

The Jackson County Journal

\$1.50 the Year in Advance in the County

Sylva, N. C., Thursday, October 11, 1928

\$2.00 the Year in Advance Outside County

Smathers Will Be Tried Tuesday

HAYWOOD JURY TO TRY CASE

Smathers will be placed on trial for his life here next Tuesday morning charged with murder in the first degree in connection with the shooting death of August thirty first of Claude Green, chief deputy sheriff of Jackson county.

Judge Walter E. Moore holding the criminal term of Jackson county superior court signed the order for the drawing of a special venire of the Haywood county men from Haywood county late Tuesday afternoon and set the date for their appearance here at 10 o'clock next Tuesday morning.

The order followed petitions from the defendant of continuance of the case and for removal to another county for trial.

Smathers was brought into court and arraigned Tuesday morning on a bill of indictment returned by the grand jury Monday. Solicitor Grove C. Davis immediately announced that the state was ready for trial.

Council for the defense moved that the case be continued citing the fact that Allen McHaffey who is now being held in Buncombe county jail as a suspect in the case has not yet been indicted and that no bill against him has been sent before the grand jury, and Smathers council argued that it is one of the defendants is guilty of the other, and that they should both be tried at the same time because of crystallization of public sentiment against Smathers, and in order that no separate advantage should be taken of Smathers. The state countered the move by stating that no bill has been sent against McHaffey because there is not sufficient evidence against him to warrant a bill of indictment that the coroner's jury has not yet reported and is still investigating the matter, and the solicitor frankly stated that the state is following several trails which may lead to McHaffey, to some other person, or which may never divulge who the other man was who is alleged to have taken part in the slaying. Solicitor Davis stated that unless something develops in the Smathers case to throw more light upon who the other defendant should be, that it is probable that it will never be known.

Judge Moore took the matter under advisement until this afternoon when he announced that he would overrule the motion for a continuance. The defense then read a verified petition from Smathers in which he stated that he is fifty two years of age, that he has been informed of the fact of the unlawful slaying of Claude Green, but that he has no knowledge or connection with it in any way and that he was not present at Balsam on the night of the slaying, and did not learn of the death of Green until some time later. The petition goes on to recite that he has been in Buncombe county jail since his arrest on September tenth until Monday and has no first hand knowledge of public sentiment in Jackson county, but has been informed by numerous citizens of the county that it is overwhelmingly against him and that it would be impossible for him to obtain a fair and impartial trial in this county even by a jury drawn from some other county.

Supporting the petition read was an affidavit from ten citizens of the county stating that shortly after the slaying of Green a report was circulated in the county that Ed Smathers was the guilty man, that almost every person in the county has expressed the opinion that he is guilty and that sentiment is so overwhelmingly against him in the county that it is impossible for him to obtain a fair trial here. The affidavit further sets forth that the sheriff of Jackson county has deputies in practically all parts of the county, that they have been incensed because of the killing of a brother officer, and that the sheriff and his deputies have strong feeling against Ed Smathers and have discussed the mat-

\$164.46 RAISED FOR HURRICANE SUFFERERS

In addition to large quantities of clothing, the Junior Study Club has raised \$164.46 for the Hurricane sufferers in Florida, and has forwarded both the money and clothing to the American Red Cross for distribution. The young ladies of the club express through this paper, their appreciation of the support and liberality of the people of the community, and state that they have been unable to see all the people, and any subscriptions to the fund will be gladly received if sent to Mrs. Doyle Alley, Mrs. Walter Jones, or direct to this paper.

