

## Swindell's Condition Continues Unchanged

### Bullet Removed at 10 O'clock Friday Night but Symptoms of Pressure on or Lesion of Spinal Cord Continue Friday Morning

The condition of Joe Swindell, Pasquotank prisoner who was to face trial Thursday morning for a crime against the chastity of his grandchild, but who was shot by the deputy sheriff on the way to the jail to bring the defendant into court, continues grave, but without immediate menace of death so far as physicians in charge of the case can discern.

The bullet imbedded in the first lumbar vertebra, located by X-Ray Thursday morning, was removed at 10 o'clock Thursday night, after the patient had been found unable to withstand the punishment necessary for its removal at 3 o'clock Thursday afternoon. No marked change, however, followed the success of the operation, the paralysis of and pain the right leg continuing Friday morning, and no statement was forthcoming from the hospital as to whether there is evidence of serious lesion of the spinal cord.

### Danger of Pneumonia

The most serious menace to the patient's life now is said to be the danger of pneumonia. Pneumonia was the cause of the death of O. C. Bray, local insurance man, when he was shot through the stomach by a negro gunman last December. Swindell is shot through the right lung, which probably makes the danger of pneumonia ordinarily less remote.

Swindell has not lacked for medical attention. A physician reached the jail before the arrival of the sheriff with a key to unlock the prisoner's cell and, after administering first aid, rushed him in the waiting automobile which the sheriff had provided to the Elizabeth City hospital.

The hospital three physicians have been in attendance upon him.

Friday afternoon Swindell's bond was reduced from \$7,500 to \$5,000.

Swindell's condition is precarious, J. D. Farrow, who is out under \$15,000 bail, following his confession of the shooting and giving himself up to the sheriff for appearance at the preliminary hearing before Trial Judge Spencer in the recorder's court on September 9, to answer charges of carrying a concealed weapon and of assault with deadly weapon with intent to kill, will probably remain in the city. If the patient improves he will probably return to his home in Wilson to await the date of the preliminary hearing.

### Date of Trial Tentative

Though set for September 9, the date of the preliminary hearing is now merely tentative. Pneumonia developing, Swindell will probably be unable to appear in court for three weeks or more. In that event the preliminary hearing would have to be deferred. On the other hand, should the patient die, a new warrant charging murder would be issued and Mr. Farrow would be held for preliminary hearing without bail. In that case the preliminary hearing would probably be held as promptly as possible.

The two warrants against Mr. Farrow, yesterday were issued from the office of Trial Judge Spencer and were sworn out by Chief of Police Charles A. Gregory.

It now becomes possible, by weaving together the various threads of the narrative picked up from the mouths of many witnesses, to tell a complete and coherent story of the shooting of Swindell on Thursday morning.

About 15 minutes before the shooting J. D. Farrow, wealthy tobacco warehouse man of Wilson, grandfather of Swindell's alleged victim, was seen walking about outside the jailyard on Pool street. At the same time two negro girls were seen to come out of the jail gate, which was latched on the inside. They were children of Lucius Holly, negro prisoner, returning home from a visit to their father in his cell.

As the gate swung open and before the latch on the inside caught, Mr. Farrow slipped through it unobserved. He walked around to the outer door of the jail which he found open, as Jailer Albertson was busy cleaning up for the morning, and walked in.

"Are you Mr. Albertson?" he asked, addressing the jailer.

"Was Perfect Gentleman," says Mr. Albertson, "and I told him I was the jailer and then he wanted to know which was Swindell's cell and could he speak to him."

"I pointed the cell out to him, on the second deck of the steel cage, and walked up the steps with him. He was so calm, so much a gentleman, that I had not the slightest suspicion of danger."

