

French War Veteran Knocks Out Johnny Kilbane

WEATHER

Part Sunday and Monday; little change in temperature

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UNABLE TO AGREE, DEWEY SMITH JURY IS ORDERED TO DENY DENIED FAIR GROUNDS, KU KLUX PLAN USE CENTER STREET

DANIELS RESTRICTS GULLEY

Temporary Injunction Prevents Him From Qualifying

THREATENED HEIRS, IT IS SAID

Judge Frank A. Daniels yesterday signed an injunction here preventing Edwin K. Gulley from qualifying as executor of his father's will at least until a hearing this week when the injunction may be dissolved or made permanent. Clerk of Court J. B. Hooks who, under certain conditions prescribed by law, has the power to say whether or not a man may qualify as executor of an estate, declined to appoint Edwin K. Gulley because the latter what he knew the estate consisted of. Counsel for the executor immediately appealed the case, and the injunction granted by Judge Daniels sustains the position taken by the clerk.

Counsel for James Gulley argued that Edwin K. Gulley, appointed by his father in the will, knew of property outside of the state which he could dispose of without the heirs ever knowing of it if he actually became the executor of the estate and did not tell the court just what he did know of the value of the estate. They further argued that not only had he refused but that he had threatened the other heirs with a will that would be worse for them than the one which disinherited two of them if they prevented him from becoming executor.

Judge Daniels then asked counsel for the executor if there was any reason why Edwin K. Gulley would not come in court and tell what he knew of the value of the estate. They denied that their client was trying to conceal anything. Chief spokesman for the executor was Dean N. Y. Gulley, of the law department of Wake Forest College, nephew of the late Louis D. Gulley over whose estate the whole controversy hinges.

Counsel for James Gulley claim that Edwin K. Gulley stated in a letter to them that stripped of all talk and other things the bone of contention was over his compensation of five per cent for handling the estate. It was their claim that it was for this very reason he should not be appointed. They were willing, they said, for any trust company or disinterested party to be appointed but they did not want Edwin K. Gulley to make a "big take-off" for administering the estate.

All of the issues involved will be handled at another hearing this week.

ARROGANT ELOPER IS TAMED — GOES BACK TO HIS WIFE

Jack Williams, of Indian Springs, who ran away with another woman other his wife and who arrogantly told Wake Forest Officer Howell that he would have to "prove something," is now very humbled and penitent and went home with his wife without raising any objections whatsoever, when Judge J. Lloyd Horton the other day pronounced a rod sentence above his head and informed him that all that was necessary for him to commence pulling time was for somebody to complain loud enough for the clerk to give the sheriff a paper to "do get him."

Late Wire Flashes

CY WILLIAMS GETS 19TH HOMER

PHILADELPHIA, June 2.—Cy Williams, took his nineteenth home run of the season today in the eighth inning of the New York-Philadelphia National League game here today, scoring one ahead of him.

TEACHERS RE-ELECT JULE WARREN

RALEIGH, June 2.—The executive committee of the North Carolina Educational Association today re-elected Jule E. Warren secretary of the association and voted to hold the next annual convention of the association in Winston-Salem. The committee had invitations from Asheville, Wilmington, Charlotte, Winston-Salem, Raleigh, Greenville.

APPROVES ADMINISTRATION WIZARD EVANS

WASHINGTON, June 2.—Complete approval of the administration of imperial Wizard H. W. Evans was given today by the Imperial Klondium of the Ku Klux Klan.

LIGHTNING INJURES SIX

ST. LOUIS, Mo., June 2.—Six persons were injured, several believed seriously when lightning struck a cornice on a downtown business building late today. The accident occurred in the heart of the business section.

FOUR KILLED AT RAILROAD CROSSING

BUFFALO, June 2.—Four persons were killed and one slightly hurt this afternoon when an Erie train struck an automobile at a railroad crossing near here. The victims are all of the family of John Smith, engineer at the plant of the Eastern Tanners Glue Company.

HIT BY PITCHED BALL; DIES

MORGANTOWN, W. Va., June 2.—Caswell W. Mowery, first baseman on the West Virginia University baseball team died at 4 o'clock this afternoon from injuries received Wednesday when he was hit by a pitched ball during the game with the University of Pennsylvania.

With Lash Abolished, Florida Women Take "Strap" From "Judge" "Kangaroo Court"

Institution Among Prisoners Is Said to Often Result in the Cruel and Inhuman Infliction of One Hundred Lashes for the Most Trivial Offenses

TALLAHASSEE, Fla., June 2.—(By the Associated Press.)—With the Florida legislature having abolished the practice of whipping prisoners in county convict camps by convict bosses, the Jacksonville Federation of Mothers Clubs now has started a movement to take the "strap" from the hands of the "judge" of what is described as the "Kangaroo court" of the Duval county jail.

The "Kangaroo court," before which prisoners are said to be haled for violation of "prisoners statutes," is presided over, it is asserted, by an alleged murderer and the accused always is found guilty. The penalty ranges from fines of five cents to twenty dollars.

