

DEPUTY SHERIFF HELD ON SERIOUS CHARGE HERE

Ex-Governor Morrison Wants Opportunity Defend His Administration

15-YEAR-OLD GIRL ACCUSES YOUNG SMITH

Seven Springs Officer is Alleged to Have Compromised Pretty Little Tot Under the Promise of Marriage.

Charged with seduction under promise of marriage, Deputy Sheriff Carl Smith, of Seven Springs, was yesterday released under a \$1,000 bond pending his appearance before Judge I. H. Bland, of the county court, Monday morning.

The alleged offense was committed a number of weeks ago, the father of the girl, H. R. Morton, stating yesterday that his daughter told him that Deputy Sheriff Smith had both threatened her with violence and coaxed her into submission with the promise of marriage.

Hugh Dorch, attorney for the girl's father, however stated that he would probably amend the warrant to read carnal knowledge with a girl under the age of consent. Either offense is held a felony under the laws of North Carolina.

Father Indicts Officer The father, a gray-haired old Virginian who recently came to this section, was laboring under a great emotional strain when he swore out the warrant here yesterday. His hand shook nervously as he signed the paper that resulted in the formal indictment of the young deputy.

Deputy Sheriff Smith, it is understood denies the promise of marriage. He claims other young men of the community had frequently complimented the little girl, who is described as being a pretty little tot of a good family and very intelligent for one of her years, and seems confident that he can satisfy the court of his innocence of either of the two more serious charges.

Mr. Morton says his daughter and Deputy Smith, who is about 32 years of age have been keeping company frequently for several months, taking long automobile rides in the evening and night. He says he had entered no objections to their riding alone, since he believed the young man's intentions to be honorable.

Figured in Gun Battle The young defendant received his appointment as a deputy several months ago. He is remembered for his part in the affair at Seven Springs in the middle of November, when he, with his father, W. G. Smith, stumbled upon a group of alleged moonshiners in the act of brewing their concoction and were fired upon. Deputy Smith suffering a slight wound from a stray bullet.

Peter Grady, his son, Leon Grady and Ben Lee were tried in the November term of superior court on the charge of manufacturing liquor and with firing on Deputy Smith and his father. All three defendants were found not guilty after the case had consumed an entire morning session and ran well into the afternoon before the jury arrived at a verdict. After deliberating for more than four hours the jury was not convinced the men were the guilty parties and returned a verdict of not guilty.

ABOLISHES TARIFF COMMISSION WASHINGTON, Jan. 31.—The house today adopted an amendment to the independent officers' appropriation bill which would have the effect of abolishing the tariff commission next July 1.

The amendment offered by Representative Garner, of Texas, ranking democrat on the ways and means committee, was adopted 62 to 56. It is subject to another vote, however, before the passage of the bill. The amendment eliminated entirely a provision allowing \$712,000 for the expenses of the commission during the coming fiscal year.

MAXWELL SAYS AVOID DISCUSSION STATE BUDGET

RALEIGH, Jan. 31. (AP)—A. J. Maxwell, member of the North Carolina corporation commission, tonight issued a statement in which he calls upon the people of the state to avoid "extraneous or heated discussions" on the report of the budget commission, which shows an estimated deficit of approximately \$2,500,000, as of June 1, 1925.

REVENUE OF STATE MUST BE INCREASED

Budget Committee's Recommendations Are Far Above the Estimated Income for the Fiscal Year.

RALEIGH, Jan. 31.—(By the Associated Press.)—An annual increase in revenues of the state of close to \$6,000,000 will have to be made if the appropriations recommended by the budget commission yesterday are followed.

The commission recommended annual appropriations for the next two fiscal years of \$13,448,710 and \$14,181,132. These figures, while they represent large increases over the revenue of the state during the last biennial period at the same time were greatly in excess of the requests made of the commissions by the institutions and departments for maintenance and administration.

In addition to the recommendations for appropriations from the general fund the commission recommended \$2,700,000 for permanent improvements at state institutions, a decrease by approximately \$14,000,000 of the request made by the institutions.

The commission also went into an explanation of the deficit in the general fund which it estimated by June 30, 1925, would reach \$9,516,73.53.

