Empty Stockings

# THE CHARLOTTE NEWS ★★★★

Final

Livest Newspaper In The Carolinas

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# 5 DIE IN TROLLEY-OIL TRUCK CRASH

## *Mine Rescue Work Speeded After Eight Saved*

## Children's Stockings Filled By Fund

By FRECK SPROLES
Charlotte News Staff Writer

The emphasis in the News Empty Stocking Fund Christmas program this year, as always, was on children. Persons of all ages received help at Christmas time from the agencies handling Empty Stocking Fund, but the most ambitious and one of the most complete programs was the Salvation Army toys-for-the-children program.

Hundreds of youngsters received a toy and a bag of fruits and nuts at the nine Salvation Army Christmas parties, and toys by the score were distributed in sections of Charlotte where they would be most needed on Christmas Eve.

There was a big party for the needy Negro children. The children were sent from the Negro schools here, and they were chosen to go in ratio to the need by their teachers. Fifty children from each school, totaling 1,000 in all, attended the part, conducted by the Second Street Branch of the YCA. The Empty Stocking Fund, through the Salvation Army, provided the toys, the fruits and the nuts.

Then there were eight parties held at Salvation Army centers for white children, and the total attendance at these parties was a thousand. They, too, got presents from the Christmas tree.

Brigadier Wesley W. Bouterse of the Salvation Army reported that approximately $500 of News Empty Stocking Funds had been spent to purchase toys. "Due to wartime restrictions some of the toys were not available, and some were not as good as they could have been," he explained. "We hope to get better ones next year from the manufacturers."

In addition to the toys provided by the News Empty Stocking Fund, there were more provided by Charlotte stores. Both J. B. Ivey & Co. and R. P. Steffey & Co. gave toys to the Salvation Army for distribution on Christmas Eve.

"I guess that we distributed toys to 2,500 white and colored children on Christmas Eve," Brigadier Bouterse said.

Salvation Army workers were busy far into the night on Christmas Eve. A number of last minute calls had to be taken care of. It was hard work, but worth it. A number of very empty stockings had been filled.

The final News Empty Stocking Fund report will be presented Monday.

One group of persons who helped to make the program possible sent in a gift which is being acknowledged belatedly because of unavoidable circumstances. The contribution, a $10 check from the employees of the office of the Charlotte Division Office, Internal Revenue Service, brings the News Empty Stocking Fund total up to $7,046.55.

## First Pictures Of Dramatic Rescue Of Miners



RESCUE WORKERS BRING MINER ALIVE TO SURFACE—One of two miners rescued after Friday afternoon is brought from the No. 1 Mine of the Kentucky Straight Creek Coal Co. near Pineville, Ky., by rescue workers. The rescuers are carrying him to the mine office nearby for administration of oxygen. (AP Wirephoto).



ENTOMBED MINER ROCKED ALIVE IN ARMS OF ATTENDANT—Jim Miller, one of the first entombed miners rescued alive, is brought out of the tunnel in a mine car. He is covered with a blanket. Rescue workers sit in the car beside him. (AP Wirephoto).



ANOTHER MINER RESCUED—Jesse Miller, one of two miners rescued after Friday afternoon, is brought out of the Kentucky Straight Creek Coal Co. mine near Pineville, Ky., by rescue workers. (AP Wirephoto).

## Fire Which Delayed Men Is Overcome

### Families Keep Long Vigil

By KYLE VANCE

PINEVILLE, Ky. — (AP) — Rescue workers, overcoming the 24th serious fire which has hampered their work since an explosion trapped about 31 miners in a pit here Wednesday morning, dug deeper into the blocked tunnel this afternoon in an effort to save more than the eight men brought out the last night.

The volunteers immediately faced other blazes deep in the mine, the area where the still-unaccounted-for men are expected to be found dead or alive. Hope of finding any more survivors dwindled however, as the fires delayed the rescue work.

