

THE BEAUFORT NEWS

The best advertising medium published in Carteret Co.

READING TO THE MIND IS WHAT EXERCISE IS TO THE BODY

Put Your label and pay your subscription

VOLUME XX

8 PAGES THIS WEEK

THE BEAUFORT NEWS THURSDAY SEPTEMBER 3, 1931

PRICE 5c

COPY

NUMBER 34

County Fails To Win Any Of Suits Tried

Last Of Cases Nonsuited By Judge Moore Saturday Morning; County Had To Prove A Conspiracy To Defraud And The Judge Said This Was Not Done; Road Shortage Proved.

As stated in the News last week the suit against Luther Hamilton, county attorney from December 1924 to December 1928, and county attorney now, for an accounting of delinquent taxes collected by him was nonsuited by Judge Moore and the county gave notice of an appeal. The suit against G. W. Huntley former commissioner and W. L. Stancil former county auditor was nonsuited as to Huntley and the issue submitted to the jury as to whether the defendant Stancil overdraw his salary to the extent of \$491 and on this issue the jury gave a verdict in his favor.

There were two suits in which the Simmons Construction Corporation, F. M. Simmons, George J. Brooks, C. K. Howe, W. L. Stancil and George Huntley were involved. By agreement on both sides these suits were consolidated. As told in the News last week the trial of these consolidated suits started Tuesday afternoon. A jury was selected from a venire of twenty four Pitt county men and the trial proceeded on Wednesday, however with only eleven jurors as one was taken sick and was excused. On Saturday shortly before noon the trial came to an end when Judge Clayton Moore heard a motion by Larry I. Moore of counsel for the defense asking a nonsuit and granted the motion.

Judge Moore said that he saw nothing to substantiate the charge of conspiracy unless possibly the shortage in yardage might be sufficient to go to the jury, as to the defendants Brooks and Simmons, but that he would nonsuit the whole case and the county could appeal if it wished. Attorneys for the defense gave notice of an appeal but as to whether the appeal will be perfected has not been decided yet.

A great deal of testimony for the plaintiff was offered in this trial but a considerable part of it was not permitted to go to the jury. The lawyers for the defendants and the bonding companies, nine in number, L. I. Moore, Thos. O. Moore, A. D. Ward, Henry Whitehurst of New Bern, Louis Gaylord of Greenville, J. F. Flowers, Charlotte, Luther Hamilton of Morehead City, J. F. Duncan and C. R. Wheatly of Beaufort fought the case every step of the way, offering objections to the testimony and the introduction of documents. In many instances, and some very important ones, Judge Moore ruled with the defense. The defendants put on no witnesses at all so the county's attorneys, H. G. Hedrick of Durham, W. B. R. Gulon of New Bern, E. H. Gorham of Morehead City, E. Walter Hill and James W. Mason of Beaufort, did not get a chance to turn their guns on them on cross-examination.

Thursday's Testimony

The introduction of testimony in the Simmons case was started on Thursday August 27 and part of it was printed in this newspaper last week, concluding with the testimony of accountant Aycock. Thursday afternoon C. J. Jones who helped make the county audit testified that he went to Charlotte to get some records of road work and was not permitted to see them by Mr. Spain who was in charge of the Simmons office there. Defense attorneys cross examined him as to what pay he received and so on.

R. J. Rosenberger, an engineer from Washington, D. C. testified as to the measurements of the paved roads taken under his supervision. The roads were measured twice and there was a difference in the two measurements of only about forty feet. Rosenberger gave the number of feet in the Lenoxville Road, Ward's Creek to Davis, Davis to Atlantic, Mansfield to Ocean and Newport to Ocean. He testified that there was a shortage of 21,306 yards in the asphalt paving. There was also a shortage of 7390 square yards in the concrete paving. A night session of court was held and at this time Rosenberger was severely cross examined by Larry I. Moore. In response to a question by Mr. Moore as to the bottom having dropped out of a water tank on which he was one of the engineers at Asheville the witness stated flatly that it was "a lie." Other witnesses examined Friday night were Julian Brown, Stanford Gaskill and Solomon Willis who measured the roads. D. M. Jones also (Continued on page eight)

Tax Relief Schemes Sometimes No Good

By M. R. DUNNAGAN

Raleigh, Aug. 31.—Four general groups of taxpayer's associations were described by A. J. Maxwell, commissioner of revenue, chairman of the State Board of Assessment and of the Local Government Commission, in an address at the organization of a taxpayer's association at Henderson last week. The groups follow:

Those that are inspired and promoted with a personal political motive. They are about as useful as an abscessed tooth.

