

Special Criminal Term Of Superior Court Scheduled June 22nd

Judge Walter Cahoon of Daniels Tynch, Route 3, Edenton; Elizabeth City will preside over a special criminal term of Chowan County Superior Court which convenes here June 22.

Mrs. Lena M. Leary, clerk, said the special session had been requested by Solicitor Herbert Small, also of Elizabeth City, in order to clear the crowded docket. Judge Cahoon is resident district judge.

Jurors drawn for service at the term include:

Louise Clark Ashley, Route 3, Edenton; Alice Weadon Bond, 106 West Church Street; Joseph Warren White, Jr., Route 1, Hobbville; William Thomas Foxwell, 212 East Hicks Street; Ola Cobb Williford, 106 West Albemarle Street; William Anthony Skinner, 146 East Freemason Street; Durwood Wayne Toppus, Route 1, Edenton; Madge Lessor Whitehurst, 602 Elliott Street, and Edward Lee Potts, 43 Hawthorne Road.

Also, Ernest Edward Privett, Route 1, Edenton; Sylvia Hardison, Route 2, Edenton;

Brenda Kay Bunch Winborne, 1, Edenton; Julie Lane Ash-ley, Route 1, Edenton; Myrtle Parks Cuthrell, 504 North Broad Street; Doris Owens Brickhouse, 20 Hawthorne Road, and Kenneth Walter Williams, Route 2, Edenton.

Also, Mrs. L. C. Briggs of Hobbville; Mrs. Colbert Byrum of Tyner; Harold Jones, Route 2, Edenton; Ivey Hancock Meadows, 8 Stratford Road;

Faye C. Hampton, Route 2, Edenton; Lindsey Dillard, Route 1, Edenton; Henry Hurley Mitchell, 702 McMullan Street; Walter L. Noneman, Route 2, Edenton; Lois Dale Briggs of Tyner; Edward Earl Evans, Route 3, Edenton; Eva Belle Morris, Route 3, Edenton, and Douglas Wayne Cale, 27 Hawthorne Road.

This Is The Law By Robert E. Lee

For the N. C. Bar Association

CAPTURED ANIMALS

White and Black were separately hunting on the land of Brown. Each had permission to hunt on the land. White's hound dogs found and started to chase a fox. White and his dogs were pursuing the fox when Black, well knowing the fox was so hunted and pursued, shot and killed the fox in the sight of White. Black picked up the fox and started to carry it off. White claimed the fox. Who is entitled to the legal ownership of the fox?

Most sportsmen would probably say that White was entitled to the fox. But a famous New York decision correctly held, from a legal viewpoint, that Black was the owner of the fox.

Black was the first one to acquire possession of the fox. He was the one that fired the shot and stopped the running fox. Neither had any legal property rights in the wild fox up to this time.

Although Black's conduct was uncourteous and not in keeping with good sportsmanship, no legal rights of White had been interfered with.

The mere pursuit of a wild animal does not confer upon the pursuer any legal rights. It is not, however, necessary that the pursuer of a wild animal should in all cases reduce the animal to his actual physical possession in order to gain the ownership thereof. It has been held that when an animal has been mortally wounded so that actual possession is practically inevitable, a vested property in it accrues, which cannot be divested by another's act in intervening and killing it.

Animals or fish caught in a trap or net belong to the one who owns or has set the trap or net. The ownership and constructive possession of the trap carries with it the ownership and possession of whatever may be caught in it.

Jones is hunting on Smith's land without permission of Smith. Jones captures a wild animal thereon. To whom does the captured animal belong?

Smith. Jones is a trespasser on the land of Smith. If a trespasser captures a wild animal on the land of another, the ownership of the animal is in the landowner.

Smith may in a proper legal proceeding recover from Jones either the animal or a judgment for its reasonable value.

Gardner captures a bear. The bear is tied by a chain to a tree in Gardner's yard. The bear escapes. It is subsequently re-captured by Burnett on Burnett's land. May Gardner recover the bear from Burnett?

No. Gardner can neither recover the bear nor its value from Burnett.

If wild animals, captured and held in private ownership, escape and resume their natural liberty, the owner loses his property rights in them and they become the property of him who recaptures them.

An exception is made in respect to wild animals that have been domesticated to such an extent as to acquire "animus revertendi," the habit of returning to their owner. Accordingly, if a wild animal has developed the habit of returning to his master should wander upon the land of another, the owner of the land upon which he has strayed does not acquire ownership by capture.



WINS SCHOLARSHIP—Miss Jessica Spruill, daughter of Mr. and Mrs. William Edward Spruill, was the recipient of the 1970 Edenton Woman's Club scholarship. The scholarship is a \$200 award to the College of the Albemarle. Miss Spruill is a recent graduate of John A. Holmes High School.

Efforts Aided By Coast Guard

ELIZABETH CITY — Coast Guard Seaman Gene W. Harrell, son of Mr. and Mrs. J. L. Harrell, Route 3, Edenton, has been participating in the Coast Guard's effort to alleviate some of the pollutant sources in the tidewater area of the central eastern states.

Located 50 miles south of Norfolk, Va., one of the largest seaports on the east coast, Elizabeth City helicopters and fixed wing aircraft make weekly oil pollution surveillance flights, looking for pollution and its sources.

Through either pollution containment experiments or surveillance, each Coast Guardsman at Elizabeth City is directly or indirectly involved in the control of pollution.

BINGO PARTY

A bingo party, sponsored by St. Ann's Altar Society, will be held Tuesday night at 8 o'clock at the church parish hall. Refreshments will be served.

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A-1 USED CARS

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1970 Galaxie Hardtop LOADED WITH EXTRAS — AIR — GREEN VINYL ROOF — WARRANTY — PRICED TO SELL!	1968 Polaro Hardtop MANY EXTRAS — LOW MILEAGE — FACTORY AIR BEAUTIFUL FINISH — ONE OWNER
1970 Lemans Sport BEAUTIFUL GREEN — VINYL ROOF — BUCKET SEATS — CONSOLE — VERY LOW MILEAGE	1967 Mustang 2 Plus 2 SOLID BLACK — RED INTERIOR — V-8 ENGINE POWER STEERING — REAL CLEAN
1969 LTD Hardtop TWO AND FORDOR MODELS — FACTORY AIR CONDITIONING — CHOOSE FROM MANY COLORS	1967 Chevelle Malibu TUDOR HARDTOP — VINYL ROOF — AIR CONDITION — V-8 ENGINE — PRICED TO SELL
1969 Impala Hardtop FACTORY AIR — MANY EXTRAS — LOW MILEAGE — VINYL TRIM — REAL SHARP!	1967 Mustang Hardtop VINYL ROOF — CRUISE-O-MATIC — V-8 ENGINE ONE OWNER — LOW MILEAGE

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