

# The Daily Tar Heel

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## Damages Suit Against Town Will Be Filed

### Pendergraft Asks \$10,000 in Case For Negligence

A \$10,000 damage suit against the town of Chapel Hill will be filed "probably within the next 30 days" by T. Ruffin Pendergraft, Durham Road.

Pendergraft charged yesterday that rain damage to property owned by him resulted through the town's negligence. The claimant announced his intention to file the suit after the Chapel Hill Board of Aldermen refused to accept a claim for that amount.

In the claim put to the board, Pendergraft charged that "the town of Chapel Hill paved, curbed and guttered Franklin Street in such a way and manner as not to provide for adequate disposal and exit of water accumulating in the bottom in front of the claimant's land that

"That the town of Chapel Hill paved Rosemary Street which runs parallel to Franklin Street and has carelessly and negligently failed to provide culverts and means of exit for the water across the claimant's land and allows trash and other debris to accumulate and fill up sand culverts so as to prevent the water from escaping through said culverts."

As owner of property located between W. Rosemary St. and W. Franklin St., and between Fowler's Food Store and a building and lots owned by Geddie Fields and E. G. Danziger, the Pendergraft charges that the failure of the city to provide such water drainage has caused irreparable damage to the building he owns which houses the Village Service Station and a residence which is located behind the service station several feet below the street level.

Pendergraft says he has called the matter to the attention of town authorities numerous times but has never received any help.

In refusing the claim, the opinion was given by several aldermen that the city could not be held responsible for an "exceptionable Act of God." They also claimed that the service station and residence were both constructed after drainage facilities were placed under the two streets.

## New Measure Would Hike Postal Rates

WASHINGTON, Oct. 15 (AP)—The House Postoffice Committee today recommended an increase of \$129,000,000 in the nation's mail bill, with \$36,000,000 of it to come from raising the penny post card rate from one to two cents.

The total increase falls far short of the \$250,000,000 asked by the Postoffice Department to help cut down a deficit of around \$600,000,000. It compares with a \$100,000,000 increase approved by the Senate Postoffice Committee.

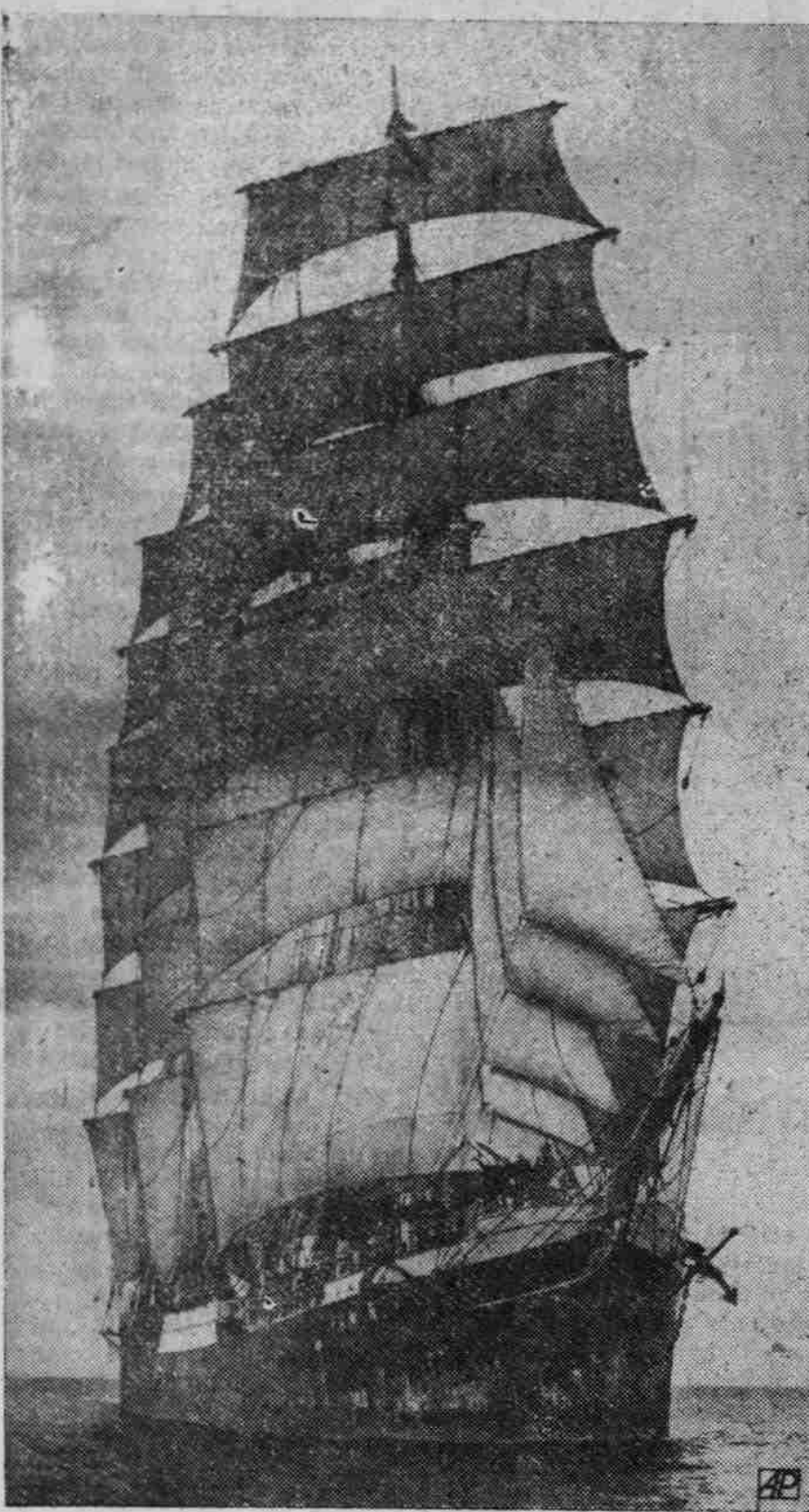
Democratic leaders see little hope of final action on the measures at this session.

