

The Herald and News

VOLUME LVIII, NUMBER 42.

NEWBERRY, S. C., FRIDAY, MAY 26, 1922.

TWICE A WEEK, \$2.00 A YEAR

DEFENDANTS MAKE RATE CASE REPLY

FULL DENIAL OF COMPANY'S ALLEGATIONS

Railroad Commission and Attorney General Deny Rates Confiscatory

Charleston, May 23.—Answering the original bill of complaint upon which Judge H. A. M. Smith issued an injunction restraining the state authorities from enforcing the telephone rates provided for in the Foster act passed by the general assembly this year, the railroad commission, attorney general and others, defendants in the proceedings, deny the main allegations of the plaintiff, the Southern Bell Telephone & Telegraph company, and allege that the rates involved are not confiscatory, and they allege furthermore that in its relation with the American Telephone & Telegraph company and through improper charges and accounting methods, the plaintiff shows thin earnings, while the real party in interest, the American Telephone & Telegraph company, is in fact receiving larger earnings from its investments in this state, held in the name of its subsidiaries, and is thereby increasing constantly and largely profits and surplus, as well as its dividends and the value of its stock and properties.

The following are some of the allegations made by the defendants in answering the bill of complaint:

"That the plaintiff is a mere instrumentality, conduit or adjunct of the American Telephone & Telegraph company, and the purpose and effect of said form of organization is to set up a fictitious entity, which performs the bidding of the parent company, is fed or bled as the exigencies of conditions may require, but always with the intent and purpose that its statement of earnings may show something less than a fair return on its property, so that at will it may show to regulating commissions the need for higher rates and support such demand by a system of bookkeeping and accounting, which misleads and deceives.

"That the relations between this real party in interest and the plaintiff are such as to carry out and effectuate the foregoing purpose, and to drain the subsidiary company of its rightful revenue and earnings in this state especially."

The defendants list the alleged methods in which the results are brought about, through purchase of supplies and equipment from the Western Electric company, another alleged subsidiary; the charge and collection by the American Telephone & Telegraph company of 4 1/2 per cent of all the gross receipts of the plaintiff; its long distance toll contract with the American Telephone & Telegraph company; through depleting earnings and income by charging more than a fair share or proper average amount for repairs, depreciation, traffic and commercial expenses.

It is alleged by the defendants that it is necessary to a full and adequate hearing and understanding by the court of the matters presented by the plaintiff in its bill, and to understand and pass on a proper and fair rate, that the American Telephone & Telegraph company, which is also a corporation engaged in business in this state, be made a party to the action and be required to appear before this court and to submit itself and its books, as well as the books of the plaintiff herein, to an inspection and examination by the defendants and their agents and by this court.

The defendants conclude the answer by praying that the bill of complaint be dismissed. At a hearing held May 6, Judge Smith refused to grounds as then set forth by the plaintiff, and gave the defendants 30 days in which to answer to the original bill of complaint. The case will in due time be heard on its merits, it is thought.

An optimist is a fellow who puts his scow back carefully away in the fall, thinking he'll be satisfied to wear it next summer.—Syracuse Herald.

ALLEGED ROBBERY CAUSE OF CRIME

Officers Say Negro Held in Saluda Admits Killing Man and Injuring Wife

Saluda, May 21.—A most revolting crime was committed late Friday night or early Saturday morning in the Mt. Enon section of Saluda county when Pickens Satterwhite, negro was killed, and his wife, Carrie, so badly bruised and hacked about the head that it is believed she will die. Cleo Lindsay, negro, is in the Saluda jail charged with the murder.

Responding to a call Magistrate J. C. Ruffie and Sheriff B. F. Sample went to the scene of the crime early Saturday morning. Dogs were obtained from Newberry and a trail followed from the scene of the killing across the river to the house of George Farrow on the Newberry side. Here Cleo Lindsay was found. His shoes, clothing and manner further convinced the officers of his being the right party and after some questioning he is alleged to have confessed and implicated Robert Farrow as his accomplice. Farrow is still at large and is described as a black negro about 28 years old, five feet 9 inches high, weighing about 145, with a scar on the neck and has been making his home at Asheville, N. C.

Judge Duffie held the inquest and the jury returned the verdict that Pickens Satterwhite came to his death at the hands of Cleo Lindsay and recommended that Farrow be held for further investigation.

