

# White Man Indicted For Stable Rape Of 16 Year Old Girl

## WRONG MAN SHOT IN LOVE TRIANGLE



Pauli Murray, former Durhamite currently a member of a prominent New York law firm, returned to Durham last week for a series of lectures and a speech at Stanford L. Warren Library, where she discussed her recently published autobiographical work, "Proud Shoes." Here the distinguished author-attorney is shown, second from left, with library officials at a luncheon given in her honor. At far left is Mrs. Ray N. Moore, librarian; John H. Wheeler, third from left, secretary of the library trustee board; and Mrs. Lyda Merriok, chairman of the library board of trustees.

### Says South Must Accept Truth Of Court Edict

## Tar Heel Lawyer Defends NAACP

RALEIGH  
A prominent Winston-Salem attorney spoke out in defense of the Supreme Court ruling against public school segregation and called upon the South to accept the "truth" of the court's ruling.

In an address before the Christian faith and human relations conference at the Good Shepherd Episcopal church here Tuesday, Irving Carlyle declared "the truth that all men are entitled to freedom is on the side of the U.S. Supreme Court's segregation decision."

The South "must confront and accept the truth on the side of the law against segregation," and "we should try to do something constructive regardless of how unpleasant and disagreeable the task may be."

The prominent Baptist lawyer also called for a halt to pre-

(continued on page 8)

# The Carolina Times

THE TRUTH LIBERATOR

VOLUME 33 — NUMBER 47 DURHAM, N. C., SATURDAY, NOVEMBER 30, 1957 PRICE: TEN CENTS

## Ice Cream Bar Case Arguments Heard

### Defense Claims No Trespass Was Committed By 7

RALEIGH  
The State Supreme Court Tuesday listened to arguments from both sides Tuesday in a case in which seven Durham Negroes have been convicted of trespass at a white ice cream bar.

The seven were convicted originally in Durham's superior court and fined \$10 each. They lost a subsequent appeal in Superior Court and received an increased fine of \$25 each. Tuesday's arguments before the State high court was the first step in the second appeal made by the defendants.

The action originated from an incident last June 3, when seven young people entered the white side of the Royal Ice Cream company, asked for service, refused to leave at the insistence of the manager and were arrested.

Judge Wilson of Recorder's Court found them guilty and levied a \$10 fine. Later, on an appeal from Wilson's decision, Judge Clifton Moore of the Superior Court upheld the conviction and fined each of the seven \$25.

In arguments before the state high court Tuesday, defense attorneys based their arguments on 1, the contention that no trespass had been committed by the seven under existing North Carolina laws, and 2, that the

(continued on page 8)



### Segregationist Parents Attack Pearsall Plan

RALEIGH  
A request by a group of white parents in Greensboro that the token school desegregation permitted by the Pearsall Plan be reversed raised anew questions about the status of the recently enacted law.

Some 41 white parents are asking that segregation be returned to all Greensboro schools until an appeal which they have entered against a Superior Court decision upholding the school board's assignment of Negro pupils to white schools could be heard by a jury.

The request is being made in the form of an appeal to the State Supreme Court which heard arguments from attorneys representing the parents and counter arguments from lawyers for the Greensboro school board.

The Greensboro school board voted in an historic session late last summer to admit six Negroes to previously all white schools. The assignments were subsequently protested by some white parents who asked a Superior Court to issue an injunction restraining the assignment of the Negro pupils to the white schools.

Judge Richardson Preyer of Superior Court refused to grant a petition by the white parents that Negroes be prevented from attending the schools. His court held that the petitioning parents had failed to apply for reassignment of their children to white

(continued on page 8)

## "King" Cole Blames Admen For Failure Of TV Show

NEW YORK  
The Nat (King) Cole once-a-week television variety show, slightly less than four months old, is scheduled to be seen for the last time on December 17, it was revealed this week.

However, the popular crooner- pianist announced that plans are afoot to place in on a Saturday or Sunday TV spot.

