

# The Cherokee Scout

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## PROPOSE NEW SCHOOL BLDG. FOR MURPHY

Approval Of Bonds Given And Application Made To Federal Authorities For \$80,000 Loan

Approval of the issuance of \$80,000 in bonds for the erection of a modern public school building at Murphy was given by the Board of County Commissioners here last week, and by resolution application was made to the Federal Emergency Administration of Public Works for the loan of this amount for this purpose.

J. B. Gray, Murphy attorney and chairman of the Board of Trustees of the Murphy administrative unit of public schools, and H. Bueck superintending principal of the unit, prepared the application in co-operation with other members of trustees and it was presented to the county commissioners for their approval. The application is a rather voluminous document, containing 73 pages of typewritten matter showing the financial condition of the county, and reciting the emergency need of such a building to take care of the overcrowded condition of the present buildings.

The resolution of the county commissioners states that after careful investigation it found as a fact that the construction of a suitable building, such as described in the application of the school trustees, was necessary for the maintenance of the constitutional six-months term in the Murphy administrative unit of public schools. The plans, specifications, drawings and data contained in the 73 pages of the application was made a part of the commissioners' resolution.

A report by Ronald Greene, Asheville architect, who drew the plans for the proposed building, is a part of the application and covers briefly conditions and inadequacy of the present buildings. The site upon which it is proposed to erect the new building belongs to the school authorities, and comprises several acres of land centrally located in relation to the outlying districts of the unit.

Two buildings are located on this property at present, the report recites. The large two story brick building, now being used for elementary grades, is substantially built on the exterior and fairly attractive. "The interior, however," the report continues, "is very poorly planned, poorly constructed and entirely obsolete for school purposes from consideration of health, safety and school management."

"The rooms used for class purposes are of improper dimensions, poorly arranged and so badly lighted that it seems almost criminal to allow the children to jeopardize their health and eyesight working under these conditions."

"The auditorium on the second floor is planned to seat about five hundred. However, on occasions nearly a thousand are crowded into the seats, aisles around the walls and on the interior wood stairs, which is the only exit except a narrow antiquated fire escape leading from a side room on a roof to the ground."

"In addition to a low ceiling, insufficient ventilation and bad lighting, the room lacks the capacity to supply local demands for a meeting place of this nature and is extremely dangerous as a fire hazard together with some question of its structural safety when filled to capacity."

"The plans, design and construction of this building do not seem to warrant the remodeling with the purpose of meeting present or future requirements of a satisfactory school."

"The second building on the site is of air plan and badly in need of repair and general reconditioning. It can with reasonable expenditure be made useable. It is intended that with the construction of a new high school building the elementary grade pupils be transferred from the antiquated building, first described, into the second building and the grades now using the second building to the new structure."

"The number of pupils attending school in the district is so large that both the above buildings are filled to more than allowable capacity—there being more than fifty pupils in rooms where thirty should be the normal allowance. In addition, other classes are being held in the basement of an old church and in two dilapidated small frame buildings with home-made desks and other equipment correspondingly inadequate."

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## Reynolds Escapes From Prison Camp At Andrews 10th

Ted Reynolds, 18 years old, escaped from the state convict camp at Andrews Tuesday, according to information given out by W. T. Cooper, camp supervisor.

Reynolds was sent up from Clay county superior court on September 27th to serve three months. Mr. Cooper said. He is described as being unmarried, 5 ft. 8 inches in height, weighs about 142 pounds, has brown hair, fair complexion, and blue grey eyes. His home is on Shooting Creek, Clay county, Mr. Cooper said.

## LAST RITES FOR J. H. PHAUP HELD OCTOBER SIXTH

Well Known Railroad Man Died Last Friday Morning Following Stroke of Paralysis

John Henry Phaup, 62 prominent retired railroad man, died last Friday morning at 2:10 o'clock, following a stroke of paralysis about two weeks ago. He suffered a third stroke on Tuesday of last week. His first stroke was about a year ago.

