

## DOWELL GIVEN ROAD SENTENCE

Defendant Submits To Plea  
Of Assault Upon Female;  
Is Given 18 Months

## ABRUPT TURN IS TAKEN

The trial of Clyde Dowell, 26-year-old white man of Wise, charged with criminal assault upon Mrs. Guthery Rivers, took an abrupt turn yesterday afternoon when the defendant submitted to a plea of assault upon a female and was sentenced to serve on the roads for a period of 18 months.

The submission was made after Mrs. Rivers and her husband had given their testimony against Clyde Dowell, whom they claimed, came to their home between Warren Plains and Wise on Saturday night about 11 o'clock, climbed in the bed with them, and later took Mrs. Rivers from her home by force and assaulted her while Mr. Rivers had come to the homes of Tom Weldon and Glenn Weldon for assistance. The general appearance, obvious small mental capacity of Mrs. Rivers and her husband and the uncertainty and vagueness of her answers led Solicitor W. H. S. Burgwyn to accept the plea when it was made by John Kerr Jr., following a consultation with the judge and solicitor.

Solicitor Burgwyn spoke of the horror of the crime and expressed his views of the type of man who would commit such an atrocity, but stated that in his opinion that the state would be unable to get a conviction from the testimony of the woman and her husband.

"Let the records show," Judge Cranmer said, "that the court thinks that the solicitor is acting properly in view of the circumstances."

In passing sentence on Dowell, Judge Cranmer stated: "I hate with all my soul what you did Saturday night; you took advantage of a poor, frail, and unfortunate woman and her husband. If he had been physically and mentally strong you would most likely be dead rather than in court for such an offense." Mrs. Rivers' answers were vague and at times contradictory as to what Clyde Dowell did when he came to her home and as to whether the defendant took her by force from her home or by agreement.

## Minor Repairs Needed, G. Jury Report Reveals

Minor repairs are needed at the court house and county home and more room is needed for prisoners in the county jail, the Grand Jury report which was tendered to Judge E. H. Cranmer yesterday at noon stated.

After receiving the report, Judge Cranmer thanked the members for the service they had rendered the county and dismissed the body.

Following is the report in full: Hon. E. H. Cranmer, Judge Superior Court Presiding. . . Your Honor:

We the Grand Jury selected for Superior Court 1936 of Warren County, do beg to make the following report. We have carefully examined witnesses and passed on all bills presented to us by Solicitor W. H. S. Burgwyn.

The County home was visited in a body. The premises are well cared for and inmates satisfied. We would recommend that inside of main building be painted, and steps to several cottages be fixed; also fireplaces in several of the cottages.

The Court House was visited and examined by Committee. We find that toilet on ground floor is in need of repair, also several water pipes in basement need repairing. The floors in several of the offices are in need of repair. We recommend that the Jury room be cleaned up. There is too much danger of

## MEMORIAL SERVICES

Memorial Services will be held at Bethlehem Methodist church, Warrenton, Sunday afternoon, May 24, at 3 o'clock.

Miss Elizabeth Boyd spent the week end at Durham.

## JOHN GRAHAM SCHOOL TO END YEAR'S WORK FRIDAY NIGHT

Graduation Exercises To Be Held At Warrenton, Littleton, And Norlina Tonight at 8 o'clock; Commencement Sermon Held At Macon Sunday Night

Three schools, the John Graham High School, the Littleton High School and the Norlina High School, will bring their year's work to a close tonight with graduation exercises at 8 o'clock. More than a hundred seniors in these three schools receive their diplomas, and the public is cordially invited to witness the final phase of their high school career.

Closing exercises were held last night at the Macon High School, the Afton-Elberon school and the Wise school. The Inez school closed last Friday, and the final exercises of the Drewry school were held last Sunday.

Macon, May 20—As large an audience as has ever assembled in the auditorium of the Macon High School for such an occasion gave their undivided attention as Rev. Carl W. Hailey delivered the baccalaureate sermon to graduates on Sunday evening, May 17. The theme of his talk was "The Importance of Making the Right Choice in Life."

With eloquent and impressive phrases he contrasted the harmonious life, with Jesus as our guide, with the discordant life, when material things constitute our goal. "We feel that this inspiring message will long remain with those who were privileged to hear it and will stand them in good stead when they are called on to make a choice between right and wrong," Principal J. W. King stated by way of comment on the sermon.

Hollister, May 21—The Hollister School Commencement Sermon will be conducted by Rev. S. L. Morgan from Creedmoor at Hollister Methodist Church, Sunday, May 24th at 11 o'clock. The public is invited to attend.

## Five Cases Heard In County Court Here On Monday

Five cases were tried Monday in Recorder's court which convened in the City Hall rather than in the court house due to the fact that Superior court was in session there.

