TWELVE

THE MORNING STAR, WILMINGTON, N. C., SUNDAY, JULY 10, 1921.

THIRTY MINISTERS OF INHERITANCE TAXATION IN STATE OF NORTH CAROLINA are only two or three jurisdictions that attempt to tax insurance that is made payable to a beneficiary. Of 90 YEARS IN CHURCH (Continued from Page Eleven) White, 168 N. C. 352, the statute at

Several Other Methodist Preachers Are More Than Fourscore and Ten

CHICAGO, July 9 .- There are thirty cases claiming the benefit of this proministers over 90 years of age in the tax. Methodist Episcopal church. There is one minister of 98 years of age, one It was soon seen that there would nearly 97 years, and three about 96 have to be a change made in the years of age, according to a statement statute, or else the state tax commis-

issued by Dr. Oliver S. Baketel, New sion and the courts would be continu-York, editor of the Methodict, Year ally called upon to determine many Book The oldest patriarch of the Metho- provision. Therefore the law of 1915, dist Episcopal church. Is the Rev. Seth 1917 and 1919 omitted this provision. Reed, 98 years of age, born June 2. It then became manifest that there 1823, at Hartwick, N. Y. He now lives were a great many meritorous cases to at Flint, Mich., and is a member of the which the law should give the low Detroit conference. His entire minis- rate of tax, such as daughters-in-law,

try has been in Michigan, where he has been active for over 70 years, and has the present statute is as follows: now a retired relation. It is said he is the oldest living minister and has sons entitled to any beneficial interthe longest ministerial record of ser-vice in the pastorate. Most of these ministers are on the retired list and issue, or lineal ancestor, adopted child, are pensioners.

Rev. Edward S. Best, Malden, Mass., member New England conference, was person who died possessed of such

Those born in 1825 are: Rev. Milton whom the decedent stood in the mu-L. Haney, Pasadena, Cal., born Rich- tually acknowledged relation of a land county, Ohio; Rev. Ammi B. Hyde, parent and who began such relation-Denver, Col., born Oxford, N. Y.; Rev. ship at or before such person's 15th James B. Lathrop, Greensburg, Ind., birthday, and whose relationship was born Greensburg, Ind.

Those born in 1826 are: Rev. John H. date of the decedent's death, at the Vance, Chautauqua, N. Y., born Beaver following rates for each \$100 of the county, Pennsylvania; Rev. William S. clear market value of such interest in Turner, Spokane, Wash, Jersey Shore, such property." Probably the most interesting ques-

tion in connection with the inherit-Those born in 1827 are: Rev. John R. Cooper, Eldorado, Kan., born Knovville, ance tax law that has been presented Rev. Creighton Springer. Yakima, to the court arouse in the case of Ellenville, N. Y.; Rev. Joseph C. Dana, Pasadena, Cal., born Owego, N. Y. Those born in 1829 are: Rev. Micaiah

C. Dean, Dundee, N. Y., born Barrington, N. Y .; Rev. Joseph Hoberg, Mc-Minnville, Ore., born Germany; Rev. town, Md., born Alexandria, Va.

Those born in 1829 are: Rev. Isaac R. Vandevater, Long Beach, Cal., born Fishkill, N. Y.; Rev. Edward H. Durell, Woodbury, N. J., born Moorestown, N. J.; Rev. James H. Moore, Polo, Ill. born Halcottville, N. Y.; Rev. J. W. death for its consummation. The court Thompson, Lakewood, O., born Upper held that dower was taxable, and in Sandusky, O.

Those born in 1830 are: Rev. T. Morris court blazed a new trail, as before that Terry, Brooklyn, N. Y., born Southamp- the courts of all other states where ton, N. Y.; Rev. William S. Jones, Bath, the question had been presented uni-Me., born Bristol, England; Rev. Ed- formly held that dower was not taxward Wasmuth, Glen Ellyn, Ill., born able. Our court split three to two, Germany; Rev. Robert Booth, Rose- Justice Hoke concurring in the disburg, Ore., born Lancashire, England; senting opinion written by Justice S Walker Richview III . Walker, and the trial Rev. Robert H. Rhodes, Denver, Col., having also decided that dower was born Milltown, Ind.; Rev. Edwarl 1. not taxable under our statute. Bray, Southington, Conn., born Bridge-There are only two other decisions port, Conn.; Rev. Nathaniel E. C. Love, by our court on inheritance taxation Perrysburg, O., born East Rushwell, O.; although the reports and digests of Rev. James Stanton, Ormand, Fla., born other states are filled with many very New Woodstock, N. Y.; Rev. William F. perplexing questions. These two re-King, Mt. Vernon, Ia., born Zanesville, O.; Rev. Samuel C. Miller, Peru, Ind., Estate 172 N. C. 170, and State vs. Scales 172, N. C. 915. The first of these cases construes the law with PORTO RICANS WILL MAKE IT reference to an estate during widow-IF THE MOLASSES HOLDS OUT hood, and the taxation of annuities. The second of these cases interprets

course, where insurance is payable to a man's estate it is taxable in the! same manner as the other property of the estate.

