

This is the Law



By ROBERT E. LEE
(For the N. C. Bar Association)

Appointment of Administrators

Who is an administrator?
An administrator is a person appointed by the clerk of superior court to administer the estate of decedent when there is no will. He may also be a person appointed by the clerk of the superior court when there is no executor named in the will or the person named in the will has died, resigned or is incompetent.

An executor, on the other hand, is the person a testator has named in his will as the one he wants to administer his estate. Their powers and duties are very much the same. Occasionally a testator will enlarge the duties of his executor.

Administrators and executors are both called the "personal representatives" of the decedent. They collect his personal assets and pay his debts. If the decedent left a will, the "personal representative" will distribute the balance in accordance with the terms of his will. If he died without a will, the balance will be distributed in accordance with the intestate laws of the state in which he had his domicile.

Who is entitled to be appointed administrator?

There are statutes in North Carolina and elsewhere that give particular classes of persons a prior right of appointment over other classes of persons. The order of priority in North Carolina, as well as in nearly all other states is: (1) The surviving husband or wife; (2) the next of kin; (3) the most competent creditor; and (4) any other legally competent person. The order of priority is mandatory and leaves the clerk of the superior court no discretion in the matter, save when there are two or more persons of the same class equally entitled to appointment. As between those of equal degree of kinship to the decedent, the clerk may in his discretion appoint the one he considers the most competent or he may appoint more than one.

It is, of course, the duty of the clerk of the superior court to refuse to appoint those who are for statutory reasons incompetent or have forfeited their rights to administer the estate. A person less than twenty-one years of age, for example, can be neither an administrator nor an executor. Neither can one who has been convicted of a felonious slaying of his spouse.

May a non-resident become an administrator?

A non-resident cannot be appointed an administrator in North Carolina. A non-resident

may, however, be appointed an executor.

Must an administrator give a bond before he qualifies for the position?
Yes. An executor, however, is generally not required to furnish a bond. The necessity of a bond is dispensed with in the case of an executor because it is presumed that the testator knew him to be honest or else he would have not placed so much confidence in him by selecting him for the office.

Hospital Patients

Visiting Hours: 2 to 4:30 P. M. and 6 to 8 P. M.
Children under 12 years of age not permitted to visit patients.

Patients admitted to the Chowan Hospital during the week of May 12-19 were:

- White**
Mrs. Joan Boudreaux, Roper; Mrs. Mary Hicks, Edenton; Mrs. Clara Belle Umphlett, Hobbsville; Mrs. Evelyn Ober, Edenton; Mrs. Blanche Moore, Edenton; Mrs. Patricia Blais, Edenton; Mrs. Johnnie Craddock, Creswell; Mrs. Alice Hobbs, Edenton; Mrs. Jessie Holmes, Creswell; Mrs. Mary Ann Porter, Tyner; Mrs. Doris Carpenter, Edenton; Mrs. Hettie Wallace, Edenton; Mrs. Mary Leary, Edenton; William Belch, Tyner; Mrs. Lois Fromal, Edenton; Mrs. Elizabeth Bass, Edenton; Mrs. Donnie Boyce, Hobbsville; Mrs. Valerie Hardister, Hertford; John Lee Spruill, Edenton; Miss Carolyn Phelps, Creswell; Mrs. Pauline Chappell, Tyner; Master Charles Dail, Tyner; Mrs. Margaret Tarkington, Creswell; Miss Lizzie Babbie, Maple, N. C.; Henry Landen, Wilson.

Negro
Mrs. Hazel Bemby, Edenton; Randall Bowser, Columbia; Mrs. Millie Holley, Tyner; Mrs. Hettie Austin, Hertford; Mrs. Marie Hoggard, Edenton; Will Hill, Edenton; Doris Jean Jordan, Edenton; Irma Armstead, Edenton; Georgianna Jones, Edenton; Mrs. Dorothy Lindsey, Hertford; James Alton Williams, Hertford; Mrs. Minnie Chesson, Hertford; Janie Saunders, Tyner; Mrs. Mary Ophelia White, Edenton; Flora Ann Jennings, Hertford.

Patients discharged from the hospital during the same week were:

- White**
Mrs. Cora Skittlehorpe, Edenton; Mrs. Gertrude Bream, Edenton; Wayland Evans, Edenton; Mrs. Winona Henninger, Edenton; Miss Ruby Bateman, Edenton; Mrs. Alice Parsons, Edenton; Mrs. Nancy Beverly, Edenton; Mrs. Joan Boudreaux, Roper; Mrs. Mary Hicks, Edenton; Mrs. Evelyn Ober, Edenton; Mrs. Blanche Moore, Edenton; Mrs. Patricia Blais, Edenton; Mrs. Johnnie Craddock, Creswell; Mrs. Jessie Holmes, Creswell; Mrs. Doris Carpenter, Edenton; Mrs. Hettie Wallace, Edenton; Mrs. Mary Leary, Edenton; Mrs. Donnie Boyce, Hobbsville; John Lee Spruill, Edenton; Miss Carolyn Phelps, Creswell; Master Charles Dail, Tyner; Mrs. Alice Hobbs, Edenton.