The list of donors to the cause follows:
The Paris \$5; A friend \$5; Jewell Swain \$2; Candler-Nichols Hospital \$10; R. P. Potts \$1; J. W. Keener and Son \$1; C. W. Denning and Co. \$5; I. H. Powell \$1; Sylva Supply Co. \$10; Jackson County Bank \$10; Aene Cleaners \$1; Mr and Mrs. Harry Hastings \$2; The Leader \$1; Buck's Place \$5; Medford Furniture Co. \$5; Blaine Nicholson \$1; Cannon Bros. Furniture Co. \$5; Mrs Maggie Gribble \$1; V. E. Wessinger \$1; Sylva Service Station \$2.50; General Collection Methodist church, \$8.23; General collection Baptist church \$12.48; Wolfe Cafe \$2; Jackson Hardware \$5; Murray Radio Co. \$5; Billie Davis \$1; C. B. Robinson \$2; Mrs. E. L. McKee \$5; Sylva Paperboard Co. \$10; Frank L. Farrell \$5; The Electric Shop \$1; Mrs. A. S. Nichols \$1; Evelyn Campbell \$2; R. C. Allison \$5; Mary Allison \$1; Lawson Allen \$5; Dr. I. R. Cooper \$5; Philip Stovall \$5; McCoy Service Station \$1; Sylva Coal and Lbr Co. \$5; Prof. W. H. Rhodes \$1; A. M. Henson \$1; Harry Buchanan \$5; Builders' Supply Co. \$5; Junior Study Club \$5. Total \$164.46

JENKINS TO SPEAK HERE

Hon. L. L. Jenkins, District Elector for the Tenth Congressional District will speak at the Court House in Sylva on October 23rd at 7:30 o'clock, P. M.

A cordial invitation is extended to one and all.

ter in every nook and corner of the county which has resulted in strong public sentiment against Smathers making a fair trial in this county impossible.

The affidavit which is signed by A. S. Moss, N. D. Davis, W. P. Turpin, C. D. Sutton, J. W. Swaygim, J. D. Brown, D. A. Bungarner, E. W. Sutton, A. E. Galloway, J. H. Long, A. T. Patton and D. H. Moffitt, states that none of the affiants is related to Smathers and that none of them have any interest in the case except to see a fair and impartial trial in order to vindicate the good name of Jackson county by seeing that justice is done.

Judge Moore in drawing the order, stated that he would direct the sheriff of Haywood county to draw the venire from parts of the county east of Waynesville and furthest from Balsam, and that he would see to it that a fair trial was had, and cautioned the large crowd that packed the court room for the hearing that he would ask each jurymen as he was drawn if anybody had spoken to him about the case, and that if he learned of anybody discussing it with any venireman or attempting to influence any of them that he would send the offender to jail for contempt of court. He further stated that he would direct the sheriff of Haywood to caution each man who is summoned not to allow anybody to discuss the matter in his presence.

The state is being represented in the prosecution of the case by Solicitor Davis, the private prosecution by E. P. Sillwell, and the defense by C. C. Buchanan and Dan Moore.

The grand jury that indicted Smathers is composed of J. L. Lovdahl, foreman, E. M. Coward, J. E. Clayton, L. C. Sutton, R. C. Bumgarner, M. A. Norman, Garland Buchanan, A. Norman, Garland Buchanan, Baxter Nations, John Aiken, L. W. Baxter Nations, John Aiken, Lee Crawford, Harley Pressley, Lee Queen, J. C. Johnson, Erastus Shular, J. T. Snyder, Geo. F. Keever, W. P. Morrison and V. C. Gass

MRS. WILKES' FUNERAL WAS HELD YESTERDAY

Funeral services of Mrs. Grover C. Wilkes, wife of Dr. Grover C. Wilkes, were held at the Baptist church, yesterday, at 1 o'clock, conducted by Rev. Thal F. Deitz, and interment was in the Parris cemetery.

Mrs. Wilkes, the wife of Dr. Grover C. Wilkes, Sylva physician, passed on at the Franklin hospital, Monday evening, after having been ill for about two weeks, the death of this popular young woman coming as a shock to the entire community.

Mrs. Wilkes was popular with a large circle of friends and was active in church and club work. She was a daughter of former sheriff and Mrs. J. W. Buchanan, of Dillsboro, and is survived by her husband, one daughter, five years old, a two week old baby girl, her parents, one sister, Mrs. J. M. Leatherwood of Dillsboro, two brothers, J. Ramsay Buchanan, of Sylva, and Clyde Buchanan of Cleveland, Ohio, and a large number of relatives and friends throughout Western North Carolina.

