THE CHARLOTTE NEWS

★★★★★ FINAL

Largest Evening Newspaper In The Two Carolinas

ESTABLISHED DEC. 8, 1888 | Charlotte, North Carolina, Monday, February 7, 1955 | 32 Pages—Price Five Cents

Evacuation Proceeding

REDS FIRE ON 7TH FLEET PLANES

TENSION SPOTS in the Far East include (A) Tachen Islands where the Seventh Fleet is ordered and (B) the Yellow Sea at this spot where U.S. jets shot down two Red fighter planes. Our planes were based at Osan, underlined. (AP Wirephoto)

Federal, N. C. Tax Conformity Asked In Bills

O'Herron Measures Face Fire Tonight

By JULIAN SCHEER
Charlotte News Staff Writer

Two bills bringing state tax laws into conformity with federal measures will be introduced in the House of Representatives in Raleigh tonight by Rep. E. M. O'Herron Jr., of Charlotte.

The bills, which will reach the House floor and should be sent to the Finance Committee, will greatly aid the state "in compliance and administration of tax matters," Mr. O'Herron said.

New federal tax measures went on the books last summer and the O'Herron bills seek to place the state taxpayer's filing procedure in some respects in full compliance with the federal methods.

Briefly, the bills will:

(1) Require the state taxpayer, in filing state income taxes, to use the same methods of computing depreciation on state returns as in federal. The federal law now gives three depreciation methods —straightline, sum-of-the-digit and the declining balance method. The O'Herron law would require that if you use one of these methods in filing federal returns, you would be required to use the same on your state returns. At the present time the state permits only the straightline as the federal government did previously.

(2) Requires tax payers to report on an accrual basis in order to set up reserves for accrued expenses.

(3) Recognizes those firms that keep books on a 52-week basis.

(4) Recognizes the certificate of necessity which the federal government issues for defense purposes to allow depreciation of certain assets in a five-year period.

(5) Permits farmers to deduct as an expense expenditures for soil conservation, erosion, ponds for irrigation purposes, etc.

The bills state on all of these depreciated items they must be acquired or built after Jan. 1, 1954. No used items or anything purchased prior to that date is covered in the bills.

Mr. O'Herron pointed out that farmers should benefit by being able to make improvements they may deduct now rather than await ultimate sale of property.

He thinks the bills will further encourage modernization with the purchase of new equipment, as firms may recover costs in a short time.

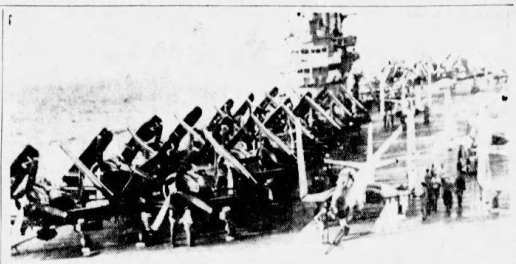
He pointed out that in times of prosperity the largest depreciation is needed as this is the time of the large tax payments.

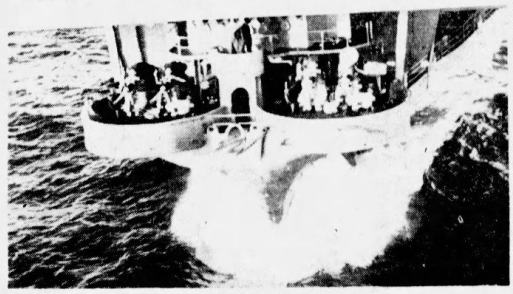
He said the recognition of the certificate of necessity would aid in defense work, allowing a small sub-contractor to buy equipment under a more liberal depreciation condition.

Small businesses, he said, would not be able to keep a single set of books, whereas under the present laws they may use one depreciation scale offered by the federal government which is not the same as the state's required straightline method.

The state, in turn, is helped by administration in these matters

See MONEY on page 2-A





Carrier Covering Evacuation Of Tachens. (Life Magazine Photo Via AP)

Antiaircraft Guns Do No Damage

By SPENCER MOOSA and FRED HAMPSON

TAIPEI, Formosa (AP) — The evacuation of the Tachens sped forward today under the protection of the mighty U.S. 7th Fleet, whose carrier pilots said they were fired on by Red antiaircraft guns.

Red torpedo boats cruised 17 miles away but made no attempt to interfere with the huge and dangerous task of bringing off 40,000 Nationalist soldiers and civilians. A patrol party of U.S. Marines went ashore to help with the operation.

A dispatch from the Seventh Fleet said carrier planes flying at high altitude were fired on from Communist islands north of the Tachens, which are 200 miles north of Formosa. No damage was reported.

First to leave the imperiled Tachens were civilians, most of whom are on Lower Tachen, the southern island of the group.

