



TODAY'S THOUGHT
"Of all weaknesses to which human nature is prone none is more insidious than self-pity."—Barton.

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AAA's DEATH SENTENCE

Unlike the NRA, demolished by the unanimous opinion of the Supreme Court, the AAA received its death blow last week when the highest tribunal of the land, by a decision, threw into the discard the elaborate machinery designed to establish parity for the farmers. The Chief Justice and five judges held the AAA an invasion of the rights of the states to regulate local activities and banned the use of processing taxes to regulate crop production.

The decision definitely forecast the invalidation of the cotton, potato, tobacco and other crop control measures, apparently doomed the TVA, railroad pensions and coal-mining regulation acts, and threw considerable doubt upon the validity of the vast program of social security recently enacted.

MINORITY CRITICISM

A minority of the Court, consisting of Justices Stone, Brandeis and Cardozo, in a dissenting opinion, bitterly attacked the reasoning of the majority, terming their conclusion a "tortured construction of the Constitution." Justice Stone, who wrote the dissenting opinion, denied the view of the majority that Congress, admittedly having the right to levy processing taxes, does not have the right to use them as they have been used. The dissenting opinion is strong enough to create dissatisfaction in many areas where the AAA enjoys popularity.

Rentals and benefit payments under the AAA totaled more than \$900,000,000 by October 1st when a multitude of suits interfered with the collection of the taxes. Officials state that \$283,250,349 is due the farmers on 1935 adjustment programs. This amount is divided as follows: for cotton, \$12,681,180; wheat, \$55,389,802; corn-hogs, \$106,885,055; tobacco, \$5,620,665; sugar, \$95,000,000; peanuts, \$1,153,534; rice, \$520,112; and for winter wheat, 1936 compliance programs, \$66,000,000.

The effect of the decision is to cut down government revenues by at least a half billion dollars, jeopardize the legality of more than a billion dollars already distributed and nearly a billion dollars already collected in processing taxes and to throw the entire farm relief problem into the forefront of the bitter political campaign impending.

OFFICIALS SURPRISED

Officials of the AAA were stunned by the sweeping nature of the decision and immediately stopped the mailing of all benefit checks. The Treasury abandoned efforts to collect processing taxes and Congressmen, who talked, hoped for new legislation which would be practical. There were few expressions of approval on the part of senators or representatives because farm relief, like the bonus, is a delicate question, cutting across party lines.

THE NEW BUDGET

Overshadowed by the decision of the Supreme Court was the President's budget message, asking for \$6,752,000,000 to finance Federal activities for the fiscal year beginning next July. With expenditures definitely declining and revenue at a peace-time high, the President foresaw no new taxes and promised a reduced deficit, although he made no provision for work relief, indicating this would be taken up later. Included in the estimated receipts was \$547,300,000 from processing taxes, but these are out of the calculations now. In its inconclusive form, the budget indicated a gross deficit of \$1,098,000,000 for the fiscal year 1936-37, which would be \$2,136,000,000 less than the estimated deficit for the present fiscal year. In regard to relief, the President pointed out that the size of this item would depend upon the number of persons given employment through improving business.

Appearing before Congress in an unprecedented night session, President Roosevelt delivered a challenge to all critics of the New Deal to come out into the open and fight for repeal of the Administration's measures. Delivered before both Houses in joint session and carried over the most extensive hook-up in the nation's history, the message was plainly political and aimed to enhearten all supporters of the New Deal.

ATTACKS AUTOCRACY

The President made no apologies for the Administration but, on the contrary, delivered a bitter attack upon autocrats, both foreign and domestic. He insisted,

Hauptmann Loses Appeal For Writ Of Habeas Corpus

Counsel Reported As Expecting A Reprise To Be Issued Soon By Governor Hoffman

LAWYERS IN DESPAIR

Federal Judge Rejects Arguments Of Prejudicial Influence At The Famous Flemington Trial

Trenton, N. J., Jan. 14.—Upon reliable authority tonight, counsel for Bruno Richard Hauptmann, turned back in an eleventh-hour appeal to a federal court, was reported to be "expecting" an executive reprieve within twenty-four hours, while one member of the staff announced they had "no assurances" of such action.