According to Lindsay's alleged confession, the motive of the killing was robbery, they having understood that Satterwhite's wife, who taught the Mt. Enon school, had cashed a school claim or claims for about \$100. Satterwhite was called out of the house and lured off down the road a little way and killed with the axe, Lindsay is said to have told the officers. Then they returned to the house and beat his wife into insensibility with the same instrument while three little children the oldest about six years, screamed and ran around the room. These children remained at the house until found early Saturday morning.

The community is much incensed over the crime and the people, both white and black, gave officers all assistance possible.

COMMENCEMENT EXERCISES POMARIA HIGH SCHOOL

The commencement exercises of the Pomaria high school will begin Friday evening, June 2, with exercises by the primary and intermediate grades.

The commencement sermon will be preached by Rev. P. E. Monroe, D. D., president of Summerland college, Sunday, June 4, at 4:30 p. m.

The graduating exercises will be held Tuesday evening, June 6. The address of the occasion will be delivered by Rev. H. A. McCullough of Columbia. Mr. Geo. D. Brown of Prosperity will deliver the diplomas.

The commencement sermon will be preached at the Lutheran church. All other exercises will be held at the high school auditorium.

The public is cordially invited to attend these exercises.

White and Black Arrested

A white man and a negro were arrested by Deputy Sheriff Taylor near Dead Fall last week and brought to the county jail. It was a traveling pair of apparent hoboes, taken up for tramping through the country. The officers thought by that fact that they must be suspicious characters, and the suspicion turned out to be well grounded. Sheriff Bleas took hold of the case of the negro, James Wilbur, and found that he was wanted in Washington, Ga., for assault and battery with intent to kill, the assault having been attempted upon Wilbur's own father the last day of December, Wilbur having left immediately thereafter without knowing the fate of his father and doesn't know as yet whether the old man is dead or alive. The sheriff got in communication with the sheriff at Washington, who came and got his prisoner. The white man, Mat Osaburn, is from Pennsylvania. He is being held on suspicion awaiting investigation. If there should develop no other charges against the young man he will be tried here for vagrancy.

AMERICA CAN AID STRICKEN EUROPE

Lady Astor Voices Hope in Farewell Speech That Country May Yet Enter League

New York, May 22.—Lady Nancy Astor in a farewell speech before returning to her job in the house of commons from a visit of six weeks to her native land pledged tonight for America to be the good Samaritan to suffering Europe and not stand by unconcerned. She renewed her appeal for the United States to enter the league of nations or a league with similar aims for peace.

Nearly 2,000 men and women heard her address, delivered at a dinner given in her honor by the League for Political Education. Lady Astor made a short talk after she had finished. Speeches were delivered by John W. Davis, former ambassador to the court of St. James' and Miss Alice Robertson, congresswoman from Oklahoma.

Selecting "Political Education" as her topic, Lady Astor said that while America constantly had suffered from politicians or political crooks, "we have managed that no party has ever dared nominate or bring forward any man but an honest man for president."

"They haven't all been Sir Galahads or George Washingtons or Abraham Lincolns," she added, "but they had all been like Caesar's wife—above suspicion. That we may recall with pride."

Then she remarked that people were so "apt to feel indifferent about local politics," "that so long as the taxes don't go too high and the local bosses don't get too rich we shrug our shoulders and go on."

"If we are content only to have our presidents fine and to have Jess fine local politicians, we are making it awfully hard for a president to do fine things," she said.

Lady Astor said she was not sure that Europe needs America's money, but she was convinced that Europe needs America's moral help.

"I'm not concerned to say whether the United States should join the league of nations, as it exists; this is a question of comparatively small detail; but I am convinced that America can help Europe enormously in ways which will commend themselves to all clear and kind thinking Americans if they want to do so."

COMMENCEMENT EXERCISES CHAPPELLS SCHOOL

The following is the program of the commencement exercises to be held at Chappells school June 2, beginning at 8 o'clock.

Spring Song—High school pupils. Salutatory—Mamie Holloway. Chappells Advertiser—Acie Watkins.

Valedictory—Jessie Fellers. Duet, "The Witches' Flight," by Misses Fore and Simkins. Address—Prof. R. A. Goodman. Presentation of certificates—Prof. O. B. Cannon.

Farewell song—High school pupils. The members of the graduating class are the following: Jessie Fellers, Mamie Holloway, Ludie Long, Marie Dominick, Snowden Dominick and Acie Watkins.

The public is cordially invited.

