

Sentences Are Imposed By Judge F. E. Alley

Judge Alley handed out some road and penitentiary sentences, at the conclusion of the criminal term of the October court, last week.

John Shular and Elmer Franklin were charged with breaking and entering, larceny and receiving, in connection with the removal of a quantity of merchandise from the Sylva Hardware Company's store, last spring. Shular, William Franklin and Elmer Franklin, were charged with being accessories, in the matter; but Shular, on April, along with some other prisoners who broke jail, and have not been retaken. Judge Alley sentenced Elmer Franklin to serve a term of from 4 to 6 years in the State prison, and gave him an additional sentence of two years on the road, suspended until the solicitor should make a motion for it to go into effect. Shular was sentenced to serve two years on the roads. Judge Alley stated that it was the most wholesale case of larceny and selling stolen goods that has come under his observation since he left Buncombe. He took occasion to compliment the officers of Jackson county and Sylva for their vigilance in tracing up such crimes, stating that he knows of no county or city better officered.

Rogers McKinney, Will Shepherd, and Sam Shepherd, Negroes, were sentenced to five years each, with an additional two years to be suspended until the solicitor shall move for the two years sentence to go into effect, any time within five years.

Mark Beyer was sentenced to serve six months on a charge of violating the prohibition laws.

R. A. Cochran was sentenced to 2 years, after a jury had found him guilty of assault. The capias is not to issue for five days, giving him an opportunity to leave the county. He signed a statement, retracting any words that he might have used that could be considered as slander, and stating that Mrs. Texas Jones, whom he was alleged to have slandered, is a woman of excellent character and splendid reputation.

Lewis Henry was charged with seduction. He plead guilty of bastardy, and was ordered to pay the costs of the case and to pay \$150 for the use of the mother of the child.

Delos Birch was sentenced to serve 6 months on the roads on a charge of violating the prohibition laws, and was given an additional two years, to go into effect upon motion of the solicitor at any term of the court within five years.

Grady Beck plead guilty of larceny and receiving. He made a plea to the judge for another chance, stating that if given an opportunity he will make a good citizen of himself. He stated that he was drunk at the time he stole from Mrs. Mabel Perry, at Balsam, and did not realize what he was doing. Judge Alley ordered him to pay the costs of the case, to pay Mrs. Perry for the goods stolen, and sentenced him to serve two years, suspended for 5 years, but to go into effect at any time upon motion of the solicitor.

Scott Cooper, operating an automobile while intoxicated. For reckless driving he was sentenced to serve 30 days. On a charge of operating an automobile while intoxicated he was given a two year sentence suspended for five years or upon motion of the solicitor.

Oshorne Tilley and Arrie Woodard, F. & A. Nol. pros.

Rosa Ensley, pollution of stream, called and failed, judgment nisi sei fa and capias.

Nathaniel Woodard, forcible trespass. Ordered to pay the costs. For passing a forged instrument, 2 years suspended upon motion of the solicitor at any time within five years.

D. J. Pierce, reckless driving. The case took nearly two days to try, and then the jury failed to agree. A mistrial was ordered, and the case continued until the next term of the court.

John Coward, assault with a deadly weapon, continued.

Thad Brooks and Varn Brooks, violating the prohibition law. Sentenced to serve 4 years each, but suspended for five years, to go into effect upon motion of the solicitor.

Buck Conscience and Edna Bigwiltch, F. & A. Conscience sentenced to serve 6 months, suspended upon payment of \$25. and the costs.

Harl Queen and Carl Clement, disturbing a meeting. Queen plead guilty. Clement found guilty by a jury. Queen was fined \$50.00 and the costs for carrying concealed weapons, and sentenced to serve two years for the disturbing, but the sentence was suspended for five years or upon motion of the solicitor. The Clement boy was fined \$50 and the costs on a charge of concealed weapons charge, and given a like sentence of two years suspended for 5, but to go into effect at any time upon motion of the solicitor.

Laburn Green, costs, called and failed, judgment nisi sei fa and capias.

Delos Davis and Joe Davis, violating the prohibition laws, the sentence imposed at a former term ordered into effect.

