

Jackson County Journal.

THE YEAR IN ADVANCE

THE COUNTY

SYLVA, N. C. MAY 23, 1924.

\$2.00 THE YEAR IN ADVANCE OUT SIDE THE COUNTY

CHEROKEE INDIANS ARE NOT CITIZENS BUT WARDS OF THE NATION, JUDGE WEBB RULES IN QUASHING DUNLAP INDICTMENT

Asheville Citizen, May 17.—Holdings of the Eastern Band of Cherokee Indians are not citizens of the United States, but wards of the government. Judge E. Yates Webb, in the United States District Court yesterday, upheld a motion of attorneys and quashed a bill of indictment against C. Y. Dunlap, charging while serving as register in Jackson County he refused to allow Indians to register.

Mr. Dunlap, after the alleged refusal to allow the Indians to register, while he was serving as Democratic registrar, was indicted in Federal Court.

The case was opened Friday and a jury drawn ready for the case to proceed.

Yesterday morning, Louis Bourne, attorney for Dunlap, moved that the bill of indictment be quashed on the grounds that the Indians are not entitled to vote and therefore should not be registered.

After argument by Mr. Bourne, District Attorney Linney and Thomas Harkins, assistant District Attorney, Judge Webb upheld the motion and quashed the bill.

District Attorney Linney gave notice of appeal and the case promises to attract the attention of higher courts.

Judge Webb said that he would like to see a ruling made by the higher courts on the question of the rights of the Indians. Cases as a result of the Indian vote are scattered on the docket of all courts in the Western section.

The question of whether the Indians are wards of the government or citizens with the right to vote is considered of vital importance and the appeal will be watched with interest according to attorneys.

BALSAM

Mr. T. R. C. Danean, accompanied by his son Claud, and daughter Miss Patrie, went to Asheville Sunday to see his daughter, Miss Belle, who was operated on for appendicitis in the French Broad hospital last week. She is convalescing as rapidly as could be expected.

Mr. and Mrs. Frank Clouse of Sylva were in Balsam Friday.

Miss Miriam Doer, of Waynesville spent the week end with Mrs. M. C. Green.

Mr. R. J. Bryson, who is superintending the building of the road from Roxaway to Sapphire spent the week end at home.

Mrs. A. F. Doer has returned from Biloxi, Miss., New Orleans and West Palm Beach, Fla., where she spent the winter. She is getting the Balsam Lodge ready for the summer months, some of which will soon be here.

Mr. A. E. Wells, lessee of Balsam Springs Hotel, is expected to arrive in a few days. Improvements are being made on the grounds, etc., and soon everybody in Balsam will be as busy as a bee; but Balsam people are busy all the time.

Mr. Herbert Wiggs, of Elberton, Ga., was here last week on business.

Mrs. Maggie Holder, of Winston-Salem is visiting her parents, Mr. and Mrs. J. R. McKay.

Mrs. Annie Giesler, who spent the winter in New Jersey, returned home Monday.

Mrs. T. M. Rickards is spending a few days in Canton, visiting her son, Mr. J. C. Rickards.

Mrs. Maybelle Perry, Mr. and Mrs. Walter Bryson and Mr. C. R. Jones, Jr., motored to Cruso Sunday and spent the day.

Mrs. D. T. Knight and Mr. Geo. T. Knight motored to Waynesville Saturday.

Hon. and Mrs. W. T. Lee and Mr. and Mrs. Tom Lee, Jr., of Waynesville were in Balsam last week.

Mr. Robert Queen and family, who have been visiting relatives in Balsam have returned to their home in Gastonia.

Mr. Claud Jones and family, who have been staying with his father, Mr. C. R. Jones, left Tuesday for Union, S. C.

Mrs. Lola Jones, who was taken suddenly ill at the home of her grandmother, Mrs. C. A. Foster, is much better and we hope she will soon be well.

FUNERAL SERVICES OF JAMES R. LOFTIS HELD HERE SAT.

The funeral services of James R. Loftis, who died, early Friday, at an Asheville hospital, were conducted, Saturday at noon at the Baptist church in Sylva, by Dr. Ashley Chappell, pastor of Central Methodist church, in Asheville, assisted by Rev. A. C. Queen, pastor of the East Sylva Baptist church. Interment followed at the Keener cemetery.

