OPINION OF COURT ON ABSENTEE LAW

CIVIL ACTION ENTERED LAST YEAR FOR THE PURPOSE OF FINAL DECISION.

CONSTITUTIONALIT UPHOLDS

Opinion Firm on The Point That the Secrecy of The Ballot is Matter of Privilege of The Voter.

Raleigh.

The Supreme Court of North Carolina has declared its faith in the constitutionality of the Absentee Voters Act and affirmed Judge John H. Kerr's denial of the Republican motion to enjoin the State Board of Elections, the State Auditor, and the State Treasarer from complying with the provisions of the law.

The civil action entitled J. J. Jenkins vs State Board of Elections, et al, was heard before Judge Kerr in Wake Superior Court September 15. Judge George H. Brown wrote the opinion of the court and Chief Justice Walter Clark concurred.

Both opinions are firm on the point that the secrecy of the ballot is a matter of privilege for the protection of the voter and may be waived as a personal right and neither finds anything in the way of constitutional violation in the fact that election officials view the ballot of the absentee voter before it is cast.

In addition, Judge Brown points out that the language of the constitution "is susceptible to a fair interpretation which will sustain the statute" and in this case it is the duty of the court "to uphold it and to give it the benefit of the doubt." Moreover, passing to are as follows: the consideration of the text of the Constitution, Judge Brown holds that the context of Article 6 of the Constitution "indicates that the personal to cast his ballot.

Solicitor Sets New Precedent.

lass, Judge John H. Kerr, presiding | ties, \$1. over Wake county superior court, formerly ruled that it is within the prerogative of the solictor to refuse the services of other attorneys retain ed to assist him in the prosecution of cases on the criminal docket.

The matter came to the attention the court when Solictor Herbert Norris refused an apology tendered him in open court by Mr. Douglas for criticism of the solictor made a the September term of court and the solictor later forced Clyde A. Douglass to retire from a case in hich the son of the older attorney had been retained. The action is said to be without precedent and caused quite a stir.

Overman Pleased with Work.

Washington, (Special). - Senator Overman on being questioned concerning the work of the agricultural conference in session for the last two days said the meeting had served to emphasize the real situation in the marketing of farm products, such as cotton, tobacco, wool and wheat, and that he was confident the Federal Re- dry booth at the Fair such demonstraserve Board and the bankers of the tion will be given. country would now solve the problem to the satisfaction of the farmers. Contemporaneous with the conferences of the farmers' organizations here are the conferences of the Federal Reserve Board and the bankers from every part of the country.

Too Much Cotton Being Sold.

marketing this year's crop much faste: than officials of the North Carolina Cotton Association like and which, to sion Service. their minds, precludes the possibility of forcing the price back towards the forty-cent mark of last year.

The rapidity with which the farmers are selling their cotton is based upon reports made by the ginners.

Mall Clerk Appointments.

Washington, (Special).-The following railway mail clerks have been appointed in North Carolina: C. F. Fisher, Charlotte; R W. Mennett, Burlington: C. C. Poteat, Bakersville, and O. O. Morgan, Candler.

Doing Well in China.

according to advices from Peking. James A. Thomas, brother of Henry E Thomas of Charlotte and native of Reidsville, this state, is meeting with much success as a banker in China. He is American vice president of the ness in the capital, with branches of the Teintsin branch occurred in August. From 10 to 4 on teh opening in but the examiner has been auth date the bank received deposits totailing \$2,500,000.

Pardoned by The Governor.

Governor Bickett has granted a conditional pardon to Ray Owen, of ty-ninth Great State Fair of North Moore county, convicted of larceny Carolina Tuesday, October 19 and and receiving at the August term of four days of varied attractions in the court last year and sentenced to State capital will follow. serve 18 months on the roads of Ansor county

Giving his reasons the governor tary, and Mr. C. B. Denson, treasurer. says that the solictor, the man whose join in the tri-une declaration that if property was taken, the private at- will be the best ever. torney for the prosecution and numerous good citizens think the prisoner have spared no money or pains to has been sufficiently punished, and make it so. The race track has been that he is needed by his family.

Valuable Facts About Farming.

For the past fifty years, the State Experiment Stations and the United States Department of Agriculture have been collecting valuable facts about farming that were never known before. This information put into practice will double the profit in farming in many different lines. Yet the greater portion of it is not being used by the farmers of the country.

