

MUST ENFORCE LAW

Supt. Joyner Rules That Boards Can't Evade Compulsory Law.

FOR THE SCHOOLS

And the Attorney General Concurs With Dr. Joyner in Construction of Law.

Raleigh, March 28.—Hon. J. Y. Joyner, State superintendent of public instruction, makes an important ruling as to the force and effect of the compulsory school attendance act of the recent Legislature. It follows:

"A conservative State-wide compulsory attendance law was passed by the General Assembly of 1913, requiring attendance for four months continuously each year of all children between the ages of eight and twelve years, allowing reasonable exceptions and providing inexpensive machinery for its enforcement. The following amendment to this bill was adopted and made section 11 of the act:

"The board of education of each county shall have the power at their regular meeting held in July of each year and thereafter at any regular meeting to make such rules and regulations as they may deem best to secure the attendance of all children between the ages of eight and twelve years upon the schools of the county, and such rules and regulations, when approved by the superintendent of public schools and posted at the court house door and at the door of each public school house in the county, shall supersede any provisions of this act in conflict therewith."

"On account of a natural misconstruction by the press of the State in its reports of the meaning and effect of this amendment, erroneous there is a widespread but opinion that any county board of education can, at its pleasure, set aside and practically nullify this act. In my opinion, the amendment does not by any means nullify the act. It is still obligatory upon every county to provide for compulsory attendance; in fact the amendment itself states its purpose to be "to secure the attendance of all children between the ages of eight and twelve years upon the schools of the county." No county board of education, therefore, is authorized to adopt any rules or regulation different from the provisions of the act that will not secure such attendance. This amendment which is made section 11 of the act must be construed with the other sections of the act so that all may stand together if possible, and so as to accomplish its clearly stated purpose of securing the attendance of all children between the ages of eight and twelve years upon the schools of the county.

"In my opinion therefore it is clearly an enabling instead of a disabling section of the act applicable only to the machinery for the enforcement of the law for securing compulsory attendance, allowing discretion in the modification of this machinery so as to meet the different conditions in different counties, but conferring no power upon the county board to revoke or annul the general and fundamental provisions of the law as set forth in the four

sections thereof, or to defeat the purpose of law as clearly set forth therein reaffirmed and emphasized and in the amendment itself "to secure the attendance of all children between the ages of eight and twelve years upon the schools of the county.

"If the purpose and effect of this amendment should be construed to authorize the county boards of education to annul a law passed by the general assembly, and in effect enact another law in lieu thereof, then the amendment would de facto confer legislative power upon the county board of education and would therefore be clearly unconstitutional. It would seem to be clear that the amendment is not to destroy the law but to give flexibility to its administration.

This is my construction of this law. In this construction the attorney general concurs. Under section 4090 of the Revisal 1905 all school officers in the various counties are required to accept the state superintendent's construction of the school laws.

"Therefore this construction of compulsory attendance law will hold until overruled by the courts of North Carolina. The purpose of the whole act to secure attendance of all children between the ages of eight and twelve years is so clear and the provisions of the compulsory attendance law are so moderate, reasonable and conservative that I earnestly hope and believe that most of the county boards of education will find it unnecessary and undesirable to make any material change in them, and will co-operate heartily in the enforcement of the law practically unchanged."

Dillard.

Dillard, April 1.—March went out like a lion last night.

Mr. and Mrs. K. O. Carter and children, of Pine Hall, spent Saturday and Sunday with Mr. and Mrs. D. H. Carter.

Miss Bertha Ward, who has been staying in Davis' store in Winston, is spending a few days with her parents here.

Miss Della Alcorn, Messrs. Robert Alcorn and Stacy Rothrock visited relatives near Walnut Cove Saturday and Sunday. Miss Minnie H. Roberts arrived home Tuesday after closing her school near Pilot Mt. She reports a pleasant time during the entire winter.

Mrs. W. P. Wilson and children, of Madison, are spending a few days with Mrs. Wilson's parents, Mr. and Mrs. M. T. Mitchell.

Little Misses Lois Roberts, Dav's Fagg and Master Clynard Roberts, our sick people, are much improved, we are glad to note.

Mr. E. E. Roberts made a business trip to Walnut Cove last Tuesday.

The good roads election is being held here today.

There is not much gardening being done here on account of so much rain.

A.

Too much care cannot be used in selecting a cough medicine for children. It should be pleasant to take, contain no harmful substance and be most effectual. Chamberlain's Cough Remedy meets these requirements and is a favorite with the mothers of young children everywhere. For sale by all dealers.