that time being chapter 201 public Under our present law an estate is laws of, 1913. It was very properly allowed a discount of 3 per cent if the tax is paid within six months of held in this case that the party affectthe decedent's death. After 12 months ed stood in the relation of child to interest runs at 6 per cent for one the decedent. However, there were a year, and thereafter at 10 per cent a great many beneficiaries in other year. Inheritance tax inventories are required to be filed within three months of decedent's death, and tenvision in order to get the low rate of tative settlements may be made and the 3 per cent discount taken on all such amounts as are paid before the

expiration of the discount period. The state has recently been divided into several districts by the commissioner of revenue, and there are deputy commissioners assigned to each discases that were not entitled to this trict who will look after the enforcement of the law and the collection of the tax, in connetcion with their other tax work. The clerks of the court are allowed certain commissions as set out in section 19 of the law, but under the present statute no clerk can sons-in-law, and step-child, and so receive more than \$1,000 in fees for any one year. This provision does not First. "Where the person or perapply to those estates in process of settlement, where final settlement is made prior to December 1, 1921. Under the present system the full amount of or husband or wife, or son-in-law or tax collected should be remitted to the daughter-in-law or step-child of the commissioners, and then check will born September 3, 1824, Newry, Ireland. property aforesaid, or any person to be sent to the clerk in payment of his promptly as required by law, their official bonds are liable for double the tax not remitted as a penalty.

There are a great many very intricate questions that continually arise, continuous from such age until the and the law is susceptible of close refinaments." Such questions however, have to be determined separately in each case and the law applied with special reference thereto.

FASHIONS IN BUENOS AIRES.

Sir Woodman Burbidge, Baronet, C. Wash., born Zanesville, O.; Rev. James State vs. Dunn, 174 N. C. 679, in which B. E., has spoken, and London, New H. Hawxhurst, Ocean Grove, N. J., born the court was called upon to decide York and Paris may well tremble. Rewhether or not a widow's dower was turning from a visit to the Argentine subject to the tax. This case came up Republic, Sir Woodman gives to the in 1917, and prior to that time no one world of fashion his opinion that, unhad questioned the right of the state questionably, the best-dressed men to collect inheritance tax from a and women anywhere on the globe are widow's dower, after allowing her the to be found in Buenos Aires and any O.; Rev. Joseph R. Wheeler, Reisters- exemption, under our statute. The other township in the Argentine.contention of the defendant was that Christian Science Monitor.

the widow did not receive her dower by force of the interstate laws, but It's an ill wind, etc. The depression that her right of dower grew out of in other lines is understood to be prothe contractual relations of marriage, moting the fishing tackle industry .and depended only upon the husband's Anaconda Standard.





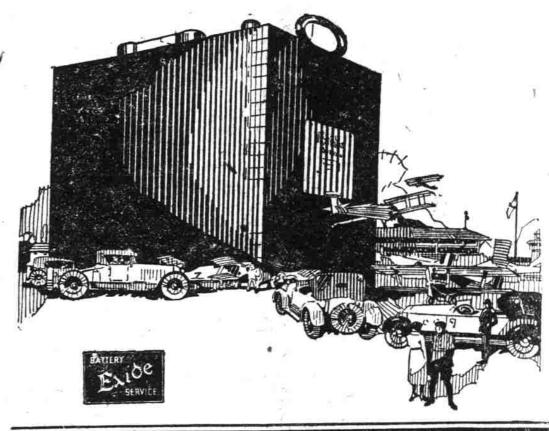


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born Connersville, Ind.

SAN JUAN, P. R., July 9 .- As long the law relative to exemptions, and as there is an unlimited supply of molasses in Porto Rico, and as long as so many people know what to do with

it to make alcohol, there will be a rum problem in Porto Rico, according to questioned some months ago was as to the Rev. D. Y. Donaldson, retiring prohibition director who is returning to heritance taxes on stocks of foreign the states via Panama to take up his corporations held by a resident denew work as state secretary of the Ok- cedent. This question has been up "You cannot have a vote for prohibi- jurisdictions, and one case went to the

Donaldson

prohibition laws in Porto Rico is the decedent determines the situs of the island's long coast line and the outly- storks, such being personal property ing wet slands. This, together with This was the decision of Judge B. F. the vast quantities of molasses in the Long in the case of In Re: Johan B. island, make rum-making easy.

"There will continue to be violations case was appealed to the supreme of the law until the penalties for viola- court, but the appeal was abandoned. tions approach the maximum. Small fines are looked upon as a cheap form of license.

"There are men who are going to continue drinking until their hides are completely pickled All of the no are completely pickled. All of the police of New York City added to those stock in North Carolina corporation of Porto Rico could not stop this."

In addition to a great deal of illicit distilling. Mr. Donaldson said that he each month.

