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The Franklin Press

The Highlands Maconian

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We Have a Power Plant

NNOUNCEMENT that the Franklin hydroelectric conversation, said: "I would like of an oath. To both questions to see the oath abolished; it does she answered, "No." If the depower plant will revert to the town on April 1 no good. Truthful people will tell fendant had been a man of high husband, Lloyd Southards; Mary has revived the old dispute over municipal ownership. the truth without the qualification social standing the case would McCombs Beck and husband, John "Sell it," say many, "for if the town tries to operate disregard it." The opinion of one the Supreme Court and it is anyit taxes will go sky high.'

"Let's run it ourselves," say others, "so we won't on the bench is worthy of consider- court would have rendered. I am sons, firms and corporations claimbe at the mercy of the power companies."

We won't attempt to review the argument; the conceal. Judge Sink, presiding at that my answer as to what are pros and cons are well known. Furthermore, it looks the August term, 1932, Macon the real sanctions of an oath like the town will have to operate the plant whether juries cost North Carolina more ards set by some judges. Nor am titled action, naming and appropriate the plant whether juries cost North Carolina more ards set by some judges. Nor am titled action, naming and appropriate the plant whether juries cost North Carolina more ards set by some judges. it wants to or not, for no new purchaser has come than \$600,000 every year and he I alone, for there is a multitudinous upon the scene.

Though opinion is widely split on the question of abolish the grand jury. The terms and with more children than they municipal operation, nearly everybody seems to be grand and petty, applied to juries, know what to do with, that would agreed on one point-that the rates should be lower- arose at a time when sentiment answer the question in a manne ed. Of course, many factors enter into this question; citizen with crime, but after the judiciary, a liberal theology and it should be carefully studied by experts before a new accusation was made any onery, common sense. In the case under rate schedule is put into effect. But any school boy petty set of men could try him. notice the judge, in order to secure can see that it is an economic waste to set rates so know there is nothing grand in the to the law in such cases made and high that people can't pay them; it is far better to proceedings of a grand jury; and provided and gave the defendant tract or parcel of land; sell more power at a low rate than to sell less power certainly, there is nothing petty in a long term in the state's prison. at a high rate.

The Franklin power plant has a large surplus of current which has been going to waste. The plant was built with the people's money, or rather their credit, and the rates should be set so the people can afford to use the power. We do not presume to know exactly how much the rates should be lowered; but certainly they should be reduced to a point where friends testifying for them. The Governor mentions would involve it would be possible for the average family to have not only electric lights but also electric stoves and refrigerators.

Use the 'T. F.' Railway

THE Interstate Commerce Commission has clearly tent. stated its attitude on the abandonment of branch make out any sort of case for the fault. North Carolina can avoid line railroads serving communities which have diverted their traffic to the bus and truck lines. In a recent decision the commission stated its policy as fol-

"Communities unable to support a railroad cannot justly demand its continued operation at a loss in order to maintain the values of private property within the communities, nor can shippers which use motor trucks to ship their freight in lieu of rail carriers complain if the carriers abandon branch lines due to revenue losses."

In view of this declaration, it behooves every business man in Macon county to exert his influence to the end that every possible pound of incoming and outgoing freight is routed over the Tallulah Falls

Most of the business men of Franklin signed an perhaps, be no more than just a Not since the Pujo hearing in agreement last fall to use the railroad in preference to trucks. It is an open secret, however, that some of them are violating the agreement. Of course, there are a few instances when a business, due to peculiar circumstances, finds it almost mandatory to have an such pain and depression as much masses of America from the domiorder shipped by truck instead of by the railroad. have been upon Governor Ehring-nance of the Money Power in highest bidder for cash, the fol-door in the Town of Franklin, such shapes, metes, courses and There is no criticism in such a case. But it is well haus through the hours he fashion- New York, and resulted in the lowing described real estate: known that a few concerns and individuals, motivated quite another. He has spent him- rency Act, the Clayton Anti-Trust from J. A. Berry and wife, Min- amount secured by said deed of made by W. N. Sloan on Novemby selfish interests, are refusing to cooperate with self without stint in such a service Act and the creation of the Fedethe movement to give all the business possible to the "T. F." and thereby stave off its abandonment. Such women. individuals and business houses should not be surprised if they lose the patronage of public spirited on the one hand and a decent one of the greatest banks of the residents of the community.

