

# Madison County Superior Court

REGINS SEPTEMBER 1st, 1913, FOR THE TRIAL of CRIMINAL AND CIVIL CASES.

— N. B. McDEVITT, C. S. C.

## The News-Record.

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FRIDAY, August 29th, 1913

### A Thought for the Week.

To-day let me live contented; be clean; refined; worthy; act frankly, go slowly, listen well, think quietly, fear nothing, do my full share of the work, and rest to-night knowing that I have injured nothing that exists.

### SALUTATORY.

In assuming the editorship of The NEWS-RECORD, I feel the weight of a great responsibility. The public press is the most potent factor in the moulding of public opinion and whoever uses this power cannot escape the responsibility it carries with it.

The independent policy of this paper will not be changed, and we shall endeavor to keep clear of all entangling political alliances. We, however, reserve the right to speak our sentiments on all matters affecting the public welfare, and shall do so when we think it best.

It will be our policy to stand for all that makes for the moral and social uplift, the religious, educational and industrial welfare of the county, and to oppose whatever we believe to be wrong.

We hope for the co-operation of the people of the county in making the News-Record a great force in the development of and progress in every home in the county.

E. ZEPH RAY.

In accepting the editorship of the News-Record we desire to say that we do so with the single motive of accomplishing through the paper whatever good we can. We pass through this life but one time, and in passing thro' if opportunity comes, we can help in the progress of our county and in the promotion of the welfare of our fellow men, we should accept the opportunity and, in good faith, do what we can.

The Salary to this position is not sufficient that the editor will be able to spend the summers by the seashore or the winters in the orange groves of Florida or California. He will not be able to ride in palace cars and fare sumptuously, but as heretofore, he will be compelled to practice law for a livelihood and to spend ten hours each day in his office making every case a specialty.

President Wilson has warned all Americans to leave Mexico with the least possible delay, also tells Consular representatives to warn Mexican officials that they will be held strictly responsible for any harm or injury done to Americans or their property in Mexico. President Wilson's policy of neutrality is being endorsed by both republicans and democrats in congress. The situation is one of expectancy and the public will not be surprised at anything that happens.

## Frank Found Guilty.

### Of First Degree Murder in Atlanta. History of the Brutal Murder of Mary Phagan.

After four weeks of hearing the arguments of motions; the arguments of able counsel on the part of the defendant and the arguments of counsel on behalf of the state the Jury in the case of the State of Georgia against Leo M. Franks for the murder of little Mary Phagan say the defendant is guilty of Murder In The First Degree. The Jury was out hardly one hour considering the evidence in this most extraordinary case when they returned to announce their condemnation of the prisoner. No mercy was recommended, it evidently appearing to the Jury beyond a reasonable doubt that the prisoner was a cold blooded brutal murderer of a pure and innocent little girl employed in his factory. The crowd was asked to leave the court room when the Jury was ready to return with the verdict and only the Judge, attorneys and court officers were permitted to remain in the court room and hear the verdict. It is estimated that two thousand people waited on the outside of the court house to know the fate of the prisoner. When the news of his conviction was flashed through the crowd there was a great demonstration, and judging from the newspaper reports, it was one of satisfaction with the decision of the jury.

Immediately after the verdict solicitor Dorsey made his way to the door of the court room and up on reaching the outside of the building was picked up and carried quite a distance by some of the crowd. It is reported that he spoke for nine hours against the defendant and that his speech was a masterly effort. In closing his great speech to the jury he said:

"The blood of little Mary Phagan cries aloud for vengeance, and her accusing spirit points unerringly to Frank." For the second time in his argument, Mr. Dorsey held aloft the blood stained garments of the murdered child. "Look again at these torn garments." "Do they not speak eloquently; imploringly of murder foul and bloody; of a dastardly deed such as cannot be mentioned in the presence of women and children only in whispers? This girl gave up her life in defense of that which is dearer than life, and you know it, gentlemen of the jury. This little girl had worked in the metall department. That is evidence undisputed. She went back there, gentlemen, to see if the metall had come. Old man Starnes tells you that he saw blood there. Jim Conley says he dropped the body there so hard that the blood spattered out. If human testimony is to be believed you know it is the blood of Mary Phagan.

