

FISH HOOK CASE IS WON BY PLAINTIFF IN YADKIN COURT

Civil Term Ends Friday Afternoon at Yadkinville

FEW CASES TRIED

Yadkin Superior court for the trial of civil cases ended Friday afternoon. The term was planned for a two weeks session and jurors summoned for both weeks but the second week was called off Friday. The jurors were on hand Monday for the second week but were not used. Judge Michael Schenck presided over the term.

Only a few cases of importance were tried. A few cases were compromised and three divorces granted.

Coram Case

The case of James C. Coram against the R. J. Reynolds Tobacco Co., was one of the lengthy cases

tried. This is known as the "fish hook" case. The basis of the suit was the contention of Mr. Coram that while biting off a chew of plug tobacco, a product of the Reynolds company, he bit into a fish hook, sticking the hook in his lip. He claimed that it was necessary for him to go to a doctor for medical attention and the removal of the hook. The Reynolds company claimed that if there was a fish hook in the plug it was an accident and not the fault of the company and they were not responsible. After a trial lasting almost two days the jury awarded Mr. Coram damages in the sum of \$1,200. The tobacco company gave notice of appeal.

\$600 Verdict

The next case taken up and the most hotly contested one was that of J. D. Pardue, 9 years old, by his next friend, Mrs. Geneva Pardue, against Dr. Fred M. Hanes of Winston-Salem. This case was the result of an accident last July when the car of Dr. Hanes which he was driving himself, struck and injured the boy in front of the home one mile east of Yadkinville. The accident occurred on a Monday morning as Dr. Hanes was going from his cottage at Roaring Gap to his office in Winston-Salem.

The plaintiff claimed that Dr. Hanes was driving at a reckless and dangerous rate of speed and other

allegations which contributed to the striking of the boy, who spent several weeks in a Winston-Salem hospital. Dr. Hanes claimed that the boy jumped off a wagon directly in front of his car and it was impossible for him to see the boy or avoid the accident and that he was driving at a moderate rate of speed. Witnesses testified that he was driving about 40 miles an hour. The jury awarded damages in the sum of \$600.00 after hearing evidence and attorneys' arguments for two days. Pardue's attorneys gave notice of appeal.

Dr. Hanes carried liability insurance for several thousand dollars and it is understood that an amount about four times the damages awarded had been offered to settle the case out of court. Attorneys appearing for the boy were Wallace & Wall of Winston-Salem, J. H. Folger of Mt. Airy and L. D. Kelly of Yadkinville. Attorneys appearing for Dr. Hanes were A. E. Hall, Yadkinville, Fred Hutchens and James Gay of Winston-Salem.

In the case of Mrs. Cora Cooper, Yadkinville, against Home Chair Co., of North Wilkesboro, the case was settled out of court, Mrs. Cooper receiving \$200.00 as a settlement. This case grew out of an auto collision between Mrs. Cooper's car and one owned by the chair company, which accident occurred about two years ago on Route 60, west of Brooks Cross Roads.

Three Divorces

Three divorces were granted during the term. They were Charles A. Couzzen granted a divorce from Laura Couzzen; Louis York was granted a divorce from Belle Myers York and Carl Hemric was granted a divorce from Martha Hemric.

Other cases disposed of during the term were:

Leonard Vyne vs. Alex Chatham, which was an action restraining the sale of land, was non-suited.

W. G. Wooten vs. J. M. Simmons, judgment.

Frank Martin vs. W. B. Hooleman, non-suit.

Peter Vestal vs. Mutual Benefit Health & Accident Association, settled out of court.

V. V. Bowman and J. W. Bowman vs. Walter Siler, non-suit.

R. M. Lineberry vs. Dallas Mackie, an action growing out of auto collision, Mackie settled by paying \$100.00 and costs.

J. W. Casstevens vs. George Holcomb, settled out of court.

L. S. Church vs. W. J. and Minnie Shore, compromised.

Rhoda Burton, admrx., vs. Jane Spillman and others. This was an appeal from the clerk's order directing the administratrix to sell lands. The clerk's order was confirmed and the sale of land ordered for Nov. 1.

Guy Myers vs. J. H. Adams, settled.

Clarence Holcomb vs. J. S. Mayberry, settled out of court.

Upon the unanimous request of the bar court was adjourned Friday afternoon, thus doing away with the second week of court.

SURRY MAN MEMBER SCHOOL COMMISSION

John H. Folger, of Mt. Airy, Represents Fifth District

Attorney John H. Folger, of Mt. Airy, has been appointed a member of the new state school commission, it was revealed Sunday when members of the commission were announced by Governor J. C. B. Ehringhaus.

Mr. Folger, who is the representative of the fifth congressional district—one member being chosen from each district—is also one of six members appointed who have served on the board of equalization, which administered the state's six months school term.

Under the 1933 school law the school commission, of which the governor is ex-officio chairman, is the most powerful school administrative body ever created in the state. It will have practically unlimited power in reaching decisions involving operation of the eight months school term.

East Elkn News

Rev. R. J. Pardue filled his regular appointment at East Elkin Baptist church at 7:30 Saturday evening and again at 11 o'clock Sunday morning. The services were followed by a baptismal service on Sunday afternoon.

Rev. Mack Burcham will preach at East Elkin church on the evening of June 11. Everyone is invited to attend.

Miss Claude Austin is planning to organize a missionary society at the East Elkin church. Anyone desiring to join is cordially invited to do so. Plans are also under way to build a new addition to the church.

Livestock account for consumption of 89 percent of the corn grown in the United States.

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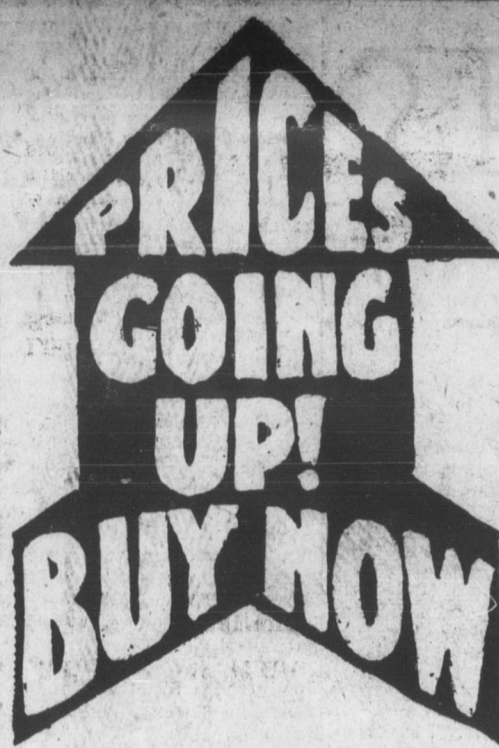
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