

ESTABLISHED IN 1890

MOUNT AIRY, NORTH CAROLINA MAY 9, 1929.

\$1.50 PER YEAR IN ADVANCE

CITY MAY OIL SOUTH STREET-DOGS MUZZLED

Entire Democratic Ticket Elected With No Opposition; One Change in School Board

Cox Wants Fire Truck Speed Regulated

The entire Democratic ticket for city officers was elected in the election Monday with no opposition, only 25 votes being cast in the two wards.

The newly elected officials met Tuesday at noon when Mayor W. G. Snyder announced the following commissions formed from the commissioners. In each case the first named is the chairman of the committee:

Finance—Welch, Ashby, Cox. Street—Yokley, Cox, Hodge. Sanitary—Ashby, Welch, Hodge. Fire—Hodge, Yokley, Cox. Police—Cox, Yokley, Hodge. Public Service—Cox, Ashby, Welch.

The board held an adjourned meeting Wednesday night and re-elected Edw. M. Linville as a member of the city cemetery commission; W. E. Carter, Jr., and T. C. Barber as members of the school board, Mr. Carter succeeding D. E. Hoffman. This appointment of school board members removes from the board all representation at the hands of those affiliated with the Republican party.

The salary of the old board of commissioners was \$100 per year for each member. The charter permits a maximum of \$200 a year. No increase was voted at the hearing. The mayor is paid \$500 a year.

Dr. Ashby brought to the attention of the board the large number of dogs that were running loose around the city. His main complaint was that they were frightening the children on the streets and even as they tried to play on the lawns of their parents.

Mr. Cox wanted something done to check the speed of the fire trucks that traveled the streets. Just how he would do this he did not explain. But he saw no reason for the trucks being driven to fires at 50 and 60 mile clips and he wanted something done about fast practice driving on Saturdays and at times when there was heavy traffic on the streets.

Virginia to Improve Pipers Gap Road

A meeting of the officials of Carroll County was held at Bob Blackburn's store near Lambury Wednesday afternoon when plans were discussed for improving the Pipers Gap road. The county has \$15,000 set aside for work in that section and it is proposed to build a road from Lambury to Onalx, affording the people of that part of the county access to either Mount Airy or Galax.

Attend T. P. A. Meeting

Several members of the T. P. A. are this week attending the state convention at Winston, among those who left Thursday for the session being W. E. Johnson, W. S. Pate and wife, G. E. Johnson and J. S. Johnson.

W. B. Partridge Named For School Board

The county board of education now has a full membership, W. B. Partridge of this city, being elected last Monday to fill the place of W. E. Woodruff, resigned. The board is now composed of W. R. Baggett, Pilot Mountain, chairman, Vestal Taylor, White Plains, J. J. Richards, Dobson, J. F. Carter, Elkin, and Mr. Partridge.

Stranger Stole Their Good Hound Dogs

Westfield Hunters Bring to Trial Young Man; Three of Dogs Are Missing.

To draw a term of eight months on the county roads at hard work for stealing a dog was the fate of a Surry citizen in the local Recorders court this week.

In the month of November, in the year 1927, some good citizens of the Westfield section took a day off and went hunting. In the hunting party were several citizens and during the day a man, a stranger to the neighborhood, joined in the hunt and was having a good time along with all the others. Along in the day it was noticed that he left the main body of the hunters and went off through a field and three of the best dogs were with him. At the time nothing was thought of it, the hunters supposing they would join him further along in the fields.

Marshall declined to go on the stand in his own defense, had not a word to say about the matter in any way, and relied entirely on proving an alibi by his mother who went on the stand and testified that he was serving a term on the county roads in the state of Virginia at the time he was charged with the theft of the dogs, therefore he could not be guilty as charged. And on this evidence he relied for his relief. The court decided that the evidence was sufficient to convict and he was sent to the roads for eight months. He appealed the case, but is not able to give bond. So he is in Dobson jail awaiting a hearing in the high court next October. The county must feed him six months while he awaits his hearing. Now that he has been placed in jail he is said to claim that when his case is heard again he will be able to prove that he was working at High Point at the time he was charged with the theft, and that he will show to the satisfaction of any court that he is not guilty. He is a big strong young man appearing to be not more than twenty-five or thirty years of age.

