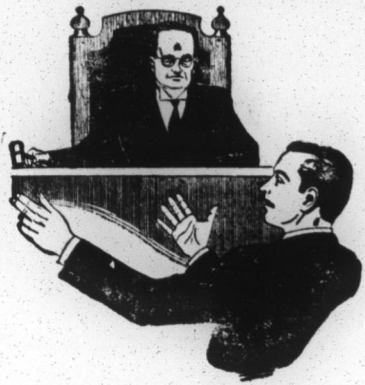


This is the Law



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

Legal Fees

Did you ever wonder about the basis for a legal—or other professional—fee for services?

All of the following factors—approved by the North Carolina State Bar—are normally considered by a lawyer in setting a fee for a specific piece of work:

(1) The time and labor required, the novelty and difficulty of the questions involved and the skill requisite properly to conduct the cause; (2) whether the acceptance of employment in the particular case will preclude the lawyer's appearance for others in cases likely to arise out of the transaction, and in which there is a reasonable expectation that otherwise he would be employed, or will involve the loss of other employment while employed in the particular case or antagonisms with other clients; (3) the customary charges of the Bar for similar services; (4) the amount involved in the controversy and the benefits resulting to the client from the services; (5) the contingency or the certainty of the compensation; and (6) the character of the employment, whether casual or for an established and constant client. No one of these considerations in itself is controlling. They are mere guides in ascertaining the real value of the service.

Many attorneys will attest that one of their most difficult problems is that of setting a fair yet adequate fee. From the imposing list of factors to be considered in this connection, the problem of the fee is indeed troublesome.

Texas Eyes The Fee

The State Bar of Texas has published the following lucid explanation of legal fees:

"When a lawyer saves a client from trouble or financial difficulty, the client knows only that he has been charged for 'advice'—a commodity of tentimes too freely given by us all. Often overlooked is the study, work, and time the attorney has spent in order that he be in a position to give advice that can be relied upon.

"First, a practicing lawyer must have had six or seven years of academic education. This means at least three years of college work and three years in a recognized law school. Because the community at large has an interest in the qualifications and conduct of members of the bar, these minimum educational requirements

must be met before examination for admission to the bar may be taken.

"During the three years of formal legal education, the law student attempts to read, digest, reconcile and understand from 10,000 to 20,000 separate cases, statutes, and monographs. He must draw from these an understanding of basic legal principles, of processes of legal reasoning, of methods of fact and legal investigation, and of court procedures which bring relief to clients . . .

"In both counselling and litigation, a lawyer must draw upon a wealth of precedent which he has attempted to store in his memory in order to apply one or more principles of law to the fact situation presented by his client. Ordinarily, many legal principles and rules of statute or decision are involved in even the simplest situation. Too, the problems raised by various clients, like fingerprints, are never exactly the same.

"After searching his memory, the lawyer will usually check the pertinent rules and precedents. These are found in an ever-increasing volume of statutes with which modern legislation seeks to regular many aspects of our life, and in the decisions of the courts, boards and bureaus."

Many county Bar organizations in North Carolina set minimum fee schedules for specific services of the profession such as drafting wills, searching titles, appearances in the various courts and the like. These minimum fees, however, do not purport to cover more than a few situations common to the attorney-client relationship.

Free Legal Service

Lawyers—as do practitioners in the other professions—perform many free professional services, both to individuals and to their home communities.

Through its committee on Legal Aid, headed by Dr. John S. Bradway of Duke University, the North Carolina Bar Association is seeking to extend the availability of free legal services to more truly needy cases. The Bar is now working, and will continue to work with local welfare agencies in providing legal services for those who really need them but who are financially unable to pay a fee. The Bar gave thousands of hours of free service in such cases last year and the total is expected to be greater this year, Dr. Bradway says.

Fee Cutting

No discussion of legal fees would be adequate without some reference to the frequently unsatisfactory situation in which a person with a legal problem "shops around" with it, hoping thereby to find a lawyer who will accept the assignment for less money than his fellows. To this kind of client "shopper", we have but one advice: Don't do it! The maxim, "you usually get what you pay for", applies in such cases. No reputable attorney would knowingly undercut a fee, accepted in the community as reasonable for the particular job, just to get the case for himself. The rare attorney who deliberately indulges in cutting reasonable fees is likely to be short on ability and not in position to give the kind of counsel which the client expects and deserves.

