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and

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Obituary notices, cards of thanks, tributes of respect, by individuals, lodges, churches, organizations or societies, will be regarded as advertising and inserted at regular classified advertising rates. Such notices will be marked "adv." in compliance with the postal requirements.

New Year Resolutions

WE have no quarrel with New Year resolutions. We are, in fact, in favor of them—for the other fellow.

In our own case, however, we've found several very disconcerting and discouraging things about resolutions made on January 1. In the first place, we've made a lot of them—but never kept one. In the second, we've noticed in our own experience that the custom of making good resolutions at the New Year is used as a convenient excuse for postponing until then all the good resolutions that should have been made last February and March. In the third, we have observed that, while everybody is much interested in his own New Year resolutions and quite ready to talk about them, nobody is interested in anybody else's.

In view of these and other considerations, we have resolved on this New Year's eve to publish our entire list of New Year resolutions. They follow, in full:

Where The Need Is

This newspaper is not in position to know how much the approaching general assembly can appropriate to the various state institutions. Nor does it feel called upon to urge unduly large appropriations for certain institutions just because they are situated in Western North Carolina; all good citizens, in fact, should hope that the legislators will try to divide available funds among the individual institutions in such a way as to best serve the interests of the state as a whole.

On the other hand, it is hard for those of us who live in this region to see why an institution should be neglected just because it happens to lie in the mountains. And certainly two of our mountain institutions have had far less than their share of funds in the past—Western Carolina Teachers college, at Cullowhee, and the Western North Carolina Sanatorium, near Black Mountain. W. C. T. C. is the only college in this end of the state; it serves a large area and population, where the need is great. The same is true, in perhaps multiplied measure, of the Black Mountain sanatorium; unless memory is in error, it always has a long waiting list—and waiting, when one has tuberculosis, is likely to be fatal.

Most Western North Carolinians would agree that these institutions should have a larger share of the total appropriations than the area and population they serve, and the need, warrant. But those who are informed will agree, too, that if they get their fair share, they will be better off than ever before.

A Fantastic Story

What is perhaps the most amazing news story of the year recounts the success of Ohio officials in preventing the return of Ira N. Coston, 45-year old Negro, to Henderson county to face trial on a charge of attempted rape of a 17-year old girl.

Last week Coston was freed, when the Lorain, Ohio, municipal judge refused to order the Negro's extradition to North Carolina.

Here, according to the Lorain dispatch, is what happened:

The extradition attempt was the fourth involving Coston since August.

Coston, who said he fled to Ohio to escape mob violence (Editor's Note: No newspaper reported a threat of mob violence at the time) after his accusation, was first arrested in Lorain August 7, where he was staying with his parents.

A U. S. commissioner in Cleveland freed him, but he was immediately re-arrested by a Cuyahoga County sheriff and turned over to Deputy Sheriff Sam Rhodes of Henderson County. Paul Walters of Cleveland, Coston's attorney, intercepted Rhodes at Cincinnati where a habeas corpus writ had been issued.

Next Coston was returned to Cleveland and set free by Common Pleas Judge Charles McNamee. He then was picked up again in Lorain as a fugitive and his extradition to North Carolina was requested.

An extradition hearing by Robert L. Ratchford, Gov. Thomas J. Herbert's executive secretary, found insufficient grounds to require Coston's return. Ratchford said he would recommend that Gov. Herbert inform the North Carolina governor that evidence was lacking to honor extradition, he said the governor usually follows such recommendations.

Then the story ends with this final fantastic touch:

Walters asserted the charge grew out of the desire of Coston's neighbors to obtain his farm on which about 1,000 fruit trees soon will start bearing.

The Ohio court officials involved undoubtedly feel themselves heroes for having saved the Negro from trial in the benighted South. But has it occurred to them that what they did is little better, in so far as legal justice is concerned, than lynching? For both are interferences with legal justice—one by punishing a man without a trial, the other by preventing the trial from taking place.

LETTERS

CRIME AND EDUCATION

Dear Mr. Jones:

Your recent editorial concerning penology, apparently engendered by the Bern Garland trial, has given me reason for very serious thinking. I have also heard comments to the effect that you might be critical of the severity of the punishment imposed; I have hastened to explain that your attitude is not critical but one inquiring into the reason for punishment and its limitations.

