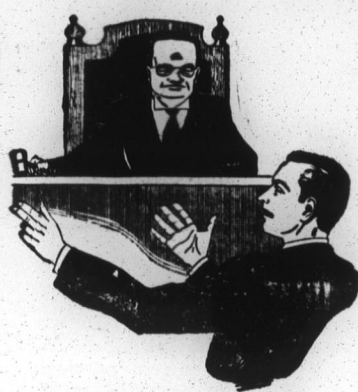


This is the Law



BY CHARLES W. DANIEL
(For the N. C. Bar Association)

Judicial Reforms

The 1955 North Carolina General Assembly will be given a chance to distinguish itself by making judicial reforms which will materially improve the Tar Heel system of justice and, thereby, benefit every citizen of this State.

Some long-overdue reforms, mentioned here last week by way of background, will be presented to the General Assembly by the North Carolina Judicial Council and the General Statutes Commission, both non-paid agencies of the State and both favored by some of the State's top legal minds.

The Judicial Council has concluded after intense study that the first necessary step toward quicker trials is to redistrict the State, increasing the number of Judicial divisions from two (as now constituted) to four, and the number of districts from the present twenty-one to thirty. The practical effect of this plan is to reduce the orbit in which a Superior Court judge would have to travel. He would stay closer home longer, having more time to devote to the actual trial of cases and the dispensation of other official duties.

North Carolina Supreme Court Chief Justice M. Victor Barnhill said that redistricting has been sorely needed since before 1912. So, it's at least 42 years overdue.

Rotation of Judges

A companion plan to re-districting which is presented to the next legislature is that of modifying the present practice of moving judges round from county to county, often hundreds of miles from home. This plan, evolved by former Supreme Court Justice Sam J. Ervin, Jr., now the State's junior Senator, would keep judges in their home districts for six months at a time and is calculated to keep the home judge on the local scene long enough to clear up many old cases that now clutter top-heavy dockets. So, a judge would hold court in his home district for two years in an eight-year term of office.

The redistricting plan would not change the present solicitorial districts. The Chief Justice assigns Su-

perior Court judges. His assistant, Max Cogburn, who prepares court schedules and assignments, has assured this column that the new redistricting plan will not cause conflicts with the work of solicitors. He should know; he schedules the courts.

One of the prime reasons why it takes too long to try many cases in court today is the maze of scrambled, antiquated rules of procedure with which the courts—and the public—are saddled.

These rules permit—sometimes even force—delays in final settlement of law suits. We need to clean house and start afresh with modernized, more flexible rules of procedure. PLACING THE RULE-MAKING POWER IN THE NORTH CAROLINA SUPREME COURT. If this power is transferred to the court (as the Federal rule power is exercised by the United States Supreme Court), from the legislature, quick changes and additions could be made as the need appeared. The legislature, meeting once in two years, is hard-pressed by myriad other problems and the perennial race against time.

It is hoped (and expected) that the 1955 General Assembly will give our Supreme Court some long-needed assistance in the form of law clerks. These clerks, if authorized, could be assigned to work—at least part-time and under direct supervision of the court—in compiling new, workable rules for North Carolina Courts to replace the antiquated system now in effect. The legislature would not be asked to relinquish its court rule power until it had opportunity to examine and pass the new rules.

Barnhill Favors Plan

Practical, forward-looking Chief Justice Barnhill is understood to favor the general plan outlined above. He fears, however, the possibility that the legislature might hand over the rule-making power at one session, and then take it back at another. Such a sequence of events, obviously, would serve neither the legislature, the court, nor the people of the State. The court, if it accepted the rule power, along with a new package of rules, must be assured that the results of its work would remain inviolate. It is for this reason that a transfer of the rule power to the court should, properly, be done by means of a Constitutional Amendment. It is difficult to get passage of Constitutional Amendments in North Carolina. Further, in this particular case, the legislature might be reluctant to give up permanently the

MEET BRITAIN'S OTHER QUEEN ELIZABETH

Read the intimate life story of Queen Mother Elizabeth, a two-part series describing highlights of her colorful life. One of many features in the October 31st issue of

THE AMERICAN WEEKLY Magazine in Colorgrature with the

BALTIMORE SUNDAY AMERICAN Order From Your Local Newsdealer

rule power which it now exercises. In any event, the State needs new court procedure, whether it may come as a result of a Constitutional Amendment, or, simple legislative enactment. Every North Carolina citizen is a party to this need.

HIGHWAYS REPAIRED

Repairs have been made to the Hatteras Highway and it is passable again without major detours. The highway was badly damaged by Hurricane Carol and for several weeks motorists had to take to sand detours at washed out places. The hurricane also cut a new inlet on the northern part of Ocracoke Island which disrupted travel over the sand trail temporarily, but it is again possible to travel the length of the island with normal sand-driving caution.

Minutes Of County Board Of Education

The County Board of Education held its regular meeting Monday, October 4, 1954, in the office of the Superintendent at 10:00 o'clock, with the following members present: G. B. Potter, Conroy Perry, G. E. Nixon, Carey Evans and D. H. Berryman.

The meeting was called to order by Mr. Potter, chairman. The secretary read the minutes of the previous meeting, and same were adopted by a motion made and passed.

The reports of the County School Fund Treasurer and the Local School Fund Treasurer were read, and same adopted by a motion made and passed. The rent for the Chowan High School Teacherage was discussed, and a motion was made and passed to increase the rent on each of the two apartments, \$2.50 per month, and allow the rent on the other rooms to remain at \$5.00 per month per teacher.

