

Senate May Determine Present Status Of F. L. Smith Before Night

Illinois Man Presents Credentials to Senate and Fight Over Qualifications Is Started.

TWO GROUPS IN THE SENATE NOW

One Wants to Keep Him From Being Seated, the Other Wants to Seat Him and Then Investigate.

Washington, Jan. 19.—(AP)—His eligibility questioned from both sides of the chamber, Frank L. Smith, of Illinois, waited on the threshold of the Senate today for a decision which at best promised him little satisfaction.

With few exceptions the senators divided into two groups, one to be on denying his admission pending further inquiry into the finances of his primary campaign, and the other asking that he be sworn in as a senator and his fitness investigated afterward.

Meeting an hour earlier than usual, the Senate hoped to reach its decision before adjournment tonight. There was unusually large attendance on the floor and the galleries were jammed.

Smith remained at his hotel suite until just before the Senate met, and then proceeded to the capital to join Senator Deenen, who took him to the chamber to offer his credentials.

Immediately after Vice-President Dames called the Senate to order, a quorum call was demanded by Senator Curtis, of Kansas, the republican leader, and the clerk called the roll.

Smith's certificate of appointment, from Governor Small then was presented to the Senate by Sen. Deenen. As he sent the paper to the vice president's desk, the Illinois senator moved that the applicant be administered the oath.

Included in the motion was a proposal that all objections against the appointee be referred to the elections committee for hearing.

Senator Deenen then began a speech in support of his motion. Eighty-one of the ninety-five senators were in the chamber.

THE COTTON MARKET

Opened Steady at an Advance of 3 to 8 Points, With March Going to 13.58.

New York, Jan. 19.—(AP)—The cotton market opened steady today at an advance of 3 to 8 points in response to Liverpool cables and reports of continued activity in cotton goods at Manchester.

The advance to 13.53 for March and 13.95 for July met considerable realizing by recent buyers, and a little more Southern selling of hedging. Business tapered off after initial buying orders had been executed, prices sagging 5 or 6 points from the best.

NORRIS BETTER SO TRIAL IS RESUMED

The Defendant in Murder Case Shows Effects of Severe Cold Which Halted His Trial Tuesday.

Austin, Tex., Jan. 19.—(AP)—Trial of Rev. J. Frank Norris on a charge of murdering D. E. Chippis, of Fort Worth, was resumed here today after a one-day recess caused by the illness of the defendant.

Dr. Norris was in court slightly pale. He was ill with a severe cold and inflammation of the throat.

Jesse M. Brown, a Fort Worth attorney, former county judge and district attorney of Tarrant County, testified as the first defense witness, that Chippis' reputation as a drinking man was bad. He was not questioned by the state.

The defense continued evidence designed to show that Chippis was dangerous while intoxicated. Thirty witnesses were introduced by the defense Monday to present similar evidence.

TRYING TO FIND WHO FLOGGED POYTHRESS

Members of Faculty of the University Interest Themselves in His Behalf.

Durham, Jan. 18.—Members of the faculty of the University of North Carolina and townspeople of Chapel Hill have interested themselves in the investigation being conducted into the flogging of Poythress, Chapel Hill mail delivery man, by a band of eight hooded and robed men who picked him up in Durham and carried him out several miles for the punishment on the night of January 3, it is learned.

The faculty members and to whom Poythress had been delivering mail for more than three years and have been their interest from desire to help the 24-year-old man and his father, who is the night watchman at Chapel Hill.

NOTES FROM THE CAPITOL

(By International News Service) (H) committees now operating in full swing, expectations are that the already crowded calendars will be swept clean by the end of the present week, if last week's precedent is followed.

Dr. Oscar Hayward, representative of Montgomery, wants it understood that he was pastor of the Baptist Church of the Covenant, New York, and not assistant pastor to Rev. John Rosch Stratton, as he had been stated in the press.

Congressman Charles L. Abernethy, of New Bern, is the first member of the North Carolina delegation to visit the 1927 session of the General Assembly.

Word has reached the Capitol that Representative Hayward's "blue law" to prohibit Sunday sale of soft drinks is not stringent enough, and several "blue bills" are being formed by ministerial associations.

Tells Agrarian Committee Government Has Halted Rebellion So Far.

EMPEROR CHARLOTTE DIES OF PNEUMONIA AFTER MAGIC LIFE

Mind Had Been Clouded Since She Heard of Execution of Husband, Emperor Maximilian.