The House committee increases would apply to both kinds of penny cards — the governmental "postal" card with the stamp imprinted thereon and the so-called "picture" card so popular with vacationers.

## Carter Feted

A reception in honor of Joel E. Carter, new associate professor of music at the University and director of the Men and Women's Glee Club and the Choral Club, will be held this afternoon in the Main Lounge of Graham Memorial from 4 until 5 o'clock.

All students, faculty members, and members of the administration are invited to attend.



AT THE END of a grain race, the four-masted bark Pamir arrives at Falmouth, England, carrying a cargo of 4,200 tons of grain after a stormy passage from Australia.

## Graham Will Be Here Today For Celebration

Senator Frank Porter Graham, former president of the Greater University, will join with his fellow Presbyterians tonight in celebrating the 100th birthday anniversary of the Chapel Hill church.

Festivities begin today with a meeting and luncheon of the Orange County Presbytery. Tonight at 6 o'clock there will be a dinner for all who have been connected with the church, and those who are descendants of the founders of the church. Senator Graham, presiding over the dinner will act as toastmaster for reminiscences by students from three widely-separated college generations.

At 8 o'clock, a historical drama whose "purpose is not to worship the past, but to respect it for what it was, and learn from it," according to Pastor Charles Jones, will be presented.

The main characters of the drama will be Governor David Swain, portrayed by Dr. Wallace E. Caldwell; Professor B. F. Hedrick, played by the Reverend H. R. McFadyen; Mrs. Cornelia Phillips Spencer, by Mrs. G. A. Harter; and "Parson" W. D. Moss, played by the Reverend Watt Cooper.

Senator Graham served as president of the Greater University for 19 years, until he was appointed to the United States Senate by Governor Kerr Scott

who will take part in the show.

## Al Jolson, Danny Kaye (?) To Appear On Rendezvous Program Tonight

By Wuff Newell  
Al Jolson and Danny Kaye or reasonable facsimiles thereof will be starred tonight on the Rendezvous Room floor show, according to Mrs. Mary Jo McLain, Graham Memorial entertainment director. And Mrs. McLain added anyone who doesn't believe that these two entertainers will put in an appearance, can be on hand at 9:30 to see for himself.

Jolson and Kaye are expected to take the spotlight because of their reputation, but they will by no means overshadow the others

# Tarnation Asks \$1,000 From Solons; Roberts Appointed New NSA Head

## Bach, Prince Make Reports To Legislature

### New Men Sworn; Montague Picked Rules Chairman

By Roy Parker, Jr.  
Marshall Roberts, junior from Louisville, Ky., was approved as chairman of the University's National Students Association Committee by the Students Legislature in last night's session.

Roberts' appointment shared legislative consideration of reports by University Safety Committee chairman Joe Bach, Legislature Faculty Evaluation Committee Chairman Bill Prince, and the appointments of five legislators, two student members of the Safety Committee and the election of a chairman of the Legislature's Rules Committee.

