VOLUME XXXI

The Marren Kecord

NUMBER 22

AY TERM COURT ENDS THURSDAY

iminal Docket Completed Last Friday; Hear Will Case for Three Days

ANY CASES CONTINUED

r court adjourned late yesterday emoon after the jury in the case re the Will of Byron Brown reted that they were unable to ee and a mistrial was ordered. the criminal phase of the court ed on last Friday after Judge H. Cranmer had sentenced Kinn Williams to the State prison a term of 18 months. Williams accused of murdering John is, negro, with an axe at Inez eral weeks ago followering alation in which Williams receiva nistol shot in the face. The y returned a verdict of man-

ccording to testimony of the aced he was shot by Davis and Belford Wagner. been struck over the head with pistol barrel when he picked up axe and struck the fatal blow they were scuffling on the nd. There were no witnesses to

ourt recessed on Friday shortly er noon until Monday when the on Will case was called. This went to the jury at 2:35 on dnesday, which body was unable agree after more than 24 hours

a the case Fannie Basket vs. n Park, the plaintiff was given udgment of \$50 and possession 23 acres of land more or less. eferces were appointed in the es of Issac Davis vs. William T. and Frank H. Gibbs, admin-Woodard vs. W. H. Dameron o., W. H. Dameron executor of B. Williams, trustee, and W. H. neron; W. H. Dameron vs. Char-Alston; H. H. Reavis vs. A. J.

dge Cranmer Fills Three Engagements

over the May term of Warren ty Superior court, responded to invitations to speak during atter part of last week. Thursday night the jurist en-

ained members of the Kiwanis with a human interest talk on Sunday morning spoke at Methodist church during the day school hour. On Sunday t Judge Cranmer made a talk ovidence church in the Aftonron neighborhood.

nging Class to Give Concert At Norlina

he Oxford Orphanage Singing surged to attend. A small ad- \$100,000 fine is asked. ion charge will be made.

IS KING TO GRADUATE FROM MEDICAL COLLEGE iends of Otis G. King of near ola will be interested in the wing invitation which was reed here yesterday: The faculty hird commencement, May others. the died to June second, nineteen train from the tracks. dred and thirty-one, Richmond, before attending the Virginia alone remained on the track. ege is to be graduated in the fical class.

ANK KING PROVES TO BE

SUCCESSFUL SHEEP RAISER AVARY, May 28.—Frank King saful sheep raiser, relates an two of his ewes have Ward. birth to 14 lambs, seven This number included sev-Ains and triplets. All were ton this week esfully raised.

TOO EARLY

am not in Kentucky," Mrs. R. phoned us this week after a social item in this paper Dameron. ng that she and her children visiting there. "I expect to but I haven't left yet," she said. hospital following a recent operahem was handed in to us and regret getting her there tco but trust that she will enber visit when she does go.—Ed. Raleigh.

Mother of the Rev. B. N. de Foe-Wagner Dies Here Monday

Mrs. J. H. Wagner, mother of the Rev. B. N. de Foe-Wagner, rector of Emmanuel Episcopal church, Warrenton, died at the home of her son here on Monday morning at 11:40 o'clock. She was 78 years of age and had been in failing health for several months.

Funeral services were conducted at the Emmanuel Episcopal church on Tuesday afternoon at 2 o'clock by the Rev. W. F. Carpenter of Haymarket. Va., assisted by the Rev. J. A. Martin, pastor of the Warrenton Methodist church. Active pallbearers were John C. Burwell, C. E. Jackson, J. B. Massenburg, Howard Alston, C. C. Hunter and J. P. Scoggin.

Following the services at the local church the remains were taken to Port Perry, Ontario, Canada, where interment was made on Thursday. The body was accompanied to Canada by the Rev. and Mrs. B. N. de Foe-Wagner and son

Mrs. Wagner was born in Canada and made her home at Port Perry, Ontario, Canada. She had been spending the winters at Warrenton with her son for the past few years. She is survived by one son, the Rev. B. N. de Foe-Wagner, and one sister, Mrs. Robert Hill of Toronto,

Byrd's Appearance Puts End to Fight

BOSTON, May 28.—Sailor George Haley of the U.S.S. Wainwright was escorting a girl friend across Boston Commons in the early morning hours, when a civilian bystander passed a "wisecrack."