Those that are sponsored and financed for some special interest to promote theories of taxation that are advantageous to such interest. They never amount to much.

Those whose sponsors haven't found that the day of miracles has passed, and that they can perform miracles with our tax problem. They have a lot of energy to lose before they learn. Those that are sponsored by patriotic private citizens for a community or public purpose. There is a definite field of usefulness and helpfulness for this organization.

Such an association will start out with a fair mind to learn facts. It will develop an intelligent opinion as to the kinds of public service that should be maintained, and as to the amount of revenue necessary to maintain them, and that the community can afford to spend on them. It will insist upon, and as far as possible, live up to an attitude of cooperation with public officials, and will equally insist that this cooperative attitude be mutual. If it has measured up to these qualifications it can be helpful to its public officials, particularly in determining the kind and extent of public service that should be maintained, and as to its reasonable cost. It can be helpful in the matter of listing and valuing property, in promoting the right kind of community attitude toward it, and in preventing injustices, favoritisms and evasions. It can see to it that public business is handled with that high regard for security and savings that should inhere in every fiduciary relationship. In our partially socialized state, public business has come to be a great cooperative business enterprise, and the exercise of our intelligent interest in it by the citizenry that constitutes its shareholders should be very helpful to the success of the enterprise.

New Hotel Assured For Atlantic Beach

Carteret county is going to have another resort hotel, so it has been announced by Manager Gordon of the Atlantic Beach Corporation. The hotel will be located at Atlantic Beach and will have a capacity of some fifty rooms. It will have all modern conveniences and as it will face the ocean will be an attractive place for all who wish to be in close proximity to the sea.

The Manufacturers' Trust Company of New York owns the Atlantic Beach property and at a recent conference of officials of that company it was decided to erect the hotel so Mr. Gordon states. Thos. Herman of Wilson will draw the plans for the building and as soon as possible bids will be asked and the contract for the work will be let. The hotel will be finished in plenty of time for next summer's business.

NEW POTATO HOUSES

Two new potato storage houses are being erected in this vicinity this month, each fully equipped with a heating and blowing system. One house is being built by M. S. Snowden, one of the most successful farmers in Carteret County, on his farm, a few miles from town. This house has a minimum capacity of twelve thousand bushels. The other house is being built and is near completion at Otway, by O. W. Lewis, another one of Carteret County's successful men.

Paved roads originated in England 100 years ago.

RECORDER TRIES GOOD MANY CASES

Two Weeks Accumulation; Several Get Road Sentences; Family Troubles Aired

There had been no trials in the Recorder's Court for two weeks so when court convened Tuesday morning a considerable docket was awaiting Judge M. Leslie Davis. It took the court nearly all day to get rid of its business.

The trial of most interest to the public was that in which Len Tommie Graham was charged with abandonment and nonsupport of his wife and baby. His wife Mrs. Inez Graham was the prosecuting witness. C. R. Wheatly appeared for the defendant and Solicitor Phillips prosecuted him. Mrs. Graham testified that she is 16 years old, the husband said he is 20 and the baby is about nine months old. Quite a good sized crowd from the Mill Creek section attended the trial as witnesses or spectators.

Mrs. Graham testified that they lived together two or three months after they were married and at intervals a few days at a time since then. She has been living at the home of her father Will Currier most of the time. Several witnesses testified that they had heard Graham say that he did not think he was the father of the child and had even made threats against it. No testimony was put on for the defense and at its conclusion Judge Davis convicted the defendant and sentenced him to jail for twelve months. Notice of appeal was given and bond was fixed at \$500 which the defendant could not give. Later in the day word was brought to Judge Davis that the defendant had made an agreement to live with his wife and asked that the sentence be stricken out. Judge Davis said he would continue the case to next Tuesday and see then what could be done.

