

THE BREVARD NEWS

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Defense Springs Surprise In "Brevard Bank" Case

FILE MOTION TO SET ASIDE SENTENCE AS IMPOSED BY H. SINK

Judge Moore Denies Motion And Appeal Is Taken to Supreme Court.

CASE MAY BE SETTLED AT NEXT APRIL TERM

Or It May Be Taken In Final Stages to the U. S. Supreme Court.

An unexpected surprise was sprung in the Superior Court Tuesday when Judge Moore called the case against Shipman et al for final disposition. Defense attorneys provided a real thrill for court spectators and apparently took the court and State's attorneys completely unawares in presenting a motion asking the court to strike out the sentence imposed upon the defendants by Judge H. Hoyle Sink. It will be recalled that Judge Sink imposed a fine of \$5000.00 on each defendant and in addition there to ordered that four of the defendants be imprisoned in the State penitentiary for terms of not less than two nor more than five years. The motion made by defense counsel to strike out the judgement calling for both fine and imprisonment against the men and impose a sentence in conformity with the conviction, as prescribed under Section 4172 or Section 4173 of the Consolidated Statutes was overruled. Judge Moore, being of the opinion that the question ought not to be passed on by his court until ordered to do so by the Supreme Court of North Carolina, overruled this motion as a question of law. It is pointed out by attorneys familiar with the case that the procedure in this instance is, perhaps, by certiorari issued from the Supreme Court or before it, and that where the punishment is in excess of that provided by statute, as it appears in this case, it will be sent back to the Superior Court of Transylvania County for proper judgement.

Attorneys for defendants, in order to lose no rights for their clients, are appealing from Judge Moore's order and will probably ask for the certiorari. In all probability this case will next be reached in Transylvania County at the April term, 1933, at

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3 GENERATIONS ARE TAKEN BY OFFICERS

Grandfather, Father and Son Are Arrested By Federal Officers.

Three generations of the Masters family were captured six miles west of Cedar Mtn. with a large steamer distillery outfit: Grandfather, Link Masters, 68; son, C. O. Masters, 47; and Grandson, Leon Masters, 18. James Perry, Jr., 26, made the fourth member of the party.

The still was captured Tuesday morning after Prohibition officers, W. F. Swann, Charlie Jimison and Roy Owen had spent the night waiting and searching for the distillers.

The four men were confined in the county jail Tuesday upon failure to make their bonds ranging from \$300 to \$500 each. The men will remain in jail to await their trial at the next term of Superior court for the trial of criminal cases.

Quilt Show To Be Held Friday and Saturday at the Woman's Exchange

The Woman's Bureau has completed plans for a Quilt Show to be held at the Woman's Exchange on Friday and Saturday, August 12 and 13. The Committee under whose direction the exhibition will be made is headed by Mrs. B. F. Beasley and with Miss Katherine Griffin and Mrs. Ralph Zachary as assistants.

Anyone is eligible to place a quilt or spread on exhibition and those who do so are asked to attach a slip to the quilt or spread, stating the name of the quilt and the owner. Those who take a 50 cent membership in the Woman's Exchange will be entitled to enter one or two quilts in the show to be placed on sale, receiving in return all but ten per cent of the proceeds of sale. Those who are already members of the Exchange are entitled to enter their quilts without charge. Seven prizes of one dollar each

OPERATING COSTS SET AT LOW FIGURE BY BREVARD BOARD

Appropriation Resolution Is Adopted, Allowing \$20,000 For General Expense.

BELIEVED TO BE RECORD FOR LOW OPERATING COST

Debt Service Fund Is Set \$137,128.62—This Item Causing Much Worry.

That Mayor Ramsey and the board of aldermen of the town of Brevard are making every effort to meet the situation confronting municipalities is evidenced by the low figure named in the appropriation resolution adopted Tuesday night for the town's general governmental activities during this fiscal year. The water department, sewer department, police department, streets and sidewalks, lighting of the town, office equipment and salaries of officials, all combined, are to cost little more than \$20,000 for the year. Many citizens, apprised of these figures, have spoken very highly of the town officials for "cutting operating expenses to the bone," as it is described by several men in talking about the matter.

The debt service fund, provided in the resolution, runs something over \$137,000, and this is the item that causes real concern to the town officials failure and inability of many citizens to pay town taxes presents a real problem to the men charged with meeting the town's

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V. F. W. DANCE AT THE WALTERMIRE GRILL

Plans have been perfected for a benefit dance which will be held at the Waltermire Grill this evening from nine until twelve o'clock, under the auspices of the Pisgah Post 2428, Veterans Foreign Wars.