LACKS ORDERS

Lt. Gen. Liu Lien-yi, commander of the Tachen garrison, declared he still had no orders from President Chiang Kai-shek to quit the islands.

AP Correspondent Jim Becker messaged from the Tachens that it was believed Adm. Alfred M. Pride, Seventh Fleet commander, had urged Taipei to speed the order along.

Low clouds dimmed the rocky shore as the U. S. fleet converged on the Tachens.

U. S. pilots reported seeing explosions on Yikiangshan, eight miles to the north of the Tachens, but the Reds made no move to interfere. It was speculated the explosions came from demolition work on Yikiangshan.

RED BOATS SPOTTED

Becker reported Communist torpedo boats were spotted by air, but officers aboard the flagship Estes, from which he sent his report, said "it is customary to see them in that area."

Helicopters were hovering over the fleet. Signal blinkers flashed in the dim light.

Becker had sent this earlier report:

"Cruisers and destroyers bobbed at anchor in the choppy blue-green waters, within sight of the low, brown and craggy islands.

"Nationalist and U.S. minesweepers combed a path through waters known to be infested with Communist-strewn mines, while underwater demolition teams probed the icy, angry waters for mines, obstructions and the ruins of wrecked ships.

"An occasional American plane from a nearby carrier dips through the bleak overcast to eye the armada, then returns to its guard post."

OPERATION BEGUN

Nationalist sources reported that an advance guard of U.S. and Nationalist forces got the evacuation under way last night, while ships of the U.S. 7th Fleet were still some distance away from the threatened islands, 200 miles north of Formosa.

The first evacuation ships are not expected to arrive in Keelung harbor, Formosa, before tomorrow.

The U. S. Navy's first communique on the Tachens, timed at 12:04 p.m. (11:04 p.m., Sunday, EST) said there were "no enemy contacts during the current phase of the operation . . . Up to now everything is according to schedule."

The quotes were attributed to Vice Adm. Alfred M. Pride, commanding the U. S. 7th Fleet.

A group of 180 technical air control service men of the Nationalist air force and a detachment of infantry arrived in Keelung from the Tachens Monday. They had boarded their landing ship before the decision to evacuate had been made.

Communist artillery pointed ominously at the Tachens from newly captured Yikiangshan, only eight miles away, and hundreds of Russian-built MIG15 jets were poised on mainland bases but there was no report of interference.

Nationalist press reports said the evacuation of the Yu Shan Islands, 35 miles northeast of the Tachens, and Pishan, 32 miles southwest of

See U. S. PLANES on page 2-A

Sabre Pilots Assert Their Planes Best

TOKYO (AP)—Two American jet fighter pilots who shot down a pair of cannon-firing Russian-built MIG15s over the Yellow Sea reaffirmed today what the world knew for a long time — that Sabrejets are far superior.

"The MIGs will never compare to the F86 Sabrejet," said Lt. Charles E. Salmon, 25, Port Jervis, N.Y.

Capt. George F. Williams Jr., 31, Austin, Tex., agreed.

Both pilots told a press conference of a dramatic five-minute battle with eight MIGs who jumped their patrol of 12 Sabrejets and an RB45 reconnaissance plane Saturday.

The fight erupted 10 miles off the North Korean coast and 40 miles southwest of Pyongyang, capital of Communist North Korea.

Both said there was absolutely no damage to any of the American planes and they saw no markings on the attacking Red planes to identify them as Chinese Communist, North Korean or Russian.

Williams said they had flown about 40 miles up the North Korean coast from their base at Osan and had turned south when the fight began.

NO WARNING

"There was no warning," he said. "They came from above and behind us," and started firing.

Salmon took up the story. "I saw their tracers streaking past our plane, like red balls.

"They were firing from too far away. They dove past my flight and attacked the (reconnaissance) bomber. I rolled over on my back, slipped down to the left and rolled out on the trail of one of them. Both were firing at the RB45.

"I fired five or six bursts and he started to smoke. He burst into flames and slipped off down toward the sea."

Williams, in a different flight of Sabres, told a similar story.

BEGAN TO BURN

He said he saw the leading MIG come in fast. "I broke to the left and got in position. I opened up and hit him. He began to burn."

Williams broke contact.

The fliers said the other six MIGs had come in higher than the two shot down in flames, made a brief firing pass at the Sabres and the bomber, then fled to the north as the two lower MIGs were hit.

More Than Expected

Tax Collection Breaks Record

By DICK YOUNG
Charlotte News Staff Writer

All tax collection records of the city government fell today.

Current collections of municipal taxes today stood at $5,733,544.83 which is more than $160,000 above the amount scheduled to be raised for the 1954-55 budget.

Never before in the recollection of municipal fiscal officials has the budget allotment been exceeded this early in the fiscal year.

NEAR $6 MILLION

With nearly five months to go before to the end of the June 30 fiscal year, actual current taxes total $5,733,544.83.

