

# Hayes Elected Head Of Legion

### Illinois Man Named Leader As Convention Ends Session.

Chicago—Edward Hayes, 42-year-old attorney of Decatur, was vested with leadership in carrying out the American Legion's intensive program combating communism.

# SICK HEADACHE

Many cases of SICK HEADACHE are due to constipation. If you have headache that is due to constipation, take Theford's BLACK-DRAUGHT for refreshing relief. "I have taken BLACK-DRAUGHT, when needed, for about 15 years," writes Mr. J. W. Cooper, of Longview, Texas. "I first began to use it for sick headache that seemed to come from constipation. "I would suffer about twenty-four hours with these headaches. I found out that BLACK-DRAUGHT would help me, so that is what I took. I am glad to recommend it to others, for this trouble, for it will give relief." Theford's BLACK-DRAUGHT is a purely vegetable laxative, preferred by thousands of men and women because it is so effective and economical. For CHILDREN, get the new, pleasant-tasting SYRUP of Theford's Black-Draught, in 25¢ & 50¢ bottles.

supporting the NRA, strengthening national defense and otherwise watching out for the republic." Hayes was elected national commander by acclamation at the close of the Legion's 14th annual convention. The first duty assigned him by his comrades was to work for fulfillment of the Legion's four-point program for veterans' relief.

An about face from the bonus demands of other years, the program seeks to guard the interests of only those veterans who were injured or contracted disease in military service, and the dependents of those who died.

A request that they be given federal hospitalization if unable to pay was the only clause dealing with veterans beset by ailments or economic troubles since the end of the war. The bonus, although favored in six state conventions recently was not mentioned.

Perhaps the strongest language used by the convention, attended by a quarter million veterans from coast to coast, was that embodied in an Americanization committee report dealing with communism.

The Germans pronounce "Nazi" as "Notsy." We pronounce it "Notsy Good."

# Bank Openings Are Now Rapid

Washington—Only one and one-half per cent of the deposits of national banks will be "frozen," after institutions reorganizations plans of which have been approved open for business, Controller of Currency J. F. T. O'Connor said.

He declared that banks were being opened as rapidly as possible. He explained that delay has occurred because of the necessity of making certain that banks are able to remain in business after being opened.

By the end of last month 43.2 per cent of all national banks which remained unlicensed on March 1 were licensed, chartered or liquidated, O'Connor said.

# SOU. R. R. STOCKHOLDERS ELECT DIRECTORS

At the fortieth annual meeting of the stock holders of the Southern Railway company held October 10, the following directors whose terms had expired were re-elected to serve for three years: Messrs. Fairfax Harrison of Virginia; Jeremiah Milbank, and Jackson E. Reynolds of New York; Mr. Robert M. Hanes of Winston-Salem was elected a director for the same term of three years.

The present officers of the company were re-elected at a meeting of the board of directors held immediately after the adjournment of the stockholders meeting.

Sample of American humor heard in an elevator: "Have you heard the hotel song? Hotel Me That You Love Me?"

will sell at public auction, to the highest bidder, for cash, at the Courthouse door, in Salisbury, N. C., on Monday, November 6, 1933, at 12 o'clock noon, the following described real estate, to-wit:

A two-story dwelling house and lot on the East side of New North and South Street in the Harrison Purchase of the Salisbury Cotton Mill property on the East side of and near the Yadkin Railway and about one mile in a Southernly direction from the Court House and near the Salisbury Cotton Mill.

BEGINNING at said Holshouser's North corner, on the East side of the New North and South Street and runs thence North East 50 feet to Cornelison's corner; thence S. E. 200 feet with Cornelison's line; thence S. W. 50 feet to said Holshouser's corner; thence N. W. 200 feet to the beginning, and being the last or second lot in the deed from the Salisbury Cotton Mills to F. M. Holshouser dated Nov. 2nd, 1894, and registered in Book of Deeds Number 78 at page 258, Office of Register of Deeds or Rowan County. Also see Book No. 82 page 402; also see deed from Lethia Odell Peeler and husband, Samuel Peeler, Ida L. Odell (widow) and Bessie Odell (single) to F. A. Butler and wife, Lizzie Butler, dated December 3rd, 1919, and registered in Book of Deeds No. 157, page 31, Register's Office of Rowan County.