"He asked Joe if his name was Swindell and when Joe told him it was he said, 'How do you

## DAVIS DECLARES ISSUES AVOIDED

### Democratic Candidate Says Coolidge Failed to Meet Corruption Issue — Denounces Klan by Name

Dr. E. W. Davis, Democratic Presidential candidate, made it clear in his address here today that in his judgment President Coolidge failed to meet the corruption issue in public office, especially in regard to oil, the Veterans Bureau, and prohibition scandals.

Mr. Davis declared that the Republicans could not escape the responsibility for the acts of high officers elevated by them to high places of power.

### Calling the Ku Klux Klan by Name

Mr. Davis declared that this organization or any other that raises the standard of racial or religious prejudices "must be condemned by all those who believe in the American ideal."

He expressed the hope that President Coolidge would see fit "by some explicit declaration" to join with him in entirely removing the Klan issue from the field of political debate.

"Not so well," Joe answered him.

"Then he said, 'I'm the grandfather of the little girl you are talking here,' I said, grabbing his arm, 'you are here to get me in a lot of trouble.'"

"No I'm not," he answered, pulling out his gun quick as a flash and firing all in one breath.

"Then he turned and walked out, an quiet, as unconcerned and as much a gentleman as when he walked in."

As soon as Mr. Farrow got out on the street again he inquired of the first man he met, as to where the sheriff's office was, the cheap 22 caliber U. S. revolver with which he had done the shooting still in his hand. The man questioned was disposed to give his questioner a wide berth, but Mr. Farrow assured him that he had no desire to harm anybody and the sheriff's office was located out in a corner of the courthouse on the street less than half a block away.

### Straight to Sheriff

Going to the sheriff's office, Mr. Farrow found the door locked and went on to the office of the clerk of the court further up the corridor. There he met Police Officer Twiddy, and told the policeman he was looking for the sheriff.

"Here he comes now," said Twiddy, as Sheriff Reid and Chief of Police Gregory stepped up.

"I've shot a man," Mr. Farrow told the officers, "and I suppose I have killed him. I certainly meant to, and I want to give myself up. I am willing to be electrocuted or you can take me out there," pointing to the green "and shoot me down now."

Here he appeared somewhat excited, but quickly regained his composure, and after the officers had reminded him that it was not their business to harm him, in any way he went on:

"What I have just done ought to have been done long ago. Justice has not been done in this case and to speak of this community ought not to have made it necessary for me to come here and do this thing. But I have done it and I am willing to take the consequences. I have been through hell as I have heard my little granddaughter say that she does not care to live any longer. And with life such a hell on earth to me, it makes very little difference what may happen to me."

Asked how he shot Swindell, Mr. Farrow is quoted as saying: "I spoke to him, asked him if he was Swindell, and told him that I was sorry for him. Then I told him who I was and shot him."

### Swindell Crouched

Swindell saw the gun, according to witnesses, just before the shot was fired, and springing away he crouched in a far corner of his cell seeking cover. So the bullet caught him in his right side, penetrating the body between the ninth and the tenth rib, perforating a lung, piercing the liver and lodging. Thursday's X-Ray examination indicated, in the spine column. The injury to the spine caused intense pain in and temporary paralysis of the right leg, and the wounded man cried aloud when this leg was moved as he was being lifted into the waiting automobile provided

## NATIONAL DRILL DAY IS AGITATED

By The Associated Press  
Tokio, Aug. 22.—Military revolutionists today launched agitation for observance of National Drill Day October 23 to be officially proclaimed annually as a festival day at the national military shrine of Yasukuni.

Tokio officials say they see no connection between the American and Japanese activities.

American missionaries have protested Defense Day in America in a message to the President.

## ENJOY VISIT TO PEACH COUNTRY

Dr. E. W. Lowry and Dr. C. W. Sawyer returned Thursday night from a trip to the Sandhill section of North Carolina where the big peaches are being shipped in large quantities.

They left here early Tuesday morning and made the trip of 325 miles and return with plenty of time to see the sights by Thursday night.