Sailor Haley let fly with his fists. For a time he held his own but when his opponent began to bite and kick he found himself in a plight.

Suddenly an expense coupe crunched to stop at the curb. A gum was settled out of court. middle-sized fellow wearing gold ace hopped out of the car, rushed up to sailor Haley and asked, "Can

Sailor Haley stopped fighting, stared for a second and vamoosed with his girl. His opponent hotfooted it too.

A patrolman came up.

man in gold braid explained. It was Rear-Admiral Richard E.

Fall Makes Appeal

WASHINGTON, May 27.—The Supreme court today received Albert B. Fall's request for a review W. Pearce 91, E. E. Gillam 89; Pearof his conviction of accepting a \$100,000 bribe from Edward L. Doheny, wealthy oil man.

The tribunal is expecting to consider the petition from the former Sawyer 89, Roy Davis 93; Carpenwill give a concert at the interior secretary before it adjourns lina school auditorium on Fri- for the summer recess next Monday. H. Alston 93; Wyatt 98, R. E. Boyd Red Cross chapter has been kept night, June 5, at 8:30 o'clock. A neversal of the District of Colum-W. Walker, secretary of the bia court of appeals decision aflina Lodge No. 630 A. F. & A. firming the conviction and sentence Lunsenberry 113, T. V. Allen 106. bership drives have been consistentmounced yesterday. The pub- of a year's imprisonment and a

Train Blown From Rails By Tornado

FARGO, N. D., May 28.-A tornado wrecked the Great Northern's passenger train "Empire and graduating classes of the Builder" about eight miles southical College of Virginia request east of here last night, killing one honor of your presence at the person and injuring a number of The twister lifted the

Twelve steel coaches comprising Mr. King, who was a student the train were turned over on their the University of North Caro- sides. The engine and tender

PERSONAL MENTION

Misses Rose, Mary and Alma Kimball of near Manson were visiters at Warrenton on Thursday.

Miss Caroline Ward arrived Wednesday from Peace Junior College, que experience in his line of Raleigh, to spend the summer with the said that during the past her parents, Mr. and Mrs. V. F.

Mr. D. P. Ayscue of Henderson, Route 6, was a visitor at Warren-

Miss Mattie Wiggins Dameron returned to her home here on Wednesday from Peace Junior College. She was accompanied from Raleigh by her parents, Mr. and Mrs. W. H.

Mrs. Faulk Alston is reported to

Miss Elizabeth Boyd arrived Wednesday from Peace Junior college,

High Spots of the 1931 General Assembly: Set a new record for continuous sitting, remaining in session 141

days. Previous record was 136 days set by 1868-69 session.

Adopted principle of MacLean act providing State operation of six months school term without resort to ad valorem levy. Adopted 15cent ad valorem levy as "emergency measure" as county aid to the

Gave State supervision and maintenance of approximately 45,000 miles county roads.

Created new congressional district for election of State's additional congressman. Failed to reapportion representation in House and to revise senatorial districts.

Consolidated University of North Carolina, North Carolina College for Women and North Carolina State College.

Provided \$400,000 for erection of new State central prison.

Created personnel commission. Created purchasing agency.

Created Local Government Commission, which was given control of local fiscal affairs.

Killed three attempts to legalize pari-mutuel betting at race tracks. Divorced the state Banking Department from Corporation Com-

Killed all attempts to enact a sales tax.

Enacted largest revenue bill in history, estimated to raise about \$26,000,000 including the 15-cent ad valorem levy. Enacted the largest appropriation bill, calling for expenditures of

about \$28, 500,000. Postponed revaluation of property until 1933 but recognized re-

valuations already made. Provided postponement of sale of land for taxes until November. discretionary with county commissioners.

