is No Hope Held for Those Entombed.

Pittsburgh, Feb. 4.—(AP)—Abandoning hope that any of the 16 miners unaccounted for after an explosion in the Horning Mine late yesterday were alive, rescue workers early today sealed up the entry where they were entombed in order to smother a fire that has been raging for hours and make possible the recovery of the bodies.

Twenty-one men were at work at that section two miles back in the pit, when the blast occurred. Two escaped alive and three bodies have been recovered.

Announcement that the entry had been walled up was made by C. E. Tuttle, president of the Pittsburgh Terminal Co. The action was taken on orders of John L. Pratt, state mine inspector.

A check early today disclosed that Edward Travis and Lewis Powell were the only miners to come out alive. Ralph Holtzhauser previously reported rescued, remained unaccounted for, officials said. Others in the mine at the time of the blast included Edward M. Ernst, general superintendent of the Pittsburgh Terminal Coal Co. mines, and George Travis, manager of the Horning Mine.

The rescue workers were overcome and a score of others had narrow escapes when a second explosion occurred as they were endeavoring to reach the entombed men. That blast which is believed to have come from the same general area as the first, was described as being of slight force.

Two of those overcome were officials of other mines of the Pittsburgh Terminal Coal Co. They required medical attention when brought to the surface. A number of other rescue workers were overcome during the night by smoke and exhaustion.

RAILROAD PRESIDENT DROPS DEAD ON STREET

Was in Canal Zone on Pleasure Trip With Friends.

New Orleans, Feb. 3.—A cable to the Times-Picayune this afternoon announced the death of W. L. Mapother, president of the Louisville and Nashville railway at Panama City, Canal Zone, today. The dispatch said that Mr. Mapother dropped dead on the street. His home is Louisville, Ky.

Later dispatches added that Mr. Mapother was accompanied by Panama City by his wife and Mr. and Mrs. Whitford Cole. Mr. Cole is president of the Nashville, Chattanooga and St. Louis railroad. The members of the party were on a pleasure trip. The body will arrive in New Orleans in about ten days and be sent immediately to Louisville for burial.

A later message said that Mr. Mapother's body would be brought to New Orleans on the United Fruit Company's steamship Turraiba, which leaves Panama-City tomorrow and is due to arrive here on February 12th. The members of the party left New Orleans on their vacation tour aboard the same vessel on January 20th. Mrs. Mapother and Mr. Cole, it is said, will accompany the body here.

Spanking to Give Way to Psycho Analysis.

Chicago, Feb. 4.—Psycho analysis has succeeded spanking in Evanston as a disciplinary measure for children. Hereafter children who cut up in school in this exclusive suburb will be sent to a psychological clinic to be held at College Hall, Northwestern University.

Delinquency in children is said to have a foundation in diet. Working on this belief, mothers of Evanston have launched a campaign to spread the doctrine of good nutrition. A carefully planned system of diet, the mothers contend, will help do away with naughtiness and need for chastisement.

Paris-Belk Co.'s Big Clearance Sale Continued a Few More Days.

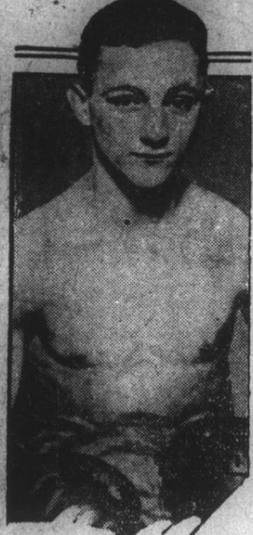
The big clearance sale at the Paris-Belk Co. will be continued a few more days. In both The Tribune and The Times today you will find a whole page of new specials which they have put on. If you will read it you are sure to find something you want. They have just received a carload of oranges and grapefruit at \$3.95 a crate.