"I implore you, gentlemen of the jury, to avenge the murder of this little girl. If you should, for some reason now not apparent to me, turn this miscreant loose upon the public, the accusing ghost of his crime will follow him to his grave as surely as the spectres of guilt followed Macbeth.

"My task is nearly done; it has been a difficult one for me, difficult for you, for the learned judge and the opposing attorneys.

contend that the State of Georgia has firmly fastened the guilt of this atrocious crime on the shoulders of the defendant. He sits among us today with the mark of Cain upon his brow. Go with me into the awesome silence of the city of the dead, where the body of Mary Phagan now lies safe from his defiling hands, and every blade of grass upon her grave shouts his guilt. The coil of rope which he would have woven about the neck of a poor, friendless negro is slowly but surely tightening about his own, and the happiest reflections of my life will be those which tell me that I had a hand in putting it there. The defendant Frank, cannot escape the noose if there is any truth in the adage that "murder will out."

If the jury was right, and who shall say they were not, then indeed this crime of crimes should not go unpunished of justice, and who shall stay the retributive hand of justice as it reaches out to vindicate the law upon this monumental criminal? Let this dark stain be erased from the fair state of Georgia, and the punishment of this man be a warning grim and strong enough to stay the hand of savage murderers and criminals who seek to close the lips of truth against their own infamy.

### MADISON COUNTY SCHOOLS.

By William Worley, Jr.

According to the new census returns Lower Big Pine School district numbers 142 children subject to free school, of which number 76 are males. The number on roll to date is 98. The daily average attendance for first week was 70, for second week 90, for third week has not yet been ascertained, but will fall a little under that of second week.

We start in on the fourth week to day. Of those not enrolled the most part are either married, attending school elsewhere, or are living at distances remote from the school house.

For the present success of the school much credit is due my worthy and efficient young lady assistant, Miss Matilda Worley, of Worley, N. C.

For lack of time this morning this article must necessarily be cut short, but I promise to contribute from time to time items of interest about our school and school work.

### Correspondence.

#### SPRING CREEK.

Will you please allow me space in your paper for a few words, as every body is getting along on Spring Creek very well.

Sorry to tell you that Fannie Ledford has been very sick for the last week, but is gradually improving now, hope she will be restored back to her health and strength again soon.

Miss Lillian Odell and Miss Ollie Guffy, was visiting friends at Jasper Ebbs' on last Friday and Saturday, and returned home Sunday.

Miss Belle Ledford went to Meadow Fork, last Saturday, returning home Monday.

Mr. Floyd Brown and Miss Emma Rector went to Marshall last Saturday.

Mr. Till Stamey is coming over on next Saturday to try to catch a fox and there are a number of persons that are anxious for him to come especially, Prof. John Edwards is longing to be with Mr. Stamey in his great fox race. Hoping they will have a nice race and enjoy their rambling over fox town line. Success to The News-Record.

MAY FLOWERS.

#### BELVA, N. C.

If you will allow me space in the old reliable I will give a few items from Belva. Everything seems to be progressing nicely at present.

Our school is being taught by Miss Zeena Bryan of Marshall and is getting along nicely with something over 50 in attendance. Miss Zeena is a good

teacher and liked by all, but still it is a hard matter to please everybody. Some parents want to make it hard on the best of teachers by saying things that should hardly have their thoughts. I have myself known parents who could hardly control their children at home and would send them to school to just one teacher who had control of 50 or 75 children and then such parents would say that that teacher was not doing her duty in controlling the children, parents should first think how would I control 50 or 75 children at home, and then think how could one teacher successfully manage so many all of different families, always give the teacher a chance.