Radford Hooper, carrying concealed weapons, continued.

Lyndon Brown and Troy Gaddy, larceny and receiving. Ordered to pay \$10 for the goods taken, and the costs of the action. Sentenced to serve two years, suspended for 5 upon motion of the solicitor.

N. B. Ball, violating the prohibition laws, called and failed, judgment nisi sei fa and capias.

J. Grady Owen, embezzlement, nol pros.

Chas. Potts, violating the prohibition laws, called and failed, judgment nisi sei fa and capias.

May Queen, F. & A., called and failed, judgment nisi sei fa and capias.

Axle Penland, larceny, continued.

Radford Hooper, larceny, continued.

Howard Gibson, John Gibson, Harley Waldroup, violating the prohibition laws, 6 months each, suspended for 5 years or upon motion of the solicitor.

Purt Bumgarner, assault with a deadly weapon. \$30 and the costs, \$5 to be applied on the repair of an auto mobile.

John Henry McDowell and Anderson McDowell, Negroes, were charged with the temporary larceny of an automobile belonging to Lewis Dorsey, another Negro. The jury found them not guilty.

Otelia McDowell, costs, continued.

Radford Hooper, assault with a deadly weapon, continued.

Geo. McDade, dynamiting the river, continued.

Don Stephens, violating the prohibition laws, 6 months.

D. H. Clark, violating the prohibition laws, continued.

Jimmie Reed, violating the prohibition laws, continued.

Geo. Littlejohn, a witness, fined \$25 for not answering when called.

Ed Davis, reckless driving, continued.

Lewis Williams, Mervin Brown, Bryson Ammons, Tom Elrod, affray, alias capias.

Sidney Calhoun, seduction, alias capias.

N. P. Rose, larceny, continued.

Horace Deitz, assault with a deadly weapon, nol pros.

Henry Blakley, assault with a deadly weapon, continued.

Glen Norman, drunk, capias.

BAXTER HOOPER PASSES

Baxter Hooper, 80 year old well-known farmer, died at his home at Tuckaseige, Sunday evening; and the funeral service was held at the Tuckaseige Baptist church, of which he was a member, at one o'clock on Tuesday. Interment was in the East LaPorte cemetery.

Mr. Hooper held the distinction of being the oldest member of the East LaPorte Masonic lodge.

Surviving are his widow, who was formerly Miss Laura Young; one daughter, Mrs. Catherine Fox, of Asheville; six sons, Troy Hooper, of Erastus, McKinley, Leiter, Loomie, Elden and Cordell Hooper, of Tuckaseige; one sister, Mrs. Docia Ledford, of Texas; and one brother, John A. Hooper, of Tuckaseige.

TWO DIVORCES GRANTED

Two divorces were granted in superior court here, last week.

Mamie Hyatt from Ed Hyatt.

J. M. Hoyle from Eleanor Hoyle.

Both complaints charged two years' separation.

C. J. Harris Takes Stand For Repeal

Col. Charles J. Harris, of Dillsboro, organizer of the C. J. Harris enterprises, Kaolin King, of Western North Carolina, Republican leader, and former Republican candidate for Governor of North Carolina, recently returned from a European trip, is throwing the weight of his voice and his influence in favor of the repeal of the 18th Amendment. Col. Harris has no sympathy with what he sees as an effort to allign the Republican party with the prohibitionists. "I am confident that North Carolina will wet", said Col. Harris, in an interview. Col. Harris is not in accord with the sentiment of the dry members of his party. He has no quarrel with his fellow Republicans, who are supporting the dry cause but is somewhat astounded that Republicans anywhere can support what is known as prohibition.

"The Webb-Kenyon amendment is a most unfortunate piece of legislation. It has changed the United States as a by-product of its influence, into the most criminal country in the world", declared Colonel Harris.

"In comparing it with Italy a few years ago", Col. Harris continued, "I found that our homicide rate was 10 times worse than theirs, and Italy used to be the worst country in Europe for homicides.

"But it is a waste of time to discuss the merits of prohibition; the country has decided by enormous majorities that it is a failure.

