

# THE PILOT

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## THE SUPREME COURT AND CONGRESS

The question of why it has taken the United States Supreme Court two years to decide that the National Recovery Act is unconstitutional is one often asked since the decision of two weeks ago. The answer is ably stated in an editorial in The Syracuse (N. Y.) Herald, which says:

It might be put in one sentence: The Supreme Court is an independent, wholly detached branch of the Federal Government, and as such, it is disqualified, alike by the constitutional intent and by an unbroken line of precedents, from intervening, even in an advisory capacity and on request, in the legislative process of Congress.

The duties and powers of the Federal judiciary in general, and of the Supreme Court in particular, are specified in Sections 1 and 2, Article III, of the Constitution. One can overhaul these sections for his own enlightenment. We need only repeat the primary mandate "that the judicial power shall extend to all cases, in law or equity, arising under this Constitution, the laws of the United States, or treaties made, or which shall be made, under their authority." Since the first half of Chief Justice Marshall's long term, or for more than a century, this judicial power has included in its exercise the nullification of acts of Congress on grounds that have been deemed unconstitutional by a majority of the Supreme Court.

It is obvious that any forehanded arrangement would clothe the Supreme Court with a decisive power over legislation of a very important class. If Senators and Representatives should "find out" in advance from the Supreme Court whether a proposed measure was constitutional, the information would be controlling for prudential reasons. But this would be tantamount to arming the Court with decisive authority and influence over legislation in the making. This would be a duality of legislative and judicial power lodged in the Supreme Court—a confusion of prerogatives entirely opposed to the spirit and intent of the Constitution. Congress is elected to make laws, and the Supreme Court Justices are appointed for other and distinct purposes, among them the power to pass on the validity of laws already enacted.

Among the settled traditions of the Court has been its consistent aloofness from an act and utterance that could be construed as an attempt to guide the law-making power of Congress.

## LEGION TO REVIVE LOCAL BASEBALL

The Sandhill Post of the American Legion has done the community a good turn in organizing a baseball league for the younger boys this summer. The disbanding of the Moore County League has been a disappointment to many lovers of the national game. They have been wondering why this older organization has not sprung to life this year. The best answer is that there has been no such junior league in the section in the past as the Legion is now sponsoring and launching on what is hoped to be a successful career. Had there been some organization for the youngsters, there would now be grown-up ball players enough in the community to continue the "big" league. It has died for lack of playing material.

Southern Pines, for example, had great difficulty all last summer in producing nine players for its scheduled games. Other teams, especially Vass

during its dewberry season, also suffered from a dearth of material. There are plenty of youngsters in the Sandhills who, given an early start, will develop into good baseball players. In the past they have not been given this chance. They have played on their school teams and when school terms ended, their baseball stopped. They were too young to play in the county league, and there was no other.

The Legion's Junior League will, in time, make it possible through development of these youngsters to revive the Moore County League, and summers will again provide excitement aplenty for the numerous fans hereabouts. Meanwhile we can get out and cheer on the coming generation.

## THE COOKING SCHOOL AND THE PILOT

The success of The Pilot's cooking school last week was very gratifying to its sponsors, not alone because it revealed so great an interest in that art which stands first in the hearts of man, but because it demonstrated how widely read The Pilot is. Naturally, as the school was "our baby," so to speak, the announcements of time and place were carried solely in this paper. One story appeared two weeks before the school, one the week before.

The school was crowded both days, attracting close to 400 women. They came from all sections of Moore county, from out of the way farms as well as from the villages. It was a tribute to the value of publicity and advertising in general, and of Pilot coverage in particular.

And we want to take this occasion to thank all those who so generously cooperated with The Pilot in making the school a success, particularly the Carolina Power & Light Company which furnished the necessary equipment and its home economics expert, Mrs. Bushong, as "teacher." Of course the final proof of the pudding is in the application of the lessons taught. Do things taste any better, husbands?

## Grains of Sand

"Two steam-heated officers for rent," were advertised in the classified columns of the Durham Sun the other day. A local wag sent the advertiser a postal card reading:

"How about two air-cooled cops?"

North Carolina's senior Senator, Josiah W. Bailey, and the dean of the Tar Heel delegation in the House, Robert L. Doughton, head of the list of speakers who will address North Carolina public officials at the 1935 sessions of the Institute of Government at Chapel Hill next Monday and Tuesday. Among those who will speak on the same program Monday night are Mrs. Thomas W. O'Berry, director of the North Carolina ERA, and Herman G. Baity, state engineer for the PWA.