By failing to pay, the "convicted prisoner is given not more than one hundred lashes, according to the investigating committee's report, and fines that are paid are used to provide phonograph records, tobacco and the like for the inmates.

Fines are assessed, it is reported, for failure to bathe daily in the summer and twice a week in the winter, having untidy rooms, stealing from fellow prisoners, neglecting to repay what has been borrowed, failure to show proper respect during religious services, creating a disturbance after 10:30 p. m. and before 3 a. m., and for similar "offenses."

Resolutions adopted by the Federation of Mothers' Clubs urging abolition of the "court" state that the "whip" which the enlightened opinion of this state and the legislature in its wisdom has deemed to be an instrument of punishment to be entrusted to authorities responsible for the maintenance of discipline in prison camps, because of certain barbarous abuses, surely cannot be pleaded in the hands of prisoners many of whom are charged with the commission of brutal and

AMERICAN WAS ON DEFENSE

Scheduled As 15-Round Encounter, It Ends In the Sixth

OLD CHAMP IS GAME TO LAST

RINSIDE, POLO GROUNDS, N. Y., June 2.—Eugene Criqui, of Verdun, France, won the welterweight championship of the world, knocking out Johnny Kilbane of Cleveland, Ohio, in the sixth round of a 15 round match.

Round 1: They met in a punch from which Criqui broke with a right left to the rib. Criqui was on the offensive but Kilbane was elusive. Kilbane tapped Criqui's nose with a straight left. Criqui fought coolly and worked for an opening in the champion's defense. Kilbane hooked a light left to the jaw.

Round 2: Criqui sent a straight left to the rib and hooked tightly to the jaw. Criqui worked hard but had trouble penetrating Kilbane's defense. They exchanged light lefts to the jaw at the bell.

Round 3: They started swinging heavily and each landed a right to the jaw. Kilbane smilingly held off the Frenchman and countered his swings with left taps. Kilbane was fighting a purely defensive battle. Criqui sought heavy rights and lefts to the head.

Round 4: Criqui forced the fighting and they engaged in a lively exchange to the head. Kilbane sent a straight left to the chin and Criqui returned with a right to the head. They traded rights to the jaw. They sparred for a fixed period. Kilbane was defending himself with open gloves.

Round 5: Criqui crossed to the chin as they fell into a catch. Criqui hooked right and left to the bodies. Kilbane stopped smiling after straight lefts to the stomach and left to the jaw. Criqui was boring through the champion's defense. Criqui's blows snapped like a lash and Kilbane aware of the danger grew serious in his fighting. Kilbane spat blood.

Round 6: Criqui dashed on his feet and shot a straight left to the rib. They sparred for a minute and the Frenchman's reconstructed jaw set firmly as he stood fatfooted and hung both rights and lefts to the head. Kilbane's eyes began to blind, but the bold champion fought back and attempted to get away. As he swung his body to the left to escape the hook Criqui's right snapped against the jaw. Kilbane rolled over under the ropes. He shook his head and managed to get to his knees at the count of six. Then a pained expression about his eyes appeared and he sank back touching the ropes and the heard the count of ten.

One minute and fifty-four seconds when the Poll was proclaimed champion of the world.

J. W. Bailey Saws Jail and Will See Rock Pile Some More

COCAINE WOMAN TURNS THE TRICK

J. W. Bailey, the bigamist, who was sentenced to four years in the penitentiary the other day got another year yesterday morning after he had tried to saw out of jail with a couple of hacksaws. Lou Waters, cocaine woman who gured so prominently in the raid of federal officers here several months ago and has been inside jail looking out ever since, heard Bailey and his saws last night, so she called Jailer Cuddington in the middle of the night.

Fred Lindsey, colored, submitted to a charge of murder in the second degree yesterday and was given not less than twelve nor more than twenty years in the penitentiary.

Judge Horton signed a judgment for \$3,000 for Rosa Price against the Enterprise Whiteville Lumber Company as a result of the accidental killing of her husband.

Ben Hussey, Jim Byrd, John Thompson, and Lake Smith, all of whom were given fines and some of whom were given jail sentences ranging from 15 to 30 days, on charges of contempt of court, were released yesterday on payment of fines. Judge Horton held that Rev. I. T. Stroud was behind the spiriting away of Mattie Kennedy and that these men were responsible for it in a very small way. They were convicted before Stroud was tried and found guilty on the same charge.

COHEN OPPOSED TO THURSDAY CLOSING

In Open Letter He Declares the Merchant Owes a Higher Duty to Customers

Alleging that the merchant owes a higher duty to the public, S. Cohen, a local merchant, opposes the Thursday half-holiday being advocated by the Professional and Business Women's Club in a letter he made public yesterday.

It is the closing of all the stores on a given afternoon that Mr. Cohen opposes and not the idea of a half holiday to the workers. "If clerks," he says, "occasionally wish a half-holiday and would alternate in taking these, I am sure it would be granted them by any store in town."