The Superintendent reported that the super-structure of the elevated water tank at Chowan High School was in need of some repair. He was advised to have the W. E. Caldwell Company of Louisville, Ky., inspect the

Kidney Slow-Down May Bring Restless Nights

When kidney function slows down, many folks complain of nagging backache, headaches, dizziness and loss of pep and energy. Don't suffer restless nights with these discomforts if reduced kidney function is getting you down—due to such common causes as stress and strain, over-exertion or exposure to cold. Minor bladder irritations due to cold, dampness or wrong diet may cause getting up nights or frequent passages. Don't neglect your kidneys if these conditions bother you. Try Doan's Pills—a mild diuretic. Used successfully by millions for over 50 years. While often otherwise caused, it's amazing how many times Doan's give happy relief from these discomforts—help the 15 miles of kidney tubes and filters flush out waste. Get Doan's Pills today!

DOAN'S PILLS

tank as soon as possible to see what necessary repairs could be made.

At this time the Board heard a committee of the Chowan High School PTA composed of Tom Asbell, Garland Asbell and Palmer Tynch, with reference to getting permission to erect a ball park fence and grandstand for the Chowan High School athletic activities on the athletic field known as the John F. White Athletic Field, and the use of certain timber located on the school property. The matter was discussed, a motion was made and passed to grant permission to the sponsors of the Chowan High School project, to erect a fence and grandstand, and to use certain timber on the school property for the construction of same.

The bills paid since last meeting were approved upon a motion made and passed, in the amount of \$6,070.05; Veterans program, \$973.73; Edenton City Unit, per capita, \$2,705.65; teacherage fund, \$178.19; capital outlay, \$229.88; vocational teacher and travel, \$740.00; current expense, \$1,242.60. There being no further business, the Board adjourned.

G. B. POTTER, Chairman
W. J. TAYLOR, Secretary

Only...
NEW COLGATE DENTAL CREAM HAS THE CLINICAL PROOF

that brings new hope to millions for

Lifetime Protection Against Tooth Decay!

because



GIANT SIZE 47¢

& Q

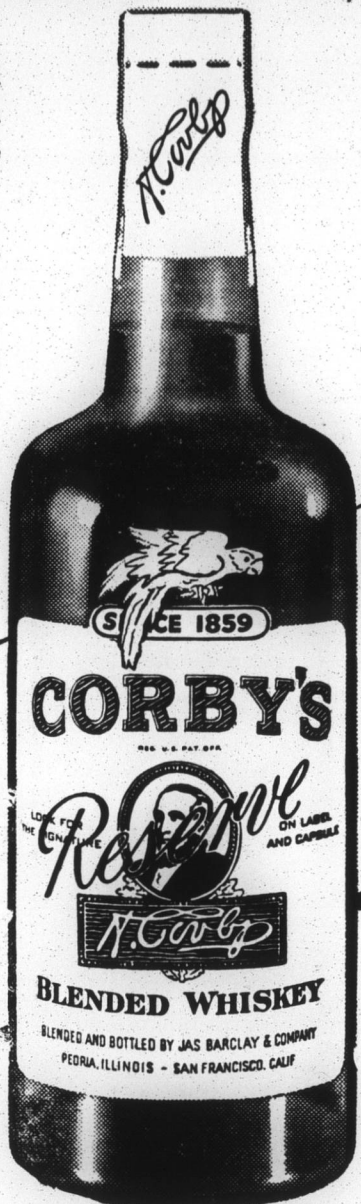
SUPER MARKET

CORBBY'S

Corby's Reserve Blended Whiskey is distilled from carefully selected, choice grains only.

The base whiskey is brought to maturity in charred white-oak barrels, stored in temperature-controlled warehouses.

Before it is bottled and sold, it is rigidly and scientifically inspected to insure full quality.



\$ 3.50 ^{4/5} QT.
\$ 2.20 PINT

CORBBY'S

RESERVE BLENDED WHISKEY—86 PROOF—31.6% STRAIGHT WHISKEY, FOUR YEARS OR MORE OLD—68.4% GRAIN NEUTRAL SPIRITS—JAS. BARCLAY & CO. LIMITED, PEORIA, ILLINOIS - SAN FRANCISCO, CALIF.

DO YOU KNOW

That You Can Buy A Brand New.....

1-PLOW

FARMALL CUB TRACTOR

for ONLY

\$1054

Delivered

1-2 PLOW

FARMALL SUPER A

for ONLY

\$1350

Delivered

2-PLOW

FARMALL SUPER C

WITH FAST-HITCH

for ONLY

\$1717

Delivered

ASK US ABOUT THE TRACTOR BUY OF A LIFETIME!
Convenient Terms Through the Income Purchase Plan

Byrum Implement & Truck Company

"YOUR INTERNATIONAL HARVESTER DEALER"

U. S. 17 North

Edenton, N. C.

Well, they could

be coming out with
a seven-cylinder car!



See the Burns and Allen Show Monday 8:00 P.M. on the CBS TV Network

Beware of impostors, jokers and teases.

The new Motoramic Chevrolets will be seen by everybody at the same time—bright and early, Thursday, October 28.

B.B.H. Motor Company, Inc.

N. Broad and Oakum Streets

Edenton, N. C.