John Buck of Morehead City charged with possessing and transporting liquor for purpose of sale tendered a plea of unlawful possession and transporting through his attorney Luther Hamilton. This plea was accepted and he was fined \$25 and costs.

Eugene Wade, assault upon his wife and Earnest Fulford, continued to next Tuesday.

Dave Bell colored, Morehead City, possession and transporting liquor, was convicted and given six months on the roads.

Polk Johnson, colored of Beaufort, drunk and disorderly and resisting an officer was convicted and given four months on the roads.

Joseph Moran, a redheaded Irishman who said he was from Norfolk, Va., and looking for work was tried for vagrancy. He was acquitted.

James Fulford, colored, of Beaufort tried on the charge of assault on his wife was convicted and given four months on the roads.

Joe L. Willis, well known Morehead City barber, was tried on the charge of operating a car while drunk. Police officers Nelson and Willis said he was drunk and Joe said he had not had a drop except a little home brew. He was convicted and fined \$50 and forbidden to drive a car for 90 days. His attorney C. R. Wheatly gave notice of an appeal and bond was fixed at \$100.

Joe Willis was also tried on the charge of breach of the peace. Several witnesses testified and then it was decided to continue the case.

George Riley Willis was bound over to Superior Court on the charge of defrauding Mrs. Martha Hill in selling her a house and lot in Morehead City.

Rogers Murray colored man from upper North River, tried on the charge of reckless driving and striking the car of Orrie Guthrie was acquitted after a strenuous fight between Solicitor Phillips and Mr. Wheatly.

The case against Dock Moyer, charged with assault with deadly weapon, was nolleprossed.

CITY POLICE COURT

A few cases were disposed of by Mayor Taylor in Police Court Friday afternoon.

Berkley Willis charged with fast driving on the streets of Beaufort was convicted and fined \$25 and costs.

James Vann, colored, disorderly conduct drew a fine of \$1 and cost. S. A. Rice drunk, fined \$1 and costs. Pierre Potter, assault, case dismissed.

During 1929, Wisconsin slaughtered a total of 3845 retired horses for animal food.

William Herschel, of Bath, discovered the planet Uranus in 1781.

TOBACCO PRICES NOT VERY GOOD

Most Farmers Dissatisfied; Some Will Hold Back A While

RALEIGH, Sept. 1.—Prices ranging from an average of \$6.10 to slightly under \$8 a hundredweight were paid for tobacco sold on the 17 North Carolina markets in the new bright leaf belt which opened today.

Farmers generally expressed dissatisfaction at the bids, holding that the offerings were superior in quality to those on last year's opening break while the price ranged from \$1 to \$2 a hundred pounds less. A number of growers turned the tags on their piles in warehouses where the price range was low, Wilson, the world's largest tobacco market, was one of the few points reporting a higher average than prevailing on last year's opening. Sales there totalled 508,526 pounds at an average of \$7.82, compared with an average of \$7.95 paid last season for 490,496 pounds.

May Await Better Prices.

Despite this improvement growers expressed dissatisfaction at prices paid and indicated they intended to wait on the market to improve before offering any great amount of the remainder of their crop. No leaf had been placed in the warehouses tonight for tomorrow's sales there.

A number of markets, including Goldsboro, where an average of \$7.95 was paid for 157,000 pounds, reported a few sales as high as 25 to 28 cents a pound for the better grades but the poorer grades reduced the average.

Robersonville sold 250,000 pounds at \$6.10 and has a block of 100,000 pounds scheduled for tomorrow.

Williamston reported sales of 192,000 pounds at an average of \$6.54 with indications that sales for the remainder of the week will be light.

The Ahoskie market sold 111,368 pounds at an average of \$6.79 with one large tobacco company buying the bulk of the offerings.

Rocky Mount's 176,300 pounds were sold at an average of \$6.66. Sand lugs and first primings made up the bulk of the break and the average was more than a cent lower than last year.

An average of \$7.10 was paid for 97,212 pounds sold at Tarboro, where many growers expressed disappointment at the prices.

Wallace reported estimated sales of 100,000 pounds at an average between \$7 and \$8.

