

Boyle Recommended For Judgeship By Helms

W. B. Gardner

Bill Gardner stayed prepared. He tended to details, so that it is accurate to say that when he was called to his Heavenly reward early on the morning of December 28 he was prepared.

It is difficult for those who knew him even casually to understand why a man with so much to offer; a man who gave so much more than he received; a man who can best be described as a man for all seasons, concluded his journey on this land at the near mid-point in life.

But for those who were privileged to know him more closely it really isn't that difficult. For we know he packed more goodness into 49 years that the average person could in twice that period of time. Mainly, because there wasn't anything average about Bill Gardner.

Bill Gardner was a born leader. He had a gentle but commanding personality which quickly gained the respect and confidence of those with whom he came in contact. These are sterling qualities which some spend a lifetime trying to cultivate.

In our business as newspaper publisher, we naturally got to know this unusual individual early on our sojourn along the Public Parade. We have maintained certain policies and principles in our career, and fortunately they fit into the way Bill Gardner did business as town administrator, a job he had held only a few months at the time we met.

In our first "feeling out" session we quickly reached a pact. We would be open, honest and fair with each other. So long as one didn't try to snooker the other there would be no problem. We never did; and there never was! Sure, there were times of disagreement, but Bill had the rare quality of being able to disagree without being disagreeable.

It is unusual that a native son can return to a small community and not be pushed around by his peers. Bill Gardner was the exception to the rule. He had the commanding personality which made him a natural public servant. He never, however, wore the big hat, always being loyal to those he worked for and with.

He was loyal almost to the point of his own detriment. The best example of this was when the Town of Edenton had two elected boards -- the Town Council and the Board of Public Works. He was town administrator and secretary of the utility board. And he worked both sides of the street, or walked the tight rope, without sacrificing principle or revealing a confidence. He was that type of a professional.

Bill Gardner not only had a way with people, he also understood business. And he operated the Town of Edenton as a business, which wasn't easy at times. He made recommendations to the governing body which were in the best interest of the citizenry, not a particular individual or business. Often times it didn't set too well with some of his closest friends, but when they thought it through they could see the rationale behind the recommendation.

Because of his ability to organize he was much in demand for positions of leadership not only along the Public Parade but throughout Northeastern North Carolina. Also, because of his ability to organize he was the envy of those of lesser talents.

While jealousy was not in his vocabulary, most of the criticism he received as a public servant, both along the Public Parade and in other quarters, was generated by those who were jealous of his ability to take a difficult task, cut through the fat and get at the meat of the situation; therefore, often time solving a problem before most people knew it existed.

Bill Gardner was a diamond in the rough. He never met a stranger and never took the first "no" for gospel. He was challenged by difficult situations, but successful in turning them into pluses for the community. In fact, the U. S. Department of Interior recognized him for some of these accomplishments in 1980, just

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Terrence W. Boyle, 38, a Chowan County resident, has been recommended by U.S. Senators Jesse Helms and John East for a federal judgeship in the Eastern District of North Carolina.

Boyle, a partner in the Elizabeth City law firm of Leroy, Wells, Shaw, Hornthal and Riley, moved to Chowan County in December of 1973 because he appreciated the "traditional values" of people of this area.

"I was committed to entering private practice and after visiting family friends in Edenton in 1971 I had a genuine appreciation for this area and its quality of life," Boyle said.

According to Boyle, it involves more physical sacrifice to live in Chowan County and practice law in Pasquotank County, but notes that most attorneys in this area have clients in surrounding counties. Boyle estimates that no more than 10 per cent of his cases are tried in

Chowan County.

Born in Passaic, New Jersey and raised in Garfield, New Jersey, where his father has been City Court Judge for 18 years, Boyle graduated from Brown University in 1967. Boyle was an all-ivy center for Brown in 1965.

Boyle received his juris doctor from the American University Washington College of Law in Washington. He was an aide on the House Banking Committee from March 1968 to January 1973. He was a legislative assistant to Senator Helms from February to December 1973 before moving to Chowan County.

He is vice-president of the 1st Judicial District Bar and is active in local bar activities.