Negro
Horace Baum, Grandy, N. C.; Mrs. Ella Capehart, Edenton; Mrs. Hazel Bemby, Edenton; Mrs. Dorothy Lindsey, Hertford; Mrs. Mary Ophelia White,

4-H Scholarships Increased to \$400

Scholarships in the national 4-H awards program have been increased from \$300 to \$400, announced G. L. Noble, director, National Committee on Boys and Girls Club Work, Chicago.

Approximately 170 college scholarships of \$400 each will be awarded at the national level to 4-H Club members whose 1957 records of achievement in their chosen projects are judged best by the Cooperative Extension Service. The scholarships will be presented to the national champions next December during the 36th annual 4-H Club Congress, Noble said.

Among the 4-H activities offering awards of scholarships as well as trips to the Club Congress are the Boys' Agricultural, Poultry, Garden, and Electric programs. Donors of the awards respectively are: International Harvester, Sears-Robuck Foundation, Allis-Chalmers, and the Westinghouse Educational Foundation. All have supported 4-H work for many years through programs arranged and announced by the National Committee and the Extension Service. Last year 4-H awards and leader training funds distributed through the National Committee amounted to \$469,397. A similar sum has been assured again this year from non-governmental sources, according to Mr. Noble.

ESPECIALLY FOR PET OWNERS

Bone meal in the diet of cats has no effect on the incidence of urinary calculi or "sand in the bladder" of these animals, according to a study reported in the *Journal of the American Veterinary Association*.
Twenty-one days in the dense Malaya jungle could not stop this British sergeant. Read how after his plane crashed far from civilization he journeyed for 21 days to safety... in the May 26th issue of *Aviation*.

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TRY A HERALD CLASSIFIED

BEECH FORK CLUB MEETS

"You Can Be Well Dressed At Small Cost," said Mrs. Cora Harrell at the May meeting of the Beech Fork Home Demonstration Club which met in the home of Mrs. John Layton with 10 members present. The meeting was held Tuesday night of last week. "Build your wardrobe," she said, "around some basic color. Black, navy, or brown is very good. Dress for the occasion. Check clothing on hand, and never buy on the spur of the moment just because it is a bargain, you think, and then find later you have nothing to wear it with. The best dressed woman is not the wealthiest or the woman with the most clothes."

An inspirational devotion was given by the president on the Club Collect. "If we repeat it daily as a prayer," she said, "it will help us grow into finer, more secure, happier homemakers. Mrs. Mattie Halsey led in prayer.

Mrs. Lillie Saunders conducted the business session. All were urged to go to the Council meeting. The food conservation leader gave a report on freezing strawberries. Mrs. Paul Ober told about pruning tomatoes. During the social hour recreation was enjoyed, being led by the recreational leader and strawberry shortcake was served.

RED MEN MEETING

The incidence of herniated discs in the spine of a dog is most likely to occur between the ages of 3 to 8 years, veterinary authorities say.

The North Carolina State Highway Patrol was organized July 1, 1929.

"Wisdom of the Ages"

"Always vote for a principle, though you vote alone."

Upon these principles our business is based: to serve with scientific skill—to have due regard for the feelings of others—to be tactful without becoming austere.



