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No 13

Capitola Manufacturing Company.

Big Pine Knot Gets into New Water Wheel and Does Considerable Damage

The Capitola Manufacturing Company, known in Marshall as the Cotton Mill recently installed a new powerful water wheel, built a new concrete wheel house and made other improvements, which developed much more power than was obtained from the old wheel. We are sorry to learn that a chunk or knot of wood which was concealed in the mud or sand below the water rack, by reason of the strong suction of the water through the new wheel worked loose, and became entangled in the wheel and caused the cast iron gates to the wheel to break. This accident caused the mill to shut down until new gates can be secured from the factory which we understand will take four or five days. We regret very much this mishap to the mill. The employees of this mill are anxious to be at work and need the remuneration for their work, and those who have their money invested, want to see returns from their investment. We hope to hear the hum of the mill again in a few days. We should like to see other industries developed about Marshall, and use some of the millions of fine water power that is going to waste.

Miss Mattie O'Daniels.

Prefers the Joys of Matrimony to the Laborious Duties of Teaching School.

Prof. Blankenship received a telegram from Miss Mattie O'Daniels, teacher of the Primary grade in the Marshall School, stating she was married at Salisbury last Saturday. It appears that no one had the slightest intimation that Miss O'Daniels was going to give up her job in the school, and take to herself a life partner.

Miss O'Daniels came to Marshall well recommended, and was giving entire satisfaction as a teacher. She was well liked by her fellow teachers as well as by the pupils. She possessed a very lovable disposition. We are not surprised that she captured the heart of the man she married, and became the empress of his affections. We are not advised who the man is that won such a splendid prize but judging from the good intelligence of Miss O'Daniels we venture to say that he is an around good fellow. The News-Record extends its heartiest congratulations to the happy couple and wish for them a long and happy life.

Box Supper

There will be a box supper at Lower Little Pine school house, Saturday, November 10th, beginning at 7:30 p. m. for the purpose of obtaining money to buy a library for the school. Everyone is cordially invited.
10-31 to 11-10-23

October Term Superior Court

The Regular Civil Term of Madison's Superior Court Held Last Week

The regular civil term of the Superior Court for October was held last week at Marshall, Judge P. A. McElroy, presiding.

The case of Ethel Rice vs Ellis Ferguson, case for slander, continued because of the absence of certain material witness for plaintiff who had been subpoenaed. This is the second time this case has been continued for the same cause. It appears from some cause it is very difficult to get the witness in this case in court. Witnesses are required to obey the mandates of the court as same as other people. If they fail to do so they are in contempt of court. It is very embarrassing to litigants to be forced to have their own witnesses called out and brought to court under capias. But that is the last resort and where witness willfully refuse to attend court after being duly subpoenaed they may expect to reap the reward of their folly.

The case of Chandley vs. railroad was tried. Corbet Chandley was killed on the Madison County Railroad in the night time on Shelton Laurel, August 1922. The train employees did not see Chandley on the track and did not know that the train ran over him and killed him until the next day. It seems Chandley was drinking and he was seen last about 10 or 11 o'clock at night staggering across the creek on a foot log and got on the railroad track. He was found early next morning, his body across the rail, cut in two, holding by the skin, and the remainder of his body badly mangled and crushed. His hat was found about forty-five feet from his body on the track and articles which he had in his pocket scattered along on the railroad between his hat and body. The train was going up the creek and his hat was found down the road from his body. His clothes were badly torn and black with grease and oil and looked smutty. It was in evidence that he could have been seen by the employees of the railroad in time to have stopped the train before hitting him.

It was the theory of the plaintiff that Chandley was down helpless on the track, and that the employees of the railroad should have seen him in this helpless condition, that while no person saw Chandley in this helpless condition that the circumstances raised the presumption that he was in such condition. The judge was of the opinion that the proof was not sufficient to raise the presumption that Chandley was down and in apparently helpless condition on the railroad, and nonsuited the case. From the judgment of non suit the plaintiff appealed to the Supreme court.

There were a few other minor cases disposed of by agreement.

Divorce was granted in the case of Bettie Rice vs. Z Rice.

The most important case tried

Make South's Idle Lands "Blossom Like The Rose"



Some of the crops produced on Southern cut-over lands. Top, field of sugar cane; below, high grade cattle and Satsuma Oranges.