W. N. Boyd Named

Chairman Warren

W. N. Boyd was unanimously

Mr. Boyd succeeds Mrs. Arrington

Kersey, national representative, for

any statement that she wished to

Miss Kersey stated that while

the county and constantly subject to

rington's resignation be accepted. J.

Edward Allen, treasurer, was then

C. R. Rodwell expressed regret

that Mrs. Arrington found it neces-

sary to give up the post as county

chairman, recalling that it was

largely through her efforts that the

ly successful. He moved that her

with Mrs. Arrington's name. It was

moved that a committee be appoint-

ed to incorporate these sentiments,

as expressed by Mr. Rodwell, in the

form of a resolution. The motion

for the service rendered by C. A.

the recent drought relief vork.

Funeral services for Lynwood

Wrenn were conducted yesterday

afternoon at 2 o'clock by the Rev

NORLINA COUNCIL TO HAVE

A BARBECUE ON MONDAY

was the cause of death.

asked to take the chair.

County Red Cross

Warrenton Golfers **Defeat Wake Forest** Players Here 49-14

Warrenton golfers defeated members of the Wake Forest team here elected chairman of the Warren Wednesday afternoon by the score county chapter of the American of 49 to 14, making it two out of Red Cross at a called meeting held three victories in the five-town in the home of Mrs. Katherine P. tournament being held through the Arrington on last Friday afternoon. summer months.

Several weeks ago plans were who has served as county chairman, worked out for a tournament em- with the exception of a few months bracing the towns of Warrenton, when she was in Europe, since the Roanoke Rapids, Louisburg, Wake organization was formed here dur-Forest, and Henderson. The locals ing the war. won the first game, played on the noke Rapids 26 1-2 to 15 1-2. Play- for the election of officers, she two for individuals which the House Lewis Stallings. Nearest relatives for years and who testify that in ing at Henderson last week, the tendered her resignation as chair- promptly killed. standing was evened when Hender- man of the chapter, stating that son took the big end of a 28 to 14 her inability to be in the count score. Wednesday'c play gave War- only a small part of the year seemrenton a one game lead. Next Wed- ed to make it wise that she take nesday the local players will jour- this step. She then called on Miss ney to Lduisburg.

Scoring 74 for the 18 holes, M. C. McGuire, president of the local make in explaining the present sit-"I stepped in to see that the club, led the entire field. Pearce navy didn't take a licking," the of Wake Forest landed in second place with a score of 76.

Individual scores are listed below with the names of Wake Forest players coming first in order:

Dowtin 79, McGuire 74; A. Pearce 75, Ward 77; Earnshaw 77, W. N. To Escape Prison Boyd 88; R. Porter 80, Cook 81; R. Herring 83, Nunn 79; C. S. Blalock 88, A. Jones 81; Carroll 82, E. White 77; Powell 85, Gregory 84; son 95, G. V. Boyd 84; Bryan 84, Bill Hunt 80; Mackie 93, Robertson 85; Emmerson 83, B. Williams 77; Clonts 88, H. M. Williams 92; ter 94, Pett Boyd 83; Jones 100, 94; Max Brodberry 97, Frazier 87; alive throughout the years since the H. M. Poteat Jr., 98, T. Gillam 90; close of the war, and that the mem-

Providence To Hold An All-Day Service

All-day services will be held at Providence Methodist church, Afton-Elberon on Sunday morning, beginning at 11 o'clock, occording to announcement made yesterday by the Rev. S. E. Wright, pastor.

The exercises will be in observance of Layman's Day. Dr. H. E. Spence of Duke University will be the speaker of the morning. W. L. Knight, district lay leader, will speak in the afternoon. A basket dinner will be served on the grounds. The public is invited to be Tucker, Mrs. J. E. Rooker, Mrs. R.

COMPANY B NINE TO PLAY WELDON HERE WEDNESDAY Lynwood Wrenn Is

Company B's baseball team expects to cross bats with a team from Weldon on next Wednesday afternoon at the Warrenton diamond, according to an announcement yesterday by Harold R. Skillman. The military team lost to Weldon at Weldon Wednesday afternoon by the score of 10-3.

