

# THE BEAUFORT NEWS

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VOLUME XV

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## CITY COMMISSIONERS RESCIND STREET EXTENSION RESOLUTION

Without Debate And Without Opposition New Resolution Is Adopted. Serious Opposition Alleged As Reason For Reversing Former Action. Sanitary Inspector Here This Week

Without a dissenting voice the board of town commissioners at their meeting Monday passed a resolution rescinding their former resolution to extend Frost street beyond the city limits. Those present were Mayor Thomas, Commissioners Noe, Smith, and Whitehurst and two or three spectators. The other commissioners came in about an hour later.

The resolution, which was read by city Attorney G. W. Duncan, consists of several paragraphs. The substance of it is that the resolution of June 29th, be revoked and stricken from the minutes. It states that all papers referred to the board by the board of county commissioners relating to the matter be returned to the county board. It says that "by reason of opposition encountered this board is unable to make any guaranty or other representation to the county commissioners respecting said matters." Therefore says the resolution "the matter now stands as it did before June the 7th." There was no discussion of the resolution and no reason given for passing it except that the resolution itself states that whereas serious opposition had arisen and the board did not desire to do anything contrary to the wishes of the people therefore it was passed.

Other business transacted by the city follows: A motion was passed reducing license for barbers from \$6 per year to \$2 per year per chair. The heirs of Mrs. Grace Robinson were relieved of their taxes on house and lot for 1926. A motion was passed instructing the clerk to pay the judgment and costs in the Eastern Coal Corporation suit. It was ordered that the judgment be paid on the lot next to the firehouse which was bought by the town some time ago.

County Health Officer T. C. Britt came before the board and stated that a State sanitary inspector would be here this week and it was necessary that something be done about requiring all residents to make sewer connections. The subject was discussed freely and finally on motion the Mayor appointed Commissioners Noe and Smith a committee to confer with the Water and Light Commission about it. Dr. Britt also stated that he would make regular examinations of the city water supply free of charge. Heretofore this has been done in Raleigh at some cost to the city. A letter was read from J. F. Duncan in which he resigned from the committee to select some one to audit the town's books. He stated that he is a member of the Water and Light Commission and therefore could not serve with propriety on the auditing committee. A motion was passed to allow the County Home Demonstration Agent the use of a room in the city hall free of charge, with the understanding that the town would not pay for fixing it up. A motion was passed to buy a State map at a cost of \$4.85 from an agent who was present. Some bills were audited and the board adjourned.

## NICE CATCHES OF FISH BEEN MADE RECENTLY

From reports that reach the News sportsmen who like to try their luck with rods and reels or hand lines have been having some pretty good luck recently. Word comes up from Cape Lookout that Congressman Abernethy, who has been there for several weeks on his vacation, has been making some fine catches of blue fish, mackerel and other sorts of fish and several other fishing parties that have been there have done very well. On Monday Mr. and Mrs. W. W. Tuttle of Goldsboro and Mr. and Mrs. I. C. Moser of Asheboro were out several hours and made a nice catch. They caught 90 blue fish besides many croakers, pig fish, black fish on. Mrs. Tuttle caught a trout that weighed 3 1-2 pounds. Their fishing was done mostly at the Morehead City drawbridge and over at Shackleford Banks. The professional fishermen have been bringing in some fine mullets recently and also some nice blue fish and other kinds.

Farm women of Alamance and Rockingham Counties will hold a joint camp at the Rockingham County playground August 24 to 27. Seventy-five women from Alamance will visit with their friends of Rockingham during the four days.

## OCEAN ROUTE FOR HIGHWAY SYSTEM

Highway Commissioners Take Trip That May Have Much Significance

It may not be many years before there will be a constant stream of motor cars travelling along North Carolina's ocean front from Currituck to Southport. Already cars owned by people who live on the strip known as "the banks" are used rather extensively on the ocean beach. Cars equipped with balloon tires can spin along the beach at low tide as fast as they can go on a concrete road.

