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TOWN and GOWN

By PETE IVEY

Which is worse, to take opium or marry a Yankee?

Almost a hundred years ago in Chapel Hill, people shook their heads sadly when they spoke of the two Swain sisters.

Ellie and Annie Swain were daughters of the President of the University, David Lowery Swain, a distinguished scholar who had previously served as Governor of North Carolina prior to becoming President of the University.

Annie Swain had to have opium, on doctor's orders.

Ellie Swain married General Smith B. Atkins, a member of General William Tecumseh Sherman's Army. The federal forces occupied Chapel Hill.

No one blamed Annie Swain, the eldest daughter, for her need to take the drug and its derivatives. She had an affliction for which competent medical authority prescribed opium. The opium was imported, but the Civil War cut off the local supply. So, Annie Swain grew poppies in her flower garden and made her own opium which she took until her death. People of that day were saddened by Annie Swain's ill health, but not the necessity for her taking the strong drug, nor for her resourcefulness in making her own.

It would be against the law to grow your own poppies and compound your own opium today. In 1963 it would undoubtedly be worse to smoke or eat opium than to marry a Yankee.

But that was not the case in 1865.

The marriage of General Atkins and the daughter of the President of the University was a shock to Chapel Hill. Many considered it an affront to the State, that a girl of the Confederacy should marry an officer of the enemy. Governor Swain was blamed for "allowing the marriage," wrote Cornelia Phillips Spencer. Mrs. Spencer carried on a correspondence with Mrs. Atkins later, and Mrs. Spencer thought the attitude against the Swains to be "ridiculous."

But it is true the state was in an uproar. Mrs. Lucy Phillips Russell wrote that many people refused to attend the wedding, and invitations were torn up and spat upon by many of those invited. Mrs. Spencer, herself, attended the wedding, and she often remarked to President Swain that she would like to write a story about the wedding for the newspapers some day. President Swain replied, "When I am dead, you may."

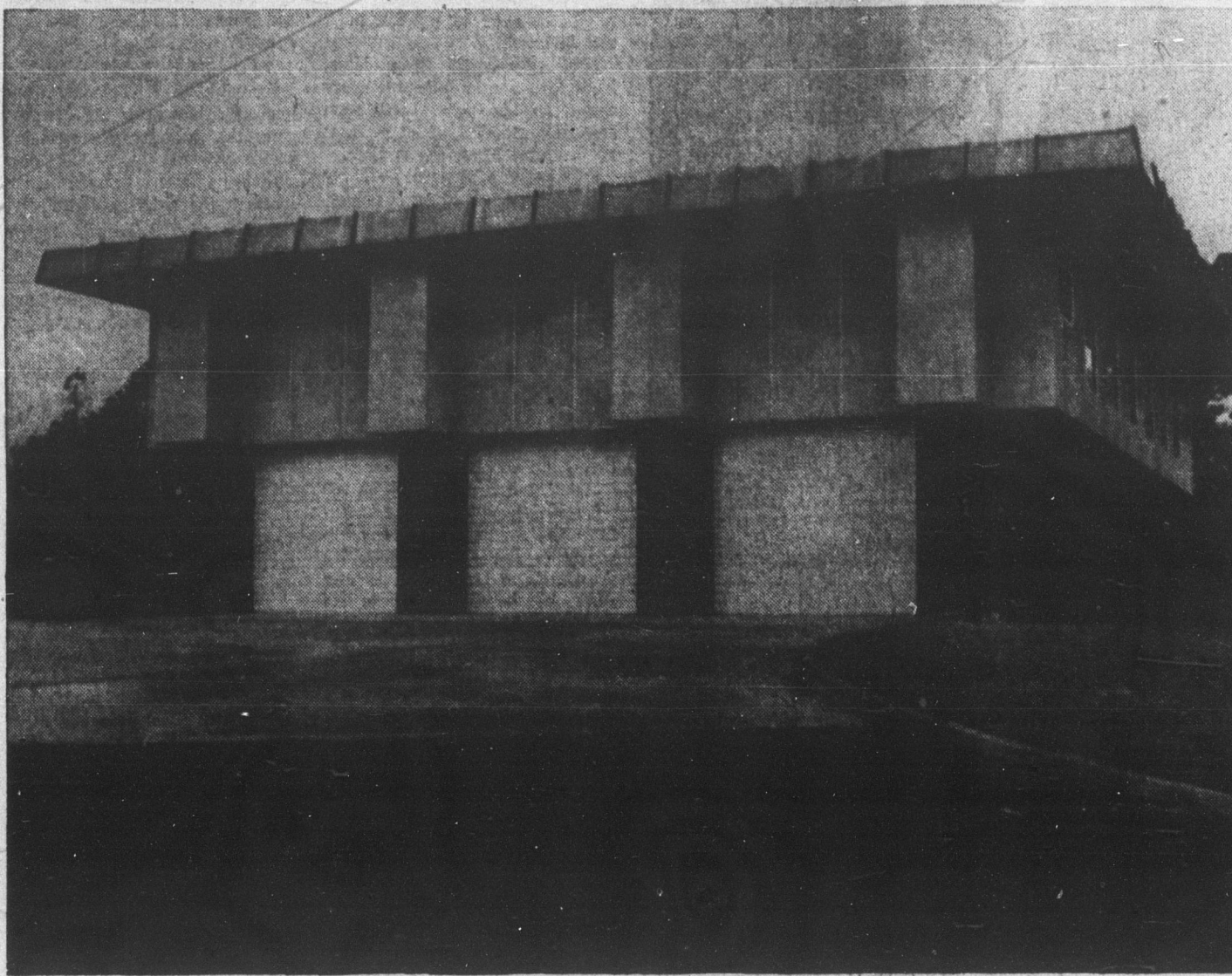
But the courtship and marriage of Eleanor Swain and Smith Atkins (Continued on Page 2)

