

## COUNTY COURT CONVENEED MON.; HELD 2 DAY SESSION

When we consider the case of federal judicial reform in the light of Supreme Court history, it is not difficult to understand just what perpetuated the quarrelsome debate now going on in Washington. As a matter of fact, both Justice Holmes and Justice Taft in their day predicted such a crisis and they both ascribed it to the same cause, the new and incorrect interpretation of the word "liberty."

In the dissenting opinions handed down by these two justices one can find lengthy treatises supporting this indictment of the Supreme Court. Prior to the War Between the States only one interpretation was placed upon this word, the same which the Common Law Courts of England have used for hundreds of years. This classical interpretation of "liberty" amounts in the final analysis to nothing more than freedom from imprisonment. It has always been held so in interpreting the Fifth Amendment to the Constitution, which guarantees the right of the individual not to be "deprived of life, liberty, or property without due process of law."

Though this interpretation is still used for the Fifth Amendment, the Court invented a brand new interpretation for the same clause in the Fourteenth Amendment, which guarantees the individual the same protection from individual states as from the federal government. This new interpretation is so free that it practically includes in the term "liberty" anything which the justices wish to make it include. By virtue of this new invention the Court has assumed the power to make invalid any state laws which seek to regulate the conditions of society to the extent of depriving individuals freedom of choice in anything. For example, a New York State law was made invalid because it kept employers from paying starvation wages and there by depriving the laboring class of the right to work for any price it desired, high or low!

In other words, liberty became not only freedom from imprisonment, but freedom of personal choice, a vague distinction which may be twisted to meet any of various situations at the pleasure of the Court.

Justices Holmes and Taft saw this and plead earnestly with their colleagues to change their interpretation, lest they bring down destruction on the Court. Now these gentlemen are gone and the crisis has come. By its own persistent misinterpretation the Court has met the gravest crisis of its history. The justices themselves are to blame.

But there is another side to the (Continued on back page)

The following cases were disposed of:

Wilbert Faison, charged with operating auto while intoxicated. Prayer for judgment continued for two years on condition he remain of good behavior and pay costs.

Willie James Smith, charged with driving drunk and reckless driving was given 4 months on the roads, suspended on payment of a fine of \$50 and costs and not operate car in N. C. for one year.

Judd Bowden, John Gooding and E. G. Rich, charged with gambling. Gooding was not tried. Bowden and Rich plead not guilty. Found guilty. Bowden was given 90 days on roads, suspended for two years on payment of fine of \$20 and cost. Rich was given 30 days on roads suspended for two years on payment of costs and that he remain of good behavior. Gave notice of appeal.

D. F. Blizard and Sidney Hunter, charged with embezzlement were given a nol pros with leave.

W. J. (alias Baldy) Fussell was given 90 days on roads for assault with deadly weapon on female. Suspended for two years on good behavior, payment of cost and \$10 for Dr. Hawes.

George Turner was found guilty of non-support. Prayer for judgment continued.

Leslie Hayes, possession of whiskey was given 60 days on roads, suspended for 2 years on payment of cost.

Cicero Williams was given 90 days on roads for assault with deadly weapon, suspended for 2 years on good behavior and payment of cost.

The case against John Preston Best for threatening to kill was nol prossed.

W. H. James, charged with giving worthless check, driving car without license, larceny of auto and contempt of court. Sentenced to 30 days on roads of 30 days at home.

Jap Williams, charged with assault with deadly weapon. Nol pros with leave.

George Turner, selling whiskey, given 30 days on roads, suspended for two years on good behavior, payment of cost and \$10 for Dr. Hawes. (Continued on back page)

### Papers Of Randolph Abbott Shotwell Are Now In The Kenansville Library

Mr. L. A. Beaseley has recently secured for the Kenansville Library three volumes of the papers of Randolph Abbott Shotwell.

The following from Mr. Beaseley touched as few spots in Shotwell's career and will tempt one to read the books.

February 23, 1937

Editor Times:

I have secured for the Kenansville Library, and placed in the hands of Mrs. R. V. Wells, three volumes of the papers of Randolph Abbott Shotwell, who enlisted in the Confederate Army at the age of eighteen. He was in many battles, including Bethel, Sharpsburg, Bull Run, the fight around Richmond and Gettysburg. He was captured and sent to Fort Delaware and when released returned to his father's home in Rutherfordton, N. C., where he began publishing a paper. He became the head of the Klu Klux in Western Carolina and was arrested, railroaded through a trial in Federal Court by a packed jury,

a hand picked judge and sent to Albany Penitentiary to serve six years. He was pardoned at the end of three years and returned to the state in 1873 and finally established the finest weekly newspaper in the state, "The Farmer and Mechanic", I think the forerunner of "The Progressive Farmer". He died in 1885. Hon. Joseph Daniels and Dr. Charles D. McIver pay him glowing tribute.

In his papers he gives his entire history, school in Pennsylvania, description of his soldier life and battles, his arrest and trial as a Klu Klux, his life in the Albany Penitentiary. Three large volumes, brilliantly written worthy of being read by all Southern people. These volumes are edited by Dr. J. G. De Roulhac Hamilton, of the University of N. Carolina and were furnished to the writer by the North Carolina Historical Commission at Raleigh, and it is hoped that they will be read.

