

March Court Opens Here On Monday

Very Light Docket For Both Criminal And Civil Sessions

With a light docket for both sessions, the March term of the Superior Court will convene here on Monday, with Judge L. C. Bostick presiding. The docket for the first session will be light, with only a few cases to be heard. The second session, which will be held on Tuesday, will also be light, with only a few cases to be heard.

These to be disposed of are largely of a minor character. The six-month grand jury that was chosen at the January term will function next week. S. T. Pease is president.

This is the second of three regularly scheduled terms of superior court in the first half of the year. The January session was for only one week and for trial of criminal matters only. This one, and the third session in June, will be for two weeks each, for criminal cases the first and civil matters the second week.

Judges, by townships, for the first week are: Henderson—S. S. Stevenson, E. M. Powell, T. C. Taylor, J. T. Clark, E. E. Nalley, George G. Blake, R. F. Sprinkle, Tom Duke, K. L. Burton, C. E. Coonrod, H. J. Scarborough, I. D. Smith, R. B. Powell, W. H. Winters, B. G. Clark, W. J. Parsons, L. W. Smith, M. H. Matthews, K. L. W. A. Kittrell, S. B. Beaman, R. A. Dunn, T. W. Lee, J. J. Matthews, N. W. Smith, P. H. Jones, W. H. Winters, B. G. Clark, W. J. Parsons, J. M. Rowland, W. Howard Curtis, R. C. Boyd.

Grison, Sidney E. Harris, C. H. Finch, W. B. Parratt, Kittrell—J. W. Finch, C. S. Smith, Williams—J. H. Rice, Towns—S. H. Johnson, H. C. Taylor, Middleburg—F. M. White, J. L. Stambaugh, Sandy Creek—Willie A. Curran, Howard Thorne, N. N. Harris, Dabney—J. C. Glover, Watkins—K. E. Parratt, R. G. Cavathorne.

Low Courts Are About Even With High Court Rule

BY LYNN NISBET Daily Dispatch Bureau

More than 100 cases were disposed of during the first week of the March term of the Superior Court, with the score on criminal and civil matters being 77 to 23. Court officials said no important "case law" was involved in the sessions, but several definitions were clarified.

Attempted appeal by the State in a venue of capital for Emma Mitchell, charged with practicing peddling for pay in Asheville, was dismissed on the ground the special verdict was not based on facts but on the opinion of Judge Will Pless that the statute under which the charge was brought is unconstitutional. The judge has the right to such opinion.

In another Asheville case Judge Pless was opposed, J. H. Penner had set J. H. Elliot for \$1,000, charging that Penner had sold to him a house, but Penner would not pay the money. The defendant demanded a specific amount of money but no specific damage had been shown, but Judge Pless set aside the judgment. Justice Sewell, sitting in the high court, reversed the decision and said the defendant had to have been sustained. The learned justice goes at length in his definitions of slander and libel and concluded that false statements on which a slander action is based, they were sufficiently true to cause actual damage to the person, but to events that caused specific damage of any kind.

An interesting case came from Caswell county. City officials of M. P. had obtained an injunction against a beer and wine dealer and set his place as a public nuisance. The temporary order was made permanent by Judge Alley, and later on writing for the high court, it was thought to have been sustained. The statute defining a place as a public nuisance limited to houses of prostitution, gambling and selling of illegal liquor. None of these charges was brought against the dealer and the permanent injunction should not have been granted.

Americans Nearing Banks Of Rhine At And Above Cologne

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side of assault power. Armor lamed out. Infantry widened the crossings under heavy artillery fire. A prisoner reported that German tanks before the front army had been ordered to fall back east of the Rhine.

Port Development Plans Proposed By Board For State

BY LYNN NISBET Daily Dispatch Bureau

Raleigh, March 1.—The State Planning Board Wednesday announced a plan for the development of the State Ports Authority with power to issue a million dollars of revenue bonds to develop North Carolina ports. The Wilmington docks didn't like it.

A delegation from Wilmington conferred with Governor Clegg Thursday in an effort to get the most substantial cooperation for the port. Last week Acting Chairman Capus Wynick and several other members of the board inspected facilities at Wilmington and came through with a report finding it essential that port facilities are developed in the State, that Wilmington could become a reasonably important port, although disadvantages beyond local control precluded its becoming important for foreign trade. The development of the port there on a smaller scale would benefit all of North Carolina, but it is a State rather than a local responsibility, but that if undertaken on State-wide scope the project should include all potential ports along the coast.

The proposed port authority would be empowered to study and develop the ports at Morehead City, Wilmington and Southport. Presence of preliminary study would come from the controlling and regulatory firm and any permanent development from the other similar bond issue.