Penology is the science of punishment for crime, in both its deterrent reformatory aspects.

It is a hard lot any human being has to pass judgement upon another, especially an officer of a court under circumstances where a great deal about the person at bar is not known except the fact of his crime and its magnitude. The matter of judgement is to a degree discretionary yet the time limitations are mandatory.

You mention a possible alternative in a change not effecting the right of the Trial Judge in sentencing the prisoner but leaving the time element to the prison authorities; this depending upon the attitude, demeanor and general disposition of the culprit as a vital factor in his earning his right of discharge. That is now the function of the Parole System and I believe it is serving a very useful cause when properly administered. There again, however, we must be confronted with the human equation.

We speak of hardened criminals. Is there any less degree of guilt if a man commits ten crimes in six months than the type and number over a period of six years?

Personally I believe a great deal of our criminals are the product of educational neglect, especially in the young years of their life. The Bible tell us to: "Train a child in the way he should go and when he becomes a man he will not depart therefrom". I believe, too, that if each of us had more of and taught tolerance, something substantially good would result, though it might require generations.

Your editorial was splendidly and intelligently written, done in Franklin, North Caro-

This letter is not intended in any aspect to take issue with your views. You are to be commended for your courage in putting into words the thoughts that should gravely concern all of us.

Sincerely yours,
T. D. BRYSON, JR.
Solicitor, Twentieth Judicial District
of North Carolina

Franklin, N. C.,
December 21, 1948.

LEGAL ADVERTISING

ADMINISTRATOR'S NOTICE

Having qualified as administrator of Robert P. Sanders, deceased, late of Macon County, N. C., this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned on or before the 19 day of November, 1948 or this notice will be plead in bar of their recovery. All persons indebted to said estate will please make immediate settlement.

This 19 day of November, 1948.
EDMOND SANDERS
Administrator

N25-5tp-1tc-D30

lina, sell to the highest bidder for cash the following described land:

A tract or parcel of land, situated in Mill shoal Township, Macon County, North Carolina, and being the same described tract of land as described in a deed conveyed by C. F. Moody and wife Maggie D. Moody to John P. Brendle and wife, Peggy Brendle, dated the 21st day of April, 1947, and registered in Book _____, Page _____.

Reference is hereby made to said record for a more complete description of said land in the Register of Deeds Office for Macon County, N. C.

This 21st day of December, 1948.

R. S. JONES, Trustee

D30-4tc-JJ-J20

NORTH CAROLINA MACON COUNTY

Under and by virtue of the power of sale vested in the undersigned trustee by a deed of trust executed by Euster Mashburn, dated September 8, 1947, and recorded in the office of the Register of Deeds for Macon County, N. C., in Book of Mortgages and Deeds of Trust No. 40, page 314, said deed of trust having been executed to secure certain indebtedness therein set forth, and default in the payment of said indebtedness having been made, I will on Saturday the 22nd day of January, 1949, at 12 o'clock noon, at the Courthouse door in Franklin, sell to the highest bidder for cash the following described land:

A tract or parcel of land, situated in Cowee Township, Macon County, North Carolina, being the same tract of land as described in a deed made by C. F. Moody and wife Maggie D. Moody, bearing date of Sept. 8th, 1947, to Buster Mashburn, containing 350.0 acres more or less. Reference is hereby made to the records of Macon County for a more full and complete description of said land; said deed is registered in Book _____, Page _____ in the Register of Deeds Office for Macon County, N. C.

This 21st day of December, 1948.

R. S. JONES, Trustee

D30-4tc-JJ-J20

ADMINISTRATOR NOTICE

Having qualified as administrator, c. t. a. of Mary Esther Huger III, deceased, late of Macon County, N. C., this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned on or before the 20th day of December, 1949 or this notice will be plead in bar of their recovery. All persons indebted to said estate will please make immediate settlement.

This 20th day of December, 1948.

WARREN W. CUNNINGHAM

Administrator

D30-6tc-JJ-F3

EXECUTOR NOTICE
Having qualified as executor of Charlotte B. Elliott deceased, late of Macon County, N. C., this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned on or before the 20th day of December, 1949 or this notice will be plead in bar of their recovery. All persons indebted to said estate will please make immediate settlement.

This 20th day of December, 1948.

WARREN W. CUNNINGHAM

Administrator

D30-6tcJJ-F3

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