It explained that in its opinion this deficit was largely caused by the change in the system of taxation of the state four years ago when eleven months passed without any appropriations being made for expenses of that period, thus causing an accumulated deficit.

MRS. JEROW AWARDED \$26,500

RALEIGH, Jan. 31.—Mrs. Louise Jerow, widow of Henry A. Jerow, engineer killed in a boiler explosion on a Seaboard Air Line locomotive, was awarded \$26,500 a year for \$75,000 against the railway company by a jury today.

NEW YORK EDITOR SENTENCED TO SERVE SIX YEARS IN PRISON

NEW YORK, Jan. 31.—Stephen G. Cioe, editor of Broadway Brevities, was convicted of using the mails to defraud, and was sentenced to serve six years and one day in the Atlanta prison. He was also fined \$6,000.

THREE PERSONS KILLED WHEN TRAIN BLOWN OFF TRACK

BELFAST, Jan. 31.—Three persons were killed and ten injured when a fast gale last night blew the train on which they were passengers from the tracks on a viaduct near here.

SEARCH FOR MISSING PIANIST CONTINUES

NEW YORK, Jan. 31.—Search was today being made of the hospitals for the noted pianist, Ethel Leginska, who disappeared last Monday night, on the theory she had been taken to a hospital after suffering from amnesia or mental aberration.

FORTUNE POSSIBLE

DURHAM, Jan. 31.—It pays to keep one's own relations so close, it is said. Miss Nora Hunt, saleslady in a Durham store and resident of the Green Road, can prove that one Mose Hopkins, who recently died in San Francisco, was actually her great uncle, she will become one of ten heirs to an estate which is said to run into several millions.

DEMPESEY AND CHAPLIN ARE IN PUBLIC EYE

Screen Stars Trouble are Concerned With Being Married While It is Just the Opposite With the Pufflist

LOS ANGELES, Jan. 31.—The heavyweight champion of the ring, Jack Dempsey, and the comedy champion of the screen, Charles Chaplin, have had news-gatherers of this section a hectic chase during the past forty eight hours.

Dempsey is single, according to his own admission wants to get married, and is attempting to reconcile matrimony with pugilism.

Chaplin is married and some of his wife's relations intimate that he might as well be single again, if reports of domestic infidelity are true. But Chaplin, unlike Dempsey, will not admit anything, and his Japanese man-servant will not admit his wife's past the front door of their-room mansion in Beverly Hills, near here.

Dempsey will talk on any subject, preferably marriage. His possible retirement from the ring without fighting again, and his next bout if he does not retire, or if he does not marry soon, or both.

Chaplin won't talk at all. The result has been a series of complications and a flood of reports and rumors.

Here are some samples: Chaplin's rumors: Dempsey is married to Estelle Taylor, film actress; they're not married, but they are going to be married tomorrow; they are going to be married May 20; their wedding is to be postponed till after Dempsey fights a couple of heavyweight contenders; Dempsey has retired from the ring; he is going to retire May 20; has no intention of retiring; he will not until he fights again; he will fight until he is married; he will marry and will not fight at all; he will fight and not marry he has split with his manager.

Chaplin's rumors: Chaplin and his bride are not living together; they are living under the same roof; but in separate apartments; they are living together in the closest harmony; they are discussing a financial settlement with a suggestion of divorce in the offing.

Mrs. Chaplin's relatives have already prepared a set of financial demands to be served on Chaplin; no financial settlement has been discussed, but a suit for divorce is being prepared.

Dempsey rumors: Dempsey is married to Estelle Taylor, film actress; they're not married, but they are going to be married tomorrow; they are going to be married May 20; their wedding is to be postponed till after Dempsey fights a couple of heavyweight contenders; Dempsey has retired from the ring; he is going to retire May 20; has no intention of retiring; he will not until he fights again; he will fight until he is married; he will marry and will not fight at all; he will fight and not marry he has split with his manager.

SALESMEN HAD BIG RAKE-OFF

Government Examine Witnesses in an Effort to Show That Sellers of Stock Got 33-1-3 Per Cent Commission.