The Rosemary Bascoes were defeated by the company in a game played here last Friday by the score of 7-5.

CHILDREN'S SERVICE

Sunday evening at 8 o'clock, ac- which will be prepared by Lob Melcording to announcement made yes- ton of Rocky Mount, will be served on the program. terday. The public is cordially in- at 6 o'clock. Tickets are now on

ASSEMBLY ENDS LONG SESSION

Legislature Adjourns at 9:49 on Wednesday Night As Members Join In Song

NO BONUS BILL PASSED

RALEIGH, May 28 .- To the accompaniment of the throated strains of "God Be With You 'Till We Meet Again" the longest seshistory of the State, adjourned sine die at exactly 9:49 o'clock last night.

and Speaker Smith of the House sounded the death knell with simultaneously resounding gavels as in the World War for the purpose members and spectators sung and of placing thereon flowers and an cheered in a good natured disor- American flag. derly finale to the most hectic session of this century.

of the Constitutional requirement graves. that they redistrict the Senate and reapportion the House upon the basis of the last census, and the featured by an effort to repeal a law passed early in the session to under 16 years of age in hazardous occupations. This repealer, backed by industrial interests, passed the House by a vote of 44 to 20, but failed in the Senate.

Quitting on its 141st day, five days in excess of the previous endurance record established by the Reconstruction Legislature of 1868-69, the Assembly barely exceeded the record of bills and resolutions passed last session although that session ran only 70 days and failed session, which lasted only 64 days. This Legislature enacted 1,206 bills and resolutions, while the 1927 record was 1,246, and that of 1929 was

After Mrs. Arrington announced Warrenton course by defeating Roa- that the purpose of the meeting was day, although the Senate did start Frank E. Weaver, Herbert M. Miles,

Big Appropriation Bill the revenue bill and its enactments

and departments. plans were not yet complete, new relief projects in this county were being contemplated which, if carried out, would make it imperative that the chairman of the county chapter be a man who would be in call, wherefore she regretfully found maintenance fund is included. it necessary to advise that Mrs. Ar-

den of the six months schools, it son. Nearest relatives are W. H. did provide substantial tax relief StSing and Mrs. P. R. Perkinson. through its road and school legis. Meeting at Union church at 5:30 ed to treat all his children alike lation, and despite the general im- o'clock, the committee will decorate when he bequeathed his property, pression gained from its long rev- the grave of Edward F. Bobbitt, and that all held equal places in plished little, the 1931 Assembly bitt.

six months schools.

resignation be accepted and that the office of chairman emeritus be created that this honor be coupled (Continued on Page 3)

Club Women To

A plant exchange will be run by the ladies of the Woman's club in Boy Scouts Display The resignation of Mrs. J. E. Rooker as vice chairman was re-W. R. Strickland's place of busivoted and she was unanimously reness on the Main street of Warrenelected, as were the secretary and ton on Friday, June 5, a member of the club announced yesterday. Expressions of appreciation on The exchange will open at 10:30 the part of the chapter were heard T. Watson and their co-workers in Buried At Fairview riety that is desired.

Afton-Elberon Order

R. E. Brickhouse at Fairwiew cemetery. Mr. Wrenn, who lived in Elberon Council J. O. U. A. M. No. troop which is headed by Bill Hunt. of the family, that he had worked north Warrenton, was 62 years of 207 will hold a public ceremony to age when he died Wednesday afinstall its newly elected officers on ternoon at 3:40 o'clock. Paralysis Thursday evening, June 4, at 8 o'clock, P. W. Cooper announced to- gret that his leg was broken on that Grover of all his children

Norlina council of the Junior son of Henderson will be on the been set by his father, Dr. C. H. the bulk of his property. There will be a children's service Crder will serve barbecue at Hund- program Mr. Tankersly will have Peete, he was carried to a Rocky at Emmanuel Episcopal church on ley's Spring on Monday. The 'cue charge of the ceremony. Each new Mount hospital where an X-ray of Brown was impanelled on Monday officer will also have a short part the break was made. He was also morning. Judge Cranmer completed

Legion Members To Decorate the Graves Of Comrades Sunday

Warren citizens will pause on Sunday to pay tribute to those who made the supreme sacrifice for their country and to decorate the graves of those who fell during the World War.