Officials recall the campaign waged by Cameron Wharff while he was governor to speed development. An appeal was made in 1921 to build a canal to the ports of the State. The proposition of a State Ports Commission was authorized to issue State bonds to port development. The question was held in November of that year and resulted in a vote of about 100,000 against the idea.

Recall of opposition of Wilmington for the present was recalled, recalled that the port was approved by the Governor. Opposition was a great deal of opposition to the matter, and Governor Clegg has indicated interest in the plan.

Improving Hospital

W. S. Helges, vice president of the Mayo Park Hospital, is reported to be in the city.

Hospital Plan Gains Support

(Continued From Page One)

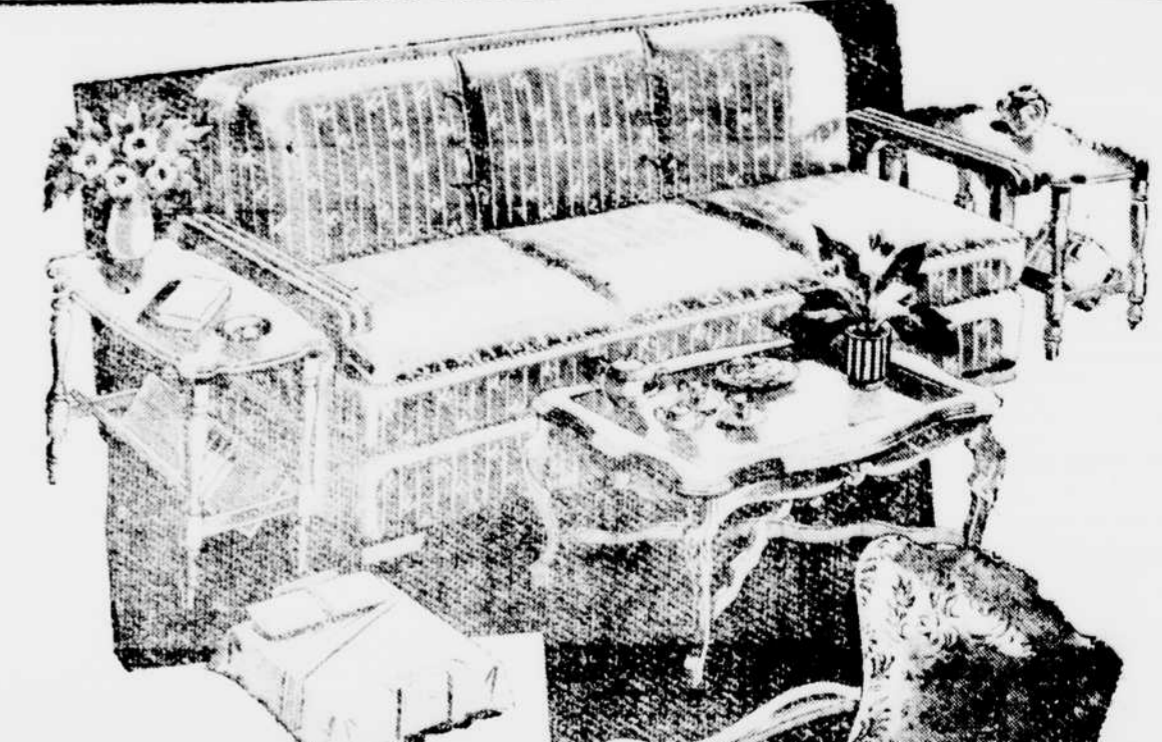
has been on the part of Dr. Frank Gray, president of the Greater Understanding, said after the meeting he had never before seen such unanimity on a subject. The tentative proposal, he said, for the first time he had seen A. P. C. and all our big railroad corporations so wholeheartedly for a program.

Some of the speakers were almost bitterly hostile in attitude toward the administration for sidetracking this measure and then hamstringing with contingency appropriations. Dr. Paul Whitcomb, president of the State Medical Society, was especially caustic. Referring to some doctors who oppose the plan he said "time will tell and has been playing politics with human misery." Most of the doctors emphasized need for a business school college to train physicians, while most of the non-professional speakers stressed the need for additional hospital beds. All agreed that the program should be done now.

Dr. I. G. Greer, superintendent of Baptist hospitals in the State drew applause when he pointed out as illustrating the value of adequate medical care that of 1,198 orphanage-raised boys and girls only 16 were rejected by selective service. That is 1.4 percent compared with a State rate of 32.4 percent rejections amongst other country.

