

Girls Court Case Is Settled by Compromise

Lois McNeill Granted \$350 for Foot Injury in Mowing Machine Accident

In a compromise settlement, little Lois McNeill, who suffered the loss of the front part of one of her feet when she was struck by a highway mowing machine at Lakeview several months ago, was in Superior Court last week awarded \$350 in full settlement.

The Court adjudged that the State Highway Commission, as a matter of law, was not liable to the child for damages, it being an agency of the State of North Carolina and therefore not subject to suit in this action, and that the other defendants R. L. Mabe and Mr. Butler, were insolvent, and found the compromise settlement to be fair and just compensation.

The \$300 remaining after payment of \$50 to the plaintiff's attorney was ordered turned over to the Clerk of Court for distribution by him solely for the benefit of the child, the same to be distributed periodically as the needs arise.

H. F. Seawell, Jr., was the plaintiff's attorney and Charles Ross and M. G. Boyette were the attorneys for the defendants.

In the cast of Elizabeth L. Sanford versus Nick Rapatos and Andrew Panos, the court found that Rapatos was indebted to the plaintiff on July 11, 1938; that without retaining suf-

ficient property for the payment of his existing debts, he caused the land described in the complaint to be conveyed to Panos, without consideration, for the use and benefit of himself, with intent to defraud the existing creditors.

The court declared the deed null and void and appointed H. F. Seawell, Jr., and F. W. McCluer, commissioners to sell the land and to apply the proceeds first in satisfaction of the personal property exemption of \$500, second, in satisfaction of the indebtedness due the plaintiff, and the costs, the remainder, if any to be given to Rapatos.

Other Judgments

Standard Fertilizer Co., et al vs J. M. Reed; plaintiff submits to a voluntary non-suit.

Aberdeen Specialty Company vs W. E. Hall; plaintiff to recover judgment in the amount of \$163.25 and interest.

F. L. Smith vs G. L. Bullock; consent judgment that Smith is the owner of the personal property described in the chattel mortgage referred to in the complaint and defendant agrees to deliver said property to the plaintiff with 30 days.

C. E. Thompson vs Hoyt Caddell; plaintiff to recover of the defendant \$45.

Jerome Odom vs W. M. H. Davis; By agreement defendant to pay plaintiff \$75.

Theophilus Barrow vs Ethel Boaz Barrow; plaintiff to pay defendant for her alimony and for the subsistence of her and her infant child \$75 per month beginning with and including December 1940, also he is required to pay \$300 to defendant as counsel fees for her defense and the prosecution of her counter-claim. Plaintiff gave notice of appeal to the Supreme Court.

J. M. Green vs Herman Goldman and Edward Barber, executors of the estate of James Barber, deceased; Demurrer of the defendants sustained and action dismissed. Plaintiff given notice of appeal.

Judgment favorable to the plaintiff was returned in the divorce case of Mary Kivette vs Herbert S. Kivette.

This week's term of Superior Court for the trial of civil cases was called off and jurors were notified not to appear. So many cases were continued last week, due to illness of some of the lawyers, that it was not necessary to hold the second term.

Heroic Member of R A F Gives Vivid Word Picture of Battle

Ralph Pope Writes Letter to Father Shortly Before Being Jailed in Action

A letter has been received by J. Bruce Cameron of Southern Pines telling of the death in action over London of Ralph Hope, son of the chairman of Henry Hope and Sons, Ltd, of Birmingham, England, parent company of Hope's Windows, Inc. of Jamestown, N. Y., represented in Moore county by Mr. Cameron. The young man had spent about a year in this country and Mr. Cameron had met him here. He was a cousin of the late Neville Chamberlain.

With the news of his death came a letter Ralph Hope had written weeks before he lost his life during flying operations over London. His plane was badly shot up but partly controllable. Rather than bail out and allow the airplane to crash and kill residents in the densely occupied East London area, Ralph attempted to maneuver to an open space. He was successful in so doing, but when he bailed out he was so low that his parachute did not open and he was killed.