All education should contribute to moral and physical strength and freedom. —Mary Baker Eddy.

N. C. Public Works Organization Starts Operation January 5

Media For Exchange of Information Includes 17 Towns

The newly formed North Carolina Public Works Officials' Organization—set up as a media for exchange of information among municipalities operating their own utilities—has announced its formal proceeding will begin January 5, 1955.

Groundwork for the organization was completed at a meeting last week in Rocky Mount when representatives of nine Eastern Carolina municipalities adopted by-laws and set January 5th as the meeting date for electing the group's first officers. Until officers can be elected, Martin Swartz, retired Greenville utilities director, will serve as chairman of the organization and Joe Flythe, Rocky Mount utilities director, will serve as secretary-treasurer.

While initial invitations to participate in the organization were sent only to 18 Eastern Carolina cities, the by-laws make eligible any North Carolina municipality which owns or operates its water works, electrical distribution system, gas distribution system or sewer system. It is planned that the organization will meet four times a year, rotating the meeting place among member cities.

Municipalities included in early

planning for the organization include: Elizabeth City, Hertford, Edenton, Windsor, Williamston, Enfield, Scotland Neck, Washington, Greenville, Farmville, Tarboro, Wilson, Kinston, Goldsboro, Belhaven, New Bern and Rocky Mount.

Crusade For Safety Termed Successful

15 States Show Reduction of Deaths During Drive

Slow Down and Live, the northeastern and southern states' summer crusade for safer highway travel ended with a 12.2 per cent reduction in motor deaths or a saving of 594 lives.

A summary of the drive has been released from the office of Major C. A. Speed, director of the Motor Vehicles Department's Highway Safety Division and coordinator of North Carolina's part in the Slow Down project. The anti-speed program co-sponsored by Governor William B. Umstead and the governors of 23 other states from Maine to Texas, started during the Memorial Day week-end and closed with the Labor Day week-end. Highway fatalities throughout the region dropped from 4,856 during the summer of 1953 to 4,262 for this year.

Greatest reduction reported by any one state was Louisiana's 40.1 per cent cut according to Major Speed. Records of other states ranged from a 27.3 per cent decrease for Mississippi to a 9.9 per cent decrease in deaths

for Maine. North Carolina reported a 16.0 per cent decrease.

In all, 15 states showed death reductions this year. They were Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas, Virginia, Delaware, New Jersey, New York, Rhode Island and Vermont.

The Slow Down and Live project started in the northeast last year and was started in the south for the first time this year. It will be continued in 1955 Major Speed said.



G&W SEVEN STAR

90 Proof!

\$240 PINT

\$380 4/5 Qt.

BLENDED WHISKEY • 37% STRAIGHT WHISKEY 5 YEARS OR MORE OLD • 62% GRAIN NEUTRAL SPIRITS • GOODERHAM & WORTS LIMITED, PEORIA, ILLINOIS

TO WOMEN

who are watching helplessly as their skins dry up and age prematurely

A frank statement by Jacqueline Cochran explaining how her miracle preparation, FLOWING VELVET, has restored the fresh dewiness of youth to countless despairing women.

Many people think of me as an aviation expert only. Yet, I started my career as a beauty operator before becoming the head of my cosmetic company. And I have constantly sought to create a limited number of simple corrective preparations, based on natural ingredients, that are easy to use—and above everything else—effective.

"HYDROLIN" will transfer beneficial moisture into parched, prematurely aging tissues. A big promise, true—but one that has been kept over and over again. Floods of letters from grateful users—from the four corners of the world—tell us that they will never again be without FLOWING VELVET. And it does not contain hormones!

THE DRY SKIN PROBLEM

Dry, sensitive skin is the major problem of millions of American women. Greasy, heavy preparations only "butter" faces superficially. The logical answer is moisture . . . not surface moisture, but moisture in the tissue. Several years ago, after long and painstaking research, I succeeded in finding a way to make this beneficial moisture penetrate into the skin.

