

The "Separate But Equal" Philosophy

Robert L. Riggs, writing in the Louisville Courier-Journal, produces what we think is an intelligent and thought provoking article on the disturbing issue of segregation in the United States. Mr. Riggs thinks the "Department of Justice is engaged in a vigorous effort to end segregation of Negroes in public places by removing its legal support in court decisions."

Mr. Riggs says further that the plan of the department has enraged Southern members of Congress to the extent that they claim it is a "flank attack by the Government upon the segregation question."

In his analysis of the much "ensued" and discussed "separate but equal" philosophy of some Southerners Riggs makes an all out attack upon it by quoting the masterful brief on segregation written by Charles H. Weston of the Anti-Trust Division.

Says Mr. Weston in his "two-front legal attack upon the Interstate Commerce Commission's ruling which permits railroad diners to require Negroes in the South to eat at segregated tables:

"If this court should conclude that the issue cannot be considered without reference to the 'separate-but-equal' doctrine, the Government respectfully urges that, in the half-century which has elapsed since it was first promulgated, the legal and factual assumptions upon which that doctrine rests have been undermined and refuted. The 'separate-but-equal' doctrine should now be overruled and discarded."

"In the nonlegal aspects of his brief, Weston ridicules the popular belief that to do away with segregation would bring about 'an enforced commingling' of whites and Negroes. It is, he says, everyone's legal privilege to have just as many and as strong prejudices as he wishes to have. But it is not his privilege, Weston argues, to inflict those prejudices upon other people."

"A passenger who prefers to forego or postpone a meal rather than take it while a persons of another color is being served in the same car would be free to do so," his brief says. "A passenger who objects to dining at the same table with a person of another color would be free to decline a seat proffered at a table where such a person is being served."

"The decisive point here, however, is that it is one thing to permit an individual to act on his personal prejudices; it is something entirely different for the law to force such prejudices upon everyone else."

"Present regulations, Weston argues, not only inflict discrimination upon Negroes, but they also compel every white person to abide by the prejudices of other whites."

"A white passenger," his brief says, "who has no prejudice against Negroes, or indeed, one who affirmatively desires

the company of a colored person or persons, is forbidden by the regulations to have company of his own choice. The regulations compel such a passenger to yield to the prejudices of others."

"Under the regulations here involved, persons traveling together, if they are of different color, cannot eat together, regardless of their personal desires. Even if he so wishes, a white passenger is forbidden to sit at a colored table. In other words, the regulations do not merely carry out the prejudices of some members of the community; they compel everybody else to abide by such prejudices."

"We do not argue that individuals do not, or should not, have a legal privilege to exercise a personal prejudice against eating at the same table or in the same section of a dining car with Negroes. If the regulations are declared unlawful, that individual privilege would remain unimpaired. It must be remembered, of course, that one who goes to a public place or rides a public conveyance necessarily surrenders some freedom of choice as to those with whom he will mingle."

"To support this contention, previous court decision which held: 'The man who goes either by himself or with his family to a public place must expect to meet and mingle with all classes of people. He cannot ask, to satisfy his caprice or prejudice or social views, that this or that man shall be excluded because he does not wish to associate with him. He may draw his social line as closely as he chooses at home, or in other private places, but he cannot in a public place carry the privacy of his home with him, or ask that people not as good or great as he is shall step aside when he appears.'"

"Weston also attacks the contention that legislation will not help destroy racial prejudice. To the contrary, he argues, where prejudices are not supported by law, they tend to disappear. Conversely, he says, where racial antagonisms are supported by Jim Crow measures, the law helps keep alive those prejudices."

Here is a new and startling angle to this matter of segregation and its "separate but equal" philosophy. It is one that no sensible Negro would oppose. For we are quite sure no member of the race would be so undemocratic as to deny the most rabid Southerner the right to make a jackass of himself by refusing to eat, ride, walk or run with a Negro. He would however, deny this Southerner the right to impose his prejudices upon individuals their legal rights, but it invades the inner sanctum of one's soul, where he may desire to accept every man, regardless of race, or color, as a majestic being, made, shaped and colored by Divine architecture."

So this matter of segregation is not only a matter of individuals their legal rights, but it invades the inner sanctum of one's soul, where he may desire to accept every man, regardless of race, or color, as a majestic being, made, shaped and colored by Divine architecture."

Misinforming The Governor

When a slick Negro educator of the Harold L. Trigg stripe gets in the bed with a 75 year-old white State official of the N. C. Newbold type and both of them pull the cover over their heads, nobody on earth is able to tell what goes on under that cover.