This, the 4th day of October, 1933.

R. C. PICKLER, Trustee. T. K. Carlton, Attorney. Oct. 6-27.

# NORTH CAROLINA, IN THE SUPERIOR COURT BEFORE THE CLERK. WHITEHEAD KLUTTZ AND SOPHIE HEINRICH, vs. W. CALVIN KLUTTZ, LUCINDA CRESS, ALFRED KLUTTZ, MOLLIE BOST, et al.

NOTICE: Mollie Bost, Agusta Heilig, Russell Moore, Francis Moore, Marie Moore, Willie Moore, Janie C. Kluttz, Theo. F. Kluttz, Kathleen and Kathleen Land, Guardian of Annie C. Kluttz, and Alex W. Kluttz.

YOU WILL TAKE NOTICE that a special proceeding entitled as above has been commenced in the Superior Court of Rowan County for the purpose of appointing a successor Trustee to the N. C. Bank & Trust Co. for the estate of Lucinda Fraley, and you will further take notice that you are required to appear before the Clerk of the Superior Court for the County of Rowan at his office in the Courthouse in Salisbury, N. C. on the 4th day of November, 1933, or within 10 days thereafter and answer or demur to the petition filed in said action or the petitioners will apply to the Court for the relief demanded in said petition.

This October 2, 1933. B. D. McCUBBINS, Clerk of Superior Court. Randleman & Randleman, Attys. Oct. 13—Nov. 3.

# NOTICE TO CREDITORS

Having qualified as administrator of the estate of Baxter Clement, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 1st day of October, 1934, or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.

This Sept. 29th, 1933. CONOVER SHERRILL, Administrator of Baxter Clement. Randleman & Randleman, Attys. Oct. 6—Nov. 10.

# NOTICE OF RE-SALE

Pursuant to a judgment and order of the Superior Court of Rowan County, in the matter of Robert Jones vs. J. F. Miller and wife, Finetta Miller B. H. Isenhower and wife, Lottie Arey Isenhower, the undersigned Commissioner appointed by the Court, will on Saturday, the 21st day of October, next, at 12 o'clock M, at the Court House Door in Salisbury, N. C., offer for re-sale to the highest bidder for cash, the following described property:

Beginning at a stake at the Northeastern corner of South Shaver and East Fisher Streets and running thence with East Fisher Street South 42 deg. 50' East 80 feet to a stake, corner of lot No. 6, belonging to Mrs. Daisy Fraley Jones, and being the same lot which was sold to her by W. C. Fraley; thence with her line North 47 deg. East 90 feet to a stake on line of Mrs. Brady's lot; thence with her line North 42 deg. 30' West 80 feet to a stake on edge of South Shaver Street; thence 47 deg. 30' West 90 feet to the beginning.

ner, being lot No. 1 as shown on the map of the Fraley property and being the late residence of Mrs. Martha J. Fraley.

On this lot is situated an eight room, two story dwelling house with modern conveniences and in good condition.

The bidding will commence at \$1,050.00. The purchaser will be required to deposit 5 per cent of his bid with the Clerk of Superior Court at the time of purchase or property will be re-sold. This 3rd day of October, 1933.

T. G. FURK, Commissioner. Oct. 6-20.

# NOTICE TO CREDITORS

Having qualified as administrator of the estate of Ann Owen Simmerman, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 10th day of September, 1934, or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.

This September 6th, 1933. W. V. FARR S. Administrator of Estate of Ann Owen Simmerman, (Dec'd.). Sept. 8—Oct. 13.

# NOTICE TO CREDITORS

Having qualified as Administrator of the estate of Mrs. Magdalene Peeler, this is to notify all persons having claims against the said decedent to file an itemized, verified statement of same with the undersigned on or before the 13th day of September, 1934, or this notice will be pleaded in bar of their recovery. Persons indebted to said estate are notified to make prompt settlement.

