

The Cherokee Scout

The Leading Weekly Newspaper in Western North Carolina, Covering a Large and Potentially Rich Territory in This State

Vol. XLIII.—No. 29.

Murphy, N. C., Friday, February 19, 1932

\$1.00 YEAR—5c COPY

FORMER MURPHY BANKER PLACED UNDER ARREST

J. B. Storey At Liberty Under \$5,000 Bond; Charged with Embezzlement, False Entry, Forgery

Arrested under a warrant charging him with embezzlement, false entry and forgery, J. B. Storey, cashier of the Cherokee Bank when it closed last October, is at liberty under a bond of \$5,000.00 which defense counsel and friends succeeded in making exactly one week after his arrest and incarceration.

The warrant was sworn to by E. F. Gill, liquidating agent of the Cherokee Bank. Sheriff J. Frank Bristol and Deputy Sheriff Fred Johnson last Thursday went to Jefferson, Ga., the home of Storey, where he has been living since the closing of the bank, and had the warrant served. They brought him back to Murphy that night.

Storey waived extradition papers and came without protest. He later stated he would have come back without the officers coming after him had he been informed that they had a warrant for him.

At a preliminary hearing Friday morning, before Justice of the Peace C. B. Hill, before whom the warrant was sworn out, Storey waived preliminary examination and was bound over to the April term of Cherokee Superior Court under \$5,000.00 justified bond. He was then remanded to the Cherokee county jail where he was held while negotiations were in progress for making his bond, which was made yesterday (Thursday) morning. He left Thursday on the 1 o'clock bus for his home in Jefferson, and stated that he would return to Murphy the first of next week. The State was represented by the law firm of Hill & Gray, and J. D. Mallonee, while the law firm of Moody & Moody appeared for the defendant.

Charges in Warrant

The warrant sworn out for Storey is a formidable looking document, containing nearly two legal cap pages of typewritten text.

The first paragraph, after identifying Storey as cashier and an official of the Cherokee Bank, charges that he unlawfully, wilfully and feloniously did embezzle and abstract the sum of ten thousand dollars of the monies, funds and credits of, and belonging to, the Cherokee Bank, with the intent to defraud the bank and its depositors.

Paragraph two charges that Storey unlawfully, wilfully and feloniously did make false entries on the books of the bank, marking as paid on the certificates of deposit ledger, certificates of deposit in the names of J. W. Stalcup, S. W. Lovingood, J. K. Hall, J. D. Rector, Mrs. Lillie Hunsucker and others, to the amount of more than ten thousand dollars, the false entries being made to deceive officers, agents and examiners of the bank.

Paragraph three charges that Storey knowingly, unlawfully, wilfully, feloniously, wittingly and falsely did make and forge the name of H. F. Whitehead to a certain promissory note, dated June 28, 1931, in the sum of \$1,302.43, payable to the Cherokee Bank, or order, with the intent to injure and defraud the bank, its depositors and others.

Paragraph four charges that Storey for the sake of personal gain and with intent to defraud the Cherokee Bank, its depositors and others, did unlawfully, knowingly, wilfully and feloniously utter, publish and pass, and deliver the said false, fraudulent and forged promissory note by placing it in the bank and abstracting the sum of \$1,302.43 fraudulently and converted it to his own use.

All of the paragraphs cite that the charges made were against the form of the statute in such cases and against the peace and dignity of the State.

When asked by a Scout representative for a statement for publication, Storey declined by saying that he did not have anything to say at this time, other than to thank his many friends for the kindnesses and sympathetic expressions to him while incarcerated. Hundreds of his friends visited him while he was confined in jail.

E. A. Davidson, president of the Cherokee Bank when it closed last October, and who has been spending the winter in Florida, returned to Murphy last Sunday night, and when asked by telephone for a statement, likewise declined to comment on this new development in the bank's situation. Mr. Davidson's health is understood to be rather delicate and he is staying close to his room, having ventured out but a few times since his return. He is staying with the family of his son, J. W. Davidson, on Campbell street, and it is under-

Blairsville's Gift To Bonnell Stone Lost; Has Been Replaced

When one moves from a community and one's neighbors make up a pot to give him a present it's looked upon as a token of esteem in which he is held. When the pot is lost, or misplaced, and the neighbors make it up again—the departing neighbor must be good.

That's what happened to Bonnell Stone, executive secretary of the reorganized geological and forestry department, between the time he announced he was going to leave Blairsville, up in Union county, and the time he redomiciled himself in the old family homestead at Oxford.