Boyle and his wife, the former Deborah Ellis, live in the Yeopim area of Chowan County with their three children, Anna Jinette, 9, William Ellis, 7, and Thomas Patrick, 2.

The recommendation of Boyle came soon after the announcement by Judge Franklin T. Dupree, Jr., that he would take senior status effective December 31, 1983.

In his December 23 letter to President Reagan, Dupree said, "Pending the appointment by



Terrence W. Boyle

you...of my successor, I shall continue to carry a full caseload and do so thereafter so long as my present good health continues."

Recommendations for U.S. District Court judges must go through certain channels before they are approved by the Senate. The life-time appointee is compensated by a salary of \$73,100 annually which constitutionally cannot be diminished.

According to a Justice Department official, the Federal Bureau of Investigation and the American Bar Association must complete their evaluation of the character and ability of a candidate for a district judgeship before the President makes his nomination. This process can take three months or more.

When the U.S. Senate Committee on the Judiciary, chaired by Senator Strom Thurmond (Republican, S.C.) receives the nomination from the White House, it will move through the committee

in two to three weeks, according to a Thurmond aide.

"Senator Thurmond will give full attention to Senator Helms' recommendation and will move the nomination through the committee in an expedient manner, but I have seen nominations take from three months to ten months after the candidate is recommended," Chief Investigator for the Judiciary Committee said.

Chowan County and Northeastern North Carolina have a tradition of leadership since conception. Most notable Chowan County judicial leaders have been James Iredell, Augustus Moore, and Richard Dillard Dixon. This area has not, however, produced a federal judge in recent years.

John Morrison, federal Magistrate in Elizabeth City, said "The last federal judge from this area that I can remember was

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THE CHOWAN HERALD

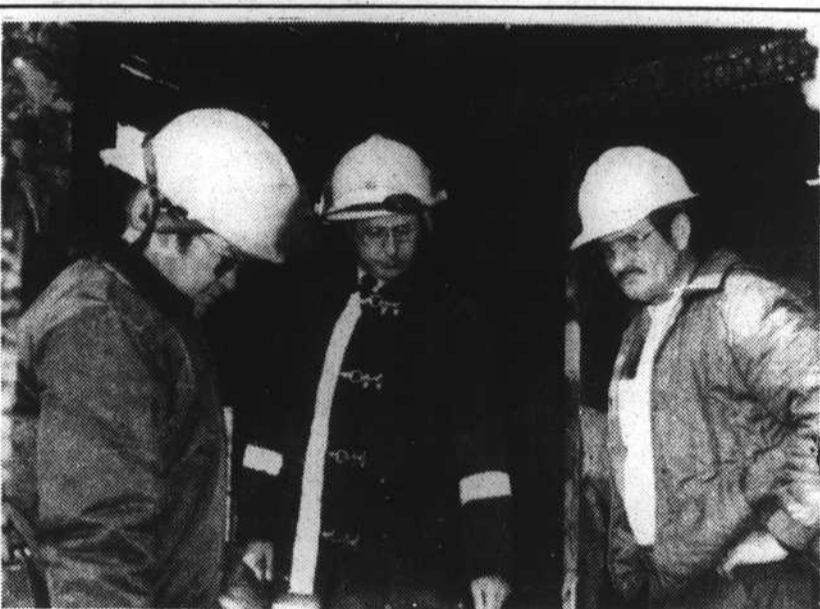
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HOME DESTROYED BY FIRE—The inside of this house located on Highway 37 in Chowan County was completely gutted by a fire on the night of January 2nd.



INSPECTION—Firefighters (from left to right) Captain "Hawk" Crummey, Edenton Fire Chief Lynn Perry and fireman Melvin Lane look for clues to the cause of the fire that completely gutted the home of Mrs. Margaret Pittman.

Chowan County District Court

The Chowan County District Court was in session January 3 with the Honorable Judge Grafton G. Beaman presiding over the criminal calendar.

