

THE TYRRELL TRIBUNE

FOR GREATER PROGRESS OF THE LAKE PHELPS AND PETTIGREW PARK REGION AND FELLOWSHIP WITH OUR NEIGHBOR COUNTIES
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COLUMBIA'S HOPE TO REGAIN \$9,425 HINGE ON WORDING

Definition of Wording in Minutes of Town Board Seen as Possibility of Determining Whether Bank Is Responsible For Missing Funds Being Sought by Officials

Success or failure in the attempt being made by the town board of Columbia to regain \$9,425, which the Engelhard Bank and Trust Company issued to a former town clerk in the form of cashier's checks, will hinge, according to present indications, on the definition of wording in the minutes of the board.

At a meeting of the Board held Armistice Day, the clerk, A. W. Houtz, was instructed to write the bank, and according to the minutes, "demand" the money issued on the Bond Trust Funds of the town. A report is expected concerning that at the next regular meeting of the Board listed for Monday night.

After the Tribune broke the story of the actions of the town board last week, a local bank official pointed out that "The Engelhard Bank and Trust Co., was listed as the depository for the town, and not as the treasurer." It was assumed by this that the bank was not liable for the missing funds.

The Wording

The minutes of the town board which recorded the motion to "transfer the town accounts" to the Columbia bank, revealed that the word "depository" was used.

At the meeting of the board held on December 21, 1936, the motion read as follows: "On motion of R. S. Knight, Sr., seconded by E. F. Walker, it was ordered that the Engelhard Banking and Trust Company, Columbia, N. C., be and the same is hereby made the depository of the town, and that the town accounts be transferred to the said bank in Columbia, N. C., as soon as possible."

Town officials indicated that even though the bank was termed as "depository," it had no authority to turn the funds over to the former clerk. The entire hopes of both sides in the affair will probably have to await legal definition of the word or words in the record.

The exact situation came to light speculation grew as to the right of the town or the right of the bank, as both sides were brought to light. Both pessimistic and optimistic tax payers began to give off questionable vituperations.

The \$9,425 being sought from the Engelhard Bank and Trust Company is only a portion of the missing funds on the town books. Where the funds went, or what happened to them has never been definitely determined, and some speculate that an addition of "and" on the ledger will be the final outcome, no matter what is tried.

Town board members are confident that it can be otherwise. There are possibilities at the present, that the Town Board will make some notation of what steps they will take at their next meeting. Thus far the entire affair has been shrouded somewhat, with some believing that it would be best to keep actions "undercover" until a result one way or the other, is brought about. Officials of the bank in Engelhard could not be contacted at the time this was written, and it is not known whether they have received official demands for the missing funds or not.

PLAN UNDERWAY FOR PUB. FORUM IDEA IN COLUMBIA

Possibilities of holding public forums in Columbia were revealed this week when the Tyrrell County Board of Education approved a measure to meet half of the expenses, if the Men's Club of Columbia would meet the other half.

It was explained that by half the expenses, it meant only one-fourth of the initial expense. The State of North Carolina will furnish half the cost, if organizations in the community where the forum is to be held will give the other half. The education board offered to put up half the expense of the Men's Club, and has been referred to the finance and program committee of the group. A report on this is due at the December 2, meeting of the club.

The idea of holding public forums in various communities has met wide approval in many sections of the state. At these meetings authorities on various subjects are sent to the community to give lectures on timely events, and are open to anyone wishing to attend. The educational value of such are inestimable. This would give everyone opportunity to hear noted speakers from all sections of the nation.

Visits Mother

Melson Pinner of Greenville spent the week end in Columbia visiting his mother, Mrs. Mae Pinner.

From Farmville

Mrs. A. Q. Roebuck of Farmville is spending a few days with Mrs. H. N. McCles.

SUPREME COURT PUTS BAN ON ALL GAMES CHANCE

Ruling of Higher Court Holds That Any Game Dependent on Chance Is Illegal

In no uncertain terms, the State Supreme Court ruled last week that the 1929 law legalizing "play-for-fun-only" slot machines did not invalidate the 1937 Flanagan act outlawing all gambling devices. The opinion is of particular interest in Dare and adjoining counties at this time.

