

DR. AYDLETT FAILS TO GET CHILDREN

Court Refuses to Take Them From Their Mother but Says They Must be Allowed to Visit Father

In the Corporation Court at Norfolk last Friday, Judge Hanckel refused to issue an order requiring that either or both of the children, Olive and Herbert Aydlett, be delivered into the custody of Dr. H. T. Aydlett of this city. He did, however, issue an order directing that the children be allowed to visit their father, reasonable notice being given before hand, when he came to Norfolk and requested it, between the hours of 10 a. m., and 5 p. m., provided that at such time the children were not in school, church or Sunday school.

Judge Hanckel held that in deciding the case he should be guided chiefly by the welfare of the children. While not passing upon the validity of the contract, it showed, he said, that the father had voluntarily surrendered the custody of the children to the mother; and that he could not issue an order giving their father the custody of them unless it were shown that the children would be very materially benefited by the change. This, Judge Hanckel held, had not been shown by the evidence in the case. Acting also from the viewpoint of the welfare of the children, he refused to require that the children be sent to Elizabeth City. Making such visits probably against their wills, he said, "the lives of the children would be made as miserable as the parents had succeeded already in making their own."

Dr. Aydlett was the first witness. He said that in separating from his wife he had asked for the custody of both children, then of one; and that he had finally reluctantly signed an agreement drawn up by Mrs. Aydlett's counsel giving her the custody of the children for the sake of avoiding notoriety and because he thought that he would be able to see them frequently.

He said that had he known that Mrs. Aydlett would leave her home in Elizabeth City and take the children to another state he would never have signed the agreement; that he supposed she would remain here because she had a home of her own here.

In cross examination Mrs. Aydlett's attorney attempted to lead Dr. Aydlett into the admission that he had brought this suit rather to annoy and distress Mrs. Aydlett than to regain custody of the children. Dr. Aydlett denied this with some heat; urging his aversion to the publicity and expense that the taking of the matter into court involved.

J. Q. A. Wood of Elizabeth City, Willis Ferebee of Camden, and J. M. Burfoot of Norfolk, testified as to Dr. Aydlett's character and as to his ability to provide and care for the children.

Mrs. Aydlett on the stand said that she had taken the children to Norfolk to give them better educational advantages; that through sickness they had got behind in their work and lost interest in it, especially the boy; that though Elizabeth City had a good public school, she wished to place the children in a private school where they could receive more individual attention until they were again up with their work. Upon cross examination she stated that she expected to return to Elizabeth City; but admitted that she had leased her house for three years and had sold some household furniture. Teachers from St. George's

SAUNDERS DOES NOT RETRACT

W. O. Saunders, editor of the Independent, failed, in last week's issue of his paper, to retract certain statements concerning E. F. Aydlett, which had been published in a preceding issue; and which has been declared by Mr. Aydlett to be libelous. Now very likely, the next step on Mr. Aydlett's part will be a suit for libel.

Mr. Aydlett served notice on W. O. Saunders several days ago through Sheriff Reid, branding the statements appearing in the article as false and libelous and demanding a retraction, correction and apology for these statements.

W. O. Saunders not only failed to retract but refused to do so, and now there is nothing left for him to do but to defend a libel suit, as his opportunities to retract are gone with the expiration of the time limit proscribed by law.

Saunders announced in his paper that Messrs. Kitchin and Manning, lawyers of Raleigh had been secured to defend him.

It is stated that Messrs. H. S. Ward, W. M. Bond and W. D. Pruden will prosecute the case for Mr. Aydlett, when it comes to trial.

LAST PILGRIMAGE OF CONFEDERATES

Reunion Next Month at Chattanooga Will Have a Sentimental Interest All Its Own.

Chattanooga, Tenn., Perhaps the last pilgrimage they will make in a body to the famous battle grounds of Lookout Mountain, Chickamauga and Mission Ridge, will be the 1913 Reunion of the United Confederate Veterans, May 27-29. The railroads of the Southeastern Passenger Association have made a thirty day rate of a cent a mile. The War Department has loaned the requisite number of tents and cots in order that Chattanooga may suitably care for the 15,000 veterans who are expected to attend and who will be lodged and fed free of cost.