Oliver Lee Parks was found guilty of possession for sale of Alcoholic Beverage without a permit and selling Alcoholic Beverage without a permit. In a consolidated judgement, he was sentenced to 90 days, suspended for four years on the condition that he pay a \$250 fine and cost of court. He is not to violate any ABC laws for four years and is to remain on general good behavior for four years; all alcoholic beverages that were confiscated are to be destroyed.

Willie B. Twine was found guilty of selling alcoholic beverage without a permit; he was sentenced to 90 days, suspended for four years on the condition that he pay a \$75 fine and cost of court. He is not to violate any ABC laws for four years and is to remain on general good behavior for four years; all alcoholic beverages that were confiscated are to be destroyed.

Grover Carlton Daniels was found guilty of driving with a revoked license; he was sentenced to 90 days, suspended for three years on the condition that he pay a \$225 fine and cost of court. He is not to operate a motor vehicle until he is duly re-licensed; he appealed.

Joseph B. Byrum was found guilty of nonsupport of a child; he was sentenced to 120 days, suspended

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Faulty Stove Pipe Cause Of Blaze Destroying Home

A Monday night January 2 fire destroyed a house located on Highway 37 in Chowan County.

The fire completely gutted the inside of the house occupied by Mrs. Margaret Pittman, her son, William Pittman, 19 and her daughter, Charmaine Pittman, 9.

At 9:30 P.M. Mrs. Pittman was asleep on a sofa when a noise that

sounded like something falling woke her.

She went into the next room to find the ceiling on fire. The sound she had heard was part of the ceiling falling to the floor.

Immediately, Mrs. Pittman got her children safely out of the house and went hollering at her next door neighbor's door. Her neighbor and landlord, Haywood Brown, was

also but quickly got out of bed, came outside and began to throw buckets of water on the fire.

In a brickhouse two houses down the road J. T. Lawrence heard the commotion and saw the blaze. He called the Edenton Fire Department.

When the fire fighters arrived on the scene the house was completely in flames. Also wind had begun to blow the fire toward Mr. Brown's house next door.

Firefighters first stopped the fire from going next door and then contained the fire at the house. The fire was completely contained in 30 minutes.

Firemen spent the next two hours

checking "hot spots" and making sure that the fire would not begin again. Haywood Brown said of the firemen, "They labored at the job - I had to tell them they did a good job when they left."

The next afternoon Edenton Fire Chief Lynn Perry along with Captain "Hawk" Crummey and fireman Melvin Lane went back to the site to investigate the cause of the fire. "We try to always go back and find out what happened," said Chief Perry.

The best that we can tell," said Perry, "is that the fire started around the woodstove area - the cause of the fire may have been a faulty stove pipe."

Town Of Edenton Officials Consider Most Recent Electricities Proposal

Edenton officials are skeptical of the entire Electricities system and are going to approve their new load management proposal only after considering every other avenue.

The proposal was detailed in Williamston last Wednesday, December 28 to leaders and city employees of seven local cities.

According to the billion-dollar North Carolina Eastern Municipal Power Agency (NCEMPA), load management would help keep the cost of electricity down by making the most efficient use of available electric power.

The practice of load management is an effort to reduce the demand for electricity during peak periods - times of day when consumers use the most electricity. Monitors would be installed in each individual household.

The agency proposal to establish and coordinate a load management program for cities was met with much animosity from representatives of member cities.

The load management proposal would mean an investment for Edenton \$220,000, according to City Manager Sam Noble.

Electricities officials concede that no savings would be realized until 1986.

Savings in 1986 would be contingent on one-third of the Edenton residents on the town system participating in the program.

The potential for savings would vary and depend on the level of participation, customer ac-

ceptance, and efficient and effective operations of load management systems.

The original Electricities concept was based on buying privately owned generating capacity so electricity could be sold to member municipalities at a price below regular charges by the utilities.

The Town of Edenton joined Electricities after being convinced that costs would be reduced by 15.25 per cent. To date, less than a one per cent reduction in costs has been realized, according to Edenton officials.

The load management system has been proven effective in a Greenville test, but area leaders are not convinced.

"We have gotten nothing but a series of bad advice (from Electricities)", Mayor Roy Harrell said.

Harrell says the Town of Edenton will consider every avenue including returning to Veeco for power.