Bodies were found living in the blasted tunnel yesterday afternoon but one died before he could be brought to the surface. The body of a tenth man was discovered badly burned early today. The eight survivors were in a hospital today.

All but one of the eight, rescued from the tunnel last night, were reported responding satisfactorily to medical treatment. The death, identified as Tom McQueen of Pineville, was reported in a serious condition. All were injured in the blast Wednesday.

Rescue crews found the severely burned body of an unidentified miner today, near the spot where they expected to locate the remaining miners. The first casualty was identified last night as Albert Barnett, 64, also of Pineville, who was found alive but died before he could be brought out of the tunnel in the Kentucky Straight Creek Coal Co. mine No. 1.

A crowd of close to 200 men, women and children huddled around the mine entrance throughout the night, waiting anxiously for some word about the fate of the miners still inside the long tunnel. That word was expected momentarily.

Still medical supplies and resuscitation equipment were taken into the mine after midnight for quick use when any of the men were found. Doctors remained with rescue workers and an emergency telephone line from the mine entrance was extended 2,000 feet to facilitate communication from any point in the tunnel to the outside.

Rescue crews sent out for twelve

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Piedmont Distributors

## Charlotte Concern Plans To Erect $125,000 Building

Piedmont Distributors of the Carolinas, with headquarters here, announced this afternoon plans to construct a furniture storage warehouse and office building on a newly purchased site, on Dowd Road and Southern Railway, when materials become available at an estimated cost of $125,000.

This structure will have approximately 45,000 square feet of floor space and will be fireproof, providing especially designed facilities for operating the company's upholstered furniture distribution business over the United States, said J. T. Reid, secretary-treasurer.

This enterprise has been operating at 1407 S. Mint St. as a partnership but obtained today a charter from the North Carolina Secretary of State at Raleigh for the Piedmont Distributors of the Carolinas Inc., with an authorized capital of $125,000. W. J. Barker will be president, and J. C. Lingle, vice-president, of the company, continuing their present associations with their business.

Mr. Reid said construction of the new plant will be started as quickly as preliminary details can be worked out and materials become available. However, his company is not in "a rush," he added, as the lease on the S. Mint St. warehouse, which has about 40,000 square feet of floor space, has two years to run. The additional space in the proposed new structure will be needed before the lease expires, he added, as the company is expecting a great increase in its business volume when the furniture manufacturing enterprises it represents swing into postwar production.

## Philadelphia Is Scene Of Disastrous Collision

### Bodies Are Badly Charred In Fire

PHILADELPHIA — (AP) —With five persons known to have been killed and seven others injured in the flame-swept crash of a Philadelphia transportation company trolley and an oil truck in nearby Essington, Acting Coroner Charles Drewes of Delaware County said today that the death toll may reach eight.

Although Drewes said none of the dead had been identified, Mrs. Howard Ray of Lester, Pa., one of the injured, told officials that her five-year-old daughter, Peggy, died in the blazing wreckage.

"I heard my child screaming 'Help! Help!—I'm burning to death.'" Mrs. Ray sobbed. "It was too late for anybody to save her."

County officials at the scene of the crash said a second victim had been identified as Abraham Benowitz, of Philadelphia, a 24-year-old Navy dischargee.

Drewes said only those trolley passengers who were able to rush to the rear entrance of the vehicle escaped with their lives. Two bodies, both badly charred, were found hanging partly out of a window near the front of the trolley, indicating they were trying to escape when the fire trapped them.

Police said there were three blasts following the crash as the main gasoline tank and two auxiliary tanks exploded. The 3,500 gallons of fuel oil in the tanker did not burn, they said.

The tragedy occurred last night. The two vehicles, wedged together by the collision, burst into flames of gasoline from the tanker truck showered the area.

Elmer McCausland, Delaware County's deputy coroner, said police had removed four charred bodies from the trolley wreckage and a body, believed to be that of the driver, was taken from the cab of the tanker. He reported that bodies of the victims had been dismembered and it was difficult at this time to establish the exact death toll.