Building Started For New Knitting Industry Here

Zeb Hatcher Will Construct Building on Willow Street For Use of Northern Concern.

Work was this week started on the construction of a brick one-story building on Willow Street to be used for a knitting mill concern from the north which is moving to this city to avail itself of the surplus labor that exists in this section.

The building will be the property of Zeb Hatcher and contracts for its rental have already been entered into and the work started on the construction. Grading has already been done for a sliding to the location and Mr. Hatcher is under contract to have the building ready by July 1st. It will be located near the Welch chair factory and its dimensions are 80 by 140 feet.

The knitting concern to occupy it will manufacture a line of boys and youths sweaters. It is an old and established concern and comes to this city highly recommended. The machinery is expected to be installed and ready for operation by July 1st and about 100 hands will be required to run the mill when it is in full operation.

Sheriff Smith Visits Daughters in Durham.

Sheriff A. M. Smith visited his three daughters in Durham the week-end and while there attended the graduation exercises of the names of Wells hospital, his daughter, Miss Small, was among the number who graduated.

Robey Culler Continues to Improve

New Expected to Recover From Assault—His Wife and Colon Remain in Jail.

The chances for the recovery of Robey Culler increase every day and he is now able to sit up in his bed at Martin hospital where he was carried a few hours after being secretly assaulted by Ed Colon, boarder at his house and self-confessed paramour of Culler's wife.

In his cell at the city jail Colon continues to admit his part in the plot formed to take the life of Culler and then be free to marry Culler's wife. There has been no change in his revelations as published last week, although the wife who is also in jail still maintains that she had nothing to do with Colon's plan to kill Culler.

To this date Colon has employed no counsel while it is understood that Folger and Folger have been retained to prosecute the pair. In the Recorder's court Tuesday the 20th of May was set to hear the charges against Colon and Culler's wife and it is expected that by that date Culler will be able to leave the hospital and left in court the events leading up to the assault on him that so nearly claimed his life.

Hampton Is Mayor of Dobson

In the town election held at Dobson Monday the following ticket was successful at the polls:

For Mayor—H. O. Hampton. For Commissioners: R. G. Folger, R. C. Freeman, Jr., S. R. Coalson, T. W. Snow and E. W. Douglas.

W. L. Draught was elected town constable.

Fishers Must Have License

Those folks down at Raleigh who look after the conservation of fish and game have ruled that all who fish must have license. The county commissioners of Surry last Monday in response to a petition of more than three hundred citizens lined up with the effort to save the game and fish. This means that Surry will be under the same laws and regulations as all the other counties, and in every way we will do what we can to save the wild creatures.

License to fish in any way with hook and line in the future cost \$1.10. For the convenience of the public the license can be bought from the Clerk of the Court at Dobson, W. M. Gray, Elkin, Turnmyre and Lamm, Mount Airy, Hollingsworth Drug Co., Pilot Mountain.

The age old custom of fishing with a seine in the Yadkin will be again permitted during the months of July and August, but in no other streams of the county can a seine be lawfully used.

Folks in this county may just as well get accustomed to obeying the game laws, for they are no longer a joke. Most thoughtful people are now seeing the loss the country is sustaining by a wanton destruction of all fish and game. In the future the game laws will be enforced as much as is possible. Those who defy them will pay out some good hard money, at least a few will.

The Judge Brings Back The Prize

Attending the district meeting of the Kiwanis Club at Segefleld Inn, Greensboro, last Thursday was Judge H. H. Lewellyn and Jimmie Crighton, golf pro of this city. One of the features of the meeting was a golf tournament in which the Judge carried off the prize, chalking up a score of 92 for the 18 holes.

Mrs. Pendergraph to Entertain Friday.

The largest affair on the social calendar for the week is the tea given by Mrs. L. B. Pendergraph at the Country club Friday afternoon. Mrs. Pendergraph will have as her honor guest Mrs. Joe Thomas Jerome of Goldsboro, Mrs. John Malcolm Kester of Winston-Salem and Mrs. Broadus K. Mason of Greensboro.