Last week Chairman Frank Page of the State Highway Commission and Commissioner Kugler of Washington, first district commissioner made a trip in an automobile from Norfolk to Beaufort and most of the way they drove along the ocean front. With a few exceptions they found the going good enough. The journey of some two hundred miles was made without difficulty. They had to be ferried across the inlets along the way and when they got to Core Banks Station in Carteret county they were brought on a flat across to Atlantic where they easily made the run to Beaufort. It is thought here that the trip of Messrs. Page and Kugler has a good deal of significance. They may have been making this trip for the purpose of seeing if it be possible to establish an ocean route along the coast of North Carolina. In fact some hints of the sort were dropped by them. It is thought that an ocean route would be very attractive to tourists who might travel over it by the thousands just as they now do in the mountain country. With the completion of the bridge between Beaufort and Morehead City and building of a bridge across Bogue Sound about twenty miles more of ocean beach could be traversed. Then with no great difficulty the route could be extended along the coast line of Onslow, Pender and New Hanover counties. So it seems that an all ocean route along the North Carolina coast is practicable and in fact it may be even extended as far down as Florida.

## JULY WEATHER HERE WAS ABOUT AS USUAL

The weather in Beaufort for the month of July was about the usual thing. According to U. S. Weather Observer Charles Hatsell's report there were 17 clear days, 14 cloudy and partly cloudy ones and there were 2.94 inches of rainfall. The wind blew from the southwest 16 days and from various points of the compass for the rest of the time. On the 21st, 22nd, and 23rd, when up State points reported temperatures of 102 and 103 and the like the mercury reached 90 and 91 here and this was made endurable by a pleasant southwest wind that blew during that time. The temperature figures for each day of the month are given here:

Max.	Min.
1. 85	75
2. 88	72
3. 87	75
4. 87	77
5. 87	77
6. 87	77
7. 88	72
8. 89	71
9. 89	71
10. 90	78
11. 92	79
12. 90	70
13. 88	70
14. 86	73
15. 82	75
16. 81	68
17. 82	60
18. 89	70
19. 92	75
20. 88	70
21. 90	77
22. 90	78
23. 91	77
24. 91	78
25. 91	77
26. 88	71
27. 86	75
28. 88	72
29. 87	74
30. 88	76
31. 88	78

## PATIENT CARRIED TO HOSPITAL LAST SUNDAY

Mr. Henry D. Simpson whose mind became somewhat deranged some weeks ago, was taken to the State Hospital at Raleigh Sunday. He was carried there by Superior Court Clerk and several members of Mr. Simpson's family. His condition has been much better recently and it is thought that he will recover entirely before very long.

## FARMERS ENDORSE LONGER TERM FOR PUBLIC SCHOOLS

Convention Favors Eight Months. Wants Taxing System Changed and New Primary Law

### MCLEAN STATES VIEWS

(By M. L. SHIPMAN)

RALEIGH, N. C., August 2.—The decided stand taken by the Farmers Convention on schools, taxes and primary laws, the pronouncements of Governor McLean on various subjects and the much needed rain were matters of interest during the week just ended in Raleigh.

Governor McLean, talking for the first time since his administration opened, on international subjects gave newspapermen some of his concrete ideas with reference to our foreign affairs. The Governor is concerned over the growing hostility to Americans as shown in recent Paris demonstrations and in England, and he feels that it is a dangerous thing the end of which he can not have gotten to a viewpoint of owing money and not being able to pay and then getting sore on the creditor nation. From a standpoint of the South, he feels cancellation of the war debts would be best but does not feel the sentiment of the people is for it. He thinks such cancellation would open markets to the surplus of the cotton and tobacco crops and in this way the condition of Southern farmers would be helped and this would naturally react favorably in other businesses.