There may be several reasons why this information is not being used; but one important one is that the farmer has not been educated to read farming literature, and many class this information under the head of "Book Farming," not suitable for the man who is after bigger crops more cheaply produced.

The Farm Demonstration system has been developed to correct this misunderstanding among farmers and to scatter the information; but at best the farm demonstrator can only help to correct a mistake in the farmers' education and mrst be classed as a "repair man." The High school teacher of agriculture strikes at the root of the trouble, and trains the farmer while yet a boy and a learner to select the information be wants and use it wisely.

We used to train printers, shoemakers, blacksmiths, tailors, etc., in the home shop; but now the most capable young workmen in these lines are first partly trained in the school. Under modern conditions it is essential that our future successful farmers learn something about farming in learning necessary in our great stage of civilization.

Amendments to Be Voted On.

Five amendmentts to the constitution of North Carolina will be voted on in the November election. They were drawn up at the special session of the general assembly in Raleigh last August.

Copies of the amendments have been received by . the Mecklenburg delegation in the legislature.

The amendments to be voted on

tax net income from all sources above ish coal suitable for steamers, manuexemption of not less than \$2,000 for facturers and gas makers and Belgian married man or widow or widower anthracite and coke from Westphalia presence of the voter is not required having dependent minor child or chil- and upper Silesia for metallurgic dren, and to all other persons not plants. less than \$1.000.

2. To limit poll tax to not exceed-At the instance of Mr. W. C. Doug- ing \$2 for state, and for municipali-

> 3. To reduce rate of tax on property for general expenses of state and counties from 66 2-3 cents to a limit of 15 cents on each \$100 worth of property.

stead of two years residence in state and four months in precinct, as quali- Great Britain and which were again fication for voting.

5. To abolish payment of poll tax as qualification for voting.

Laundry Demonstration at Fair.

In the dozen or so booths which will be put on by the State Home deminteresting, is to be the booth devoted to Laundry conveniences.

The agents have found that many women with whom they come in contact in their work are anxious to have demonstration of how with very little trouble a housewife may do her household laundry herself, and in the laun-

A carload of poultry raised by the boys' and girls' clubs of Catawba county is to be featured at the Central North Carolina Fair at Greensboro, and at the State Fair at Raleigh.

This is said to be the first club car of poultry ever gathered together in the United States and will serve to show the progress in raising pure Cotton farmers in the state are bred chickens made by North Carolina boys and girls under the direction of the State Agricultural Exten-

Parent-Teachers Council to Meet.

The North Carolina State council of Parent-Teacher associations will hold its second annual meeting in Greensboro on November 34, it was announced by officials of the state organization.

Dr. Crampton, dean of the Normal School of Physicial Culture, Battle Creek, Mich, will be one of the speakers, his subject being "Putting Physicial Training in All of the Schools of North Carolina.'

Close Bank for Examination.

The State Corporation Commission has instructed Clarence Latham, state bank examiner, to go to Union Mills. Rutherdfordton county, and close the People's Bank of that place.

This action resulted from informa-Commercial and Industrial Bank of tion received here that the institution China, which has its principal busi- had been deserted by one of its officials who is said to have left for unthroughout the country. The opening known parts. It is not known here just what condition the bank was left orized to take poscession, close the doors until, after examination.

Governor to Open Fair.

Governor Bickett will open the Fit

General Julian S. Carr, president of the Fair, Col. Joseph E. Pogue, secre

Certainly the State Fair authorities put in condition.

SOUTH CAROLINIAN

THE FORD MOTOR COMPANY OF DETROIT MUST PAY ROUND SUM AS DAMAGES.

WAS OUT THIRTY HOURS

One Dollar was Assessed by The Jury Against an Automobile Company of Charlotte, N. C.

Columbia, S. C.-A verdict of forty nine thousand, nine hundred and ninety-nine dollars against the Ford Motor company, of Detroit, and one dollar against the Union Automobile Company, of Charlotte, N. C., was announced in the case brought by S. M. McMaster. Columbia automobile dealer, against the Ford company for a half million dollars. Mr. McMaster alleges damages by reason of an order of the Ford organization against the sale by Ford dealers of a wide-gauge attachment, invented by Mr. McMaster, as an unsuitable device, thereby preventing him from securing dealers for the attachment and the dealers schools while gaining other forms of from securing purchasers for the de

> The jury had the case more than 30 hours.

Charlotte.-Nothing is known locally of the aforementioned Union Automobile Company.

Italy Has a Reserve.