Basketball Tonight

CONCORD "Y" VS. CHARLOTTE "Y"

Concord Y. M. C. A. at 8:30 Admission 25 and 50 Cents

Losing Sight



Babe Ascher, A. E. F. bantamweight champion and pugilistic idol of many an army corps, will shortly undergo an operation to save his eyesight. Not only has the little fellow's ring career been blasted but he's threatened with complete blindness. His case is similar to that of Pete Heenan, former bantam king.

UNIVERSITY OF OREGON WANTS DR. H. W. CHASE

President of University of North Carolina Goes to Pacific Coast to Conference.

Raleigh, Feb. 4.—(AP)—Dr. Harry Woodburn Chase, president of the University of North Carolina, is en route to the Pacific coast where he will consider a proposal that he become president of the University of Oregon.

The offer of the western institution which has 4,000 students, and is considerably larger than the North Carolina university, was made to Dr. Chase last summer, but he is understood not to have considered it at that time. But the Oregon institution has urged Dr. Chase to come to the coast for a conference, and he recently agreed.

The matter has been discussed between President Chase and Governor McLean, it was stated at the Governor's office today, and Dr. Chase told Mr. McLean that the matter was tentative both on his part and that of the University of Oregon. The matter also came up at the trustee's meeting while Mr. McLean was out of town, it was said.

Dr. Chase is expected to be gone about a month. He succeeded the late Dr. Edward Kidder Graham as president.

Dr. Chase is understood to be the first choice by the Oregon University for the post among a number of men it has had under consideration.

EDUCATIONAL MATTERS ARE BEING DISCUSSED

By the Educational Association of the Methodist Episcopal Church, South, at Memphis.

Memphis, Tenn., Feb. 4.—(AP)—The educational association of the Methodist Episcopal Church, South, in session here, had before it today resolutions proposing the classification of various church schools, proposals for the creation of a commission to outline the curriculum of study for ministerial students and the setting aside of one Sunday in each year as a Christian Education Day to bring before the church membership work being done by church institutions and to discuss means of financing.

Other matters included a recommendation that teachers after their retirement be classified as supernumerary ministers and the adoption of a definite program of education to inform members of the church as to what is being done by the educational institutions.

FIVE MEN REPORTED KILLED IN EXPLOSION

Between 25 and 40 Others Injured By Accident in Foundry in New Britain, Conn.

New Britain, Conn., Feb. 4.—(AP)—Five men are reported dead and 40 injured as a result of an explosion in the foundry of the North & Judd Manufacturing Co., on East Main Street a few minutes before noon today.

Means' Story to the Grand Jury In American Metal Case Delayed

New York World.—The federal grand jury continued its inquiry into the American Metal Company case yesterday, without, however, hearing testimony from Gaston B. Means, former Department of Justice agent, serving a two-year term in Atlanta.

Means, who arrived here Monday night, in custody of two United States guards, had a long conference with Assistant United States Attorney Kenneth F. Simpson yesterday morning and is expected to go before the grand jury tomorrow or Friday. He is stopping under guard at a hotel.

Facts of the inquiry are necessarily secret, but it is understood on good authority that the grand jury, scheduled to hear Means yesterday, had been going over documents and other material pertaining to the alleged fraud on which it is presumed Means will be eventually questioned.

The inquiry has been under way six weeks, with four assistant United States attorneys working continually on the alleged fraudulent return of \$7,000,000 worth of American Metal Company stock to Swiss owners by former Allen Property, Custodian Thomas W. Miller.

A superseding indictment, displacing the one which indicted Miller as the sole American involved, is generally looked for.

COMPLETE JURY IN THE BOWMAN CASE; WITNESSES CALLED

Second Special Venire Had to Be Called Before Jury Could Be Completed at Newton.

149 NAMES HAD TO BE CALLED

Former National Guard Officer is Charged With Attack on Twelve-Year-Old Girl.