The committee in charge are Howard Wyatt, Grover Jackson and E. L. Sims. Music for both round and square dancing will be furnished by the Fisher brothers string band of Rosman.

Script of 75c will be charged for each couple.

Pisgah Post 2428, Veterans of Foreign Wars will meet at the county courthouse, Tuesday August 16. All members are urged to be present to participate in the transaction of some very important business.

O. B. JONES TO SPEAK AT LITTLE RIVER

O. B. Jones, Henderson county Agent will speak before the farmers, farm women and vocational agriculture students of Little River at the Little River school house Friday evening when they gather there for the regular meeting of the 5-10 organization.

All of the 5-10 workers of that section and of the county are urged to be present to hear Mr. Jones. Several important business matters are expected to come before the meeting in regard to the Sylvan Valley fair, it is expected.

Quilt Show To Be Held Friday and Saturday at the Woman's Exchange

have been offered by the Bureau for quilts and spreads under different classifications.

The following classification has been made:

1. Best appliqued quilt.
2. Best silk quilt.
3. Best patchwork quilt.
4. Prettiest antique quilt.
5. Best crocheted spread.
6. Best candlewick spread.
7. Best crocheted afghan exhibition.

All exhibitions are asked to be in the Woman's Exchange by 4 o'clock, Thursday afternoon (today) to insure sufficient time for marking and registration before the opening at ten o'clock on Friday morning.

No charges for admission will be made, and the Bureau invites the public to this exhibition of home-made quilts and spreads.

WINBORNE ELECTED STATE CHAIRMAN OF DEMOCRATIC PARTY

Lives At Marion And Is Choice of Ehringhaus, the Party's Nominee for Governor.

BOB REYNOLDS OFFERS NO OBJECTION TO HIM

Succeeds O. M. Mull, Shelby, Who Has Been Chairman for Past Four Years.

Raleigh, Aug. 10.—At no time, since his name was first mentioned—and mentioned first—in this correspondence, has there been any serious doubt that J. Wallace Winborne, Marion, would be elected chairman of the State Democratic Executive Committee, which met in Raleigh Tuesday night to name a successor to O. M. Mull, Shelby.

Never, at any time since the conferences following the second primary has there been the slightest change of controversy between J. C. B. Ehringhaus, Democratic nominee for Governor, and Robert R. Reynolds, nominee for U. S. Senate, over who would be State chairman. Mr. Reynolds told Mr. Ehringhaus, in so many words: "Any man you see fit to select as chairman will be satisfactory to me," so no disagreement was possible, even though some enemies of one or the other of the two candidates tried to instigate one. Mr. Reynolds took the position that the custom for years, of allowing the nominee for Governor to dictate the chairman, should be followed and at no time sought to assert his wishes.

When Major L. P. McLendon, Ehringhaus campaign manager, the logical man, eliminated himself, Mr. Ehringhaus had no trouble in set-

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DON. S. ELIAS TO BE KIWANIS SPEAKER

Brevard Kiwanians have a treat in store at today's meeting, when Hon. Don S. Elias, co-publisher of The Asheville Citizen and The Asheville Times, will be the speaker. The coming of Mr. Elias is one feature of the program calling for an interchange of club activities throughout Western North Carolina. Mr. Elias is recognized as one of the most entertaining speakers of the Asheville area, and his message to the men of Brevard is awaited with keen interest.

Hon. Ralph H. Ramsey, mayor of Brevard, will be called to Asheville at an early date, representing the Brevard Kiwanis club as speaker at the Asheville meeting.

YOUNG FARMERS TO MEET SATURDAY

The Young Tar Heel Farmers, the North Carolina division of the Future Farmers of America, Brevard chapter will hold a meeting at the Vocational Agriculture room at the Brevard High School, Saturday afternoon at 3:30 o'clock, according to Prof. J. A. Glazener, advisor of that organization.

All members of the order are urged to be present.

MISS RITTER TAKES MANAGEMENT OF B. I.

Prof. Winton and Family Will Leave Next Week For Missouri.

Miss Daisy Ritter of Cope, S. C., the new Brevard Institute superintendent, arrived in Brevard Monday to assume her duties as head of that institution. Miss Ritter is a member of the Woman's Missionary council of the Southern Methodist church which is the controlling organization, and she has had wide experience in institutional work and management. It is believed that the school will prosper under her leadership.