A few days before Christmas the Blairsville neighbors made up the purse to buy Mr. Stone a watch. It was a sizeable sum—as the ultimate selection of the gift shows. But after the money had been collected, and before the time the head man thought the buying ought to be done, the money was deposited in a bank across the North Carolina line. When the fixed time came to buy the testimonial gift, the bank had been closed.

So, Mr. Stone didn't get anything besides a lot of words of regret—regret that he was leaving Blairsville and regret that the gift fund had been caught in the wheels of the depression. Blairsville wasn't satisfied with this way of doing honor to a citizen whose hobby and vocation, forestry, are one and the same. They went out and collected the same amount again and the other day they presented Mr. Stone with a handsome platinum inlaid gold timepiece.

Incidentally, it's the first watch Mr. Stone ever carried.—Atlanta Constitution.

George Washington Is Theme of Story Hour

The next story hour at the library will be held Thursday afternoon, February 25th, with Miss Ruby Owenby in charge of the group. Stories in keeping with the celebration of the 200th anniversary of the birth of George Washington will be told and a special feature of the afternoon will be the colonial costumes which it is hoped the children will wear as a part of this celebration. But all children from the kindergarten age through the sixth grade, whether in costume or not, are urged to come. Time: Thursday, February 25th Place: The Library. Hour: 3:00 P. M.

stood that he plans to return to Florida shortly for another month.

Difficulty Making Bond

Storey experienced considerable difficulty in making the \$5,000 justified bond required of him by the court. L. F. Elrod and Alcie Elrod, of Jefferson, Ga., and Fred Northcutt, of Toccoa, Ga., friends of Storey, were here last Friday and tried to make his bond, but because they were from another state, their property in another state, and the obstacles the law placed in the way should the bond be defaulted, such a justified bond was not acceptable in North Carolina.

Friends and former associates of Storey in Murphy and Cherokee county who were acceptable to the State, could not be prevailed upon to make his bond, and the defense counsel turned their attention to making a security bond. C. T. Storey Jr., of Jefferson, Ga., and G. E. Storey, of Athens, Ga., were here this week, and after considerable difficulty succeeded in getting a New York bonding company, doing business in North Carolina, to make a bond which was acceptable to the State.

Storey presented a pathetic figure in jail in contrast to his otherwise debonaire, gay disposition. He looked haggard and worn, and when the realization dawned that his former friends and associates had apparently deserted him as far as using their worldly goods to help him were concerned, he almost came to tears. His attempts at being jolly and gay appeared to be forced, and only a shadow of his former self. When he was given his freedom on bond, he again presented a picture of his old self, stating he was glad to be out, that he was going home, but would return to Murphy next week.

He was kept back in one of the center cell sections, with four other prisoners, and shared the same food, cells and bunks. He said that the bunk seemed mighty hard the first night. Jailor Lovingood said he was a model prisoner, giving no trouble, and expecting no special favors.

Shortly before leaving for his home in Jefferson Thursday, Storey asked the sheriff to take him back home. "You brought me up here," he said, "and you ought to take me back."

Cherokee Case Upheld By Supreme Court

The North Carolina Supreme Court this week handed down a decision in which the court found no error in the conviction of Charley Beal, Hazel McMahan, Bose Fain, Mary Best and Lee Ellen Harbin in Cherokee Superior Court for store-breaking. They claimed double jeopardy.

The five defendants were charged with storebreaking and receiving stolen goods and had been given two trials. At the first trial, they were convicted of receiving stolen goods, but acquitted of store breaking. A Supreme court opinion sent the case back for a second trial, and that time the defendants were convicted of storebreaking but acquitted of receiving stolen goods. The Supreme court held they had waived their constitutional rights by asking for a new trial after their first conviction.

Each defendant was sentenced to two years imprisonment. They have been at liberty under bond pending the appeal of their case to the Supreme court.

Fred Young Is Bound To Court On Liquor Charge

Fred Young was bound to Superior court this week under bond of \$500 on a charge of making whiskey. He posted bond and is at liberty.

Young was one of three men whom officers surprised at a still in the Lower Hangingdog section one day early this week, Young being the one caught while the others made their escape.

The raiding party, composed of Sheriff J. Frank Bristol, Deputies Fred Johnson and Bud Morrow, destroyed between five and six hundred gallons of beer, about five gallons of whiskey, and laid the furnace and manufacturing utensils to waste, while they brought the copper still to Murphy. The still was in full operation when the raid was made.