HIGH SCHOOL COMMENCEMENT BEGINS MONDAY EVENING

The closing exercises of the high school will begin Monday evening with class day exercises at the high school building. The graduating exercises will be held at the opera house Tuesday evening at 8 o'clock. Dr. A. J. Bowers will deliver the address to the graduating class.

The following are members of this year's graduating class: Wright Cannon, Buford Cromer, Willie Mae Culbertson, Dorothy Denning, Elizabeth Freed, Maude Hamilton, Margaret Kinard, Ruth McCarney, Mildred Paysinger, Hubert Setzler, Legare Tarrant, Caroline Weeks, Boyd Wheeler.

Call Meeting D. A. R.

There will be a call meeting of the Jasper chapter, D. A. R., with Mrs. W. H. Hunt Friday afternoon, May 26th, at five o'clock.

Mrs. W. H. Hunt, Regent. Mrs. F. W. Chapman, Sec.

FARMER MAY GET PLACE ON BOARD

AGRARIAN BLOC WOULD NOT REAPPOINT HARDING

House Passes Senate Amendment Which Would Eliminate Governor

Hugh W. Roberts in The State.

Washington, May 23.—The agrarian bloc of congress congratulates itself tonight on what it believes to be the elimination of W. P. G. Harding, governor of the federal reserve board.

The house this afternoon passed two senate amendments to the act, which created the federal reserve system. One of them emanating from Senator E. D. Smith of South Carolina provided that the president shall appoint to the first vacancy on the board a "dirt" farmer. The other offered by Senator W. J. Harris of Georgia provided that before the federal reserve board can approve the construction of any buildings costing more than \$250,000 it must secure the permission of congress.

The first vacancy to occur in the membership of the federal reserve board will be when the term of Governor Harding expires in August. Governor Harding is regarded as one of the most expert financiers in the United States and banking associations in many commonwealths of the union have recently endorsed his administration and urged the president to give him another term. But he is not a "dirt" farmer.

It is regarded as certain that the president will approve the amendments which have passed both houses. In that event he will be compelled to appoint a "dirt" farmer to succeed Governor Harding. As to whom the president will name is regarded as doubtful, although Senator Smith of South Carolina has been mentioned. The president might be deterred in appointing Senator Smith, however, because of his recent appointment of former Gov. R. A. Cooper of the same state to be a member of the federal farm loan board.

Certain members of the agrarian bloc of the senate have been especially bitter in their criticism of Governor Harding. Senator J. Thomas Heflin of Alabama has been especially vindictive in his charges that Governor Harding was responsible for the Republican panic, which, he contended, "prompted many thousand men to commit suicide."

The president, it is understood, was moved by the charges of the agrarian bloc and about concluded not to reappoint Governor Harding. It is regarded as certain now that he will act in response to the demand of congress.

Numerous banking associations have recently appealed to the president to reappoint Governor Harding. It has been contended that his administration of the federal reserve act saved the country during the panic and that just as prosperity returns it would be folly to remove him from office.

The amendments passed the house without a dissenting vote.

MEETING OF NEWBERRY R. F. D. ASSOCIATION

There will be a meeting of the Newberry County R. F. D. association held in the new court house at Newberry on May 30th at 11 o'clock.

Every carrier and substitute in the county is urged to be present as matters of importance will come up for discussion.

T. L. Shealy, Pres.

B. M. Wicker, Sec. and Treas.

Baseball

The West End club will play the strong Union team on West End ground Saturday, May 27th.

The West End team has been strengthened and other changes will be made this week, so a good game is assured. Halbrook, the left hander who pitched a nice game against Whitmore last Saturday, will be in the box with either Cromer or Oliver catching. Game called at 4 p. m. Admission 20c and 30c. Band in attendance.

WITNESSES ADMIT FICTITIOUS SALES

Orders for Cotton Executed Without Any Cotton Changing Hands

New York, May 22.—Witnesses called today in the prosecution of the American Cotton Exchange, on trial on a charge of maintaining a bucket shop, testified that many of the sales recorded on the exchange were fictitious and said that the organization depended largely on figures from the Liverpool and New York and cotton exchanges for its own quotations.

With the placing of Charles G. Healy, secretary of the clearing house of the exchange, on the witness stand Asst. District Attorney Witner told the court that he would seek to prove that the exchange had been making a constant practice since January, 1921 of executing cotton orders without any cotton changing hands.