Asked the possibility of a reprieve, Frederick A. Pope, of defense counsel, said "I couldn't find the governor tonight," and C. Lloyd Fisher, chief defense attorney, said Governor Harold G. Hoffman had given "no assurances" to them he would delay the execution set for Friday night. But coupled with the report from a source close to the defense attorneys that they anticipated an early reprieve was the statement earlier of Attorney General David T. Wilentz that he had been "reliably informed" the governor would act in behalf of the man condemned to die for the Lindbergh baby kidnap-murder.

Governor Hoffman could not be reached for comment. The apparent efforts to obtain a reprieve followed the refusal by a federal judge of a writ of habeas corpus or stay of execution for Hauptmann.

Rejecting all of the arguments of defense counsel that Hauptmann's trial at Flemington was surrounded by prejudicial influences, U. S. Circuit Court Judge J. Warren Davis said that to grant the writ he would have to overrule both the New Jersey court of errors and appeals and the United States supreme court.

Despair was written on the faces of the defense lawyers as they left the court room. "That is the end," said one of the five attorneys who would not be quoted by name.

"The only possibility in the world is the United States supreme court," said Neil Burkinshaw, a Washington lawyer just added to the defense staff in a final effort to save Hauptmann.

Defense attorneys, conferring tonight, considered two moves. One was an application to another federal circuit judge for a certificate of reasonable cause, which, in effect, would be an appeal from Judge Davis' decision. The other was an application to the United States supreme court for leave to ask for a writ of habeas corpus.

Should either course be followed, it would be necessary for Governor Hoffman to issue a last-minute reprieve, or for the federal courts to stay execution.

Failure Of Naval Conference Seems To Be Looming Near

London, Jan. 14.—International naval limitation, initiated in Washington in 1922 and the only successful form of disarmament growing from the World War was said in informed circles tonight to be nearing the end of its trail.

A five-power conference, called to renew limitation because the Washington and London treaties expire at the end of this year, reached an impasse over the failure to agree upon Japan's demands for a fleet equal to Britain's and the United States.

The conference's breakdown, a Japanese spokesman said tonight, is due, "not to the adamant opposition of the Japanese but to the adamant opposition of other delegations to the Japanese proposition."

Bonus Bill Would Pay Alleghany Co. "Vets" Large Sum

In the event that Congress enacts into law the bill passed a few days ago by the House for the immediate payment of the Adjusted Service certificates, World War veterans in Alleghany county will benefit to the extent of \$79,160.98. Figures for each of the 100 counties in North Carolina were compiled recently and have been declared by officials of the Veterans' administration to be as nearly correct as it is possible to make them.

According to the compilation, 68,926 veterans in the entire state would receive a total of \$34,622,162.80.

Senate Finance Group Approves Bonus Measure

Morgenthau Testifies That Passage Of Bill Might Greatly Increase Treasury Financing

Washington, Jan. 14.—Over testimony by Secretary Morgenthau that its passage might increase to a minimum of \$11,300,000,000 the necessary treasury financing in the next 17½ months, the compromise "baby bond" bonus bill swept on today toward a Senate vote. The proposed measure was approved by the Senate finance committee by a 15 to 2 vote. Just before approval of the measure Morgenthau told the committee that the bill might require a \$2,000,000,000 money-raising operation.

The House passed a bonus measure Friday but nothing was said as to how the funds necessary were to be obtained.

Senator Connors (R., Mich.), quoted him as listing these other amounts which the Treasury might have to raise to meet its obligations before June 30, 1937, the end of the next fiscal year: \$5,800,000,000 for refunding outstanding obligations; \$2,000,000,000 possibly to be needed for relief (and not included in the new budget); and \$1,500,000,000 which President Roosevelt estimated as next year's deficit.

Saying he would not be bound to secrecy which Morgenthau and Chairman Harrison (D., Miss.), imposed upon themselves after the

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Mrs. Wiley Irwin Dies At Home Of Daughter Here

Mrs. Wiley P. Irwin, 61, died on Tuesday, January 14, at the home of her daughter, Mrs. Emory Joines, Sparta, after an illness of several months duration.