GREENSBORO, Jan. 31. (AP)—Seventy of the 114 government witnesses sworn on Monday to testify in the case charging officials and salesmen of stock of Bailey Bros. Inc., formerly Winston-Salem manufacturing concern with using the mails to defraud as a result of stock sales campaigns, have been examined and excused from further court attendance during the first five days of the trial. Court was not in session today.

Subpoenas for some few additional witnesses were issued today, and indications are that the government will complete its case late next week, unless there is some untoward development earlier.

The government is still contending through its witnesses that 33 per cent dividends were promised, and that still further visits were made by stock salesmen after 7 per cent dividends had been paid, while the defense declared that the Bailey concern for a number of years had earned over 30 per cent.

Some of the witnesses examined Friday declared they were told the company had earned 30 per cent on its capitalization during 1920 and that their stock would pay 7 per cent. The case will be resumed Monday.

BUDGET COMMISSION SUSPENDS ACTIVITIES

RALEIGH, Jan. 31. (AP)—With the exception of the budget commission report, and the tentative revenue bill behind them, but the task of making them fit together still ahead, and having been advised of the governor's position on highway financing, members of the general assembly today suspended official activities until Monday night, when they will start out on another week. Next week probably will be the busiest of the session up to that time.

With the exception of a few outstanding state-wide bills, today's session of the senate and house were marked by the transaction of routine business incident to hearing the deck of local measures.

CO-OP FLOORS WELL FILLED

Feeling Among Members Improved Fizzell, as Result of Recent Meeting.

RALEIGH, Jan. 31.—Receipts of tobacco from the present crop are now breaking all records for this season at the warehouse of the tobacco growers co-operative association in Virginia and North Carolina. Within less than two weeks the associated tobacco farmers have poured over twelve million pounds of the weed into their co-operative warehouses.

Last week's receipts by the tri-state pool reached the high mark of seven and a half million pounds, and this week's deliveries have passed the five million mark in spite of bad roads and inclement weather.

Better Feeling Agitation and attempts on the part of outside interests to arouse friction and discontent among the tobacco co-ops of North Carolina have been followed by the largest deliveries of the 1924 crop at the association's warehouses in Roxboro, Oxford, and other co-operative markets in North Carolina.

The recent meetings, which were called by disgruntled members of the tobacco co-operative, and auctioneers, and warehouse men, have served to spread news of the most favorable financial status of the association, and have clearly strengthened the organized farmers in the co-operative path. Complete settlement on two crops of tobacco will be made with members of the marketing association in eastern North Carolina next Saturday, February 7. The checks which will be issued to association members from the co-operative warehouses of the eastern belt will cover the last indebtedness of the association to its members here on delivery both of 1922 and 1923 tobacco. The tobacco growers co-operative association will be the first of the big American co-operatives to make full settlement with its members on the 1923 crop of tobacco, as in the case of its members in eastern North Carolina this week. A similar settlement will be made with associated farmers of South Carolina, on or before March 16, according to the announcement of the association's directors.

Out of total receipts of 343 million pounds from the 1922 and 1923 crops the association has now sold all but 14 million pounds, a record which stands as the most successful sales record among the large associations of American Tobacco farmers.

WEATHER FORECAST

Pair and warmer Sunday; Monday unsettled; probably followed by rain; moderate northwest and west winds.

PINK HILL BANK SOLD

KINSTON, Jan. 31.—Purchase of the Pink Hill bank and trust company by the Farmers and Merchants bank of this city, was announced today.

TARBORO BUILDING

TARBORO, Jan. 31.—During 1924 this city broke all records in its history in the construction of residences, stores and other buildings. There were seventy residences constructed during the year at an aggregate cost of \$157,000, making an average cost of \$2,214 for each residence.

HENLEY MAY BEIN RACE FOR MAYORSHIP

Well Known Furniture Man and Justice of Peace Contemplating for Honor with Bain and Hawley.

That the majority race would develop into a three-cornered affair at least was indicated last night when it became known that T. A. Henley, well-known furniture dealer and justice of the peace, was seriously contemplating announcing his candidacy for the position.

When questioned yesterday Mr. Henley refused to commit himself in the race. "I will say, however," he added, "that if a sufficient number of my friends desire me to announce, and I am convinced that I can be of some service to the city, that I will not hesitate to cast my hat into the ring."