No Need for Alarm

THE Bank of Franklin faces another crisis, but there is no cause for depositors to be alarmed. keep the pledge of the State for of wealth never before equalled. All deposits in the "new bank," that is, deposits made since the bank reopened in May, 1931, may be withdrawn in full. There is no restriction, except that of government, he shows (the facts Very definitely many things have payments will be made in common currency and silver instead of in gold or gold certificates.

The State Banking Department's order, forbidding the Bank of Franklin to continue operating as a clearing house or to do any banking business until it has tax are to be realized, there are Certainly today there is more Book of Mortgages and Deeds of reorganized, came as a surprise. Some individuals are inclined to think that such drastic action was uncalled for; but it is comforting to know that the State and something of relation to abili- times do not realize that the time and default having been made in Moffitt, J. Frank Ray, trustee, Alex a forfeit and guaranty of com-Banking Department is taking no chances. The clearing house arrangement has functioned very well for two years; but the fact remains that it constituted of some sort) taken, property suicide of Kreugar, the admission County, North Caroina, on Mona bank operating without capital.

The directors and personnel of the "new bank" lators are under platform pledge fidence of the American people est bidder for cash, the following in above entitled civil action by 2 o'clock, P. M. of the same day, deserve only congratulations. Its closing is no re to that-and also of an additional in their old financial gods that described real estate: flection on them. The fact that they conducted such levy that will average 20 cents, or true economic confidence cannot be an institution without the loss of one cent to any de figures show that there would be, truth is made plain so that the Townshipe, North Carolina, and I will on the 3rd day of April, maker. positor should win for them new confidence and moreover, according to the whole remedy can be made to fit the bounded and described as follows: 1933, at 12 o'clock noon, at county strong public support in their efforts to reorganize plan he presents, a saving of some disease.

the old bank.

Public Opinion

aws of North Carolina and other

Number 12

ed by a jury. The defendant did and not a petty saving.

sort of evidence. of an oath and the untruthful will certainly have been appealed to Beck, and all other heirs of Ben who has been long on the bar and body's guess what decision that are unknown, and all other per-

deciding on the life and liberty of

our fellowman. The use of a Some examples of debateable grand jury is a method to get a dence of the people in the finanperson into court for probable vio- cial institutions of the nation.the opinions of jurists concerning lation of law. Nine jurors with RALEIGH NEWS AND OBsix voting a true bill would meet Several years ago a man, charged the requirements of justice and with a misdemeanor, was tried in save half the cost. Three hundred DIVORCE MADE EASIER Macon Superior court and convict- thousand dollars would be a grand The legislature last week enacted

not go on the stand. Before sen- Early in this year a case was ration grounds for divorce in North ence was passed I asked the pre-tried in Haywood superior court Carolina. A previously enacted bill siding judge, in private conver- in which the prosecuting witness had restricted this right to ag- Sisk, commissioner, registered in on the N by the land of Jas. sation, the following question: was a five-year-old girl. The de- grieved parties. "Since the jury was not permitted fendant was a seventeen-year-old to consider the defendant's refusal negro. The case being a serious to testify in his own behalf as one, the court appointed two lawcircumstantial evidence of his guilt, yers to represent the defendant. can you consider it in passing sen- To make the child's evidence le- North Carolina, tence?" He answered: "I can and gal and effective she was sworn Macon County, will consider it when I lay sen- as older people are sworn. On In Superior Court. tence." The judge's attitude im- cross examination one of the de- A. L. Ramsey, Plaintiff plied that he did not approve a law fendant's counsel asked the child that ruled out a very convincing if she knew what it meant to lay Mary McCombs Beck and husband, her hand on the Bible and swear, Jno. Beck; Fate McCombs; J. R. Another judge, also in private and if she understood the sanctity Pendergrass and wife, Florence

myself, somewhat more than five ing any interest in the subject North Carolina The next item has no name to years old and it is most probable matter of this action, Defendants superior court, said that grand would not meet the severe stand. North Carolina, in the alm hoped some man would have the number of men with whiskers as courage to introduce a bill to long and fearful as a bolshevik's undivided interest in the larregarded it as awful to charge a so naive as to disgust a libera All who have had the experience justice, sustained evidence contrary B. M. ANGEL

Clippings

"I loathe sales taxes," says Gov- tricts

and its necessities. Necessity needs NEWS. nobody to make or plead a case for it. The Governor does, how-

ever, present and arrange his facts guage of simplicity and clarity.

unimpaired, nor sentimentally inclined to that, the message may, shown in the recent crisis, Governor's message.

to the State as will not be for- ral Reserve System.

operation of this untried sales ings.