Cole announced from Hollywood last week that he was giving up the variety show, began Tuesday nights over NBC-TV, to fulfill personal appearance engagements previously contracted.

According to a signed article in the New York Post Thursday, Cole took national advertising agencies to task and placed the blame for the failure of his show on their refusal to obtain national sponsors for it.

"They could have sold it if they wanted to," the Post story quoted the popular entertainer.

The story further said that Cole feels agencies refused to

buy his show for their clients because they felt sponsorship would hurt the clients' sales in the South.

Quoting Cole further, the story said,

"You can't always put the blame on the South for these things. We're always using the South as the whipping boy. But the only difference between the South and certain areas of the



NAT KING COLE

## Father Of Four Felled By Three Shots From .38 Pistol

Matthew Lee Tyson, 37 year old father, of 608 Roxboro St., is being held by police in connection with the fatal shooting early last Sunday morning of James Lloyd Fowler.

Tyson admitted firing three bullets into the body of Fowler at 1110 Braswell Street shortly after one a.m. Sunday morning.

Funeral services for the slain man were held Wednesday afternoon.

Tyson reportedly told investigating police that he shot Fowler following an argument and a fight they had at the Braswell street address.

However, reports circulating throughout the city in the wake of the shooting say that Tyson became jealous because a rival for his girl friend was to marry her and waited outside the house to ambush him, but shot the wrong man.

The same reports did not state who Tyson's rival, for whom the bullets were intended but felled Fowler instead. The "other man" in a love triangle reportedly involving Tyson and Miss Nola Newkirk, who lives at the Braswell street shooting scene, was not identified beyond the statement that he was a taxi driver.

Both Tyson and Fowler were booked with the 1110 Braswell street address, but it was learned that Fowler actually lived at 1115 Fourth street while Tyson maintained his family at 608 Roxboro street. The victim of the shooting, Fowler, was the father of four children.

According to police patrolmen C. W. Rogers and R. L. Barnhill who investigated the shooting, Tyson telephoned police head-

quarters around two a.m. Sunday morning and reported he had "just shot somebody at 1110 Braswell St."

Policeman Rogers discovered Fowler's body in a driveway at the Braswell street residence and Tyson waiting at the house. An open knife was located near the body, officers said.

County coroner Dr. R. A. Horton ruled that Fowler died of three pistol wounds, one in the right shoulder blade, another in the back of his head and a third which ploughed into his right pelvis.

Though there was no report of witnesses to the shooting and no comment from police, the belief

that Fowler's back was turned to Tyson when the shots were fired gained support in speculation around the city.

However, Tyson told police that he shot Fowler "three or four times" after he had been attacked by Fowler. He said an argument between the two of them began in the basement of the Braswell street residence, he invited Fowler outside, went upstairs in the house to get his .38 calibre pistol which he put in his pocket because he expected trouble, then followed Fowler out of the house.

Outside, Tyson said Fowler attacked him, knocking him to the ground, whereupon he "came up shooting."

## New Zealander Lauds Schools In Fayetteville

FAYETTEVILLE  
W.A.B. Goodwin, Member of the UNESCO Technical Assistance Missions in Sierra Leone, British West Africa, and supervising teacher now on a one-month leave from the New Zealand School System, recently made a three-day visit at the Fayetteville State Teachers College and at certain of the city and county public schools.

Fayetteville was one of the many teachers colleges and universities in this country which Goodwin included in his itinerary.

Asked for impressions of American education as he had observed it, Goodwin concluded: "There is a freshness and vitality in all schools visited which is most encouraging. The attention given to oral use of English language in the first year of elementary school before proceeding to use reading books seem to be productive of excellent speech. I have seen excellent teaching methods in social studies.

## Girl Lured Away By Man On Baby-Sitter Pretext

CLINTON  
A white man who picked up a Negro girl from her home on the pretense of wanting her to baby sit for him was being held on charges of rape here last week.