"It appears that Edenton and other towns have created a new middle-man with high-priced employees. Mr. Shaw, the general manager, receives a salary of over \$90,000 a year," Harrell said. "The agency saw a 100 percent budget increase last year."

Mayor Harrell suggested that this issue may come to a public hearing in order to assess taxpayer reaction to the difficulties experienced by the electric cooperative and the load management proposal.

Candidates File For May Primary Election

Filing for the 1984 Primary got underway on January 3 at the Chowan County Board of Elections Office on East King Street. The primary is slated for May 8, 1984.

This year, voters will be choosing candidates to run for the Register of Deeds and Clerk of Court positions in Chowan County. Also, they will choose candidates to run for two seats on the Chowan County Board of County Commissioners. Winners in the Primary will run for the county offices in the General Election to be held in November.

Voters will also be electing two non-partisan members to serve on the Edenton-Chowan Board of Education in the Primary.

First day filers on January 3rd were: Alton Elmore, for re-election to Chowan County Board of Commissioners; Anne Spruill, for re-election as Register of Deeds; Marjorie Hollowell, for the Clerk of Court position; and Cecil Fry, for re-election to the Edenton-Chowan Board of Education.

Alton Elmore, who currently serves as Chairman of the County Commissioners, filed for re-election to a fourth four-year term as a Chowan County Commissioner for the First Township.

Elmore has issued the following comments concerning his past service to the board, and noted several projects of which he is especially proud: "Some of the more impor-

tant projects have been our County Manager form of government; the purchase of voting machines; the building of a new courthouse and detention facility; and the most modern re-mapping of the county for tax purposes in the state."

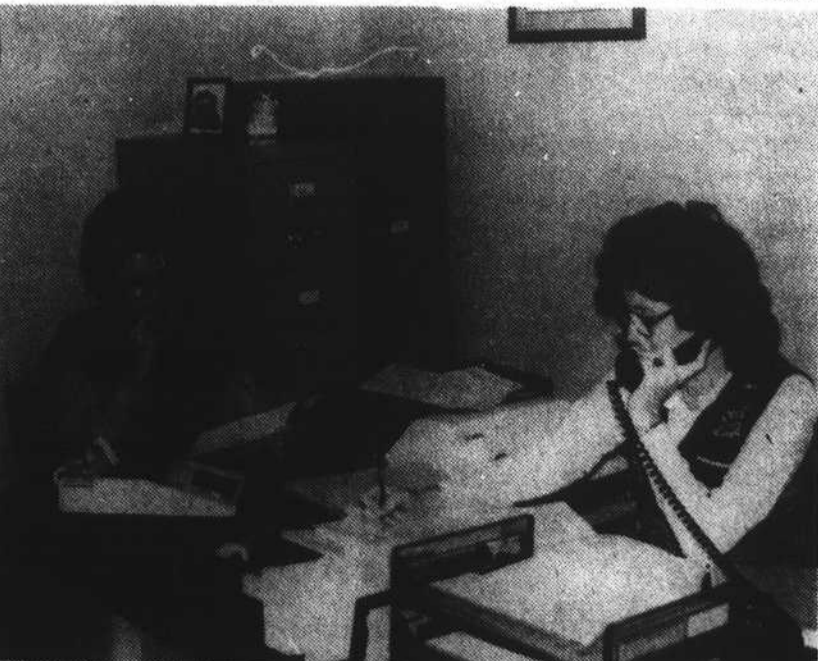
"With eleven full years on the job and now starting the twelfth year, I have the experience, the personal contacts for numerous projects and the willingness and desire to continue the job as an elected commis-

sioner", he added.

Incumbent Clerk of Court Anne Spruill said this week that "I have enjoyed being the Register of Deeds for the past eight years and look forward to serving the people of Chowan County for the next four years."

Marjorie Hollowell filed to fill the two years remaining in the Clerk of Court position which she currently holds. She was appointed to the

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1984 PRIMARY—Anne Spruill, Chowan County Register of Deeds (left) was one of the first county officers to file for re-election in the May Primary. On the phone is Marjorie T. Allen, Supervisor of Elections.