Mr. Loftis was taken seriously ill, early in the week at the Camp of the Hardaway Construction Company, below Dillsboro, where he was in charge of the rock work of paving the highway from Dillsboro to Whittier, and was rushed to Asheville to the hospital for an operation physicians and surgeons hoping to save his life; but early Friday morning he succumbed.

Mr. Loftis, or "Jim" Loftis, as he was affectionately known by his friends, was well-known throughout Western North Carolina, being a native of Transylvania county, and a member of one of the most prominent families of Transylvania and Henderson counties.

Several years ago he moved to Sylva, and has made his home here, marrying Miss Myra Crisp, one of the county's most estimable young women. Since coming here he has made a large number of friends in Jackson county.

He is survived by his widow, Mrs. Myra Loftis, of Sylva, his mother, Mrs. J. C. Loftis, of Brevard, two brothers, Eugene Loftis, of Asheville, and T. N. Loftis, of Sylva, and two sisters, Mrs. Charles J. Deaver of Brevard and Mrs. E. T. Schafer, of Atlanta.

GAY

Mrs. Sue Bryson gave her mother, Mrs. Sarah Sutton a birthday dinner last week. Only a few of the most intimate friends were present.

Mrs. W. H. Jones and two children, Viola and Claude, of Cheoah, are on an extended visit to Mrs. Jones' parents, Mr. and Mrs. R. G. Buchanan.

Mrs. Mary Ann Cabe spent a few days with her son, Mr. Otis Cabe, on East Fork, recently.

Mrs. Veda Cabe spent Thursday night with her mother, Mrs. Roxie Higdon.

Calvin Wilson has recently erected a new store building and installed a gas engine, and is accommodating his many customers by grinding their corn.

Rev. Charles Plyler filled his regular appointment here Sunday morning and evening.

Miss Edna Jones and Charles Jones of Cheoah, returned to their home Sunday after spending a few days here with relatives.

Miss Ethel Turpin entertained the young folks of the community with an apron party last Tuesday night. The guests all reported a delightful evening.

Mr. Colman Buchanan, who is working on Cowee, spent the week end with home folks.

Miss May Buchanan and Mrs. Elzie Sutton were visiting Mrs. Herman Cabe one evening last week.

Mrs. N. P. Jones and Mrs. Callie Turpin attended the funeral of Mr. James Loftis, at Sylva, Saturday.

Mr. R. Cabe returned to Georgia, Sunday.

Mrs. Baston Buchanan and Miss Effie Barron, spent Wednesday with their sister and aunt, Mrs. E. B. Cabe.

Mr. Harley Cabe, of Kingsport, Tenn., is visiting with relatives and friends here.

Mr. George Hensley and Dewey Sutton, of Dillsboro were calling at Mr. Tom Jones', recently.

Messrs. R. O. Hodson and John Tatham are working on the road.

Carl and Berie Higdon spent the week end in Webster with friends.

MARRIAGE LICENSES

Frank Crawford to Lula Morgan. Adam Graham to Lina Brooks, both of Swain county.

W. F. Horne, of Bessemer, Ala., to Mary Parris.

Van B. Bryson to Nellie Evette.

Elmer Bryson to Emma Rogers, both of Haywood county.

Eunice Burchfield to Maymie Phillips.

CULLOWHEE NORMAL CLOSERS REMARKABLE TERM

Tuesday night, with the senior-faculty play, "Come Out of the Kitchen", Cullowhee Normal and Industrial School, the great state institution located in Jackson county, brought to a close the best year's session of its history.

The commencement exercises began Saturday at 10:00 A. M. with the annual meeting of the trustees of the school.

At 8:00 P. M. the joint exercises of the two literary societies, the Columbian and Erosophian, were held in the school auditorium.

On Sunday morning, Rev. J. Ben Eller, Pastor of the First Baptist church of Statesville, preached what was pronounced one of the most powerful commencement sermons ever heard in Jackson county.

At 6:30 P. M., Sunday, vesper services were held on the campus.

The graduating exercises of the normal and high school departments were held on Monday, the High School having its exercises at 5:00 P. M., and the Normal department at 8:00.

Professor H. D. W. Connor, Kenan Professor of History of the University of North Carolina delivered the commencement address at 11:00, A. M., on Tuesday.

The annual banquet was held at 2:00 P. M., on Tuesday, and the exercises closed with the senior-faculty play, at 8:00 o'clock.

The exercises were of a high character throughout, and were well and largely attended, many people being turned away for lack of seating capacity, at some of the exercises.