Their destination was Carthage and the peach orchard they visited was over 300 acres. Peaches were being shipped by the carload, peaches were being sold on the grounds, peaches were being canned and preserved, and peaches were being fed to hogs, so abundant were they. Albertas and Henry were the varieties grown. They were large, sound, wormless and juicy.

Except for grapes and apples, peaches seemed to be the only thing that had a chance in the dry, sandy soil. There had been no rain in some time and the cotton, corn and tobacco crop looked like starvation to the visitors, while the measly little black jack oaks and scrub pine made men used to regular trees feel that they had come upon a desert.

But the good roads and the delicious peaches made up for other deficiencies. The tourists made 295 miles Thursday by Wednesday evening from Carthage. They started out late a.m., expecting to reach Raleigh and spend the night but next morning they left for home coming by way of Raleigh, Tarboro, Rocky Mount, and the Edenhouse Ferry.

But the good roads and the delicious peaches made up for other deficiencies. The tourists made 295 miles Thursday by Wednesday evening from Carthage. They started out late a.m., expecting to reach Raleigh and spend the night but next morning they left for home coming by way of Raleigh, Tarboro, Rocky Mount, and the Edenhouse Ferry.

By the sheriff to rush the patient to the hospital.

Joe Swindell was arrested one night last June charged with rape, as his handsome sport car swung up Main street after midnight returning from a pleasure trip to Virginia Beach. Pending preliminary hearing, he was held without bail. Following the preliminary hearing, at which the tip of a girl who was to have been the prosecuting witness failed to appear, Swindell was allowed bail, but he was never able to raise the \$7,500 required as bond. When the case went before the grand jury this week, the prosecuting witness again failed to appear and the grand jury did not return a true bill on the charge of rape but on the charge of a willful and felonious attack upon a virgin between the age of 12 and 18 years.

The contention of the State was that on a certain night of last June Swindell, through a boy and a girl acquaintance of his victim, enticed her for a ride in his automobile, took the party out into the woods back of a country church, the other two occupants ordering, the other two occupants to get out, committed the crime charged against him. It is on the testimony of the youth and the young girl, both in their early teens, as to what they heard that night while standing a short distance from the car that probable cause was found against Swindell.

The remainder of the day in court Thursday, following the upset to the docket through the shooting of Joe Swindell in his cell just as he had been ordered brought into court for trial, was taken up with the trial of J. J. Davis, Camden farmer, on charges of reckless driving, driving an automobile while intoxicated, exceeding the speed limit and passing in and on highways at a greater rate than 100 miles an hour, only to have the case end in a jury verdict of not guilty on all charges.

Pruden Banks, well known negro police court character, was given a sentence of 30 days on the roads for reckless driving and drunkenness.

## AMERICAN AND BRITISH DEAD

Washington, Aug. 22.—George Gatewood Hamilton, American, and Charles Edward Rimmer, British subject, were killed in the district of Puerto, Castilla, Honduras, August 21, the State Department was informed today by the American vice consul in Puerto who has been instructed to forward additional information.

## COURT HAD FRUITLESS DAY'S WORK THURSDAY

The remainder of the day in court Thursday, following the upset to the docket through the shooting of Joe Swindell in his cell just as he had been ordered brought into court for trial, was taken up with the trial of J. J. Davis, Camden farmer, on charges of reckless driving, driving an automobile while intoxicated, exceeding the speed limit and passing in and on highways at a greater rate than 100 miles an hour, only to have the case end in a jury verdict of not guilty on all charges.

Pruden Banks, well known negro police court character, was given a sentence of 30 days on the roads for reckless driving and drunkenness.

## AMERICAN AND BRITISH DEAD

Washington, Aug. 22.—George Gatewood Hamilton, American, and Charles Edward Rimmer, British subject, were killed in the district of Puerto, Castilla, Honduras, August 21, the State Department was informed today by the American vice consul in Puerto who has been instructed to forward additional information.