Moore county ranks 23d in the state in number of inhabitants per automobile—for the year 1934. Registered were 3,550 passenger cars and 850 trucks, or 7.9 inhabitants per vehicle. In 1929 Moore had 4,094 passenger cars, 615 trucks, a total of 4,709. The depression apparently cost us 309 cars in the six years.

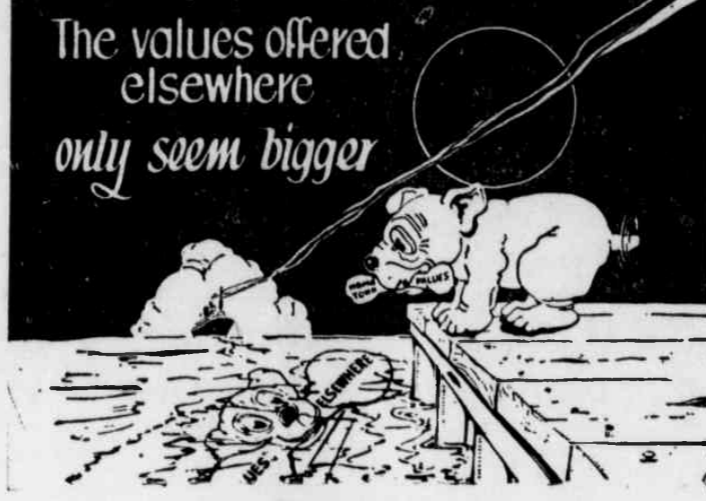
The state as a whole had 493,028 cars, both pleasure and truck, registered in 1929, as against 471,092 in 1934, a loss of 21,136 in the period. But trucks jumped from 56,535 in '29 to 88,125 in '34, revealing how great the decrease in passenger car registration.

If you are about to enter the sheriff's office in Carthage and discover that you are in a place almost totally unfamiliar, don't decide that there is something wrong with your head. The place really is different. A PWA project has transformed the former large room into two attractive offices, thus giving the Sheriff a private office in which he can transact business or hold conferences without the public's being in on everything. It's a great improvement.

## PRESBYTERIAN CONFERENCE AT RED SPRINGS NEXT WEEK

The Intermediate Conference of the Fayetteville Presbytery will be held at Flora Macdonald College, Red Springs, from Monday, June 10th through Saturday, June 15th, for all boys and girls of 12 through 15 years. The leaders are expecting a large enrollment and a fine conference.

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## THE HEAVENS IN JUNE

By RASSIE E. WICKER

Editor's Note: Mr. Wicker has agreed to write a series of articles on astronomy, "not only for the information of the public but in deference to the memory of Mr. Butler," as he puts it. Bion H. Butler, late editor of The Pilot, was deeply interested in the stars and planets and wrote numerous articles on the subject.

The three-month period of summer begins this month, the earth in its majestic sweep around the sun having on the 22nd reached that position where its axis is at right angles to a line from the sun to the earth. At this time the sun, which has been apparently travelling north since December, stands motionless for an instant, and then begins its return journey southward. However, in our latitude the sun never reaches a point vertically above us, and we should have to travel over eight hundred miles southward to have the sun directly over our heads at noon on the 22nd. This is the longest day of the year; the sun in this latitude rising at 4:46 a. m. and setting at 7:17. This gives us a little more than fourteen and a half hours of sunlight, or about sixteen hours from dawn to dusk. An industrious person can accomplish much on that day.

If the stars could be seen in daytime, we could look this month across the billions of miles of space which separates us from them, and see, immediately around the sun, that group of stars known as "Taurus" or "The Bull." By the end of the month we would have found him moved over into the next constellation "Gemini" or "The Twins." That rustic oath: "By Jimminy!" has its origin in the old Pagan practice of swearing by the heavenly bodies in this case "The Twins"—that is: "By Gemini!" By December the sun will have apparently moved around into the opposite constellation "Scorpio" and the constellations now around the sun at midday will be overhead at midnight.

Mercury is in inferior conjunction with the sun on the 21st, and because they rise and set together, will be lost to our observation the entire month. Venus continues as a very brilliant evening star in the western sky from just after sunset until about 9:30 p. m. This is the planet which was occultated by the moon last month. They will be very near together

again this month on the 4th, at 7:30 p. m. Don't fail to see them. Also remember that Venus and Mercury, both of which revolve around the sun within the earth's orbit, go through apparent changes in shape or "phases" just as does the moon. When viewed through even a small telescope, Venus now appears as a thin crescent—a miniature "new moon."

