

WEATHER FORCAST

North Carolina—Fair to light, except on the north coast; Tuesday fair. South Carolina—Fair, slightly warmer tonight; Tuesday fair.

THE FIRST AMERICAN CASUALTY LIST

NORTH CAROLINIAN ONE OF 20 VICTIMS OF A GERMAN RAID

Three American Troops Killed, Five Wounded and Twelve Are Missing As Result of Morning Attack

A COMPANY OF SAMMIES CUT OFF BY A BARRAGE

Germans Raided a "Quiet" Section of the French Front Early Saturday Morning—One Wounded German Was Left a Prisoner.

(By Associated Press.)

Washington, Nov. 5.—The official casualty list of the losses of American troops in France in their first clash with the Germans follows:

Killed:

- Private Thomas F. Enright, sister, Mrs. Mary Irvin, Pittsburg, Pa. Private James B. Gresham, mother, Mrs. Alice Dodd, Evansville, Ind. Wounded: John J. Smith, brother, F. D. Smith, Ludington, Mich. Private Charles J. Hopkins, brother, James W. Hopkins, Stanton, Texas. Private George L. Box, father, James L. Box, Altus, Okla. Private Homer Givens, father, Wm. F. Givens, Cloverdale, Ala. Private Charles L. Orr, mother, Mrs. Sarah Regnell, Lyons, Kansas.

Captured or Missing:

- Sergeant Edgar M. Halyburton, father George B. Halyburton, Stone Point, N. C. Corporal Nicholas L. Mulhall, mother, Mrs. Bridget Mulhall, Jersey City. Corporal Edwin H. Haines, mother, Mrs. Elizabeth Haines, Woodward, Okla. Private Herchel Godfrey, father, Wm. C. Obsterst, Chicago. Private Vernon M. Kendall, father Sam Kendall, Roll, Okla. Private William P. Grigsby, mother, Mrs. Lizzie Grigsby, Louisville. Private Frank E. McDougal, father, R. L. Dougal, Marysville, Mo. Private Daniel B. Gallagher, father Neil Gallagher, Blocton, Ala. Private John P. Lester, father, William Lester, Tutwiler, Miss. Private Harry Langhman, Ada R. Langhman, Chicago. Private Dewey D. Kern, mother, Mrs. Eva Tilton, Collins, Iowa. Private ——— Keckon, cannot be identified.

The list was accompanied by the following announcement: "The War Department has received a dispatch from the commanding general of the American expeditionary forces which states that before daylight, November 3, a salient occupied for instruction by a company of American infantry was raided by Germans. The enemy put down a heavy barrage fire, cutting off the salient from the rest of the line. Our losses were three killed, five wounded and twelve captured or missing. The enemy's losses are not known. One wounded German was taken prisoner."

American troops captured by the Germans in the trench raid on the morning of November 3 probably were trapped in their dugouts and forced to surrender or be blown to pieces with aerial grenades without a chance to fight. This is the only explanation which occurs to army officers. General Pershing's report merely stated that the German artillery had dropped a heavy barrage fire about a sector of the trench, cutting the men off from help. The fact that one wounded German was captured, however, indicated that the trench had been re-occupied by the American forces. Whether the men killed and wounded were the same is not known.

CHARLIE WALKER ESCAPES CHAIR

Governor Commutes Death Sentence of Caldwell County Man

(Special to the Dispatch) Raleigh, N. C., Nov. 5.—Governor Bickett today commuted the death sentence of Charlie Walker, murderer of his sweetheart, Florence Sulphin, in Caswell county, in October of last year. Governor Bickett was moved to clemency against public sentiment, which, while strongly divided, had weight against Walker. Ten jurors sought it after convicting him, and while the men seemed to favor execution, women do not, husbands and wives often appearing on opposite side of the petition. The Governor was persuaded to give the life sentence by the youth of the boy, who was 19 years of age when he killed his sweetheart, who had promised to marry him, but suddenly had changed her mind and threw him into despondency that resulted in the murder. The Governor writes fully 2,000 words in explanation of the clemency. "I cannot believe that the public conscience of North Carolina demands the life of this 19-year-old boy for his first and only crime, committed in a frenzy of despair," the Governor says.