Born in Livermore, Ky., December 9th, 1871, Mr. Phaup began his railroad career at the age of 18 as agent for the Louisville and Nashville at a small station in Kentucky. He later learned telegraphy and was promoted to operator at Louisville. For a number of years he was a dispatcher, and has served as station agent at Marietta and Blue Ridge, Ga. He came to Murphy in October, 1918, as station agent, which position he held until he was honorably retired about 18 months ago. Except for a short time with a coal company and the Illinois Central railroad, most of Mr. Phaup's service had been with the L. & N.

He was past master of the Blue Ridge Masonic lodge, where he maintained his membership, and was at one time affiliated with Amra Grotto. He joined the Baptist Church at the age of 18, and later affiliated with the Presbyterian church.

Funeral services were held last Friday afternoon at 2:30 o'clock from the Murphy Methodist church, the Rev. T. F. Higgins, pastor, and the Rev. C. E. Stedman, officiating. The Cherokee Lodge No. 146, A. F. & A. M., concluded the services at the grave. Interment was in Sunset cemetery.

Active pallbearers were: A. S. Clarke, W. J. Adams, Fred Johnson, E. F. Hawkins, John Posey, Dale Lee; Honorary: W. M. Fain, C. W. Savage, C. M. Welford, Neil Davidson, W. W. C. Hyde and Robert McCombs. C. B. Hill local funeral director, was in charge.

Mr. Phaup was twice married, and is survived by his wife and two sons, John Dillard Phaup, four years old, of Murphy, and Homer Phaup, of Memphis, Tenn.; two brothers, Leslie Phaup, of El Paso, Texas, and L. H. Phaup, of Marion, Ill., and one sister, Mrs. Nancy Carr, of New Frankfurt, Ind.

## ANNOUNCEMENT

There will be a Prohibition Rally at Friendship Baptist church on Saturday night October 14th, 1933. Rev. T. F. Higgins and Col. J. B. Gray of Murphy, N. C., R. W. Prevost, of Andrews, N. C., Mrs. E. B. Norvell the dry candidate and Rev. C. F. Conley, pastor of the Friendship church, and others have agreed to address the people at this time upon the question of repeal of the Eighteenth Amendment to the Federal Constitution. Everybody is cordially invited to attend this meeting and hear these able speakers discuss this question which so vitally affects all the people.

Rev. C. F. Conley will be in charge of the meeting.

Respectfully,  
R. L. KEENUM

## CARD THANKS

We wish to thank our many friends for the sympathy and kindness shown us during the illness and death of our husband and father, J. H. Phaup. Also for the many beautiful floral offerings and the use of the cars. May God bless each and every one of you, is our wish.

MRS. J. H. PHAUP  
JACKIE PHAUP

## DELEGATES ARE NAMED FOR NOV. 7 REFERENDUM

Harry P. Cooper Named By Repealists, While Mrs. E. B. Norvell Carries Dry Standard

The contest of ballots for the prohibition referendum on November 7th in Cherokee county is now on in full swing, with Harry P. Cooper as candidate of the repeal group and Mrs. E. B. Norvell as standard bearer of the dries.

Only two candidates were submitted to the Board of Elections on October 7th, the last day for candidates to submit to the board for certification. Joshua Johnson, chairman, said this week. They were Mr. Cooper and Mrs. Norvell. Cooper's petition had 432 signatures and Mrs. Norvell's petition had 339. Only 150 signatures were required, Mr. Johnson said.

The fight in the county so far has been one-sided, with only the dry forces actively in the field. For the past several weeks they have had speakers at every opportunity plead their cause, and are planning a strenuous campaign to keep the county in the dry column on November 7th. A county organization was formed here on August 28th, with J. B. Gray, prominent Murphy attorney, as chairman, and committees were named and plans made for a public speaking tour to reach into every community and precinct in the county.

So far no county organization has been formed by the repealists, and leaders are as yet undecided whether to attempt an active campaign or speaking tour of the county.

## PENLAND BOUND OVER IN DEATH OF PATTON BOY

Bond Fixed At \$500 At Preliminary Hearing On September 30th Before C. B. Hill

Alfred Penland, colored, driver of the car which ran over and fatally injured Hayden Patton, six year old Murphy school boy, and son of Clyde Patton, on September 22nd was bound to superior court after hearing before justice of the peace C. B. Hill here on Saturday September 30th. Bond was fixed in the sum of \$500.