COURAGEOUS AND CLEAR | counties, cities, towns and dis

ernor Ehringhaus. They have few The shame and dishonor the general sales tax, which bears the a good deal more than that. Any heavier matediction, can have but absolutely practical citizens, in a limited defense put up for it by anywise concerned about the citits next friends, the organized izenship of tomorrow, must be imrealtors, because its operation has pressed by the declaration that a been proved to such a limited exprise and penalty would be exacted for generations for default. That

for generations, for default. That sales tax. He states a situation default.-GREENSBORO DAILY

> THE WAY TO CONFIDENCE President Roosevelt's support of

so that the force of them cannot the Senate investigation of the be escaped, clothing them in lan- Stock Exchange and the dealing in securities by banks and trust There is a finality in the pre-companies is excellent news, If sentation, for those who occupy the day ever existed when "pitiless" the same general position on the publicity" was needed as to the subject of public education as does whole structure of finances, frenzthe Governor. For those neither ied and otherwise, in the United intellectually convinced of the States it is today when the results necessity of maintaining the schools of speculations led by great in-

A brave spirit in a well body is ey power and banking in Ameried and delivered this address, is passage of the Glass-Owen Cur-

as between a loathed sales tax have failed. In the same period school on the other" for the school country sold, the people a billion As between the road of good faith dollars in securities which have ple ged and that which, to his clear turned out to be worthless. The discerning, leads to shame and dis- same twelve years, too, has seen honor, he makes his choice. To an acceleration in the concentration value received, to carry on the The management of 200 corporaschools, to preserve the State's in- tions control today more than half vestments, to maintain the agencies the corporate wealth of the nation. show) "some form of sales tax, or happened since that day over executed by Lake Emory Comother new tax providing substant twenty years ago when the Pujo committee, after bringing the great-Granting that the worst fears est financiers of the country to any of us have entertained of the the witness stand, ended its hear- istered in the office of the Register

certain compensations that must be that can be told, a great deal more Trust No. 30, page 402, to secure taken into consideration. It has that ought to be told. Those who the virtue of universal application counsel a policy of hush in these ness in said deed of trust set forth J. N. Lewis, Ella Lewis, L. ty to pay, if spending has reason- has passed when a fictitious public the payment of said indebtedness: Moore, Hermie Stockton, D. C. pliance with his bid, the same beable relation to income." The step confidence can be created in proposed (an adequate new tax America. The flight of Insull, the House door in Frankin, Macon C. W. Hames, Charles Fulton, H. would immediately be relieved of of Mitchell and other disclosures day, the 10th day of April, 1933, the 15 cents school levy-all legis- have done such things to the con- at 12 o'clock noon, to the high-

but that the government shall seek through the Senate and the Department of Justice the facts of financial betrayal and financial bring back once more the confi-

LEGAL ADVERTISEMENT

NOTICE OF SALE

By virtue of a judgment of the

of the Court to sell a three-fourths hereinafter described, I will, and

Beginning at a Spanish oak on with its line, east 95 poles to ' post oak, the beginning corner o said No. 42; thence with said line, south 99 poles to a stake at the edge of Burningtown and Iotla ginning, containing 52 1-2 acres,

GEORGE B. PATTON. M9-GP-4tc-M30

sale vested in the undersigned trustee by a certain deed of trust! Under and by virtue of the pow vestment organizations have been Book No. 32, page 386, to secure No. 31, of Mortgages and Deeds of at public auction to the highest 1911 and 1912 has there been any and default having been made in The document breathes courage thorough investigation of the monone thing; to strive to meet an ca. The disclosures before that Court House door in Frankin, Maissue in masterly fashion to carry committee made apparent at that con County, North Caroina, on on in faith and enthusiasm, in time the great need to protect the Monday, the 10th day of April, the 25th day of March, 1933, at 12 South Skeener road about 5 miles

> nie Berry, to Clyde Berry, said deed bearing date of 15th day of or parcel of land:

G. A. JONES, Trustee

NOTICE OF SALE

Macon County. pany to George B. Patton, trustee, on the 23rd day of December 1926, said deed of trust being regof Deeds for Macon County in I will, therefore, sell at the Court

Lving and being in the County

LEGAL ADVERTISEMENT

part of this advertisement, con- the following described lands: seven following deeds:

Emory Company may own, as evi-denced by a contract between the I will first sell that portion of Emory Company.