The deputy coroner said the condition of the bodies was such that it might take hours for identification. Police from Philadelphia and five nearby townships were attempting to trace families of those who might have been occupants of the car, he said.

LIST OF INJURED

A tentative list of the injured, taken to Taylor Hospital, Ridley Park, included Mrs. Anna Yadvisinczak, 30; Mrs. Anna Baronsky; Mrs. Jane Ray, 25; Beverley Ray, 3; Howard Ray, Jr., 7, and Howard Ray, Sr., all of Lester; Pa. J. J. O'Kane, 42, Philadelphia, identified by officials of the Philadelphia Transportation Co. as motorman of the trolley, was also taken to Taylor Hospital.

A spokesman for the PTC who declined use of his name, said the accident was one of the worst the line had ever had. He said the tank truck, with a 4,200-gallon fuel oil capacity, struck the trolley near the front, then burst into flames which enveloped the entire car.

Norman Walls, chief of the nearby Tinicum Township police, said the bodies of the victims were so badly burned it was impossible to tell whether they were men, women or children. The toll would have been higher, Walls said, except that some passengers had just changed to another car.

Captain Dale Dies

## 'Triangle' Affray Results In Death

NEW YORK — (AP) — Capt. Eugene Dale, 27-year-old survivor of the Bataan Death March, died at 8:37 A. M. today at Roosevelt Hospital as a result of bullet wounds in the head, chest and abdomen received in a melee over the love of an attractive model.

Another rwar veteran, Captain Archie B. Miller, 25, who served in the European Theater and who is the estranged husband of the model, had been held without bail on a charge of felonious assault as a result of the shooting early yesterday.

Assistant District Attorney Edward Murphy termed the shooting "one of the usual triangle affairs." The model, Mrs. Fay Hancock Miller, told police she fell in love with Dale and planned a divorce while her husband was overseas.

Police gave the following account of the shooting:

Because of the housing shortage, Miller had been sharing his estranged wife's W. 58th St. apartment. Early yesterday morning Miller entered the apartment and found his wife, Dale, Mrs. Miller's sister Franches Hancock and her fiance sitting in the living room talking.

Miller stalked into the bedroom, obtained a German Luger pistol—which he had brought home as a war souvenir—and then returned to the living room.

He fired six shots at Dale, inflicting three wounds.

Mrs. Miller struggled with her husband and he struck her with the butt of the gun.

Then Arthur Gormley, the merchant seaman fiance of Mrs. Miller's sister, grappled with Miller and subdued him, gaining possession of the gun and striking the captain in the head with it.

Detective John Kennedy said that before Dale died he identified Miller as his assailant. Miller admitted the shooting, they added.

The Millers were married 25 months ago in Florida. They lived together seven months before Miller went overseas.

The attractive blonde, 24 and a former Powers model, told police she felt shortly after her marriage that it was a mistake. She consulted a lawyer about divorce proceedings, and told Miller of her

See DALE DIES on Page 11-A

## 5 Children Die In Fire

BRIDGEPORT, Conn. —(AP)—Five children, ranging in age from one to nine years, died of suffocation today in a fire which swept the home of their parents, Mr. and Mrs. Samuel Carcare. Fire officials expressed the belief that the blaze was caused by Christmas tree lights.

The children were alone in the house, officials said, their parents having gone to open a gasoline station operated by their father.

The victims were Samuel, one; Salvatore, three; Ralph, four; Matthew, eight, and Rose Marie, nine.

The fire was the third in Connecticut within a week to take a heavy loss of life.

Nineteen persons died as a result of a Christmas Eve fire in a convalescent hospital at Hartford, while a fire in Meriden earlier the same day took the lives of four children and their parents.