BUILD BETTER SOILS WITH SWEET CLOVER

Raleigh, N. C., Oct. 3.—As a pasture and soil improving crop, sweet clover is winning a popular place for itself among good farmers in all parts of piedmont and western North Carolina.

As a cover crop for plowing under in the general field, in the orchard, or pasture, it is said to be unexcelled. Recent tests in Illinois show an accumulation of nitrogen in the tops and roots of around 250 pounds per acre from clover planted one spring and tested in May of the following year. This is as much nitrogen as is contained in 25 tons of average farm manure or in over 1,600 pounds of nitrate of soda.

Success with the crop, say those who have grown it, depends on a good seed bed, well limed. At least one to two tons of finely ground limestone must be used to each acre. Inoculation of the seed is also important. In many instances farmers have not obtained a good stand with the first trial even under the best of conditions and treatment; but, once a good stand is secured in a field, sweet clover will be found one of the most valuable crops on the farm.

A recent bulletin from Kentucky says, "Sweet clover is perhaps the most valuable of all legumes for pasture and soil improvement on Kentucky farms. Properly managed, sweet clover pastures will support at least one steer or dairy cow per acre from early spring until late fall, which is two or three times the capacity of Kentucky pastures at the present time. The growth of grasses is greatly stimulated by sweet clover when it is included in the pasture mixture."

This has also been the experience of those who have tried the crop in North Carolina. D. J. Lybrook of Davie County, Charlie Brown of Rowan and Sloan Brothers of Scotts are three successful growers who sing its praises.

BAILEY ADDRESSES ROTARIANS

J. W. Bailey was the speaker at the weekly Rotary luncheon, at the Potluck Tea House, Tuesday. Mr. Bailey, in his inimitable style spoke on the ethics of Rotary, and pointed out the great truth in the words of Christ when He said "He that would be greatest among you, let him be the servant of all." Mr. Bailey stated that the way to make a business concern, a town or an individual great is by service to humanity; and that if men will forget that they want to be great, forget the rewards, and work to serve the most people in the most efficient manner, that they will thus become great.

REVIVAL AT EAST SYLVA

Rev. John Hoglen of East Laporte Baptist church is conducting a revival meeting. Everybody is cordially invited to attend these services.

BOY SCOUTS TO CELEBRATE COLUMBUS DAY

Friday evening at 7:30 the Boy Scout troop of Sylva will celebrate Columbus Day with a special program which will be given in the auditorium of the High school.

The program will consist of an address by Dr. H. T. Hunter, president of the Cullowhee State Normal School, several snappy talks, which will be made by Dan Tompkins, Mrs. E. L. McKee, Mrs. C. Z. Candler, Scout master Clemmer and others. Also, there will be troop and patrol drills, troop and patrol stunts, singing by the troop and other activities. The evening of fun and fellowship will reach its climax with the serving of delicious refreshments by the Scouts to all present.

Those to whom invitations are being sent are the parents of the Scouts, the faculties of the three schools in Sylva, the pastors of the churches of the town, the officials of the Chamber of Commerce, the superintendents of Sunday schools, school and county officials, and other representative citizens.

Nothing would please the Scouts more than to entertain the entire community on this occasion but that being a physical and financial impossibility, a select number has been chosen. Each person invited is urged to honor the troop with his or her presence. A good time is in store for every guest. Come out and see what the Scouts are doing in Sylva and what they propose to do through the coming year.

Guests are urged to come promptly at 7:30, as the principal speaker, Dr. Hunter, will speak early on the program, as he must leave for another engagement.

WEBSTER

Miss Ida Bell McConnell has returned home after spending several days with her sister, Mrs. J. H. Crisp of Asheville.

Mrs. Penn Morrison and children of Pisgah Forest are spending a few days at their home here.

