

## LOUIE WHITMIRE CASE IN HANDS OF JURY—DETECTIVE COX ON STAND

Day and Half Selecting Jury—Case Hard Fought all the Way Through

NO EVIDENCE OFFERED BY DEFENDANT WHITMIRE

County Believes in Capital Punishment, as Evidenced by Replies of Veniemen

Louie Whitmire, of Rosman, went on trial Monday morning in Superior court for his life, charged with the murder of Jesses Masters. Wednesday at noon the state rested, and the defense offered no evidence. Attorneys began their speeches, with Richard B. Overton, of counsel for the defenses, opening the arguments.

Wm. E. Breese, Coleman Galloway, Ralph R. Fisher and R. B. Overton represented Whitmire. Solicitor Pless was assisted in the prosecution by Hamlin and Kimzey. Jesse Masters left his boarding house in Rosman on Sunday morning, August 15. It is said that he was last seen with Louie Whitmire. Several days later the body of Masters was found, and Whitmire arrested and given a preliminary hearing, charged with the murder. He was bound over to this term of court.

Evidence against Whitmire was of circumstantial nature, largely, with the exception of that offered by J. S. Cox, of Asheville, who says he is a detective employed by the Southern Detective Agency. Cox told of spending several days at Rosman, after having been employed to work on the case, and told the court of assuming the role of a "Roughneck" in order to get information about the murder case. He was subjected to a grueling cross examination by W. E. Breese.

It is expected all the afternoon Wednesday, and possibly a portion of Thursday will be consumed by the lawyers' addresses to the jury. Then the judge's charge, and finally the jury's finding.

### The Jury

L. A. Scruggs, farmer; John Robinson, farmer; B. T. Tinsley, painter; W. C. Reese, farmer; Louis Barton, farmer; N. E. Smith, farmer; L. D. Martin, mechanic; M. D. Holden, farmer; S. A. Jones, farmer; Hampton Scruggs, mechanic; Milas Nicholson, plumber; W. M. Cloud, retired.

All day Monday, and more than an hour Tuesday, were given over to the selection of the jury. Sheriff Sitton summoned a special venire of 75 men, and ten were chosen from this group. The court ordered the doors closed and fifteen more were summoned within the court room. One was secured from this number. Another ten were summoned in like manner, with no selection made. Then it was ordered that another special venire of 25 men be summoned over the night, to appear Tuesday morning. From this number Mr. Cloud was selected.

### County Favors Capital Punishment

An interesting feature of the selection of the jury was the almost unanimous sentiment in Transylvania county favoring capital punishment. Only six out of the over one hundred men examined expressed themselves as having conscientious scruples against capital punishment.

At press time Wednesday evening, Pat Kimzey was speaking for the state. Coleman Galloway, for defense, and Lewis Hamlin for the state, spoke during the afternoon. R. R. Fisher and W. E. Breese will speak for defense Thursday, and Solicitor Pless will be last speaker for the state.

## BIBLE INSTITUTE IS CERTAIN FOR CITY

W. A. Monroe, chairman of the local committee sponsoring the local Moody Bible Institute Conference, states that he is just in receipt of a communication from Moody Bible Institute authorities accepting definitely Brevard's invitation to hold a Bible conference here next summer in a two weeks' session. The conference will begin Sunday, July 24, and continue through Sunday, August 8.

ADVERTISERS WILL PLEASE TURN IN COPY SATURDAY, AS THE NEWS WILL BE PUBLISHED NEXT TUESDAY.

## GARREN CLEARED IN BURNING CASE

Robert Garren, charged with setting fire to the barn owned by Thomas Wood, was set free in Superior court last Friday. Judge Schenck ordered the jury to return a verdict of not guilty. This case had attracted much attention, and the court room was fairly well filled throughout the course of the trial.

Ralph Fisher and Hamlin & Kimzey represented the defendant, while Coleman Galloway and W. E. Breese assisted Solicitor Pless in the prosecution of the case.

## MILLER GOES WITH THE BREVARD BANK

N. A. Miller, for twelve years clerk of the Superior court of Transylvania county, has accepted a position with the Brevard Banking company. Mr. Miller becomes manager of the Department of New Business of the bank.

Mr. Miller is one of the most favorably known men in this section of the state, and it is said he knows as many Transylvania people as any other man in the county. He was born at Sapphire, in Hogback township, and has lived here all his life. Twelve years ago he was elected clerk of the court, and moved to Brevard, where he has resided since.

The Brevard Banking Company is one of the strongest financial institutions in the state, and is considered an unusually large bank for a city the size of Brevard. The creation of the Department of New Business is just another progressive step in the life of this progressive bank, and the selection of Mr. Miller for the post of manager of that department will be pronounced a most splendid move by all who know him. Mr. Miller is active in church and fraternal circles, and enjoys the utmost confidence of the citizenship of the county.