George B. Livingston, municipal accountant who pointed out the record-shattering collection, said that $3,368.48 had to be refunded because of over-payments on 1954 pre-payments.

Subtracting the amount of the refund from the actual collections, the tax money on hand stands at $5,730,176.35.

The funds set up in the budget for the whole of the 1954-55 fiscal year came to $5,568,090.

This means that the tax collections to date exceed the budget allotment for the full year by $162,086.35.

PRECEDENT SET

Such a record, Mr. Livingston said, has never before been ob-

See TAX on page 2-A

Appeal To Soviet

Britain Asks Red Restraint

LONDON (AP)—Foreign Secretary Anthony Eden said today Britain has asked the Soviet government to urge restraint on the Chinese Communists in the delicate situation now existing off the China coast.

Approaches were made Jan. 28 by the British ambassador in Moscow, Sir William Hayter, Eden told the House of Commons. Eden has talked with the Soviet charge d'affaires here.

Eden refused to be drawn into a detailed discussion of the moves, saying:

"Conversations are taking place between a number of governments and diplomacy must be given its chance to do some work about this . . ."

Commonwealth prime ministers now meeting here have been casting about several days in search of a formula to get a cease-fire in Formosa Strait. This effort was intensified after the Chinese Communists rejected a U. N. invitation to attend cease-fire talks.

Eden rose in the House as news dispatches said Chinese Communist antiaircraft guns had fired on American carrier-based jet planes screening the Chinese Nationalist evacuation of the Tachen Islands.

Regarding this evacuation, Eden said:

"The government shares the hope, which has been expressed by the U. S. government, that these steps will contribute to a cessation of Communist attacks and to the restoration of peace and security in the West Pacific."

Eden stressed that the British government was in close consultation with Washington and with other capitals in efforts to bring about a cease-fire. Despite Chinese Communist rejection of the U.N. invitation, Eden held out hope that "other means and methods" might bring about a cease-fire.

"It is only when cease-fire conditions have been established that we can hope to proceed to other methods of pacification," he said.

Judge E. Yates Webb Of Shelby Dies At 82

SHELBY (AP)—Judge E. Yates Webb, federal judge for the Western District of North Carolina for 28 years until his recent retirement, died today in Wilmington, where he was on a brief vacation. He was 82.

For three decades Webb was perhaps North Carolina's outstanding advocate of prohibition.

As a member of Congress he had co-authored the Webb-Kenyon Act, which was a dry law, a forerunner to the 18th (prohibition) amendment.

Since 1900 he had served the state and the nation as state senator, congressman and Federal judge.

Shortly before his death, the judge predicted that America would again demand prohibition within 20 years.

OTHER PROJECTS

Although noted principally for his ceaseless war on liquor interests, he pointed with pride to two non related pieces of legislature.

The first was a bill sponsored by the 32-year old Congressman in 1904 which called the attention of the nation to the effect of the battle of King's Mountain as the turning point in the Revolutionary War. He pushed through a bill calling for an appropriation of $30,000 for the erection of a monument at King's Mountain. The bill passed by unanimous vote.

The other was a bill he introduced requiring patent medicine makers to print on the bottles the amount of narcotics and alcohol in each bottle. A storm of protest was raised by the proposal and it was withdrawn, but it was eventually incorporated into the Pure Food and Drug Act.

Judge Webb was elected to the State Senate in 1900 at the age of 28, and to Congress at the age of 29. He served in Congress until 1919 when he received his appointment to the Federal Court.

While he received his qualified retirement at the age of 76, since 1947 he was the oldest Federal judge in the country from point of service.

WAKE FOREST GRAD

Judge Webb was graduated from Wake Forest College, where he played football and baseball, in 1893. From 1894 to 1896 he studied law at the Universities of North Carolina and Virginia.

He was the son of George M. Webb and the grandson of James M. Webb, both prominent Baptist ministers of Rutherford and Cleveland Counties.

He was married in 1894 to Miss Willie Simmons, and they had three children. Mrs. Webb died in

See JUDGE on page 2-A

JUDGE E. YATES WEBB

Negro Friend Questioned In Guilford Grad's Death

NEW YORK (AP)—Police today identified Ernest Jackson, a Negro classmate, as a boy friend from whom slain Anne Yarrow, college graduate student, had been hiding for several weeks.

The 23-year-old New York University coed was found yesterday choked and viciously stabbed to death in a dingy tenement flat in downtown Manhattan.

Chief of Detectives Thomas A. Nielson named Jackson, who was questioned along with his wife yesterday and released, and said the man faced further questioning today.

WANTED TO BE ALONE

A friend of the slain girl told police Miss Yarrow had been living in her apartment because she wanted to be alone following a split-up with a boy friend.

The friend, Herta Payson, found Miss Yarrow's body when she got home from a 10-day trip to South Carolina.

