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School Officials Await District Court Decision

Ruling Expected Late Today

Franklin County school officials continue to wait a ruling on their petition for a stay of the August 5, District Court order which called for total integration of county schools this month. In a hearing held before U. S. District Judge Algernon Butler Wednesday, no decision was forthcoming. Local officials had expressed their expectation that a ruling would be made following the Wednesday meeting of attorneys for both sides with Judge Butler.

In lieu of a ruling, Judge Butler ordered attorneys to present a proposed order by noon today.

Board attorney Charles Davis delivered the Franklin brief this morning. He was flown to Clinton by T. H. Pearce, local pilot. A late check with the Board of Education office here and with the Board's chief attorney E. F. Yarborough discloses that no word has been heard from either the Court or Mr. Davis.

In the event that the stay petition is denied by the District Judge, the Board has a like petition already in the hands of Fourth Circuit Court Chief Judge Clement F. Haynsworth of Greenville, S. C. It was understood that no ruling would be forthcoming from Judge Haynsworth until after a ruling by the lower court. Local officials expressed the opinion Wednesday, that a ruling would be made today by the Clinton jurist.

Board attorneys burned the midnight oil here Wednesday in efforts to prepare today's "Proposed Findings of Fact, Conclusions of Law, and Order" as directed by Judge Butler Wednesday following the Clinton (N.C.) hearings. In ordering attorneys for both sides in the case to present such a brief

today, Judge Butler in effect asked them to write a decision as they desired it. As in an earlier hearing when attorneys were ordered to present desegregation plans, the Court would be expected to review briefs from both sides and select the one most suitable to the court. Both filings could be set aside and the Court issue one of its own.

In the Board's "Finding of Facts" filed at noon today, it is claimed that the August 5 order of the District Court "would disrupt the educational continuity of the (5800) students" and further states that "they would lose benefit of an effective education for most of the 1968-69 school year".

The Board lists the steps taken by it and the courts since the June 20, 1968 order which rejected a plan of desegregation filed by the Board on March 29 of this year.

The Board lists 14 points in its "Finding of Facts", most dealing with the difficulty or impossibility of compliance with the August 5 order which ordered the Board to set up attendance zones in the county and to establish complete non-racial schools in each zone.

Among the things listed by the Board are the moving of educational equipment; dislocation of nearly 3,000 students, ESEA eligibility establishment and lack of adequate facilities to house such departments as vocational, trades and industries.

In the "Conclusions of Law", attorneys for the Board cite several rulings by other Courts upholding the District Judges right to consider certain conditions separately in each school case. One such reference implies approval of when a "proposed plan promises

meaningful and immediate progress toward disestablishing state-imposed segregation."

The Franklin Board contends in the "Conclusions of Law" that "the school children in the Franklin County School System are entitled to an uninterrupted education, and that they will suffer irreparable harm and damage if the . . . Orders are not stayed".

And finally, the Board through its attorneys include in today's filing a "Proposed Order" which, if approved would grant the Board's request for a stay.

Weather

Mostly sunny and continued hot today and Friday. Low today, near 74; high, around 96.

Three Wake Men Held In Robbery

Sheriff William T. Dement reported the arrest of three Wake County men Wednesday in connection with the August 14 break-in at the Four Winds dance club south of Louisburg.

Dement said that Tommie Wayne Neville, w/m/16, of 316 N. Boundary Street, Raleigh was free under \$2500 bond Wednesday. Late reports say that two other men, objects of a search Wednesday were arrested and lodged in the local jail. The two were identified as Donald Wayne Griffin, w/m/18 and Sherrill Daniel, w/m/18, both of Rt. 2, Wake Forest.

All three men are charged with breaking and entering and larceny and are being questioned on other unsolved robberies in the area.

Dement reports that between \$60-\$70 in change was taken from the dance club by ripping open the juke boxes and other coin machines. Band instruments, including four drums, foot pedal, five symbols and a stand, all valued at around \$300 were recovered from the car of one of the men charged.