One of the principal objects of the Forestry Reclamation and Home-Making Conference to be held in New Orleans, November 19-23 is to devise ways and means for putting to some useful purpose the vast areas of cut-over, swamp and overflowed lands in the South. The conference will be held under auspices of the Southern Pine Association, Mississippi and Florida Development Boards and New Orleans Association of Commerce, and the people of every southern state and community are considered to be vitally interested in this movement.

Several million acres of arid land in the West have been made to "blossom like the rose" by reclamation through irrigation projects financed and constructed by the federal government. The South now is asking that she be allowed to share in this federal assistance so that those portions of her idle lands suitable for agriculture also may be made to "blossom like the rose."

Many prosperous localities in the South which have been built up on cut-over lands furnish convincing proof that large portions of the cut-

over and "wet" tracts in the South can be made as desirable agricultural lands as can be found anywhere in America. The South today is the pioneer country as it is the only section where low-priced farm homes can be procured. The cost of reclaiming southern cut-over and "wet" lands is said to be about one-fourth the cost of putting western arid lands in suitable condition for agriculture.

At the Forestry, Reclamation and Home-Making Conference in New Orleans the problem of utilizing and settling the South's idle lands will be considered from all angles including reforestation, livestock raising, dairying, fruit growing and agriculture in all its branches. It is hoped the Conference will result in an effective movement that will secure expansion of the federal reclamation policy into national scope so that other sections than the West may benefit from such assistance. All persons interested in the constructive development of the South are invited to attend and participate in the New Orleans Conference and all southern congressmen are urged to support its purposes.

was Redmon vs Insurance Co., J. J. Redmon et. al. brought suit against the Fire Insurance Company for \$25,000 and interest making a total of about \$28,000 for the loss of three yards of lumber by fire in Yancey county. It appeared that the three yards of lumber were situated from one mile to one and a half miles apart and all burned the same night. It appears that J. J. Redmon paid off a note of \$20,000 which was secured by a deed in trust on the lumber, and took out the insurance to protect him against loss. It seems there was also another \$5,000 involved. Redmon's policies amounted to \$25,000 all of which he insisted was a bonafide deal that he paid the premiums and that he was entitled to recover the amount of the cash market value of the lumber up to the amount of his policies and interest.

The defendant contended that Redmon had no insurable interest in the lumber, and that under the law of insurance, and decided cases, that the policies were void, and that the plaintiffs case should be dismissed. The judge over ruled the motion to dismiss and the plaintiffs proceeded to take evidence. The examination of witnesses lasted for about two days. A great deal of time was taken up with argument for a continuance by the defendant and upon

the motion to dismiss. The defendant did not introduce evidence. Two hours was allotted each side for argument before the jury, consuming four hours. The judge charged the jury for more than an hour. It was a dark Saturday night when the judge finished his charge. There were twenty-two issues for the jury to answer. It was late in the night before they came in with the verdict. There was some confusion about the verdict of the jury, which might be expected when they had to answer twenty-two issues in a very confused and complicated case wherein it was really difficult for the lawyers connected with the case to understand it themselves. A verdict of the lump sum of \$14,000 was finally agreed upon about 12 o'clock Saturday night, which the defendants paid off at once. This ends a long, troublesome suit, that took up nearly the week of court. The moral is, when you insure your property be sure you have all your papers fixed right and according to law. Loose work makes business for the lawyers, takes time of the court, but is mighty hard on the man that suffers the consequences.

The two last terms of court have been almost entirely consumed by two cases. The result is that the Madison County Superior Court docket is behind and congested. November term was ordered by the judge for criminal business. This throws the next civil term for March 1924. It looks very much as if Madison shall have to have an extra term to catch up with civil docket.

Mother

We miss you more than we can tell;
Our hearts with sorrow bow;
You filled your mission here so well,
We feel much poorer now.

We cared for you the best we knew,
And would have kept you here;
But Heaven, too, had room for you,
And you were called up there.

Now we shall have you here no more,
The one that was the best;
You have gone home awhile before,
To take your ease and rest.

Your counsel to us we will heed;
It was but for our good.
Our friend you always were, in need;
You loved and understood.