All Legionnaires have been notified by Henry Montgomery, adjutant of Limer Post, American Legion, to be present at the court sion of the General Assembly in the house at 3 o'clock on Sunday afternoon. Following brief memorial program under the direction of Dr. President Fountain of the Senate J. T. Gibbs, six committees, accompanied by ministers, will go to the graves of those who lost their lives

The public is asked to send flowers to the court house on Sunday The Legislators quit in violation for the purpose of decorating these

Not only members of the American legion, but all service men and son, Grover C. Brown. Claiming the public generally are invited to that their father was not mentally dying hours of the Assembly were attend the gathering at the court house. In addition to the nearest when he bequeathed his property, relatives of the departed soldiers other members of his family are prevent employment of children have been sent invitations to meet with the committees at the graves for a Memorial day tribute.

While all relatives are asked to the graves, if they so choose, special invitations have been sent to relatives of those who are buried Yarborough & Yarborough of Louisat Arlington or at sea to be present burg. at Warrenton at 3 o'clock. These soldiers are Ernest E. Frazier, Albert Coleman, Leon C. Powell, Edward Davis, John H. Watkins. Rel- E. H. Cranmer. to attain the record of the 1927 atives are Mr. and Mrs. J. E. Frazier, Levi Coleman, Mrs. Cora H. Mrs. Rosa Watkins.

Committee No. 1, with T. I. Gil-For the first time in the memory Dr. J. T. Gibbs, will go to Fairview when two codicils were written. of man, no general employee's bo- cemetery at 3:30 o'clock, where are nus bill was introduced on the last buried E. E. Loyd, John D. Harris, Blalock, George Stallings

were formalities after the 120-day chairman, accompanied by the Rev. owned and the consequences of his battle over it, the biggest business J. L. Midyette, will meet at the acts, as well as the natural objects before the assembly on its last day Norlina cemetery at 3:35 where of his care when the will and codicil was the passage of the appropriatiest the remains of Clifton Hayes, tions bill, allotting approximately D. C. Adcock, Henry Packard. Near-\$57,000,000 to State institutions, est relatives are C. L. Hayes, Mr. which now include the public school and Mrs. J. W. Adcock.

The same committee will go from The amount is the largest in the Norlina to the Lutheran church at Brown suffered a stroke of paralysis history of the State despite drastic Ridgeway at 4 o'clock to decorate and that since that time had sufcuts for both maintenance and per- the grave of Willie Seaman. P. G. fered other attacks and that followsonnel. In this total however, is re- Seaman is the nearest relative. The flected \$9,000,000 to be raised by committee goes to Zion church at mind began to give way and that the 15-cent ad valorem levy for 4:30 where Macon T. Rooker is in their opinion he did not have public schools, as the entire school buried. G. L. Rooker is the nearest sufficient mentality to know what relative. At 5 o'clock it meets at he was doing at the time he drew Although the Assembly failed to Wise to decorate the graves of the will and the two codicils. entirely relieve property of the bur- Vance A. StSing and Leland Perkinenue deadlock that it had accom- whose nearest relative is E. P. Bob- his heart.

Committee No. 3, Stephen Bow-Adopt the principle of the Mac- den, chairman, accompanied by the Lean school law providing for state Rev. S. -. Wright, will go to Provi- the extent of his wealth and thereinstead of county operation of the dence church at 3:45 to place a fore in leaving Grover Brown the flag and flowers upon the grave of residue of his estate, which totalled Give State supervision and con- Archibald W. Limer, whose near- around \$100,000, that he did not trol of 45,000 miles of county roads est relatives are Mr. and Mrs. J. know what he was doing. They of-William Limer. The grave of Theo fered as evidence the taxbooks of Short at Sulphur Springs church the county in which the deceased will be decorated at 4 o'clock. Mrs. had only listed a few thousand dol-Tollie Short is the nearest relative. lars of real estate, and the estimate Run Plant Exchange At 4:30 the committee will go to of \$40,000 put upon the estate by (Continued on Page 8)