## HERRIOT GIVEN VOTE CONFIDENCE

Paris, Aug. 22.—The government of Premier Herriot was given a vote of confidence on the first test of strength yesterday on the acceptance of the Dawes plan.

## CLARKE GETS LAW'S LIMIT

### Maximum Penalty of 60 Years' Imprisonment Imposed at Plea of Guilty of Crime Against Nature.

Two sentences of 60 years each and three of 15 years each, all to run concurrently, were imposed Thursday afternoon in the case of E. E. Clarke, 55 year old type-writer repair man, when through counsel he offered pleas of guilty in two instances to crimes against nature and in three instances to the crime of attempted assault upon a female child under the age of 12 years.

Thus suddenly came to its conclusion Thursday afternoon the most revolting case in the annals of Pasquotank County.

The defendant was charged with rape.

"I think you have acted wisely," Judge Lyon told counsel for the defendant just before passing sentence. "In advising your client to submit, for I am confident that this jury or any sensible jury, after seeing and hearing the evidence in this case, would have found the defendant guilty of a crime for which he might have been called to answer with his life."

"I am aware," the court went on to say after the sentences had been imposed, "that this will mean that this defendant must pass the remainder of his days within prison walls. That is where he ought to be. He is undoubtedly a sexual pervert and perhaps can not restrain himself. He needs protection from himself as well as to be put where he can not further prey upon society."

The defense offered its plea of guilty at the opening of Friday afternoon's session of court, the morning having been taken up with the putting on of evidence, in the form of indescribably vile pictures which the defendant was alleged to have drawn and used to pollute the minds and corrupt the morals in the hope that he might defile the bodies of little fifth-grade school girls whom he lured to his office with gifts of money and candies. The evidence of these witnesses is unprintable.

Plea in all the cases against the defendant were offered as indicated in the foregoing paragraphs after the State had put on its evidence in only one case.

## JACK KEARNS IS BEAUTY ASPIRANT

Los Angeles, Aug. 22.—Jack Kearns, manager of Jack Dempsey, has followed the title holder into the ranks of those who carry made over noses.

Dempsey's nose was still veiled in bandages when Kearns visited the plastic surgeon yesterday and had his straightened according to the standard of Hollywood specifications.

## PRINCE OF WALES READY TO START

London, Aug. 22.—The Prince of Wales has packed his trunks, bade goodbye to his cronies, and with the exception of a few official matters to be attended to today, is ready to board the Hesperia which will leave from Southampton tomorrow to bring him to America.

## VESSELS ALONG COAST ARE WARNED OF STORM

The Weather Bureau at Washington Friday morning issued news of a storm extending along the southeastern coast and warned all vessels between Cape Hatteras and the Bahamas to be cautious.

## COOLIDGE WAITS ON REPARATIONS

Plymouth, Aug. 22.—President Coolidge regards the final settlement of the reparations problem as the paramount world problem and until the Dawes plan is finally put into operation he does not consider the time appropriate for the calling of another armistice conference.

## BUILD NEW ROOMS FOR UNION SUNDAY SCHOOL

Building material is being hauled to Union Methodist Church for the new Sunday School rooms that are soon to be built. Work will be begun in a few days. Eight Sunday School rooms will be added and also a new tower and choir loft to the church.

## ATTENDED FUNERAL

Mr. and Mrs. E. S. Cheson, Jr., were returned Friday morning from Louisiana where they were called on account of the death of Mrs. Cheson's father, F. N. Egerton, who died at his home Wednesday afternoon at the home, Mrs. Cheson who has been at Asheville for some time will be in the city for a few days before returning there.

## COTTON MARKET

New York, Aug. 22.—Spot cotton, closed quiet, middling 27.80. Futures, closing bid, Oct. 27.75, Dec. 25.35, Jan. 25.35, March 25.45, May 25.84.