Newton, N. C., Feb. 4.—The second edition of the special venire in the case against Major Wade V. Bowman for an alleged attack on a twelve-year-old girl in Hickory last July came into Catawba county court at 9:30 a. m. today. The first venire of 100 men was exhausted early yesterday afternoon with two men lacking in the jury box. Judge Webb ordered an additional venire of 45 men summoned immediately and returnable this morning.

The Bowman jury was completed at 10:30 after 149 names had been drawn. Court launched immediately into the trial of the former major of North Carolina national guard for the alleged attack on the twelve-year-old girl.

Girl Tells Her Story.

New ton, Feb. 4.—(AP)—Taking of testimony began today in the trial of Wade V. Bowman, former national guard major, charged with attacking a 12 year old Hickory girl last July. The jury was completed at 10:30 this morning and the court launched immediately into the hearing.

The defense used 10 preemptory challenges and the state used two. There was only one name left in the hat, and the last juror is A. B. Young. Eleven out of thirty-nine examined this morning were opposed to capital punishment. The percentage from the entire venire which expressed opposition to the death penalty is over 35 per cent. The jury was empaneled Judge Webb ordered a short recess for counsel to confer.

Taking of evidence began at 11:05 this morning. The prosecutrix, her mother and father, Dr. H. C. Meazies and Mr. and Mrs. Arthur, all of Kentucky, were the first sworn by the state.

The prosecutrix was the first to take the stand. She will be 13 years old on June 10. Her home is two lots over Major Bowman's house in Hickory. In a low voice, hardly audible at times, she began telling the story of the alleged attack by the former army major in his then incomplete house in Hickory. She said that on July 28 last year she passed by the Bowman new house on her wheel. He was standing in the back hall, said the child, and called to her. She began crying, and Judge Webb had the witness chair moved closer to the jury box. She said Bowman induced her into the house and attacked her.

A. A. Whittier conducted the direct examination. The witness said Bowman told her not to tell anyone what had happened and then asked her to come back next afternoon. The court room was packed beyond its capacity during the testimony of the child. W. A. Self, of the defense, took the child over for cross examination. She regained her composure and answered the questions in a louder voice.

CARDINAL MERCIER LEFT HIS ESTATE TO CHARITY

Says He Was Without Fortune Because He Gave Away Practically All of His Income.

Brussels, Feb. 4.—(AP)—The will of Cardinal Mercier, executed in 1908 and made public today, says he was without personal fortune, having consigned to good works his income from publication and other sources. Moneys on hand at the time of his death, the will stipulates, will be spent in paying for his funeral and for arrears in household expenses. Any surplus is to go to charity.

McFADDEN BANK BILL PASSED BY HOUSE

Gives Certain National Banks Right to Operate Branch Banks.

Washington, Feb. 4.—(AP)—The McFadden bill to authorize national banks to engage in branch banking in cities where the state banks employ this practice was passed today by the House.

The measure now goes to the Senate. Its passage came after the House had rejected an amendment by Representative Stegall, of Alabama, ranking Democrat on the banking committee, designed to reduce materially the powers the bill would confer to national banks. Final passage was by a vote of 292 to 90.

A similar measure was passed by the House in the last Congress but failed in the Senate.

The average age of the German bride is now 27 years, whereas before the war it was 24.

Protected



One thousand Kentucky militiamen, with five tanks, three field pieces and 37 machine guns, were ordered to duty at Lexington, Ky., when Edward Harris, above, went on trial for killing Mrs. Mary Bryant, her husband and their two children. Business places were closed, interurbans and buses did not carry passengers into the city and all persons were kept away from the neighborhood of the court house. Convicts at the state prison, where Harris was kept, tried without success to lynch him.

MILK MARKETED BY CO-OPERATIVE ASSOCIATION

Survey Shows That 1,700,000,000 Pounds Were Sold in 1924.