Whether or not Mr. Henley will contest for the office now held by Mayor Edgar H. Bain and to which John H. Hawley is an avowed aspirant, depends, therefore, upon the attitude of his friends.

"I do not want to be placed in the attitude of seeking an office," confessed Mr. Henley, "but it would give me pleasure to make a sacrifice in behalf of my friends and the community."

The two avowed candidates for the position are now Edgar H. Bain, the present incumbent, and John H. Hawley, prominent druggist and former president of the chamber of commerce.

CROSSWORD PUZZLE CONTEST

PAYETTEVILLE, Jan. 31.—The colors of the University of North Carolina and Wake Forest college have met on many fields of conflict in the past, but next Monday night will see their first engagement in a crossword puzzle contest.

WANTS MAYORALTY

HENDERSON, Jan. 31.—D. P. Mc Duffee, attorney, has confirmed the rumors that he will be a candidate for mayor of Henderson at the biennial majority election to be held on Tuesday, May 6.

WILMINGTON LEADS

WILMINGTON, Jan. 31.—The port of Wilmington leads the State as a home port in point of tonnage of vessels, with 102 boats having a gross tonnage of 485.11.

GUARDS COST PEN BIG SUM

Analysis Show That the Former Requires More Funds Than Food for the Inmates.

RALEIGH, Jan. 31. (AP)—A survey of the North Carolina state prison shows that out of a total population of 1,287 only 622 are from 96 to 100 per cent efficient physically, according to a statement issued by Supt. George W. Ross. It is further shown that 182 prisoners are totally incapacitated, and the physical efficiency of 105 is below 50 per cent. Two hundred and forty-four are from 75 to 90 per cent efficient, and 234 from 50 to 75 per cent efficient.

Superintendent Ross has also made a study of the per capita operating expense of twenty-one prisons. For the twenty-one the average cost is \$395.92, as compared with \$356.45 for North Carolina. It is shown that the lowest annual per capita cost is incurred at the Brushy Mount penitentiary, in Tennessee, where it costs only \$244.45 to keep a prisoner a year, while the Canada prison leads with \$564.75.

Distribution of the per diem expense of each prisoner in the North Carolina prison has been figured out by Superintendent Ross as follows: Food, 29.20 per cent; garments, 66.40 per cent; tobacco, 02.00 per cent; shoes, 06.90 per cent; medical and dental attention, 06.95 per cent; medicine, 01.45 per cent; cosmetics, 00.75 per cent; soap, 01.25 per cent; soap, 01.25 per cent; bedding, 06.90 per cent; guarding, 33.40 per cent.

MCLEAN SAYS HIGHWAY SYSTEM 1-3 FINISHED

RALEIGH, Jan. 31. (AP)—That it will take at least \$250,000,000 to complete a hard-surfaced state highway system in North Carolina was the opinion expressed by Gov. McLean in a statement today. "We are just about one-third through," he said. "I am very sorry if anybody has formed the opinion that I am opposed to good roads simply because I do not see fit to recommend more than \$20,000,000 additional bonds at this time."

WILLIAMS HAS BIG CASE IN COLUMBIA, S. C.

Judge Bond Returns to His Home at Edenton Following Adjudgment of Wayne Court and Solicitor Announces He Will Take a Fifteen Day Vacation.

Following the sentencing of Elijah Johnson to 12 years in the state penitentiary for the slaying, five years ago, of John Smith, Judge W. N. Bond adjourned superior court Friday for the January term, and left immediately for his home in Edenton to take a well-earned rest after presiding over two strenuous terms of court.

Solicitor Clawson Williams caught an early morning train yesterday for his home town of Sanford, and announced his intention of taking a 15-day vacation in order to recuperate after representing the state in a series of grueling superior court terms. The solicitor, always a most zealous worker whether he is conducting the prosecution of a case, or working a cross word puzzle, is weary, and in much need of rest, and declared he intends to take things easy for a few days in his Sanford home. "All work and no play makes Jack a dull boy," he remarked to a representative of The News shortly after court had adjourned, "and I don't intend to impair my health working all the time."