The preliminary hearing was held in the court house and the defendant was represented by J. D. Mallonee. No one represented the prosecution. Fred Johnson, Murphy chief of police, was the first witness for the State. He testified that he tried out the car after the accident and found the brakes in good condition. He said he visited the scene of the accident shortly after it occurred and that he saw splashes of blood on the concrete about 18 inches from the center black line, on the right hand side. He also testified that the distance from the school house to the scene of the accident was about 300 yards.

Ed Zimmerman, who was the next witness for the State, said he was driving a truck toward town, and slowed up at the Valley River bridge to let the car driven by Penland clear the bridge before he passed it. He said Willard Sudderth, who was riding in the back of his truck, yelled to him that the child had been hit. He testified that he stopped and saw the child lying in the road, and he and Sudderth started to go back and lend any aid they could, but others came up, and they decided to come on to town and call a doctor. He said in his judgement the car which struck the Patton boy was traveling at about 20 miles an hour when it passed him.

## Saw Accident

Willard Sudderth, third witness for the State, said he was riding in the rear of the truck driven by Zimmerman which passed the car just a few moments before the accident occurred and saw the car hit the boy. He testified that the boy was over on the concrete about 18 inches, and that the car struck the boy about the right lamp and knocked him toward the center of the road. He said from his observation and judgment the car dragged the boy 25 or 30 feet before both wheels passed over his body. The accident happened 20 or 30 feet from the eastern end of Valley River bridge, he said.

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## Murphy Legion Post Second In State To Reach 50 Pct. Mark

The Joe Miller Elkins post No. 96, of Murphy, was the second Legion post in the state to reach 50 percent of the 1933 membership for the coming Legion year, according to a letter received last week by W. E. Studdstill, post adjutant, from Commander Bryce P. Beard.

The letter was in commendation of the distinction won by the local Legion post in the membership renewal campaign now being conducted over the state. Adjutant Studdstill said Wednesday that he had sent in additional dues which raised the standing of the Murphy post to 100 percent of its last year membership. Officers of the post are now endeavoring to present a 200 percent membership when the new state Legion officers are inducted into office on October 23rd.

The Legion will have a meeting at the Scout office on Friday night at 7 o'clock, and all members are urged to be present, and veterans of the World War are cordially invited to come and affiliate with the post.

## MERCHANTS ARE REQUIRED TO MAKE RETURNS

Deputy State Tax Collector Says Monthly Returns If Tax Is Over \$10

"Under the provisions of the Sales Tax Act, which went into effect on July 1st, 1933, merchants liable for the tax are required to make monthly reports if the tax during the month amounts to as much as \$10," said T. J. Mauney, deputy state tax collector this week. "If the tax did not amount to as much as \$10 per month, merchants are allowed to make quarterly returns," he continued.

"The first quarter under the Sales Tax Act ends on October 1st, and at that time reports were due to be filed, and they are required to be filed on or before the 15th of October for all merchants in the State. All merchants who have not made monthly returns and those who have made monthly returns will make returns within those dates."

"It is going to be impossible for me to see every merchant in the territory to help them fill out their returns. The law requires that returns be made by the merchants and sent in with a check for their tax liability before the 15th of October and merchants should not wait until I see them to make their returns, but should send in their returns themselves directly."

"If any merchant should find it impossible to make his returns out of my office in Murphy, I will be glad to be of any help that I can."

"As the Sales Tax Law is now pretty well explained and understood by the merchants, it is expected that compliance with requirements for making returns will be made fully by our merchants. I very much appreciate the courtesy and cooperation shown me while I have been collecting in this territory, and wish to advise the merchants if I can be of any help to them, I will be glad to do so."

## Stalcup Reunion To Be 5th Sunday In Oct.

Decendants of Hyatt Stalcup will meet in annual reunion at the old Stalcup homestead on Martin's Creek, 6 miles south of Murphy, where Tobe Stalcup now lives, on the fifth Sunday in October, which is October 29th, it was announced here this week.