This the 2nd day of March, 1933. M9-4tc-BofF M30

NOTICE OF SALE

Under and by virtue of the power of sale contained in a deed of This land will be sold for cash. trust executed by W. W. Donaldson the highest bidder for cash, in by said deed of trust and demand when accepted accordance with the terms of said having been made on the under- Notice is now given that said judgment, a three-fourths undivided signed trustee by the holder of lands will be resold at the same interest in the following described the note secured by said deed of place and upon the same terms at trust to exercise the power of sale 2 o'clock, P. M. of the same day, contained in said deed of trust, unless said deposit is made sooner. top of a ridge, the N. side of I will, on Saturday, the 25th day Every deposit not forfeited or Iotla and Burningtown road where of March, 1933, at 12 o'clock, noon, the Long Branch road intersects; at the court house door in the maker. then N 27 E 24 poles to a black town of Franklin, Macon County. This the 23rd day of February, oak; then N 49 E 30 poles to a N. C., sell to the highest bidder 1933. Spanish oak; then N 23 W 20 poles for cash to satisfy the amount seto a small black oak on the north cured by said deed of trust, the boundary line of No. 42; thence following described tract or parcel of land:

All the land described in a deed from W. C. Singleton and wife, to North Carolina, W. W. Donaldson, dated August Macon County. 9, 1927, and recorded August 11. In the Superior Court. road; thence with said road and 1927, in Book O-4, page 173, Office Federal Land Bank of Columbia of Register of Deeds, Macon County, North Carolina, to which deed, as so recorded, reference is hereby N. S. Bates and wife Mary Bates, N. S. Bates and wife, Mary Bates,

> This February 21,1933. R. D. SISK, Trustee M2-4tc-GP-M23

NOTICE OF SALE

executed by Clyde Berry, unmar-ter of sale contained in a deed of ried, to G. A. Jones, trustee, on trust given by Oscar Conley and the 1st day of March, 1932, said wife, Nina Conley, to the underdeed of trust being registered in signed trustee, dated July 15, 1929, the office of the Register of Deeds and recorded in the office of the for Macon County in Book of Register of Deeds for Macon o'clock noon, at the county court-Mortgages and Deeds of Trust in County, North Carolina, in Book house door, in Macon County, sell the payment of certain indebted- Trust, Page 204, and default hav- bidder therefor, the following deness in said deed of trust set forth ing been made in the payment se- scribed land situate in said county I will, therefore, sell at the undersigned Trustee to exercise the and bounded and described as foldeed of trust, I will, on Saturday. 1933, at 12 o'clock noon, to the o'clock noon, at the court house from the town of Franklin, having All the lands described in a deed bidder for cash, to satisfy the by reference to a plat thereof,

more or less.

This 21st day of February, 1933. FRANK I. MURRAY M2-4tp-M23

NOTICE OF FORECLOSURE SALE OF LAND North Carolina,

Macon County. Federal Land Bank of Columbia

Stockton, Robert Stamey, trustee, ing credited on his bid when ac-Arthur Osborne, and Bank of Franklin, and Robert Fulton.

presiding, at the January Special 35 cents in all. The Governor's fully restored in America until the of Macon, Franklin and Millshoal Term, 1933, Macon Superior Court, accepted will be returned to the plan he presents, a saving of some disease.

All the lands described in the courthouse door, in Macon County, 1933.

President Roosevelt's determinadeed of trust above referred to Franklin, N. C., sell at public aucided of trust above referred to the tion that nothing shall be hidden which said description is made a tion to the highest bidder therefor M9—4tc—J&J—M30

LEGAL ADVERTISEMINT.