"THUG" HIRED TO ASSAULT VOTERS

Alleged Plot to Intimidate Hyland Voters Uncovered By Swann

(By Associated Press.) New York, Nov. 5.—District Attorney Edward Swann issued a statement today declaring that he had obtained the confession of a "gun man" alleging that an organized effort was to be made during tomorrow's municipal election to prevent voters for John F. Hyland, the Democratic candidate for mayor, from reaching the polls by intimidation and assault. "I have in my possession a confession made by one of the men employed as such, that thugs and strong-arm men, 'gorillas,' as he terms them, have been hired to assault voters at the polls," District Attorney Swann's statement says. "Their instructions are not to kill but to disable. If the plans are carried out according to schedule, there will not be enough ambulances in New York City to carry their victims to the hospital."

The statement charges that the "thugs" are under the leadership of a strike-breaker who "has unlimited money to spend" and "has been promised protection." "They have employed this individual," Mr. Swann said, "to intimidate the voters of the city. His instructions to his men, as related to me by one of the men to pick quarrels with the supporters of Judge Hyland as they stand in line waiting to vote and put them out of business." Mr. Swann said he has sufficient evidence to cause the indictment and arrest of the men who hired the alleged thug-leader. He declared that he had already subpoenaed an important witness before the grand jury.

The Princess Pats. (By Associated Press.) Montreal, Nov. 5.—Private advices announced today that Meetcheele, in Flanders, which was captured last week, was taken by the Princess Patricia Canadian light infantry.

LAW SEGREGATING NEGROES DECLARED UNCONSTITUTIONAL

Supreme Court Today Killed Effect of Ordinance Adopted by Louisville

MANY SOUTHERN CITIES ARE AFFECTED

Attempt to Prevent Alienation of Property Because of Color is Not Legitimate Police Power.

(By The Associated Press.) Washington, Nov. 5.—Louisville's negro segregation ordinance was today declared unconstitutional by the Supreme Court. The decision affects similar ordinances in Atlanta, Richmond, Baltimore, St. Louis and many Southern cities. In rendering the opinion, Justice Day said: "The authority of the State to pass laws in the exercise of the police power, having for their object the promotion of the public health, safety and welfare, is very broad and has been affirmed in numerous and recent decisions of this court. But it is equally well established that the police power, abroad as it is, cannot justify the passage of a law or ordinance which runs counter to the limitations of the Federal constitution. 'That there exists a serious and difficult problem arising from a feeling of race hostility which the law is powerless to control and to which it must give a measure of consideration, may be freely admitted. But its solution cannot be promoted by depriving citizens of their constitutional rights and privileges. 'As we have seen, this court has held laws valid which separated the races on the basis of equal accommodations in public conveyances, and courts of high authority have held enactments lawful which provide for segregation in the public schools of white and colored pupils where equal privileges are given. But in view of the rights secured by the 14th amendment to the Federal Constitution, such legislation must have its limitations and cannot be sustained where the exercise of authority exceeds the restraints of the constitution. We think these limitations are exceeded in laws and ordinances of this kind.'" (Continued on Page Eight.)

RAILROADS APPEAL TO THE I. C. C. FOR INCREASED RATES

Hearing Pleas of 38 Railway Systems Started in Washington Today

PRESIDENT REA OPENED THE CASE

An Advance of 15 Per Cent. Is Declared Imperative to Meet War Time Conditions—R. R. Contentions

(By Associated Press.) Washington, Nov. 5.—The re-opening of the 15 per cent. rate advance case before the Interstate Commerce Commission today was marked by claims of counsel of Eastern railroads that transportation facilities and financial stability of the roads are menaced by prevailing rates. "We cannot afford to make mistakes," declared Samuel Rea, president of the Pennsylvania railroad, in opening the case. "It is not a time for panic, but neither is it a time for disregarding the facts of increasing expenses, of diminishing net operating income, of deferred maintenance, of lack of present facilities and inability to provide future ones." War time conditions with the resultant increase in the cost of labor and materials make it imperative that an advance over the present rates be granted, asserted counsel representing 38 systems operating east of the Mississippi and north of the Ohio rivers. If the roads are to handle adequately the great volume of wartime traffic without incurring the imminent risk of financial reverses, better provision, it was pointed out, must be made by the government. With the successful prosecution of the war the paramount duty of the nation, and the effectiveness of the mobilized industrial machine to supply men, munitions and foodstuffs, limited to a great extent by transportation resources, it is of primary national interest, it was urged, that no means of maintaining adequate railroad facilities and of strengthening "imperfect railroad credit" be neglected. Decision to re-open the case, after an interval of four months, was announced by the Commission in a report. (Continued on Page Eight.)