Rome.-Italy will not feel any effects from the British coal strike before the end of November, as the government has accumulated reserves which now approximate 1,100,000 tons. The fuel board has announced it is 1. Give authority to the state to prepared to supply American and Brit-

Pound Sterling is Weaker.

London.—One effect of the coal strike upon financial London has been the weakening of the pound sterling, which has dropped to \$3.44 on buying changes, all of which moved against people too early. slightly weaker.

Socialist Party Must Pay.

Washington.-The supreme court has refused to review the conviction in New York of the American sociaonstration Division in the Building of act. The party was fined \$3,000 for Household Demonstrations and Exhi- publishing a pamphlet by Scott Nearbits at the State Fair, one of the most ing entitled "The Great Madness."

> Farmers Urged to Hold Coton, Montgomery, Ala.—Calling attention to the fact that cotton, 120 days ago, was selling at 40 cents per pound while today only 20 cents is offered. Miles C. Algood, state commissioner of agriculture and industrises issued a statement urging cotton planters to stay out of the markets with their crop for a period of 60 days.

> > Christensen Makes Appeal.

Topeka, Kan.—An appeal to the negro voters of America to enroll under of both the Democratic and Republican parties marked an address here by Parley Christensen, Farmer-Labor candidate for president.

Two Financiers Retire.

New York .- The retirement of Lester H. Monks, president, and G. Peabody Gardner, Jr., vice president, of W. A. Harriman & Co., Inc., from active indentification with the corporation was announced.

Target Boat Being Sent.

Pensacola, Fla.-The obsolate battleship Massachusetts will arrive here about the first of next month preparatory to serving as target for coast defense rifles and mobile batteries near Pensacola.

MacSwiney is Very Well. London.-Lord Mayor MacSwiney of Cork passed the 66th day of his

hunger strike in Brixton prison fairly well, said a bu'letin. One Hunger Striker Dies. Cork.-The first death among the hunger strikers in Cork jail occurred. Fitzgerald died having fasted 68 days.

Fitzerald was one of the 11 men on a hunger strike in the Cork jail whose cases for a long time have been a source of wonderment to all the physicians. Coal Production Mounting. Washington -Bituminous coal production has reached the 12,000,000 ton

essary to insure against any shortage of the winter supply. Minimum Company Strength. Washington.-Under a war department decision announced the minimum strength at which national guard infantry companies may be maintained after July 1, 1921, is 65 active en-

listed men.

COUNTRY TURNS TO DEMOCRATS

Evidence Shows People Are Not Being Misled by Republican "Arguments."

GOOD REASON FOR OPTIMISM

With the Proper Amount of Energy Put Into the Campaign From Now On, Leaders, Can See Nothing but Victory.

The political tide has turned, in the opinion of Democratic leaders in the eastern headquarters. This optimistic view is based upon recent important developments in the campaign and a flood of encouraging reports from all sections of the country.

There is evidence in abundance to support the belief that the people are turning to the Democratic party, the leaders say. This includes letters, telegrams and personal reports from wellposted leaders throughout the country.

While the Democrats make no attempt to conceal their pleasure over these reports, they assert that the sixuation is not surprising to them. Their campaign policy, they say, is running true to form. Aware that the Republicans were making tremendous early efforts in the campaign, they say that they relied upon the natural progressive tendency of the country and adopted a waiting policy.

With a progressive platform and a progressive candidate, the Democrats felt sure that the tide would turn in time to win the election. The present situation is said to justify that conclusion. The mass of Republican propaganda that has flooded the country for months, in the opinion of the Democrats, represents wasted energy and money. Now the people are beginning to tear off the Republican mask, they

With downhill going ahead of them, the Democrats are prepared to throw every available ounce of energy into the campaign. That sort of going will allow the organization to gather speed and power every day to the election.

The Democrats find additional encouragement in the fact that the Republican campaign managers are losing their tone of confidence as they view the situation from a practical orders to cover actual and prospec- angle, and cease to make unfounded tive coal shipments from the United claims. The Republicans, they say, States to Europe. The effect has al- | are beginning to realize their mistake 4. To substitute a rule of one in- ready been seen on continental ex- in trying to force politics upon the

The fact that the League of Nations is functioning is given as the cause of chief worry of the Republicans. Reports from the West indicate that the people there are as much interested in the details of the league as they are in its effectiveness in preventing fulist party for violating the espionage ture wars. Since this has been conclusively demonstrated, in the opinion of the Democrats, the West will follow Cox, as it did Wilson in 1916.

