

# Orchard Grass, Clover Serve To Stabilize Farm Road

By ROY R. BECK  
Soil Conservation Service

A good job of stabilizing a hillside farm road can be seen on Hiram Green's place on James Branch.

Mr. Green built the road in 1955 to get lime and fertilizer on his pasture. The orchard grass and clover he seeded on the bare road and shoulder has stabilized the road and shows a nice green, instead of a scar-like red. With so many logging and pasture roads being built, this practice becomes more and more important. Seeding roads prevents erosion and makes the roads permanent.

Floyd Fisher, a neighbor of Mr.

### ADMINISTRATOR'S NOTICE

Having qualified as Administrator of the estate of John B. Campbell, late a resident of Haywood County, this is to notify all persons having claims against said estate to file the same with the undersigned at Maggie, N. C., on or before the 29th day of November, 1957, or this notice will be pleaded in bar thereof. All persons indebted to said estate will please make immediate settlement.

This November 26, 1956.

JOE T. CAMPBELL,  
Administrator

2719-N 29 D 6-13-20-27 J 3

### NOTICE OF SERVING SUMMONS BY PUBLICATION

NORTH CAROLINA, HAYWOOD COUNTY, DAISY MITCHELL DORE vs. JAMES DORE

The defendant, James Dore, entitled take notice that an action will be commenced in the Superior Court of Haywood County, North Carolina, against said defendant for judgment in favor of the plaintiff for divorce on the grounds of two years' separation. That said defendant will further take notice that he is required to be and appear at the office of the Clerk of the Superior Court of Haywood County, North Carolina, in the Court House in Waynesville, on or before the 27th day of December, 1956, or within twenty (20) days thereafter and answer or demur to complaint of plaintiff filed in this action, or said plaintiff will apply to the Court for the relief requested in the complaint.

This the 3rd day of December, 1956.

J. B. SILER,  
Clerk, Superior Court,  
Haywood County,  
North Carolina.

2721-D 6-13-20-27

## New Schedule Announced For Barberville Bus

Rev. Paul Mull, pastor of the Barberville Baptist Church, has announced a new schedule for the Hazelwood run of the church bus.

The bus will make its Hazelwood route at 9:15 a.m. leaving the home of George Smith, the driver, in Hazelwood traveling North Balsam crossing by Welco Shoe Corporation and going up Elysifia Avenue, then to Smathers Street and on to Meadow Street.

From there to Chestnut Park Drive, Dolan Road, Love Lane and on to Dellwood Road leading to the church.

For the evening service the bus will leave Mr. Smith's home in Hazelwood at 6:30 p.m. and will follow the same route.

The schedule is to go in effect Sunday. Anyone desiring to ride the bus is requested to call GL-6-3602 or GL-6-3219.

Green has a wonderful rye cover crop on his corn land by the highway. Mr. Fisher, chairman of the Haywood County ASC committee, is also increasing his acreage of contour strip cropping next year. Mr. Fisher says: "I had some washing this year, so I'll use strip cropping to stop it next year."

Soil Supervisor D. J. Boyd sat in with the County ASC committee and agricultural workers while they developed the 1957 ACP.

The first application for conservation reserve under the Soil Bank has been made by M. V. Bramlett of Scottdale Road, Center Pigeon. Mr. Bramlett plans to bank one acre for water storage.

While discussing conservation work with Richard Barber, Jr., I was impressed with the tremendous damage a few scattered cedar trees can do to an apple crop. Landowners in apple growing communities of the district can be real neighbors by removing all cedars from their property this winter.

Mr. Barber plans to install some field drain tile this winter in a bottomland field. He also plans to seed grass on several new orchard roads in the spring.

The worst automobile accident in history was marked up in the United States in 1955 with 37,800 traffic deaths.

## This Is The LAW

By ROBERT E. LEE  
(For The N. C. Bar Association)

### PLEDGES

What is a pledge? A pledge is one of the simplest of the security devices. The fundamental idea of a pledge is possession by the pledgee.

It is ordinarily created by a physical delivery of some item of personal property to a pledgee by a pledgor. It is created for the purpose of giving to the pledgee a security.

The pledged property is in the nature of a hostage for the performance of the act for which the pledge is security.

For example, Jones borrows ten dollars from Smith and hands to Smith his watch as security.

Almost any kind of personal property, including corporate stocks and bonds, may be pledged.

Must a pledge be in writing? No. It may be proved orally the same as any other kind of transaction involving personal property. Many business men, however, follow the practice of reducing to writing all pledge agreements.

Jones borrows ten dollars from Smith, promising to pay the loan the first day of the month following. Jones pledges his watch as security. The debt is not paid on the date agreed, and Smith in a properly conducted sale sells the watch to Taylor for thirty dollars. What are the rights of Jones?

Jones is entitled to recover from Smith any surplus from the sale in excess of the amount of the loan, the legally agreed interest, and the proper expenses of conducting the sale.

If the watch should sell at a properly conducted sale for less than the amount due to Smith, Smith would be able to recover from Jones the balance due.

Black pledges his cow to White as security for a loan. Shortly after the delivery of the cow to White, the cow gives birth to a calf. Must the calf be delivered to Black before White receives the full payment of his loan?

No. The calf born to the pledged cow has merely enhanced the value of the pledge.