CHIEF JUSTICE WALTER CLARK DIED MONDAY IN RALEIGH

Walter Clark, chief justice of the supreme court of North Carolina, died at his home in Raleigh Monday morning at 8 o'clock. He was stricken Sunday morning by what is believed to have been an attack of apoplexy.

Judge Clark was taken suddenly ill shortly after he had prepared to attend church services Sunday. His physician advised him to rest quietly at home. Two hours later he sank into unconsciousness from which he had not rallied early Monday morning. He steadily grew weaker as the day passed but at 1 o'clock Monday morning was reported holding his own, though unconscious. Later, he sank again and died at 8 o'clock of apoplexy.

Judge Clark had served as a judge in superior and supreme court for 38 years.

Walter Clark was for 22 years chief justice of the supreme court of North Carolina and for 12 years an associate justice of the court.

Had he lived until next August the chief justice would have been past his 78th year and within a year would have rounded out two score years of judicial service, first as judge of the superior court for four years, then for 12 years on the supreme court bench as an associate justice and then a quarter of a century as chief justice. He was born in Halifax county, August 19, 1846.

At the Tew Military School at Hillsboro as a youth Judge Clark was an outstanding student and though only 15 years of age when the war came he was assigned to duty as drill master in the 35th regiment returning to school after that service was done. Later he was in the severest of the fighting in Virginia, and was wounded in the hand at the battle of Sharpsburg. Though slender lad of 16 he commanded the regiment of the entire regiment.

In the campaign of 1884, he was brought forward as a candidate for governor but the entry of Daniel C. Fowle, of Raleigh, moved him to withdraw because of the fact two candidates could not run from the same city. The same year Governor Fowle appointed him to the supreme bench to succeed Justice Merrimon and he was re-elected thereafter, being nominated by the democrats and endorsed by both populists and republicans.

In 1902 he was nominated and elected chief justice of the court, the post which he has held continuously since.

WORK RESUMED ON GLENVILLE ROAD

Work on the state highway from Tuckasee to Glenville has been resumed under direction of the state highway commission, following the granting of the injunction, by Judge E. Yates Webb, in the federal court, allowing the state to retain and use the machinery of the Brooks-Calloway Company.

Construction on this road from Tuckasee via the High Falls to Glenville had been held up for several weeks, following the forfeiting of the contract by the Brooks-Calloway Company, and awaiting the decision of Judge Webb in the injunction action.

It is stated that the state highway commission will hurry the work along as fast as possible; and location has been made on the next project of the same highway from Glenville to Cashier's Valley, and will shortly be advertised for bids.

REALTY TRANSFERS

W. P. Potts to Ella May Ashe, lot in Sylva, \$10.00.

T. E. Reed to D. M. Hall, land in Sylva, \$840.00.

G. T. Cooper to Mack Ashe, 1 6-10 acres in Sylva, \$10.00.

W. P. Potts to B. E. Harris, lot in Sylva, \$375.00.

Wm. Deitz to W. N. Deitz, 10 acres in Savannah, \$50.00.

W. R. Sherrill to C. C. Buchanan, lot in Sylva, \$750.00.

John Aiken to E. H. Aiken, 5 acres in Caney Fork, \$250.00.

James Wood to W. O. Parker, 1-2 acre in Caney Fork, \$60.00.

John D. Davis to Lillie Grindstaff 1-2 acre in Cullowhee, \$10.00.

S. J. Hoxit to John E. Hooper and J. H. Long, 118 acres in Hamburg \$10.00.

R. E. Cox to County Savings Bank 65 acres in Cashier's Valley, \$5.00.

Isley and Bunch to J. N. Fisher, agent, land in Hamburg, \$2000.00.

C. S. Ensley to Dewitt Reector, lot in Sylva, \$100.00.

B. E. Harris to M. Buchanan, Jr., lot in Sylva, \$275.00.

J. L. Dillard to W. D. Warren, lot in Sylva, \$10.00.

Mrs. Lena Wallace to J. C. Shook, lot in Cullowhee.

Elizabeth Allman et al to John Allman, land in Webster, \$10.00.

V. L. Gasway to Geo. Styles, 1-2 acre in Qualla, \$10.00.

Ed Fisher to Fred Nations, land in Sylva, \$10.00.

W. C. Ensley to A. C. Cope 54 acres in Cullowhee, \$10.00.

Angleine Bradley to A. C. Cope, 5 acres in Cullowhee \$10.00.