The opinion, written by Associate Justice Heriot Clarkson, was in one of a series of slot machine appeals filed by persons convicted in Wake Superior Court in September and sentenced by Judge R. Hunt Parker Chief Justice W. P. Stacy wrote a brief opinion concurring and Justices M. V. Barnhill and J. Wallace Winborne joined with him.

In ruling that the 1939 revenue act did not invalidate the Flanagan Act, Justice Clarkson wrote:

"The statute under which the defendant wishes to call to his aid and to repeal the Flanagan Act, declared constitutional by this Court, is a revenue provision in the Revenue Act. The General Assembly in this Revenue Act declares its intention in no vague or uncertain language that the intention is to license and permit the operation of only legal machines as defined in the section and not the intention to license or legalize any gambling machine or device. When this language was used in the Revenue Act, the Flanagan Act was on the statute books and repealed and declared constitutional by this Court. The defendant is convicted of its violation. If the drafters of the Revenue Act, which passed the General Assembly, wanted to repeal the Flanagan Act, why was it not done by clear language? The presumption is that it did not intend to do so. There has long been recognized a difference between games of skill and chance. The former, like ten-pins, bowling, archery, shooting, and turkey, and other similar trials of skill, are lawful. "The State long ago outlawed gambling by every species of games of chance, and particularly, has passed comprehensive laws prohibiting the operation or possession of slot machines adaptable for that purpose. These statutes have been upheld by this court as within the police power of the State. "We conclude that the General Assembly did not intend to license unlawful slot machines and make them the subject of revenue."

WELFARE AND AUDITOR SHIFT TO NEW OFFICES

Friday almost proved to be clean-up day when the entrance to the courthouse was clogged for quite a while with cabinets and desks, but the muddle cleared to reveal that the Welfare office has been moved to the Agriculture building, and that the county auditor has taken over the old welfare office in the courthouse.

Said J. W. Hamilton, welfare superintendent, when found in his new office in the Agriculture building: "I really like it here, but hope to get a few more chairs in the near future . . . drop by to see us at any time." Said H. S. Swain, county auditor, while giving over his new domain: "It's good to get an office after such a long time, but I could still use more space . . . if you can find room, have a seat and make yourself at home."

TURKEY DINNERS AND DANCES TO BE FEATURE OF HOLIDAYS

After being the first man to be elected president of the United States for a third term, Franklin D. Roosevelt may have had a perfectly good reason for celebrating Thanksgiving one week early, but Tyrrell County will spend this traditional date by way of the Pilgrims, in digesting turkey and preparing for a dance in Columbia Friday night.

Yes, in spite of the Presidential decree, North Carolina gave the turkeys another week to fatten, called it a holiday, and sent the folks home for a week end. Tyrrell's far fetched sons and daughters, and her representatives in the collegiate world are all back for a few days, and very appropriately the first, and probably the most notable social function of the year will take place in the Columbia high school auditorium Friday night in the form of "the dance."

Sponsors

Co-sponsored by the Parents Teachers Association and the Junior Woman's Club, Jimmy Byrley and his orchestra, direct from Louisiana College, will be on hand to furnish the music while the home folks are tripping the light fantastic.