New members of the teaching staff of the Institute who are expected to arrive here for the opening days of school are: Mr. G. E. Pugh of Rock Hill, S. C., who will be dean of boys and teach English; Miss Marion Needham, Home Economics; Miss Edith Leighty, dean of girls; Miss Leone Lemons, Music; Miss Esther Boggs, bookkeeper. Miss Lemons and Miss Boggs have been associated with the Brevard Institute in past years.

Prof. J. F. Winton, who has been superintendent for the past five years plans to leave with his family next week for Missouri where he will enter the Missouri conference of the Methodist Church, South and resume the ministerial work which he left several years ago for the educational world.

GOVERNOR GARDNER NAMES COMMITTEE ON HOME LOAN BANK

With instruction to Work for Establishment of Bank In This State.

CONGRESSMAN HANCOCK IS CHAIRMAN OF GROUP

Former Governor McLean Heads Committee Seeking Farm Loan Bank.

Raleigh, Aug. 10.—Steps looking toward securing for North Carolina one of the Home Loan Banks and also one of the Agricultural Credit Corporations authorized by Congress as relief measures were taken by Governor Gardner before he left Raleigh on a vacation by appointment of two strong committees to seek to convince the Federal authorities that this State is a proper and desirable location for both organizations.

The Home Loan Banks are to be created to assist in financing home ownership, by making loans to building and loan associations, savings banks and insurance companies so they can finance themselves without foreclosing on mortgage loans they have made to home owners. Individuals may borrow direct from the banks when they do not have proper facilities in their own communities. Governor Gardner said he considers this one of the most constructive features of the relief legislation and should prove of great benefit in relieving pressure against many home owners.

"I regret that this Home Loan Bank was not created months ago. It will probably be three months before the Home Loan Bank will be in

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MUSICAL EVENT IS TO ATTRACT MANY

Prof. Alvin Moore, instructor of music in the Brevard Public schools will present, Miss Rhettina Beddingfield, Tuesday evening in a piano recital at the High School building.

Miss Beddingfield is one of Prof. Moore's outstanding pupils and she is the daughter of Mr. and Mrs. A. J. Beddingfield who reside on Caldwell street.

Mr. Moore will render several vocal numbers and Miss Beddingfield will play his piano accompaniment.

The recital will begin at 8:15 o'clock and all the visiting and local music lovers are cordially invited to be present.

BACK IN JAIL AFTER A HAPPY VACATION

Milas Perry and George Smith, who escaped from the Transylvania county jail early in May, were re-captured Tuesday night by Federal Officer W. W. Owen, assisted by Charley Jimison and others. The two men were federal prisoners, and made their way from the jail, where they were awaiting trial.

It is reported by the officers that one of the men was about a distillery when taken this time.

MRS. SMITH RESIGNS FROM LIBRARY WORK

Also Gives Up Position As Secretary of the Chamber of Commerce.

Miss Florence Kern, well known Brevard woman, will assume the duties as Librarian of the U. D. C. Library Monday morning upon the resignation of Mrs. John Smith which becomes effective Saturday.

Mrs. Smith has served as Librarian for two months and in addition to this work she has served as Secretary of the Chamber of Commerce. Having had a wide experience in work of this type, Mrs. Smith has handled the work of both positions in a very admirable and competent manner.

Miss Kern who will take charge of the work Monday is also widely experienced in such work, she has been active in the United Daughters of the Confederacy for a number of years.

There were 225 people who called by the Chamber of Commerce for information during the month of July according to Mrs. John Smith, Secretary of that organization, who is resigning this week.

77 people had called during the early days of August when the paper went to press Wednesday. The report for August is expected to exceed by a large majority that of July.

Silversteen Plants Resume Operation at an Early Date

MANY TEACHERS ARE ANXIOUS FOR WORK AT COST OF "KEEP"

One Teacher Discusses Question From Angle of Debt Owed to the State.

TUITION PAID FOR THOSE WHO AGREE TO TEACH

Increasing Teacher-Load And Using Outside Teachers Make Difficult Situation

That there are many teachers in North Carolina who are under obligations to the state to teach for a period of two years, and who are anxious to comply with the terms of their agreement with the state, and teach the two-year period at salaries barely sufficient for their sustenance, is brought to light by Mr. G. Frederic Cole, now sojourning in the mountains of Western North Carolina. Mr. Cole lives in the "Peach belt" section, and is one of the many graduates of the state institutions who obtained free tuition upon signing the agreement to teach school in the state for a period of two years immediately after graduation.

