

HIGH COURT RULES AAA PROGRAM UNCONSTITUTIONAL

Treasury Deficit Of Billion Forecast By Roosevelt

Delivers Annual Budget Message To Nation Today

Public Debt Will See All Time High

(By Associated Press)
WASHINGTON, Jan. 6.—A treasury deficit, exceeding 1 billion dollars without counting unestimated new relief costs was forecast to Congress by President Roosevelt today for the next fiscal year.

Unprecedentedly he withheld a complete budget estimate on how much the government would spend in the 12 months beginning July 1. For the present he listed \$6,752,606,350, but said later requests for work relief would be forthcoming.

He gave notice that next year's deficit and the public debt would mount accordingly. Just now Mr. Roosevelt foresaw a debt at the end of the 1936-37 period of \$31,351,638,787 which would be an all-time high.

No Balanced Budget
There was not the slightest hint of readiness to meet demands from the opposition for an immediately

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Where AAA Program Died



Nine old men, the leading justices of the United States made history in the above mansion of granite today by ruling the AAA farm relief act, major New Deal cornerstone, unconstitutional in all its aspects. The building was completed last year and is one of the finest buildings in Washington.

AAA Decision Vital Here; Leaders Say Work Goes On

The ruling today of the supreme court in Washington which made the AAA farm relief act unconstitutional will affect Cleveland county more vitally than most any other county in the state, farm leaders said here at noon.

J. S. Wilkins, county agent, said he was uncertain as to what will be the fate of the work here until he receives actual notice from headquarters, but added that he was sorry to hear of the adverse decision.

"However," he added, "our work here will go right on until we have been notified to discontinue."

He asserted that all checks for last year's contracts will be paid, as the government entered into that obligation with the farmers. He indicated that the reduction program for next year will be continued as it is entirely voluntary.

As to the process tax, the Bankhead statute, tax exemption tickets, and adjustment payments, he was uncertain about all, and said he would not know for several days.

"It is up to the congress to provide payments from some other source, if reduction and rentals are continued," said J. A. Propst, Bankhead supervisor of this county. These funds have been coming from the process tax.

The attitude of the textile leaders here could not be determined, although many are thought to be quite happy.

Call For Statements

WASHINGTON, D. C., Jan. 6.—(AP)—The comptroller of the currency issued a call today for condition of all national banks at the close of business on December 31.

RALEIGH, Jan. 6.—(AP)—State Bank Commissioner Hood issued a call today for reports on the condition of all state banks at the close of business on Tuesday, December 31.

Late Bulletins

Killed In Durham

DURHAM, Jan. 6.—(AP)—Mrs. B. W. Sharpe, 44, wife of Police Captain Sharpe, was killed, and her niece, Nancy Sharpe, age 16, was seriously injured when Sharpe's police car was struck by an eastbound Southern passenger train at a crossing here today. Sharpe who was driving, was only slightly hurt and Leroy Gattis, brother-in-law of Mrs. Sharpe and a Durham merchant, escaped without injury. He was talking his niece to high school on the way to headquarters to report for duty when he said the crossing gates failed to lower.

Calls Conference

WASHINGTON, Jan. 6.—(AP)—President Roosevelt called Attorney General Cummings and Secretary Wallace to the White House this afternoon to study the Supreme court's decision against the Triple A. Silent on the blow, Mr. Roosevelt made it known that he will have other conferences during the next three or four days before any announcement is made by him.

Market Surges

NEW YORK, Jan. 6.—(AP)—Nullification of the Triple A by the U. S. supreme court today brought a surge of buying in food shares on the N. Y. Stock Exchange which lifted many one and two dollars a share higher within a few minutes after the decision was handed down. Prices of cotton was up \$1 a bale or more in heavy trading.

Morning Cotton LETTER

NEW YORK, Jan. 6.—Saturday's market was mostly a trade affair. Scattered liquidating and small southern sales were absorbed by spinner buying to fix prices. It is rather generally expected that the supreme court will today hand down the decisions which affect the agricultural program. Liquidation in anticipation of this has been quite broad and to some extent a possible advance selling has been discounted. We believe that when the court has decided a more normal market will prevail and the supply situation will have more effect than has recently been the case.