Mrs. Irwin, who, prior to her marriage, was Miss Osa Viola Crouse, is survived by the husband; two sons, Sheriff Walter M. Irwin and Troy Irwin; and four daughters, Mrs. Emory Joines, Mrs. Fred G. Richardson, Mrs. Reeves Douglas and Mrs. Claude Crouse, all of Sparta.

Funeral services were conducted Wednesday at 12 o'clock at Antioch church, of which the deceased was a member, by Elders S. U. Atwood and R. P. Vass.

Full bearers were: T. R. Burgess, Sidney Gambill, R. F. Crouse, J. L. Irwin, Clennel Richardson and Clarence Walls.

Flower bearers were: Mrs. Luther Halsey, Mrs. Sidney Gambill, Mrs. Wayne Waddell, Mrs. Oscar Wagoner, Mrs. David Higgins, Mrs. Glenn Richardson, Mrs. Clennel Richardson and Miss Marie Perry.

The services were followed by interment in the Antioch church cemetery.

NEW BEAUTY SHOPPE OPENS IN BELK BUILDING HERE

The Alleghany Beauty shoppe is now located in its new quarters in the basement under Belk's store, Sparta.

Developments In Political Arena Are Speeding Up

Exciting Months Are Sighted For Capital In View Of Oncoming Presidential Campaign

Washington, Jan. 14.—Proof, if any was needed, that the presidential campaign will be the backdrop of exciting months sighted for the capital was given today by speeding developments.

None in itself was of conclusive importance. But congressional leaders discerned a political thread linking many in a manner that raised new problems for them.

What happened in brief: Representatives Eaton (R., N. J.), and O'Connor (D., N. Y.), clashed in the House over the President's address to Congress and whether Postmaster General Farley was a Tammany man.

In his maiden speech, Representative Main (R., Mich.), charged Mr. Roosevelt with "political intolerance."

Republican Chairman Fletcher notified the Columbia Broadcasting System he would periodically request radio time comparable to that given "the party in power."

Representative McCormack (D., Mass.), denounced Fletcher in the House for "subtly charging" the president had influenced radio chains to bar Republican campaign skits.

The president, after a conference with Senator McAdoo (D., Calif.), on the discordant Democratic situation in California, said the difficulties would have to be ironed out by the party in the state. Presumably this meant rejection of the attempt by California Democrats in the House to have Mr. Roosevelt intervene to obviate a split delegation to the June convention.

Mrs. Thomas D. Schall announced her candidacy for the Republican senatorial nomination in Minnesota on the anti-new deal stand her late husband took in the Senate.

Representative Treadway (R., Mass.), predicted in the House the Canadian reciprocal trade agreement would become a principal campaign issue. He denounced administration tariff policies as "unconstitutional."

The administration pressed its new farm relief plan despite objection from Senator Norris (R., Neb.), a Roosevelt supporter, that it violated the constitutional principle of the AAA decision.

The action of Col. Henry Breckenridge in seeking filing papers for the Ohio primaries aroused speculation which led his friend, Senator Byrd (D., Va.), to deny at Winchester, Va., that his name would be entered there. A Democrat, Breckenridge opposes Roosevelt policies. Byrd has found fault with some but is expected to support the president.

Shadow Of Hitler Causes Fear And Worry In France

Paris, Jan. 14.—The shadow of Adolf Hitler—a shadow that makes Frenchmen jittery—was projected Tuesday into the Italo-Ethiopian-European scene.

French newspapers expressed fear that recent German attacks on the Franco-British mutual aid agreement foreshadowed German fortification of the demilitarized Rhineland.

The reports reached London and immediately afterward a defense sub-committee of the cabinet met.

Diplomatic circles in Paris, however, eyed the reports with some skepticism. The opinion was put forward that the German "scare" may have been raised again as a part of the government's campaign to have parliament ratify the Franco-Soviet mutual assistance pact.

While Sweden formally protested to Italy against the bombing of a Swedish ambulance unit, the Ethiopian government asserted ten persons were killed or wounded when bombs wrecked a church during a fascist air raid on the town of Sakota.

Ten others were blinded by gas bombs, the communique added.