Harding Unable to Learn.

Senator Harding is not succeeding very well in his imitation of McKinley. He has revived the high protective tariff issue, believing, no doubt, that he was following in the footsteps of the one-time leader of the protective tariff system, but apparently forgetting that in the last speech McKinley ever made, the day before he was shot, he announced in effect that the era of high protection was past; that the United States was a world power and must look to the markets of the the banner of the Farmer-Labor party | world for her future trade. McKinley and denunciation of foreign policies had learned something, but Harding hasn't.

Harding's Rooseveltism.

"In seeking a prototype for Colonel Roosevelt among public men of the country, one finds the closest resemblance to Aaron Burr. The same ambitions, the same overbearing disposition, the same ungovernable temper, the same ruthlessness in disregarding the ties of friendship, gratitude and reverence, the same tendency to bully and browbeat, and, finally, the same egotism and greed for power and the same mental tendency generally."-From an editorial in Senator Harding's Marion (Ohio) Star during the presidential campaign of 1912.

Senatorial Oligarchy in Danger.

To the establishment of senatorial government Senator Harding as the Republican candidate is committed. It is one of the few points on which his mind appears to be clear. There is no mistaking his meaning or where his pledges lead. Once before there was a Republican senatorial ring in power, with Aldrich at its head. What kind of tariff bill, for instance, would the senatorial ring, with Penrose, Lodge and Smoot in the seats of power, write, when assured in advance of Mr. Harding's approval, if he were president?

A Base Fabrication.

Congressman Fred A. Britten of Ilweekly total which the National Coal linois, endeavored to lessen the force association recently declared was necof Governor Cox's charge of a Republican slush fund by making a counter charge to the effect that Great Britain had made a large contribution to the Democratic campaign fund. When called before the senatorial investigating committee, he admitted that he had no evidence whatever, not even a newspaper item, but that it was only at the head of the foreign relations his own personal opinion. Nobody believes it.

COST OF LIVING

Housewives Will Do Well to Consider Pronouncement of Senator Harding.

At the Bidding of the Big Trusts He Stands for an Increase in the Price of Nearly All Commodities.

Out of the "involvements" of his plan for a return to "normalcy," Senator Harding has had a "revealment" that a high protective tariff is an economic necessity and is a big issue in the campaign.

The public in general and the Amerlean housewife in particular, struggling against the high cost of living, will be interested to learn that Senator Harding would like to add a little more here and there to the cost of commodities, by increasing the tariff taxes on them, which are always passed on to the consumer.

From the reposeful arms of his rocking chair the senator had the following to say relating to schedule K. which is article 10 of the Republican covenant with tariff graft-in other words, the wool schedule:

"Farmers in this country sold their wool clips for 90 cents a few days ago. The market is altered now and I am informed that in Boston they are putting wool in storage and are not quoting any prices. We are having a practical demonstration of the economic necessity of the protective

But Senator Harding stopped short of the real facts, as he always does, which would explain this condition. It is characteristic of his "involvements" and "revealments" that they never explain anything.

Here are the in portant facts that Senator Harding did not mention:

The wool industry in this country is controlled by the American Woolen company, commonly known as the wool trust. The net profits of the American

Woolen company for 1917 and 1918 (our two war years) were almost \$28,-000,000, more than three times its net profits for the seven preceding years. Its net profits in 1919 were \$15,500,-

The American Woolen company was indicted recently for profiteering. It set up the plea that "woolen cloth" is 'not "wearing apparel" under the Lever act, which is yet to be determined by the Supreme court.

The price of men's clothes in the last five years has increased 220.8 per

When the prices of clothes began to decline because people refused to pay exorbitant prices, the American Woolen company retaliated upon the nonbuying public and the administration which had brought about its indictment by closing down all of its plants and throwing its employees out of

These are the facts that explain why wool growers sold their clips recently for 90 cents and why wool is being stored in Boston with no quotations of

The effect of a high protective tariff on wool would be to make every article of woolen manufacture cost more than it does now. A tariff increase would have the same effect upon other necessities.

Senator Harding, therefore, is entitled to the vote of every man and woman who would like to make the high cost of living still higher.

Points to Democratic Victory. It is a sign of Democratic victory when men like John M. Parker, who was nominated for vice president by the Progressives on the ticket with Theodore Roosevelt in 1916, and Harold M. Ickes, the former Progressive leader in the central West, and that grand old philanthropist, Nathan Straus, who has for many years been

providing the sick and the poor with pure milk from convenient stations in New York city, announce themselves for Cox and Roosevelt. It looks as if the grand rush to the Democratic standard has begun. Appeals to All the People.