Vincent Sarge, New York man charged with reckless driving, was found guilty of speeding and was taxed with the costs in the action. Charlie R. Cadenhead, Henderson man charged with reckless driving, was found guilty of operating his vehicle on the wrong side of the road and was taxed with court costs.

Click Rodwell, negro, was given a two months road sentence after he had been convicted on a charge of operating an automobile while under the influence of whiskey.

Tommy Williams, negro, found guilty of larceny, was sentenced to the roads for four months. John Coleman and Tommie Williams, charged with breaking jail, and assisting in breaking jail, were each given two months on the roads.

## Religion Universal, Graduates Are Told By Rev. Hughes

"Religion is as universal and instinctive as the beat of the heart or the breathing of the lungs," the Rev. Isaac Wayne Hughes, rector of Holy Innocent Church, Henderson, told 40 graduates and several hundred parents and friends who gathered in the auditorium of the John Graham High School on Sunday night to attend the baccalaureate sermon. "In its essence it is that which binds one in the whole of human life—the motivating force in human thinking and acting," he said.

The Episcopal minister said that some one had stated that "Good is constructive, building up; evil is destructive, tearing down. Life goes on, therefore, good is the stronger, otherwise there would be chaos." Behind the good is ever personality, the Rev. Mr. Hughes told the seniors. "The highest, noblest and best is good, and that is God," he said. "The only expression of the perfection of the good, that is God, is Jesus Christ."

The minister stated that the Christian religion is not merely a mass of doctrines, but is the personal belief in and loyalty to God through the supreme Person of Jesus Christ. "And Jesus Christ is the same, yesterday, and today, and forever."

The Rev. Mr. Hughes said that to many Jesus Christ is a vague, more or less dim, figure of the past; glorious indeed, but still largely obscured by time and the bald, stark environment of the present. "Nothing can be farther from the truth," he stated, and added: "For nineteen hundred years His has been a living, personal power in human history."

The minister stated that men wish certainty, security, in the midst of change and uncertainty, and that Jesus Christ alone contains in Himself. "He owns time, All that ever existed before His birth are, 'B. C., Before Christ'; there is not a word said or written, not a contract or transaction can

## VIRGINIA MEN FOUND GUILTY

Judge Cranmer Expected To Pass Sentence On Winkler Brothers Today

## CLAIM WERE IN GAME

Judge E. H. Cranmer is expected to pass sentence this morning on Dabney and Dennis Winkler, young men of Mecklenburg county, Va., who were convicted Thursday morning on a charge of breaking into the Swan Sandwich Shop and Beer Garden, near Norlina, on the morning of April 6, and robbing the place of several hundred dollars worth of property after disarming the night clerk, Clyde Jeff Coat, and leaving him tied to his cot in the building.

Counsel for the defendants, who are brothers, has already given notice of appeal.

The jury, which was on the case from Wednesday morning until around 11:30 o'clock, deliberated over the evidence in the case for approximately two hours before returning to the court room to declare both defendants guilty of breaking, entering, and burglary.

The trial of the Winkler brothers was one of the outstanding cases on the criminal docket and attracted citizens to the court room throughout the day as evidence rolled continuously from the mouths of witnesses and until 11:15 o'clock Wednesday night when attorneys brought their arguments to a close.

Yesterday morning Judge Cranmer made his charge and the case was given to the jury.

Clyde Jeff Coat, 21-year-old night clerk, identified the Winklers as the two men who called him from his bed under the pretense of buying gasoline, smashed a glass panel of the door and covered him with pistols, looted the place and left him tied with wire to his bed. He said that he recognized Dabney Winkler, who is slim and more than six feet tall, from his appearance, and that he was able to identify Dennis Winkler by his voice.

The defendants claimed that they were in a poker game at Newton's service station, in Virginia, from around 12 o'clock at night until 6 o'clock the following morning and brought a half dozen or more witnesses here who testified that they were in the game with them.

The reputations of the men who claimed that they were in the game with the defendants and that they did not leave for more than a minute or so during the entire morning were vouched for by many prominent citizens of Virginia, including the Commonwealth Attorney, the County Treasurer, Mayor, Magistrate, Attorneys, and others who hold high positions in the bordering state.

Their testimony was in effect, that these men who claimed that they were playing poker with the Winklers at the time the robbery took place are worthy of belief.

The defendants denied ever being at the Swan beer garden, but this testimony was refuted by C. M. Newman, who works there, Jesse Pridgen and Tom Lufsey. They claimed that they had seen the men there on other occasions.

The defendants were represented by John Kerr Jr. and John Hutchinson of Boydton. T. P. Gholson of Henderson and William Taylor Jr. assisted Solicitor W. H. S. Burgwyn in the prosecution.

A large number of Virginia residents were here for the trial.