Weather Report

Quite cool today, with more drizzle.

	High	Low
Wednesday	41	30
Thursday	49	35
Friday	50	42
Saturday	45	42

There are two official Chapel Hill badges: dented fenders and muddy shoes. These days we have plenty of both.



OPEN HOUSE—Chapel Hill's spanking new "Tea House," actually \$90,000 worth of ultra-modern fire station, will be thrown open to the public today between 2 and 5 in the afternoon. Chief James Stewart's

Department has been settling into its new quarters for the past month and now feels the new station is ready for its debut. Refreshments will be served.

—Photo by Town & Country

Weinstein Lecture Is Tonight

"Faith and Reason" is the theme of the Rosa B. Weinstein Memorial Lectures to be delivered tonight and tomorrow night on the University campus by Rabbi Eugene B. Borowitz.

Rabbi Borowitz who is professor of education at the New York School of the Hebrew Union College—Jewish Institute of Religion, will deliver his talks at 8 p.m. in Howell Hall Auditorium.

A lecturer in Jewish religious thought at the Hebrew Union college, Dr. Borowitz is also adjunct professor of religion at Temple University in Philadelphia, a weekly lecturer at the Young Men and Women's Hebrew Association, and editorial adviser and educational consultant to Behrman House, America's largest independent publishing house.

Dr. Borowitz was a 1960 delegate to the White House Conference on Youth, and a member of the American and the International Planning Committees for the 1962 World Conference on Jewish Education.

He has been closely associated with youth and educational programs of the Reform Jewish movement and is the creator of the National Leadership Institute and the National Kallah (study retreat) programs of the National Federation of Temple Youth (NFTY). Rabbi Borowitz also represented NFTY at the founding convention of the Youth section of the World Union for Progressive Judaism.

Jury Convicts Four On Trespass Charge

Four of the 28 demonstrators arrested after a civil disobedience sit-in at the Chapel Hill Merchants Association last July were convicted of trespassing Thursday. The conviction was by a jury of seven white men, two white women, and three Negro men in Orange Superior Court in Hillsboro before Judge Leo Carr.