An Organ Recital At the M. E. Church

An organ recital will be given at the M. E. church here Thursday night, April 3rd, to which the public is cordially invited.

The program for the occasion follows:

PROGRAM:

Ogan solo — Sextette from Lucia—Donizetti, Mrs. J. W. Hall.
Chorus — Onward Christian Soldiers.

Organ solo — "Largo from Xerxes"—Handel, Miss Mary Taylor.

Violin solo — "Angel's Serenade," Mr. W. E. Joyce.

Duet — "Hark, Hark, My Soul," Mrs. J. W. Hall and Miss Mary Joyce.

Organ solo — "Humoresque" — DVorak, Miss Mary Taylor.

Anthem—We Are But Strangers Here—"Donizetti" Mesdames Koch and Hall, Miss Mary Joyce, Messrs. Helsabeck and Morefield.

Organ solo — "Traumerei"—Schuman, Mrs. J. W. Hall.

Vocal solo — "Bright in the East"—Hanscom, Miss Mary Joyce.

Organ solo — "Melody in F. Rubinstein," Mrs. J. W. Hall.

Vocal solo — "Four Leaf Clover," Miss Annie Blair.

Organ solo—"Berceuse" from Jocelyn — Godard, Miss Mary Taylor.

Vocal solo — "O, Dry Those Tears," Del Riezo.

Vocal duet—"Jesus is Mine," Mrs. Edward Koch and Miss Mary Joyce.

Chorus—How Firm a Foundation.

Cavalleria Rusticana — Mascagni—Mrs. J. W. Hall.

Organ solo—Miss Mary Taylor.

Sandy Ridge.

Sandy Ridge, March 20.—Mr. and Mrs. Walter Nelson spent Saturday night and Sunday at Mr. J. M. Hill's.

Mr. and Mrs. Dave Wilkins gave a dance Monday night.

Mr. Booker Brown and family visited at Mr. Elmer Woods' Sunday.

Misses Sallie and Lula Ferguson, Messrs. Charlie Martin and Clyde Joyce were visitors at Mr. Walter Joyce's Sunday.

Mrs. J. V. Martin and children returned to their home Sunday, after spending a few weeks with Mrs. Martin's parents, Mr. and Mrs. Tom Martin.

Those visiting at Mr. Walter Joyce's Monday were: Messrs. Sam and George Hill, Grover Ferguson, Charlie and Harvey Lawrence.

Messrs. Charlie Joyce, Harry and Frank Nelson visited friends and relatives at Stella, Va., and Critz, Va., Sunday and Monday.

A FRIEND.

"I suffered with rheumatism for two years and could not get my right hand to my mouth for that length of time," writes Lee L. Chapman, Mapleton, Iowa.

"I suffered terrible pain so I could not sleep or lie still at night. Five years ago I began using Chamberlain's Liniment and in two months I was well and have not suffered with rheumatism since." For sale by all dealers.

Mr. Thos. Petree, of Walnut Cove, spent Tuesday night here.

It Paid Guilford.

In the fact that since bonds were issued in Guilford, property in that county has shown an increase in value to the amount of more than 300 per cent, the good roads advocates are finding an argument that counts. The income from taxes in Guilford was \$72,000 in 1902. It is now \$261,000. And good roads did it. This is simply a case of history repeating itself. —Charlotte Observer.

Mr. J. N. Young has returned to his home here, his school at Tuttle's having expired.

Mr. J. Walter Fowler, of Wilson's Store, was a Danbury visitor yesterday.

FARM FOR SALE—115 acres 1 mile from Tobaccoville for \$3500. 15 miles from Winston-Salem. Part cash balance on easy terms. Also some good lots cheap. W. E. BOYLES, care Boyles Bros., Winston-Salem, N. C. tf

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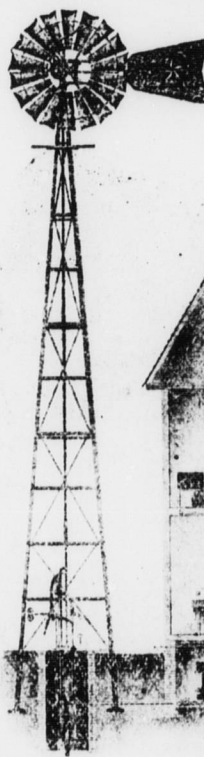
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