## AMERICAN AND BRITISH DEAD

Washington, Aug. 22.—George Gatewood Hamilton, American, and Charles Edward Rimmer, British subject, were killed in the district of Puerto, Castilla, Honduras, August 21, the State Department was informed today by the American vice consul in Puerto who has been instructed to forward additional information.

## HERRIOT GIVEN VOTE CONFIDENCE

Paris, Aug. 22.—The government of Premier Herriot was given a vote of confidence on the first test of strength yesterday on the acceptance of the Dawes plan.

## Yes, Davis Is a Churchgoer



John W. Davis, Democratic nominee for the presidency, is a regular church attendant. Here he is seen leaving the church at Clarksville, W. Va., with his two sisters. Their father is one of the founders of the church. The ever-curious man may well also be fond.

## AMERICAN FLIERS REACH GREENLAND

By The Associated Press  
Aboard Cruiser Richmond, Aug. 22.—Rear Admiral Magruder to day ordered the cruisers Richmond and Raleigh and the destroyer Barry to make a search east of Cape Farewell, Greenland, for Lieut. Lowell, Italian aviator or who accompanied the American fliers.

Reykjavik, Iceland, Aug. 22.—The American round the world fliers winging their way yesterday afternoon and evening from Reykjavik to Frederiksod, Greenland, where they arrived last night, passed the cruiser Richmond and the destroyers Reid, Billingsby, and Barry on schedule time, according to a message from the Barry.

A later dispatch from the Barry said, "Flash reporting arrival at Frederiksod of Lieut. Smith and Lieut. Nelson," but did not mention the arrival of the Italian aviator, Lieut. Locatelli, who was accompanying them.

Halifax, Nova Scotia, Aug. 22.—The American Army fliers reached Greenland yesterday, according to advices received from Reykjavik, Iceland, Aug. 22.—The American fliers landed at Frederiksod, Greenland, last night.

## CHILD LABOR IS CONSIDERED

Senate Rejects Federal Amendment and House Amends State Law to Cover Loop Hole.

Raleigh, Aug. 22.—Both houses today made rapid strides toward clearing their calendars so that adjournment may be taken tonight. The Senate met at four this afternoon to take up consideration of all bills not yet decided. The House met this afternoon with the Federal Child Labor law as the special order of business. Both houses expect to adjourn tonight until midnight.

They take the remaining bills on the third reading at five after twelve and adjourn sine die.

Raleigh, Aug. 22.—While the North Carolina Senate last night was rejecting the child labor amendment to the United States Senate by a vote of 21 to 4, the House of Representatives was debating and giving its final reading of an amendment to the child labor law of North Carolina forbidding the employment of children under 14 years in industry at any time.

The Federal amendment was rejected by the House by equal vote and adjournment was deferred until today.

The amendment to the Senate law becomes effective as soon as the pending officers of the two Houses sign it. It covers a loop hole in the State law whereby children were permitted to work as messengers and in carrying mail.

An effort will be made to prevent consideration of the Federal amendment by the House at the extra session, which is expected to adjourn on Saturday.

Representative Pharr of Charlotte announced last night that he desired to be heard on the question of a hearing before the committee on Constitutional amendments today.

Representative Everett of Durham, chairman of the Constitutional amendment committee, told the House that it was his intention to report the bill today for the House to take up.

He also declared that he had certain information relating to child labor which he wishes to lay before the House before it took action.

The members of the Port Commission appointed by Governor Morrison were confirmed by the Senate in executive session last night. The vote was unanimous.

The names of the appointees were then sent immediately to the House. The names of this commission are: Two years, J. A. Brown of Charlotte; four years, Wallace B. Davis of Asheville, Emmett Bellamy of Wilmington, and George Butler of Clinton; six years, Alfred H. Scales of Greensboro, and Charles S. Wallace of Morehead City.