## Poppies To Be Sold Here On Saturday

Tomorrow will be Poppy Day in Warren county and throughout the United States when millions of Americans will observe the day by wearing memorial poppies in honor of the World War dead. Nearly one hundred thousand women from the American Legion Auxiliary, wives, mothers, sisters and daughters of men of the Legion, will distribute the little red flowers and receive contributions, which will be used for the welfare of those who sacrificed health and strength as part of the price of the nation's World War victory.

## Psychic Phenomenon



LOS ANGELES. . . . Patrick Marquis, 12, (above), has been classified a psychic phenomenon by a staff of 150 doctors here before whom he gave a blindfolded demonstration of sightless reading, including Persian, which he does not know. He is a normal boy in every other way.

## Criminal Docket Superior Court Ends Thursday

The criminal docket of Warren county Superior Court was completed yesterday afternoon and today the Court's attention will focus on the civil docket which is unusually light this term.

The criminal docket was also rather light after the bank case had been disposed of for this term but contained two cases of more than usual interest. The two outstanding cases which drew crowds into the Court room that overtaxed seating capacity by more than a hundred persons were the trials of the Winkler brothers, charged with breaking into and robbing the Swan Sandwich Shop and Beer Garden, and the trial of Clyde Dowell, charged with rape.

Following is a list of other cases disposed of at this term: Martha Ann McGuire, negro, charged with threatening the life of John Coleman, negro, if he became a witness. She was given a two year jail sentence which was suspended on the condition that she pay the costs in the action and remain of good behavior.

Ed Bolton, negro, charged with larceny, six months on the roads. William Henry Plummer, negro, charged with robbery, was found not guilty. Clarence Moore, charged with assisting in a secret assault, was also found not guilty.

James Rodgers was found guilty of secret assault and was given a four months road sentence which was suspended upon the condition that he pay to Carl Towns \$10.00 and the costs of the case.

John Clark, found guilty of breaking, entering and larceny, was sentenced to serve on the roads for a period of six months. William Morton faced a similar charge and was given a 12 months road sentence. Likewise, John Harris received a 12 months sentence on a similar charge.

James Crosson, negro, was found not guilty on a charge of attempted rape but was convicted on a charge of operating an automobile while drunk and appearing on the highway in an indecent manner. On the former charge he was given a 12 months road sentence and on the latter a three months road sentence.

Robert Ripplier and Painter Haines, young white boys of New Jersey and Pennsylvania, were found guilty of breaking, entering and larceny, and were given a six months road sentence which was suspended upon the condition that they return to their respective homes immediately. The hat was passed for them in the court room and they left shortly after the trial with the \$8 or more which had been contributed in their behalf.

Alfred Henderson was given a two year road sentence on a charge of breaking, entering and larceny.

The case against Lee Terry, young negro charged with forgery, was remanded to juvenile court for trial.

The case against Ed Lemon Coleman, charged with breaking, entering, larceny, and receiving was continued.

**DANCE REVUE**  
Pupils of Miss Sarah Sterling Price will give a Dance Revue in the auditorium of the John Graham High School on May 30 at 8 o'clock, announcement was made this week. The entertainment is under the auspices of the Parent-Teacher Association.

## LAUNCHES FIGHT ON SLOT MACHINE

Cranmer Asks Indictment Of All Citizens Found Operating Gambling Devices

Slot machines, referred to by Solicitor W. H. S. Burgwyn as "one-arm bandits," have not been heard to click in Warrenton since court convened here on Monday morning.

In his charge to the Grand Jury, Judge Cranmer pointed out the evils of these devices, and instructed members of the investigating body to learn if any of the machines were in operation in Warren county and if so to indict the person or persons in whose places of business they were found.

Whether members of the Grand Jury discovered any of the machines, which began to disappear Saturday night and Sunday night, is not likely to be known until the next term of court convenes.

With the exception of his instructions in regard to slot machines and a few remarks addressed to the entire audience in regard to listing taxes, Judge Cranmer's charge, which was unusually short, was confined to the duties of jurors and the proper procedure in carrying out these duties. He stated that it was the duty of every good citizen to list all of his property for taxes and to pay his taxes.

## Judge Taylor Orders Pine Tops Station Padlocked

The Pine Tops Service Station, which has figured prominently in whiskey cases in Recorder's court for the past year, was padlocked on Wednesday by order of Judge W. W. Taylor.

The place was closed as a direct result of a case tried in Recorder's court on May 11 when a jury found Beulah Dean, in whose name the service station is operated, guilty of unlawful possession and sale of whiskey. Ray Weston and Annie Belle Johnson, who faced trial with Beulah Dean on the charge, were acquitted by the jury.

The Pasquotank Act, which permits whiskey to be sold legally in several counties of this state, gives a judge the authority to close an establishment after it has been proven that whiskey is being sold therein illegally, it was stated.

