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Jury Choosing Method Attacked Here Monday

Luther Hamilton Leads Hot Fight On The Way County Officials Selected Jurors; Various Defects Pointed Out; Too Many Republicans On The Jury For One Thing; Matter Finally Settled And Court Proceeds.

Something of a sensation was created in the court room Monday when immediately after it convened Attorney Luther Hamilton of Morehead City arose and stated that he desired to move that the entire jury for this term be abolished. He said that he challenged the jury on the ground that it had not been properly drawn. After some discussion of the matter by Mr. Hamilton and County Attorney Jas. W. Mason Judge Midyette requested Mr. Hamilton to put his motion in writing. After a short debate this was done and the motion read to the court. Mr. Hamilton was supported in his contention by attorneys J. F. Duncan and C. R. Wheatly. He said that three other attorneys also approved of his action.

The contention of attorneys who opposed the jury as drawn, was that the list was purged in August when it should have been done in July, that the list was furnished by the County Auditor instead of the Register of Deeds, that the board did not examine the list carefully, that it had been tampered with and that a large majority of the jurors were Republicans. Judge E. Walter Hill and Mr. E. H. Gorman assisted County Attorney Mason in presenting the side of the county board.

County Auditor Plint was examined first. He stated that he acted as clerk to the board and that his predecessor W. L. Stencil had done the same. He stated that he got the list of names for the jury from the tax books, putting on persons who had paid their taxes. He said the names were put in the box and drawn out for the October term by a little boy and that nothing was said about the politics of any one drawn and he knew nothing as to their politics. He said Republicans were not given the preference and that nothing improper was done in drawing the jury. Mr. Hamilton read affidavits from former commissioner F. B. Klein, Register of Deeds R. W. Wallace and former sheriff T. C. Wade.

Mr. Klein's affidavit stated that he had been present at the board meetings when the question of politics was raised when jurors were drawn. Mr. Wallace's affidavit was in reference to turning the jury box over to Mr. Plint. Mr. Wade's affidavit stated that some of the jurors drawn had not paid their taxes in his opinion.

Chairman Bushall was put on the stand and asked about how the juries are drawn. He described the process and said that nothing improper was done but that in not having the list purged until August is a violation of the law. He said the board overlooked the fact that the law required the list to be purged every two years until it was too late and so it was done in August. He was cross examined by Mr. Wheatly about the list purging, drawing the jury and so on. He was also asked if he did not ask Engineer Rosenberg to stay over and go before the grand jury this week. He said he did not.

At the afternoon session Sheriff Davis was examined, commissioner Denard Lewis and Messrs. Bushall and Plint were called back for further questioning. Sheriff Davis said that he was the only person who had a key to the jury box, that he supervised and aided in drawing the jury for this term of court and that there was nothing improper about it. When asked why former commissioner Klein was not in harmony with the rest of the board he said it was because the board declined to appoint C. R. Wheatly County Attorney and retain W. L. Stencil as County Auditor.

Commissioner Lewis was asked about how the jury list was purged and how the jurors were drawn. He did not remember that the board scrutinized the list very closely. He described the way the jurors were drawn for this term of court.

Commissioner M. S. Lee, who is a new member of the board, was called and told how the jury was drawn which he said was done by a small boy. He did not see anybody mix up the names he said. Auditor Plint went back on the stand but his testimony was about what it was in the morning.

(Continued on page eight)

CAPITAL CASE IS TRIED IN COURT

Henderson Mobley, Morehead City Negro, Gets Five To Seven Years

In spite of the fact that no cases were tried Monday, owing to the dispute about the jury, considerable headway has been made on the criminal docket this week in Superior Court. Several cases remain at this writing to be tried and it seems doubtful if any thing much can be done with the civil suits on the calendar.

In his charge to the jury Judge G. E. Midyette referred to the fact that he held court here five years ago and to his pleasure at being here again. He is a native of Hyde county and likes the coastal country. The Judge said that the courts are not inefficient as some people claim, that they are very important and necessary. He commented on the great increase in larceny cases, especially on the part of young white people. This he said is worse than drinking or selling liquor, bad as they are. He said the people ought to cooperate with the courts and see that the laws are enforced and justice done. He appealed to the grand jurors to help uphold the laws of the State. C. L. Willis was appointed foreman of the grand jury and James Glover officer in charge.

The sensational cases of breaking and entering and larceny from Morehead City were taken up at noon today when four of the girls in the case entered pleas of guilty. Mildred and Annie Lewis plead guilty to larceny and Beatrice Lewis and Mary M. Piner submitted to charges of prostitution. An effort will be made to get them all into Samaritan and the home for wayward girls.