sisting of the lands conveyed to All that certain parcel, piece, or the Lake Emory Company by the tract of land, containing 27 1-4 acres more or less, situate, lying, Deed from B. J. Downs and and being, on the Georgia Road wife, registered in Book J-4, p44; about 2 1-2 miles South from the deed from W. J. Zachary and wife, Town of Otto, N. C., in Smithregistered in Book J-4, page 540; bridge Township, County of Madeed from W. R. Pressley and con, having such shapes, metes wife, refistered in Book J-4, page courses and distances as will more 432; deed from C. A. Woodall and fully appear by reference to a plat wife, registered in Book K-4, page thereof, made by C. W. Slagle, 333; deed from George B. Patton, surveyor, and surveyed by C. R. commissioner, registered in Book Cabe, surveyor, on the 6th day of J-4, page 418; deed from R. D. March, 1918, and being bounded Book J-4, page 420; deed from Cabe, and on the E by the lands Virco Mincey and wife, registered of Wm. Ledbetter, on the S by in Book M-4, page 64; together lands of J. C. Brabson heirs, and with all other lands of every kind, on the W by the lands of Robert nature and description, wherever McPherson, this being the same situated, and all rights and ease- tract of land heretofore conveyed ments that may revert to the Lake to said John N. Lewis by L. C. Emory Company, its successors Holbrooks and wife, S. A. Holand assigns, at any time in the brooks, by deed dated April 21, future; and in addition thereto, all 1913 and recorded in the office of rights or easements that the Lake Register of Deeds for Macon Coun-

Town of Franklin and the Lake the above described land which was conveyed by L. K. Moffitt to Hermie Stockton. For a description GEORGE B. PATTON, Trustee of same, reference is made to the deed recorded in the office of Register of Deeds for Macon County, N. C. Should this parcel of land not bring the full amount of the above judgment and costs, I will then sell hte whole tract.

The terms of sale are as follows

All bids will be received subject and wife, Hattie Donaldson, to the to rejection or confirmation by undersigned trustee, dated June 16, the Court, and no bids will be ac-1932, and recorded in the office of cepted or reported unless its maker Register of Deeds of Macon County shall deposit with the Clerk of Monday, the 3rd day of April, 193., N. C., in Book 33, of Mortgages Court at the close of the bidding t 12 o'clock, noon, at the court- and Deeds of Trust, page 47, and \$50.00 as a forfeit and guaranty ouse door in Franklin, Macon default having been made in the of compliance with his bid, the County, North Carolina, sell, to payment of the amount secured same being credited on his bid

R. S. JONES, Commissioner.

M9-4tc-J&J-M30 NOTICE OF FORECLOSURE

made and had for a more definite I. V. Ramey, E. W. Long, E. A. description of the lands hereby con-Dowdle, Lola Bates, Jesse Bates Wiley Stamey, Alex Moore, Bank of Franklin, Carolina Provision Company, Cecil Pendergrass, Geo. Patton, trustee, Frank I. Murray, Ray Penland, Emmer Stockton and husband, Steve Stockton, M. S. Bates, executor, and Geo. Patton, guardian ad litem.

Pursuant to a judgment entered in above entitled civil action by presiding, November Term, 1932, of Macon Superior Court, I will, on the 3rd day of April, 1933 at 12 cured by said deed of trust and and state, in Franklin Township, demand having been made on the comprising 78 acres more or less.

North Carolina, sell to the highest distances as will more fully appear trust, the following described tract ber 5, 1921; being bounded on the N by the lands of C. F. Hendergotten by right thinking men and Since then twenty years have December, 1930, and registered in That tract or parcel of land situ- son, on the E by lands of J. M. passed. In the last twelve years a the office of the Register of Deeds ate in Cartoogechaye Township, ad- McConnell, on the S by lands of He is standing, because he must, third of all the banks in America for Macon County in Book U-4, joining the lands of John Slagle, Bates Brothers and R. Stamey, on A. B. Slagle and others, and being the W by the lands of Bates Broth-This the 2nd day of March, 1933. the land now occupied by Mrs. ers and R. Stamey and C. F. Hen-Sallie Pope and J. D. Pope and derson, being the same tract of being the land inherited by Os- land conveyed by J. G. Addington, car Conley from his father which et al, to J. R., J. W., and N. S. was deeded by Ambrose Conley Bates, by deed dated April 11, to J. P. Conley, it being about six 1917, and recorded in office of miles west of Franklin, N. C., con- Register of Deeds for Macon taining about eighty (80) acres, County in Book A-4 of Deeds,

The terms of sale are as follows: One-half of the accepted Trustee bid to be paid in cash and the balance in two equal annual installments with interest from date

All bids will be received subject to rejection or confirmation by the Court, and no bids will be accepted or reported unless its maker shall deposit with the Clerk of Court at cepted.

Notice is now given that said lands will be resold at the same his Honor, Frank S. Hill, Judge unless said deposit is sooner made. Every deposit not forfeited or

This the 23rd day of February,

R. S. JONES, Commissioner,