Incomplete reports from Kinston, one of the larger markets, said offerings estimated at between 700,000 and 800,000 pounds were expected to show an average of approximately \$8 a hundred. Confusion at the market opening prevented the sales supervisor from completing an accurate check on sales.

Board Will Consider Bids Monday Night

For the second time a meeting to consider bids for the sale of the Beaufort water and light plant has postponed action. A special meeting of the board of city commissioners called Tuesday evening at 7:30 o'clock adjourned without having taken any action on the matter. It is understood that it will be brought up at the regular meeting Monday night.

Commissioner Gibbs who was appointed to look after securing bids on the plant was present Tuesday evening and said he had a bid in writing from a New York firm. Several representatives of the Tidewater Power Company of Wilmington were present and it is understood were ready to make a proposition. The News is informed that it is possible that another company may make an offer for the plant. When bids were invited several weeks ago only one firm, the Tidewater Power Company, made an offer and this was much lower than the price offered last year. It looks as if final action will be taken Monday night.

CATCHING SOME FISH NOW

Some nice mullets and spots are being caught and brought to the local market now. Captain Leslie Whitehurst and crew brought in 1600 pounds of spots today which were sold to B. C. Way fish dealer. So far there has been no very large catch of mullets but a good many small catches have been made.

The famous German cruiser, the "Kaiser," has been raised from the ocean bottom on which it was scuttled during the World War and towed, upside down, to an English port.

Many Candidates Attend Guilford County Rally

Large Crowd And Much Speechmaking; Politicians Big And Little On Hand; Gardner Asks Hoover To Call Special Session of Congress To Consider Cotton Question.

Death of Young Girl Is Greatly Deplored

Beaufort and vicinity were greatly saddened Tuesday by the untimely death of Sarah, beloved little daughter of Mr. and Mrs. Jerry Thomas. Funeral services were held from Ann Street Methodist church yesterday afternoon and interment was in Ocean View Cemetery. Services were conducted by Reverend R. F. Munns, her pastor, and assisted by Reverend Mr. J. P. Harris of the First Baptist Church. The combined choirs sang "Safe in the Arms of Jesus" and "I Think When I Read That Sweet Story of Old" at the church and "Asleep in Jesus" at the grave. Mrs. John Brooks sang beautifully "There's a Friend for Little Children" at the church. The pallbearers, all uncles of the deceased were Messrs. Murray, Sam, Dock, Charlie and Phil Thomas. The flower bearers were her little friends of North River Sunday School where she was a member, and the children of the Confederacy.

Sarah Pelletier Thomas was ten years of age and would have entered the fifth grade in school here this year. She was taken sick and entered the hospital for treatment just a week before her death, suffering with appendicitis. Immediately prior to the operation complications set in and everything possible was done for her, but the battle was a losing one. She is survived by an older brother, Clarence, and by her mother and father, a large family of relatives and a host of friends among the young and the old. She was an unusually lovable nature, making friends wherever she went. The grave where she is resting was banked with many lovely flowers sent by sorrowing relatives and friends.

ISAAC WALTON LEAGUE WILL MEET IN MOREHEAD CITY

The Isaac Walton League of Carteret County will meet tomorrow night (Friday) in the City Hall at Morehead City at which meeting Mr. C. J. Moore, State Game Warden will be present. He will bring with him a moving picture outfit and will show many interesting scenes of wild life. This promises to be an interesting meeting and the public is cordially invited to attend.

PASTORS HAVE RETURNED

The pupils of three churches in the city, First Baptist, Ann Street Methodist and St. Paul's will be filled Sunday by the regular pastors of the churches, Reverend Mr. J. P. Harris, Reverend Mr. R. F. Munns and Reverend Mr. J. A. Vache. These men have been away on vacation but will take up their duties here again on Sunday.

TIDE TABLE

Information as to the tides at Beaufort is given in this column. The figures are approximately correct and based on tables furnished by the U. S. Geodetic Survey. 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 head of the estuaries.