Attractive bird houses made by Bunn said that the sum of \$40,000 members of the Warrenton troop placed upon the estate, was merely o'clock, according to plans. Those of Boy Scouts are on display this done to simplify inheritance taxes, who have plants to give or plants week at Burroughs Grocery Co. as this tax was based upon inventhat they wish to exchange for The young Boy Scouts are giving tory, and it was much easier to inany particular plant are requested these away to those who wish them, crease the amount due the State to get in touch with Mrs. C. R. but are hoping that a contribution that in was to decrease it in the Rodwell, Mrs. H. A. Moseley or to be used by their organization event that the estimate was made Mrs. C. P. Allen and an effort will will be left in exchange for each too high. be made to get the particular va- house. These young Americans are endeavoring to place 25 of these Byron Brown and drew both will houses each year, it was said.

will leave Warrenton about 5 o'clock time of drawing the will, after he To Install Officers this afternoon for Fleming's Mill had pointed out to the deceased where they will camp out over the difference in amount bequeath-ELBERON, May 28.—The Afton- night. There are 24 members of the ed Grover and the other members

> BREAKS LEG Friends of Master Billy Peete re-

Sunday afternoon while playing C. F. Tankersly and A. W. Ghol- with a swing. After the leg had for that reason he was leaving him accompanied to Rocky Mount by The public is cordially invited to Mrs. Peete and the three returned afternoon after the lawyers had

JURY DISAGREES IN BROWN CASE

Mistrial Ordered After Jury Had Deliberated More Than 24 Hours

OVER \$100,000 INVOLVED

A contested will envolving an estate of more than \$100,000 has this week brought forth the hardest fought legal battle of the May term of Superior court, with outstanding members of the legal fraternity on each side and with approximately 100 witnesses taking the stand during the two and one half days in which evidence has been offered, only to result in a mistrial when the jury was unable to agree after more than 24 hours of deliberation.

Byron Brown, wealthiest negro of Warren county, died on January 1, 1930, leaving a will in which the bulk of his estate was left to his capable of making a will at the time seeking to have the will broken.

The defense was represented by Julius Banzet of Warrenton, George Green of Weldon, Bennett Perry of meet at the court house as well as Henderson and Bob Kittrell of Henderson. Plaintiff's attorneys were Kerr & Kerr of Warrenton and

Every inch of legal ground was hard fought with both sides noting exceptions from the rulings of Judge

Monday and Tuesday the propounders of the will put witness af-Powell, Mr. and Mrs. W. J. Davis, ter witness on the stand to testify as to the mental condition of Byron Brown during 1924 when the will lam as chairman, accompanied by was written and in 1927 and in 1929 These witnesses were leading business men of Henderson and Warrenton who had known the deceased are Mrs. E. E. Loyd, Mrs. A. D. their opinion he was of unusual Harris Sr., Fate Weaver, Mrs. A. C. sound mind for a man of his age and race, and gave as their opinion Committee No. 2, Boyd White as that he knew what property he

were drawn. The caveators witnesses were members of Byron Brown's family and near neighbors of both races who testified that in 1913 Byron ing these strokes his health and

Caveators' witnesses further testified that Byron Brown had stated on several occasions that he intend-

The caveators contended that this was the intention of the deceased, but that he did not know A. A. Bunn, collector, as evidence of their contentions.

The defense held that the amount of property listed was no indication Bird Houses Here of the amount of property which the deceased knew he had, and Mr.

Mr. Bunn was the attorney of and codicils. He stated to the court Weather permitting, the scouts that the deceased told him at the hard for his property, stinted and denied himself in his efforts to create an estate; that in his opinion would best preserve his estate, and

> The jury in re the will of Byron his charge at 2:35 on Wednesday

(Continued on page 8)