Last week North Carolina's much admired and respected, but ill-advised, Governor W. Kerr Scott, called to his office Dr. Trigg, the sole Negro representative on the State Board of Education and Dr. Newbold, Director of the Division of Negro Education, to ascertain the exact status of the State's effort to equalize white and Negro educational facilities. The two men, or Newbold and his man Friday "postively assured" the Governor that the State is doing its share, but they added, craftily, some of the cities, notably Durham, are not doing their share.

In answer to a reporter's question about the State Board of Education's expenditure of the 50 million dollar bond issue, Dr. Trigg is quoted as saying, "as far as I can see" the expenditures are being made on an "equitable basis."

Well now, just how far Dr. Trigg can see, has ever seen, or wants to see is the one big

question that has never been satisfactorily answered. Dr. Trigg's long and insavory record of appeasement, his technique of evasion on an issue, jeopardizing his standing with his bed mate Dr. Newbold, his whitewashing of the black and miserable picture that existed in Negro high schools during his entire term as Inspector of Negro high schools in North Carolina, is well-known to every intelligent Negro in the State. The reply he gave Governor Scott was no surprise to any of them. Had he given the governor an honest picture of the Negro's feeling in the matter, it would have been a startling surprise.

But the technique implicit in Trigg's statement is far too subtle to have originated with Trigg himself. Southerners often use this means to dupe gullible Negroes into keeping silent on issues regarding their race. That Trigg had the gaul and the guts to try it out on Governor Scott is amazing, too amazing to have originated in his befuddled mind.

Dr. Trigg is in a position to know the facts in North Carolina education. He needs no survey to inform him of the State's inadequacies in (Please turn to Page Six)

Passing Of The Housing Bill Should Help Remove These Vicious Practices.



Spiritual Insight . . .

By REV. HAROLD ROLAND
Pastor, Mount Gilead Baptist Church

"INTO THE DEEP"

"Trust not a little from the land . . . Launch out into the deep . . ." — Luke 5:3-4.

Life in its dramatic moments is, a great adventure. A life surrendered and committed to Christ is the highest adventure in all the world. Many inward and outward forces keep us from high and exalted adventure for God and man. In Christ we are called and dedicated to the highest. Jesus saw idle men and idle ships one day in a state of fear and indecision, the shallows and to action. They are called to leave the shore, the shallows and adventure into the deep.

Too many of us never adventure. We spend our valuable time ashore in the mud puddles of blindness and littleness. Our lives are paralyzed by our commitments, our lack of enthusiasm. These things cut the nerve-center of courageous action in us. Thus we waste our energies when he has called us into the deep.

The Master is ever calling us from the edges to the center and center of life. He calls us to leave the edges and take our stand at the center of life. We prefer the safety of the edges to the possible dangers of the deeps. The edges are safe. The deeps are dangerous at times. It takes courage to cut loose from the edges and move into the deeps. In the past year a courageous teacher and preacher experienced this out on the west coast. He entered the dangerous deeps by coming to grips with the vital social and political issues of the hour. He was kicked off the faculty of a certain School of Religion for asserting

his democratic rights. Jesus left the edges and took his stand at the center and they Crucified him. The adventure of the deeps may lead to a Cross.

Jesus commanded the apostles of old—you and me too—to cut loose from the shore and wade into the deep. This ringing challenge comes to every one committed to his way of life. In many areas the followers of the Christ must wade into the deep as never before—race, economic—industrial relations simple justice and fuller democratic participation for all. Too long have we been idle, stranded ashore, paralyzed—our energies wasted in spiritual and moral shadow boxing. Now we must wade in and strike a vital blow for great issues stirring the human family. The Christian forces must wade in if they are going to meet the challenge of a world-conquering materialism. This godless way of life is pressing its cause with the missionary fever and zeal of the early Church.

A Bishop of the Methodist

told recently how he waded in on the segregation issue in a Northern Hospital. He was criticized and fought on every hand. He held his ground, waded in and won a victory for Christ. We must wade in and come to grips with the vital issue. Now as never before we must . . . thrust out a little from the land . . . Launch out into the deep . . .

Adventures into the deep must be prepared for the dark clouds and the raging storms. All will not be calm and sunshine in the deep. The Master calls us. He knows we will be tossed and driven by the surging billows. He not only calls us but he prepares us for the deeps. He provides us with the anchors of the soul—prayer, faith, patience and love. In the storm of criticism and opposition there is the anchor of prayer. In the furious and blinding storm of hatred there is the anchor of love and patience. When the storms are raging in the deep, let down the anchors of the soul. They will hold until the storms of life have passed.