Solicitor Clark called the case of John Wolfe, charged with breaking in and entering, larceny and prostitution, this morning. However Wolfe's attorney C. R. Wheatly resisted strenuously going to trial today. He said the man was just arrested Sunday and that he had not had time to study the case and get ready for trial. He thought the rights of his client would be jeopardized by an immediate trial. There was considerable argument and the Judge took the matter under consideration. At 1 o'clock when court adjourned for dinner no decision had been reached as to when Wolfe would be tried. Other cases disposed of are as follows:

Will Allen of Morehead City, Negro, having whiskey in his possession found guilty by the jury. Not sentenced yet.

Howard Rose of Harker's Island, larceny of clams, acquitted by jury after hard fight between Solicitor Clarke and Attorney M. Leslie Davis.

Bennie Martin of Morehead City, white youth, plead guilty to selling liquor for R. M. Gaskill. Gaskill has run away. Prayer for judgment was continued for two years. Martin to show good behavior or serve six months on the roads.

J. E. Lewis plead guilty to bad check charge. He is to pay \$118.50 to R. T. Willis by next term of court or go to jail for 12 months.

A divorce was granted to Rhoda L. Perry from Ray Perry on the grounds of five years separation.

A. J. Dixon, Monroe Adams, Rudolph Salter, J. B. Willis, Franklin Willis violating prohibition laws. (Continued on page five)

AN ERROR CORRECTED

In last week's report of the proceedings of Recorder's Court the News stated that the only case tried was that of Sam Chadwick for driving a car while drunk. In the next paragraph it was said that "Murdock" was under the influence of liquor and drove the car in a wobbly fashion. This was manifestly an error as the defendant's name was Chadwick. The Murdocks in the case were only witnesses.

SPORTSMEN HAVE VERY FINE LUCK

Salisbury People And Party of School Men Make Good Catches

Sportsmen who have been fishing in these parts recently say the fish have been biting like they used to do in old times. It is certainly a fact that some fine catches have been made.

On Tuesday a party composed of Mr. and Mrs. A. H. Graf of Salisbury, Mr. and Mrs. W. H. Reisher and son of Hagerstown, Md., and P. B. Beard of Salisbury spent the greater part of the day out in Captain Charles Carrow's boat and had splendid luck. In the morning they went up Newport River and in an hour or so caught 77 trout and various other sorts of fish. In the afternoon they went over to Shackelford and did equally as well with trout, sheep's head, flounders and other varieties.

A party of school men, who call themselves "The Dizzy Dozen" and who come down here every year, spent several days here this week stopping at the Inlet Inn. They have been going out every day with Captain Will Smith and in a boat from Morehead City and when they left seemed much elated with the success. They reported good catches every time they went out. This party was composed of President Robt. H. Wright of the N. C. Training College, Greenville, M. L. Wright, Greenville, W. A. Graham, of Kinston, C. G. Credle, Oxford, P. E. S. Eagle, Raleigh, E. E. Sams, Kinston, W. H. Pitman, Tarboro, Jule B. Warren, Raleigh, B. C. Siske, Washington, N. C., J. T. Jerome, Goldsboro, M. R. Traboe, and S. T. Emory, Chapel Hill, O. A. Hamilton, Wilmington, John H. Cook, Greensboro, Guy Phillips, Greensboro.

Charles Fenderson Dies From Gun Shot Wounds

Charles Fenderson, the young colored man who was shot in the leg at Playman Beach Monday October 7, died yesterday afternoon at about 5 o'clock in the Potter Emergency Hospital. Gangrene was the cause of his death.

As stated in this newspaper last week, a fight occurred after the conclusion of a dance at the colored resort. Some Beaufort and Morehead City men got into a row. The Moreheaders went home and got their shooting irons and returned and a number of shots were fired. Young Fenderson so it was reported was not mixed up in the affray but was an onlooker and got shot. He bore a good reputation and there is general regret at his death. Will Allen of Morehead City had a hand in the shooting but is not charged with shooting Fenderson. Allen used a pistol and Fenderson was shot with a shot gun. A Negro by the name of James Tucker is suspected of having fired the gun that hit Fenderson and caused his death. Allen has been in jail for several days but Tucker has not been taken at this writing.

Miss Marie Clawson is back after spending two weeks with her brother Mr. Jas. Clawson and Mrs. Clawson in Charlotte.

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TIDE TABLE

Information as to the tides at Beaufort is given in this column. The figures are approximately correct. Some allowances must be made for variations in the wind and also with respect to the locality, that is whether near the inlet or at the heads of the estuaries.

