

-Defends-

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sent southern legal tactics aimed at crippling the NAACP or forcing it to halt its operations.

"Punitive laws and spite legislation intended to cripple the NAACP and put it out of business" was one of four things which he declared are "doing so much damage and against which we must take a stand."

The other three he listed as:
1. "Abuse of the Supreme Court of the United States for its decisions against segregation in order to make the court a scapegoat;" 2. "the failure of local and state authorities to uphold the law;" and 3. "appeals to racial prejudice by men seeking public recognition or personal profit."

Carlyle said (that abuse of the Supreme Court which shakes public confidence in the court and impairs respect for the law can only do harm. He pointed out that "courageous and impartial law enforcement by local authorities "is the only insurance we have against the use of federal force to protect the Constitution and the courts."

Discussing the Little Rock situation, he said most Americans were shocked by the use of federal troops, but too few were disturbed by the breakdown of law enforcement which prompted the President to send federal troops there.

He referred to the situation as presenting a "constitutional crisis."

Carlyle was keynote speaker for the 1954 State Democratic Convention and is a leading Baptist layman.

-Rape-

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The girl told the sheriff that after the assault, she fled from the stable and was picked up on a nearby highway by a Negro man who was later identified as Fern Butler. He took her home where she reported the attack to her mother and was brought to Clinton for an examination by Dr. Lewis.

The sheriff said the girl told him she fought against the man and scratched his face. She also revealed that she had in her possession a set of ignition keys which she pulled from the switch as she was being dragged from the car.

A search was launched for a car bearing the description given the sheriff by the Lamb girl and one fitting the description was reported at a used car lot at Roseboro. It was later learned that the car, which had been "straight wired," had been used

Legal Notice

**NOTICE OF RESALE
NORTH CAROLINA
DURHAM COUNTY**
Under and by virtue of the power and authority conferred upon the undersigned by an order of Superior Court of Durham County, North Carolina, made and entered on the 25th day of November, 1957, in the special proceeding entitled "Mechanics and Farmers Bank, Administrator of the Estate of Andrew J. McCollum, deceased, Amanda McCollum Malloy, et al. vs. Jennie McCollum Black and husband, Doll Black, et al.," the same being No. 7252 upon the special proceeding docket of said court, the undersigned commissioner will, on Thursday, the 12th day of December, 1957, at 12:00 o'clock noon, at the court house door in Durham, North Carolina, offer for resale at public auction to the highest bidder for cash that certain tract or lot of land in the City of Durham, Durham County, North Carolina, more particularly bounded and described as follows, to-wit:

BEGINNING at the southeast intersection of South Alston and Linwood Avenues, and running thence along and with the south side of said Linwood Avenue south 85 degrees 33 minutes east 150 feet to a stake, northwest corner of Lot No. 46; thence along and with the west line of said lot south 24 degrees 20 minutes west 50 feet to a stake, northeast corner of Lot No. 48; thence along and with the north line of said lot north 65 degrees 33 minutes west 150 feet to a stake on the east side of South Alston Ave., North 24 degs. 20 with the east side of said South Alston Avenue 24 degrees 20 minutes east 50 feet to a stake on the south side of Linwood Avenue, the point of beginning, and being Lot No. 47 of Pine Grove Park Development, as per plat and survey thereof now on file in the office of the Register of Deeds for Durham County in Plat Book 5, at page 105, to which reference is hereby made for a more particular description of same. See deed recorded in Deed Book 184, at page 242, Durham County Registry.

The bidding will start at \$5510.00, the amount now offered for same, and the high bidder will be required to make a cash deposit in an amount equal to 10 per cent of the total price bid for said property.

This 26th day of November, 1957.
E. M. Watkins, Commissioner
Nov. 30, Dec. 7

by McLamb while some work was being done on his automobile.

Following this lead, Lamb was taken into custody near Williams Lake Thursday night (November 13) for questioning. His face bore marks as if it had been scratched, officers reported.

The sheriff said Lamb admitted picking up the girl and taking her to the barn, but claimed that it was with her permission. He told investigating officers he had been drinking, the sheriff reported.

-Trespass-

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trespass law as applied to the defendants had been unconstitutionally used.

Lawyers for the defense argued that an individual must be forbidden entry prior to actual entry before the North Carolina laws on trespass can be applied. They pointed out that the Royal Ice Cream company clerks and manager explained to the seven defendants that they would serve them, but not on the side reserved for whites.

The defense further held that the law had been applied unconstitutionally in that the state had intervened to enforce segregation of private citizens. It was pointed out that the warrant for the arrests of the seven was actually signed by a police officer, called to the scene, and not the owner.

Defendants in the case are the Reverend Douglas E. Moore, pastor of Asbury Temple Methodist church; Miss Virginia Williams, Claude Glenn, Miss Mary Clyburn, Jesse Gray, Miss Vivian Jones and Melvin Willis.

Representing them in Tuesday's arguments were Attorneys C. O. Pearson, M. Hugh Thompson, W. A. Marsh and F. B. McKissick. Ralph Moody, assistant attorney general, handled arguments for the state.

A decision in the case is expected sometime in December.

-Demo-

(continued from page 1)
Supreme Court decision against school segregation, and asserted that use of federal troops at Little Rock was an outgrowth of that decision.