Raleigh, N. C., Feb. 4.—(AP)—More than 1,700,000,000 pounds of milk was marketed by farmers' co-operative associations in the United States in 1924, it is shown by a survey re-completed by the United States Department of Agriculture. The results of the survey are shown in a bulletin of the department, released for publication tonight.

The figures, the department says, are based on reports received from 60 associations which sold the bulk of their milk wholesale, and 25 of which were selling mainly at retail. The former group handled 1,542,254,000 pounds, and the latter group, 158,273,000 pounds. Nearly 60 per cent of the total was handled by 15 associations in New York State, while two associations in Minnesota handled 252,552,000 pounds, and eight associations in Vermont, 101,152,000 pounds.

Altogether the department obtained reports from 128 associations. Of this number, however, 39 are organizations described as bargaining associations. These do not, as a rule, sell milk directly, although there is a tendency for them to evolve into actual marketing concerns. These organizations, the department estimates, handled 90 per cent of the total fluid milk business done co-operatively in 1924.

Their membership exceeded 204,000. About one-half of this membership, however, was in the private bargaining associations, 40 per cent, in the association engaged in the wholesale distribution, and less than four per cent in the retail distributing associations. The Middle Atlantic States, the department says, with a large membership concentrated in New York State, had nearly one-half of the total dairy marketing association membership; in the country.

Indicative of a tendency toward large organizations in the co-operative marketing of milk, the department cites the fact that 72 per cent of the total membership of the country was found in eight large associations. By states, New York led in association membership, with Pennsylvania, Ohio, Massachusetts, Illinois, and Michigan following in the order named.

Eighty-two organizations, not including those grouped as price bargaining associations, did an aggregate business of \$110,820,000 during the year. Nine-tenths of the volume of business, as in membership. Thirteen associations in that state reported a gross business amounting to \$79,679,000.

Although the associations fall roughly into the three general classes of bargaining, wholesaling, and retailing organizations, there is no sharp line between them, the department says. Many of the Associations engaged mainly in wholesaling also do considerable retailing, and on the other hand, most of the retail associations do a certain amount of wholesale business.

In like manner, the so-called bargaining associations, which were formed originally for the sole purpose of agreeing on prices with distributors are setting up machinery for wholesale and retail distribution of milk. Milk marketing associations were first organized to serve customers, the department explains. The next step was the development of wholesale distribution by farmers' organizations. The bargaining association is the latest development.

Succeeds Norman Black Here.

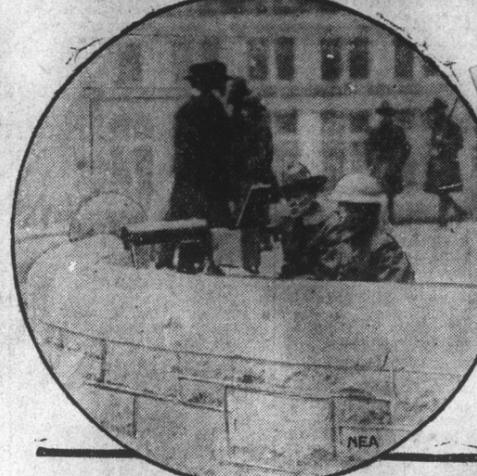
Charlotte, Feb. 4.—(AP)—J. R. Leigh, formerly of the Shelby District of the North Carolina Co-operative Marketing Association, has been named to succeed Norman Black of Cabarrus county, as field representative of the Fourth District, and will have headquarters at Charlotte. Mr. Black has been transferred to Monroe.

Snow Along Atlantic Seaboard.

New York, Feb. 4.—(AP)—The entire north and central Atlantic seaboard was blanketed in snow today as a result of the storm which swept from Georgia to Maine on the wings of a heavy gale.

Hand-painted shoes and hand-painted hats are the latest fancy of fashionable women in Paris.

Troops on Duty in Lexington



One thousand national guardsmen were on duty in Lexington, Ky., when Ed Harris, negro slayer, went on trial. Photo above shows a machine gun emplacement guarding the approach to the court house.