The United Sons of Veterans will hold their reunion at the same place, May 27-29. They will bring with them the usual bevy of beautiful southern women, as sponsors, maids of honor and chaperones, all of whom will be lavishly entertained by the citizens of Chattanooga.

Enthusiasm and interest never ran so high in the South over the annual reunion of the battle scarred veterans whose spectacular parade at Chattanooga is expected to be viewed by over one hundred thousand visitors in that city of like population.

MASONS WILL HAVE BANQUET TONIGHT

Eureka Lodge, number 317 Masons will have work in the third degree in their meeting tonight. After the meeting a banquet will be served.

school testified that the children were behind in their work when brought to Norfolk but were now making good progress. Other friends of Mrs. Aydlett testified to her devotion to the children and said that she was a kind and firm mother.

Commenting on the case Dr. Aydlett said that he received a "cold deal" but had the satisfaction of knowing that he had spared no expense and made his best efforts to get his children back to Elizabeth City. He talked with the children in the courtroom after the trial and kissed them good-bye on the court house lot.

MANTEO NEWS

'ROUND THE WORLD IN A CATBOAT

Manteo, N. C., May 5th.—A couple of New Englanders are making a trip around the world in a catboat.

At least that's what Mr. William H. Plummer and his son, William Jr., who were here last week, said that they were up to.

They made a landing here to visit and explore historic points on Roanoke Island, and while stopping at Manteo, explained the object in their cruise:

They profess themselves delighted with their trip so far.

PRETTY WEDDING

Manteo, N. C., May 5th.—The home of Rev. O. N. Marshall was the scene of a very pretty wedding last Sunday, when Miss Corola Blyen became the bride of Mr. Clyde Hassell.

The ceremony took place at a quarter past two o'clock and was performed by Mr. Marshall in the presence of a very few intimate friends and relatives of the bride and groom.

Mr. Hassell is the eldest son of one of Manteo's oldest merchants Mr. L. D. Hassell.

Miss Blyen is the third and youngest daughter of Captain George A. Blyen of Skycoc.

The young couple were given a reception at the home of the bride's parents Sunday evening.

The many friends of the popular couple wish them a happy future.

MANTEO BRIEFS

Manteo, N. C., May 5th.—The Baptist churches on Roanoke Island are sending their delegates to the Chowan Association at Cool Springs this week with all pledges paid in full and are also paying their pastor's expenses to the Association.

Miss Tillitt of Nags Head spent Sunday at Manteo the guest of Mrs. B. H. Creel.

Court convenes this week with Judge Whedbee on the bench.

The Tranquil House is full—and this is no wonder to one who has ever eaten there.

Mr. Sam Doshier, Manteo's new lawyer, is on the docket to appear in several cases this week.

Rev. O. N. Marshall is attending the Chowan association at Cool Springs this week.

Mr. Johnie Evans Jr., went to Elizabeth City on business Tuesday.

Shad fishing is about over in these waters now.

The Advance gets better all the time and the Life of Aycock is more than worth the price of the paper.

Master John Harris Marshall is attending the Chowan Association with his father this week.

Before vaccination was discovered and applied, smallpox killed 60,000 people in England. In that country to-day there are few deaths from smallpox than from any other communicable disease.

How about those fly screens? Have you got them up and in running order in your home? If not, get busy now.

Miss Elizabeth Scarborough of Manteo visited friends here last week.

Dr. C. A. Sutton of Manteo, was in the city Thursday.

Mr. W. T. Stafford of South Mills was here Wednesday.

WANTED—Position as Book-keeper, can give good references if desired. Address W. P. General delivery.

COLUMBIA NEWS

GAVE RECEPTION

Columbia, N. C., May 4th.—Mr. and Mrs. W. A. G. Cohoon gave a reception at Hotel Scuppernon, Monday night in honor of their daughter, Miss Eva Cohoon, and Mr. R. C. Parsons.