The House yesterday tabled a bill introduced by Representative Carr that would have changed the day for holding primaries from the first Saturday in June to the first Tuesday. The fight against the bill was led by Representative Burgwyn of Northampton County, who pleaded that the farmers could better go to the polls on Saturday than any other day. Mr. Carr expressed the opin-

## Both Old Parties Hope To Get The Labor Vote

### Endorsement LaFollette Will Mean Little if Labor Gets Idea That Period of Unrest and Business Uncertainty Would Follow His Election

By DAVID LAWRENCE  
(Copyright, 1924, By The Advance)  
Washington, Aug. 21.—Both the Republican and Democratic campaign managements are going after the labor vote.

## SEVENTY-FIVE DOLLARS NEEDED

### C. R. Pugh Reminds People About Coastal Highway Association Task Which Must Be Finished.

From an interview with C. R. Pugh, concerning the Atlantic Coastal Highway Association, it appears that some of the people have the dues in this association of \$5.00 per year, confused with dues of \$2.00 per year in the Route 40 Coastal Highway Association recently formed at Hertford.

"The distinction is this," says Mr. Pugh, "The South Atlantic Coastal Highway Association is the parent organization that is behind the route from Miami to Washington, D. C., and it was at the meeting of this association that local representatives succeeded in routing this National Highway crossing this state, by route No. 30 and No. 342, that is directing national tourist travel by routes 30 and 342 as well as by route No. 40, in other words, routing travel via Elizabeth City instead of by Rocky Mount."

"Membership in this Association at \$5.00 per year furnishes the money to boost this route by paying for a central office, and all literature and advertisements calling tourists attention this way. The route 30 Coastal Highway Association is to boost route 30 within this State and is an adjunct of the parent or original Coastal Highway Association."

"Membership in the two associations are separate and distinct to wit: the \$5.00 membership is national in scope the \$2.00 membership is confined to this State."

"We are short just \$75.00 in complying with the requirements of the Atlantic Coastal Highway Association for this county which means only fifteen more members and I have written letters and sent telegrams, and earnestly requested that the people of Elizabeth City do not overlook this matter longer, but send me their check for \$5.00 payable to P. H. Williams."

"It is the policy of the Association to give in their publicity circulars advertising the route, the names of the contributing members along the route, that tourists may know those with whom to trade and confer. The money should be sent in not later than the 27th of August."

ion that they could go as well one day as another and asserted that the bill had been endorsed by the North Carolina Press Association. He told the House it would avoid conflict with the State and by gathering returns and ascertain who has been nominated.

The House also defeated the "dimmer" bill. This would have made failure to dim lights or run automobiles not having dimmers a misdemeanor. Representative Burgwyn led the fight for this bill through the introducer sought to withdraw it when he was told that the State Highway Commission had authority to prescribe the kind of lights that could be used.

Representative Vaughn of Warren County led the fight against the dimmer measure on the ground that lights that are too dim make driving dangerous for the persons in the car, persons riding in horse drawn vehicles and for pedestrians.

The Port Commission bill and the east and west railroad resolution were ratified yesterday and Governor Morrison sent to the Senate the names of the men he wanted on the commission to handle the investigation of the possibility of getting an independent east and west trunk line railroad. The Senate immediately confirmed the appointments.

The commission is composed of Tam C. Bowie of West Jefferson, J. G. McCormick, Wilmington; E. B. Jeffries, Greensboro; Frank Armfield, Concord, and E. W. Timberlake, Wake Forest.

The "stop" law was amended so that signs are not to be erected or the motorist required to stop at crossings over railroads running three or less trains daily, at industrial railroad crossings and sidetracks. Along the larger railroads the law remains in force as at present.

The general impression has been conveyed that labor has been a solid political unit in all campaigns. It has not been. But it has a fluctuating vote and the best analysts of the election returns of previous years concede that labor usually votes for the party which it believes will immediately improve business conditions, wages and employment.

As proof of the relatively little influence which the American Federation of Labor has had in past campaigns—the experience of 1918 is cited. In that campaign

Continued on page 2