The slaying was termed "one of the most brutal murders I've ever seen" by Police Capt. William Schnabel.

When Miss Payson arrived yesterday at her frugal sixth-floor lodgings, she found the front door almost ripped from its hinges and the latch smashed.

Her friend's mutilated body, was sprawled on a mattress on the floor, clad only in a sweater. The girl had been stabbed at least 40 times.

No weapon was found. There had been some kind of sexual assault on the attractive, dark-haired woman.

A neighbor told police of hearing screams around midnight, and another said the phone had been ringing in the Payson apartment around 3 a.m.

Police figured this ringing might have been a return call from Miss Yarrow's father, whom she had tried unsuccessfully to reach earlier in the evening. The father, Don

See FRIEND on page 2-A

TRAIN JUMPS TRCK

NEW DELHI, India—(AP)—A passenger train jumped the rails today near Bareilly, 100 miles east of here, killing three persons and injuring 18.

Reverter Clause Is Held Valid

NAACP Loses Round In Golf Case

By ANN SAWYER
Charlotte News Staff Writer

One of the civil cases arising out of attempts by Negroes in 1951 to use Bonnie Brae Golf Course facilities was on its way to the State Supreme Court today.

Notice of appeal to the higher court was given after Judge George B. Patton in Civil Superior Court ruled in the "reverter clause" case.

He ruled that reverter clauses contained in deeds transferring property from Abbott Realty Co. and Osmond L. Barringer are valid, and that the parcels of land will be returned to the donors if the park is ever used by Negroes.

Spottswood W. Robinson III, of Richmond, regional NAACP counsel, said defendants in the declaratory judgment suit brought by the Parks and Recreation Commission would appeal on this decision.

As to the validity of the reverter clause contained in the deed transferring property from the City of Charlotte to the Park and Recreation Commission, Judge Patton ruled that use of Revolution Park by Negroes would not cause the property to revert to the city.

JUDGE GEORGE PATTON
Rules In Bonnie Brae Case

Judge Patton also ruled that the Park and Recreation Commission has fee simple title to property transferred to it by W. T. Shore and T. C. Wilson. Although these deeds originally contained reverter clauses also, the donors released reverter clauses so the Park and Recreation Commission could have the property with no strings attached.

Judge Patton said he expected his decision to be appealed to the State Supreme Court.

After announcing his decision point by point to the six attorneys, he asked them to get together to draw a judgment for his signature.

BASIS OF RULING

In elaborating upon his decision Judge Patton said that he made his ruling based on the use of Revolution Park as a whole.

Bonnie Brae Golf Course is located on property donated to the Park and Recreation Commission by the city, Mr. Shore and Mr. Wilson. It is not on the property formerly owned by Abbott Realty Co. and Mr. Barringer.

All of the attorneys involved in the suit were here today. They include City Attorney John D. Shaw, for Park and Recreation Commission, the plaintiff, and for the City of Charlotte, a defendant; Sydnor Thompson, for plaintiff; Hugh B. Campbell for Abbott Realty Co.; Frank A. McGlenaghan for Osmond L. Barringer.

Attorneys for the Negroes who attempted to play on Bonnie Brae, also defendants in the "reverter clause" case, were Mr. Robinson and T. H. Wyche.

Arguments in the reverter clause case filed in 1952 were presented to Judge Patton by a battery of attorneys for the plaintiff and defendants. The Charlotte Park and Recreation Commission sought a declaratory judgement on certain clauses contained in deeds which transferred properties to the Charlotte Park and Recreation Commission.

The donors of the property, named defendants in the suit, specified that the property now

See NAACP on page 2-A

OUR WEATHER

Clearing and warm today. Fair and colder tonight and tomorrow.
Low this morning—47.
Low expected tonight—30.
High yesterday—60.
High expected today—62.
High expected tomorrow—50.
Sunrise 7:17 a.m.; sunset 5:38 p.m.

More Weather Data on Page 2-A

WHAT'S INSIDE

SLUMS: How can these festering eyesores be cured? One plan is explored on today's editorial page. Turn to 10 A.

Business	11A
Classified	9-11B
Comics	8B
Crossword	2B
Editorials	10A
Features	2B
Obituaries	7B
Radio & TV	13A
Serial	13A
Sports	4-6B
Theaters	12A
Women	15-19A

BACHELOR TWO YEARS AGO IS FATHER OF 4

ROCHESTER, N. Y. (AP)—Mrs. Charles Profetta left the hospital today with her second set of twins in 10 months, and she found it both "a thrill and a problem."

"The thrill," she said, "is twins twice over. The problem is adjusting our household for expansion from two to six persons in less than one year."

Twin girls, Gina and Carmi, were born last March 29. Twin boys, Rudolph and Vittorio, were born last Tuesday.

"And just think, two years ago I was a bachelor," said the father, an apprentice carpenter.