Benfield has a horse which is being kept on the farm of Clark. May Benfield pledge the horse to Dawkins as a security for a debt without the horse being removed from the farm of Clark?

Yes. Where property is in the possession of a third person a pledge may be created by assent of the pledgor and notification by either the pledgor or pledgee, to the third person, that the property has been pledged to the pledgee.

DAMAGES BY MINORS

A boy, sixteen years old, is riding a bicycle for pleasure on the sidewalk. He negligently runs into an old lady and seriously injures her. May the old lady recover a judgment for damages from the boy's father?

No. A parent is ordinarily not liable for wrongful or negligent acts of his minor child.

The family relationship alone does not make a father responsible for the wrongful acts of his child. It must be shown that the father has approved such acts or that the child was his servant or agent at the time.

If the child had been going on an errand for his father at the time of the accident, the father would have been liable solely because of the relationship of principal and agent.

In the case above, could the old lady recover a judgment for damages from the sixteen year old boy?

Yes. A minor is liable for his torts, which are wrongful or negligent acts that damage the person or property of another. A minor is everywhere liable for torts which are not connected with contracts.

If a person has been injured or his property has been destroyed or damaged by the wrongful act of a minor, it is just that the loss should fall upon the estate of the

## GRIPS COURAGE WITH HIS TEETH



MARK O'BRIEN, 7, holds a paint brush in his teeth as he works on a picture at Children's Medical Center, Boston, to earn a cub scout achievement award. The boy is paralyzed from the neck down and learned to paint this way while recovering. (International)

wrongdoer rather than the other party who is without fault. It is true that a minor may not have money or property from which a judgment can be satisfied, but neither do a great many adults for that matter. The judgment may be satisfied from any money or property that the minor in subsequent years might acquire.

Minority, as such alone, is not a defense to an action of tort. A minor, however, is not held to that standard of care exacted from adults.

A minor is required to exercise only that degree of care which a person of his age, capacity, discretion, and experience would ordinarily exercise under the circumstances. Under this rule, in many cases immunity is conferred by merely finding that there has been no negligence.

A father permitted his sixteen year old son to drive the family car on a date. While negligently driving the automobile, the boy

injured another. May the injured person recover a judgment from the boy's father?

There may be a recovery in North Carolina, but not in most states.

North Carolina has adopted what is known as the "family purpose doctrine" in respect to automobiles. Under this doctrine, the owner of an automobile, which is furnished to the members of the owner's family for their convenience and pleasure, is held liable for the negligent acts of any member of the family who might be driving it with the consent of such owner.

This is an exception to the general rule of non-liability of parents for the torts of their children. It applies only to automobiles.

On Oct. 11, 1910 Theodore Roosevelt became the first U. S. President to fly.

The Sphinx in Egypt was carved, according to best calculations, about 3500 B. C.

## Russians In Washington Stick Close To Satellites

By JANE EADS

WASHINGTON—Headlines are often made at Washington cocktail parties and an inkling of things to come frequently may be savored along with the thirst-quenchers.

Whatever the significance, it is interesting to note that just before the big blow-up between the Russians and Poles, reporters counted at least one if not three Russians in every conversational group at the party the Polish Embassy gave to celebrate Polish Armed Forces Day.

Also glimpsed on every hand were the uniforms of Poland's sister Communist satellite nations including Romania, Czechoslovakia and Hungary. It was a lavish affair spiked with Polish vodka and a buffet of exotic Polish delicacies. The interesting thing was the way the Russians hovered about youthful Polish Ambassador Romuald Spasowski. Included in the circle that seemed to surround the diplomat throughout the evening was Mrs. Georgi Zaroubin, wife of the Soviet ambassador, who was out of town, and members of the Soviet Embassy military and civilian staff.

When one Russian would leave the group another would take his place. One reporter said, "it looked like a game of musical chairs."

Some weeks before this shindig, I'd gone to a Polish Embassy party honoring two prominent Polish newsmen who, it was pointed out by some of their friends, had worked energetically for freedom of the press and radio.

It was at a cocktail party that we learned from K. A. Gredemah, visiting minister of finance, that the Gold Coast which will become an independent nation next March will open an embassy here soon thereafter, and that the capital will soon be visited by the Prime Minister of Tunisia, Habib Bourguiba.

This last bit of news was gleaned from the minister's son, Habib Bourguiba, Jr., counselor of the newly established Washington Embassy of Tunisia a former protectorate of France which acquired its independent status only last spring.

## Hens Or Roosters

EAST LANSING, Mich. (AP)—What'll you have, hens or roosters? By a new egg dipping process, a poultry research expert says, science can control the sex of a chick before it is born.

George Blackburn of a Vineland, N. J., poultry research firm, says details of the process are still secret. But poultrymen at Michigan State University believe it involves forcing hormones under pressure through the porous eggshell.

Japan led the world in 1955 spun rayon production with an output of 530 million pounds, reports the Japan Chemical Fiber Assn.

## Scrap Of Evidence

MANITOWOC, Wis. (AP)—Police officers decided to investigate a parked car which was weighted down so heavily its rear bumper almost touched the ground.

Inside the car they found an estimated 1,000 pounds of scrap iron and two men who admitted stealing the scrap from a junkyard.

The junk company estimated the value of the heavy loot at \$20.

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And when you sit in the deep comfort of those soft wide seats, you can drive with the pleasant ease of a clear conscience, without watching the speedometer...

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