When Governor Cox says that in his opinion the total expenses of the national government can be reduced to \$4,000,000,000 he is talking the kind of economy that means something. A government that is spending \$6,000, 000,000 a year does not pick the money from bushes. Every dollar of it must be produced in the sweat of the American people, and every dollar of it is a factor in the high cost of living .-New York World.

"Newberrying" the Nation.

The tactics which the National Republican party is using in this 1920 presidential campaign are the tactics used in Michigan to elect Senator Truman H. Newberry.

It was the election of Newberry by the wholesale use of money which gave the Republicans the one vote needed to organize and control the United States senate and put Lodge committee, with the subsequent de feat of the treaty as a result.

CONDENSED NEWS FRO THE OLD NORTH STA

SHORT NOTES OF INTEREST CAROLINIANS

W. N. U. SEVEN. Wilmington.—Charged porting whiskey, C. E. Brite of h

co county, an oil insector in State Department of Agriculture arrested at Kinston, near hen Monroe.—The Parent-Teacher ciation decided to affiliate wh state and national association

membership of the local club h passed the 50 mark. Goldsboro.—Colonel Joseph son, editor of the Goldsborn Argus, has moved his printing from Walnut street, where he been for the past thirty Fear West Chestnut street.

Charlotte. - Thirty-four Meckley county school teachers took the examinations, which were conby J. M. Matthews, county sa tendent of schools, and his assist Miss Eloise Rankin.

Jacksonville.—A series of Ame Cotton Association meetings in low county have been held during past several days to enroll men in the Onslow county associate Over four hundred farmers have ed so far.

Rocky Mount.-After a small, race riot which threatened to an serious proportions, Spring Hope a quiet, while authorities expressed belief that the trouble was over expected no further outbreak

Snow Hill.—Snow Hill situated the center of the bright tobares; of Eastern North Carolina is enim an unprecedented era of prose-

evidenced on every hand. Naturally the tobacco interests most prominent

Henderson.-The fact that arms ments have been made to continue work of the Vance County health partment for another year has with hearty approval, and plans being made to greatly enlarge department so as to include a m broader scope of work.

New Bern .- With fully five but

visiting delegates in attendance to

all parts of the State, the ten

fourth annual convention of the Me Carolina Division of the Daughten the Confederacy began here with arrival and registration of the ladie Mount Mourne.-The annual e munity fair was held here in

building and on the grounds of public school. The fair was in en way worth while. Winston-Salem. - Russell white man was given a term of I years in state prison for the land

of an automobile and one year ! house-breaking on convictions in superior court. Asheville. - Greater Asheville show a population estimated al 000 when the city director is rel for issuance November 20, accord

to an estimate by E. H. Miller F.

dent of the Commercial Service

Lincolnton.-The largest crown ever attend a funeral in Lincoln of ty was present at the last rites of gar Love, prominent Lincoln Co cotton man, who was killed by southbound train at a crossing

Charlotte.

Shelby.-Yeggmen entered the man of the Bank of Grover, in this count on the main line of the Southern ! fore daylight and made a getast with 10 to 15 thousand dollars in w securities, placed in safety deposit boxes by depositors.

Raleigh.-Director Sam L Ross of the bureau of census. of Commercefi has announced the P liminary report on cotton ginned counties in North Carolina for the crops of 1920 and 1919. The State figures are 31,685 bales for 1920 and 80,782 bales for the 1919 crop.

Raleigh.-J. J. Sullivan, bill posts of the Hagenback-Wallace circus, joined the circus at Spartanburg & and who was taken ill on reaching Raleigh, died at Rex hospital of all holic poisoning.

Asheville.-The Apple Show, which on October 27-29 promises to be greatest event of its kind ever tempted in North Carolina, if not the South. The only trouble 100 seems to be in getting a building large enough to hold the displays.

Taylorsville. — Taylorsville's automobile tragedy occurred James Barnes, of Liledoun, who driving a Ford car up Main street struck Norman Pierce, who was cross ing the street and killed him

Lumberton.-The 1920 property levy in Robeson is forty-seven cents as compared with \$1.42 2-3 last real Of this amount 28 cents was leried for school purposes and 19 cents for all other purposes. Poll tax in Role son will be \$1.35 this year, as 00 pared with \$3.20 last year.