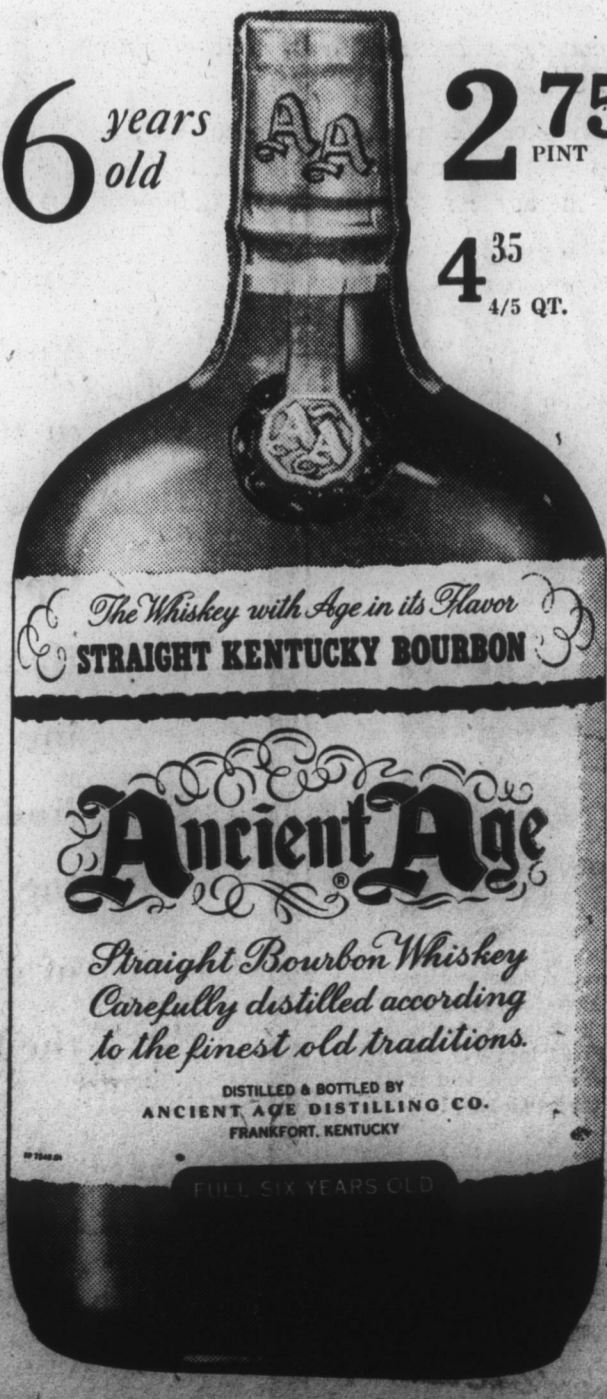
Williford Funeral Home
110 W. ALBEMARLE ST., EDENTON, N. C.
24 HOUR AMBULANCE SERVICE

NOTICE OF SALE OF PROPERTY FOR DELINQUENT 1956 TAXES

The undersigned, Sheriff of Chowan County, will offer for sale at public bidding to the highest bidder, on Monday, June 3, 1957, at 12 o'clock noon, at the Court House in Chowan County, the following property for non-payment of 1956 taxes. The amount represents the amount of taxes due, plus interest and costs.

