

THE ZEBULON RECORD

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THE BENEFICENCE OF DRUNKENNESS

We clip the following from an exchange. It illustrates the inconsistency of the law so frequently in dealing with the drink evil, that we give it to our readers, hoping it may help to mould a sentiment to force our courts to treat all crime alike regardless of the source or conditions bringing it about. We have known of cases right here in Wake County that remind us very much of this one.

A young man and his two-year old son were struck by a car driven by a drunken driver and instantly killed in a street of Lowell, Mass., last August. The wife and mother was also seriously injured in the same accident. The driver who ran from the scene, was later tried on the charge of manslaughter by Judge John E. Swift in Middlesex Superior Court, and having waived a jury trial, was found by the court guilty of drunkenness, drunken driving, and of operating his car so as to endanger public safety. The conviction of drunkenness was placed on file. His punishment consisted of a suspended sentence of six months in jail and a \$200 fine on each of the other charges.

The judge in his subtle "reasoning" said: "Manslaughter must result from wilful, wanton, and reckless conduct. If Curry (Joseph F. Curry, the defendant) was so drunk that he could not formulate his will, can it be said that he is guilty of being wilful, wanton, and reckless?"

The court applied the same unique reasoning to the charge of leaving the scene of accident, stating: "He must have left knowingly. He must know what he is doing at the time?"

Under such a sophistical doctrine, what recourse at law is there against a reckless, drunken driver, to say nothing of the malicious person with a grudge against his neighbor, who has but to get drunk, kill him, run from the homicide scene, and then plead drunkenness as a defense?

Most laymen, while refraining from disputation with so subtle a mind as revealed by the Massachusetts judge, would prefer the more simple mental processes of old Lord Coke who held: "A drunkard who is voluntarius daemon hath no privilege thereby: whatever ill or hurt he doth, his drunkenness doth aggravate it."

BALLOTS OR BULLETS

The bill introduced into the late session of Congress should have been passed without a protest. Incidents like the sinking of the Panay and the Maine stir resentment to a fever heat and a nation may be plunged into a war that will cost millions in dollars and lives. Many a personal difference may be peacefully settled if

only time is allowed for conference and consideration. It is equally true with nations. Nobody wants war except those who live by war. Officers whose lives are not risked, munitions manufacturers who make millions, and a few selfish trouble makers include the war inclined. The great mass of the people do not want war. Not one time in a hundred is it necessary to go to war. National differences ought to be as easily settled among nations themselves as differences in a community.

We hope the first measure that passes the next Congress will be a bill requiring a plebiscite before war may be entered by this nation. Let the mothers who furnish the "cannon fodder" approve before we send their sons to their deaths for wrongs no greater to the United States than are happening daily among the people today. If provocation arises so great as to require bloodshed, let the President with the approval of his cabinet call for a vote of the people to declare war or not. This will give time to deliberate and consider and confer. Probably even before the vote is taken the crisis will be passed and other means will be found to satisfy our honor without sacrificing life. If the law of the land says all differences among its citizens may and must be settled without shedding blood or surrendering life, then surely the same principle will apply in relations among nations. Yellow, coward or fool, we favor every right means to delay and defeat the march of the war god into the peace of our land.

AN EXPLANATION IN ORDER

Last month ten stills were found in Wilson County. In Raleigh a few days ago the biggest bootleg joint uncovered in years was revealed. Officer Andrews is busy running down operators and destroying distilleries over Wake county. More cases having to do with illegal liquor are being tried in our Recorders' courts than before ABC times.

It is hard to explain or understand. Surely these illegal manufacturers of drink are not producing it to supply the county stores! If what appears on the surface be true, then one is led to believe that the manufacture and sale of illegal liquor has lessened little since county control began. Added to that the ABC stores themselves have become a source of supply for the bootlegger. What's to be done about it? We should like for the Wilson Times and the Raleigh Times to tell us. We confess we do not know.

NORTH CAROLINA TODAY

The story told by Mark Twain of the man who wanted a better home and advertised through the local newspaper his place for sale is familiar to most people. You remember when he saw his ad in the paper, he decided that was just the place he was looking for. One can imagine his surprise and perhaps his disappointment when he found it a description of his own dwelling place. Perhaps he learned the lesson of his own that all need to realize.

With somewhat the same feeling we turned the pages of the last issue of "North Carolina Today." It gives in pictures and words "The Story of Tobacco." It is issued by the Board of Conservation and Development, of which Governor Hoey is chairman, ex officio. Every person in the state should see it. Pictures finish what words fail to convey. It sells for 25 cents. The Board is doing a wonderful piece of work both from an artistic book to efficient advertising.