HUSBAND KILLED WHILE ON DUTY

Was Executed at Queretaro Mexico, Where He and His Wife Had Ruled for Several Years.

Brussels, Belgium, Jan. 19.—(AP)—Charlotte, once empress of Mexico, as the wife of Emperor Maximilian, died at her chateau near here at 7 o'clock this morning.

At times over the week-end she seemed to improve, then on Tuesday morning pneumonia developed. There was a hurried consultation of physicians and Charlotte's nephew, King Albert, and Queen Elizabeth and others of the royal family were summoned to the sick room.

Baron Auguste, knowing that the empress was soon to die, spoke wistfully of his relations with the Belgian royal house, of the beauty and charm of Charlotte as a girl before she married the Austrian arch-duke Maximilian.

It is his privilege, he said, to have known her for so many years ago. "Emperor Charlotte is to bury us all except yourself."

The baron as administrator of Charlotte's property, added that there was no truth in the reports of her great fortune. While it was once something like 10,000,000 francs, he explained, it had dwindled considerably the last few years because of the depreciation of Russian and German shares.

The story of Maximilian and Charlotte is one of the great royal romances and is peculiarly interesting to Americans because it had tragic contact with western shores. Maximilian, a grand duke of Austria, brother of Emperor Francis Joseph, set up the Mexican throne in 1864 with the encouragement of Napoleon III.

In 1866, after he had created an enormous Mexican debt and lost the confidence of the Mexican people and European support as well, he was executed by a firing squad in Mexico. The life of the "mad Empress" Charlotte was filled both with romance and pathos. For more than half a century, after she fell in a faint at the feet of Napoleon III at the court of St. Cloud when he refused the aid of France for her husband, she was considered by many to have been insane but whether she was really mentally unbalanced has remained a mystery.

After Maximilian had been captured, tried and shot, apparently her mental breakdown became complete and she was found one day wandering in the streets of Rome, babbling like a child. When taken charge of she was washing her hands in one of the street fountains. An appeal was made to the Tuileries for assistance but it was refused. She retired to Miramar and subsequently was received at the Chateau de Laeken near Brussels by her brother. Here for more than 50 years she had dragged out a miserable, solitary existence.

The fiction that she was still Empress of Mexico was continued by the widow of Maximilian and her little court of five persons and also by the Belgian royal family during all the time she remained at seclusion at the Laeken chateau.

The question whether she really was insane has been a matter of much speculation. For a long time the ex-empress suffered from hallucinations of persecution but these gradually subsided and eventually disappeared. There have been many instances showing that her mind was clear. Many friends maintained that she feigned dementia through pride so that she could continue to act, talk and be treated still as an empress. Her relatives never took any action to have her declared incompetent as the Belgian law requires in cases of violent insanity.

Never in the 50 years or more was Charlotte known to have mentioned her husband, Maximilian, and never in all that time was the word "death" spoken in her presence. She was never

Demands Of City And Reply Of Southern Are Outlined

Points at Issue in Controversy Between the City and Railway Company Outlined in Letters and Memoranda Prepared by Officials Representing Each.

The following constitute the demands made by the City of Concord in the controversy with the Southern Railway relative to the maintenance of the overhead bridge, the nearby trestle bridge and the approach to the bridge:

"Pay one-half of cost of paving concrete bridge across Southern right-of-way 200 feet.

"To maintain concrete structure which is to include wearing surface across Southern right-of-way 200 feet.

"Construct concrete abutments to wood trestle across siding and maintain structure which is to include wearing surface.

"The Railway Company to maintain the surface of the crescented trestle over the aforesaid track to the Brown Manufacturing Company's plant.

"The Railway Company to reimburse the City for the amount expended for temporary repairs made in December, 1926, due to the sloughing of the fill. The City to maintain in the future the fill and wearing surface of the roadway."

J. T. Hartzell, senior, of the law firm of Hartzell and Hartzell, counsel for the Southern, made public the above demands of the City and answer of the Southern. He also made public a letter from S. R. Prince, General Solicitor of the Southern, which sets forth at greater length, the company's intentions in the controversy.

The following was agreed to by the answer to the first paragraph of the demands Mr. Prince says: "Mr. Miller is willing to agree to this."

In answer to paragraph two he says in part: "Our position with reference to the wearing surface is this: There has been a bridge at this point for more than 30 years. As shown by the extract from the minutes of the town under date of March 4, 1894, the following was agreed to by the town: 'The commission for the Town of Concord will accept the same as a public bridge in said town.' And also 'That the commissioners for the Town of Concord will maintain and keep in proper repair at all times after the acceptance thereof said bridge and approaches thereto for public use, until the bridge shall be declared unsafe for use hereinafter expressed.'"