His letter gives a vivid and colorful picture of the heroic efforts of the Royal Air Force in its defense of England.

"We had a grand day on Friday with three patrols," he wrote in a letter to his father. "On the first we had a glorious dog-fight with about nine Messerschmidt 110's which caught a proper pasting; I must admit that they were heavily outnumbered. On the second trip we had an uneventful brush with some Messerschmidt 109's; it was the last trip which was the most fun. About 12 Junker type 88 bombers came in and after losing two from anti-aircraft fire were set on by some Hurricanes. As we climbed up to them we had the pleasure of seeing one dart past us, hotly pursued, large chunks falling off it and the starboard engine on fire. When we were at last in a position to attack there were only seven left, four in front and three behind. They looked just like beautiful expensive 'crochets' flying along. We had a real field day making attack after attack—a few Me. 109's turned up but did not hinder us. The Ju. 88's went down all over the place. The scrap started at 13,000 feet and the bombers just pushed their throttles wide open and screamed downhill in a vain attempt to get away. We bagged the lot, the last coming down in the sea. My ammunition ran out at about 2,000 feet so I was unable to administer a 'coup de grace', but it had been a great day.

He Loses His Plane

"Saturday was not quite such a success from my point of view, as on our third patrol I lost my aircraft. We were at about 21,000 feet when we got involved with a squadron of Me. 109's. They got me before I even saw them, which is very annoying. I first felt a kind of funny bump, and as I turned to see what was up my controls suddenly felt funny, a lot of red sparks and black smoke appeared round my feet and a cloud of white smoke, probably glycol, began streaming back from the engine. The aircraft began going downhill fast. I slid back the hood and began to get out, my goggles were shipped off and my helmet began to lift up in the slipstream; I realized I hadn't undone my straps so I pulled out the retaining pin and stood up, standing on anything which came handy (the sea, the instrument panel of the stick, I don't know really.)

"The air seized hold of me, there was a wrench as my oxygen tube snapped off (I had forgotten to undo it) and I shot out into the sky. The aeroplane disappeared.

"It was nice and cool falling. I was head down, of course, but found the position quite comfortable; there was no sense of speed or feeling of falling. I had a look at the clouds below (they were about 4,000-5,000 feet) and then collected the odd bits of my helmet and had a look around. My parachute was still on my seat, both my boots were on, and I did not seem to have lost anything except my goggles, and a handkerchief and map which must have fallen out of the pockets in my knees when I first went upside down.

Falls 18,000 Feet

After a while I thought about pulling the rip-cord. 'What about giving the old 'broly a tryout?' I thought. I seemed to have fallen a goodish way so I pulled. The canopy streamed out, there was a hard jerk, and there I was right side up, quite comfortable and floating slowly. Oh! so slowly earthwards. I was about nine to 10,000 feet so I had fallen free for about 8 or 9,000 feet (from 18,000 feet) and might have fallen further with advantage.

When I looked up I could see a shiny white canopy above me, and little silver specks having no end of a dog-fight in the clear blue above me. A Spitfire dived down past me with a high pitched whine, but that was the only disturbance.

"The parachute began to swing me about and it wasn't long before I felt sick, very sick in fact by the time I landed. It was fun going into the clouds, as the sun played a sort

of 'specter of the Broken' effect on my shadow as I approached them. "When I emerged the countryside looked pleasantly open, after drifting quite a way I thought I saw where I should land. Two farm hands had the same idea. We were all wrong as in spite of attempts on my part to avoid it I came down in a spinney of young oak trees, pulling up short about 2 feet from the ground, hanging in my harness. I managed to get hold of a trunk, pull myself over to it, get out of my parachute harness and climb to the ground where I remained quite until I was found.

"The army soon took charge of me gave me a drink and some lunch and drove me back to Crocydon.

"The only damage I sustained was a hefty bruise on my right shoulder from hitting the tail as I jumped, and a bruise on my leg, and a torn trouser from somewhat unceremonious descent thru the upper branches of the oak tree.