Robertson was one of the leading supporters of Virginia Governor Stanley's plan for massive resistance of school desegregation.

-Parents-

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schools as provided for by the Pearsall plan.

The crux of the argument presented by attorneys for the Greensboro school board before the Supreme Court last week was that of the lower court, which held that the parents could not properly protest the assignments since they did not avail themselves of the "safety valve" feature of the plan which permits requests for reassignments of white students from a school to which Negro students have been admitted.

Welch Jordan, attorney for the school board, argued that since the parents forfeited their right to protest the assignment by asking for reassignment of their children as provided for by the Pearsall plan, they could not properly qualify as "aggrieved parties" in an action against the Greensboro school board.

In addition to Judge Richardson's court, a court in Charlotte has also held that, under the Pearsall law, aggrieved parties are only those who had been parties to the school board action before the assignments were made.

However, attorney J. J. Shields, representing the 41 white parents, contended that the language of the appeal statutes written into the Pearsall plan was broad enough to properly qualify his clients as aggrieved parties.

It is expected that the State Supreme Court ruling in the case, expected within a month, may have a profound immediate effect on the meaning of the controversial legislation. If it decides in favor of the plaintiffs, the way will be opened for countless appeals from disgruntled white parents in the three cities in which desegregation has taken place. Such a situation would almost immediately render practical operation of the law impossible.



New Arrivals

The following births were reported to the Durham County Health Department during the week of November 18 through 23, 1957:

Melvin and Dorothy Sanders, boy.
Henry and Priscilla Clyburn, boy.
Laddie and Jennie Wilson, girl.
James and Mildred Hughes, boy.
Isaac and Clara Gamble, girl.

**DURHAM
OBITUARIES**

WILSON: Funeral services for Walter Wilson, 68, of 17 Carroll St., were held at Burthey Funeral Chapel Nov. 17. A World War I veteran, he died at the Durham VA hospital Nov. 14. Interment was at Beechwood.

LITTLE: Last rites for George Watson Little, 314 Peachtree Place resident who died at Duke hospital Nov. 14, were held at Mt. Calvary Christian Church on Nov. 17. He was 70 years old.

BROWN: Mrs. Carrie Brown, Rt. 3 resident who died at Lincoln hospital on Nov. 16, was eulogized at Gethsemane Baptist Church Nov. 19. She was buried at Beechwood.

BOWMAN: Funeral services for master Edward Elworth Bowman, nine years old who died at Duke hospital Nov. 15, were held at Red Mountain Baptist church in Rougemont Nov. 17. He was the son of Mr. and Mrs. Arthur Bowman of Rt. 2, Bahama.

MATHESON: Final rites at Mt. Vernon Baptist Church were held Nov. 19 for Mrs. Rosa Matheson, 65 year old resident of 1410 South St., who died at her home Nov. 15. Burial followed at Beechwood.

CARLTON: Ervin Carlton, resident of 1917 Thaxton avenue, died at his home Nov. 15 and was funeralized at West Durham Baptist Church on Nov. 19. Interment was at Beechwood.

SUTTON: Clarence E. (Jake) Sutton was eulogized at St. Mark AME Zion Church Nov. 19. He died at General hospital in Washington, D. C. Nov. 14. Burial was at Beechwood.

COUSIN: Funeral services for James Cousin, 56 year old resident of Durham who had been in declining health for a number of years, were held at Mt. Vernon Baptist Church Nov. 16. Burial followed at Beechwood.

WOMACK: Last rites for Vern Womack were conducted at Mt. Vernon Baptist Church Nov. 20. He died at the Durham VA hospital. Womack lived at 1110 Pine Street.

VANHOOK: Funeral services for Mrs. Edna Vanhook, 85 year old resident of 614 Pickett St.,

Kittrell College Receives 1,030 Book Gift From Vance County Resident

The President of historic Kittrell College announced that the College had received a much needed gift of 1,030 volumes of books from friends in Vance County.

In addition to many priceless single titles, there is to be found among them such valuable source materials as the *Congressional Record* from 1947-1955 and the *Harvard Classics*.

Mr. W. W. Peace of City Fuel Company in Henderson, who had seen our dire need for books, contacted these benefactors, and it is our understanding that "their hearts were immediately turned to our need." Not only did he make these vital contacts, but Mr. Peace himself gave one hundred titles.

Besides Mr. Peace, others who gave books and the number given are as follows: Mrs. Nancy Crowder, 500; Mrs. Virginia A. Peace, 275; Mrs. C. M. Cooper, Jr., 140; and Mrs. Samuel D. Young, 15.

"Kittrell College and Vance County, I am sure, are proud of you."

were held at Mt. Vernon Baptist Church on Nov. 21. She died at her home Nov. 18. Interment was at Beechwood.

PERSONALS

Mrs. J. W. Clark of 706 East Pettigrew Street has just returned from South Carolina attending a funeral of her brother, Reverend J. W. Eric.

Evangelist Sarah McNeill of East Texas has just concluded a very successful two-week Revival at the Church of God Prophecy, Umstead Street.

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Eugene Hammonds opened the scoring by racing 58 yards for a touchdown in the early minutes of the first quarter. Before the game was over, Hammonds had scored three more times on a 2 yard plunge, a 58-yard pass from quarterback Lewis Garvin and a 5-yard run.



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