Of your delightful presence here
We keenly feel the lack;
Yet, to this hard and evil sphere,
We would not call you back.

But, rather, we would follow you
In faith, in hope, in love,
Until this span of life is through,
And then to home above.

There we, with you, shall understand
The things that bother here;
And there will be no broken band
In that good home up there.

Mrs. Mary Malinda Farmer, wife of Mont W. Farmer, of R. F. D. No. 5, Marshall, N. C., was born in Buncombe County, N. C., on March 5, 1847. Her maiden name was Mary M Rogers. She, with her parents and others of the family, migrated to and settled on a place near the head of Little Pine Creek. At this place she was living at the time of her marriage to M. W. Farmer December 1, 1870. Shortly thereafter she and her husband went into the Pawpaw section and located on a place, where they have since resided continuously until the time of her death, October 16th, 1923, nearly 53 years in all. This pair, respectively, are of two of the old and respected families of the western part of the State.

It is said of Mrs. Farmer by those who knew her best, that she was a good wife and mother, a helpful and agreeable neighbor, and a devout Christian. She made a profession of faith in Christ and joined the Methodist Episcopal church at Marshall, N. C., on August 12, 1894. She lived a consistent member of that church ever thereafter until her death.

Having been in poor health for the past two years, the decline became more rapid during the last two months. She passed away at two o'clock a. m., October 16, 1923, and in the following day, at 2 p. m., her body was laid to rest in the family grave yard, a small plot of ground on a beautiful ridge just above the old home where she had lived for more than half a century. The floral gifts were in great profession, completely covering the casket. The funeral services were conducted by Rev. R. H. Morgan and Rev. Jake Martin.

Surviving the deceased, are: her husband, M. W. Farmer; two brothers, Wm. Rogers of Leicester, N. C., and J. Z. T. Rogers, of Marshall, N. C., R-1; one sister, Mrs. Hannah Sims of Asheville, N. C.; two sons and six daughters, Wm. V. Farmer of Marshall, N. C., Garland Farmer of Marshall, N. C., R-5, Mrs. Emma Brown, Marshall, N. C., R-5, Miss Elsie L. Farmer, Marshall, N. C., R-5, Mrs. Della Earle, of Bruce, Alberta, Pro-

\$50,000 Gift to Mars Hill College

Benefactor in Far Distant State Makes Liberal Offer to Baptist School

A friend and benefactor of Mars Hill College, living in a far distant State, proposes to give \$50,000 for a dormitory for young men provided a like amount may be raised for a dormitory for young women by April 1, 1924. During the present session 451 students have been enrolled at Mars Hill, 70 of whom came from ten other states and three foreign countries. Every room in the three dormitories was engaged long before the opening of the session, and though every building was crowded beyond its reasonable capacity, many who knocked at the doors could not be received.

The two dormitories will make even more imperative the need of a central heating plant. Only a month ago work was begun on a \$35,000 gymnasium. The aggregate of these needs is \$100,000, at least, half of which must be raised within five months, and the campaign is on.

The conditions laid down by this friend of the school constitute a challenge to men of means, and to all who believe in Christian education and they may be met by individual gifts, by church contributions, or by a "drive" covering territory as wide as its patronage, now reaching from New Jersey to Texas, and embracing sixty-three of the one hundred counties in this State. Is there a place where dollars will go further or ring louder in the eternities than at this strategic educational center among the hills?

A meeting of the trustees and friends of the institution is called at Mars Hill on Tuesday, November 6, at 10 A. M., for the purpose of considering this gracious offer and perfecting plans for raising the required amount.

R. L. MOORE, President.

Mrs. Harding Will Live in Washington

WASHINGTON, Oct. 24.—Florence King Harding, widow of the late President Harding, has engaged a suit of rooms at the New Willard Hotel here and will soon resume her residence in Washington, it was learned here this afternoon. It is understood that Mrs. Harding plans to spend the winter here. She is now in Marion, Ohio.

vince, Canada; Mrs. Belva Armstrong, Virginia, Ill.; Mrs. E. P. Sherwood, Fort Wayne, Ind.; and Mrs. Rieta Ball of Marshall, N. C., R-5. There are also 13 grand children and one great grand child living.

Respectfully submitted,
William Worley.