Those present were: Miss Phoebe Cohoon, Mrs. C. A. Flowers, Mrs. C. W. E. Pittman, Miss Alma Tatum, Mr. Clyde Hassell, Mrs. S. M. McMullan, Miss Lucy Kiser, Messrs. R. C. Parsons, Robert James, C. W. E. Pittman, Dr. C. A. Flowers, J. E. Liverman, Charles Roughton, J. T. Sawyer and David Holmes. The party was very much enjoyed and the evening was enjoyed in a big ball.

MOVED TO NORFOLK

Columbia, N. C., May 5th.—The Richmond Cedar Works have moved Mr. J. A. Sexton to Norfolk. He left the Roper Lumber Company in January and accepted a position with the Richmond Cedar Works at Columbia, since that time. He will leave shortly for Norfolk.

A CORRECTION

Columbia, N. C., April 28th.—Messrs. C. S. Roughton and Thon as Armstrong and Mrs. Mary A. Brickhouse and little Miss Fay Jones went to Mackey's last night to meet Miss Loula Jones, who came home from Norfolk to spend a few days with her mother, Mrs. L. C. Jones.

Editors Note.—This local ap- in last Tuesday's paper but is repeated on account of error in first insertion.

Mr. F. L. Pinner of Moun- swamp has purchased the furniture business of R. A. Kohloss. Mr. Pinner will take charge in a few days.

Mrs. J. E. Reynolds of this place is undergoing an operation in Sarah Leigh Hospital at Norfolk, Virginia.

Mr. Howard Combs came home Saturday morning. Mr. Combs entered the University at Chapel Hill in September and his ill health prevents him finishing his year's work.

Special services were held at the Christian Church Sunday by Rev. Mr. Yarborough from Swan Quarter.

Miss Sue Wilkinson has returned home to spend the summer her school having closed last Tuesday.

She was very much loved by her pupils and they were all sorry to see her leave.

BARACAS AND PHILATHEA CLASS MEETS TONIGHT

The Baraca Philathea Union of Blackwell Memorial Church holds its regular meeting to-night at the home of Mrs. H. C. Newbold on west Fearing street. All members are urged to be present.

PLAY A SUCCESS

"Fun on the Podunk Limited" presented under the auspices of the Baraca Philathea Union of Blackwell Memorial Church last Friday night was quite a success. The union cleared \$28.00 from the sale of tickets.

MCCOY—WYNN

Miss Mary Wynn and Mr. Stephen McCoy were married Sunday afternoon at the home of Mr. Miles Ferebee, Justice of the Peace, in Camden county.

Mrs. McCoy is the daughter of Mr. and Mrs. J. T. Wynn of this city and was a teacher in the graded school here here during the past term.

Messrs. W. H. Hollinson, and A. S. Austin, prominent merchants of Hatteras were here Monday on business.

HERTFORD HAPPENINGS

Hertford, N. C., May 5th.—A delightful surprise party was given to little Miss Hannah Fleetwood Friday night.

With laughter and singing the host of children burst in upon their surprised little hostess, each with his or her share of the refreshments. Those who enjoyed the evening at the Fleetwood home were: Hannah and Catharine Fleetwood, Eva McMullan, Alice Fulford, Minnie Field, Annie Ruth Morgan, Helen Newbold, Alice Elliott, Eugene Blanchard, Majorie and Dorothy Nixon, Hannah Fulford, Louise Williford, Mattie Newby, Eva Baker, Grice McMullan, Seth Fleetwood, Julian Nixon, Mead Field, Walter Edwards, Silas Whedbee, Mac McMullan, Nat Fulford, Frith Winslow, Edwin McMullan.

MEMORIAL DAY EXERCISES

Hertford, N. C., May 5th.—The Perquimans Chapter of the Daughters of the Confederacy will have their Memorial Day exercises Saturday, May 9th, at 3:30 P. M. at the Court House. Mr. S. B. Underwood of Kinston will deliver the address. The public is cordially invited to attend.

HERTFORD BRIEFS

Misses Sallie J. Winslow, of Winfall and Margaret Winslow, of Woodville are spending some time with Misses Madeline and Lillian Perry.

Miss Margaret Newbold was in town Saturday.