"In other words, after the bridge was completed the town agreed to accept it as a public bridge and maintain it. If it was a public bridge, the obligation to maintain it in its entirety was upon this town, but we do not ask that. We are willing to maintain the structure itself and, as heretofore stated, are willing to pay half of the cost of paving the concrete bridge across the right-of-way."

"When that is done it seems to us that the bridge should be treated as any other paved street. The wearing surface of a street is repaired by the town, and it is only when the street is repaved entirely, just as if it were a new proposition, that abutting property holders are asked to contribute to the cost of repaving, including the floor system, but not in

LITTLE WORK DONE BY SOLONS TODAY; 24 BILLS OFFERED

Houses Met at 11 O'clock But With No Outstanding Matters Presented, Adjournment Followed.

HOUSE HAD 24 BILLS OFFERED

It Passed None, However, and Senate Did No Better.—Senate Pays Tribute to Gen. Robt. E. Lee.

State Capitol, Raleigh, Jan. 19.—(AP)—With chests apparently clear of anything smacking of outstanding importance, both houses of the general assembly heeded gavels at 11 o'clock today.

The house heard a prayer by the Rev. Mrs. Hunter, of the Vanguard Presbyterian Church, Raleigh, and passed immediately to receiving reports on bills from committees.

The gallery craned its neck when Representative D. Scott Poole, Hoke, addressed the chair, but his offering turned out to be nothing more than a favorable report on pension bill for Confederate veterans, and their widows.

The senate was prayed for by Rev. L. M. Holloway, of the Pollockville Baptist Church, and proceeded to make short work of its routine.

Senator Neal Salmon, Harnett, contributed a state-wide measure in the form of a bill that would strengthen the "bad check" law.

The bill would not repeal the present law, which requires ten days notice before prosecution, but would add an entirely new law covering the giving of bad checks. Decision as to which of the two sections a person would be presented under would be left in the discretion of the prosecuting officer.

The House extended courtesies of the floor to a dozen old members. A humorous contest between the two "official adjourners", Nettles, of Buncombe, and Hart, of Anson, for the floor ended with the Anson physician getting the distinction of moving that the house "do now adjourn until 11 o'clock tomorrow."

It introduced 24 bills and passed none. Among the number were Representative Connor's recommendations for judicial reform.

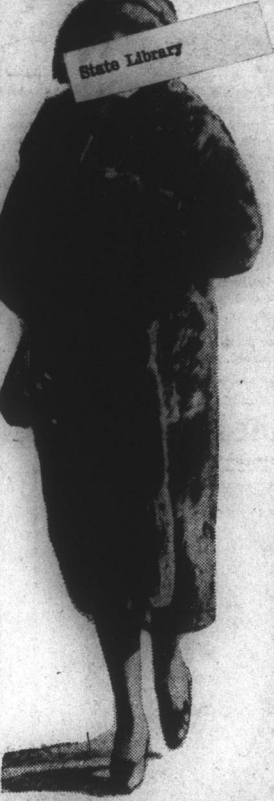
The senate voted to honor the memory of General Robert E. Lee by adjourning until 12 o'clock tomorrow. Legislators quickly cleared the chambers and prepared to advance on the committee rooms after lunch, where the day's heavy work lay in store.

With Our Advertisers. You should provide yourself with auto insurance at once if you have none. See new ad. of the Fetzer & York Insurance Agency.

Wrentham Knappolis wants to call for your clothes that you want cleaned or dyed.

Feed Kaeble Scratch or Spartan laying mash to your chickens. At the Cabarrus Cash Grocery Company. Phone 587 for fresh and canned vegetables and fruits. The J. & H. Cash Store.

Beaten, Charge



Blows from a heavy iron pipe were rained on her by her husband, William F. Dornbush, when he raided her camp in Maine, Mrs. Edith K. Dornbush charged in a separation action in New York. She is said to be the stepdaughter of the late Otto Eisenlahr, Philadelphia millionaire.

RICHES SHOWERED ON GEORGE YOUNG

Movie, Vaudeville and Swim Promoters Compete With Tenders of Contracts.

Santa Monica, Cal., Jan. 17.—George Young, who had 60 cents to his name day before yesterday awoke this morning from a luxurious twenty-four-hour sleep to find the \$25,000 he won in William Wrigley's Catalina swim is only a drop in his bucket of wealth.