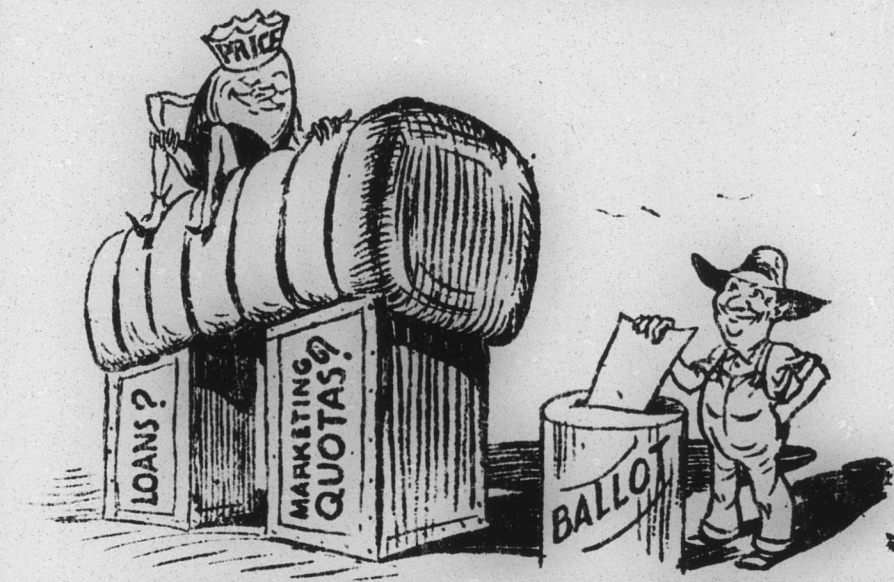
With a large crowd expected, the doors of the auditorium will be thrown open at 8:30 p. m., and from then until the "weary seek rest" Jimmy Byrley and his twelve musicians, including a charming dancel billed as the organization's vocalist, will faithfully hand out the syncopation.

A Debut

Of local interest will be the fact that one of Tyrrell's sons will make his home town debut as a member of the orchestra, at this time. Borden McCles, son of Mr. and Mrs. H. W. McCles of Columbia, who is now a student at Louisiana College, will hold the spot light. Borden McCles has been with the orchestra during the past three years, and has faithfully held down his saxophone and clarinet parts through the trying stages of starting a band, until the present state of being well on its musical way.

Byrley's musicians are coming to Columbia on a commission basis, officials of the sponsoring organizations announced this week, and the proceeds left from the gate receipts will be divided between the two for purposes which as yet have been unannounced. One Bank Script for those wishing to "trip the fantastic" will be exactly one dollar for the lad and his lassie. Those wishing to serve only in the capacity of spectators will find that they can purchase tickets for a mere quarter. The sponsors have asked that one and all turn out for the event. With the young collegiate crowd home for the Thanksgiving holidays and with Tyrrell being well represented by grads from the Louisiana institution, hearty approval has been manifested from sources throughout the county. The index of opinion points towards a well attended affair. The dance will be informal.

Up to The Cotton Grower



Large supplies of cotton, which may be increased through the loss of foreign cotton customers while the war lasts, is a major phase of the situation which farmers will consider before they vote on Saturday, December 7, to approve or disapprove marketing quotas for the crop. They must decide then whether they need the support of all phases of the farm program, or whether they can get along without loans and loans. The Agricultural Adjustment Act provides that loans be made available, under certain price and supply conditions, if two-thirds of the voting farmers in the referendum approve marketing quotas. However, the Act also provides that, if quotas are rejected, no loans can be made available during the following marketing year.

DRIVE FOR ROADS IN SOUTHERN ALBEMARLE TAKEN TO BROUGHTON

Representatives of Four Counties Find Sympathetic Attitude of Governor-Elect Encouraging at Raleigh Meeting Monday; New District Alignment Advocated For Region With Similar Problems

Representatives of the Four Southern Albemarle Counties of Tyrrell, Washington, Dare and Hyde, meeting with Governor-elect, J. M. Broughton Monday, at luncheon in the Sir Walter Hotel, came away well satisfied with the interest and friendly attitude of Mr. Broughton, after they had discussed with him, the principal road problems of the section.

The delegation was headed by President Melvin N. Daniels of the Association, who arranged the meeting. The purpose was not to ask anything, nor to offer any criticisms, but to discuss such problems as are most pressing at this time, in order that the incoming Governor should have a clear knowledge of the situation. Mr. Broughton didn't commit himself, nor was he asked to; he didn't need to promise anything, and he told the group he would go into office with the unique record of having made no commitments.

County Seat Connections

The group seemed committed first of all to the completion of all roads connecting the three county seats of Tyrrell, Dare and Hyde, the only counties in the State remaining unconnected after 20 years.

Completion of Route 64 into Manteo is sought, either by bridging Alligator River and Croatan River, or early freeing of the ferries of tolls. The first project sought is the completion of Route 264 to Manns Harbor. Route 94, another project of the Association is now under construction.