The new Chairman said he would call a meeting of the NSA Committee sometime next week to make plans for the year. Roberts is a member of Beta Theta Pi fraternity, a member of the University Party Steering Committee and is in his second term as member of the Student Legislature. His appointment received unanimous approval of the solons. He replaced Gran Childress.

Safety Committee Chairman Joe Bach asserted that "keeping cars here at all" was the big job of the body which has general control of campus parking regulations. He said that there had been 2,182 stickers issued to students, faculty members and members of the University staff, but only 800 parking spaces on the entire campus.

He also called attention to the "disregard" of students for the parking rules, citing an example of one campus car-owner who had received 16 parking tickets. Asked why the airport parking plan tried on the weekend of the Georgia game was dropped, Bach said that only 80 cars showed up to use the space, and that the cost was approximately \$5 per car, since several buses were hired to transport far-owners to town and back and prizes in the form of football tickets were given free.

Faculty Evaluation Committee head Bill Prince read a tentative form for a student faculty grading sheet which would grade faculty on such things as, "knowledge of course," "presentation," and "mannerisms on class." He said that the Committee was still working on the system.

Student Party Legislative seat vacancy-fillers Walter McCraw, Dolly Colwell, and Jackie Burke, and Campus Party replacements John Hazlehurst and Archie Myatt were approved unanimously and sworn in, along with Sid Turner and Larry Botto for student seats (See ROBERTS, page 4)

Club manager Vestal Taylor will accept table reservations for parties of six or more and will hold the tables until 9 o'clock. The club house will open at 8:30. Chris Andrews, local photographer, will be on hand to take pictures as he did last weekend.

Doubters Be On Hand at 9:30

## 1916-19 Coach Plans Speech At Mass Pep Rally Tonight

### Plan Stunt, Other Events On Program

A former Carolina football coach will be the featured speaker at the pep rally tonight at 7:30 in Memorial Hall, according to tentative plans released last night by rally chairman Wick Andrews.

Tommy Campbell, who coached the Tar Heels from 1916 until 1919, will be the guest of the University at the Wake Forest game tomorrow. Approximately 35 of the 50 living members of his teams will be on hand for the Deacon contest, and Andrews hopes that they will be able to attend the rally.

In addition to the speech by Campbell, plans for the rally include a special stunt by the cheerleaders. The stunt will be a parody on the card stunts and will be presented tonight for the first time.

Rounding out the program will be cheering and singing led by the cheerleaders. The University Band under the direction of Earl Slocum will furnish the music.

Andrews said that the occasion for the visit to the University by Campbell, now a banker in Boston, and the former gridiron greats, is the 30-year reunion of the 1919 team.

Andrews also hopes to have a surprise guest speaker for the rally, but his name will not be announced until tonight. Head cheerleader Norm Sper is in charge of the cheering part of the rally.

## Fate Of Reds In Conspiracy Goes To Trial

NEW YORK, Oct. 13 (AP)—The conspiracy case against America's 11 top Communist leaders went to a federal court jury at 3:53 (EST) this afternoon after a historic nine-months trial.

Federal Judge Harold R. Medina gravely handed the case to the eight women and four men jurors after instructing them that neither the Communist Party nor its textbooks were on trial.

The 11 defendants, and they alone, are before the bar of American justice, he said in a charge that lasted two hours and 15 minutes.

Running through his charge rapidly and rocking back and forth in his chair, Judge Medina asked the jurors for "a just and true verdict no matter whom it hurts."

A guilty verdict would have far-reaching effects on the Communist Party as it now is set up in the United States.

Consistently, week upon week, the defendants have denied that they harbor plans for violent revolution to replace the American system of government with a Soviet-style dictatorship.

## YWCA Members Receive Cards

The first membership cards to the YWCA to be issued in many years were sent yesterday by the Y office to the 271 and new students who have signed up for work with the Y this year, Gay Currie, executive secretary of the Y announced yesterday.

The cards have been registered so they can be used in any YWCA in the United States, she said.



C-82 "FLYING BOXCARS" drop parachute infantrymen in extensive maneuvers at Eglin Air Base in Florida. The planes of the 316th Troop Carrier Group dropped 550 men during a demonstration of top-level planning for helping a friendly but undeveloped country against attack by an enemy in an undeclared war. The display was seen by American officers and observers from 11 foreign countries.