Representatives of three vaudeville magnates and an uncounted number of motion picture executives had moved from the mahogany offices in which they customarily design to receive famous stars and were humbly camped on the front steps, awaiting the awakening of the hitherto unknown seventeen-year-old hero and his pleasure in receiving them. Young's immediate earnings, it is thought, will total in the neighborhood of \$100,000.

However, he and Henry O'Byrne, who trained and encouraged him, and managed his swim from the accompanying boat, are not going into future contracts hastily. O'Byrne is to be Young's manager. They are going to consider all offers carefully. One thing is certain—Young is made financially for all time.

"No more work for you, Mother dear," was the telegram George sent to his mother in Toronto this morning. Simultaneously he let it be known that it was a telegram from his mother that pulled him through the last few hours of the swim. O'Byrne received the message when Young was about five miles off shore.

"I know you'll win, George," was his text. O'Byrne grabbed a megaphone and yelled the message to Young. From then on there was no doubt of the boy's success.

When the first flurry of excitement and hubbub began to subside today, Young dispatched a second message to his mother, asking her to come to California at once. If his mother likes the West, he thinks he will buy a home in Santa Monica and remain permanently, to be near the scenes of movie work and future swims.

Wrigley Plans Women's Race. Mr. Wrigley, overjoyed at the success of the race, announced another for next fall—probably in September. It may be for women only. He is determined to make the Catalina swim an annual event. The magnate is likewise tickled that Young should have won.

SOUTH DURING DAY PAYS FULL HOMAGE TO ROBERT E. LEE

In Every State of Old Confederacy Exercises Appropriate to the Occasion Are Being Held.

STONE MOUNTAIN ATTRACTS HOSTS

Likeness of Great Leader Is Being Carved Now on the Rocky Face of the Mountain.

Atlanta, Jan. 19.—(AP)—The South paid homage today to General Robert E. Lee, in song and story and rebel yell.

In every state of the old Confederacy exercises appropriate to the anniversary of the commander's birthday were planned. For most of the section the day was a legal holiday with banks closed and governmental agencies suspended.

Among the oldest and youngest persons, General Lee was remembered perhaps most demonstratively. In veterans homes the day was of peculiar significance, while in those public schools that did not close, exercises of an elaborate nature were held. Daughters of the Confederacy likewise observed the anniversary.

A striking likeness of General Lee now being carved on the side of Stone Mountain attracted many persons to that place. At United States base hospital No. 48 veterans of the World War heard the virtues of their fathers' commander in war extolled by former Governor Nat E. Harris of Georgia.

RUTHERFORD COLLEGE SITE MAY BE MOVED

Consider Taking the Institution to Morganton.

Hickory, Jan. 18.—Future plans for the development of Rutherford college may include the removal of the institution to Morganton, it was said in rumors reaching Hickory, Friday. Another meeting will be held soon when enough tangible material and information will be on hand to justify their decision one way or the other, Mr. Jordan intimated.

January Clearance Sale at the Parks-Belk Company. The January Clearance Sale at the big store of the Parks-Belk Company will begin Thursday morning, January 20th, at 9 o'clock. The store will be closed all day Wednesday, as the whole force will be busy all day marking down the prices.

The buyers have visited the mills both in the north and south, and have found many wonderful bargains, which they are passing on to their customers in this sale. They are discontinuing their wholesale department, and all their goods must go in the coming clearance sale.

One special for opening day will be men's regular 65-cent chambray shirts for only 25 cents. There will also be on sale Friday and Saturday morning at 9 o'clock.

Smith Will Present Credentials Tomorrow. Washington, Jan. 18.—(AP)—After his arrival here today from Chicago, Frank L. Smith, senator-designate from Illinois, decided to defer until tomorrow the presentation to the senate of his credentials as successor to the late Senator William B. McKinley.

In order to cut court costs, mounted policemen in Paris will now not only arrest traffic-law violators but will also assess the fine and collect immediate payment.

Twelve Pages Today Two Sections

CONCORD FOR FAMILY DAY 10c-20c ALL-day WEDNESDAY ONLY THE CALL OF THE KLONDIKE A Red Blooded Romance of the North-land Robert W. Service says: "There's a land where the mountains are nameless and the rivers all run God knows where; where there are lives that are erring and aimless, and deaths that just hand by a hair." All of which is very vividly portrayed in "The Call of the Klondike."