Edwards Heads Bunn Group

An organizational meeting was held at the Bunn High School Cafeteria last night. The purpose of this meeting was to elect permanent officers to the newly chartered Bunn Development Corporation. This Corporation was formed for the purchase of 30 or more acres of land for an industrial park so as to comply with the grant and loan on the Bunn water and sewerage project from the Economic Development Administration.

The officers elected at last night's meeting are as follows: Joe Edwards, President; Macon Morris, Vice-President; Harold Pearson, Secretary; and Dan Gupton, Treasurer. The new Board of Directors were listed as N. E. Gaskill, L. L. Pippin, W. A. Andrews, Mayor; Decimo Gay, Alfred Snipes, W. W. Winstead, L. A. Debnam, T. W. Bailey, Otis Pulley and Harvey Cle-

mons.

The Executive Director elected was S. Kenneth Schubart; attorney, Mr. E. F. Yarborough and engineers, Peirson and Whittman of Raleigh.

As soon as the laws are written up, a meeting will be called to accept them by the officers.

It was also announced that a Pre-Filing Meeting is scheduled for 1:00 p.m., Thursday, September 5th, in the office of Mr. Charles Edwards of the Economic Development Administration in Raleigh.

Within thirty days after this meeting a formal application and all supporting documents will be filed with his office.



Too Hot For Airconditioning

With the thermometer reading 98 degrees here Wednesday, it seemed somewhat appropriate that workmen on the \$200,000 courthouse improvement project should turn their thoughts to air conditioning. Picture above shows one of two such units being unloaded. The pair will be lifted to the top of the building as soon as the roof is finished. The fact that it was an air conditioning unit on which the crew was working didn't seem to lessen the uncomfortable heat.

Photo by Clint Fuller.

N.C. 39 Project Expected To Displace Some Families

R. G. Gregory, Division Right of Way Agent for the State Highway Commission, has revealed that some families and businesses along N. C. 39 "from the Louisburg City limits to a point beyond Ingleside", will be displaced by the project.

Gregory discloses that the improving and widening of N. C. 39 and U. S. 401 is expected to displace some families by the demolition or removal of buildings.

The Highway Commission has a relocation advisory assistance agency for these families. Gregory's announcement states, "All families affected by the construction of this project will be mailed notices and personally contacted regarding information on relocation advisory assistance and reimbursement for the moving of personal property. Business concerns will be contacted regarding the reimbursement of moving expenses."

The Gregory announcement does not disclose any details of the project, but an informed source said this week

the bids for the work are expected to be let in November.

The project, expected to connect eventually with a similar project on N. C. 39 in Vance County was promised Franklin in January, 1967 by Fifth Division Highway Commissioner J. B.

Brame of Durham. Work on a thorough street inside the Henderson City limits connecting N. C. 39 on the east side with the Townsville Road west side has been announced for Vance County.

Expands Local Facilities

Louisburg — Carolina Telephone has launched a \$162,000 expansion program at its central office here.

Howard T. Pitts, local manager for the company, said today that an addition to the telephone building here is now underway. The addition will provide approximately 6,000 square feet of floor space and is due for completion in February.

The addition will consist of about 3,000 square feet of new basement area and about 3,000 square feet on the first floor level. The new basement space will be required to house power

equipment, an assembly room, a boiler room and restrooms. The first floor addition will provide space for additional central office telephone equipment.

Forecasted service demands in the area indicate a need for local dial equipment to be added next year. This equipment is expected to cost about \$50,000.

"This is quite an undertaking and is in keeping with Carolina Telephone's continuing desire to adequately meet the communication needs of this area. Company-wide, our construction budget for 1968 totals \$34,000,000," Pitts concluded.