E. A. Pierce & Company.

THE MARKETS
Cotton, spot 11½ to 12¼
Cotton seed, wagon, ton \$35.00
Cotton seed, car lot, ton \$38.00

New York cotton at 2:30: Jan. 11.80, Mar. 11.37, May 11.15, July 10.94, Oct. 10.50, Dec. 10.50.

Beattie Child Breathed Before Jan. 1st So Reynolds Is Winner

Later: Clyde Dixon Beattie, born New Year's to Mr. and Mrs. Robert Christopher Beattie, died Sunday morning at 2 o'clock. Mr. and Mrs. Beattie are the parents of 11 children, eight living and three dead.

The R. C. Beattie child breathed 15 minutes before midnight January 1st, so the prizes offered by Shelby merchants to the first New Year's baby goes to Robert Lee Reynolds, son of Mr. and Mrs. Clarence C. Reynolds of Lattimore.

The Star heard of the Beattie child's birth which was unofficially reported at 1:15 a. m. January 1st

France Is Seeking Arms Consignment Of 3,000 Rifles

Daggah Bur Reported Destroyed

Fear They Were On Way To Italy; Duce Air Raid Destroys City.

France dug diligently into a suspected plot to divert 3,000 army rifles and machine guns to Italy today while Italian planes kept up a persistent and widespread bombing campaign in Ethiopia. A missing carload of arms was found to have been sent mysteriously to a French port where it could easily have been placed aboard a ship, authorities said.

Confused reports of the death of a second Swedish Red Cross worker, as a result of the Dolo bombing a week ago, reached the British foreign office from its Addis Ababa legation, but because of a similarity of names it was thought that only one Swede had been fatally wounded as previously reported.

Air bombings in which several

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Dog Vaccination Inspectors Named By County Board

Thousands of dogs in Cleveland county will feel the pain of a vaccinating needle within the next few months which will at the same time render them immune to rabies, according to an action by the county commissioners this morning.

The enumerators are all sworn to absolute secrecy and information received by them will be held inviolate. Mr. Rouser states heavy penalties are attached to any employee who gives out any information about the information is not allowed to be given even to other governmental departments; for instance, the income tax division of the treasury department is not allowed access to census files.

County Schools Forced To Close Until Thursday

Many county schools began on their week of vacation in Cleveland county today, being forced to remain inactive because of the unparalleled bad weather conditions the past two weeks.

The county board of education in session early this afternoon thought that before the meeting was over it would recommend to all schools that openings be postponed until Thursday of this week, unless conditions are much improved.

Several schools tried to open this morning, but were forced to close. The approximately five inches of rain which has fallen the past few days on the snow and frozen ground have made most of the county roads utterly impassable.

If any schools decide they can open before Thursday, patrons will be notified by officials.

Shelby and Kings Mountain city schools, and Bolling Springs college opened this morning, according to schedule.

Supt. Grigg said today that the delay of an extra week would likely be made up either in the spring with an extra week or a number of the schools will operate five Saturdays.

He added that most of the schools are on par with last year's schedule anyway, and that the delay will not disrupt the term perceptibly.

Bonus Measure May Be Approved Today

WASHINGTON, Jan. 6.—(AP)—Chairman Doughton, Democrat, North Carolina, said today the house ways and means committee might approve this afternoon the bonus bill behind which house factions and major veterans' organizations have united. He made that assertion after the committee had discussed the measure an hour and a half behind closed doors.

Simultaneously Speaker Byrnes said there would be every disposition on the part of house leadership to get together with the committee in the interest of expediting the measure.

He said he did not know just when it might come to the floor.

Major Public Health Work, Red Cross Nursing Program Stopped As Money Lacking

Miss Harte Oliver Goes Back To Waynesville; President Edwards Says Substitute May Be Here Until June

The major piece of public health work in Cleveland county was suspended in mid-air today as the county Red Cross nursing program was discontinued temporarily because of lack of finances.