Mrs. Peter Van Riper, wife of a UNC student; Patrick Anthony Cusick, a former Chapel Hill Committee for Open Business leader; Miss Charlene Pearl Cotton, a Lincoln High School student; and Mrs. Christine Glover, mother of three children, were all sentenced to 30-day jail sentences suspended on payment of \$50 fines and costs.

All but Mrs. Glover, one of whose children is reportedly seriously ill, elected to serve their sentences. Mrs. Van Riper and Miss Cotton will spend 30 days in jail. Mr. Cusick will spend his 30 days "under the supervision of the State Highway Department"—on the roads.

The four defendants had appealed to Orange Superior Court convictions of trespassing received in Chapel Hill Recorder's Court. The sit-in in which they had been involved was planned, according to Mr. Cusick, to bring to the attention of Chapel Hill as a whole the Town's apathy toward the existence of segregated businesses in Chapel Hill, and its unwillingness to pass a public accommodations law.

The trial started Thursday morning and lasted all day. Selection of the jury started Wednesday afternoon. Because the four had agreed to a con-

solidation of their cases for a single trial, a legal expedient used in other counties in cases involving mass arrests, Floyd McKissick, their counsel, was permitted six peremptory challenges of jurors for each defendant. By the end of the afternoon Mr. McKissick had dismissed 15 of the original jury. District Solicitor Thomas D. Cooper had dismissed four, and eleven jurors had been seated.

Judge Carr ordered a special venire of 40 additional jurors called, most of whom appeared Thursday morning. From this special venire the twelfth juror was chosen. Mr. McKissick's examination of prospective jurors had included inquiry as to whether they believed all persons were entitled to equal rights under the law regardless of race. Mr. Cooper's examination included inquiry as to whether they believed a person has a right to violate the laws of the State in order to promote passage of civil rights legislation.

Only two witnesses were called. The defendants did not take the stand.

The two witnesses were Merchants Association executive director Joe Augustine and Chapel Hill Police Chief W. D. Blake, both called by Mr. Cooper. Under questioning Mr. Augustine described the arrangement of the Merchants Association office on West Franklin Street, with desks behind a long counter which forms an aisle along one side of the room. He stated that he came into the front part of the office at about 1:30 the afternoon of July 19 and found

(Continued on Page 5)

Registration Books Open Next Week

Registration for the January 14 Statewide referendum on Legislative redistricting will begin next Saturday, Dec. 21.

County registration books in Chapel Hill and Carrboro will be open at the polling places on that Saturday, and December 28 and January 4. Challenge Day will be Saturday, January 11, and the referendum will be on Tuesday, January 14.

In the referendum, voters will decide whether to amend the State Constitution to increase the Senate from 50 members to 70 and reduce House membership from 120 members to 100.

The referendum will be the same as a general election, permitting absentee ballots. Applications for absentee ballots must be submitted in writing to Sam T. Latta, chairman of the Orange County Board of Elections, Hillsboro.

Any resident of the County registered in a County registration book is eligible to vote in the referendum unless he has moved to a different precinct since the last general election without re-registering in his new precinct. Voters must be registered in County registration books to be eligible to vote.

New residents of Chapel Hill can find out their precinct, registrar, and polling place by calling Elections Board secretary Clyde Carter, 933-2137.

Number Of Donors Down Community Chest To Make Last Stab Campaign Stalled At 86.2 Pct.

Recreation director Compton Shelton last week complained to the Chapel Hill Recreation Commission that scarcity of opportunities to use school gymnasiums is harming the Town's recreation program.

At a Wednesday night meeting of the Commission, Mr. Shelton said the Recreation Department would have to offer what he called an inferior program if dates and times for Recreation Department use of school gymnasiums could not be reliably scheduled.

"It is school board policy that the school's activities always have first preference," he said. "The principals tell us which days we can have the gyms—if nothing else comes up. We're outsiders and we need to know how they feel about us and how important our schedule is to them."