Mr. Charlie Ford Summer has gone in the country to spend the week end.

Mrs. George Major carried a party of girls in the country Thursday evening in her automobile. Those who made up the party were: Misses Evelyn White, Londa Shamburger, Susie Morgan and Mildred Edwards.

Mr. W. C. White of this place left Friday night for Atlanta, Georgia at which place he has accepted a position as book-keeper.

BOY ACCIDENTALLY KILLED

Avon, N. C., May, 3rd.—Manson Meekins, a white boy about fifteen years old was accidentally shot and killed last Friday by another white boy named Sam Williams, of about the same age.

The boys were "fooling" with a gun, when it was accidentally discharged, the load taking effect in young Meekins' body.

HOUSE FOR RENT—FURNISHED ROOMS AND BOARD.

A Modern House, 8 rooms on S. Elliott street, one block from Court house square—Bath, water and lights, \$12.50 a month—nicely furnished rooms, southern exposure. Hot and cold water, bath and lights, with or without board. Very moderate prices. Apply 100 east Church street. 3t—M6—13—20—pd.

Richard Pritchard, delegate from Bayside Baptist Church is attending the session of the Chowan Association.

The Philathea Class of the First Methodist church will hold a business meeting to-night in the annex of the church. The members are urged to be present.

If a man has a good watch he usually takes care of it at least to the extent of having it examined and cleaned by a competent jeweler once every year. Railroad companies require the watches in their service examined more frequently than that. It will not be long before they will be having the men carrying these watches to undergo frequent medical inspection as well.

FEAR OF DEATH PROVES PROPHETIC

Went to Bed not Seriously Sick But Filled With Foreboding and was Dead Before Morning

Mr. Walter Jennings, aged 55 years died at his home in this city at half past two o'clock Sunday morning.

Mr. Jennings has been apparently in good health until last Wednesday. He then became unwell and thought best to stop work for a few days; but did not go to bed.

Last Saturday night he was down town for some medicine. Feeling no better after taking the medicine, he asked his wife to send for a physician and for a friend to stay with him during the night. His wife not believing him seriously sick demurred, but Mr. Jennings insisted that he would die before morning.

Dr. Z. Fearing was called in and Milton Love was asked to stay with the family for the night. Dr. Fearing discovered no serious symptoms and everybody retired; Mr. Jennings, however, insisting on sleeping down stairs. About midnight he became very sick and died in a short time.

Mr. Jennings was well known here. He had been in the employ of Mr. W. T. Love twenty years and was regularly seen at Love's meat market on Poindexter street.

The funeral will be conducted from the home probably to-day. The family are waiting the arrival here of Mr. Jennings' son, Robert, from Chicago.

Mr. Jennings is survived by a wife and two children. He has a sister here, Mrs. Ida Harris, on Fearing street, and his father is still living in this county.

A CORRECTION

Just below the affidavit of C. E. Kramer in Mr. E. F. Aydlett's letter to the Advance last Friday Mr. Aydlett's statement reads, "The Elizabeth City Lumber Company did not suffer" etc. This was an error which the proof reader failed to detect. The statement should have read: "The Elizabeth City Lumber Company did suffer a loss on account of the misrepresentations of A. J. Brown as to the location of the lands which had pointed out to Clay Foreman as the Pledger lands, but I was in no way to blame for this".

REAL ESTATE DEAL

A real estate deal of considerable importance was made last Friday, when Mr. William Palin sold to Mr. J. C. Commander the Palin farm in Salem township. The purchase price was \$7,791.52 or \$35 per acre for the entire tract.

Mr. Commander has divided the tract into smaller plots and has sold farms to Messrs. W. H. Modlin, W. J. Jackson, and F. P. Markham.

NOAH BURFOOT, JR., RAPIDLY IMPROVING

Noah Burfoot, Jr., is rapidly recovering from the effects of an operation, which he underwent in the Protestant Hospital in Norfolk, several days ago. Mr. Burfoot was in Raleigh, when he became ill. He was taken to Norfolk and the operation was successfully performed, but he failed to rally from the effects of the anaesthetic properly and this caused his parents and friends a great deal of alarm.