Mr. Cohen's letter, addressed to the Goldsboro afternoon paper, reads: "In your paper yesterday afternoon under the caption 'Early Closing' giving list of firms who have signed this petition appears the name Cohen. I wish to say that the use of my name in this connection is unauthorized as I did not sign the petition. I told the young ladies who presented it that I was not in favor of this move and did not sign. I did say that if the move

Endurance Dancing Harmful, Says N. C. Health Bulletin

RALEIGH, N. C., June 2.—Endurance dancing is both "silly and harmful," according to the Health Bulletin of the North Carolina State Board of Health issued tonight.

"Like a fire sweeping a field of brown-eyes, fanned by an autumn breeze, a craze for endurance dancing is spreading over the country," reads the Bulletin.

"From the east of the Great Lakes, and from the Atlantic to the Pacific, men and women are endeavoring to establish new records. The highest has 187 hours, but 24 before this

"Let 'Em Stop Us Now," Is the Challenge Hurlled By an Irate Klansman

BIGAMIST GETS ONE MORE YE'R

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Jury Sleeps On the Smith Murder Case

Unable to agree the jury in the Smith murder trial went to bed last night around midnight, the defendant carried back to jail, while the wife and child, the lawyer, the sheriff, and spectators all went home to bed. Early this morning the jury is to meet again and try for a brief while to agree, and if they cannot Judge Horton has announced that he will dismiss them and order a mistrial. He stated after interviewing them at eleven o'clock last night that he would hold them until morning, and that he thought there was a probability of their agreeing. At 12 o'clock they were still disagreed, and at 12:00 the courthouse was deserted except for a deputy sheriff.

The jury got the case at 8:30 p. m. yesterday. The early hours of the morning were consumed by the speeches of Solicitor Clawson Williams and by Needham Ostrow and W. A. Deen, the latter two for the defense. About one o'clock Judge Horton began charging the jury and continued for thirty minutes. He reviewed the evidence of all the eighteen witnesses who declared that Dewey Smith was crazy when they saw him just after the killing of his father, John E. Smith. One witness, Dr. Albert Anderson, superintendent of the State Hospital at Raleigh, was the only witness who testified that Dewey showed no symptoms of insanity which he saw him. It was however several weeks after the killing that Dr. Anderson first saw Smith. Dr. William Spicer who examined him daily for days following the killing, stated repeatedly on direct examination and on cross examination that he was positive that Smith was suffering with "transitory insanity" when he killed his father. He gave dozens of parallel instances and discussed many of the functions of the mind of those who had "transitory insanity," and it was his opinion that the conditions described by the witnesses could have brought about such a condition and that under such a condition he could have done all the things he did, relate it all afterwards, and still have been insane at the time of the killing. It was the opinion of many of those who heard the evidence that if there was such a thing as "transitory insanity" Dewey Smith had it.

All day long the court room was practically full of men and women of all walks of life, listening to the impassioned speeches of attorneys and waiting for the verdict. All the afternoon after the case had gone to the jury and after the recess for lunch they remained, hoping every minute to hear something from the jury.

Few trials in the history of Wayne county have had more of the family element, the personal element, and the great diversity of opinion about them. Those who expressed their opinion were either strongly one way or the other.

THREATEN BOYCOTT OF FAIR

Is Declaration of Business Men TO INITIATE A 100 CANDIDATES

Denied the use of the fair grounds by the directors of the fair association, the Ku Klux plan to stage their big ceremonial here Thursday, June 14, on Center Street, it was learned last night.

"The fair directors think they are smart, eh," asserted a local Klansman, when questioned concerning the attitude of the organization toward the latest upstart in local Ku Klux circles. "We should worry," he added, "when we can have the two principal blocks on Center Street roped off for the occasion. Let 'em stop us from doing that, if they can."

The speaker, a well-known Goldsboro business man, was plainly angered by the refusal of the directors to fund the use of the fair grounds for the occasion. "While there is no determination on the part of the organization as a unit to boycott the fair," he said, "I don't mind telling you that my support of the association is withdrawn, temporarily at least, and I have supported the fair to the fullest extent in years past; too. I am not alone in this attitude either. Some of the biggest men in Goldsboro belong to the Klan, and many of them feel like I do towards the fair."

"Our only purpose in requesting the use of the fair grounds was to give the people the opportunity to view the Klan in full regalia. Center Street, however, will better serve our purpose."

A meeting of the local Klan to make final arrangements for the Klunklave here will be held Thursday night, it was stated. At this meeting to be held in the vicinity of Goldsboro, The News Reporter was informed a hundred candidates would be initiated. "Oh, we are growing fast," the Klansman told the reporter, "and the directors of the fair association would really be interested to learn the size and culture of the membership in Goldsboro."

In the meantime, the fair officials are standing pat, apparently satisfied that this attitude in the matter of the use of the fair grounds for the Klunklave meets with general approval.

FAIR SECRETARIES TO HOLD MEETING HERE

Eastern North Carolina fair secretaries will meet in the local chamber of commerce at 3:30 p. m. today.

Next week W. C. Denmark, secretary of the fair association, and of the chamber of commerce, expects to be

DENMARK TO PROMOTE COMMUNITY FAIR

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