## Thousand People Flee Flood Area

EUGENE, Ore. —(AP)— The Willamette River spewed angrily over valley areas today leaving more than 1,000 evacuees in its wake.

Major highways throughout the Western Oregon were closed by slides and rising waters, fed by heavy rain and melting snow.

Major highways throughout Western Oregon were closed by slides and floodwaters. Rising waters, fed by heavy rain and melting snow, washed away barns and small structures in the low country near river banks. Here and there only the top of a parked car showed above the water.

The Willamette River was expected to reach its crest at Eugene today.

## Hitler-Eva Pact Seized

NUERNBERG—(AP)—U. S. Third Army Headquarters announced today the seizure of the original marriage contract between Hitler and Eva Braun.

The marriage contract and a political and private testimony of Hitler were reported seized coincidentally with the arrest by British counterintelligence agents of Friedrich Wilhelm Paustin, adjutant to the missing Martin Bormann, at Villhogen.

The documents were dated April 29, 1945. British intelligence officers announced recently they had concluded that Hitler and Eva Braun committed suicide in Berlin April 30, one day after they were married.

Lt. Gen. Lucian K. Truscott Jr., commander of the Third Army, said Hitler's testaments and a letter of transmittal intended to accompany them from Bormann, Hitler's aide, to Grand Adm. Karl Doenitz, were found in a suitcase of Paustin hidden at the village of Tegrensee, near Third Army headquarters.

Doenitz, who succeeded Hitler as head of the German Government in the last days of the European war, is one of the defendants at the Nuernberg war crimes trial, now in a holiday recess. Bormann is being tried in absentia at the same hearing.

The Hitler-Braun marriage contract was witnessed by Bormann and Propoganda Minister Paul Joseph Goebbels, who later poisoned himself.

The political testament was witnessed by Bormann, Goebbels, Gauleiter Hans Krebs and Wilhelm Bergdorf. The private testament was witnessed by Bormann, Goebbels and Nicolaus von Below.

With the documents American agents found three photographs, two of which they believed to be of Eva Braun. The other is of a boy about twelve years old, unidentified.

## 38 Jailed After Riot

JERUSALEM — (AP) — Thirty-eight persons suspected of participating in shootings and bombings Thursday night which resulted in ten deaths in Jerusalem and Tel Aviv were under arrest today. The initial result of a police and military dragnet which rounded up nearly 2,700 persons for questioning.

The 38 were arrested in Ramth Gan, a village near the all-Jewish town of Tel Aviv where 682 persons were questioned. The remainder rounded up in Palestine's biggest manhunt were seized in Jerusalem.

In addition, 30 persons were arrested for breaking a curfew imposed on Ramth Gan.

An official statement said "there is evidence that some of those engaged in the outrages had taken refuge" in Ramth Gan.

The suspects seized in Jerusalem were lodged in detention barracks after being picked up throughout the day yesterday. Every male under 60, including the entire guest list of the Eden Hotel, was arrested in the Bezalel section of Jerusalem.

The curfew was lifted in Tel Aviv today, but remained in effect in Jerusalem. Private telephones still were not operating in large parts of the city because of security regulations.

British Tommies in full battle dress patrolled in Jerusalem and Tel Aviv.

## Byrnes Back In Capital

WASHINGTON— (AP) —Secretary of State Byrnes arrived from Moscow shortly after noon today at Washington National Airport.

The four-motored transport plane bringing Byrnes and his party home from the eleven-day conference of Big Three foreign ministers in the Soviet Capital landed safely after battling winds and rain, which prevented it from making a scheduled stop at Portland, Maine.

The plane came in at 12:09 P. M.

### Byrnes To Broadcast To Nation Tomorrow

WASHINGTON — (AP) — Secretary of State Byrnes, just back from Moscow, will deliver a radio address at 10 P. M. EST tomorrow, the State Department announced today. Details as to the length of the address, and the facilities over which it will be broadcast, remained to be worked out.