"I have been surprised to learn that some of our Republican leaders are trying to turn the Republican party into a 'prohibition party', just what their idea may be I can not understand for it would be the dearest issue that could possibly be selected. It would place the State in the most awkward position possible.

"There will doubtless be a minor prohibition party holding one or two percent of the total national vote and the Republicans who feel that way had better join it because they will be out of line with the great National Republican organization.

"I hope that all our broad minded and thinking citizens of both parties, both Republican and Democrat, will turn out in strength to see that repeal is carried through", said Col. Harris.

UNION MEETING TO BE HELD AT LOVEDALE CHURCH

A session of the Tuckaseige Baptist Union Meeting will be held with the Lovedale Baptist church, beginning Friday, October 27 and continuing until Sunday the 29. The program follows:

Friday October 27

10:30 Devotional, Rev. K. Allen.

11:00 Sermon, Rev. Merritt Hooper

12:00 Dinner.

1:00 Devotional, Rev. Joe Bishop. General Theme — Our Spiritual Depression.

1:10 Causes — Opened by Rev. T. F. Deitz.

Round Table Discussion.

2:15 Cures — Opened by Rev. W. N. Cook.

Round Table Discussion.

3:15 Miscellaneous.

Night Session, if desired.

Saturday, October 28

General Theme — The Liquor Question.

9:45 Devotional — Ernest Jamison.

10:00 The Bible and the Liquor Question — Rev. I. K. Stafford.

10:30 The Liquor Question as a Lawyer Sees It — E. P. Stillwell.

11:00 The Liquor Question and Education — F. I. Watson.

11:30 Sermon — Rev. J. M. Tucker.

12:00 Dinner.

1:00 Devotional — Rev. Dave Dean

1:15 The Business Man and The Liquor Question — R. F. Jarrett.

1:45 The Farmer and the Liquor Question — T. C. Bryson.

2:15 Science and the Liquor Question — Rev. J. E. Brown

2:45 The Taxpayer and the Liquor Question — Hugh Monteith

3:15 Miscellaneous and adjournment.

Sunday, October 29

10:00 Sunday School.

11:00 Sermon — To be arranged.

40 YEARS AGO

(Tuckaseige Democrat, Oct. 18, 1894)

The residence of Mr. Joseph Baum is being greatly enlarged and improved.

Judge D. D. Davies returned home Saturday night, from a trip to Washington.

Four car loads is the record of shipment of cattle from this station, during the past week.

Mr. Mack Hooper, one of the most highly respected citizens of the county, died at his home on Cullowhee, last Friday, after a long illness.

We are requested to give notice that Rev. T. C. Buchanan will preach in the Baptist church here at 3 1-2 o'clock, Friday, October 26—a week from next Friday.

Misses Alice Reed and Laura Dills and Messrs. J. P. Brendle, J. D. Sitton and Charlie Allen left, this morning, to attend the Western Baptist Convention, which meets in Asheville, today.

Our first frost this fall visited us Sunday morning, though there have been slight touches of frost in other portions of the county before. Every morning since Sunday the frosts have been heavy.

Mr. H. C. Cowan, County Supt., will hold the examination to determine who are entitled to the scholarships, from Jackson county, in the Normal department of the Cullowhee High School, on Saturday, October 28th.

Miss Lula Price, of Tuckaseige, found a guinea's nest last week, on Baxter Hooper's farm, containing 164 eggs.

We learn from the Citizen that the long promised change of schedule is actually to take place next Sunday. The train will leave Asheville about 8 o'clock a. m., and run through to Murphy without the all night lay-over at Bryson City. Going towards Asheville, the train will reach there about 2 p. m.

All accounts agree in representing the Veterans' Reunion at Waynesville last week as a decided success in every respect. The attendance of veterans and others was large, the speaking was fine and everybody seems to have had a good time. We have heard the address of Mr. Garland S. Ferguson most highly complimented. The failure of Senators Vance and Ransom and Gen. Longstreet to come caused much disappointment and regret. Each one wrote messages of regret at their inability to be present. Col. H. M. Rutledge of the 29th N. C. was present and was greeted by his old comrades with every demonstration of affection. Mr. W. B. Ferguson was elected Commander, Judge J. C. L. Gudger, Historian and Hon. R. D. Gilmer Assistant Historian for the ensuing year. The next Reunion will be held at Bryson City during the latter part of August.

