

Judge Declines To Issue Injunction Affecting Sale Of Warrenton Tobacco

A Superior Court judge failed to issue an injunction here Thursday which would have affected the allotment of selling time to individual warehouses on the Warrenton tobacco market.

Judge Clawson L. Williams, of Sanford reserved a ruling on a request for a restraining order requested by the proprietors of Centre Warehouse No. 2 and said he would make a ruling on the request "some time next week."

Plaintiffs in the action are M. P. Carroll, Edward M. Moody and Edward Radford, co-partners of Centre Warehouse No. 2. Defendant in the action is the Warrenton Tobacco Board of Trade, Inc.

The veteran jurist ordered attorneys for both sides to file suggested findings of fact and conclusions of law. After reviewing the contentions of both sides, Judge Williams indicated that he would give a ruling.

The plaintiffs, according to a complaint aired before Judge Williams Thursday, allege that a change in the by-laws of the constitution of the Tobacco Board of Trade, Inc. has and is causing them monetary damage and requested that an injunction be issued.

The complaint contends that a \$70,000 warehouse facility was constructed here prior to the opening of the 1962 selling season by the plaintiffs and that action by the board of trade subsequent to the construction poses a financial hardship for the owners.

Key issue in the case is the contention by the plaintiffs that the selling time on the Warrenton market is unfairly allotted and that a change in the selling time schedule on July 6, 1962 is in essence a violation of a contract between the board of trade and the defendants.

The Warrenton Tobacco Board of Trade, Inc. contends, according to an answer filed in the case, that the change in the by-laws which affects the selling time was done in order to protect the small existing warehouses on the market which were financially unable to construct new warehouse facilities, thereby increasing floor space and gaining added selling time.

The defendant alleges that 2,200 baskets are allotted to the Warrenton Tobacco Market, a single-sale market, and that if the same policy of allotting selling time as was followed from 1951 until 1962 were allowed to remain in effect, it would have the effect of taking from one and giving to another, thus working an undue hardship on some of the established warehouses.

The defendant contends that

it "realized that if each and every warehouse on the Warrenton Market doubled its floor space, that the same amount of selling time would be allocated to each and every firm as previously with no gain for the additional space."

This, the defendant contends, "would create an economic waste and develop a substantial financial burden on some of the warehouses."

The plaintiffs contend that a contract was actually reached between the Board of Trade and Centre Warehouse No. 2 "the loss of many thousands of dollars."

the amount of selling time and that a change in the by-laws constitute a violation of that contract. The Board of Trade contends that no contract was made.

Carroll, Moody and Radford contend in their complaint that a meeting of the Board of Trade held July 9 saw the adoption of new by-laws, passed over their negative votes, and that this action brought about a decrease in their allocated time and baskets and will cause the proprietors of Centre Warehouse No. 2 "the loss of many thousands of dollars."

Jones To Leave Health Position

Dr. W. Burns Jones, Warren County health officer for more than two years, will resign to accept a position with the State Board of Health.

Dr. Jones' resignation will become effective October 26, Amos Capps, chairman of the Warren County Board of Health, said Thursday. "We have no replacement in sight," Capps said.

A native of Beaufort, S. C., Dr. Jones will become Assistant Director of Local Health, under the supervision of the State Board of Health. He is a resident of Warrenton and has made his home here since July, 1960.

While no replacement for the county's health officer has been found, Capps said Dr. Jones would probably be available on a part-time basis until another health officer is employed. Capps said state health authorities had assured him the county would not be forced to operate without a health officer for any extended period of time.

Aside from his duties with the Warren County Health Department, Dr. Jones has served as health officer for Franklin County under an arrangement

worked out by the boards of commissioners of both counties.

"Dr. Jones has done a very good job and we hate to see him leave," Capps, who is also chairman of the Warren County Board of Commissioners, said following the resignation.

Dr. Jones is a graduate of the Citadel and the Medical College of South Carolina and has done graduate work at the University of North Carolina. He served three years as a medical missionary to Alaska. A member of Emmanuel Episcopal Church here, Dr. Jones is married and has one child, David, 2.