High	Friday, Sept. 4.	Low
11:55 a. m.		5:59 a. m.
12:30 p. m.		6:55 p. m.
	Saturday, Sept. 5.	
12:49 a. m.		6:51 a. m.
1:32 p. m.		7:59 p. m.
	Sunday, Sept. 6.	
1:55 a. m.		7:52 a. m.
2:41 p. m.		9:08 p. m.
	Monday, Sept. 7.	
3:08 a. m.		8:58 a. m.
3:48 p. m.		10:09 p. m.
	Tuesday, Sept. 8.	
4:14 a. m.		10:03 a. m.
4:49 p. m.		10:45 p. m.
	Wednesday, Sept. 9.	
5:12 a. m.		11:07 a. m.
5:43 p. m.		11:00 p. m.
	Thursday, Sept. 10.	
6:05 a. m.		11:55 a. m.
6:32 p. m.		12:01 p. m.

By M. R. DUNNAGAN
RALEIGH, Sept. 1.—Candidates to the right, left, behind and in front were in evidence at the High Point gathering last Thursday night to honor Guilford county's delegation in the recent General Assembly, who were almost relegated to the background while the candidates disported themselves.

The gathering was, in reality, an answer to the challenge of Senator Hallet S. Ward to show him a county that would honor its representatives who opposed the sales taxes as a means of supporting the six months school term, as Pitt county was then honoring its representatives who favored such taxes, and the piedmont section responded some 2,500 strong, even if Senator J. T. Burrus and Representatives E. B. Jeffress, Capus Waynick and Thomas Turner Jr., did speak at the end to a greatly diminished crowd.

The gathering was particularly important because of the large number of candidates and potential candidates seeking high political posts, and all of them were given an opportunity to speak and see and be seen. It might be added that apparently not one of them scored an advantage—or suffered a set-back because of his presence, for each appeared at his best.

Two senators were present, Josiah William Bailey and Cameron Morrison the latter seeking return, started the ball rolling with the usual brief Democratic talks, followed by opponents of Morrison, Thomas C. Bowie and Frank D. Grist, announced, and Aubrey L. Brooks, prospective. R. R. Reynolds, announced modificationist, was absent.

Governor Gardner, absent, sent a message of sympathy for the candidates for Governor, successful and unsuccessful, timely, since he had been both. J. C. B. Ehringhaus and R. T. Fountain, announced, and D. G. Brummitt, A. J. Maxwell, and Willie Smith, prospects, all spoke briefly. Josephus Daniels was absent.

Congressman Frank W. Hancock, of the old Fifth, and J. Walter Lambeth, of the Seventh district, were present, along with the new district candidates, Norman A. Boren, Early B. Horner, J. Clyde Ray, Charles L. VanNoppen and Capus Waynick. W. B. Umstead, another prospect, was absent. Also present were Secretary of State J. A. Hartness and his announced opponent, Stacy W. Wade; A. H. (Sandy) Graham, prospective lieutenant governor candidate; Commissioner of Agriculture W. A. Graham and his prospective opponent Laurie McEachern; Chester Bell, who expects to oppose Auditor Baxter Durham; Senators John H. Folger, A. A. Hicks and W. P. Horton, and Representatives E. M. Gill, R. P. Harris, Gurney P. Hood, Oscar Pitts, Sherwood Upchurch.

That meeting and the highway gathering at Boone also with its element of politics, saved the week from being politically quiet.

Gardner's Suggestion
Governor Gardner's proposal that President Herbert Hoover call a special session of Congress to deal with the cotton grower crisis, on the ground that it is an international, as well as a national problem, as other countries grew 11,000,000 bales of cotton and 12 southern states 13,000,000 bales last year, has been approved and criticized. Saying that the states cannot make treaties with other countries, a function of the national government, Governor Gardner said the Congress should take the initiative and let the cotton states follow.

Since the Federal Farm Board proposed that cotton growers plow up each third row, thus cutting production to two-thirds, a suggestion opposed by Governor Gardner, unless present holders of cotton will do like wise, his plan would throw the burden back upon the Federal government of taking the lead.

Former Governor A. W. McLean, himself a cotton grower, opposes complete stopping of growing cotton next year, since the entire structure of the south is built up around cotton, but suggests cutting the crop in half. He proposes legislation to exempt half the usual acreage from taxation, but impose a tax of \$5 an acre on all over the allotted amount to each grower. Proposals of all kinds have been made, ranging all the way from that of Governor Huey (Continued on page eight)