High Tide	Low Tide
Friday, October 18	
7:27 A. M.	1:14 A. M.
7:46 P. M.	1:39 A. M.
Saturday, October 19	
8:05 A. M.	1:40 A. M.
8:25 P. M.	2:22 P. M.
Sunday, October 20	
8:46 A. M.	2:20 A. M.
9:07 P. M.	3:07 P. M.
Monday, October 21	
9:31 A. M.	3:02 A. M.
9:53 P. M.	3:55 P. M.
Tuesday, October 22	
10:22 A. M.	3:52 A. M.
10:47 P. M.	4:49 P. M.
Wednesday, October 23	
11:21 A. M.	4:42 A. M.
11:20 P. M.	5:48 P. M.
Thursday, October 24	
11:51 A. M.	5:45 A. M.
12:28 P. M.	6:56 P. M.

REVIVAL SERVICES END HERE SUNDAY

Evangelist Barker Heard By Tremendous Throngs; Big Crowd Expected Tonight

Mr. W. Carey Barker who has been speaking to great congregations every night for the past two and a half weeks at the tent located next to the Beaufort courthouse, will give the story of his life Thursday night.

Mr. Barker was a four-letter athlete during his college days at Washington and Lee university and after leaving school was a successful business man of Lynchburg and also a leader in society. Many have already expressed a desire to hear this message from a man who has been converted only seven years but since that time has spoken to hundreds of thousands of people and has been instrumental in leading thousands to re-consecrate and give their hearts to Jesus Christ. It is expected that the tent will be filled to overflowing for this service Thursday night.

It is said that at least 2,500 were in and around the tent on last Sunday night. Many are asking if it was not the largest crowd ever assembled in Beaufort. The Sunday schools of the city also felt the effects of the special evangelistic effort by breaking all attendance records on last Sunday. Efforts are being made to make the coming Sunday even larger than last.

On Friday night, the evangelist will use as his subject, "The Unpardonable Sin." The subject for Saturday night will be announced later from the platform.

Sunday is being looked forward to with hopes that it may be one of the greatest days Beaufort has ever experienced in a religious way. Four services will be held in the tent. At eleven o'clock in the morning Mr. Barker will speak from the subject, "A Shrewd Man." At 2:30 in the afternoon he is announcing a special service for "Mothers." Everyone is invited to this service but all the front seats will be reserved for mothers and those remaining for any who may desire them. At 4:00 P. M., or immediately following the service for mothers, the evangelist will speak to "Men Only." His subject at this time will be, "In A Prison Cell." The tent is expected to be filled with men for this special meeting.

The campaign will be brought to a close Sunday night when Mr. Barker brings his last message, "Life's Greatest Gamble."

CITY POLICE COURT HAD SEVERAL CASES

Mayor Chadwick warned two young white men who were in his court Friday afternoon on a charge of fast driving, that the second offense would mean a \$50 fine. The two defendants were Warren Willis and Gilbert Smith. Both plead guilty and were fined \$5 and costs.

McKinley Godett, young colored man, plead guilty to a charge of drunkenness and was fined \$2.50 and costs.

John Springle denied that he was drunk on October 4th but officers Longest and Holland said that he was and as it was not his first offense he was fined \$7.50 and costs.

Earl Moore admitted a charge of drunkenness and was fined \$2.50 and costs.

YOUNG MEN AND GIRLS CHARGED WITH ROBBING FINE RESIDENCES

A trial before Mayor Bonner of Morehead City Monday night resulted in the binding over to Superior Court of a number of defendants on some very serious charges. It was alleged that several of the defendants broke in to certain dwelling houses in Morehead City and carried away a large quantity of property.

Those charged with the crime are John Wolfe Jr., of Beaufort, Luke Meason of Beaufort, Mildred Lewis, Annie Lewis, Beatrice Lewis and Mary Myrtle Piner of Morehead City. The girls are all young, their ages being from thirteen to 17 years. Besides the others Mr. and Mrs. Tobie Lewis and Mr. and Mrs. Rufus Lewis are charged with being accessories after that fact, that is to say receiving stolen goods.

The houses that were entered were those of Messrs. Selby Anderson and Fred Carr of Wilson, Mrs. W. L. Brogden, of Raleigh and Frank Davis of Morehead City. Property was stolen from the Anderson, Carr and Brogden homes. The articles taken included furniture, ladies' clothing, bed linen, food and other things. The Brogden house is said to have been pillaged the most. A good deal of the stuff has been recovered. Considerable furniture was

Education Week To Be Observed In November

Raleigh, Oct. 14—As an aid to teachers and school officials in the preparation of programs for the observance of the ninth American Education Week, which has been set aside for the week of November 11-17 of this year, the State Superintendent of Public Instruction has issued a very attractive bulletin. A supply has been mailed to each county and city superintendent of the State for distribution among the schools.

The bulletin contains suggestions for suitable programs for the observance of each day of the week. Each day's program is entitled as follows: Monday, November 11—Armistice Day.

Tuesday, November 12—Home and School Day.

Wednesday, November 13—Know Your School Day.

Thursday, November 14—School Opportunity Day.

Friday, November 15—Health Day.

Saturday, November 16—Community Day.

Sunday, November 17—For God and Country.