- J. A. BUNCH, Sheriff.**
- FIRST TOWNSHIP — WHITE**
Curtis C. Alexander, house and lot, 17.41
Thomas L. Ashley, 1/2 acre and house P. C. Ashley, 35.41
George Barrow, 1 house Johnston Street, 25.44
Alfred Bateman, 1 lot Hicks Street, 8.43
William Horace Belch, 2 acres Cowpen Neck, 31.11
O. L. Brown, 1 house North Edenton, 36.25
Mrs. Eddie Cohoon, lot North Edenton, 3.70
Arthur and Hallie V. Chappell, house Eden St., 93.99
Emma N. Chesson Estate, house W. Church St., 44.51
Holly Columbus, lot and house S. Oakum St., 17.34
William W. Corpsey, 1 house and 2 houses Turner, 22.79
Harry Davenport, 30 1/2 acres (Balance), 80.33
McRae-Waff-Elmwood, 7.1 acres Frank Miller, 66.49
Mrs. J. A. Davenport, 1 house Hertford Highway 17, 246.84
Thomas Edward Francis, 1 acre Robinson, 10.98
Judson Kermit Harrell, 1 home Macedonia Road, 55.09
J. B. Harrison and Wife, house Greenville St., 64.70
W. C. Keeter, 1 house Westover Heights, 17.81
R. E. Lane Estate, 1 house Johnston St.; 1 lot Johnston St., 41.06
Albert Lassiter, 1 house W. Gale St., 38.35
C. B. Mooney & Son, 4 lots Dixon, 31.13
C. B. Mooney Estate, 4 lots Dixon; 3 lots and Creek House; 5 lots Dixon, 47.90
Mrs. Margaret E. Satterfield, 1 house W. Queen St., 28.63
Elvin L. Spivey, 4 lots and house Dixon, 28.63
Harry A. Spruill, 6.6 acres Woodard-White, 50.12
Joseph K. Swanner, house Johnston St., 13.24
A. F. Twiddy, 1 lot Wright-Jackson, 45.57
Albert Twiddy, 1 house Jackson St., 52.87
Curtis Andrew Twiddy, house N. Oakum St., 13.57
Thomas D. Twiddy, house near railroad, 15.91
Enoch Warren and Wife, Estate, 1 1/2 lots and house Badham Road, 12.18
D. L. Choe Warren, 1 house Ashley Va. Road, lot and garage, 4.40
T. L. White Estate, 4 lots Eden Heights, 17.79
William Marcus White, 1/2 lot and house Hertford Road, 17.79
- CORPORATIONS**
Blades Lumber Company, R. R. Siding and Mill, Mill, Office and Machinery, 474.18
Colonial Broadcasting Co., 3 acres Bland-Smith-Privott; radio station, 160.75
- FIRST TOWNSHIP — COLORED**
Vance Austin, house E. Carteret St., 23.15
Hannibal Badham, Jr., Estate, 319 acres pocosin land, 26.42
Shelton Badham, 1 house E. Gale St., 15.98
Maggie Banks, 1 1/2 acres Monticello, 8.17
Mary V. Barnes Estate, 4 acres Mexico Road, 9.17
Jerry Bemby Estate, lot E. Hicks St., 3.08
John A. Bemby, lot Albemarle St., 4.40
Sadie A. Bemby, house W. Church St., 30.42
Sadie and Mabel Bemby, 1 house E. School St., 9.13
O. F. Blair, house E. Carteret St., 51.54
Miles Blanchard Estate, 2 lots Eden Heights, 2.82
David Blount, lot Hicks (Parker), 4.40
Elijah Blount, house Hicks St., 14.03
F. L. Blount, 2/3 acres N. Ward, 17.00
George W. Blount, 1/2 lot Carteret St., 7.55
Haywood Blount, 1 house Paxton Lane, 2.06
Howard Blount, 2 houses W. Carteret St., 1 house N. Granville St.—(Balance), 17.38
John Henry Blount, 4 house N. Mosely St., 12.77
Leander Blount, house W. Peterson St., 18.84
Vannie Blount, lot Freemason St., 5.97
Hattie Bond, house No. Oakum St.—(Balance), 26.42
Winston (Bonney) Bonner, house N. Granville St., 18.52
Sidward Boyce, 1 lot and house, 15.12
Albert Branch Estate, 1 lot Oakum St., house E. Freemason St., 18.15
J. B. (Duke) Brasswell, building Franklin St., 29.07
H. L. Brewer, house E. Freemason St., lot E. Freemason St., 10.62
Ulysses Grant Bryant, 1/2 acre Bond, 11.49
Harrison Bunch and Children, 1 house Paxton Road, 8.97
Hubert and Dorothy Bunch, 1 house W. Gale St., 10.16
Miss Willie Bunch Estate, 1 house E. Albemarle St., 20.31
Emma Burke Estate, house East Albemarle St., 17.73
Hattie Burke Estate, house N. Oakum St., 12.04
Elijah Carter, 1/2 acre Oliver Carter and house, 31.10
John E. Clark Estate, 10 acres Wildcat—(Balance), 1.66
Lawrence Collins and Willie A. Howell, 1 acre Robert Woodley, Mexico Road, 8.18
Samuel D. and Cora Collins, house E. Albemarle St., 16.78
William Collins, house W. Church St., house E. Church St., 54.45
Annie Cooper Estate, house E. Church St., 28.95
Daniel Cooper Estate, 22 acres Roberts, 10.71
Richard Cooper Estate, 8 acres Capehart, 22.87
Anthony (Chuck) Coston, 1/3 lot Coston, 10.46
Emma Cox Estate, house Carteret St., 9.39
Beatrice Dicks Estate, 1 lot E. Hicks St., 2.63
J. C. Edney, Cafe, house E. Church St., Cafe, Oakum St. (Balance), 4.80
David Felton, 1 lot Paradise Road, 21.88
Sam D. Felton, 1 1/2 acres Albania, 10.47
William Thomas Foxwell, house E. Hicks St., 4.11
Lee Freemore, 1 house W. Gale St., 5.80
W. E. Goodman, house Rider Lane, 16.79
Miles Goodwin Estate, house E. Freemason St., 25.29
Laura and Elizabeth Griffin, 1 lot W. Gale St., 5.97
Mary Gusson Estate, lot Church St., 5.98
John H. Halsey Estate, house E. Albemarle St., 18.59
Walter Hardy, 2 acres I. C. Roberts (house), 18.04
Anthony Hathaway, Sr., 1 house Paxton Lane, 16.45
Anthony Hathaway, Jr., 1 house Paxton Lane, 12 acres Dillard, G. Valentine, 32.86
Joseph Hathaway, house W. Carteret St., 19.63
James Frank and Willie Mae Holley, 1 house Albania, 8.99
Frederick Hill, 1/2 acre J. A. Bend Mexico Road, 4.58
James Howcutt Estate, house E. Carteret St., lot E. Carteret St., 24.28
Martha Jackson, house Granville St., 6.24
J. B. Jenkins, lot W. Albemarle St., 2.10
Lemuel Jenkins Estate, 4 1/2 acres Paradise, 3.95
Harvard Johnson, 3/8 acre Paxton, 5.70
John Y. Johnson, 1/2 acre White, 15.87
Samuel C. Johnson, 2.3 acres Cora Johnson, 2.70
George J. Jordan, house W. Peterson St., 15.04
Martha L. Jordan Estate, lot Peterson St., 4.58
Josephine Holley Kelley, house Albania, 15.04
Charles Leather Estate, 1/2 acre Nixon,

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— CONTACT —

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