Hottest August

Wednesday's 98 degree temperature has matched the record for August for the past eight years, according to Louisburg weatherman G. O. Kennedy. He reports that not since August 19, 1965, has the thermometer read this high in August. Two other days in this August, however, have reached this peak. Kennedy lists them as August 8 and August 10.

He reports that there have been only four days in this month when the high temperature failed to reach 90 degrees. And he adds that the nighttime low has fallen below 70 degrees only four times this month.

Rainfall for the month of August is reported at 3 inches. Rainfall for August of last year reached 8 inches.

The hottest day locally this year was July 1, when the thermometer read 103 degrees. This set a four-year record and was only the second time in eight years that the temperature reached this high.

The Raleigh-Durham weather station promises more of the same for today and Friday.

Recorder's Court

The following cases were disposed of during a session of Recorder's Court on Tuesday, August 20th:

William Smith, n/m/52, operating auto intoxicated; no operator's license; failing to see before starting that such movement could be made in safety. 60 days in jail, suspended on payment of \$100.00 fine and costs.

Sidney Ramey Seal, w/m/22, without due caution and circumspection and at a speed or in a manner which was likely to endanger any person or property. \$10.00 fine and costs.

W. B. Duke, w/m, possession of tax paid liquor; possession for sale; transporting tax paid liquor. \$100.00 fine and costs. Auto released to defendant.

Pete Thomas, n/m/21, assault with deadly weapon. 60 days in jail, suspended on payment of \$50.00 fine and costs.

James Arthur Gupton, n/m/31, assault with deadly weapon. 90 days in jail, suspended on payment of \$50.00 fine and costs and \$101.00 into C.S.C. for Dr. B. L. Patterson and \$16.40 for Franklin Memorial Hospital.

Robert Hodge, n/m/30, speeding. \$10.00 fine and costs.

Robert R. Daniels, w/m/32, speeding. \$15.00 fine and costs.

Charles R. Spencer, w/m, assault on female. State takes nol pros on payment of costs.

William T. Spencer, n/m/22, speeding. \$15.00 fine and costs.

William Boyd Williams, n/m/20, public drunkenness; larceny. 60 days in jail, suspended on payment of \$25.00 fine and costs.

Paul Alston, n/m, non support. State takes nol pros on payment of costs.

Asst. Court Clerk Passes

Mrs. Betsy Spivey Lavender, 44, died early this morning (Thursday) at Duke Hospital, following a lengthy illness.

Mrs. Lavender was assistant Clerk of the Superior Court of Franklin County at the time of her death. She had been employed in the Clerk's office for the past twelve years. She was an active member of the North Carolina Assistant Clerk's Association, having served as president of this organization in 1962-1963. Mrs. Lavender had been secretary for the Franklin County Law Library since 1962 and served for many years as secretary to the Louisburg Democratic Precinct Committee; she had also served as secretary in the Young Democrats Club. She was a member of Louisburg United Methodist Church.

Surviving are one son, 2nd Lt. Paul W. Lavender, Jr., of the U. S. Air Force; one daughter, Betty Lavender, of St. Paul, Minn.; one brother, David W. Spivey, of Washington, N. C.; one aunt, Mrs. J. W. Mann of Louisburg and one uncle, Tom Boddie, of Longview, Texas.

A Memorial Service will be held for Mrs. Lavender at the Louisburg United

Methodist Church at a time to be announced.

The family requests that flowers be omitted.



MRS. LAVENDER



Made In The Shade

Two enterprising little girls set up shop on Justice Street here Monday afternoon and did a sizable amount of business, at least during the time a photographer was in attendance. Linda Shillinglaw, left and Kim Dement, both 10-years-old, are pictured serving a two-cent cold drink to local building contractor Arthur Holmes, who saw their sign and stopped to patronize the pair. Linda is the daughter of Assistant County Agent and Mrs. John Shillinglaw and Kim is the daughter of Sheriff and Mrs. William Dement. For other customers see page 8.

Photo by Clint Fuller.