Those attending the Raleigh meeting with Mr. Daniels were: C. Earl Cohoon, and C. Wallace Tamm of Tyrrell; W. L. Whitley of Washington County; M. A. Matthews and E. A. Williams of Hyde; and D. V. McElroy, Roy Davis and John Ferber of Dare.

Interest throughout the Southern Albemarle Section in these projects is keen. The whole region is united on the effort to get them completed. Any opposition to them is not openly expressed. Sentiment for them grows, and becomes increasingly outspoken. In Monday's Elizabeth City Advance the following enthusiastic editorial met with approval in the Southern Albemarle:

"Years ago a road was started running due east from Columbia to the Alligator River, and it is on the completion of this road that the hope of a bridge rests. And the Daily Advance would not stop with urging a bridge across Alligator River. This newspaper, as was set forth in the outset, wants to see U. S. 64 completed to the seashore, and that means bringing Croatan Sound as well as Alligator River. This project is endorsed not only by this newspaper but also it's on the program of the Greater Albemarle Association. It's on the program of the Southern Albemarle Association, every project of which was endorsed by Mayor Jerome B. Flora, by Secretary G. C. Meads of the Elizabeth City Chamber of Commerce from the speakers stand at the Plymouth meeting of the Southern Albemarle. Governor-elect J. M. Broughton was on the same rostrum from which these words were spoken and The Daily Advance here and now directs his attention to these endorsements as he considers the plea to be presented to him today by a delegation from the Southern Albemarle."

THANKSGIVING PLAY GIVEN AT REGULAR PTA MEET

A play entitled "Thankful at Last" was given by the sixth grade at the PTA meeting held in the Columbia high school auditorium last week, as the Thanksgiving season drew near.

J. E. Norris, Jr., made a talk on "What We, as Americans, Have to Be Thankful For!" The second grade, taught by Mrs. Maxie Spencer, received a prize for having the most parents present at the meeting.

ALLEGATOR SCHOOL HOUSE TO BE COMMUNITY CENTER

A request that the Allegator school building, which is not being used at the present, be turned over to the people in that section as a community and recreation center was approved by the Tyrrell Board of Education last week. Leaders from Allegator asked that the building be turned over to them when it became evident that they needed a community center. The board agreed to do this if the people in that section would keep up the building and meet the insurance payments as they come due.

TYRRELL SEEKS APPROVAL FROM NAVY DEPT. SEEKING SITE FOR DIRIGIBLE BASE

Possibilities of Securing Giant Airship Base in County Announced by Bonner; Navy Officials Making Survey of Coast Counties; Tyrrell Advantages Named as All Sections Clamor For Approval

A LONG WAY FROM COLUMBIA TO CHINA



George M. Kelley, Jr., whose likeness you see in the picture above, came some ten thousand odd miles before landing in Columbia as editor of the Tyrrell Tribune.

By way of the ancient sedan chair of the Orient and the most modern modes of conveyance in this land, he landed in Manteo at the Times Printing Company only to find that Dare County is already filled with a host of wandering "greats" and "near greats."

Abounding with generosity, the Lost Colonists decided this was the occasion to share their "wanderers." Stripped of all malice, and well primed with good will, he was accordingly dispatched to the land of Tyrrell in a dignified and fanfare accorded the Fourth Estate.

Upon reaching his destination he said: "By juggling the words of the great scribers before me, I came, I saw, and now greater love hath no man . . ."

He was born in Macau, South China, twenty-two years ago, had mastered the art of slinging chop sticks, and could out talk any Chinaman by the time he was ready for school.

School teachers boxed his ears, for six years, before he finally mastered enough English to be listed as "passable." It took even longer for him to learn to think in English terms rather than the more flowery Oriental ways.

Landing in the United States a little over five years ago, he was disappointed to find the excessive tales about gangsters and millionaires which spread to foreign countries, as vastly exaggerated. He toured forty of the forty-eight states before he definitely concluded, along with thousands of Chinese laundry men in America, that "you're darn lucky to be in this country."

He saw riots, mass executions, and war. He slept on the floor of his home while handiis shot through the windows, and felt the very ground tremble when shells from distant cannon made craters in near by districts. He still thinks adventure in America is healthier.

