

Weather
Considerable cloudiness and
warm tonight. Sunday, partly
cloudy and slightly warmer.
More Weather Data on page 2-A

THE CHARLOTTE NEWS

Final

Largest Afternoon Newspaper in The Carolinas

ESTABLISHED DEC. 8, 1888

CHARLOTTE, NORTH CAROLINA, SATURDAY, JULY 9, 1949

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Judge in Hiss Stalemate Assaulted By Congressmen Says STEEL FLATLY REJECTS

Engineers Promise Relief 'In A Few Days'

Creek Stench Plagues Public & Officials

By TOM FESPERMAN
Charlotte News Staff Writer
Sugar Creek turned into a foul open sewer coursing through town still had Charlotteans holding their noses and howling for corrections today.

Engineers, hearing the demands of City officials for improvements in the seriously polluted creek, said the dumping of sewage is a necessary part of the current sewerage outfall construction work.

It is too bad, they said, but the sewage will be running through pipes, instead of into the open creek, within a matter of a few days.

Sewage will not be carrying raw sewage in such terribly large quantities throughout the remaining 60 days of sewer construction work, they told City officials.

Mayor Victor Shaw said he was informed the worst part of the mess would be ended in about four days.

James B. Marshall, engineer with E. N. Pease & Co., said only one more sewer coating would be necessary between now and completion of the project.

HEALTH MENACE
Dr. M. B. Betzel, City health officer, said the raw sewage in the creek is a bad health menace and he earnestly hopes and trusts that the engineers would be able to correct the condition during the next few days.

There was plenty to correct to correct.

At several places along the creek any citizen could see—if he could stand it—the pollution running into Sugar Creek from broken sewer pipes.

The grayish water, with all its corruption, ran like tributaries into the main creek, mixing with the dark brown creek water that carries much waste.

WORST SPOTS
A reporter's tour of the creek this morning showed these spots:

At 10th St., behind the big Pease-Cumby housing project, a lateral sewer pipe, suspended under the bridge is completely disconnected.

Fifth pours from the eastern end of this pipe directly into the creek.

Upstream from this pollution is a condition just as disgusting on limbs, boards, and the banks is much additional filth.

All this filth water that is dark with the waste deposits from plants in the northern edge of the city.

Going downstream to 7th St., the reporter saw an even bigger lateral sewer pipe disconnected. The raw sewage, dripping gray, poured constantly into Sugar Creek, smearing more filth on the banks and on limbs.

CREWS DELAYED
At 4th St., the main present trouble was encountered. Here the construction crews ran into solid rock in laying the new sewer outfall. The old outfall had been opened here so that the creek could work, and all this pollution is running into the creek.

The trouble is that it's taking much longer than expected to make the connection at 4th St. because of the rock. Mr. Marshall said it'll take about two days, and that crews will work tomorrow in an effort to complete work as soon as possible.

At E. Morehead, where Sugar Creek runs between two big drive-in restaurants and right behind Memorial Hospital, the odor sometimes becomes unbearable. The new outfall has been completed in that area, but the collection of filth farther upstream worsens the foulness to get even worse as the creek passes into the section and into some new residential developments along the creek.

DIVERSION 'IMPOSSIBLE'
Mayor Shaw, City Manager Henry Yancy, Health Officer Betzel, Engineer Marshall, Health Board members went out to the creek today.

If so many people are looking forward to quiet water and air, it is Monday the big sales day for Breme and Aspinwall. No point in worrying about anything particular? A million others are doing the same thing...



Inside the circle is a broken lateral sewer line lying in Sugar Creek at the 7th St. bridge. The raw sewage from the creek is pouring into the stream like a regular tributary—and raising a foul odor throughout the neighborhood.

4th St. site yesterday afternoon. City officials said if there were any possible temporary diversion of sewage around the construction site, connecting with the old outfall.

Mr. Marshall said that diversion would be almost impossible, and so expensive that it would be far from practical. Making do with what is available, he said, would be just as tough as going ahead and laying the new sewer.

Here's the history of the sewer trouble:

The sewer outfall that runs along Sugar Creek is a large pipe, leading to the sewage disposal plant. The old line runs along the creek, but the new outfall is being constructed, generally along the route of the old pipe.

This new outfall has been constructed already from Princeton Ave. up to 4th St., where a crew now working to cross that main traffic artery.

The new outfall also has been constructed from 7th St. up to 4th.

Within the next 60 days, it will be completed to give the city a new sewer main line from Princeton Ave. to the sewage disposal plant. The new outfall is being constructed, generally along the route of the old pipe.