## 40 AGR. BOYS ENJOY OUTING

(By J. A. Glazener)

Tuesday evening at the old "Lough" Hamlin spring eighteen boys of the eighth grade, who are taking vocational agriculture, entertained sixteen ninth graders of the same course to an enjoyable weiner roast and 'possum hunt. After two big camp fires had been built the boys were issued paper bags, which not only contained weiners but fresh rolls, pickles, jelly, roll, marshmallows and raisins. Needless to mention that the boys for the next hour were sufficiently entertained. The tenth grade boys also had part in the enjoyable occasion, but at their own expense.

When the hour of feasting was over the boys were off to the woods for Mr. 'Possum, but he was not to be found. At 11 o'clock they reported back at the camp fire and soon were off for home and slumberland.

It was agreed early in the term that whichever grade made the best average for the first three months, the losing one would entertain the winning grade. The ninth grade boys by a small margin were the fortunate ones.

## \$240,000 BONDS SOLD BY COUNTY

Two hundred and forty thousand dollars worth of refunding bonds for Transylvania county were sold last week by the commissioners to Walter, Woody & Neimerding company. The bonds are 5 per cent interest bearing, the last of the series maturing twenty years hence. It is understood that a good premium was paid by the successful bidders.

Several companies had representatives here, bidding on the issue, including Magnue & company of Cincinnati; R. S. Dickson & company, Gastonia, and C. B. Fetner company of Greensboro. Part of the money derived from the sale of these bonds will be used in retirement of short time notes owed by the county.

## HENRY REMOVED FROM HOSPITAL

Attacked Guard and Sent to Appalachian Hall—Wife Under Bond for Her Part in Shooting

Reports late Wednesday from bedside of Dave Henry state that his condition is grave, but some hopes of his recovery.

Dave Henry, who was shot by his wife on Wednesday of last week is now in the Appalachian Hall in Asheville, having been removed from the Mission Hospital because, it is said, of an attempt Henry made to smother the guard who had been placed at his bedside. Appalachian Hall is a place where nervous cases are treated, and it is more thoroughly equipped for handling unruly cases than the Mission Hospital.

Henry was shot through the right lung. Reports from Asheville are to the effect that Henry arrived at the home of his wife's parents at Leicester about noon, Wednesday, and called to see his wife, Mr. Wells, father of Mrs. Henry, had called on the sheriff for protection. A deputy sheriff was at the Wells store when Henry arrived. Henry went on to the house. Mrs. Henry met him at the door, and it is said both began firing. Henry fired several times, none of the shots taking effect. Mrs. Henry fired five times, only one shot taking effect, and that piercing the right lung of her husband.

Mrs. Henry is under bond of \$5000 to appear at a preliminary hearing set for January 1, providing Henry is able to be out that time. Henry is under arrest and being guarded at the Appalachian Hall.

News of the shooting created much excitement in Brevard and Transylvania county. It is supposed here that the Henrys were living quietly and peaceably since the shooting last summer, when Mrs.

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## SYLVANUS M'CALL GUILTY OF AFFRAY

Not Guilty on Charge of Assault with Deadly Weapon with Intent to Kill

Sylvanus McCall was given a fine of \$200 and half the costs, and S. R. Owen was fined \$25 and half the costs in the case in which McCall was charged with assault on Owen with a deadly weapon with intent to kill, and both men were charged with an affray.

The jury returned a verdict of guilty as to both parties in the affray case, and guilty as to McCall with assault with deadly weapon. The latter verdict was set aside by the court, and the affray decision stood. The fines were then named by the judge.

Solicitor Pless was assisted in the prosecution by Hamlin and Kimzey, R. R. Fisher and D. L. English. Mr. McCall was defended by Coleman Galloway, W. E. Breese and Robert L. Gash.

Attorneys completed their arguments about noon Saturday and the jury retired for deliberation. In the afternoon Judge Schenck gave instructions to the jury as to their responsibility to the state, and permitted them to go home over Sunday, to return Monday and resume their deliberations and render their verdict.

## EDEN AND LYNCH CASE CONTINUED

The murder case against Eden and Lynch has been continued to the next term of Superior Court.

Eden and Lynch are charged with the murder of John Chapman.

## INSTRUCTIONS FROM POSTMASTER CONCERNING RURAL FREE DELIVERY

Postmaster Nicholson is especially anxious that people intending to mail letters and packages to people living on rural routes, expecting same to be delivered for Christmas, get their messages and packages mailed not later than Wednesday of next week. This applies also to people living on rural routes who intend mailing packages and letters

to people to be delivered before Christmas day.

There will be no rural free delivery on Christmas Day. As this day falls on Saturday this year, there will be no rural route delivery from Friday to Monday. Mails will be heavy, and in order that all Christmas mail reach its destination, it should be mailed not later than Wednesday, December 22.

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## CHAMBER OF COMMERCE TO ELECT NEW DIRECTORS—HAD SPLENDID YEAR

### THE PRAYER CORNER

#### THE INSPIRATION OF CHRISTMAS

To each one of us Christmas brings a vital message of inspiration. Christmas makes cheer, drives out sorrow, makes life out of death, and proclaims that love is the Law of the Universe. It is the Day of Giving, of self forgetting, of making other people happy from the babe to the bedridden; a day that enshrines childhood and glorifies old age. And it is even more than that, Christmas brings to some (as the angel did to Mary) honor and sacred sanction which it places upon parenthood. The mother of our Lord said (with a true prophecy which embraces all humanity in its blessing) "From henceforth all generations shall call me blessed."