Mr. Shelton suggested that the school board be asked to specify which school activities could cause cancellation of the Recreation Department's programs.

"We can't plan ahead as long as unscheduled activities take preference. When activities are cancelled suddenly, feelings are hurt and people are lost from the program. The thing at question is our image in the eyes of the people on the operational level."

About 425 men and boys are interested in the program, but facilities are not available to the department to handle that many people. The Lincoln High School gym is used until about 8:30 every night except the eight nights that the Lincoln basketball team has games out of town.

The department has not been able to use the Chapel Hill High

School gym at all recently because of sudden school schedule changes. A regular recreation schedule can not be set up until the department knows when the gym will be available.

"We have had to cancel the program for junior high school boys," Mr. Shelton said, "because we can't ask them to come at night when they are in school. We have also been denied the use of the junior high school gym, although I'm sure it is with good reason."

Dr. Howard E. Thompson, superintendent of Chapel Hill Schools and a member of the Recreation Commission, explained that the Guy B. Phillips gym can not be used for a recreation program now because the building has not been accepted from the contractor. The building is being used through a special agreement until completed, but it will not be accepted until sometime in January.

Dr. Thompson gave other reasons for not allowing the Recreation Department to use the gym: the doors between the gym and the rest of the building cannot be locked to prevent people wandering through the school, and the dressing facilities are not adequate, and there is no way to lock up the school's equipment.

In regard to the other two gyms, Dr. Thompson said that the Department could use them whenever they were free. The Department has the keys and must pay for light and heat for the period the gym is used.

"What Mr. Shelton is saying in effect, is that Chapel Hill has no adequate facilities for our program," Commission member Leo

(Continued on Page 2)

The Perfect Gift

What better way for your friends to have a continuing reminder of your Christmas thoughts than a full year's subscription to The Chapel Hill Weekly.

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A Talk With All-America Bob Lacey

Bob Lacey, the University's champion pass-catcher, recently was named to the Associated Press and Look Magazine All American football teams, and also to the All-ACC team.

By J. A. C. DUNN

Bob Lacey has a long and rather solemn face, somewhat pale. His eyes are gray and his voice doesn't knock you down. You can't tell what he's thinking. You can't even tell if he is thinking. There is not a hint of excitement or excitability about him. Doubtless, his adrenalin flows, but Bob Lacey's adrenalin is Bob Lacey's adrenalin and nobody else's.

He had just posed for a UNC team picture to be used for Gator Bowl publicity in Jacksonville. He came off the field wearing his game uniform, but no pads.

It was a cold day, hinting of snow. For some reason, he seemed to prefer to remain outside in the Kenan Field House courtyard to be interviewed. His face matched the weather at moments. At other moments it reminded you of Mount Rushmore. Gazing levelly over a boxwood at the far end of Kenan field, he described last weekend, which he spent in New York as the guest of Look Magazine.

"I flew up with Jay Wilkinson," he said. He was chewing gum. "We were roommates the whole time up there. There was somebody there from Look to meet us. We went over to the Hotel Lexington.

"That day we didn't do much. I talked to a representative of the Vikings, the NFL team. They drafted me. He was telling me