On the subject of foreign credits Mr. McLean feels that if the farmers could arrange to extend Europe credit on a twelve month period so that nation could buy raw goods, manufacture and begin to realize on them before paying that the economic situation would improve. He points out that Europe had to sell in South America and other countries on a 12 to 24 months time basis but has to pay off short time which is practically cash, and not having the cash is not able to purchase. Mr. McLean deprecates the agitation in Britain for payment of the carpetbagger bonds of North Carolina and points out that this subject has been up time and time again and it has been shown there is no moral or legal claim on North Carolina to pay these bonds.

The Governor traveled to Elowing Rock during the week where two of his children were in summer camp. He made the trip there and back in one day. It was a strenuous trip but he enjoyed the outing.

The surplus in the State's general fund is pleasing to the Governor who feels that the State is now on a sound financial basis and has unlimited credit in New York as a result. The surplus is in excess of a million and a quarter dollars, part due to the economy of the administration and part due to prosperity which brought in more taxes. It is a great victory for the Governor who promised if given the Executive Budget he would run the State on a business basis without any more deficits.

The State Farmers Convention meeting here brought together 2,000 farmers and their wives and they endorsed the eight months school term called for revamping of the county system of taxation and the primary laws and generally had a good convention. The rain which fell while they were here made many feel brighter for the rain was sorely needed and the past week's rains have added millions to the prospective value of crops this year.

Governor McLean paroled two women during the week charged with infanticide after he had determined for himself they were only accessories to the crimes and had suffered plenty. The Executive also traveled to Durham to aid in opening a new baseball park there. Only one percent of the public libraries found in the nation are in North Carolina, figures show. Reports reaching here are that Lieut. Gov. Elmer Long will put the Senate on an economy basis next January by eliminating several employees. The Cranford trial was watched with interest by officials and the acquittal was remarked upon in various ways in official circles. Governor McLean is maintaining silence on the called off survey of women in industry, he feeling he said it all in his statement calling off the survey, yet the attitude is very displeasing to leading women of the State, who are unwilling to give up the fight unless better reasons were assigned for its abandonment. North Carolina increased its export trade by two and

(Continued on page eight)

## "ULTRA VIRES" ATTORNEY-GENERAL SAYS ABOUT STREET EXTENSION

It Makes No Difference That Town Limits May Be Extended (Later; It Would Be Illegal To Issue Notes To Make Street Improvements Without Act of Legislature. County Might Do It

### JUDGE MEEKINS WILL SPEAK TO BIBLE CLASS

Mr. M. Leslie Davis has obtained the consent of Judge Isaac M. Meekins to address his Men's Bible class at the First Baptist church Sunday morning. The public is invited to hear Judge Meekins who is one of the most popular orators in North Carolina. The usual hour for Sunday School services at the Baptist church is 9:45 and the address will follow shortly thereafter.

## AUDIT ORDERED OF COUNTY BOOKS

Cedar Island Citizens Want Report on Road. Ferry Franchise Asked For

The Board of County Commissioners at their regular meeting Monday decided that they would have an audit made of the county's books. A motion introduced by Commissioner Huntley and seconded by Commissioner Hall instructing the chairman and the clerk to the board to arrange for the audit was passed. All members of the board were present Monday.

A large delegation from Cedar Island came before the board and asked for some information about the survey for a proposed road to Cedar Island. They were informed that the report would be made as soon as practicable to do so.

The County Health officer and county welfare officers were instructed to make a personal investigation and examination in the homes of Mrs. Sophronia Salter at Sea Level and Eason W. Willis of Stacy, and report to the Board at its next regular meeting.

Mr. A. F. Davis of Davis appeared before the Board in protest against the digging of a certain ditch on the road right-of-way near Davis. The matter was referred to the County Attorney and County Engineer for adjustment.

A motion was duly made and passed authorizing the renewal of Carteret County's membership in the Eastern Carolina Chamber of Commerce.

Mr. W. G. Gillikin came before the Board and asked for aid in building a short piece of road across the swamp, so that the children can pass over the road to school. The matter was referred to Mr. M. A. Norris County Road Supervisor.

A motion was passed requesting Engineer Potter of New Bern to make an investigation of the open grounds road with the county engineer and representatives of the Board at a date to be set by Mr. Potter.