Belk Store Now In New Quarters

Belk's Department moved into their new store room Wednesday and now occupy three floors of the old Frasier building. The interior has been remodeled throughout and fitted with new fixtures and display cases. A bargain basement is a new feature added to the Belk store of this city, while on the second floor is found the ready-to-wear department and ladies rest rooms.

Nine Defendants Go To Prison and Roads

Judge Moore Reduces Sentence of Lee Eldridge to 5 Years—Appeal Taken.

Sheriff Smith and two of his deputies, J. L. McMillan and W. L. Webb, left here today with nine prisoners who go to the roads for various periods. Three of the number are being carried to the state prison at Raleigh and six go to Durham county roads.

June Marsh goes to prison for two years. He was out on probation and during the time stole about \$300 worth of goods in the lower part of the county. Lifford Higgins will work out 18 months for forgery and Roy Fortis is to serve 12 months for house breaking.

Charles Jarrell goes to the Durham county roads for 12 months. He was charged with stilling and had a chance to pay out with a fine of \$100 and a cost bill of \$194, but could not raise the money. For an assault upon Bird Simpson the Wood boys drew different terms. Henry works out 18 months, Bob 18 months, and the father of the boys, John, was finally able to get his four months off by paying a fine of \$100.

Some months ago Wiley McBride was hired out to Winston Liberty for an assault, but he violated the terms of his sentence and now must work out 12 months on the roads.

Ben Terry, for assaulting his father-in-law, H. T. Moore went to the roads for two years. Oscar Lettwich goes to the roads for four months on a liquor charge.

The sentence of 10 years imposed by Judge Moore on Lee Eldridge for manslaughter was changed the last day of court to five years. An appeal will be taken and a new trial sought.

J. W. Frasier, who has been in jail for several weeks, this week arranged to give a bond of \$5,000. He stands charged with embezzling large sums of money from the Elkin people while he was secretary and treasurer of the Bifrite Furniture Co.

Al Smith Arrival Is Announced Here

Early Thursday morning Al Smith's arrival in this city was heralded by C. E. Cox, city councilman. Al came here unexpectedly by many of our residents and the announcement of his arrival created a great deal of interest on the streets. It is said that he is very hollowerous, loud in making known his wants and is very particular about his meals. He manifests a hearty appetite and lets out a Tammany yell if his food is not ready on time. Al is the youngest addition to the family of Mr. and Mrs. C. E. Cox and arrived at their home on Orchard Street Thursday morning, weighing 10 pounds.

Turnmyre & Lamm Become Exclusive Agents For Owl Drug Co. Products.

The Owl Drug Co. with headquarters in San Francisco have granted exclusive rights for the sale of its products to Turnmyre & Lamm of this city.

The agency brings to the people of this community a very comprehensive line of proprietary medicines, toilet goods and drug sundries.

The Owl Drug Co. is the oldest chain drug system in America opening their first drug store in San Francisco in 1892, and now operates over one hundred retail stores principally on the Pacific coast. Agencies for their products are being established in every city and town in the United States.

Fiftieth Wedding Day Is Celebrated

Mr. and Mrs. L. J. Bray Were Married at Crutchfield A Half Century Ago.

More than 300 relatives and friends gathered at the home of Mr. and Mrs. L. J. Bray in Elkin Tuesday evening to celebrate with them their 50th wedding anniversary. Taking charge of a roller mill at the age of 14 years, Mr. Bray has followed the milling business since that time and for the past 29 years has lived in Elkin and operated a mill at that place. When he was 30 years old he married Miss Tassie Channy at Crutchfield and the couple have now rounded out their half century of married life, and have seven children all living.

Mr. and Mrs. Bray are widely known in the county and have a number of friends who could not attend the celebration. A son, Jas. S. Bray, lives in this city.

MR. CARTER PRESENTS LEGAL RULING ON ROAD FOREMAN'S DISPUTE

Attorney General of State Rules Highway Commission Cannot Employ Supt.