The result? A new product was born: FLOWING VELVET, the now-famous formula that has given hope, confidence and new beauty to hundreds of thousands of delighted women all over the world who swear by it.

WHAT IS FLOWING VELVET?

FLOWING VELVET is a triple-action, greaseless, flowing formula containing a revolutionary, exclusive ingredient—HYDROLIN, that works 3 ways:

1. It furnishes moisture that actually sinks into the skin.
2. It provides necessary oils for essential lubrication.
3. It maintains the normal balance of oils and moisture.

Apply it at night, after your skin cleansing. It disappears instantly, leaving no trace of grease on your face or upon your pillow. Apply it again in the morning, under your foundation. It keeps your skin dewy-soft and beautiful all through the day. Apply it often, as freely as you wish. FLOWING VELVET is instantly absorbed by the thirsty skin. It is so rich and concentrated that only a few drops are all that you ever need.

NOTHING LIKE IT

Because FLOWING VELVET was so revolutionary and so successful, imitations inevitably followed. (I consider them a compliment.) But—NO ONE CAN SUCCESSFULLY IMITATE IT—since its miraculous element, HYDROLIN, was developed and is exclusively controlled, by my own laboratories.

"FLOWING VELVET" is unique, and the only greaseless moisturizing preparation that will actually do more for your skin than you could ever dream possible—in so short a time.

MAKE THIS TEST: Meet our specially-trained Jacqueline Cochran consultant. Watch her pour a few drops of FLOWING VELVET on your wrist. And see it sink instantly into your skin.



JACQUELINE COCHRAN



the one-and-only
Jacqueline Cochran's
FLOWING VELVET

the tested and proven moisture-giving formula for maturing, sensitive and drying skin.

FOR SALE IN EDENTON BY

Mitchener's Pharmacy
Phone 100 Edenton, N. C.

NAGS HEAD COTTAGES

FOR RENT
ELECTRICALLY EQUIPPED
SCREENED PORCHES
FOR RESERVATIONS WRITE

J. D. PEELE

ROUTE ONE — EDENTON, N. C.
Phone 481-J-5

MOUNTAIN RIDGE

STRAIGHT BOURBON WHISKEY
NOW 5 YEARS OLD

\$350 4/5 Quart | \$220 Pint

5 YEARS OLD • 86 PROOF
GOODERHAM & WORTS LTD.
PEORIA, ILL.



HALF-PRICE OFFER

on the handy "THRIFTY THREE" package



Coupon good until December 31, 1954

It's the yeast that prize-winning cooks depend on!

We're making this offer to help you get acquainted with Fleischmann's Active Dry Yeast in the new "Thrifty Three" package strip. You'll always save money on "Thrifty Three's" . . . and now you'll save half the usual price on all three packages. It's a grand chance for women who bake at home to try Fleischmann's Active Dry Yeast—the newest, handiest yeast ever.

TAKE THIS COUPON TO YOUR GROCER

He'll Give You 3 Packages of Fleischmann's Active Dry Yeast at Half the Usual Cost

Offer available in Washington, D. C., central and eastern Virginia and northeastern North Carolina, and Calvert, Charles, Prince George, St. Mary's, Montgomery counties of Maryland.

MR. GROCER—For each coupon you accept as our authorized agent, we will pay you half your usual selling price plus usual handling charges, provided you and your customer have complied with the terms of

this offer; any other application constitutes fraud. Invoices showing your purchase of sufficient stock to cover all coupons redeemed must be shown upon request. Redeem only through our representative or by mailing to the address shown below. Void if prohibited, taxed or restricted. Your customer must pay any sales tax. Cash value 1/20th of 1 cent. This coupon expires on December 31, 1954. Standard Brands Inc., 121 S. 12th St., Birmingham, Ala.

NP 9600



Mrs. John Cherry of Dover, Delaware, is one of the thousands of prize-winning cooks who always use Fleischmann's Active Dry Yeast. "It's much handier than old-style cake yeast," she says. "Keeps for months—and always rises fast!"