Burned Midnight Oil

The solicitor declared that he sat in his room and pondered over the cases slated for the next day long after the rest of the world had put on its nightcap and gone to bed. "And yet they would cut the salary of state solicitors," he remarked. The solicitor has been retained in a big case in Columbia, S. C., and will leave for the South Carolina capital after his vacation.

The term of court just terminated is noteworthy for the huge number of cases disposed of. A little over sixty cases were tried, which is almost a record for the Wayne county superior court, and the docket was cleared day by day with clock-like regularity. Less cases were continued over from the January term of court than in any other term of court within recent years.

As is usual with the "big court," liquor cases outnumbered all other cases combined, and naturally these cases were handled with more dispatch than the other miscellaneous offenses due to long experience in dealing with this type of crime, if it can be designated as such.

However, a number of cases of more than ordinary interest came up for trial, among the most prominent being the trial of Ben Leggett, charged with the slaying of Miss Ruth Whitley and Frank Best in a disastrous auto wreck, December 23, 1923. The state maintained that the defendant, Ben Leggett, drove his car at an excessive rate of speed, considering the slippery condition of the roads, and the heavy Christmas traffic, and that he collided with the Ford coupe occupied by three young ladies, including Miss Ruth Whitley, and that the accident resulted in the death of Miss Whitley and Frank Best, an occupant of the Leggett car.

For the second time the case was bitterly fought, and resulted in a mistrial, the last jury ballot being 11 for acquittal and one for conviction.

Johnson's Case

Elijah Johnson entered a plea of not guilty to a second degree murder charge, resulting from the slaying of John Smith.

(Continued on Page Four.)

CAM SAYS FOR ANGUS TO USE HIS JUDGMENT

Retiring Head of State So Settle Affairs Before Turning Keys Over to Ned Administration Head.

CHARLOTTE, Jan. 31.—Former Governor Cameron Morrison announced late today that he would go to Raleigh next week "to do my best to get the General Assembly to close the books of the state strictly according to the legislation enacted by the two sessions of the General Assembly during our administration."

"I want a new audit for the last two years by competent accountants and a settlement just and true," Mr. Morrison said in his statement. "Let McLean use his great business ability and make his own record for the period he is governor," the statement continues. "I am ready to back him with all my heart. But justice will not permit him to go back and take revenue given the general assembly to pay the expenses of our administration, and stall him as a business proposition and damn me as a deficit creator. Nor will justice permit him to saddle on our administration the expense of six months of his own, while he takes the revenue for that same six months."

Mr. Morrison's statement, follows: "I am going to Raleigh next week to do my best to get the general assembly to close the books of the state strictly according to the legislation enacted by the two sessions of the general assembly during our administration. If they will do this, I will certainly not interfere with boy Mr. McLean and the present general assembly deal with the future. Let them close the books and charge every item of expenditure for the period when I was Governor, and they credit the account with every dollar the general assembly voted tax to pay it with. The excess will be a real deficit, and I am ready to shoulder my part of the responsibility for it. This is just and I do not want anything else."

"The tax levied and by law applied to the payment of the appropriations and expenditures during the four years I was Governor go on the law applied them. I cannot establish that the difference will be trifling. But if the revenue provided to pay the expenses of the outgoing administration are confiscated and applied to the next administration, of course they can make any kind of a deficit they want to, and especially if they add six months of the next four years for which there was never any pretense of having levied for. Let Mr. McLean take the next six months and settle the accounts honestly and strictly for the four years I was governor, and there will be no deficit—certainly nothing of any size."

"I want a new audit for the last two years by competent accountants and a settlement just and true."

"Let Mr. McLean use his great business ability and make his own record for the period he is Governor. I am ready to back him with all my heart. But justice will not permit him to go back and take revenue given by the general assembly to pay the expenses of our administration, and stall him as a business proposition and damn me as a deficit creator. Nor will justice permit him to saddle on our administration the expense of six months of his own, while he takes the revenue for that same six months."

"But North Carolinians are fair and brave, and McLean will have to sustain his business reputation in some other way than by taking revenue levied to pay the expenses of my administration and applying it to his own."

"I have asked for a hearing before the finance committee, and suppose they will accord it. If not, I will do the best I can."

(Signed) CAMERON MORRISON