Miss Harte Oliver, nurse here since last February 15, accepted work in Waynesville where she was before coming to Cleveland and where her home county is expanding instead of narrowing its health program.

The temporary suspension of the Red Cross program here means that the only two vestiges of public health facilities are the quarantine

In addition to the five enumerators in this county there are 60 others in the other nine counties of the district, which is practically all organized. Arrangements by which enumerators will go to work immediately have already been made in Mecklenburg, Gaston, Lincoln, Catawba and Burke. Today and tomorrow Mr. Houser will be in Yancey, Avery, Madison and Mitchell counties to meet and instruct enumerators in these four counties, which are the remaining ones in the tenth district.

Offices for the district have been established in the postoffice building here.

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Census Enumerators Ready To Begin On Huge Survey

Five enumerators, named by the WPA, will go to work in Cleveland county within the next few days in taking the Business and Industrial census, Everett Houser, tenth district supervisor, announced today.

The enumerators are all sworn to absolute secrecy and information received by them will be held inviolate. Mr. Rouser states heavy penalties are attached to any employee who gives out any information about the information is not allowed to be given even to other governmental departments; for instance, the income tax division of the treasury department is not allowed access to census files.

Postal Receipts Gain "All Time" High In Year '35

Uncle Sam was a busy boy last year in handling enough mail to break all existing post office records at Shelby and send receipt figures to the new high mark of \$67,706.61.

These figures were released this morning by Postmaster Frank L. Hoyle and a whole set of figures for last year's work is being sent to the head offices in Washington.

That the year 1935 was bold enough to break away from the depression is shown by the fact that the new year's receipts over 1934 figures totalled \$16,246.22.

Increase Per Month.
Average increase per month has been \$1,533.85, and the postmaster said the gain has been shown in every month of the year and not just by spurts. Textile business is better. Other shipping and mailing business are picking up speed, all of which boost receipts.

Surprising postal officials in several details the December receipts forged several dollars ahead of the big volume of business done last March. December receipts were valued at \$6,324.33, an increase over December 1934 of \$1,325.71. Receipts of last March were \$6,269.81, and the gain for March over 1934 was above \$2,000 a record-breaking monthly increase for all time.

The new record puts Shelby nearly \$30,000 per year above the required \$40,000 for first class, and incidentally give the postmaster a \$200 lift in salary.

W. R. Newton Home Damaged By Fire

Fire did considerable damage to the residence occupied by W. R. Newton on S. LaPayette street Sunday morning at 11 o'clock. Water and fire also damaged the household furnishings. The residence is owned by Dr. E. A. Houser and son, Everett Houser. The Newtons are having erected a new residence on West Graham street which they will occupy when completed.

Hotel Fire Death Toll Numbers 7

WESTFIELD, Mass., Jan. 6.—(AP)—The death toll in last night's Van Dusen hotel fire was definitely set at seven today, with no known missing and one victim in a critical condition. There were 49 guests in the three story hotel when the fire was discovered. The cause of the fire was not known.

Opens Court



Judge Wilson Warlick, of Newton, who opened the January term of Superior court here today.

Grand Jury System Archaic Declares Judge Warlick

Plays Law Profession For Being So Far Behind Other Professions.

Judge Wilson Warlick of Newton opened the January term of Superior court for Cleveland county here today with an attack on the jury system and with an indictment against lawyers for archaic practices and low professional standards.

"All the sciences have advanced much more in the past 25 years than has the law profession," the well known jurist declared, and added "That if medicine had made no more improvements in the past 100 years than has the law profession, doctors would still be operating with rough instruments and without putting patients to sleep."