H. D. Stalcup, 74, of Little Brass-town, is the present head of the family, and is a son of Hyatt Stalcup.

## Webb To Address Dries At Hayesville Oct. 29th

Judge E. Yates Webb, militant dry advocate of North Carolina, will speak at the court house in Hayesville on October 29th, at 3:30 p. m., according to announcement this week by John C. Herbert, former representative of Clay County in the general assembly.

Mr. Herbert said that Murphy and Cherokee county are cordially invited to be present and hear him.

## WOLF CREEK CLASS AWARDED FIRST HONORS

Crowd Estimated At 2500 Attended Annual Singing Convention Here Last Sunday

The Wolf Creek class, led by Tom Hancock, carried off first honors at the annual Cherokee county singing convention here Sunday and was awarded the convention banner for the best general all-around singing. The Junaluska Juniors, led by Paul Anderson, received the banner in the junior group.

The convention has always been an occasion for large gatherings of people from all over the county and adjoining counties, and this was no exception. It was estimated that more than 2500 people were in attendance. The session was held in the judge's chamber of the Cherokee county court house, which has a seating capacity of about four hundred. However, more than a thousand jammed the room and all available standing space was taken, while more than half the people could not get in but stood in the hallways and on the outside of the building.

The convention was called to order at 10 o'clock in the morning by John Dorley, president, and was opened with a prayer by H. B. Elliott, first president of the association when it was first organized more than thirty years ago. Following the reading and approval of the minutes of the last convention, Ernest Trantham, secretary, read the constitution and by-laws, and singing began in earnest.

The morning program was given over to choral directing by the various county and visiting leaders, all classes joining and singing together as a group. Among those of the county directing were: Roscoe Lillard, D. B. Wright, Ernest Pruitt, Lawrence Anderson, John Killian, Leonard Brown, Ernest Burnett, Dillard Griffith, W. H. Floyd, Charles Crane, Ernest Trantham, Charlie Galboun, Frank Coleman, Bill Leatherwood, Henry Truett, Lester Ballard and W. A. Hembree.

Among the visiting directors recognized were Grady Rogers and C. C. Hughes, of Union County, Ga., and Prof. Allen, of Swain county.

The Bataca quartet of Woodland Park Baptist church, Chattanooga, Tenn., composed of Bob Wright, Ernest Whitt, Bill Moore and Lee Kimsy, was a popular feature of the morning session, as well as the Murphy quartet, composed of Bill Hembree, Bill Leatherwood, Bill Barker, and Ernest Trantham; and the Wehuty quartet, composed of Emory Torrence, Leonard Brown, Albert Pack and Oscar Horton. Ezra Price and Ernest Burnett, rendered a duet, the Alhika class from Swain county, led by Prof. Allen, was heard just before adjournment for dinner.

The dry forces of the county took advantage of the large crowd in attendance upon the convention, and when the afternoon session opened at 1 o'clock, J. B. Gray, chairman of the county dry organization, and the Rev. R. W. Prevost, pastor of the Andrews Baptist church, in short addresses, urged the people to vote against repeal in the coming election and keep Cherokee county and the State in the dry column.

The contest singing was first on the program in the afternoon with eight classes participating. The judges were Prof. Sharp, of Grahn county; Prof. E. E. White, of Chattanooga, Tenn.; Henry Truett, of Culbertson.

Classes taking part in the contest with the number of points given by the judges, are as follows: Wolf Creek, Tom Hancock, leader, 97; Junaluska Juniors, Paul Anderson, leader, 70; Wehuty, Leonard Brown, leader, 85; Union, Abner Williamson, leader, 87; Beaver Creek, Charley Crane, leader, 86; Junaluska Seniors, Bill Leatherwood, leader, 87; Peachtree, John Donley, leader, 86; Ogreeta Dillard Whitner, leader, 85.

While the judges were in conference on the contest, the convention again heard the Chattanooga quartet, and the Rev. W. T. Truett led his class in several numbers.

Other numbers on the afternoon program included a mixed quartet from Wehuty, composed of Leonard Brown, Lucile Pack, Albert Pack and Oscar Horton; The Valley River quartet, composed of Bill Leatherwood, Lawrence Anderson, Ernest Trantham and Will Barker; Union county quartet, led by Grady Rogers and C. C. Hughes. Other quartets and duets.

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