Mars continues as a prominent evening star, to be found in the early evening in the upper southwest sky. Because of his size and reddish tint he is easily located. The moon passes a short distance south of him at midnight of the 11th. Saturn is a morning star, at "quadrature" that is, sets at midday on the 1st, rising about midnight. Uranus and Neptune being telescopic subjects, will not be mentioned.

## MAY WEATHER

May, like April, gave us less than normal temperatures, dropping to a low of 66-7, 3.7 degrees less than the long time average. 3-2 degrees lower than last May, and nearly touching the low of May, 1931. The highest temperature recorded for the month was reached on the 31st, the thermometer registering 94, and the lowest, 44 on the 25th, the high and low for last May being 95 and 40.

Fifteen days were clear and 12 partly cloudy, the first 14 days of the month being without rain, which totaled only 2.42 inches, a loss of an inch and three-quarters, and a deficiency for the first five months of the year of one and one-half inches.

Long time average	Max.	Min.	Aver.
1934	82.8	58.0	70.4
1935	83.2	56.7	69.9
1935	81.1	52.3	66.7

## HIGHFALLS MANUFACTURING COMPANY IS DISSOLVED

In last week's term of civil court, the High Falls Manufacturing Company was finally dissolved as a corporation and its charter canceled. Harvey B. Jones was receiver of this company, which was at one time one of the important business concerns of the county.

## PULVERIZER COMPANY AND H. F. SEAWELL, JR. WIN CASE

A hotly contested suit in civil court last week was that of Raymond Brothers Impact Pulverizer Company and H. F. Seawell, Jr., versus Joseph Levy and others, which was brought in the form of a creditors' bill to have certain deeds made by Joseph Levy and wife to Sadie Goldman and others and finally to the North Carolina Corporation set aside on account of fraud. Property to the value of \$65,000 was involved, this being the talc property at Glendon. The court decided the case in favor of the plaintiffs after devoting the time from Wednesday to Friday to the hearing. The plaintiffs were represented by K. R. Hoyle and W. R. Clegg and the defendants by W. L. Spencer of the Raleigh bar and M. G. Boyette.

## HEALTH OFFICER URGES INOCULATION OF DOGS

Owing to the prevalence of rabies in dogs in the United States, including North Carolina, and reports of its presence near and in Moore county, it is advisable that all owners of dogs have them vaccinated against rabies immediately, says Dr. J. Symington, Public Health Officer.

All unknown dogs should be shot, and it is hoped that all owners and lovers of dogs will take steps to have their dogs given the preventative treatment without delay. The veterinary surgeon will be only too glad to do this at a nominal cost.

## MISS WILLIAMS WEDS

Announcements have been received in Carthage of the marriage of Miss Louisa Williams to Dr. Isham Faison Hicks on Saturday, June 1st in Fayetteville. Miss Williams was a former Carthage school teacher.

## REAL ESTATE TRANSFERS

J. E. Hasty to Bessie Hasty and others, property in McNeill township.  
Mary F. Brown and others to Mary Keller Wintyen, property in McNeill township.  
Richard W. Brown to William T. Brown and Mary F. Brown, property in Southern Pines.  
A. J. Buie and wife to Bessie A. Hasty, property in Southern Pines.  
Simeon B. Chapin and wife to George H. Betts and wife, property in Moore county.  
Ralph Notargiacomo to Joe Notargiacomo and wife, property in McNeill township.  
Alex Graham and Susie Graham, his wife, to Curtis McGregor and wife, property in Sandhills township.

## MARRIAGE LICENSES

Marriage licenses have been issued from the office of the Register of Deeds to the following: Kenneth Junior Sheppard of Washington, D. C., and Dora McKenzie of Hemp; Elwood Parker of Pinehurst and Pauline Moore of Hemp; W. C. Fields of Pinehurst and Mary E. Frye of West End; Marvin Cockman of Hallison and Ellen Brown of Eagle Springs; Carl Whitaker and Lillie Bibey, both of Vass route 1, Elbert Caddell, Carthage and Nonie Williams, Eagle Springs; Mack Sineath, West End, and Ethel Christman, Carthage.

## The Home School and Playground

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