The order which was signed by Judge Taylor stated in part: "You are commanded forthwith to close and padlock the Pine Tops Service Station and every department thereof, and see that same remains closed and padlocked until and unless the same is permitted according to law to re-open."

## Lions Club Host To Local Beta Club

The Warrenton Lions Club was host to the Beta Club of John Graham High School, a national scholastic fraternity among high schools, at a two course dinner on Friday evening at their regular meeting, held in the basement of the Methodist church, the dinner being served by the ladies of the Presbyterian church.

In addition to the Misses Mariam Boyd and Elba McGowan, club sponsors, the following members were present: Misses Nancy Gillam, Emma Kelly Moseley, Edna Montgomery, Myrtice Strickland, Betsy Rodwell, Sarah Eljout Massenb, Jeanette Cohen, Ethel Mae King, Helen Holt, Virginia Weldon, Margaret Capps, Messrs. Gordon Limer, Raymond Modlin, T. R. Frazier, Jr., Ralph Williams, Sam Pinnell, and Leonard Daniel.

A number of short talks were made by several members of the Beta Club, during the program period.

## Bishop Confirms Class Wednesday

The Rt. Rev. Edwin A. Penick of Raleigh, Bishop of the Diocese of North Carolina held confirmation services and preached here on Wednesday night. Those who became members of the church at this time were: William Boyce, Jr., Donald Scott, Jr., Arthur Petar, Jr., Arthur and Ralph Williams, Clement Hunter Weston, Walter Cawthorne and Jack Scott, Jr.

Messrs. S. G. Daniel and Whit Johnston of Littleton were visitors here on Monday.

Mr. Lee D. Williams of Inez was a visitor here on Monday.

## BANK OF WARREN CASE IS QUASHED

Court Holds That Grand Jury Was Improperly Constituted After Hearing Rulings

## NEW INDICTMENT MADE

Former officials of the Bank of Warren, who temporarily gained their freedom on Tuesday morning on a technicality, were re-indicted under former charges on Wednesday and are scheduled to face trial at the September term of court.

A motion to quash the indictments drawn against five former officials of the Bank of Warren in January 1934 on charges of violating the state banking laws was granted in Warren county Superior court on Tuesday morning by Judge E. H. Cranmer after it was shown that the Grand Jury which made the presentments was unlawfully constituted.

Counsel for the defendants proved that Maurice W. Kimball served on the Grand Jury at the January term, 1934, and produced the official record of the clerk to the Board of County Commissioners to show that Marvin W. Kimball was the name recorded by the clerk as having been drawn from the box to do jury duty at that time.

There is not a Marvin W. Kimball in Nutbush township, where Maurice W. Kimball lives, it was said, and the belief is that a mistake was made in understanding or copying the name down when it was drawn.

E. L. Travis of Halifax, who presented the motion to quash, cited a ruling of the Supreme court on a similar case and Judge Cranmer granted the motion. Following the judge's ruling, Solicitor W. H. S. Burgwyn stated that another indictment would be drawn.

The motion read by Mr. Travis was the second drawn by defense counsel to have the indictment quashed. The original motion, which was drawn shortly after the charges were preferred against the former bank officials, and read by Congressman John H. Kerr, Tuesday morning, alleged that at the time the presentments were made that several members of the Grand Jury which returned the indictments were depositors of the defunct bank, that accusations were carried before them that should not have been, and that Charlie Katzenstein, prosecuting attorney, went before the Grand Jury.

Judge Cranmer said that he attached little importance to the first motion made to quash, but as to the second motion he was ruled by the Supreme court. He also stated that his ruling did not necessarily mean that the defendants were not guilty of violating the criminal laws of the state and said that if he tried the case and a verdict of guilty was returned that the defendants would not get off with a fine and that no one would get any money out of the case.

The indictments, which charged the men with receiving deposits knowing the bank to be insolvent, and making a false report as to the condition of the bank, were drawn against Carter Williams, of Richmond, president of the bank, which closed in December, 1931; Guy B. Gregory of Richmond, formerly of Warrenton, cashier; L. C. Kinsey of New Jersey, formerly of Warrenton, director; John G. Ellis, of Clinton, director; and W. H. Dameron, director, the latter having died several months ago.

The case has been continued from term to term for various causes. According to the 1933 file of the Warren Record, which on December 8 carried a list of the jurors drawn for the January term of court, Marvin W. Kimball was the name drawn. The paper also shows that Joseph C. Powell, the regular clerk to the board, was in a Henderson hospital at the time the jury was drawn, he having been injured in an automobile accident a short time before.

Mrs. Jeff Terrell is a guest in the home of Mrs. B. P. Terrell. Mr. Terrell, who holds a position in Raleigh, spent the week end here with his wife and mother, Mrs. B. P. Terrell.

Mr. T. L. Brodie of Dunn was a guest of his sister Mrs. Howard F. Jones, Wednesday.

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