Miss Lucy Hedden has returned to Pisgah Forest after visiting Mrs. L. T. Queen.

Born to Mr. and Mrs. Floyd Owen on Sunday October 7, a daughter Mrs. Manor Roberts who has undergone an operation in the Angel Hospital is now convalescing at the home of her mother Mrs. L. T. Queen.

Mr and Mrs. J. H. Crisp and little son Porter and Miss Callie McConnell of Asheville spent Sunday with their parents Mr. and Mrs. G. W. Connell.

Mrs. Edd Zachary has returned to Denver, Col., after visiting her sister Mrs. Osear Coward.

Miss Lewis Barker was guest of Mrs. John Morris on Saturday.

Mrs. J. W. Kesterson of Gastonia is visiting relatives here.

Mr. and Mrs. L. T. Queen and Mr. and Mrs. A. C. Queen spent Sunday at Franklin.

Mrs. Mattie McKee and Mrs. Florence Cagle were guests of Mrs. Hannah Hall at her home here on Monday.

Miss Dillard of Cullowhee spent the week end with her sister, Mrs. Katherine Dillard.

Miss Annie Louise Madison spent the week end with friends at Morgan Hill.

Mr. and Mrs. N. Don Davis have been visiting Mrs. Davis' mother, Mrs. Ada Hyatt.

Miss Isabel Allison of Candler spent the week end with her mother, Mrs. Eugene Allison.

Miss Eva Johnson of Sylva was a week end guest of her sister Mrs. Dan Allison.

FAREWELL DINNER FOR MR. AND MRS. ANDERSON

On last Wednesday evening at their home in Beta, Mr and Mrs. T. C. Bryson, Jr entertained with a dinner party in honor of Mr and Mrs. A. M. Anderson, who left last week for Lynchburg, Va., where Mr. Anderson has accepted a position with the Mead Paper Company.

Those present were Mr. and Mrs. Anderson, Mr. and Mrs. Wilburn Malone and Mr. and Mrs. Joe Davis.

WELFARE MEETING AT BRYSON

The sectional meeting of the Western District Welfare Conference will be held at Bryson City on Friday, October 12. The section to be represented will include Graham, Cherokee, Clay, Haywood, Jackson, Swain, and Macon counties. Problems in public welfare which are of special local interest will be discussed at the meeting to which not only welfare officers but county boards of education, county commissioners, county boards of public welfare, ministers, doctors, and all interested citizens are invited. The meeting will be held at the Fryemont Inn, starting at 10 o'clock in the morning.

D. Hiden Ramsay, of The Asheville Times, will be the luncheon speaker. Mrs. John C. Campbell, who is principal of the Folk School at Brasstown in Cherokee county, will address the gathering on the "Economic Value of Social Work." Mrs. Cathleen Warren, superintendent of public welfare in Cherokee will outline a constructive county program. Mrs. Charles Quinlan, chairman of the county board of charities and public welfare in Haywood county, will discuss the functions of the county board in relation to the county program. The state board of charities and public welfare will be represented by Mrs. Kathleen Holding, assistant director of Mothers' Aid, who will discuss Mothers' Aid in the state.

On account of the topography of the first district, which includes nineteen western counties, it was decided to hold two sectional meetings, with the general district meeting to take place in Asheville in November. Superintendent N. E. Wright, of Swain county schools, is president of the district conference and W. G. Byers, superintendent of public welfare in Haywood county, is secretary.

CRIPPLE CLINIC OCTOBER 20

Through the Rotary Orthopaedic Clinic at Sylva, which meets for the second time on Saturday, October 20th, in the Methodist church, many cripples of this section of the state who have despaired of having their deformities corrected are being provided with an opportunity to secure treatment by orthopaedic specialists that will remove a part if not all of their physical handicaps.

The Sylva Clinic is a link in the chain of clinics established over the entire state of North Carolina by the State Department of Vocational Rehabilitation for the purpose of providing such treatment to all of the indigent cripples of the state. No one can estimate the value of this program, not only to these handicapped people themselves, but to the communities in which they reside and to the commonwealth as a whole.