Committeemen To Be Chosen By Farmers Sept. 12

ASC committee elections will be held in each of the twelve townships of the county on next Wednesday, September 12.

T. E. Watson, ASCS office manager, said Thursday that every farmer who is eligible to participate in any program administered by the county ASC committee is eligible to vote. "This means," he said, "any owner, operator, tenant, or sharecropper on a farm participating in the Agricultural Conservation program, the Soil Bank program, or who is eligible for price support on any crops produced."

Any person who entertains doubt as to his eligibility to vote is asked to see their ASC Committee or call the county ASCS office.

"If you are eligible to vote—most farmers are—don't let the polls close without voting for the farmers you want to administer these important Stabilization and Conservation programs for the coming year," Watson said. "It is," he added, "your chance to help select the best committeemen you can find."

The polls will open at 8 a. m. and close at 8 p. m. at the following polling places in the twelve communities in Warren County:

- Fishing Creek — Pittman's Store and Davis' Store (Arcola).
- Fork — W. K. Thompson's Store.
- Hawtree — Perkins' Store.
- Judkins — Triangle Service Station and Mrs. Blanche Stallings' Store (Emburo).
- Nutbush — J. C. Watkin's (See CHOSEN, page 10)

By Board of County Commissioners

Zoning Area Approved

The Warren County Commissioners on Tuesday following a public hearing approved the zoning of the area adjacent to Gaston Lake as a zoning area. Only half a dozen persons were present for the advertised public hearing and these expressed no opposition to the adoption of the zoning area.

The adoption of the zoning area is only the first step in the zoning of the area. The Warren County Planning Board, following a study of the area, will recommend that certain sections of the area be zoned. Following their recommendation, another public hearing will be held to see whether or not citizens approve or disapprove the recommendations.

The Planning Board said that its members wished to obtain the help of interested citizens in making zoning recom-

mendations and asked that the commissioners name a committee to work with them. The commissioners named to this committee Ralph Tolbert, Roy M. Jones, W. T. Robinson, Alvis Poe Fleming, R. L. Salmon, Gid W. King and E. J. Walker.

Acting as spokesmen for members of the Warren County Planning Board present to ask for the adoption of the zoning area were Marvin Newmon, chairman, and George Monaghan of the State Department of Conservation and Development, who showed maps outlining the proposed area to be zoned, and explained the purposes of a zoning ordinance.

Following the hearing the commissioners, upon motion of Commissioner Richard Davis and second of Commissioner

Robert Thorne, adopted the following resolution upon unanimous vote:

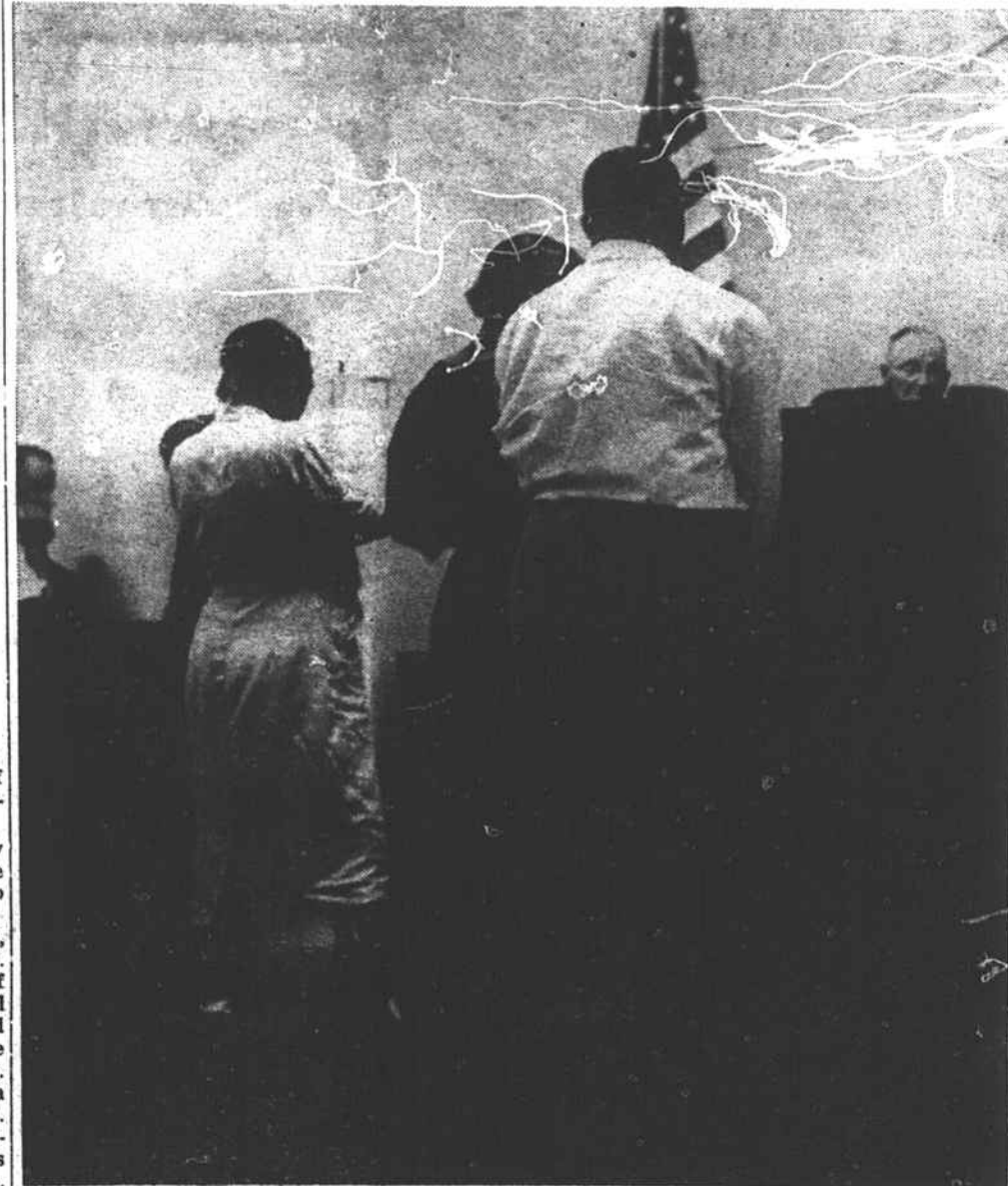
"The filling of Gaston Lake will provide an unparalleled opportunity for the development of lakeshore recreational uses, summer homes, fishing, and boating opportunities. With a water level controlled to fluctuate no more than one foot during the course of a year, the lake will be an invaluable addition to the natural recreation resources of both North Carolina and Virginia. The lake is scheduled to begin filling on October 1, 1962.

"In order that the potential of the Gaston Lake be realized, and that the lake be utilized according to a comprehensive plan for its best future development, Warren, Halifax and Northampton Counties

have joined together to retain the services of the Division of Community Planning of the N. C. Department of Conservation and Development in a \$20,100 contract to develop plans and regulatory codes to guide future development in the area.

"If the Lake area is to develop properly, it is of prime importance that a system of major thoroughfares be achieved that will not only provide access to the various locations along the lake, but will serve the traffic needs of the entire region as well.

"The Planning Commission of Warren, Halifax, and Northampton Counties, working together with the Division of Community Planning, the Advanced Planning Section of the N. C. Highway Commission, (See ZONING, page 10)



THREE NEGROES CONVICTED OF MURDER HEAR SENTENCE HERE



Three persons accused in a conspiracy to murder the husband of one listen to evidence presented during their trial in Warren County Superior Court this week. Accused of first degree murder after rat poison was fed the victim, the defendants are shown above at right. From left to right, they



are John Henry Harris, Mrs. Maggie Williams Alston and Mrs. Petronia G. Perry, wife of the murdered man. At left, an officer holds one of the bottles of poison handled by the defendants prior to the death of Vance Perry. (Staff Photos)

Three Draw Life Terms

Trio Admit Part in Poison Death

Three persons—participants in a murder plot brought to light when authorities discovered the husband of one of the three died of a lethal dose of rat poison—were sentenced to life imprisonment here Tuesday.