Continuation Of Crop Control May Be Sought

Hope For New Farm Legislation Soon Is Expressed By Roosevelt. Other Developments

Washington, Jan. 14.—Added substance was given today by President Roosevelt to reports that the administration would seek continued control of crop production by expressing a hope for new farm legislation soon.

Told Senator Norris (R., Neb.), had disclosed a belief the Supreme Court's AAA decision barred such regulation, Mr. Roosevelt said at his press conference he hoped the senator was unduly pessimistic.

The President said a bill was taking shape, but was silent on its contents. He added he was undecided whether to send Congress a special message on the subject.

Senator Robinson, of Arkansas, the majority leader, said after a luncheon with Mr. Roosevelt that "probably by the end of the week," a new farm bill "will be completed and ready for submission."

As the problem of an AAA substitute continued to hold major capital attention, with both Senate and House committees giving it careful consideration, there were these other developments:

1. A suggestion by Senator Norris that administration leaders should press for legislation to remove farm-aid measures from jurisdiction of lower courts.

2. A radio address by Secretary Wallace who said "I am not sure that I am in complete accord with all of the recommendations" of the farm leaders' conference on a successor to AAA.

3. Appearance of several farm organization leaders before the Senate agriculture committee, with open indications of a split with the administration over several issues.

4. Approval by the House agriculture committee of a bill to provide \$40,000,000 in seed and feed loans for 1936 crops.

5. Statement by Chairman Jones (D., Texas), of the House agriculture committee, stressing linking of the domestic allotment plan with soil conservation in a new farm program.

6. Launching of a move on Capitol Hill to retain or collect all of the \$1,200,000,000 levied in processing taxes through retroactive legislation.

7. A ruling by Comptroller General J. R. McCarl that funds could be used to carry on only those AAA functions not invalidated by the court—which left the question of how many of the AAA employees will get pay checks tomorrow still in doubt.

8. A charge by Chairman Sumners (D., Texas), of the House judiciary committee, that producers of exportable farm surpluses "are being deliberately bled by this government through the protective tariff."

Condition Of Rudyard Kipling Is Critical

London, Jan. 15 (Wednesday).—The critical condition of Rudyard Kipling, who underwent an emergency operation Monday, caused his surgeon, Dr. A. E. Webb-Johnson, to establish a watch at his bedside early today.

The surgeon arrived shortly after midnight to examine the 70-year-old author. A bulletin was issued announcing there had been no change in Kipling's condition, and the doctor decided to stay at his bedside for the remainder of the night.

Mrs. Kipling was not immediately called to the hospital, however.

CODE FOR CONDUCT OF TRIALS IS SOUGHT

Chicago, Jan. 14.—The American Bar Association tonight made its first definite move toward the establishment of a code of etiquette for lawyers, press and public at future trials.

The organization's executive committee spent two days considering a lengthy criticism of the "atmosphere" surrounding Bruno Hauptmann's trial.

Former U. Of N. C. Star Athlete Is Claimed By Death

Wadesboro, Jan. 13.—Frank Bennett, prominent Wadesboro business man and former great North Carolina athlete, died on January 5, at his home here after several years of failing health. The funeral was held on the following Monday afternoon at 3 o'clock at the Bennett home, and interment followed in Eastview cemetery.

During his student days at the University of North Carolina, he was a great football star, playing tackle on Carolina teams five years. Most experts rate him as Carolina's greatest tackle in history. After graduating from Carolina he was connected with the government soil survey and then in 1911 returned to Wadesboro to enter the lumber business and look after his farming interests.

Mr. Bennett was well known in Sparta, he and his family having often visited in the home of J. W. Hawthorne.

Democrats Select Philadelphia For Convention City

Quaker City Outbids San Francisco, Chicago. Talmadge Votes "No" On New Deal Endorsement

Washington, Jan. 14.—Philadelphia was selected late Thursday by the Democratic national committee, meeting in the capital city, for the party's 1936 national convention.

The Pennsylvania city, never before the scene of a Democratic convention, won out over San Francisco and Chicago, when its representatives finally waved a certified check for \$200,000. Then, to meet higher bills, Philadelphia concessions estimated to raise the total to between \$250,000 and \$300,000 were offered.