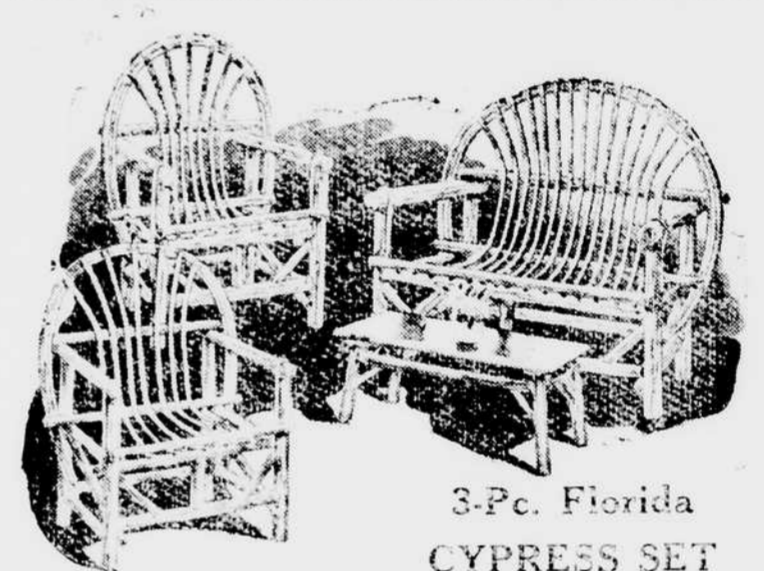
Joseph Daniel, veteran Raleigh editor, presented as spokesman for the whole State of North Carolina, said the bill that was before the amendment was offered with no fixed allocation for aid to indigent patients or to poor communities was "like a prescription with all the curative ingredients left out."

Administration forces are fighting the proposal to make any larger fixed appropriation than the \$150,000 for preliminary work, but administration lines yielded to the school teacher lobby and proponents of hospital aid hope they can make another break in them.



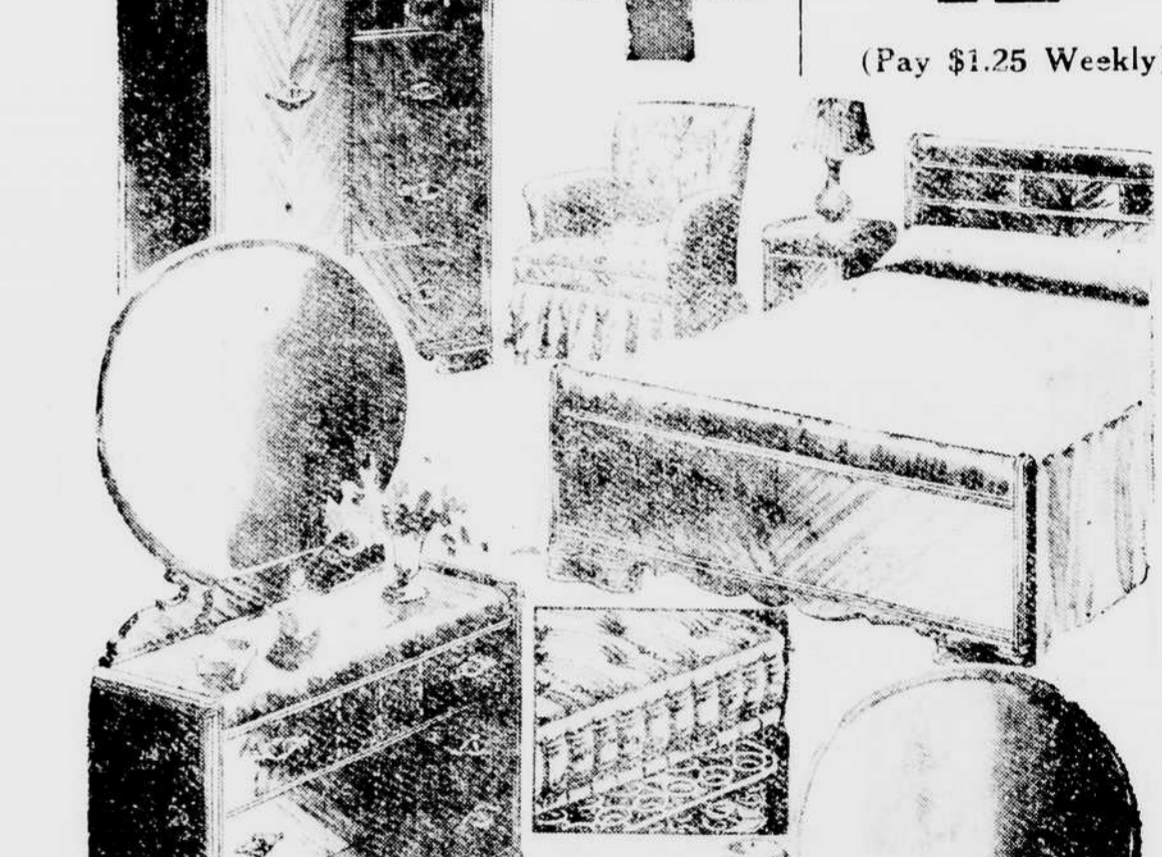
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