SCHOOLS RECEIVE HELP THIS WEEK

Nearly A Million And Quarter Dollars To Be Divided This Week

(State Superintendent
of Public Instruction)

Raleigh, Oct. 14—The sum of \$1,214,800 is to be sent out on October 15 to the 84 counties participating in the State Equalizing Fund of \$6,500,000 appropriated by the last Legislature as an aid in the operation of the public schools, it was announced at the office of the State Superintendent of Public Instruction today.

This amount represents the second installment of this Fund distributed to the counties and applied to this school year's business. On September 5, the sum of \$1,156,300 was mailed to the custodians of the county school funds. With this installment a total of \$2,371,100 will have been sent to these officials by the State.

The State Superintendent also announces that the State Treasurer is making such provisions as is necessary in order that a third installment of \$1,270,800 may be sent out on December 10. Before January 1, 1930, therefore, it is expected that \$3,641,900 will be distributed and applied to the cost of the six months school term. As will be noted this total sum exceeds the entire amount of \$3,250,000 appropriated for the six months school during 1928-29.

Under the law the distribution of that part of the Fund applicable to the six months school term is limited to four installments. The fourth installment of over a million dollars will be sent out in February or March of next year. After this payment is made, the \$1,250,000 fund set aside to aid the public schools running more than six months will be made.

Mr. and Mrs. James Biggs motored to Raleigh Sunday. Mrs. Biggs remained there to visit relatives and friends.

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TOBACCO CROP IS NOT VERY SHORT

Nearly As Large As Last Year; Eastern Crop Not So Good

(Department of Agriculture)
Raleigh, Oct. 15—While the North Carolina tobacco crop is generally thought of as being unusually short in yield this season, the various investigations and reports made during September indicate a condition of 72 per cent of a full crop, forecasting 496,860,000 pounds, which is about The acreage is 5 per cent more this year.

Undoubtedly, the crop in the Central Coastal Belt is unusually poor 3,000,000 pounds under last year, and short in weight. On the other hand, the southern central and western parts of the State are making unusually good yields, which also indicate good quality. It must be kept in mind that the tobacco crop has repeatedly been underestimated in previous years.

This year's bright leaf belt or flue cured type appears to be 27,000,000 pounds more than last year's 749,000,000 pounds. The average price of the South Carolina-Georgia crop was much better than last year. The Virginia crop showed a condition of 82 per cent, as compared with 64 last year, which means last year's poor crop in that area is followed by an extra good yield this year. The South Carolina crop was poorer than the North Carolina crop last year, but is now 8 percent better than their 1928 crop. Georgia's crop is extra good. This tells the story of good prices there.

While the general opinion is that the eastern North Carolina "New" Belt prices are far below last year, the September sales figures show only a slightly lower average than for the same period last year. Low grades brought better prices the last year. A feature that few people seem to appreciate is that the August and September tobacco prices are usually low, with the peak coming in late October and early November, following which time the price gradually declines until the end of the season.

The effect of the Old Belt prices is going to raise the general average of the State appreciably during October. This is the first real good crop that they have had in several years.

The central and northern Coastal Belt, composing most of the New Bright Belt, showed an average of 64 percent condition, the South Carolina Belt counties showed about 80 per cent, while the Old Belt area shows a condition of about 76 per cent. The mountain counties, where our Burley production is made, averaged about 86 per cent condition. The yield per acre is indicated at 680 pounds as compared with 686 last year.

In an endeavor to secure more information pertaining to the tobacco yield, The North Carolina Crops Reporting Service undertook in August and September to obtain many facts relating to the farmers' individual experiences in this year's crop. These included the number of sticks and the average weight, the number of plants per acre and the number of leaves harvested per plant, the number of barns cured, as well as other factors relating to fertilizers, wood used, size of leaves, etc. These reports indicate a better yield than had been anticipated, even after discounting the fact that they were from the larger growers.

Distinctly the worse area in the State was found from Martin to Lenoir counties and from eastern Wilson to Craven counties. In this area the leaves were averaging well over 100 to the stick, which indicated light weight. They were found to be unusually small and papery. Of course, in this same area many farms produced very good crops. Often times only a road divided entirely different results.

The State-Federal tobacco grading work being conducted at Smithfield steadily grew in popularity since its introduction early in September, while the weekly price averages showed a distinct advantage for the official graded sales. The last week of September showed that 28 per cent of the sales were graded with an average price of \$15.81 per hundredweight. This compared with the ungraded average of \$10.79. This was decidedly the greatest difference of any previous period.

U. D. C. MEETING

There will be a meeting of the Fort Macon chapter of the United Daughters of the Confederacy Saturday at 3 P. M. October 19 at the residence of Mrs. P. B. Loftin. All members are urged to attend.

Mrs. W. A. Mace,
Secretary.