OPEN UP LINE
At every place where the new outfall line, a 42-inch pipe, crosses the old outfall, the old line must be opened. This dumps raw sewage into the creek temporarily until the new connection can be made.

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Prejudice For Defense Is Charged Record Speaks, Kaufman Claims

NEW YORK — (AP) — Federal Judge Samuel H. Kaufman today was under attack by two Congressmen for his conduct of the Alger Hiss perjury trial. They say he wasn't fair to the prosecution.

But the judge says the trial record "speaks for itself."

"The Washington criticism came from Rep. Pease (R-Conn.) and Rep. Nixon (R-Cal.), both members of the House Un-American Activities Committee."

Case said today that "one of the disturbing aspects of the Hiss trial was the refusal of Judge Kaufman to allow certain witnesses for the prosecution to testify."

Earlier, Nixon said Kaufman had displayed obvious "prejudice for the defense."

Case said he intended to ask the Un-American Activities Committee to call the witnesses that were barred at the trial and examine them in executive session under oath, the record not to be made public until such time as final disposition of the Hiss case is made.

The witnesses that Judge Kaufman refused to allow the prosecution to put on the stand was Mrs. Hiss Manning, former wife of runaway Communist Gerhart Eisler. Eisler, once described by the House committee as the nation's No. 1 Communist, fled to Europe recently to join the Soviet Union.

This testified at the trial that he had never met Mrs. Manning. The prosecution called her a reliable witness, but Judge Kaufman ruled she should not testify.

Rep. Case noted that both Whitaker Chambers, self-styled ex-Communist spy courier, and Henry Julian Wadleigh, former State Dept. official, had "confessed publicly" at the trial to "prevent Communist espionage case," and added:

"It is the duty of Congress to ascertain the facts whenever and wherever the security of the nation is involved. The committee created by Congress to look into subversive activities should take every step in its power to help completely exposing Communist espionage since the government is at the present."

It was the committee that first heard Chambers' story. Him of supplying him with Government secrets.

Congressman Nixon said that "when the facts of the conduct of the trial are laid out in the open, I believe the people will be shocked."

He expressed belief that an investigation should be made of Judge Kaufman's "fitness to serve on the bench in view of his conduct during the trial."

The "second" of the trial speaks for itself. I have nothing more than that to say.

But End Was Happier Another Fiscus Case

CAMDEN, N. J. — (AP) — A baby toddling about the yard of his home, tumbled into a narrow, ten-foot deep hole today.

Ten-month-old Howard Morgan Jr., was rescued, apparently unharmed, 60 minutes later. A husband crowd of more than 100 remembering the Kathy Fiscus tragedy, watched the child's father lead the crew of volunteer rescuers.

Howard was brought to West Jersey hospital here and placed temporarily in an oxygen tent as a precautionary measure. He apparently suffered only a few scratches.

Firemen and volunteers dug a tunnel parallel to the hole to free the child. His mother, nineteen-year-old Mrs. Howard Morgan, said a reporter:

"It was a wonderful way the total strangers worked to help save our child. I'll never be able to thank everyone enough."

For a time the accident in suburban Camden's Landing stirred memories of the tragic death of little Kathy Fiscus who fell into an abandoned well in California April 8. Hundreds of men worked for 32 hours in a vain effort to rescue her.

The boy's father had dug the hole, about a foot wide, to bring electric wiring into the family bungalow in the little community across the Delaware River from Philadelphia.

Working in the yard this morning, he placed a board over the hole. Then he left for a few moments and somehow the board was dislodged.

"I saw Howard in the hole, crying," Mrs. Morgan said. "Only his head was above the ground. I ran to get him he slid down into it."

Strike Seen Next Week In Industry Workers Reject Counter Offers

By GIB STALEY
PITTSBURGH — (AP) — A nationwide steel strike may begin one week from today, although one segment of the industry is ready to go along partially on the CIO United Steelworkers' demands for a pension.

Steel Corp. of Chicago, which employs about 14,000, opened the door on the pension issue last night. The steelworkers promptly closed it.

Philip Murray, president of both the CIO and the steelworkers, didn't comment on Inland's offer. However, another union spokesman said the proposal was "inadequate" and said the union wants \$150 monthly pension.

Murray said, "The steelworkers' contract has been in effect for 18 months. It is time to discuss the pension issue."

The situation is a no-holds-barred one. The steelworkers' contract runs until next year. A clause permits them to reject the offer. It is to discuss wages. Murray served notice on Inland last night. The union wants \$150 monthly pension.