Kelley studied journalism at Wake Forest, ran a paper of his own for a summer, took a shot at drama writing in New York, made speeches to labor unions, jeered at strikers, and turned out romantic pup yarns for love-sick high school girls to digest.

The son of missionaries to China, he travelled extensively in the Far East, but says that if he ever goes back it'll be to get a "good box of rice."

EDUCATION BD. APPROVES TEACHING OF FIRST AID

First aid courses will be taught in Tyrrell high schools during the second portion of the school year. W. T. Crutchfield, county superintendent, reported this week.

The board of education approved the proposal at its last meeting, and designated that plans for classes in first aid should be worked out by school officials, and that the courses should begin in January. Teachers in the county took instruction courses in first aid during the past fall under the sponsorship of the American Red Cross, and are now fully prepared to begin teaching the course after Christmas.

TYRRELL HOME CLUBS HAVE RADIO PROGRAM

Tyrrell County took to the air last Friday when the Home Demonstration Clubs of this county sponsored a program on the Albemarle Farm and Home hour over station WNCN in Elizabeth City.

Mrs. L. L. Gibbs, president of the County Council, gave a summary of the Achievement Day program held in Columbia some time ago; Mrs. V. H. Dumas, secretary for the council, reviewed the accomplishments of the organization; and Mrs. Julian Swain, of the Creek Club, furnished music for the program by singing "When Irish Eyes Are Smiling" and "God Bless America."

In Whiteville

Laura E. F. Walker and W. M. Lauching spent the week end in Whiteville, N. C. visiting Mr. and Mrs. J. L. Thurston.

Possibilities of securing a giant dirigible base, to be built by the United States Navy, within the borders of Tyrrell County, were revealed this week when naval officials began investigating the qualifications for such in this section.

Congressman Herbert Bonner, in a telephone conversation last week with C. Earl Cohoon, State Representative for Tyrrell, said that he had talked with officials of the Navy Department and that the officials indicated a survey would be made of this area to determine its qualifications for the proposed airship base.

County leaders at once expressed desires to see the project brought to the county, and Mr. Cohoon contacted Rear Admiral Joseph K. Taussig, commandant of the Fifth Naval District at Norfolk, Va., asking consideration for Tyrrell which would offer complete civilian support and approval of such a base. Early reports indicated that surveys were slated to begin this week, although it was unannounced as to what date the merits of Tyrrell would be considered.

Requirements

According to information from Congressman Bonner, the area sought by the Navy Department would preferably be one away from tall buildings, chimneys, and other obstacles found in highly industrialized centers. An area not more than twenty-five miles from the ocean was cited as one of the requirements. The base is slated to be used as headquarters for dirigibles patrolling the South Atlantic waters.

County officials interested in the proposed base said that Tyrrell could offer all the advantages preliminary requirements from the Navy Department had listed. High tension wires and tall obstacles are not in this section, and would therefore offer no handicaps for the landing of such ships. On the other hand, it was pointed out that there are adequate power facilities to serve such a base and the force it would have to maintain as a ground crew.

It has been estimated that the construction of an air base would require the employment of over 500 men, and that the lumber mills in Tyrrell County, and the close market for the other construction essentials would make rapid construction possible.

Advantages

If the dirigible base should be built in Tyrrell it would mean a vast pick-up in local employment, and upon completion when the base crew took over, it would mean a large pay roll turned loose in the county, which should stand as a favorable card to every merchant in the section.

At present the Navy has only one dirigible base and that is situated at Lakehurst, N. J. Funds for the new base have already been appropriated by Congress, and only the selection of a site now retards the "go" signal.

Bonner, the first district congressman, has revealed that in contacting Naval officials, he had talked with Captain C. E. Rosendahl, senior officer of the investigating board, and found that Rosendahl would personally conduct the investigations on the Carolina coast.

Other sections along the seaboard are seeking strong bids for the project to come their way. Newsman in Washington and Elizabeth City have already expressed the idea of bringing the base to their communities.

In talking to Mr. Cohoon, Congressman Bonner said he would have officials here advised as to results as they were ascertained in his office.