This September 11, 1933. MRS. CLEO SMITH, Adm., of the Estate of Mrs. Magdalene Peeler. R. LEE WRIGHT, Atty. Sept. 15—Oct. 20.

# NORTH CAROLINA, IN THE SUPERIOR COURT. THEODORE F. WEANT AND WIFE, ROBERTA WEANT, vs. HALCOMB D. WEANT AND WIFE, JULIA WEANT.

NOTICE: The defendants above named will take notice that a Special Proceeding entitled as above has been commenced in the Superior Court of Rowan County for the sale for partition and division of certain lands mentioned and described in petition in which the defendants are interested, and the said defendants will further take notice that they are required to appear before the Clerk of Superior Court of Rowan County at his office in Salisbury N. C. on the 20th day of October 1933 or within 10 days thereafter and answer or demur to the petition in said action or the petitioners will apply to the court for the relief demanded in said petition.

This 18 day of September 1933. B. D. McCUBBINS, Clerk of Superior Court. Randleman & Randleman Attys. Sept. 22—Oct. 13.

# SALE OF REAL PROPERTY

Pursuant to the provisions contained in a certain Deed of Trust dated March 17th, 1931, executed by K. A. Lentz and wife, Bessie W. Lentz and delivered to E. H. Harrison, as Trustee, which Deed of Trust is duly recorded in the Office of the Register of Deeds for Rowan County North Carolina, in Book of Mortgages 108, at Page 283, default having been made in the Payment of the Debt secured by said Deed of Trust as therein specified, and at the request of the Owner of the Note thereby secured, the undersigned will expose for sale at Public Auction at the Court House Door in the City of Salisbury, N. C., on Monday, October 30th, 1933, at 12:00 o'clock Noon, and sell for cash to the highest bidder the following described Real Estate:

(1) One Lot in the North Ward of Salisbury, N. C., lying on the Northwest Side of North Main Street between Miller Street and Eleventh Street.

BEGINNING at Henderlite's corner in the Northwest margin of North Main Street, and runs thence in a Northeasterly Direction with the margin of Main Street Fifty Feet to a stake; Thence in a Northwesterly Direction parallel with Miller Street One Hundred Fifty Feet to a Stake; Thence in a Southwesterly Direction parallel with Main Street Fifty Feet to Henderlite's line; thence with Henderlite's present Line in a Southeasterly Direction parallel with Miller Street One Hundred Fifty Feet to the BEGINNING-Corner.

(2) A small parcel of land 40

x50 Feet in the North Ward of Salisbury, North Carolina, lying between Main and Church Streets and between Miller and Eleventh Streets, and adjoining the present lot of Otterbourg and the Lots of Henderlite, the Henderson Estate and Emerson and being in the immediate rear of the lot deeded by C. M. Henderlite and Wife to M. A. Otterbourg and Wife, February 14th, 1922.

BEGINNING at Otterbourg's present rear corner on Henderlite's Line of his home place and runs thence in a Northeasterly Direction, parallel with Main Street, Fifty Feet to Emerson's Lot; Thence with Emerson's Line in a Northwesterly Direction, parallel with Miller Street, Forty Feet to a Stake; Thence in a Southeasterly Direction, parallel with Main Street, Fifty Feet to Henderlite's Line of his home place; Thence with Henderlite's Line in a Southeasterly Direction, parallel with Miller Street, Forty Feet to the Beginning Corner, being a part of the Lot deeded by Elizabeth B. Henderson February 14th, 1922, to C. M. Henderlite.

For back Title to the above Lots, see Deeds recorded in Book of Deeds 170, Page 165; Book of Deeds 171, Page 68, and Book of Deeds 189, Page 56, Office of Register of Deeds for Rowan County, N. C.

This the 27th Day of September, 1933. E. H. HARRISON, As Trustee. Oct. 6-27.

