

# This Is The Law

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

How can a lawyer morally and ethically justify his conduct when he agrees to defend a man he believes is guilty?

Before the law all men are equal, and guilty men have the same right to be defended and to be represented by counsel as have the innocent. Indeed, the right to the assistance of counsel is one of the rights expressly guaranteed in the United States Constitution.

The lawyer is like the banker who handles other people's money and the minister who handles other people's spiritual problems.

In America, all persons accused of a serious crime will be furnished a lawyer appointed by the court if the accused does not have the money with which to employ one. Of course, in such cases, the assigned lawyer must fulfill his obligation to the court and to the client. He has no choice. The fact that he may sincerely believe his client is guilty is immaterial. Every client is entitled to the best defense his lawyer can muster.

The instinctive impulse of ev-

eryone is to range himself on the side of angels. But our law gives the devil an advocate.

A case which at first sight appears unsound and hopeless from a legal viewpoint sometimes turns out later to be sound. And the reverse is equally true.

Often the most honest case will be destitute of evidence to support it. One of the most remarkable of such cases occurred in this country during the last century. The case is as follows:

Two brothers, by name Boorn, were arrested in the year 1819, charged with the murder of Russell Colvin. They were tried in the Supreme Court of Vermont. The presumption of guilt was violent, drawn from many circumstances proved by different witnesses.

They had quarrelled with Colvin, and threatened his life. They were actually seen in a violent personal fight with him, in a field, on the day of his disappearance.

His disappearance was scarcely noticed at the time, for Colvin was a poor man; no one cared for him alive, and no one was interested to prove him dead.

## GOP Candidates At Courthouse

On Thursday, April 28, the three Republican candidates for Congress will appear at the Court House in Shelby at 7:30 p.m. Candidates W. Hall Young of Minneapolis in Avery County, and Don-

ald D. Wirick and Terry Parker Wallace, both of Gastonia, will present their political views.

Following the formal presentation of campaign issues, the floor will be open for questions from the audience.

On Saturday morning, April 30, the three Congressional candidates, Terry Parker Wallace, W. Hall Young and Donald D. Wirick, will interrupt their regular campaigning for a game of golf at the Mountain Glen Golf Course near Newland. This course is laid out in the hills of Avery County which is one of the seven counties in the new Tenth Congressional District.

This golf match has no bearing on the political contest, except to establish which of the candidates can be expected to employ honorable tactics. All agree that golf is an accurate test of character.

After a "Meet the People" contest in Morant on Saturday, April 23, candidates Wirick, Wallace and Young estimated that collectively, they have met over 4,000 of the voters of the Tenth Congressional District. They estimate that, by the Primary on May 28th, they will have met more than 18,000 people.

Some time after, however, bones were discovered in a pit or natural hollow, in the field where the quarrel had been witnessed, and near the very spot of the supposed fatal altercation. These bones were identified as "not dissimilar" to such as might have composed the body of Colvin. In the same pit were also found a knife and one or more buttons, and the former was identified as having belonged to Colvin; and the latter as having been attached to his garments; and the prisoner actually confessed that he was guilty of murder. They were convicted and sentenced to death.

But the annals of our criminal jurisprudence were not stained with the crime of judicial murder in this case; for Russell Colvin was all this while alive - was discovered as a farm laborer in New Jersey, whither he had wandered after his altercation with the Boorns, which they really supposed had resulted in his death. He was brought back in time to save the lives of the convicts.



EVANGELIST - Rev. Larry Smith, pastor of Fayetteville Church of the Nazarene, is conducting revival services through May 1 at First Nazarene church on Cherokee street. Services are nightly at 7 p.m. Rev. Mr. Smith is president of the Nazarene Young People's Society of the Church of the Nazarene in the North Carolina District.

### ADMINISTRATOR'S NOTICE

Having qualified as administrator for the estate of Theodore Edward Moss, deceased, all persons having claims against said estate will please file same with the undersigned on or before October 21, 1966, or this notice will be pleaded in bar of any recovery.

All persons indebted to said estate will please make immediate payment. This the 21st day of April, 1966, Mrs. Theodore Edward Moss, Administratrix, Estate of Theodore Edward Moss.

### NOTICE TO BIDDERS

Bids will be received at the office of Superintendent of the Kings Mountain City Schools until 4:00 P.M., May 10, 1966 for furnishing two relocatable classroom buildings approximately 24' x 30'. Alternate bids are requested for two relocatable classroom buildings approximately 20' x 33'; also, two mobile classroom buildings approximately 12' x 50'.

These buildings must be designed to move in one piece or to be separated into not more than two sections for legal moving over North Carolina Highways. The units must meet the specifications of the North Carolina Division of Purchase and Contract as outlined in specifications 2330-MCT-T including all amendments. They must be approved by the North Carolina Division of Insurance and written evidence must be furnished indicating this approval. Designs, specifications and time factor may be obtained from the Kings Mountain City Schools Administrative Office.

All bids must be accompanied by a bid bond in the amount of 5% of total bid. Successful bidder must deliver units to site designated by the school system and complete the installation on foundations provided by the school system. The school system will provide the electrical service to the classrooms but heating, air conditioning, and lighting will be furnished by the bidder according to specifications to be received from the school system.

Sealed bids should be sent to the Superintendent of Kings Mountain City Schools on or before the hour designated above at which time bids will be opened in public by the superintendent or his agent.

The Board reserves the right to reject any or all bids and to waive formalities.

No bid may be withdrawn within thirty days after actual opening date of the bid.

KINGS MOUNTAIN CITY SCHOOLS  
B. N. Barnes,  
Superintendent

## Agriculture In Action

### UNCLE SAM'S HABIT

Uncle Sam would like to break your cigarette habit.

To try to scare you away from smoking, he came out with the U. S. Surgeon General's Report, which proved once and for all that cigarettes are a leading cause of statistics.

Meanwhile, though, Uncle Sam hasn't been setting a very good example. For over a century, he's been hooked on the insidious cigarette tax habit. And, since he took up this deplorable practice back in 1863, his habit has been getting worse instead of better.

In that bygone year of 1863, the U. S. treasury reaped \$3.1 million in cigarette tax revenue. Last year, the federal government raked in over \$2.1 billion from this same source.

But this isn't the worst part. State and local governments, no doubt noticing the enraptured expression of Uncle Sam, began back in 1921 to fall victim to the same habit.

The state levy in 1921 brought \$350,000 into the coffers. Last year, state cigarette taxes amounted to nearly \$1.4 billion. These state taxes now range from two cents to eleven cents per

## COMEDY CORNER



"Don't hit him in the teeth—he hasn't paid for them yet!"

Local cigarette taxes are currently imposed in 261 cities, towns and counties. The annual aggregate levy is in excess of \$64.7 million. There are nineteen counties and cities which also tax tobacco products other than cigarettes. A total of approximately \$475,000 is annually siphoned

from these sources. Cigarette taxes imposed at the three levels of government serve to double the price of cigarettes. In a majority of states considerably more than half the price of a package consists of special excises imposed on cigarettes.

Corn is high in energy.

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- 4 1/2% Interest Savings Bonds**  
(A) Available in amounts of \$500 or more. (B) Rate guaranteed for five years. (C) Redeemable at the end of each 90 day period. (D) Interest paid every 6 months.
- Regular Savings Accounts**  
(A) Earn 4% Daily Interest. (B) Interest compounded 4 times a year. (C) This is the highest interest rate permitted by law on regular savings accounts.

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