The clear call of the master comes for us to move into the deep. Too many for too long have been playing around on the shore and in the shallows. The Master needs us out in the deep where life's battles are fought and its great issues settled. If we are to bring in the reign of universal human decency, we must obey the command of the master: "Into The Deep." Let us move in for him and come to grips with the great issues of this hour.

Other Editors Say -

HARLEM VOTERS

MAIL A LIE

Harlem voters last week gave the answer supreme to the old lie that Negroes are falling for Communist propaganda. Of course, we have known all along and have said time and again that the sympathies of very few Negroes in the United States lie with the Soviet Union. We have said and repeat now that for every Paul Robeson, there are millions of Negroes who are 100 per cent loyal to Uncle Sam. For every Ben Davis, there are another million or two and for every Harry Winston there are still other millions whose loyalties and whose interests lie only in this, the country of birth.

The loyalty of Negroes to their government is common knowledge to most Negroes and to those whites who know the record of Negroes in war-time and in peace throughout the history of this country. It is an accepted fact that Negroes are among the most loyal people in the U. S. but for the sake of such doubting Thomases as the House Un-American Activities Committee and the Post Office Loyalty Board, we are glad that Negro voters in New York proved beyond any reasonable doubt that Communism still has no lure for the Negro. If "actions speak louder than words," then, the ballots of the Harlemites give strength to the spoken words of Jackie Robinson and to

the printed words of the Negro press, the NAACP and other recognized spokesmen of the Negro.

In defeating Communist Ben Davis, Harlem voters made it clear that they have no confidence whatever in Communism as an cure-all for their troubles. In defeating Communism, to repeat an oft-expressed thought, the Negro voters did not imply that everything is perfect in this country. What they say is that the wrongs committed against the Negro will be set right in the good old American way — by continuing to fight for our rights within the framework of the American government with larger and larger numbers of white allies in democracy coming to our side.

Ben Davis and Harry Winston represented only a minority, and a very small minority at that, of Negro people in the United States. The few Communists among Negroes are concentrated in New York and on the West Coast. With New York repudiating Communist leadership, it is evident that the "Reds" have made no gains among Negroes and, if anything, have lost ground.

Earl Brown is not well-known among the general Negro public. A few may recall an article he wrote in a national magazine a few years ago which was not favorably received by the Negro press. But that is all water over

the dam. Brown at least is a regular American. He must be to have been endorsed by both the Democratic and Republican parties. He has no foreign alliances. He represents a majority of Negro sentiment in Harlem rather than a minority view. Walter Winchell has suggested that service in the city council may prepare Brown to run for Congress in a few years against Marcantonio.

INDEPENDENT THINKING

FEARED

We believe Dr. E. Franklin Prasier, in discussing the background to the unreason and fury pitted today against Paul Robeson, struck the bull's-eye recently when he said: "Let me remind you that in American culture the Negro male has never been permitted to play a masculine role. This is partly why white America has become incensed at Paul Robeson. Mr. Robeson represents the Negro man in the masculine role as a fearless and independent thinker." (Please turn to Page Six)

Browsing Brower

BY FRANK BROWER

THIS OLD FLAME WILL NEVER DIE

And sometimes a flame,
Clear shining thru the nite,
So bright we do not see the lamp,
But only see the light,
So may I shine—Your light, the flame—
That men may glorify your name.—Uno Words.

MULE TRAIN . . . You are the mule and the fifty percent hike in social security to go into effect in five weeks, is the train tacked on by your friends in Washington. Because of their lend-lease and other transactions from our economic turnip, six and a half million more a year must be raised. You will pay about \$90 for the 13-year-old survivors benefit system rather than the present \$60 maximum, you are now paying for Social Security. Meaning you will pay a cent and a half instead of one cent per dollar earned.