Judge Clawson L. Williams pronounced sentence on Petronia G. Perry, wife of the dead man, Vance Perry; Maggie Williams Alston and John Henry Harris about 6 p. m. to climax a half-day trial marked by sudden pleas of guilty by the defendants, all Negroes.

Bond Set Salmon Is Not Tried

A bond of \$20,000 was ordered here on Wednesday for Otha Salmon, Jr., 43-year-old Wise man charged with murder in the death of a former Vance County sheriff.

Judge Clawson L. Williams set the bond after Salmon's attorney, James Gilliland, asked the court for a continuance. Indications are that the case will be tried at the January term of Superior Court.

This case, one of two murder cases on the docket for the September term, was among several cases called Wednesday morning prior to the close of the criminal session at noon Wednesday.

Salmon was charged with second degree murder in the death of J. Edward Hamlett, his brother-in-law. The Warren County grand jury returned the second degree murder indictment Tuesday.

Also returned Tuesday were indictments against three Negroes charged with murder and conspiracy in the death of a Warren County Negro who died of arsenic poisoning in July. They received life terms during the course of the session.

No case reached the jury during the brief term of court, although a jury was impaneled Tuesday to hear the case of the State vs. John Henry Alston. In this case the defendant was charged with striking an African man in the face with a cultivator tooth.

The jury listened to testimony at some length until John Kerr, defense attorney, requested the court to direct a verdict. Judge Williams directed a verdict of not guilty and the case was closed.

Three other cases were continued for the term—Ernest Ayscue, larceny; Roy Carey, non-support; and Eugene Carter Burroughs, involuntary manslaughter and reckless driving.

Other cases disposed of during the brief term included: John Andrew Boyd, assault on a female, two-year suspended sentence.

Floyd Edston Pendergras, speeding, \$25 and costs. Clarence Arthur Barbour, following too closely, nol prois with leave.

Leon Baskerville, breaking, entering and larceny, 18 months. The state took a nol prois on a charge of breaking and entering and theft against Baskerville.

George Roberts, attempted breaking and entering, 18-month suspended sentence, \$100 and costs. Robert Matthews, non-support, two-year suspended sentence and costs.

Perry Newman, Norlina man, was ordered to begin a six-month prison sentence suspended previously when Newman was placed on probation.

Probation officer Robert McGilvary told the court that investigation had revealed that Newman had violated the terms of his parole and requested that the active sentence be imposed.

Dove Season To Open Saturday For Split Season

The Dove Season will open on Saturday, September 8, and will close on October 13, for the first hunting season in a split season, Game Protector Alton Pridden said Thursday.

Pridden said that hunting would be permitted from noon until sunset. The daily limit is 12 and the possession limit is 24.

Pridden said that it is a violation to use rifles for shooting migratory birds.

Local Church To Have Homecoming

Homecoming will be observed at the North Warrenton Baptist Church Sunday, September 9. Sunday School will begin at 9:45 and the Morning Worship at 11:00. Dinner on the grounds followed by a Singing at 1:30. The afternoon message will be brought by the Rev. Warren Bush of Butler Baptist Church, Butler, a former pastor of the church.

Officers said the bizarre plot was apparently hatched by Mrs. Perry and Harris, and that Mrs. Perry had told Harris her husband had threatened to kill her and that "she was going to do something first."

From testimony and from a seven-page written report entered in evidence by SBI Agent Horton, the court learned the details of the murder.

Prior to Perry's death, Harris and Mrs. Perry, who was a resident of the Perrytown community of Warren County, made a trip to Franklin County where Mrs. Perry was introduced to Mrs. Alston and plans were made for the purchase of a bottle of rat poison containing a high concentration of

(See POISON, page 7)