# SALE OF REAL PROPERTY

Pursuant to the provisions contained in a certain Deed of Trust dated February Ninth, 1921, executed by C. L. Modlin and wife, Minnie Modlin and delivered to E. H. Harrison as Trustee, which Deed of Trust is duly recorded in the Office of the Register of Rowan County, N. C. in Book of Mortgages 75, at Page 281, default having been made in the payment of the Amount secured by said Deed of Trust as therein specified, and at the request of the Owner of the Note thereby secured the undersigned will expose for sale at Public Auction for Cash at the Court House Door in the City of Salisbury, N. C., on Monday, October 30th, 1933, at 12:00 o'clock Noon the following described Real Estate:

Three Lots, Two Three Room Cottages being located on two of them at this time, situate on the Southwest side of 9th Street between Yadkin and Rowan Avenues, Spencer, N. C. BEGINNING at a stake on the Southwest side of 9th Street at a point 50 feet distant from the South stone corner at the intersection of 9th Street and Rowan Avenue, this point being corner of lot No. 1, and runs thence with line of lot No. 1, in a Southwesterly direction parallel with Rowan Avenue 170 feet to an alley; thence with the margin of this alley in a Southeasterly direction parallel with 9th Street 150 feet to the rear corner of lot No. 5, on this alley; thence with line of lot No. 5, in a Northeasterly direction parallel with Rowan Avenue 170 feet to 9th Street; thence with the margin of 9th Street in a Northwesterly direction 150 feet to the beginning corner on 9th Street. Comprising lots 2, 3, and 4, in Block 84, of the Henderson and Vanderford property in and adjoining the Town of Spencer.

This the 23rd day of September, 1933. E. H. HARRISON, as Trustee. Oct. 6-27.

# MORTGAGE SALE OF REAL ESTATE

Pursuant to the provisions of a certain mortgage deed of trust executed Feb. 16, 1929 by J. A. Trexler and wife, Ada Trexler, to G. W. Pennington and wife, M. L. Pennington and registered in Book of Mortgages No. 112, page 101, in the office of the Register of Deeds for Rowan County, N. C., default having been made in the payment of the indebtedness secured thereby, and at the request of the holder of the note and as by law provided, the undersigned mortgages will, on Saturday, October 28th, 1933, at 12:00 Noon at the Courthouse door in the City of Salisbury N. C., sell at public auction, to the highest bidder for cash, the following described property to-wit:

A one-half undivided interest in and to two tracts of land assigned to Ada Trexler and Clifford Peeler in the division of the Rice Lands, which said tracts are fully described in partition proceedings recorded in Book of Special Proceedings No. 20, page No. 243, Clerk's office of Rowan County, and both of said tracts being described by metes and bounds as follows: Lot No. 3. Beginning at a stake in the public road, E. E.

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Rice's corner on E. E. Rice's line; thence with the public road North 2.60 chains to a stake in said road, J. B. Rice's corner; thence North 86 deg. West 14.94 chains to a stake J. B. Rice's corner on Briggs' line; thence South 24 deg. West 2.61 chains to a stone, Briggs' corner; thence South 86 deg. East 16:00 chains to the beginning, containing 4 acres, more or less.

Lot No. 4. Adjoining the lands of Fraley, Graham, Briggs, and others. Beginning at a stake, Briggs' corner on Rice's line; thence North 1 deg. East with Briggs' line 4.10 chains to a stake, Rice's corner; thence West 33.60 chains to a stake, E. E. Rice's corner on Graham's line; thence South 4.10 chains to a stake, Graham's corner; thence East 33.50 chains to the beginning, containing 13.7 acres more or less.

This the 25th day of Sept. 1933. This conveyance will be made subject to all outstanding County taxes.

G. W. PENNINGTON & WIFE, M. L. PENNINGTON, Mortgages. IRA SWICEGOOD, Attorney. Oct. 6-27.

# SALE OF REAL PROPERTY

Pursuant to the provisions contained in a certain Deed of Trust dated January 19th, 1932, executed by C. L. Modlin and wife, Minnie Lee Modlin and delivered to E. H. Harrison as Trustee, which Deed of Trust is duly recorded in the Office of the Register of Deeds for Rowan County, N. C. in Book of Mortgages 120, at Page 57, default having been made in the Payment of the Amount secured by the said Deed of Trust as therein specified and at the request of the Owner of the Note thereby secured the undersigned will expose for sale at Public Auction for Cash at the Court House Door in the City of Salisbury, N. C., on Monday, October 30th, 1933, at 12:00 o'clock Noon, and sell to the highest bidder the following described Real Estate:

One Cottage and lot lying on the Northwest Side of Rowan Avenue, between Sixth and Seventh Streets and fronting on Rowan Avenue, Spencer, N. C. BEGINNING at a stake on the Northwest Side of Rowan Avenue at a point One Hundred Feet Northeast from the Stone Corner at the intersection of Rowan Avenue and Seventh Street; And runs in a Northeasterly Direction with the Margin of Rowan Avenue Fifty Feet to the Corner of Lot No. 10; Thence with Lot No. 10, parallel with Seventh Street in a Northwesterly Direction One Hundred and Forty-Five Feet to an Alley; Thence with this Alley in a Southwesterly Direction parallel with Rowan Avenue Fifty Feet to the Corner of Lot No. 8 on this Alley; Thence with Lot No. 8, parallel with Seventh Street in a Southeasterly Direction One Hundred and Forty-Five Feet to the Beginning Corner on Rowan Avenue; Being Lot No. 9, in Block 54, of the Henderson and Vanderford Property in Spencer, N. C.

One Lot on the Southeast Side of Yadkin Avenue between 8th and 9th Streets in the Town of Spencer, Rowan County, North Carolina, upon which there is located a Dwelling House described as follows:

Beginning at a point on Yadkin Avenue Fifty Feet from the Intersection of 8th Street and Yadkin Avenue, Corner to Lot No. 14; Thence with Line of Lot No. 14, One Hundred and Forty-Four and Two Tenths (144.2) Feet to an Alley; Thence with the Line of said Alley Fifty Feet, more or less to a point, Corner of Lot No. 12; Thence with Line of Lot No. 12, One Hundred and Sixty-Three and Three Tenths (163.3) Feet to a point on Yadkin Avenue; Thence with Yadkin Avenue Fifty Feet to the Beginning Corner, the same being Lot No. 13, in Block "F" of the map of the Henderson and Vanderford Property, in Spencer, N. C.—the said Map being registered in Book of Maps at Page 42, in the Office of the Register of Deeds of Rowan County, North Carolina.

For Back Title see Deed from Elizabeth Henderson to C. L. Modlin and Wife Minnie Lee Modlin, dated the 14th day of September, 1920, and registered in Book 164, Page 124.

This the 23rd day of September 1933. E. H. HARRISON, As Trustee. Oct. 6-27.

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STATEMENT OF THE CONDITION, MANAGEMENT, CIRCULATION, ETC., REQUIRED BY ACT OF CONGRESS OF AUGUST 24, 1912 OF THE CAROLINA WATCHMAN, published weekly at Salisbury, N. C.

The Carolina Watchman Publishing Company, for October 1, 1933.

E. W. G. Huffman, editor, Salisbury, A. R. Monroe, Business manager, Salisbury, N. C.

Names of bond holders holding per cent or more of the total amount of bonds, mortgages or other securities: Preferred stockholders, E. W. G. Huffman, Salisbury, N. C.; H. E. Isenhower, Salisbury, N. C.; G. A. Miller, Rockwell, N. C. Common Stockholders: S. H. Plexico, Salisbury, N. C.; Thelma K. Plexico, Salisbury, N. C.; O. A. Costner, Lincolnton, N. C.; Mortgagee: Mrs. W. H. Stewart, Salisbury, N. C.

A. R. MONROE, Bus. Manager. subscribed and sworn to before me, this 9th day of October, 1933. W. T. BURKE, Notary Public. Rowan County, My commission expires 2-22-34.

# MORTGAGE SALE OF REAL ESTATE IN SALISBURY, N. C.

Pursuant to the terms and conditions of a certain mortgage deed of trust, dated March 18, 1931, executed by F. A. Butler and wife, Lizzie Butler, to R. C. Pickler, Trustee, registered in the Register's Office of Rowan County, in Book of Mortgages No. 117, page 154, default having been made in the payment of the note secured hereby, and request for foreclosure having been made by the holder of said note, the undersigned Trustee,