## Fall Germans To Have Gene Krupa Orchestra

Breaking a long-standing tradition of Duke Weekend Grail dances, the German Club said yesterday that the Fall Germans, featuring Gene Krupa and his orchestra, will be held during the big (two) days, Nov. 18 and 19.

The musical bill includes a dance on both Friday and Saturday nights, in Woollen Gym and a concert on Friday afternoon in Memorial Hall. The Friday dance will last from 9 o'clock until 1 o'clock, the Saturday hop goes on from 8 o'clock 'til midnight, and the concert is from 4 o'clock until 6 in the evening.

Supported by 13 fraternities, the German Club holds a dance each quarter. No definite plans are set yet for the Winter Germans, but the orchestras of Tex Beneke, Ray Anthony, Jimmy Dorsey, Claude Thornhill and Charlie Spivak are under consideration.

The Krupa band, recently reorganized and now stressing dance music instead of the big (See GERMANS, page 4)

## Girls All Boxed Up!

## Y Ups Number Of Coeds For Thursday's Auction

Although the order for 600 boxes from the Wilson Paper Box Co. of Richmond to be used for the YWCA-sponsored girl-box supper auction was the smallest order ever placed with that company, it is the largest number of boxes used for a Y supper at the University, the Y office said yesterday.

The boxes, each containing two complete meals and the name of a coed to accompany the bidder winning each box, will accommodate 1,200 participants in the gala supper-square dance entertainment next Thursday, which will begin in the Tin Can at 5:30.

Registration of girls who will be auctioned off at the Y-sponsored affair, which began in the YWCA office yesterday, was so successful, Sue Stokes, assistant executive secretary of the Y, announced that the goal originally set for 200 feminine participants was re-set for 600.

Food contents of the boxes, which are being planned by Ann Faulconer and Jean Denbo, co-chairmen of the box supper committee in co-operation with Mrs. C. E. Buckner, dietician of the Chapel Hill Elementary School, will be prepared by the cooks of that school. Mrs. Buckner will act as caterer.

Food contents of the box will include such delicacies as home- (SeeBOXES page 4)

## Bill Requests Restore Cash To Mag Budget

### Money Was Sliced In Economy Move During Last Year

Tarnation hit the Student Legislature with a flurry of excitement last night when, instead of the proposed magazine referendum bill which some persons were expecting, a measure to restore \$1,000 slashed from the magazine's budget last spring came to the floor.

The bill went to the Finance Committee after being read on the floor, and not even the most astute political observers would venture a guess as to its outcome.

The measure to increase the controversial pocket mag's pocket money read this way:

"Whereas: The Tarnation appropriation in the 1949-50 budget was slashed last year in order to avoid an overall budget deficit, and

"Whereas: The expressed intention of the Student Legislature at that time was to restore the Tarnation budget cut this fall if funds were sufficient and a justified need were shown, and

"Whereas: The budget surplus has been increased by the sum of \$1,500, due to the cancellation by the Men's Glee Club of their proposed New York concert, and

"Whereas: Increased costs necessitate further funds for improvement of the magazine which the student body demands and deserves,

"Therefore, be it enacted by the Student Legislature of the University of North Carolina: "Article I. The sum of \$1,000 is to be restored to the Tarnation Magazine, 1949-50 budget."

It was only yesterday afternoon that a meeting was scheduled between the chairmen of the three political parties called by Fred Thompson of the Student Party to discuss the possibility of a referendum.

Thompson said a few days ago that it was his view that the caliber of the bantam mag had "fallen to low depths."

He retracted a charge, however, that Editor Tom Kerr had resorted to "malicious lies, in addition to Honor and Campus Code violations" in one of the stories used in the magazine.

## New Regional Club Formed on Campus

Persons from the North Carolina towns of Roanoke Rapids, Weldon, and Enfield interested in joining the newly-formed Tri-City Club are invited to attend the first meeting of the year Wednesday night.

Russ Dickens, president, yesterday said that the club will meet at 7:30 in Roland Parker Lounge No. 3. He invited all students from those towns to come to the meeting.

## Just a Mistake

In case anybody was getting any funny ideas, administration officials yesterday nipped in the bud any plans afoot for an overtime Thanksgiving holiday.

Acting Dean of Students Bill Friday said that in spite of the fact that the University catalogue says the Thanksgiving recess ends at 8 o'clock the morning of Nov. 23, it really ends at 8 o'clock in the morning of the day before.

The day on which Nov. 23 falls is a Tuesday.