L. A. BEASELEY.

### 1937 Work Sheets Are Mailed Out

County Agent Reynolds announced this week that work sheets for the 1937 Soil Conservation Program have been mailed out to the various township committeemen.

Any farmer may file a work sheet for lands not included in the 1936 work sheet. To do this he should see his township committeeman. Mr. Reynolds requests that work sheets be filed as early as possible.

### Johnson County Ramblers Here Saturday

The Kenansville 4-H Club will sponsor the Johnson County Ramblers in a program of "Soapy and Greasy" Saturday night, March 6th.

### Plan New Theatre Building For Wallace

According to an announcement made this week P. J. and Cary Gaudell, proprietors of the Wanoa Theatre, Wallace plans have been completed for the erection of a new show house in Wallace. The exact location of the building will be determined in a few days. Construction is expected to begin about March 15th and completed by May 1.

The new house will have a seating capacity of 700 people. A feature will be a mezzanine floor with rest rooms and smoker.

### Religious Education Committee Meets

The Committee on Religious Education in Wilmington Presbytery will meet at the Church of the Covenant Tuesday, March 9th, at 2:00. All members of the committee are urged to be present. The sub-committee on Children's Division will meet at the same church at 10:00 in the morning. All members of that committee are asked to be present for that meeting.

### Jury Bill Expected To Pass Legislature

Representative Quinn's bill to abolish the jury to the General County Court was reported favorably from the committee and is expected to pass the legislature. It provided that in a case where a jury is requested, the right of appeal to Superior Court is granted.

### Will Continue Shipping Hogs From Duplin County, Reynolds

Since our cooperative shipment of hogs several weeks ago we have had several requests to continue this cooperative method of shipping hogs. We have arranged to have H. W. Taylor, Extension Swine Specialist from State College Station, to help us load and ship again on Monday, March 8th.

We will start weighing and grading at 7 o'clock, so as to have the hogs ready to leave Warsaw on the 11:30 train Monday morning. We have arranged with the packers to have bids wired down and the highest bidder will get the hogs, F.O.B. Warsaw. However, we do not plan to pay off on the day the hogs are delivered, but rather have the company mail their check as soon as the hogs are delivered to them. We find this method to be a little more satisfactory than trying to pay part payment when hogs are delivered.

We would like for every producer who plans to market his hogs in this way to notify the County Agent or his office not later than Saturday at 12 o'clock, March 6th, the approximate number of hogs he will ship.

Bring your hogs early, so that we may finish early, and bring two or three ears of corn per head so that they may be fed after loading. I would suggest that you take the hogs off feed Sunday night, as this will increase our dressing percentage and establish for us a better reputation with the buyers.

Yours very truly,  
W. D. REYNOLDS.

### Commissioners Appoint Tax Listers No Change In Tax Valuation

At the regular monthly meeting of the Duplin Board of Commissioners, Faison McGowan was appointed supervisor of tax collections and the following tax collectors appointed:

- Warsaw, R. H. Best, Jr.
- Faison, B. F. McColman.
- Walscraps, A. H. Whitfield.
- Gilson, Viola Westbrook.
- Albertson, Hess Davis.
- Smiths, Cleon Smith.
- Limestone, William Miller.
- Cypress Creek, Edgar S. English.

Island Creek, Thomas H. McGowan, Mary W. Carr, assistant. Rockfish, G. H. Blanton. Tree Hill, Mrs. R. E. Bland. Magnolia, Norman Pickett. Kenansville, Ruth B. Wells. The board decided that the value of real estate as it is now listed will be declared the value for the coming year.

### REVIVAL AT PINK HILL

A one week revival will begin in the Pink Hill Presbyterian Church Sunday evening, March 14 at 7:00, with Rev. W. H. Eubanks pastor of the church doing the preaching. Services will continue each evening at 7:00 throughout the week. The public is most cordially invited to attend these services.

### REGRETS

"We regret the late issuance of the paper but a break down in our physical equipment which was beyond our control forced the paper to issue late. The trouble is remedied and the TIMES will issue on time as usual next week.

THE PUBLISHER.

### Commissioners Would Bury Name Of "Weaver's" Bridge; Name It "Pickett's"

Weaver's Bridge, located on the North East about five miles East of Kenansville on highway 24 will no longer be known as Weaver's Bridge if action by our county commissioners can bury a name known to Duplin County folks for many years. Weaver's Bridge has borne that name for many, many years, but will now be known as

"Pickett's Bridge", due to the prominence of A. J. Pickett. It was brought out at the meeting Monday that the name "Weaver's" bore no significance.

The TIMES would like to know, if any one in Duplin County knows, just how the bridge came to be known as "Weaver's Bridge."

### County Basket Ball Tourney Opens In Wallace Friday

The annual county basket ball tourney will open Friday of this week in the Wallace school gymnasium. The tourney will continue through Monday when the finals will be played.

The schedule, decided upon this afternoon will be:  
Friday: Girls, Chinquapin vs.

Calpso; Rose Hill vs Grady; Benlville vs Magnolia and Wallace vs Kenansville. Boys: Benlville vs Kenansville; Rose Hill vs Wallace; Grady vs Chinquapin and Magnolia vs Calpso.

Winners in the Friday play will be paired and play off Saturday. Finals will be held Monday night.