

## Frazier To Be Tried For First Degree Murder

A first degree murder indictment was returned by the Cherokee County Superior court grand jury against Charley Frazier of Andrews Tuesday, and the former Valleytown township constable is expected to go to trial Monday.

Frazier shot Policeman Kimsey Wyke, also of Andrews, in the chest with a shot-gun blast on the night of February 3. Wyke was brought to the Petrie hospital where he died a week later.

Following the shooting Frazier gave himself up voluntarily to the local sheriff's office.

According to reports Frazier and the officer, who was not on duty at the time of the shooting, had spent several hours during the evening together. The shooting occurred in front of the Frazier home following an alleged argument between the two men.

It is probable that Judge Zeb V. Nettles, who is presiding over the session of Superior court here at present, will wait several days before placing this case on the stand as two days was taken up the past week with the trial of Charley Fain and the court will want to clear some of the less important cases off the docket before taking the murder trial.

J. N. Moody and J. D. Mallonee, Murphy attorneys, will defend Frazier, while the prosecution will be represented by R. L. Phillips, of Robbinsville.

## EDUCATION BOARD MEETS, QUALIFIES HERE ON SATURDAY

Members of Cherokee County's new board of education met at the county superintendent's office here Monday and qualified for their posts.

A. L. Martin, county superintendent, said he would call the board together soon for another meeting.

The new board was elected in the fall primaries and was approved by the state board of education.

Members are: Mrs. G. W. Cover, J. T. Hayes, B. M. Harbin, E. L. Shields, B. B. Palmer, E. B. King, and Lawson Lunsford

Mrs. Cover is the only member who served on the previous board.

## \$2225.70 Given Here In Welfare Payments

A total of \$2225.70 in checks to needy aged and to dependent children have been distributed for the month of April by Linnetta Dean, Cherokee county welfare superintendent.

To 177 residents of the county went \$1,604.20 in old age assistance payments, while dependent children received a total of \$621.50

## TVA Exonerated Of Charges By Committeemen In Hearing Tuesday

### 3-Member Minority Upholds Dr. Morgan's Charges

Overruling a Republican minority, the joint congressional committee that investigated the Tennessee Valley authority Tuesday exonerated the new deal's chief power agency of charges that its administration was shot through with fraud, mismanagement and waste.

Ending nine months of inquiry, the committee's majority of five Democrats and one Republican completely cleared TVA Directors David Lilienthal and Dr. Harcourt Morgan of charges that they were responsible for mismanagement.

The accusations were made by Dr. Arthur E. Morgan, TVA's first chairman, after a year-long controversy which culminated in his dismissal by President Roosevelt after he refused to divulge his "evidence" except to a congressional investigating committee.

The majority found that his charges were "not supported by evidence" and were "without due consideration of available facts."

## To Permit Fishing Sunday and Monday

Local fishing enthusiasts will get a break this week-end!

D. M. Birchfield, local game and fish protector, received word from Raleigh Wednesday that "in line with the custom of the past few years, the board has voted to allow fishing on Easter Sunday and Monday, April 9 and 10.

"This applies to the taking of warm water species and coarse fish and not to mountain trout."

## JUDGE HILL MAY RETIRE BECAUSE OF ILL HEALTH

Early retirement of Special Superior Court Judge Frank S. Hill, of Murphy, due to ill health, and the appointment of former Judge A. Han Johnson, of Asheville, to succeed him have been forecast in state political circles, according to daily newspaper accounts.

The general assembly last week enacted into law Senator Jack Morphew's measure which will enable Judge Hill to retire on account of ill health with the same compensation granted regular judges. The Morphew act extended to special judges with six or more years of service the regular retirement and disability benefits of the state judiciary.

Judge Hill, former Murphy attorney, who was originally appointed by Gov. O. Max Gardner and reappointed by Gov. J. C. B. Ehringhaus and Gov. Clyde Hoey, has been seriously ill for several weeks.

Judge Hill's two-year term as a special judge expires June 30 but as a general rule the governor reappoints the special judges. They are named for two-year terms and each legislature authorizes the governor to name a certain number of special judges.

There is some possibility the governor may wait until the beginning of the next two-year term for special judges on July 1 before naming Judge Hill's successor. However, that probably will depend upon the date of the retirement of the Murphy jurist.

Judge Hill is very widely-known here coming from one of the county's oldest and most prominent families.

## JUDGE ORDERS INSPECTION OF COUNTY SCHOOLS

Much work was heaped on the Cherokee County Superior court grand jury's shoulders by Judge Zeb V. Nettles, of Asheville, when he gave his charge to the grand jury at the opening of court on Monday morning.

Among other routine work ordered of the grand jury by the judge is the thorough inspection of all schools and all school busses in the county.

With the large criminal court calendar facing them, the grand jury this term has more work to do than it has had in a long time.

# Fain Sentenced To Die In Gas Chamber May 12

## All-Stars To Play Knoxville Sunday

The Cherokee County All-Stars will play their first baseball game of the season at the Marble park against the Knoxville Caterpillars Sunday afternoon at 3 p. m. (E. S. T.)