A. C. Cope to State Board of Education, land in Cullowhee, \$2015.00.

John E. Tritt, executor to P. A. Adams, 16 acres in River, \$30.00.

W. F. Holden to John W. Monteith, 170 acres in Hamburg, 2500.00

J. C. McCracken to Horace Brice, 21 acres in Cullowhee, \$10.00.

W. O. Buchanan to Sylva Supply Co., lot in Sylva, \$53.00.

SHOAL CREEK

Mr. and Mrs. Deek Sutton, Mr. and Mrs. Ed Hall and Mr. John Parks were guests at Mr. J. E. Battle's Sunday.

Mr. Lattie Blackwell and family, of Sylva spent the week end at Mr. C. A. Bird's.

Rev. H. A. Bryans and family and Mr. J. K. Terrell dined at Mr. H. G. Ferguson's Sunday.

Rev. B. S. West was the guest of Mr. W. H. Hoyle, Sunday.

Messrs. J. E. Hughes, J. O. Terrell and Luther Hoyle went to Cullowhee Sunday.

Mr. and Mrs. Willie Howell were guests at Mr. A. H. Worley's Sunday.

Mr. W. C. Martin spent Sunday at Mr. D. A. Martin's, at Cherokee.

Mrs. Charles Hyatt and Mrs. Virginia Bridges spent Wednesday with Mrs. G. T. Cooper.

Mrs. Mizzie Nicholson, of Cullowhee visited at Mr. J. L. Wiggins' Sunday.

Mr. and Mrs. A. D. Parker, of Olivet Mr. Chas. Ensley of Beta and Mr. J. R. Messer were visitor at Shoal Creek Sunday.

Mr. and Mrs. Thad Varner called at Mr. G. T. Cooper's Monday evening.

Mr. and Mrs. J. E. Hoyle called at Mr. D. L. Oxner's Sunday afternoon.

Mr. Wayne Battle has returned from a trip to Canton.

Mr. Addison Mathews who has been seriously ill at Canton is reported improving.

EDUCATORS AND EDITORS TO GATHER AT CULLOWHEE FOR DEDICATION OF MOORE BUILDING.

One of the largest and most important gatherings to be held in Western North Carolina this season will be the joint meeting of the Western North Carolina Press Association and the Inter-mont Educational Council, to be held at Cullowhee on May 29 and 30, at the time of the dedication of the Walter E. Moore building, the handsome, new dormitory just completed.

Governor Morrison, Gov. Doughton, Superintendent A. T. Allen, State Auditor Baxter Durham, and other notables are expected to be present. The newspaper people and others will be guests of the school in the new dormitory.

The program for the meetings follows:

THURSDAY, MAY 29:

2:00 P. M.—Separate meetings of Editors and Educators for the purpose of attending to routine business matters, and in order to consider the part each will take in the larger program.

3:00 P. M.—Dedication of Walter E. Moore Building.

Review of History of Building, Professor R. L. Madison.

Remarks by Walter E. Moore.

Address, Hon. R. A. Doughton, State Tax Commissioner.

7:30 P. M.—Banquet, Mrs. E. L. McKee, Toastmaster.

8:30 P. M.—Joint meeting of Editors and Educators.

Address: The Newspaper as an educational institution, Charles A. Webb, President North Carolina Press Association.

Address: A. T. Allen, State Superintendent of Public Instruction.

FRIDAY, MAY 30:

8:30 A. M.—Meeting of Western North Carolina Weekly Press Association.

Subject: Why, to what extent, and how should the press support the cause of education?

Noah M. Hollowell, Editor Hendersonville News, leader.

Subject: How can the school folks and the newspaper people best co-operate in the upbuilding of Western N. C.?

D. Hiden Ramsey, Editor Asheville Times, leader.

8:30 A. M.—Meeting of Inter-mont Educational Council.

Subject: What is necessary to make the Cullowhee Normal the Teacher-Training institution Western North Carolina needs? President H. T. Hunter, leader.

10:30 A. M.—Press party and others leave Cullowhee for outing at Lake Fairfield and Cashiers Valley.

LAKE IN CASHIERS TO BE REBUILT

Mr. F. W. Cole was in the city a few days ago, from Cashier's Valley, and informed a reporter of this paper that the dam on the lake in Cashiers Valley will be rebuilt before the summer tourist season opens providing additional play ground facilities for tourists in that favorite region.