How true it is that, wherever Christianity has pervaded the world, humanity has been blessed, motherhood has been honored, and family life has been made beautiful and happy! Mary was to be called blessed because she was to give a Savior to all generations. This, she knew was the Voice of Prophecy; and who shall say that she did not also foresee (what has occurred) that the chains were to be lifted from woman and that from being the slave or toy of man, she should become again, as in Paradise, his helpmeet and companion, his associate in all honorable and noble work for the human race, and in the high and holy endeavors for the establishment of God's Kingdom around the world.

The greatest inspiration that comes from the Birthday of Him who is the subject and center of our Christmas festivities is its call to rally under His Banner and to go forth at His command with the Gospel Message. It offers inspiration to service, and is the vision and hope of the better days when Peace on earth to men of good will shall be permanently realized. The human race must be won to good will before it can hope for peace. Here is the great inspiration of Christmas.

The inspiration of Christmas is Love. Love for God and for man. It cometh not by observation, but it permeates the worlds advance as subtly and surely as the ether fills the eternal spheres, breathing through each human life, making souls it for the Life of God.

#### A PRAYER FOR THE INSPIRATION OF CHRISTMAS

O Thou Blessed Father of us all, may Christmas bring to us all its vital message of inspiration, making cheer, driving out sorrow, making life out of death and proclaiming that Love is the Law of the Universe. May it be to us a day of giving, of self forgetting, of making others happy from the babe to the bedridden. Grant that it may be a day that enshrines childhood and glorifies old age.

We thank Thee that wherever Christianity has pervaded the world, humanity has been blessed, motherhood has been honored, and family life has been made beautiful and happy, the chains have been lifted from woman, and she has become again, as in Paradise, mans helpmeet and companion, his associate in all honorable and noble work for the human race, and in the high and holy endeavors for the establishment of Gods Kingdom around the world.

Above all, write upon our hearts that the greatest inspiration that comes from the Birthday of Him who is the subject and center of our Christmas festivities, is its call to rally under His Banner, and to go forth at His Command with the Gospel message, for it offers, inspiration to service, and is the vision and hope of the better days, when "Peace on earth to men of good will" shall be permanently realized. Love is the greatest inspiration of Christmas, love to Thee, our God, love to man our fellow. O may it breathe through our human lives

Outlook Bright for City's Progress in 1927—Much Publicity for Transylvania County

WILL LEND SUPPORT TO BROADCASTING STATION

Some Few Business Houses and Boarding Houses not Supporting the Commerce Boy

The directors of the Chamber of Commerce in regular session Tuesday night devoted the entire time of the meeting to a resume of the year's business and plans for the coming year. The directors were gratified with the accomplishments of one year's work and unanimously voiced the approval of the officers for the splendid results obtained. The financial condition of the chamber as reported by the secretary was particularly commendable. The directors also discussed the financial condition of the chamber in its inception four years ago. The directors were gratified with the results of the year's work and unanimously voted with which to close the close of business December 31.

The method of electing directors for 1927 is to be the same as of past years. Ballots containing names of all members eligible for election will be mailed to the secretary to the 1926 membership during the week. It is expected that the ballots be handed to the secretary or mailed to the chamber not later than December 27. The ballots will be counted by a committee appointed by the president. The year on the ballot will be December 28. Twenty-five members will be eligible to receive the nomination to serve as directors.

Jerry Jerome expressed the hope of the radio station contemplated in the first of the year. A valuable publicity given to all of the lines over the county. It was understood that the chamber would be permitted to take programs which would be in county much. Upon Mr. Jerome's directors voted to undertake and to be called upon to do so.

It was with regret and disappointment that the directors of the chamber learned many of the boarding houses in the chamber's affairs this year, especially since the business is materially affected by the visitors who are at Brevard through the publicity distributed by the chamber.

Considerably less than one hundred boarding houses, owners of furnished houses and apartments and furnished rooms that were listed in the current year's tourists' accommodation folder, were represented by membership in the Chamber of Commerce, it was shown. This matter was freely discussed and suggestions were offered for the conservation of the incoming board of directors effecting a greater interest of such institutions in the activities of the chamber during next year.

The present directors while discussing plans for the coming twelve months did not take definite action, but recommended to the new board several plans for extending the tourist season in Brevard. Foremost among the suggestions was the opening of new territory by personal representatives of the chamber visiting such sections, and making publicity material and giving the Brevard Scene Photo.

The chamber will hold its annual banquet on January 1, 1927, to which several prominent men active in chamber of commerce work will be invited.

MR. E. D. OWEN ILL WITH PNEUMONIA FEVER

E. D. Owen, one of the best known men of the county, is ill at the home of his daughter, Mrs. Tinsley, Lake Sega. Mr. Owen is the father of Roland Owen, clerk of the court.

SCHOOLS STOP FRIDAY FOR CHRISTMAS VACATION TO BE RESUMED MONDAY JANUARY THIRD.