AUSTRO GERMAN FORCE PASSAGE OF TAGLIAMENTO

Invaders Cross River at One Point, Despite Italian Resistance

ITALY'S SITUATION IS INCREASINGLY GRAVE

Teutons Will Try to Make Most of the Opening—Rome Reports Heavy Pressure On Italian Lines

Italy's situation appears increasingly grave today with the announcement from Rome that the Tagliamento river west of which General Cadorna had established his new line after the retreat from the Isonzo, had been crossed by the Austro-German invaders.

The crossing of the river apparently has not yet been in sufficient force to compel Cadorna to decide upon abandonment of the Tagliamento line, but the Teutonic commander undoubtedly will make the most of the opening he has forced to debouch against the Italian positions north and south of the point where he has gained a footing on the west bank of the stream.

That this process is already underway is indicated by the fact that Rome tells of increasing Austro-German pressure against the Italian left wing, where the crossing was effected.

The spot selected by the enemy for the successful attempt—near Pinzano, about 40 miles from the mouth of the river, and about 17 miles northwest of Udine, was at a point where the marshy ground encountered further to the south begins to disappear, the banks rising perceptibly and the river narrowing down.

If General Cadorna decides to abandon the Tagliamento line, at which it is by no means certain that he intended to fight more than a delaying action, his next natural stand for the protection of Venice will be presented at Livensa, from 10 to 15 miles farther west.

Meanwhile as the opposing armies are struggling for the temporary mastery of the field the Entente leaders, including the British and French premiers and military advisers, are in council at Rome to deal with the situation which admittedly is recognized as grave, coupled as the powerful attack from the east is with the threat of a flanking movement by the Austro-German forces, southward in the Trentino, to the west of the present battle front.

Berlin's account of the Tagliamento crossing gives the movement the appearance of an operation in great force, which already has resulted in a decided Teutonic victory. More than 6,000 Italians were taken prisoner and several guns were captured in the engagement, declares the official statement. The Austro-Hungarian and German divisions which effected the passage are advancing westwardly, it is added.

Signs of a probable impending renewal of the offensive by Field Marshal Haig in Belgium may be seen in the German statement on the western front operations. This reports the opening last night of a heavy, destructive bombardment along the Yser lowlands and from Houthousterwood to the Ypres-Comines canal. This means, apparently that Haig's guns have opened up forcefully along virtually the entire front from the North Sea to the French border.

LLOYD-GEORGE AND PERSHING CONFERRED

(By Associated Press.) Paris, Nov. 5.—Before leaving Paris for Rome, Lloyd-George, the British Premier, had a long interview with General Pershing. The American commander came especially from the American army headquarters to meet the British prime minister. Field Marshal Haig, the British commander, also was present at the conference.

NEW YORK BUTCHERS THREATEN TO STRIKE

(By Associated Press.) New York, Nov. 5.—A strike of 5,000 butchers was threatened here today unless the master butchers accede to a number of demands, including union recognition, higher wages and a shorter workday on one day a week during summer months.

Dr. Henry Moskowitz, commissioner of markets, has offered his services to both sides in an effort to avert a strike.

THE DISPATCH CONTEST CLOSSES NEXT MONDAY

Many Rumors Are Being Circulated, and Contestants Are Cautioned Not to Pay Any Attention to Them—Right Now, if Ever During the Contest, Do Not Get Discouraged.

chill the ardor of some of the less courageous candidates. Such reports are always found to have been carefully passed out to the right parties, so that they will reach the contestant's strongest opponent, in the hope that she will become discouraged. Right now, if ever in the life of the entire contest DO NOT BECOME DISCOURAGED. This week means a Briscoe automobile, or one of the other prizes—or defeat. Where will you be at the end? It is going to rain ballots around The Dispatch office on Monday, November 12, and each candidate should be determined that she is going to make her opponents believe they have been in a cloudburst.

Voting Saturday was light, only fifteen contestants casting any votes. Those who did vote, however, cast enough to cause several changes among the leaders. The largest number of votes for the day was cast by Miss Bertha Pierce, of Vineland, which moved her from well down in the list to first place. This is the first time Miss Pierce has had her name among the leaders, and her many friends will be glad to see that she not only captures a place among "Today's Leaders," but that she also captures the place of honor. Miss Pierce cast 52,000 votes.

The next biggest gain of the day was made by Mrs. Sol Jones of Wilmington. Mrs. Jones cast a total of 43,500 votes, which landed her in second place.

The candidates who expect to win must certainly exert every effort possible during the six remaining days of the contest. You certainly can't afford to stop now if you expect to be a winner. Those who do not do some work during the next few days will regret it when the final count is made by the judges. Don't let it be said that you lost by one yearly subscription. If you do all that you possibly can, and then fail to win, you cannot blame yourself—you will have "done your best."