A formal charge of criminal assault on a female was filed against Devane McLamb, white Honeycutt township resident, in the wake of charges by Lula Bell Lamb, 16 year old Negro girl.

McLamb was arrested four days following the incident and held without bond pending Grand Jury action.

According to reports from Sampson County sheriff W. D. Hall, the assault allegedly took place at a stable about six miles from here on Nov. 11.

The sheriff said the white man admitted having sexual relations with the girl but declared she submitted to him.

First indication of the incident came from a Negro physician here, Dr. R. H. Lewis who reported the incident to sheriff Hall on Nov. 11. Dr. Lewis told the sheriff it looked as if a girl had been raped and asked him to come to his office.

According to the sheriff's reports, he went to the physician's office where he talked with the Lamb girl. He said she told him the following story:

A white man whom she did not know came to her home late

Monday afternoon (November 10) and asked her to baby sit for him. She said after they had ridden around for several miles, the man drove to a stable, dragged her from the car and assaulted her.

(continued on page 8)

## Virginia Demo Says Reds Would Use NAACP, Levels Blast At High Court

RICHMOND, Va.  
A Virginia Democrat told the Richmond Bar Association here this week that Communists are trying to "use" the NAACP to "break down rights of the States as a prelude to establishing a dictatorship."

Senator A. Willis Robertson told Bar members that the Communists set out to break down States' Rights after failing in an earlier drive to make the United States spend itself into bankruptcy.

The communists will do "all in their power, not only to foment racial discord and antagonism, but to use, if they can, the NAACP as a political instrument to destroy our form of govern-

## Sentence Meted In Gob Slaying

NEW YORK  
News was received here that Pfc. Robert Allen, of Nashville, Tenn., first of six Negro Marines to face trial, has been convicted of the murder of Navy corpsman

## New Policy For President's Committee To Prevent Bias In Government-Contracted Jobs Needed: Wilkins

NEW YORK  
The fourth annual report of the President's Committee on Government Contracts indicates "the adoption of a regular review policy," Roy Wilkins, NAACP executive secretary, said here last Thursday. "This has been badly needed," he added.

While expressing the Association's appreciation of this innovation, Wilkins noted that the report, issued on Nov. 19, reveals too little about the enforcement of the non-discrimination clause in U.S. government contracts. The committee, he asserted, was established to secure compli-

ance with these contract clauses.

According to the report, the committee last year received 293 complaints of which 187 have been closed with the remaining 106 "still under study and investigation."

"If the contracts reviewed are key ones within large industrial groups," Wilkins said, "the results could have a salutary effect."

Further, he pointed out, "vigorous action on the part of the committee is essential to end racial discrimination in employment because the federal government plays a vital role in determining the course of civil rights in America."

Currently before the committee are cases filed by the National Association for the Advancement of Colored People against many multi-plant corporations operating in basic sectors of the American economy. Among these are complaints against several major aircraft manufacturers including Boeing Aircraft Company, Wichita, Kans.; the Hayes Aircraft Company, Birmingham; Rohr Aircraft Company, Riverside, Calif.; Lockheed Aircraft Corporation, Marietta, Ga.; and Cessna Aircraft Company, Wichita, Kans.

## BOSTIC NIXES \$50,000 LATIN TOUR

NEW YORK  
Saxophone star Earl Bostic on last Tuesday told this reporter that he had just turned down a \$50,000 offer (and, that ain't hay, brother) from Universal Attraction, Inc. for a twenty-day tour of South America to follow Louis "Satchmo" Armstrong, who winds up his tour Down Under on November 29th.

Bostic said that the reason he

refused the tour was "because I want to be home for Thanksgiving and I don't feel like flying that far right now." However, the dapper musician confirmed his physician's optimistic outlook on his future as a bandleader because he has completely recovered from the heart attack which he suffered last year.



Daryl Clegg of Bronx, N. Y., past president of the general organization of Industrial Arts high school, has won a \$2,000 one year scholarship to Bard College. He is son of former Durhamites John Clegg and the late Mrs. Katie Lillian Clegg.