Murray stipulated he wanted to talk about pensions. U. S. Steel Corp. and other leading basic steel producers (some 180 companies) estimate that the steelworkers' pension (take) insisted pension discussion was out of the question this year.

And "big steel," which usually sets the pattern for the industry, turned down the increase proposals with a definite "no."

The steel companies said, made wage demands impossible. They also cited the falling demand for steel. The operating rate has slumped from 100 per cent of theoretical capacity in mid-March to an estimated 75 to 85 per cent this week.

Steelworkers' union spokesman said companies reported large profits in the first quarter of 1949.

CAN'T STAND MARKET
The steelworkers' argument, saying big earnings won't be reported the rest of the year. And a spokesman said, "If wages are granted, they'll be passed on to the consumer. They'll stand to mark up their prices in the highly competitive market, the bookman said."

Burning Ship's SOS Alerts Coast Guard

ELIZABETH CITY — (AP) — Coast Guard planes and cutter raced out on the Atlantic early today to hunt for a burning merchant ship.

An unidentified merchantman was seen by a Coast Guard plane on the Atlantic early today.

The cutter, commanded by Lt. J. J. Lamping, took off immediately from the Elizabeth City Coast Guard station. It hoped to direct cutters to the burning vessel. The cutter Mendota was ordered to leave an Atlantic Ocean weather station and proceed to the scene. It was expected to reach the location by 5 P. M. The cutter Mendota, en route to the scene, was seen by a Coast Guard plane on the Atlantic early today.

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Mindszenty Case Upheld

BUDAPEST, Hungary — (AP) — Hungary's highest court confirmed today the decision of the lower court that Cardinal Mindszenty's trial should be held.

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Priest Slugged In Own Church

NEW ORLEANS — (AP) — The Rev. John Reilly, 68, slugged in his church by a robber, was reported in satisfactory condition today after a delicate brain operation.

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Pretty Bruise Was Result Of Too Many Brews

SUNDERLAND, England — (AP) — Susan Ellison, pretty bus conductor, complained in court today about the strange antics of one of her passengers.

"He threw a sandwich at me, whistled on a bird warbler and called me in the street," she said, and claimed she had a bruise to prove it.

"About this bruise on the young lady's thigh, said Defendant Henry Dimes, 'it would be much like to see it.'"

"I am sure you would," drily commented the judge.

He sentenced Dimes to a month in prison for the assault, and for being drunk and disorderly.

After 29-Hour 8-4 Split New Perjury Trials Ordered

By ART EVERETT and TED CROTON
NEW YORK — (AP) — The perjury trial of Alger Hiss ended in a hung jury last night, and the Government promptly ordered a new trial.

The jury, split 8-4 in favor of the defendant, was dismissed at 8:01 P. M. (EST) after nearly 29 hours of fruitless effort to reach an agreement.

Shortly thereafter, Atty. Gen. Tom Clark announced in Washington that the Government would vigorously prosecute the Hiss case again as quickly as possible.

At the earliest, that probably would be before next autumn party, which a telegram requested reservations had about 22.

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New 'Blockade' Is Established

BERLIN — (AP) — Soviet troops at the frontier crossed the German border today on Berlin-bound trucks.

British zone officials accused the Soviets of violating the Big Four Paris agreement on raising the Berlin blockade.

Germany police reported that trucks carrying food and other supplies were turned back at the frontier.

The crossing point at Herbreunberg, where the trucks were turned back, was closed yesterday to Soviet consignments.

The new Soviet restrictions were reported to be the first since the empty trucks heading for Berlin. The trucks were turned back at the frontier.

Once Over Lightly

By WALTER SCHNEIDERMAN



If so many people are looking forward to quiet water and air, it is Monday the big sales day for Breme and Aspinwall. No point in worrying about anything particular? A million others are doing the same thing...

Shots Exchanged On Border

By JAMES J. DEVILIN
FRANKFURT, Germany — (AP) — A young Russian soldier was killed in a border gun battle between U. S. and Soviet army patrols yesterday near Coburg, American officials said.

The U. S. patrol was fired on by a Russian soldier who was killed. The U. S. patrol was fired on by a Russian soldier who was killed.

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Rita, Aly To See Del Mar Racing

DEL MAR, Calif. — (AP) — A four-room hotel and a small crowd of special fairgoers, will be ready for Rita Hayworth and Aly Khan when the racing season opens here late this month.

The hotel is the Hotel del Mar, a private about eighteen or nineteen years old, was "at least 200 yards inside the American zone" when he was shot down.

The body was left lying where it fell after the two officers "were shot down by two officers," the announcement said. "They were fired on again and returned the fire."

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