PEACH RATE HEARING IS RESUMED TODAY

Peach Industry in Georgia Will Soon Be "Past History" Unless Rates Are Cut, Witness Testifies.

Macon, Ga., Feb. 4.—(AP)—Hearing of testimony intended to show that excessive rates are charged for shipment of peaches from Georgia was resumed here today before Burton Fuller, examiner of the Interstate Commerce Commission.

The peach industry in Georgia will be "past history" unless relief is afforded the growers on freight and refrigeration rates, witnesses for the growers declared yesterday, the first day of the hearing.

COMPROMISE SURTAX RATE AGAIN ATTACKED

Senator Norris Attacked Senator Simmons For Accepting Any Compromise.

Washington, Feb. 4.—(AP)—The compromise on a 20 per cent. maximum surtax rate in the revenue bill again came under fire in the Senate today, already approved by the voters of a coalition of republican and democratic "regulars."

Senator Simmons, of North Carolina, ranking democrat on the finance committee, explained that the minority members had agreed to the 20 per cent. maximum rate only after part of their proposal to increase the reductions on incomes between \$20,000 and \$100,000 was accepted by the republicans.

"Why did you surrender?" asked Senator Norris, republican, of Nebraska. "Why surrender your rights to tax men of great wealth a just levy of at least 25 per cent? Why did you not stand on your principles of two years ago?"

Senator Simmons said that as it was a cut of \$23,000,000 on incomes between \$20,000 and \$100,000 was made on a demand of the democrats. "I wouldn't have had enough votes from your insurgent republicans to put over any other rates as two years ago," he added.

John H. McElwee Dead.

Statesville, Feb. 4.—(AP)—John Harvey McElwee, 91, tobacco manufacturer here for more than fifty years, died at his home today. Funeral services and interment will be tomorrow morning at 11 o'clock. He is survived by five children.

System Works Well in Ohio.

Gastonia, Feb. 4.—(AP)—The erection of large white wooden crosses at spots on North Carolina highways where a person has been killed, as a striking reminder to passing motorists that they should be careful, is being advocated in North Carolina by C. M. McDonald, a Long Island, N. Y., attorney, who is in this state on business.

The system, in use in the state of Ohio, is working well in that state, Mr. McDonald declares. Former Governor Cameron Morrison favors the plan, he stated, and has suggested that he bring the suggestion to the attention of Governor McLean and Frank Page, chairman of the State highway commission.

Footprints of 25 Million Years Ago Revealed in Grand Canyon

Washington, Feb. 4.—Footprints made in the sand approximately 25,000,000 years ago by animals long since extinct have been discovered in the Grand Canyon of the Colorado River. They have been preserved indelibly in the record of the rocks in this instance of the Coconino sandstone of Arizona.

Dr. Charles W. Gilmore, the paleontologist who uncovered many of these ancient tracks, has brought specimens of them to Washington. He describes the unique exhibit for the first time in a bulletin of the Smithsonian Institution made public today.

The human mind, says Dr. Gilmore, can scarcely grasp the idea of the vast age of animal life on earth presented by these strange footprints. Some tracks of extinct quadrupeds were first discovered in the Grand Canyon in 1915 by Prof. Charles Schuchert. In 1924 Dr. John C. Merriam, president of the Carnegie Institute of Washington, conceived the idea of leaving a permanent exhibit of the footprints in place, just as they were found, so that the tourist that visits the Grand Canyon may see them.

Such an exhibit has been prepared on the Hermit Trail by Dr. Gilmore, in addition to the specimens brought to Washington. The tracks include those of new and unknown species that lived in the wet sand of this region millions of years ago. The Smithsonian Institution hopes later to do similar work in other localities and to take steps to preserve such natural phenomena.

"The great antiquity of these footprints, which occur from 900 to 1,080 feet below the level of the present rim of the Canyon," says Dr. Gilmore, "is clearly demonstrated at this locality."