ANOTHER ONE RESCUED MINER—Jesse Miller, another of the two miners rescued after Friday afternoon, is brought out of the Kentucky Straight Creek Coal Co. mine near Pineville, Ky., by rescue workers. (AP Wirephoto).

## Free-For-All

## Harbor Police Stop Brawl Aboard Ship

PORTSMOUTH, England—(AP)—A strong detachment of harbor police broke up a knife fight between white and Chinese members of the crew of the 7,240-ton American ship Anna Dickinson last night.

An SOS from the vessel to British naval authorities brought harbor police swarming over the side on rope ladders under threatening knives and axes brandished by white and Chinese seamen engaged in a riot.

The ship, registered under the U. S. War Shipping Administration, had anchored in the Channel between the Isle of Wight and the English Mainland after taking a heavy battering by gales and rough seas.

Police said several arrests were made and the incident was reported to U. S. Naval authorities.

Portsmouth authorities arrested three merchant seamen and left Americans in charge of the vessel. Police officials conferred with American authorities on board the ship this afternoon concerning disciplinary action.

The police, who were unarmed, restored order within an hour. Shortly afterward an American boat from Southampton arrived with U. S. Provost Marshal and a strong detachment of American Military Police.

### GI Brides Will Sail For America Soon

LONDON—(AP)—U. S. Army base headquarters announced tonight that plans for transporting GI brides to the United States were "complete down to the last safety pin" and that the first group already had been notified to be ready to travel "on very short notice."

The announcement followed closely President Truman's signature of legislature to speed up the entry into the United States of brides of American soldiers.

The first shipment of about 1,200 brides is expected to sail at the end of January.

Chief Executive's Theory

## Slaying Of Jailed Negro By Mob Termed 'Not A Lynching' By Governor Of Florida

TALLAHASSEE, Fla. —(AP)— Governor Millard Caldwell today told an Encyclopedia Britannica writer that in his opinion the October slaying of a jailed Negro at Madison "did not come within any recognized definition of lynching."

Jesse James Payne was taken from an unguarded jail and shot to death after he had been indicted for attempting to criminally attack a five-year-old white girl. No witnesses to the shooting were found and the Grand Jury said it was unable to fix the responsibility.

R. B. Eleazer of the Methodist Church General Board of Education at Nashville, Tenn., wrote the Governor about the case with the explanation that he had been asked to prepare a 1945 report for the Encyclopedia yearbook.

Eleazer asked the Governor about the accuracy of a published statement that although Sheriff Lonnie T. Davis "has in this case proven his unfitness for the office, he was nevertheless the choice of the people. Stupidity and ineptitude are not sufficient grounds for removal of an elected official by the Governor."

THE REPLY

Governor Caldwell sent Eleazer the full text of his public statement containing the quotation, which he made after an investigation of the case.

"Whether or not the killing of Jesse James Payne was a lynching must depend upon one's definition of that term. My personal opinion is that the crime did not come within any recognized definition of lynching. The Governor said in his letter to Eleazer.

He said "the ordeal of bringing a young and innocent victim of rape into open court and subjecting her to detailed cross-examination by defense counsel could easily be as great an injury as the original crime.

"This fact probably accounts for a number of killings or lynchings which might otherwise be avoided. Society has not found a solution to this problem.

"My comment on the case in which you are interested is in line with my policy of holding the citizens of a county responsible for the officials they elect to office.

"It is my intention to awaken a sense of civic responsibility in our citizens. To that end, I have refused to do their work for them on the theory that when they have found they must act or take the consequences they will act.

"Paternalism softens and deadens civic responsibility and it is my intention to stimulate the people to action and make democracy work."

## WEATHER

Partly cloudy and slightly warmer today, tonight, and Sunday.

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| Temperature at 2:30 today | 53 |
| High and low last 24 hours | 42; 38 |
| Sunset today | 5:20 |
| Sunrise tomorrow | 7:31 |