"Now I go about with my arm in a sling, feeling particularly good as I have been given a week sick leave."

PINEBLUFF

Mr. and Mrs. Loris Reid of Upper Montclair, N. J., Miss Alice Heinrich of East Orange, N. J. and Mrs. Gertrude Haywood of New Bern, N. C. and Pennsylvania are spending some time at the Gregory's.

Mr. and Mrs. R. C. Pierce of Fayette last week at the home of Mr. and Mrs. Charlie Creel.

Mrs. M. F. Butner spent several days last week in Asheville with her daughter Mrs. Ralph Leach.

Janie Hearn student at the Presbyterian Hospital Charlotte spent the week-end with her parents.

First Sgt. and Mrs. Karl Facharmach and son of Syracuse, N. Y. were week-end guests at the home of Capt. and Mrs. Walter Zion.

Dana McNeal of Cambridge, Mass. was a visitor in town for several days last week.

children of Durham, were week-end Mr. and Mrs. Lawton Forshee and guests at the home of Mr. and Mrs. J. R. Rampley.

Mrs. Purvis Ferree of Pinehurst and Mrs. Eutice Mills spent Thursday in Charlotte shopping.

Mrs. Wesley McMaster of Norfolk, Va., is a guests this week at the home of Mrs. Garland McSkill.

Mrs. Roy Griffin and sons spent Sunday in Jonesboro with her mother Mrs. Mary Caddell.

Mr. and Mrs. J. C. Reece of Troy was a guest of their daughter Mrs. John M. Edwards Sunday.

Mrs. Edard Seager and children of Cambell, N. Y. are visiting Mrs. Seager's parents Mr. and Mrs. Veasy.

PINE NEEDLES

The fine weather brought out two large fields to play in the golf, and putting tournaments held at the Pine Needles over the week-end. N. R. Luther of Buffalo, N. Y. won the Blind Bogey golf tournament with H. W. Pierce of Salem, Mass, winning second place honors. In the putting contest, played over the 18-hole miniature putting course, Mrs. J. S. Shipman of Merchantville, N. J., and Ralph Child of Westfield, N. J., were co-winners in this event.

Emmett E. Boone was host at a small cocktail party Sunday evening honoring Glenn S. Reznor, popular and congenial member of the Pine Needles staff. Mr. Boone made it an occasion to celebrate Mr. Reznor's birthday, with the other members of the office staff joining in to wish him many happy returns of the day.

Mrs. Catherine Backes, house guest of Mrs. John L. McKenney of Southern Pines, was hostess to a number of friends at a putting contest played over the Pine Needles putting course. Tea was served following the contest.

Baroness von Kettler of New York was among the arrivals during the week. She was accompanied by Mrs. James Markoe of New York.

Mrs. Charles H. Maddox and Miss Evelyn Maddox of Washington, D. C., daughter and granddaughter of the late S. Y. Ramage of Pinehurst and Oil City, Pa., were among the many other arrivals during the week.

Entertaining during the week was at the peak for the season. Mrs. Carlton Wicker of Southern Pines, Mrs. W. H. Thurston of Greenwich, Conn. C. M. Van Story, of reensboro, N. C., Mr. and Mrs. W. F. Pease of Plainfield, N. J., Charles M. Cox and Miss Helen Landfair of Melrose, Mass. Mr. and Mrs. B. A. Ramaker of Rochester, N. Y., Dr. Earl H. Mayne of Brooklyn, N. Y., and Ernest I. White of Syracuse, N. Y. were among the many who entertained at dinner par-

ties. Luncheon parties were given by J. Talbot Johnson of Aberdeen, N. C., E. M. Wilse and D. W. Grieve of Perry, N. Y., Mrs. N. R. Luther of Riverton, N. J., Mrs. C. Leigh Steffen of Buffalo, N. Y., and Mrs. Helen Stagg vens of Boston, Mass., Mr. and Mrs. McKim of New York City.

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