It is obvious that since the day when those animals impressed their feet in what at that time was moist sand, more than 1,000 feet of rock-making materials were piled up in successive strata above them, and this does not take into account many hundreds of feet more that have been eroded off from the present top of the canyon wall.

"The great length of time required for the cutting away or erosion of the rock to form the deep canyon, and the even longer time necessary for the original deposition of this great mass of stone is, when translated into terms of years, if that were possible, so stupendous as to be almost beyond human comprehension.

WARD CORPORATION TO BE INVESTIGATED BY FEDERAL BODY

New Corporation Was Recently Organized to Deal in Materials Used by the Baking Industry.

INQUIRY APART FROM 2 OTHERS

William B. Ward Says He Is Ready and Willing For the Inquiry to Be Completed.

Washington, Feb. 4.—(AP)—A special investigation has been ordered by the federal trade commission into the Ward Food Products Corporation, recently organized to deal in materials used by the baking industry.

The investigation will be conducted by the legal department of the commission and will be apart from the economic investigation of the entire baking industry which has been in progress for several months as directed by a senate resolution. The general investigation is not to be completed for several months and heretofore it has been the general view in commission circles that it would embrace the newly formed Ward company.

As ordered, the new investigation is distinct from the one proposed in the senate yesterday by Senator La Follette, Republican, Wisconsin, who asked that a senate committee investigate all companies directly or indirectly controlled by William B. Ward, who with his associates organized the Food Products Corporation.

Replying to that move Mr. Ward wired Senator La Follette that he would welcome senatorial scrutiny of the project.

With Our Advertisers. New hats and spring frocks at Fisher's. Hats \$2.95 and \$5, and dresses \$9.75 to \$15.00.

From February 1st to February 10th, inclusive, the Kidd-Fris Music & Stationery Co. will give 500 votes for every dollar paid on charge accounts.

The new all-steel Ford body separate from the chassis is now being displayed in the show rooms of the Reid Motor Co.

Dresses, new and modish, foremost styles for spring, only \$14.75 at J. C. Penney Co's.

Don't listen to the blue sky promoters but safeguard your heirs by having the Citizens Bank and Trust Co. act as trustee of the money you bequeath. D'Orsay perfumes on sale at Gibson Drug Store.

Let the Central Filling Station grease your car with Alemite Chassis and Transmission Lubricant. Look up new ad.

The poultry market is again active. C. H. Barrier & Co. wants to buy 1500 pounds of hens before February 11, and will pay 20 cents a pound. Read what they tell you in a new ad. today.

H. Hoyle Sink at Asheville. Asheville, Feb. 4.—(AP)—H. Hoyle Sink, commissioner of pardons, here to investigate a number of applications for executive clemency, will have presented to him the appeals of a number of the men convicted of participation in the mob which stormed the Buncombe county jail last September in an effort to get Alvin Karpis, a negro.

Manuel was later convicted of an attack upon a white woman, and sentenced to die. He now has an appeal before the Supreme Court. His case also is being investigated by the pardon commissioner.

When Mr. Sink reached Asheville, the families of fifteen of the twenty men convicted of participation in the mob were ready to present personal appeals to him. And in two cases, petitions, said to bear the signatures of a large number of persons, had been prepared.

Music Contest at North Carolina College.

Greensboro, Feb. 4.—(AP)—Early interest manifested in the seventh annual North Carolina music contest at North Carolina College indicates an even larger number of participants than last year, according to Dr. Wade R. Brown, dean of the school of music at the institution. The contest will be held April 29th and 30th.

Last year 964 high school students from various points in the state took part in the contest, and a number of high schools have already indicated their intention of competing this spring, says Dr. Brown.

SAT'S BEAR SAYS:

Fair tonight, Friday fair in east, increasing cloudiness in west portions, not much change in temperature, diminishing northwest winds.

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