Manager T. W. Kindley announced the following probable line-up Ray Barton, catcher; Sowder, Queen and Hawkins, pitchers; Hensley, Harley Barton, Johnny Tatham, Johns, Weil, May and Pitzer, infielders, and Plesko, Stud Tatham, E. Hensley, Piercy and R. Parker, outfielders.

## COMMISSIONERS TO SERVE FOUR YEARS BEGINNING IN 1938

Cherokee county commissioners will serve a term of four years beginning with the present board's term as the result of legislation passed before the general assembly adjourned last week.

The bill providing for a four-year term for county commissioners beginning with the 1938 elections was introduced by Senator Jack Morphew, of Graham. A similar bill providing for four-year terms beginning with the 1940 elections was introduced by Representative Clyde H. Jarrett in the house but it was defeated in favor of Morphew's bill.

Another bill introduced by Mr. Jarrett was passed extending the terms of office of county surveyor and township constables to four-year terms beginning with the elections in 1940.

Representative Jarrett returned from Raleigh to his home in Andrews last Sunday.

## Duchess Beauty Shop To Open On April 13

A new beauty parlor, to be known as the Duchess Beauty Shop, will be opened by Misses Cecile Davis and Mary Cathron Hensley in the Adams building Thursday, April 13.

Formal opening of the shop will be held by the two popular young ladies on that date. The shop will occupy Suite 13 in the building.

Both girls have had a great deal of experience in beauty parlor work, and much new equipment will be added to the new shop.

## Found Guilty Of Two Capital Offenses Here

Charles Fain, 26-year-old Murphy Negro, will die in North Carolina state prison's gas chamber at Raleigh on May 12 for the criminal attack of a nurse and the robbery of purse containing money, jewelry and other articles from a woman patient who had been a mother for only a few hours at a hospital here the night of January 23.

The verdict was given by a Superior court jury here Wednesday night following the most sensational trial ever held in Cherokee county.

After the jury had convicted him of first degree burglary and rape, Judge V. Nettles solemnly pronounced the death sentence before several hundred people who had gathered in the court room during the extra night session.

The jury got the case at 6:35 p. m. and deliberated an hour and 15 minutes. Judge Nettles pronounced the sentence at 9:30. Fain's attorneys, appointed by the court, announced the case would be appealed. Immediately the prisoner was whisked away to Raleigh by Sheriff Carl Townson and other officers.

## COUNTY HEALTH GROUP TO HOLD SCHOOL CLINICS

The County Health Department will hold the following preschool clinics for the purpose of examining children who will enter school next session for the first time.

Monday, April 10, at Peachtree at 10 o'clock a. m.

Wednesday, April 12, at Murphy at 1 o'clock p. m.

Monday, April 17, at Andrews at 1 o'clock p. m.

Wednesday, April 19, at Martins Creek at 1 o'clock p. m.

"It is of the utmost importance that your child or children be physically fit to enter school. Very few children can progress satisfactorily in their studies if handicapped by bad health. Most of the causes of bad health in children can be removed or remedied. These causes should be removed or remedied before your child enters school so that he or she may make the most rapid progress possible.

"Please come and bring your child at the place and time indicated above" officials stated.

## New Store Opening Here This Week End

The formal opening of the Bowers Bargain Bilt store will be observed here on Friday and Saturday of this week.

The store is located in the building formerly occupied by Mallonee & Davidson.

The new managers announced they have a clean, new stock of Easter merchandise and are advertising their grand opening extensively in this section.

The building has recently been repainted and renovated.

## COUNTY SCHOOLS PARTICIPATE IN FIELD DAY EXERCISES MARCH 22

The Cherokee County Field Day Exercises held at Martins Creek were described by many of those present as an outstanding educational meet. There were five schools participating in the events. All of the contestants seemed enthusiastic in their efforts to win and good sports when they lost.

The first events of the day were held in the auditorium. In the recitation contest: Dorothy Ingram, of Martins Creek, won first prize, Mamie Lee Kilpatrick, of Walker, won second prize, Mildred Bandy, of Wolf Creek, won third prize. The declamation contest followed with Billy Howard, of Martins Creek, winning first prize, Lewis Simonds, of Wolf Creek, winning second prize.

The grades were then taken to their respective rooms where the

## Weather Vane

Listed below are maximum and minimum temperatures and rainfall for the past week compared with similar data for last year.

TEMPERATURES		1939		1938	
29	66	41	70	54	
30	67	54	79	57	
31	64	39	77	61	
1	62	38	65	53	
2	60	33	53	29	
3	62	36	45	29	
4	60	32	51	24	
5	61	27	65	31	
Total for March		6.25		6.26	
RAINFALL INCHES		1939		1938	
Since April 1		0.29		1.81	
Total since January 1		21.83		13.73	

## SQUARE DANCE TO BE HELD

The Murphy Moose Lodge will hold a big square dance in the Fair building in Murphy Saturday night at 8 o'clock. A large crowd is expected and all are welcome.