Sunset Cemetery To Be Cleaned Off

If weather permits next Thursday the 24th, work will begin on the cleaning off of Sunset Cemetery, Hayes Leatherwood said this week. Mr. Leatherwood is giving his services without pay, and the town is furnishing the truck and street force. Lot holders are asked to donate something toward having the town burial ground cleaned up, as it is in an unsightly condition, overgrown with briars, bushes and weeds. The present condition of the cemetery does not speak well for the community, and it is hoped that enough labor services, or money, will be put up to place the cemetery in a more attractive condition by having it cleaned off.

A little concerted action by the lot holders and those interested will work wonders without making it a hardship on anyone.

Don J. Hyatt, Son Of Former Scout Editor Dies In Asheville

Don J. Hyatt, adopted son of Mr. and Mrs. R. H. Hyatt, of Murphy, died Tuesday afternoon at the Mission hospital, Asheville, after an illness of several days.

Mr. Hyatt was the son of A. Don Towns, a former editor of the Cherokee Scout, and was adopted by Mr. and Mrs. Hyatt when he was a small baby, and used the name of his foster parents throughout life. He was about forty years old, and had lived in Asheville for the past several years.

He is survived by his wife and six children, all of Asheville; his foster parents, Mr. and Mrs. R. H. Hyatt, of Murphy; three brothers, Edward, Henry and Paul, of Murphy; and one sister, Mrs. C. A. Brown, of Andrews.

Funeral services were held Wednesday afternoon at the Reynolds Funeral home on Spruce street, Asheville.

Nada Ray Fractures Hip In Fall On Floor

Miss Nada Ray, practical nurse, suffered a fracture of her hip when she fell on the floor at the apartment of Mrs. W. H. Adams Building, where she was working, here Saturday morning. Miss Ray was taken to the Asheville Hospital at Franklin street, where an examination showed that the hip was badly fractured.

19 PRISONERS IN JAIL WEDNESDAY

Wednesday there were nineteen prisoners in jail, seven of which are Federal prisoners, and the other twelve county prisoners. Since Wednesday, two have received their freedom under bond, namely J. B. Storey and Fred Young.

Visitors to the jail in the past week have been many, and they have found the jail presenting a clean, neat and attractive appearance, especially the cages, cells and rooms. Mr. Lovingood, the jailor, always keeps the jail in this condition. Besides the daily sweeping, he has it scoured and washed out once a week. If there were any way to drain the water from the floors, Mr. Lovingood said he would have it washed two or three times a week.

The names and charges of those in jail Wednesday follow:

Claude Freeman, of Andrews, larceny of a pair of shoes. Bond \$300.

Jack Brown, Shoal Creek, violation of the prohibition law, bond \$200.00.

Idaho Bryson and Cliff Graham, of Unaka, charged with breaking into a store at Unaka, bonds \$500.00 each.

Etta Lindsey, of Murphy, assault, bond \$200.

Burney McCurry, of South Carolina, charged with breaking into the Murphy Laundry, bond \$500.00.

Fred White, Andrews, larceny of automobile, bond \$300.00.

Bass Dockery, of Tennessee, who was shot by Deputy Sheriff Jim Rose last fall. When Rose attempted to make an arrest, Dockery drew his gun and shot the officer. The officer returned the fire and seriously wounded Dockery. Since then, Dockery has spent 71 days in the hospital. He is now in jail and will be given a preliminary hearing as soon as he is able to stand one.

J. B. Storey, embezzlement, making false entries and forgery, bond \$5,000.00.

Ross Moore, failure to comply with an order of the court, bond \$200.00.

Henry Sneed, arrested on a warrant from Haywood county and is being held for Haywood officers.

Fred Young, Hangingdog, caught Tuesday by officers at a still, bond \$200.00.

The following are Federal prisoners:

Bud Allman, of Topton; Leonard Clark, of Hangingdog, and Theodore Nelson, of Topton, serving six months each for violation of the prohibition law.

Arthur Brady, of Topton; Ernest Raxter, of Marble, and John Cantrell, of Andrews, serving three months each for violation of the prohibition law.

Charlie Hickman, of Shoal Creek, who is being held for the May term of Federal court at Bryson City on a charge of violation of the prohibition law.

Murphy Divides Cage Honors With Andrews

Murphy basketball team visited Andrews last Friday night to give and take. The Murphy girls took their game from Andrews girls with a score of 20 to 8. This victory for the Murphy girls was no unusual thing for they have won every game this season very easily.

The boys lost their game to Andrews with a score of 18 to 12, but only after a hard fight. Morrow, a forward, was the outstanding star for Andrews, while Ferguson and F. Hensley starred for Murphy.