Mr. Healy, under examination by Mr. Witner, asserted that there were 15 members of the clearing house, all of whom were members of the exchange itself. These men, he said, virtually made up the group of active traders on the exchange floor. All other traders were in the South or so far away, he said, that they never traded.

Through Mr. Healy's testimony the assistant district attorney brought out that brokers of the American exchange were invariably paired in their deals on the floor. Alleged instances were entered in the records. The clearing house, it was pointed out, got its pay in these transactions, while the client in the South paid \$5 margin on each contract. Mr. Healy admitted that he had seen the trading sheets of the New York cotton exchange and had never found its transactions conducted in such a manner.

When Samuel Landecker, a partner in the cotton brokerage firm of Ormsbee & Landecker, took the stand he was asked by the prosecuting attorney: "Suppose in these so-called fictitious sales your customers had asked for a delivery of the cotton what would you have done?"

"I would not know where to start to look for it," admitted the witness. "Fortunately my customers didn't ask for it."

Landecker will be recalled to the stand when the trial is resumed tomorrow.

NEWBERRY'S CLUB WOMEN

By Mrs. Agatha A. Woodson

Mrs. Alan Johnstone

A club that is not usually spoken of, although it accomplishes a great amount of good, is the American Needlework Guild. This club is presided over by Mrs. Alan Johnstone (Lillian Kennerly). She is the daughter of Dr. Thomas B. Kennerly, who for many years was a practicing physician in Newberry. There is no family in Newberry more prominent than that of her husband whose ancestors are among the earliest settlers of the county.

Mrs. Johnstone is a member of all of the patriotic organizations of the town, serving on committees in the D. A. R. and others, but she gives untiring time to the Needlework Guild. She is an interesting talker and is well up on the record of the county families.

Mrs. J. N. McCaughrin

Mrs. J. N. McCaughrin (Margaret Gibson) was the daughter of Albert Gibson) was the daughter of Albert J. whose father was Joseph Caldwell, a signer of the Ordinance of Secession from Newberry county. His father James J. Caldwell was one of the old equity court judges and a man of renown in the state.

Mrs. McCaughrin is president of the Mothers' club and also of the Parent-Teachers association. She is a charming woman of great intellectual endowment and is developing these two clubs along the best lines possible.

During the World war Mrs. McCaughrin served in the Liberty loan campaigns, as publicity chairman of the Council of Defense, sending out literature all over the county. Her greatest work in the Red Cross was the great amount of knitting she did. She was reporter of the retail food prices under the food commission.

ELECTRIC SHOCK KILLS YORK MAN

Fellow Employee Turns on Current by Mistake—Misunderstood Call

York, May 22.—Robert Quinn, 34 years old, and yard superintendent of the York Cotton Oil company, met a sudden death here this afternoon when an employee misunderstood a command of his and turned the electric current on a wire he was adjusting. Five hundred and fifty volts passed through his body causing death within a few moments. The accident occurred at the ice making plant where two employees had just run a ground wire. Noticing that the wire was only loosely wrapped around the stake. Mr. Quinn stepped outside to tighten it. He called for those inside to draw in a tape he was using, it is said, and in the noise made by the machinery his words were misunderstood by Will Dixon an 18 year old employee, who turned on the current. The fact that Mr. Quinn was standing on wet ground made the charge all the more deadly.

Mr. Quinn was a veteran of the World war and was widely and favorably known. Surviving are his wife, Mrs. Lucia Reid Ewart Quinn, to whom he was married ten months ago, his father, Felix Quinn, a sister and six brothers, two of the latter being Sheriff Fred E. Quinn and Deputy Sheriff D. T. Quinn.

ADJUTANT BOOZER AND THE REUNION

Mr. L. A. Boozer, the active adjutant of the Jno. M. Kinard camp, Sons of Confederate Veterans, has handed us a copy of the special reunion daily edition of News and Press which was issued during the recent state reunion of the United Confederate Veterans at Darlington. When Adjutant Boozer returned from the meeting and gave us the paper he had a glow on his face which told how he had enjoyed mingling with the old vets and sons. He had a good time taking in pleasures of the occasion. He said the Darlington people would not let "the boys" pay for cigars, soft drinks, etc., and that when he went into a store and tried to pay he was told that he did not come there to trade; wouldn't take his money. Mr. Boozer is high in his praise of the people of Darlington.