Mr. Cole points to the tremendous amount of money the taxpayers have paid into the state which was used to give young men and young women free tuition, providing they agreed to teach school for two years. Now, Mr. Cole points out, hundreds of these young men and young women are unable to obtain a school to teach, and are, therefore, denied the privilege of fulfilling their contract with the state.

Reduction of the number of teachers and increasing the number of children to each teacher in the public schools, Mr. Cole shows, has resulted

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AWARD VERDICT OF \$2000 TO REEVES

U. G. Reeves prominent Transylvania county farmer won a \$2000 damage suit against the Carolina Light and Power Co. the jury in the case visiting the land in question and rendering their verdict Saturday afternoon before Judge Walter E. Moore, judge presiding over the August term of Superior court.

The Carolina Light and Power Co. built two power line towers on the property of Mr. Reeves and the argument presented by his attorney's was to the effect that the towers ruined the land as an industrial site. Mr. Reeves stated that he bought the land specifically for such a purpose.

WINTON TO PREACH FAREWELL SERMON

Prof. J. F. Winton, for the past five years Superintendent of the Brevard Institute and who leaves next week to enter the Missouri conference of the Methodist church, south, will preach at the Brevard Methodist church Sunday evening.

Prof. Winton has often filled the Methodist pulpit here and it is expected that a large number of people will hear him Sunday when he delivers his last message to people of this section.

Program Completed for the Baptist Association To Be Held Next Week

The Fifty-First Annual Session of Transylvania Baptist Association will be held at Oak Grove Baptist church Wednesday and Thursday, August 17 and 18, 1932.

The following program has been arranged:

- Wednesday morning.
- 10:00-10:15—Worship.
- 10:15-10:30—Rollcall of the churches.
- 10:30-10:45—Election of officers.
- 10:45-11:00—Report on Religious literature, T. C. Henderson.
- 11:00-11:30—Report on Orphanage, Rev. F. H. Holden.
- 11:30-12:15—Annual Sermon, Rev. J. E. Burt.
- 12:15-1:15—Dinner.
- Afternoon session.
- 1:15-1:30—Song and Praise.
- 1:30-2:45—Denominational Program, Rev. E. R. Pendleton.

EXTRACT PLANT AT ROSMAN TO RESUME ACTIVITIES SOON

Will Begin Buying Wood Next Week; 25 Men to Be Employed.

PLANT AT BREVARD TO PLACE 100 MEN AT WORK

Welcome News to Workers, Business Men and Those Who Sell Acid Wood.

Announcement is made that the extract plant at Rosman will resume operation within the next few days, and that the company will begin buying acid wood next week. About 25 men will be placed back on the job at Rosman, it is said.

At the same time the plant of the Transylvania Tanning company in Brevard will resume work, and about one hundred employes put back on their jobs.

These plants are a part of the big industries headed by Joseph S. Silversteen, the county's largest employer of labor, and this announcement of resumption of operations will bring genuine joy to the hearts of the workers, the men who cut and sell wood, and to the business life of the community.

The company will, of course, place their old men back on the jobs, and this announcement should not cause any worker in any other community to leave his home and come to this place expecting to get work. It has long been the policy of the Silversteen interests to take care of their employes first, and place those who have been laid off back on the job.

YOUNG GROGAN BOY DIED WEDNESDAY

Suffered Several Days As Result of Infection From Foot Injury.

Lewis Fraser Grogan, aged seven years, died at the Lysday Memorial Hospital Wednesday evening at 8 o'clock, after an illness of three weeks, during which time heroic efforts were made to save the child's life. About three weeks ago the young lad suffered an injury to his foot, presumably by stepping on a piece of glass. Infection set in, and several days ago he was taken to the hospital, and an operation performed. Other operations were necessary, as the infection spread, and loss of much blood made it necessary, for blood transfusions, which were given at intervals. Lewis Fraser's brother, Ralph, gave freely of his blood that his little brother might live, and immediately before the boy's death, the last transfusion was given.

The child was the son of Mr. and Mrs. William H. Grogan, Jr., and is survived by his parents and several brothers and sisters, among whom is Rev. Mack Grogan, a well known young minister.

Funeral services will be held at Baptist church this afternoon at 3 o'clock. Burial in Oak Grove cemetery.

HAVE YOU LOST A TOOTH?

Who lost a gold tooth? One was found at entrance to The Fashion Shop, and is now at the office of The Brevard News, awaiting its owner.