Murphy has played away from home only twice and in each case she had a strange court to play on. When playing at Ducktown, the court was no longer than it was wide, and at Andrews the court was much too narrow.

Boys Divide With Robbinsville

Wednesday night at Robbinsville, the Murphy boys lost to the strong Robbinsville team by a score of 15 to 3, while the Murphy all-stars gave the Robbinsville all-stars a trimming by the close score of 11 to 10. The girls did not play.

Hampton Memorial

Since the organization of the Epworth League at the Hampton Memorial church about three months ago there has been quite an increase in its members. Each Sunday evening about fifty young people come out, even in bad weather. The programs are varied and full of life and seem to be holding the interest of those who attend. The programs for the month of February have been along the line of Peace and Patriotism in keeping with the Disarmament Conference at Geneva.

In line with the program for the month the members of the league are preparing a Peace play to be given at the church.

WASHINGTON'S ANNIVERSARY IS OBSERVED

Murphy's Woman's Club Renders Appropriate Program On Wednesday Afternoon

The regular monthly meeting of the Murphy Woman's Club was held in the club rooms Wednesday afternoon, February 17th, with the president, Mrs. T. S. Evans, in the chair.

Reports from the various committees were as follows:

Mrs. M. W. Bell, chairman of the civics committee, reported that, owing to the weather, very little work had been done on the park but plans are being made to make this spot in the center of town attractive and donations of iris and petunia plants from those interested will be appreciated by the committee.

Story hour at the library, which is being sponsored by the club, is to be continued and Mrs. H. G. Elkins reported that at the next story hour, which will be Thursday, February 25th, stories in keeping with the celebration of the 200th anniversary of the birth of George Washington will be told by Miss Ruby Owenby, who will have charge of the group for that afternoon.

The following committees were appointed by the president:

To make plans for beautifying the vacant lots in the town, Mrs. Dixie Palmer, chairman; Mrs. C. W. Savage, Mrs. E. B. Norvell, Mrs. R. W. Gray.

To investigate the needs of the undernourished children in the graded school, Mrs. W. M. Axley, chairman, and Mrs. R. C. Mattox.

The president announced that Mrs. T. J. Mauney would be asked to act as chairman of the Junior Woman's Club, Mrs. H. H. Keener having resigned.

Following the business session, a delightful and instructive program portraying the personality, character and achievements of George Washington was given, with Mrs. W. M. Axley as leader. The program follows:

Woman's Club GEORGE WASHINGTON PROGRAM

Wednesday, February 17, 1932

1. Family Relationship of George Washington, Mrs. A. C. Huber.

2. Homes of George Washington, Miss Lula Fain.

3. Youth and Manhood of George Washington, Mrs. Ralph Moody.

4. The Mother of George Washington, Mrs. Ben Gartrell.

5. George Washington, the Man of Sentiment, Mrs. H. H. Keener.

6. George Washington, the Man of Action in Military and Civil Life, Mrs. R. C. Mattox.

7. George Washington, the Christian, Mrs. C. W. Savage.

8. George Washington, the Leader of Men, Mrs. Ed Studstill.

9. The Social Life of George Washington, Mrs. R. S. Parker.

10. George Washington, the Builder of the Nation, Mrs. Don Witherspoon.

11. George Washington, the President, Mrs. J. E. Gray.

12. The Home Making of George and Martha Washington, Mrs. M. W. Bell.

13. Trees in the Life of George Washington, Mrs. Claude Turner.

Francis Scott Key, Mrs. E. B. Norvell.

Patriotic Music, Mrs. J. W. Davidson.

An interesting feature of the patriotic music was the announcement by Mrs. J. W. Davidson that the two selections rendered were: "The Minuette," by Alexander Reinagle, composed in honor of the sixtieth birthday of George Washington, and the "Gavotte," by Pierre Dupont, composed for the same celebration.

The original music is in the Congressional Library at Washington, D. C., permission to have copies made being obtained by the Bicentennial Commission, the music to be used only for the programs celebrating the 200th anniversary of George Washington.

Large Senior Class

The senior class of the Murphy high school has voted to wear caps and gowns at graduation this year.

The class this year is the largest in the history of the school, numbering 48, with 20 boys and 28 girls. Officers of the class are: Miss Cecile Mattox, president; Wayne Townson, vice-president; Miss Pauline Allen, secretary; and Miss Marcella Hampton, treasurer.

Four samples of Irish potatoes from four sections of the Lincoln County were shipped to the State College chemistry department last week for tests as to the iodine content.