THE ROTARY WHEEL

A final report of the committee investigating school needs was made Tuesday night by Andy Hevener. This report covered those schools in the Sylva district examined by Mr. Hevener and those in Dillsboro district examined by Reg Enloe. Questionnaires were filled out at each school reporting the names of children needing school books, the kind and cost of these books and facts about the class standing of the pupils and the financial condition of their parents. This investigation was made as a result of a discussion presented by Mrs. E. L. McKee of the Sylva Parent-Teachers' Association, several weeks ago.

Rotarians had the pleasure of listening to Miss Weaver, representative of the Federal Emergency Relief board, Tuesday. In her discussion of the functions of the relief board, she stated that the federal relief money is to be used on a matched basis from city and county funds. However, by submitting a statement of actual needs, federal money can be used for adequate food, clothing, school books,

Highway Commission Will Inspect 106

The entire membership of the North Carolina Highway Commission will visit Jackson county either the last of this week, or some time next week, and will go over Highway 106, in a personal inspection trip that will be made of highway needs in this area, it has been announced by Chairman Jeffers, Commissioner Miller, and other members of the commission.

A delegation from Jackson county, composed of E. L. McKee, Chairman J. D. Cowan, of the county board of commissioners, and Representative Dan Tompkins, appeared before the commission on Wednesday, at the invitation of Chairman Jeffers, and laid the claims of the people of this county for the immediate completion of 106 before that body.

The Jackson men received a most hearty reception from the commission and it is believed that it is reasonably certain that it won't be long now until work on the highway above the Forks-of-Tuckaseige will begin.

Surfacing of 106 between Sylva and Cullowhee is now being completed, and the road is already paved from Cullowhee to Tuckaseige.

South Carolina is constructing her end of the road from Wallhalla to the State line, and it is believed that the hopes for the people of the county for a complete 106, connecting Sylva with the cabbage country, will not much longer be delayed.

SOLICITOR GIVES CLERK A SPLENDID REPORT

Solicitor John M. Queen, of Waynesville, handed in his report to Judge Alley, in which he states that the office of the clerk of the superior court is well kept and the clerk vigilant in his duties.

The report follows:

"In compliance with Sec. 9, Code of 1927, the undersigned has leave to report to the court as follows: That he inspected the office of the Clerk of the Superior Court of Jackson County, as required by statute, and finds that the records are kept in an efficient and regular manner, and begs leave to report to the court, that so far as he is able to see the office and records are being well and regularly kept and that the clerk is performing his duties as required."

BALSAM

Again the hammer and saw are playing an important part here. Mr. J. K. Kenney is having the old Morrow cabin remodeled, and a new cover of boards put on, etc. This is the oldest house in Balsam, and it is said that when the house was built, the family moved in before the cover was put on, although the boards were made and not far away in the woods. However, a snow storm came up about midnight and Mr. Morrow had to get up and bring enough boards from the woods to cover the bed. Mr. Kenney is also preparing to recover another one of his cottages near the cabin.

Mr. Henry Christy and family of Franklin were here last week on visiting relatives.

Mrs. J. E. Long, Miss Harriett, Neal, and Cecil were guests of Mrs. Sara Bryson and the Knights, last week end.

Mr. Charles Perry left Saturday to attend the Century of Progress Exposition in Chicago.

Mr. Zeb Bryson of Seattle, Wash., is visiting relatives here. Mr. Bryson and family left here about fifteen years ago, and this is his first visit "back home." He is a son of the late Thad and Hannah Bryson.

The singing convention met in the Baptist church here Sunday afternoon. The following choirs took part: Mt. Pleasant, Pleasant Balsam, Hazelwood quartet, Allen's Creek, Cherokee Indians, and Ochre Hill.