The paper he has handed us is full of interesting matter of the reunion, telling of the inspiring parade of old veterans bringing round after round of applause, of the concert of old familiar songs, of the annual veterans' ball at Dixie headquarters brilliant and beautiful, of the sumptuous dinner spread with 800 guests in Reunion hall, of the old battle flag after long absence seen by veterans, of Darlington decorated "visibly and invisibly," and so on. The paper speaks of "the superb parade of the old soldiers," of how "proudly the old survivors stepped with broken ranks, but with undivided hearts, with undimmed spirits, of how they marched under arches wrapped in red robes, again the rebel yell split the air," (let Boozer helped split the air), of how "reunion hall was brilliant with uniforms, the red, white and red of the Confederacy, the smiles and graces of about 100 pretty waitresses (oh you Boozer, were you there?), and of how "beautiful little Confederate flags were pinned upon the lapel of the coat of each veteran; flowers and smiles were theirs wherever they looked—and the veterans did rest, eat and enjoy themselves." We thank the still smiling adjutant for the paper.

Officers Elected Cotton Growers Association

Following is the list of officers elected by the Cotton Growers association at the court house May 23:

Dr. W. C. Brown, county chairman. T. M. Mills, vice county chairman. C. L. Lester, secretary. Executive Committee: O. H. Lane. Dr. W. C. Brown. J. W. Caldwell. C. M. Folk. W. M. Long. J. E. Senn. W. R. Smith. O. W. Long. Dr. J. J. Dominick. A. L. Aull. M. H. Folk.

J. C. Epting, Jr. Delegates to the district convention at Spartanburg May 30th: B. C. Matthews. T. M. Mills. J. A. Burton. C. M. Folk. H. O. Long. Jos. L. Keitt.

Alternates: R. C. Neel. E. B. Setzler. J. R. Spearman, Jr. T. M. Neel. A. L. Aull. C. L. Lester.

Victory for Oakland

Oakland mill defeated the heavy hitting Mollohon team, one of best mill teams in the state, Saturday afternoon by the score of 3 to 1. The feature of the game was the pitching of P. Bodie, who pitched a no hit game. H. Williams pitched a good game for Mollohon. Batteries: Oakland, P. Bodie and Stephens; Mollohon, H. Williams and Swygert.

Mellon says the next fiscal year will show a deficit of a half billion dollars, but maybe congress does not know what a fiscal year or a deficit is.

NEGRO ELUDES MOB IN GEORGIA

JIM DENSON ESCAPES FROM ANGRY MEN

Believed That Fugitive is Surrounded in Swamp and Will Be Recaptured

Irwinton, Ga., May 23.—An automobile accident early this morning cheated a Wilkinson county mob of Jim Denson, 20, a negro, who had been dragged from a local jail a few minutes before to be put to death by mob violence for a crime he is alleged to have committed three years ago. At dusk this afternoon Sheriff Player of Wilkinson and his posse, aided by dogs, reported the negro surrounded near Sandy Creek, four miles south of this place and his recapture is expected during the night. Officers are satisfied that the negro escaped the mob, he having been seen and identified four times during the day.

The negro's escape shatters all mob records in Georgia. Never before, it is believed has a man staged a get away from a group of angry men who were en route to a scene selected to reap revenge. Many have been rescued by sheriffs and other officers. Denson is believed to be attempting to elude the sheriff and his posse in order that he may get to Macon. He is said to have expressed a desire to reach Macon and surrender there in order that he may be lodged in a "mob proof jail."

The negro has been twice sentenced to death, the last sentence having been imposed by Judge James B. Park here yesterday, the court setting the date of June 16. Two carpenters arrived here this morning to build a gallows but their job has been postponed indefinitely.

Milledgeville, Ga., May 23.—The first information that Jim Denson had gotten away from the mob was taken to Irwinton today by a farmer of Wilkinson county, according to information brought here tonight. The farmer was in the field with several negro hands when he observed a bare-headed negro approach. The negro, however, ran when he discovered the white farmer.

"What was the matter with that negro?" the farmer asked one of his hands.

"That's Jim Denson," came the reply. "He says he escaped from lynchers and that they are hunting him."

Denson was then out of sight, but the farmer carried the news to the sheriff and then the hunt for Denson alive was begun. The sheriff had believed Denson dead until then. The farmer's story was later confirmed, it is stated, from other sources.

People who left Wilkinson county as late as 9 o'clock tonight said Denson had not been captured. The mob was still pursuing, however.