RUSSIANS WILLING NOW FOR

STOCKHOLM. July 9. - Moscow's total property of such company. This seven years of intellectual isolation is is a very difficult feature of the law to about to be broken, according to the enforce, inasmuch as the foreign corsoviet foreign office, which expresses poration has its books outside the its willingness to use its efforts to help state, and it is rather hard to keep further the exchange of scientific literature between Russia, Europe and America.

During the last few years only a few scientific works have been printed, but a large number of manuscripts have collected under the soviet regime

awav place failed

SOVIET BARS ALL PERSONS

timetable .- Minneapolis Journal.

reasonable. STOCKHOLM, July 9 .- The Russian Of course, under the graduated and soviet government took great care not progressive rates the tax on large Don't Forget Trade Week to allow any suspicious persons to en- estates and especially where the propto allow any suspicious participate in ter Moscow in order to participate in the meeting of the Third Internationale ers in blood, quickly mounts to large A. M. WADDELL & CO. J. M. SOLKY & CO. We are prepared to meet a season of unprecedented All points on the Russian border from which the big taxes are collected, PUBLIC ACCOUNTANTS vogue for white, with extensive assortments of All points on the representatives of for- from which the big the large taxes are over which the representatives of for- and those paying the large taxes are it "One Price Clothiers" Audits, Examinations, Tax Returns, Business Systems attractive styles in kid and canvas oxfords carefully watched. Special committees never really burdened. To be sure it Office, 501 Southern Building were appointed to interrogate all the is sometimes necessary for a large and pumps for outing, street and WILMINGTON, N. C. delegates as they arrived and also to estate to dispose of some of its propdress wear erty in order to raise sufficient funds MODEST PRICES_ATTRACTIVE STYLES examine their certificates. Zinoviev is said to have instructed to pay the tax, but this is unusual in all soviet foreign spies to gather close the case of state tax. It was recently information regarding the delegates necessary for the Woolworth estate to **PETERSON & RULFS** for he said that European governments mortgage the Woolworth building for were trying to get their agents elected several million dontars in order to SHINGLES CYPRESS to the Moscow internationales, mili- raise the funds with which to pay the "Home of Good Shoes" tax. Some of the larger insurance tary and propaganda committees. For economy and durability as well as efficiency and beauty The congress was held in strict se- companies are beginning to write of roof, our shingles have no equal. Sold in any quantity at the Koch Shingle Mills. Hilton, special[®] policies for insurance to pay crecy. the tax, so that at a man's death his STEAMER WILMINGTON **W** . The man who solved the Einstein property would not have to be dis-W. KOCH will leave the foot of Orange street Read Star Classified Ads theory is now at work on the railroad | turbed. Sunday, July 10th, at 9:00 A. M. and Telephone 346-J With reference to insurance there 2:30 P. M. for Carolina Beach. 7-8-1te

construes the statute liberally in favor of the state. Another feature of the tax that was the right of the state to collect in-

tion one day and expect to have every- supreme court of the United States. It thing bone dry the next," said Mr. has been determined that such property of a resident decedent is taxable "One of the factors in enforcing the by this state, as the residence of the

Holst estate in Buncombe county. This

One provision of our law that is now yielding considerable revenue is the transfer tax on stocks in domestic

his personal representatives must first pay the tax due on such-stocks

before the corporation can transfer was convinced there was considerable it on the books of the company, which importation of contraband liquor and is done only after a waiver has been that this smuggling was to an extent issued by the tax department of the an organized business. His office, he state. Last year we collected from said, was familiar with some of the one estate over \$50,000, and from andetails of this organized traffic, and in other \$25,000, and the amounts will his opinion, it was only a question of doubtless be very much increased as time when this traffic would be made our industrial development continues. more difficult. He estimated that pos- In connection with this is the provissibly 200 cases of brandy or other sim- ion that where a non-resident owns ilar liquor were brought into the island stock in a foreign corporation, and such corporation has 50 per cent, or more, of its total property in North

Carolina, then such stock is taxable AN EXCHANGE OF LITERATURE under our law in the proportion that the property in this state bears to the

check on such non-resident decedents. The inheritance tax has been assail. ed as being obnoxious because it levies tax on a decedent's family dependents. Under our present statute it certainly does not work a hardship on the

poor and the needy, for there are lib-A delegate of one of the Finnish eral exemption. As an illustration take commissions for the distribution of the case of a man dying and leaving food in Petrograd stated that the libra- an estate of \$50,000 to his widow and ries there are generally well preserved four minor children equally. The but the big general library at Petro- widow's share of \$10,000 is completely grad had its stocks depleted in 1915, covered by her exemption of \$10,000 after the German conquest of Libau, and each of the minor children have 25,000 valuable books were carried an exemption of \$5,000. This would and deposited in an unknown leave only \$5,000 in the case of each All attempts to trace them have child taxable at 1 per cent or \$50, making a total tax of \$200 on a \$50 .-000 estate. Surely no one who really understands the proposition will say WHO ARE BIT SUSPICIOUS that such a law is confiscatory or un-