Orthopaedic treatment is but the first step in the program of the Rehabilitation Department. After the physical handicap has been removed as far as possible, the Department provides a course of vocational training to fit the disabled party for a vocation suited to any remaining handicap, and then aids him in securing suitable employment. Thus he is fitted for an active life of usefulness, supporting himself and dependents, and contributing to the production of his community. From a non-producer and a potential mendicant is evolved a happy, independent and useful citizen.

S. C. I. TO PLAY BREVARD HIGH SCHOOL HERE FRIDAY

S. C. I. will open the football season at home Friday at 3:30 o'clock when they meet the fast Brevard high squad, on the local gridiron.

Coach Roberts clan has, as yet, failed to cross the goal line, losing to Mars Hill 18-0, and playing Franklin to a scoreless tie. However they have showed good form on foreign soil, and are expected to give local fans plenty of action and thrills in tomorrow's contest.

Farmers of Gaston county are making plans to grow cow feed and soil improving crops this winter. The first cooperative carlot order of such seeds has just been received.

BAILEY SPEAKS TO HUGE CROWD

Josiah William Bailey of Raleigh addressed the largest audience that has gathered to hear a political discussion in this county in recent years at the graded school auditorium, Monday at one o'clock, when the building was packed and jammed and many were unable to find even standing room in the building. Mr. Bailey made a powerful appeal to the voters in behalf of Governor Smith and the whole Democratic ticket, and apparently it had a powerful effect upon his hearers.

The outline of the speech follows: The vital principle of the Democratic party is to fight out our battles within the party, that is in the primary or convention; and when the will of the majority is expressed, to unite in the campaign and the election. To scratch your ticket or withhold your support of any portion of the ticket is a violation of this principle and invites party demoralization. My advice to first voters and all voters is to support the Democratic ticket from constable to president.

"We must preserve the Democratic party as the great historical institution of the popular will and the people's rights. It is not a thing of a day. We received it from the fathers, we ought to preserve it for ourselves and our children.

"We of the South ought to be especially jealous to preserve the Democratic party. It is the faithful guardian of the Southern civilization. The Republican party is a sectional party. It was brought forth in sectionalism. It never has understood the Southern people. It is as incapable today of understanding them as it was 50 years ago. Witness Hoover's order recinding the policy of segregation of white and negro workers in his department of commerce. Witness Mary Boose, Republican national committeewoman from Mississippi, she is a negro.

"The American people ought to drive the Republican party from power this year because of its notorious corruption—the oil scandal, the veteran's bureau scandal, the Alien property custodian scandal, and the department of justice scandal (Daugherty.) Four years ago it defended on the ground that guilt was personal, but now we know that the Republican party itself got from Sinclair more than \$100,000 and he was a co-conspirator with Fall. It is as guilty as Albert B. Fall himself. Senator Borah, Republican, said as much and demanded that the party pay back the dirty money. But it did not.

"The Republican party ought to be driven from power also, because it admits that it broke its solemn promise to relieve the farmers. The condition of agriculture presents a great national economic problem. It is the big issue of this campaign. The Republican party has had eight years to work on this problem. It has done nothing. Farm values have lost to the extent of twenty billions of dollars. Twenty per cent of the national income went to the farmers six years ago. Today they get one tenth of the national income. In the Democratic plan of relief the farmers have their only hope. The Republicans promise nothing definite; but if they did we could not trust them in view of their failure to perform their promise of relief made in 1924.

"In such times as these the people have always appealed to the Democratic party, and it has never failed them. In such times it gave them Jefferson, Jackson, Cleveland, Wilson. The people are turning again to the Democratic party this year and it is ready. It presents a leader as Jefferson in his democracy as Thomas Jefferson as strong against privilege and an ardent for equal rights as Jackson, as honest and able as Cleveland, and as great an administrator and as deeply in sympathy with the rights and the welfare of the humble millions as Woodrow Wilson—our standard bearer, chosen by over

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