Mr. Denard Roberts, an inmate of the county home, came before the Board and protested against the cook now employed by the keeper at the home, and said that the cook now being used by the management of the home was filthy and in many other ways unsatisfactory. The Board instructed the chairman to take this matter up immediately with the manager of the county home, and see if the report was true that satisfactory adjustment of the matter be made.

Mr. W. W. Chadwick of Gloucester presented to the Board the petition for a franchise to operate a ferry from Harker's Island Bay to Gloucester, agreeing to operate the ferry without any expense to the county other than the building of wharves or landing places on each side. The petition was filed until the next regular meeting of the Board at which time definite action will be taken.

Representatives of the State Department of Charities and Public Welfare came before the Board and asked that the Board arrange for a whole time County Welfare officer. No action was taken.

After auditing a number of bills, the Board recessed to meet again on Monday, August 9, at 11:30 o'clock.

### ORTHOPAEDIC CLINIC.

Another clinic for crippled people is to be held in New Bern on August 7th. The clinic will be free. Several have already been held and a considerable number of patients have attended them.

About two weeks ago Mr. Ralph Noe, representing the Beaufort News, asked City Attorney G. W. Duncan to be allowed to see the opinion given him by State Attorney-General as to the legality of the proposed Front street extension. As stated in the News on July 22nd, this request was refused on the ground that the opinion was the property of the board and he would not give it to any one without instructions from the board. The board never gave any such instructions. As the whole matter has been one of great interest to Beaufort people and believing that public business belongs to the people and that they are entitled to all the light possible on public matters, the editor of the News wrote to the Attorney-General asking for information about the question. This correspondence which is given below shows that if the board of commissioners had done what they started out to do they would have committed an unlawful act. The object of the News in printing these letters is not to keep alive a controversy now ended, but merely to let the public know exactly how the matter stood.

State of North Carolina  
Department of Attorney-General  
Raleigh,

Dennis G. Brummit,  
Attorney General,  
Frank Nash, Assistant  
Attorney General.

July 31, 1926

Mr. W. G. Mebane, Editor,  
The Beaufort News,  
Beaufort, N. C.

Dear Sir:

We enclose herein copies of opinions rendered to City Attorney G. W. Duncan.

Yours very truly,  
FRANK NASH,  
Asst. Attorney General.

COPY  
July 15, 1926.

Mr. G. W. Duncan,  
Attorney-at-law,  
Beaufort, N. C.

Dear Sir:

We have considered carefully your letter of July 14th, with accompanying papers, and have come to the conclusion that the town of Beaufort and the County of Carteret have no statutory authority to proceed further in financing street improvement beyond the corporate limits of the town.

In regard to the county, we will call your attention a little later herein to certain statutes which may be utilized in accomplishing the purpose desired if the property owners desire. As you know, the authority of a municipal corporation is limited by the act of the Legislature creating it and in general acts of the Legislature relating to the subject matter. We have examined carefully all the statutes which have anything to do with the determination of the question propounded by you except the charter of Beaufort, which is not accessible to us. From the very nature of such municipal corporations they have no authority to spend money raised by a bond issue voted by the citizens within its corporate limits for any other purpose than that for which it was voted. It makes no difference that there is a purpose to extend the corporate limits of the town of Beaufort hereafter and take care of this indebtedness so incurred. The authority must exist at the time, else the governing authorities of the town where they transcend it would be not only going beyond their authority, but would be committing a positive wrong against the present inhabitants of the town. So far as Beaufort is concerned, then, we think it necessary for you to obtain a special act from the coming session of the General Assembly to extend its corporate limits and after such extension, to proceed with the improvements suggested.

If, however, the county commissioners should desire to create a special road district with apportionment of assessments for the cost of improvement, they might proceed under C. S. Sections 3682 et seq. This is a cumbersome method, however, and would take some time for its perfection and would require a special bond issue to meet the expenses of the improvements. By the time all these provisions are conforming with it, it is quite probable you could succeed in having the limits of

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