Lawyers Fault.
"It is the fault of the lawyers themselves that we have such antiquated laws on the books and such simple and inadequate methods of enforcement." He pointed to no laws in particular, except to give

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Labor Leader Head Speaks On Sunday At Union Hall Here

Delayed in meeting his appointment for Shelby Saturday night, Francis J. Gorman, president of the United Textile Workers of America, spoke here Sunday at the Union hall on S. Washington street to several hundred. He was introduced by Paul R. Christopher, state president.

He urged that all textile workers and their friends should write their representatives and senators from this state to support the textile bill that will be introduced in the present session of congress. He declared that the labor organizations hold the situation in their hands by reason of the vote they possess.

Taxpayers Set New Achievement By Paying 60% Of Entire Levy

A record believed not to be paralleled in the state has just been set by Cleveland county in tax collections as the administrative forces smooth out the pages of the new years ledger to record 60 percent of the total 1935 tax levy as already collected and deposited in the bank.

According to the figures from the office of the sheriff and the county auditor the uncollected balance of the \$191,000 levy amounts to only a little above \$79,000, with more than \$112,000 already turned in.

Sixty percent at this period of the year compares to only 50 percent of the levy being collected at a corresponding time last year, even with a smaller levy.

Approximately \$500 per day is being taken in at the sheriff's office, and this amount is expected to increase toward the last of this month, as many will rush to escape the penalties which begin February 1. Penalties will increase one percent each month until May and land will be sold for taxes in June.

Officials say that the taxpaying is due for the most part of the extreme loyalty of the citizens to the county government and to the fact that many of the farmers have ready money from their AAA rental and parity checks.

Controverted Plan For Farm Aid Gets Adverse 6-3 Vote

Effect Uncertain Declares Wilkins

(By Associated Press)
WASHINGTON, Jan. 6.—(AP)—The supreme court adjourned today until next Monday without a decision on TVA and the Bankhead cotton.

WASHINGTON, Jan. 6.—The Supreme Court, in a sweeping decision, ruled today the entire AAA program was unconstitutional.

Justice Roberts delivered the opinion before the session was ten minutes under way. The controverted general welfare of the constitution was held to be no warrant for the extraordinary New Deal farm relief plan.

After reviewing the history of the case Roberts said the processing tax was inseparable from the rest of the act and the Hoosac Mills of Massachusetts had the right to challenge the entire statute.

The original adjustment act was declared to be "an invasion of states rights" and beyond Federal power under the "general welfare" clause.

If the farm aid legislation were valid, he said, it would be possible for congress to regulate industry in its most meticulous forms.

Speculation how the present campaign would be affected stirred instantly when the news reached the capital. Legislators turned in private from the business of the moment, examination of the 1936-37 New Deal budget, to mull over the possibilities.

Republican determination on farm plan alternatives long had been awaiting the supreme court attitude. What the New Deal would do was awaited eagerly.

Decision Is 6-3
The decision was 6-3 with Justices Stone, Brandeis and Cardozo

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CCC Camp To Stay Is Latest Report; Schedule Resumed

Good cheer for farmers and agricultural leaders in this county came from Washington and from the local headquarters of the CCC camp today, when it was learned that there is a very strong possibility that the camp will be here permanently.

Until noon today there had been no notification of even a suspension of activities, as was feared several days ago.

Work Goes On
H. H. Vestal, in charge of housing and feeding the 208 CCC's said this morning that his present orders are to continue with his work on the usual schedule and that there seems no indication that he will be asked to close.

Thomas F. Moore, in charge of the soil erosion and conservation part of the project will continue in conjunction with the Cleveland Soil Erosion Association planting trees, collecting seeds, and supervising the engineering branch of terracing work in the county.

Adverse reports from Washington and High Point for the past several days have indicated that the county might lose the CCC camp, one of the few colored divisions in the southeastern states.

Numerous letters to congressmen and erosion service officials were sent by prominent men in the county by the past two weeks.

A. L. Bulwinkle, 10th district congressman said yesterday that the camps here and at Huntersville will remain intact for at least 90 days more.

He said soil erosion work will be continued in all the counties, even if the CCC camps have to go. He pointed out that WPA workers will take up the job, if the units are removed.