NOTICE OF FORECLOSURE SALE

Under and by virtue of the power of sale and authority contained in that certain Deed of Trust to the undersigned Trustee, dated February 24, 1937, recorded in the Registry of Wake County, North Carolina, in Book 738, Page 208, default having been made in the payment of the note thereby secured, and the holder thereof having directed that the Deed of Trust be

foreclosed, the undersigned Trustee will offer for sale at the Court House door in the City of Raleigh, North Carolina, at 12 o'clock Noon, on MONDAY THE 24TH DAY OF JANUARY, 1938, and will sell to the highest bidder for CASH, those certain parcels or tracts of land, situated in New Light Township, Wake County, North Carolina, the same being more particularly described as follows:

FIRST TRACT: Begins at the northeast corner of the dower;

runs thence South 88 degrees East 372 feet to a stake; thence South 3 degrees West 1830 feet to a stake; thence South 87 degrees 36 minutes West 372 feet to a stake; thence North 3 degrees East 1850 feet to the beginning, containing 15 5-7 acres, more or less. This is Lot Number 1 in the division of the Albert Keith lands.

SECOND TRACT: Begins at the north corner of Lot Number 1, thence South 88 degrees East 374 feet to a stake, thence South 3 de-

grees West 1800 feet to a stake; thence South 87 degrees 36 minutes West 374 feet to a stake; thence North 3 degrees East 1830 feet to the beginning, containing 15 5-7 acres more or less. This is Lot Number 2 in the division of the Albert Keith lands. See Book Number 298, Page 529, Wake County Registry.

THIRD TRACT: Begins at a stake northeast corner Lot Number 2, thence South 88 degrees East 380 feet to a stake; thence South 3 degrees West 1780 feet to a stake; thence South 87 degrees, 36 minutes, West 380 feet to a stake; thence North 3 degrees, East 1800 feet to the beginning, containing 15 5-7 acres more or less. This is Lot No. 3 in the Division of the Albert Keith Lands.

FOURTH TRACT: Begins at a stake, the northeast corner of Lot 4 in the division of the Albert Keith lands, runs thence North 84 degrees 6 minutes East 370 feet to a stake, thence South 2 degrees 36 minutes West 2030 feet to a stake; thence North 71 degrees 54 minutes West 402 feet to a hickory; thence North 3 degrees East 1920 feet to the beginning containing 15 5-7 acres more or less. This is Not Number 5 in the Division of the Albert Keith lands.

FIFTH TRACT: Being an undivided one-seventh interest in and to the dower tract of the Albert Keith lands (Subject to the dower of his widow) which is described as follows: Begins at a stake, the northwest corner of the Albert Keith lands; thence South 88 degrees East 1132 feet to a stake, thence South 3 degrees West 1850 feet to a stake in the old road; thence South 87 degrees 36 minutes West 433 feet to a stake; thence North 10 degrees 24 minutes West 1178 feet to a stake; thence North 87 degrees West 434 feet; thence North 3 deg. East 732 feet to the beginning, containing 32 more or less.

The aforesaid first, second, third, fourth and fifth tracts of land are the same lands described and conveyed in that certain deed of March 6, 1933, recorded in Book 644, Page 551.

This December 24, 1937.

CALE K. BURGESS, TRUSTEE
Dec. 31—January 21

SEEN AND HEARD

Try scrapple for breakfast on chilly mornings. All you do is slice it then fry it in a pan with a little hot oil. Simpler still, slice the scrapple in a pie pan instead of a frying pan, and bake in oven, letting it brown. That as bought it has grease and prefer the frying.

NO SEA FOOD

Oysters and fish were here the first of this week the fishermen took or maybe there were poor weather for fishing.

A BANG-UP PARTY

Several have been heard how much money was made by noise and explosions here during the holidays to make reply; ours not why; ours but to walk when the celebrators late night hours or the morning for their fun.

THOUGHT FOR THE DAY

Here's hoping the New Year enters tonight May give us from out No more of depression Nor even recession; But few politicians Upon their own misdeeds Friends that are too slow To give much advice

Work that we can do; Plain rations to chew; And if we have these, we needn't ask more. New Year, if you'll give them, our future is bright.

TULAREMIA

Now that the rabbit and squirrel hunting season is open in most States of the Union, the reporting of cases of tularemia, a disease of rabbits and squirrels is to be expected.

The Medical Society of New Jersey offers hunters four suggestions to avoid contracting the disease. These suggestions are: wear rubber gloves when handling or cleaning these animals after shooting them; be suspicious of rabbits and squirrels which are lacking in the natural pep characteristic of them; don't handle rabbits or squirrels found dead; be sure the meat is thoroughly cooked, preferably boiled, before eating it.

Tularemia is an infectious disease of squirrels, rabbits, and rodents which can be transmitted to man through any abrasion on the skin when direct contact is made with an infected animal, or by eating infected meat which has not been thoroughly cooked. Thorough cooking destroys the causative organism.

The disease gets its name from the fact that the first cases were reported in Tulare County, California, in 1911. Cases of the disease have been reported in nearly every State in the Union.

The disease renders the patient very uncomfortable, is usually accompanied by glandular swelling, causes a general systemic disturbance, and is occasionally fatal. It is