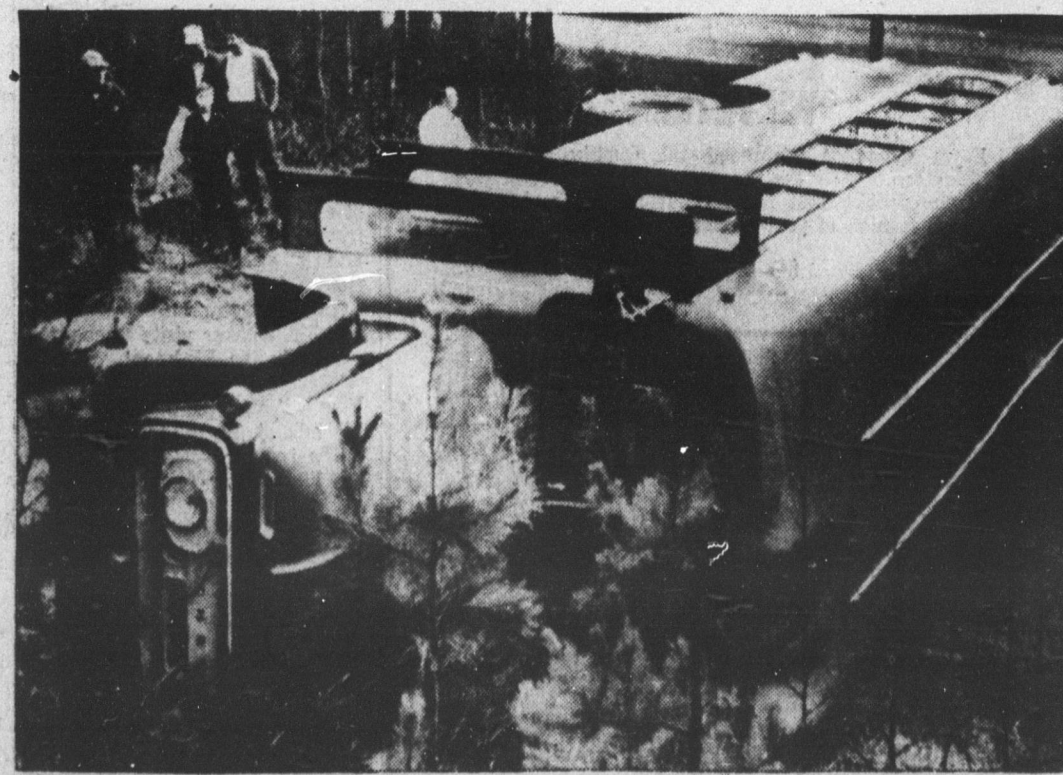
BOB LACEY

all about the Vikings and all. The New York Jets, they drafted me too, in the AFL. Just those two, only one team from each league can draft you. Yeah, I'd like to play pro ball. Of course, we couldn't talk figures or anything, and I couldn't sign anything because of the Gator Bowl coming up. But I'm interested in pro ball.

"So that night we met the bowl queens, and there was a little party for us. I didn't stay long. I went home. I only live twenty-one miles from the city, and I've always avoided the city anyway. I don't know, I just don't like it. All that rat race and all." He laughed slightly. "I don't even know my way around the city."

"The next morning about ten we went back to the Hotel Lex-

(Continued on Page 4)



NO ONE HURT—A school bus turned over on the Old Sparrow Road near The Pittsboro Highway late Thursday afternoon. The bus had no passengers in it at the time and the driver, Danny Caston, 16, was unhurt. The Old Sparrow Road is infrequently used, but is maintained by the State. School buses

use it as a short cut. Residents of the area said the road is dangerously slippery after rain, and that other school buses have had trouble staying upright on it before. Another school bus nearly had an accident on the road a few minutes before Caston's accident.

—Photo by Jim Wallace

SCENES

Townsman storming into Woolen Gym to protest his seating at the Gator Bowl, emerging crestfallen after being told that some 7,000 friends and neighbors also would be languishing in the shadow of the goalpost.

MANLY WADE WELLMAN back in Town after a visit to his publishers, bemoaning the frenzied pace in New York. . . . Postmaster PAUL CHEEK bracing for yet another onslaught of Christmas mail. . . . CROWELL LITTLE recalling the days when Governor TERRY SANFORD boarded on tables at Ma Burks' boarding house. . . . Town truck washing down Cameron Avenue during a day-long drizzle. . . . Fire Chief JAMES STEWART puzzling over ways to give his new fire station's open house a real original tang. . . . DOUGLAS M. KNIGHT, inaugurated several hours earlier as president of Duke University, dining at The Rat. . . . Chapel Hill license plate tallyman still searching high and low for a South Dakota.