Burden Now On County and Purchasing Agent

The dispute that has existed between certain factions of the Republican party in this county over the road superintendent's office continues to be a live issue and the question again came up before the commissioners at Dobson last Monday. This time W. F. Carter made clear to the board the position he took in the matter while he was attorney to the county commissioners under the Democratic administration. The former board took the position that the highway commission had no authority to employ the road superintendent, and the commissioners assumed the authority and discharged Mr. Kirkman and hired Mr. Belton.

There is a faction of the Republican party demanding that Mr. Belton be discharged and some "old line" Republican be given the position. It is claimed that Mr. Belton has been associating too much with the Democrats and that this disqualifies him to hold office under a Republican administration.

Attorney W. M. Jackson has advised the county commissioners that they have no authority in the matter and that the entire question is one that vests in B. F. Folger and the highway commission. It is here that Mr. Carter, former attorney for the county enters the argument and last Monday he presented to the county commissioners a written statement of his former opinion and also a communication from the attorney general of the state.

Mr. Carter has submitted to the press for publication the statement he presented to the board of commissioners which follows:

WOMAN'S CLUB WINS STATE PRIZE OF \$100

Local Club Highly Commended For Civic Work Done in Year 1928.

The award of \$100 made annually by the Asheville Chamber of Commerce to the club in the North Carolina Federation of Women's clubs which accomplishes the most outstanding civic enterprise during the year was won this year by the Woman's club of Mount Airy.

Seventeen clubs in the state competed for this prize which is the most coveted honor to which the clubs in the Federation aspire, and the work reported by the Mount Airy Woman's club won the approval of the judges. The prize was awarded at Federal dinner in Charlotte last Thursday evening while the State Federation was in annual session. The profusion of pink apple blossoms, roses and lighted pink tapers made the ball room of Hotel Charlotte a gorgeous background for the installing of newly elected officers and presentation of prizes.

Mrs. B. F. Long, of Statesville, chairman of civics for the State Federation presided the prize and also presented Mrs. George E. Marshall, president of the Mount Airy club who in turn presented the other Mount Airy delegates who were Mrs. T. H. Brock, Mrs. W. E. Jackson, Mrs. C. H. Haynes and Mrs. T. J. Payne. Congratulations were extended on all sides to the winning club.

The report which won the decision of the judges follows in part: "The club planted six maples on the school grounds. Nature talks were made to grade and high school children and the seventh and eighth grade pupils were offered a prize of \$50 for best essay on 'How to make Mount Airy more attractive.' A flower show is being planned for June and prizes will be offered for the best flower windows."

the board that no duty whatever devolved upon them in reference to the selection of a supervisor of roads. I immediately submitted the question to the Attorney General of the State for his opinion and I herewith copy his opinion, to-wit:

Mr. W. F. Carter, Mount Airy, N. C.

Dear Mr. Carter: I am in receipt of your letter of April 15. On March 29, I had letter from Mr. W. M. Jackson, County Attorney, on the same subject. I replied to him on April 2 as follows:

"I am of opinion that under section 6, such officer has also the right to handle employment of superintendent of highways—subject, however, to approval by the board of county commissioners. Section 6 of the act is rather difficult of construction, but this seems to be the better view of its meaning."

The acts of the purchasing agent are to be under the rules and regulations prescribed by the board of county commissioners. It was from a consideration of that feature of the act that I reached the conclusion that employment was subject to approval by the county commissioners. If the purchasing agent selects some one whom the commissioners will not approve, the two authorities would be in such disagreement that probably the determination of a court would be necessary. Yours very truly, DENNIS BRUMMITT, Attorney General.

The opinion of the Attorney General it seems to me sustains fully the opinion that I gave to the former board of commissioners. The opinion of the Attorney General in the interpretation of acts passed by the legislature is considered binding until reversed by the Supreme Court. Under the opinion of the Attorney General the highway commission of Surry County has nothing whatever to do with the appointment of a supervisor of roads. It is entirely with the purchasing agent and the board of county commissioners, and in the event that they should disagree the Attorney General's opinion suggests that the only way of settling the controversy is by a suit.

I have no seal in this matter but simply desire to let the former board of commissioners and the people generally know that the advice that I gave the board is concurred in by the Attorney General. What action the present board of county commissioners finally take in this matter does not concern me. W. F. CARTER.