The lake was built a few years ago, in Cashier's Valley, on the headwaters of the Chattooga River but during a flood, it became necessary to dynamite it. This time it will be constructed permanently, of concrete and other materials that will last.

RESOLUTIONS OF RESPECT

UNAKA LODGE NO. 263, A.F. & A.M. May 17, 1924.

Whereas, The Divine Architect has visited our precincts, laid His hand upon our esteemed brother, W. L. Henson, and removed him from our midst to the Celestial Lodge above filling our hearts with sorrow at the loss of this estimable man and mason, who met all men upon the level, acted upon the plummet and stood four square for the noble things of life,

Resolved: that, as best we can, we his sorrowing brothers, accept with resignation his departure, endeavor to emulate his example, and be thankful for his sojourn among us, and the influence for uprightness and pure living.

Resolved, Further, that we express to his family our deep sympathies in this hour of sore trial.

O. B. COWARD,
A. W. DAVIS,
J. L. BROYLES,
Committee.

METZ MAKING BIG DEVELOPMENT IN HAMBURG. LARGE SCENIC LAKE TO BE CONSTRUCTED ALMOST ON SUMMIT OF BLUE RIDGE

Work has started on the construction of a large scenic lake, in Hamburg township, almost on the summit of the Blue Ridge, on the headwaters of Hurricane Creek. Mr. Charles J. Metz recently purchased a large boundary in Hamburg and Cashier's Valley townships, from S. P. Ravelin and others, and on Tuesday of this week, he began the preliminary work of trimming out the lake site, for what promises to be one of the biggest tourist developments yet attempted in Western North Carolina.

The lake will be almost on top of the Blue Ridge, at an altitude of approximately 4500 feet, and will lie along the state highway from Sylva to Cashier's Valley, in a big, natural basin, that was evidently, some thousands of years ago, the bed of a natural lake.

The location is one of the many beautiful ones to be found in Southern Jackson county. It is understood that Mr. Metz will develop the entire property, and will establish tourist camps, club houses, and summer home estates on his large holdings.

The new lake to be constructed by Mr. Metz will be the fifth of the five most beautiful artificial lakes in Western North Carolina, that are located in Jackson county and within a radius of some twelve miles. Lake Fairfield is the oldest, and is unsurpassable in beauty. Sapphire is another beautiful lake, along which the staid Sapphire Inn, but now is on the summer home estate of Mr. J. T. Lupton. The lovely lake, built years ago on the Hampton estate, is at High Hampton, where a new hotel is being built, one of the best of its kind in America is being laid out, and other developments are being made by Mr. E. L. McKee. The Lake in Cashier's Valley is being rebuilt, and now Mr. Metz is to add another lake and other developments to Southern Jackson county's fast-growing tourist business.

For the benefit of our brethren of the press, we will admit that it is obviously unethical to editorialize in a news story; but we can't refrain from adding, right here, that it is an undisputed and indisputable fact that so far as scenic beauty is concerned, Jackson county has them all backed clear off the map.

JACKSON COUNTY TO HONOR WORLD WAR VETERANS

The people of Jackson county will join in a picnic in honor of the World War Veterans, at Sylva, on May 30.

This picnic has been planned by the American Legion Auxiliary. There will be a ball game, some community singing, and an old-fashioned picnic spread: nothing formal, nothing tiresome; just a good time for everybody, most especially "the boys". Come along, bring your family and a nice basket of dinner. Lets show our ex-service men that we have not forgotten what they did for us in 1917, and that the promises we made them then were not simply boasts.

ADDITIONAL CANDIDATES FILE IN DEMOCRATIC PRIMARIES

The complete list of candidates before the Democratic primaries, as filed before the county board of elections, are:

For Clerk Superior Court: Leon S. Norton, John D. Norton, and C. L. Ails.

For Register of deeds: Walter Ashley, Miss Jessie McCall, Ernest Monteith, and Lewis Norton.

For State Senator: Dan Tompkins, Thad C. Bryson, and Walter E. Moore.

For representative: Prof. Robert L. Madison.

For Sheriff: N. L. Sutton, Claud Wike, John C. Buchanan.

For county commissioners: H. P. Pickens, B. Norton, Carl Jamison, and Ben N. Quinn.

For Judge Recorder's Court: Joseph J. Hooker, and F. E. Alley, Jr.

For Auditor: J. W. Davis.