Messrs Lesley Hooper and Johnson Mason sang a lovely duet, especially to the young girls and boys: "Don't Cause Your Mother's and Daddy's Hair to Turn to Gray."

Mrs. Tom Bryson presided at the organ. The convention will meet here again in November.

Balsam Mountain Springs Hotel and Balsam Lodge closed last week after a short, but very successful season. All the "cottagers" have returned to their respective winter homes.

Mrs. J. A. Bork and son Robert left Tuesday for their home in Paducah, Ky. Hon. and Mrs. Le Sueur Gaulton and family left Monday for Palm Beach, Fla.

We had a fine rain Monday and Monday night, which was badly needed. Have not had a "killing" frost yet. The forest trees have just begun to put on their autumn colors and medical relief. Along the line of charitable work, surgeons, physicians, and dentists are to receive a slight compensation for their work on a uniform system of pay. Miss Weaver seemed very much enthused over the home economics courses taught in the school as an aid in obtaining a higher standard of living and in decreasing sickness occurring in the homes.

Rotarians were much pleased to learn that relief fund money can now be used for purchasing school books and the statistics concerning needy pupils which were gathered by the Rotarian members were turned over to Miss Weaver to be used in aiding the relief board in locating these families.

Rotary and Mrs. Allen Adams, Miss Weaver, Mr. Weidlich, and Arthur Flanagan, member of the Franklin Rotary Club were visitors at the Tuesday evening luncheon.

QUALLA

Qualla young folks organized a B. Y. P. U., at the Baptist church, Sunday morning.

Mr. and Mrs. Thad Varner, Mr. and Mrs. Hardy Howell, Miss Evelyn Howell, of Whittier, and Miss Edna Hoyle were guests at Mr. J. O. Howell's, Sunday.

Mrs. J. E. Battle, Miss Mary Battle, Mr. T. A. Parks, and Mr. J. M. Hughes and family of Cherokee visited at Mr. D. C. Hughes'.

Mr. J. E. Freeman of Cherokee called on relatives, Sunday.

Mr. and Mrs. Oscar Conner and Mr. and Mrs. Taft Kinsland and Mrs. Richard Crisp are visiting their sister, Miss Edna Cooper, who is seriously ill.

Miss Ruth Ferguson, who is teaching at Fairfax, spent the week end with home folks.

Misses Martha Varner and Dorothy Patton, of Whittier, spent the week end with Mrs. C. P. Shelton.

Misses Florence and Ruth Bumgarner called at Mr. G. A. Kinsland's.

Mr. Allen Ward, who has been sick, for some time, is reported worse for the past week.

Mr. and Mrs. J. G. Hooper called at Mr. Plato Keece's.

Mr. and Mrs. Frank Battle visited relatives at Cherokee.

Mrs. Steve Bradburn and son Alvin called on her mother, Mrs. J. A. Freeman, Sunday afternoon.

Mr. and Mrs. Golman Kinsland of Cherokee were visitors at Mr. J. K. Terrell's, Sunday afternoon.

Mesdames W. H. Oxner, D. L. Oxner, J. G. Hooper, and Garland Oxner called at Mr. Allen Ward's, Friday.

Mr. and Mrs. Terry Johnson, Mr. and Mrs. Luther Hoyle, Mrs. A. C. Hoyle, and Miss Mildred Gibson were guests at Mr. W. H. Hoyle's, Sunday.

GREEN'S CREEK P. T. A.

The Green's Creek P. T. A. will hold a meeting at the Baptist church there, Saturday night, October 28. A speaking program will be carried out, and a lemonade and pie supper will be served. The proceeds will be used for relief work in the Green's Creek community.

CLOUSE AND WARREN MOVE

Clouse and Warren are moving their stock of goods from their present location, on the corner of Allen and Main streets, to the former home of The Paris, in the Bryson an Hooper Building, opposite the Post Office.

They will be ready by the end of the week to meet their customers and to serve their needs.

CARD OF THANKS

We wish to thank our many friends for their kindness through the illness and death of our husband and father, and for the many beautiful flowers. Mrs. E. M. Hooper and children.