THE LAYMEN FUNYON XMAS FUND . . . Yes, Walter has his Damon Runyon Cancer Fund and we have our Layman Funyon (you know what layman means and the yon is tacked on to fun for Xmas euphany) . . . Christmas Fund is just a new angle to interest you in contributing early this year to our efforts to give joy to the poor (I should be a donee, yuk, yuk) thru the Christmas Cheer Club which movement was conceived a few Xmas ago when we peddled "Joe Louis Souvenirs" at ten cents to aid over a hundred and twenty-five families. I. R. Holmes, prexy of the Christmas Club and this department are urging you to help us supplement Empty Stocking Fund and the efforts of the Welfare Department as last year when 319 families and 596 children were made happier. Call 6-0883, 5-7751 or N-9873 for information or sit down now and make out a check payable to the Christmas Cheer Club and mail to W. D. Hill Center or this newspaper, please, please. We want enough over to get "Two Front Teeth" for Jake Davis this year.

NORTH CAROLINA COLLEGE LINE WAS LEAKING in Raleigh and their fans were disappointed at their showing and defeat to the Shaw Bears . . . The best entertainment in the bowl was the half hour game with 15 minutes halves before and during the North Carolina College-Shaw half of the kids of red and blue opposing as the Idlewood Tigers and the Chavis Heights Caugers, playing to a two safety 2-2 deadlock. The big boys can take a lesson from these kiddies operating from the split "T" . . . The Red Jerseyed Eagles and all white Bearclawed thru an evenly matched first period but brother that Bellamy Choo Choo came in to break up the waltzing. He by the way is optioned by the Los Angeles Rams . . . A COURIER Correspondent's hands got cold and he put them in between his legs, saying, "I've got to put them in the stove." And, his statistics tabulating spouse sitting next door put her arms around his neck and retaliated, "Aw, you are trying to make somebody think you are so hot?" Heavy Rivers, speaking of the Shaw backs in the first period, "They're just a fumbling, stumbling and grumbling" . . . North Carolina College's Matthews of Phenix High at Hampton showed his colors in short kicks like 88 yards per . . . Amen.



NERVOUS NATIONAL NEWSREAL . . . Dr. Channing Tobias, Chairman of Hampton Board, seems to be telling Etta Moton the singer (left) and Pearl Buck, novelist and Nobel Prize taker about the recent Hampton inauguration extravaganza, and how great it was even though not well organized . . . Congrats Juniors and Seniors at North Carolina College for the unique ideas at the Pre-Thanksgiving Party at Rush Hall. How in the world did you make those balloons stick onto the wall without paste. One speaker says all you do is rub them on cloth and the electric static does the rest . . .

CUTE MIDGETS OF MITCHELL in Raleigh stole the North Carolina College-Shaw show Saturday. The boys are under the recreation setup, and we understand there are five teams well-uniformed at \$15 per via Raleigh citizens' contributions. The boys must be under twelve and under 110 pounds. Imagine a fat, rolly polly, well bowlegged one doing the spinner handoff or hand-up to a tall, thin fleet-footed taiback who outruns his interference, and someone grabs the ball and runs the wrong way and scores a safety for the other team and gives the victory smile . . . ORCHIDS to Worliek's reception of Bradshaw's two-story pass . . . The Idlewood Tigers are red jerseyed and helmeted, while the Chavis Caugers are blue . . . Sister, I wish I had worn some "snugglies" with feet in them to that game.

AN HEIR FOR THE ALEX RIVERAS finally came. They have expected for some time, eight years to be exact, and are happy to have their anxieties soothingly confirmed. It came this week, a brand new automatic Rollerflex, sex undetermined, but a source close to the couple say it must be male since the mail-man brot it . . . J. L. Hunter, who recently had luncheon with Harry, Truman that is, given by the National Conference of Christians and Jews in honor of the Prexy at the Mayflower in observance of Brothehood Week, was a week-end visitor of Durham and Hillsboro with Bus Tinnens (both well-known in D. C. and the Seaboard). They were royally entertained by many friends including Mrs. R. A. J. Whitted, Mrs. Francis Eagleton, Dr. Helen Edmonds, M. Scarlett, Atty. Brower, I. Funderburg, M. Rich, J. C. Hubbard, Skinks Browning, all of whom at one time or another during the stay of the visitors, were able to get the dope on the sporting world from an officials point of view . . . Period.

REPORTER'S REPORT FROM RALEIGH . . . Doctor Harry Penn, Omega Grand Basiliens of Roanoke was in Raleigh Friday night on the first leg of his tour of chapters. The practicing dentist is a native of Lynchburg and is making an official tour with his grand secretary Carl Moultree who was former manager of a housing project in Wilmington and grad of Lincoln with present headquarters in D. C. . . . Harry Cummings of the Baltimore Probation Department made an official visit to our Capitol for a Probation Survey of North Carolina. He is the cousin of Rev. G. (Please turn to Page Six)

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