Party Chairman James A. Farley announced the national conclave, intended to renominate President Roosevelt, would start June 23. The Republican party will meet in Cleveland beginning June 9.

Before the bidding started, Farley

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N. C. Criminal Held In Texas On Robbery Charges

Raleigh, Jan. 14.—Dwight Beard, convicted murderer who was saved from the electric chair in North Carolina by executive clemency and who escaped last August from state's prison here, was captured in Dallas, Texas, today, Oscar Pitts, acting director of the state penal division, was notified tonight by J. W. Fritz, Dallas captain of detectives.

Pitts said Fritz's telegram stated Beard was wanted in connection with 11 robberies in the state of Texas, and in connection with the killing of a policeman in one of them.

Dallas, Texas, Jan. 14.—A man believed by officers to be Dwight Beard, fugitive killer from North Carolina state prison, was arrested here today in connection with the holdup-slaying of Detective John Roberts here December 23.

A woman found with him was also detained.

Atlanta, Ga., Jan. 14.—Chief of Detectives A. LaMar Poole tonight said he had telegraphed an urgent request to Dallas authorities to hold Augustus Dwight Beard for Georgia authorities in event he is not prosecuted in Texas.

The detective chief said the escaped North Carolina slayer is wanted here to answer charges of robbery, auto theft and wounding a policeman. Chief Poole said Beard is suspected of being the bandit who terrorized a residential section in a wild flight after a hold-up at a mid-town store here recently.

Gov't. Loses In Court Ruling On Processing Taxes

Supreme Court Justices Hold That Impounded Tax Money Be Returned. Decision Read Monday

OTHER CASES DEFERRED

Larger Question As To Whether Taxes Collected Must Also Be Refunded Is Left Unanswered

Washington, Jan. 14.—Through a supreme court decision today, the government lost \$200,000,000 in impounded AAA processing taxes. However, the decision left unsettled the larger question of whether the treasury must refund any of the \$1,000,000,000 it had collected.

Almost simultaneously the high court deferred for several weeks at least the question of the constitutionality of the Bankhead cotton control act, explaining that a case presenting that issue was not in proper form for supreme court consideration.

There was no announcement on the third new deal case which the justices had under consideration. Presumably a decision will be forthcoming next Monday on the Tennessee Valley suit involving the government's right to enter the electric power business.

The tax decision, unanimous and read by Justice Roberts, who last week announced the verdict smashing AAA, brought immediate forecast that Congress would be asked to enact new revenue-raising legislation.

A soon as he heard of the court's action, Representative Disney (D., Okla.), a member of the House ways and means committee, said:

"We are going to have to approve a new tax bill for certain now. I don't know where we could raise the money, but some of us can't go home until we pay off the farmers."

The \$200,000,000 involved in today's decision had been paid into depositories under the direction of lower courts by processors who began last June to seek injunctions restraining collection of AAA taxes on the grounds the farm act was invalid.

Others continued to pay, and the treasury collected \$69,427,350 between June 27, 1935—the date the first injunction was sought—and last Monday, when the AAA was definitely invalidated.

As a result of the impounding of the \$200,000,000, the AAA, which kept on paying farm benefits until last Monday, found itself "in the red" by that amount. In addition, it owes \$280,000,000 more to farmers who adjusted crop production under 1935 contracts.

Thus, the administration faces the necessity of raising at least \$480,000,000 to make up the tax deficit and carry out its proposal to pay farmers for performance under the 1935 AAA contracts. President Roosevelt in his budget message warned that if court attacks on AAA were sustained,

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ALMANAC

Falshood is the devil's daughter, speaking her father's language.

JANUARY

- 15—New York City forbids all masked balls, 1918.
- 16—City of Cincinnati is formally surveyed and plotted, 1793.
- 17—James Cook is the first to cross the Antarctic Circle, 1772.
- 18—H. B. Warner wrote and played "Alias Jimmy Valentine," 1910.
- 19—Robert B. Lee, greatest of Confederate generals, born 1807.
- 20—"The Great Salt Lake" in New York. Salt River in Kansas born, 1922.
- 21—French doctor Mordt invented the X-ray, 1895.