A singing school begun this morning at Brigman Chapel, with Prof. Lewis Blankenship of Flag Pond, Tenn., our leader.

Mr. and Mrs. Sankey Brigman of this place was in attendance at the French Broad Association at the Seminary near Marshall last week.

Mrs. Julia Brigman, expects to visit relatives on Sandy Mush, next month. The wife of J. M. Sawyer, near Runion has been very sick for some time. We hope her speedy recovery Mrs. T. J. and Mrs. E. J. Sawyer are with her now from here.

Roy Henderson of Belva, is visiting at Hot Springs this week.

Monroe Sawyer, who has been employed at Runion by the Laurel River Logging Company for some time is at home for a while.

Mr. Moody and Sankey Brigman seems to be in cattle business to some extent at the present.

There seems to be a lot of good road talk at present and heretofore but where is the work and where is the county Road Law.

We are sorry to have to say good bye to our old editor who has so faithfully stood by his paper and tried so hard to give to the public a good paper he has done a good work for the county and has given us a good paper, though we feel that his successor will still give us a good paper if we, the readers will give him our hearty support.

The paper is continually improving while yet it could be improved if more correspondents would join in with their might and each subscriber would do his duty towards the paper.

So I will stop by wishing the editor and printers success and saying good bye to the old editor.

L. C. S.

#### WALNUT, N. C.

A reception was given in the parlors of Bell Institute in honor of Mrs. Rev. R. E. Johnston of Meridian, Miss., who is spending a few days among her many friends in Walnut. Mr. and Mrs. Johnson were the pioneer workers at Walnut, and much of the good work there is due largely to the godly lives and earnest work of Mr. and Mrs. Johnston. This reception was attended by a goodly number of the friends of Mrs. Johnston, the reception begun at 4 o'clock p. m. and continued to 6 p. m. The time was spent in conversation and music. A dainty lunch was also served after which all departed to their homes, wishing for Mrs. Johnston many years in which to continue her "work of faith and labor of love." Mrs. Johnston expressed her great delight in seeing the progress Bell Institute is making under its present and most efficient management. Come again, the homes and hearts of the people of Walnut, are always open to receive you.

A Friend.

#### NOTICE OF SALE.

By Virtue of the Power of Sale vested in me by a certain deed of trust from Joseph Brooks and Mary Brooks, to the undersigned trustee, dated May 13, 1912 and registered in the office of the Register of Deeds of Madison County, N. C., in Book No. 14 of deeds of trust on page No. 269, to secure the certain indebtedness therein mentioned and referred to and de- having been made in the payment of the principal and interest of said indebtedness and the power of sale, in said deed of trust having become operative and demand having been made by the holder of said note for the payment of the same which said demand has been refused.

Now therefore, at the request and upon the demand of the said holder of note secured by said deed of trust, I will on Monday Sept., 22nd, 1913, at 12 o'clock noon at the Court House door in the Town of Marshall, Madison County, N. C., sell to the last and highest bidder for cash the following described land situate, lying and being in Madison County North Carolina and bounded and more particularly described as follows:

Being in No. 9 township Town of Hot Springs, beginning on J. N. Gentry's south corner on Bridge Street and runs with J. N. Gentry's line N. 100 feet to a stake, J. N. Gentry's north corner, thence a westerly course 50 feet and parallel with Bridge Street to a stake; Thence a Southerly course 100 feet and parallel with J. N. Gentry's line to a stake on Bridge Street; Thence with Bridge Street 50 feet to the beginning, containing 1-5 of an acre more or less.

Dated Aug. 30th, 1913.

C. J. EBBS,

Trustee.

## What a Bank Account Does

Establishes your credit.  
Encourages the saving habit!  
Is a life-saver in time of trouble.  
Makes somebody out of nobody.  
Gives you a feeling of independence.  
Puts your money where it is absolutely safe.  
Gives you the best guarantee against financial annoyance.  
Puts you in position to take advantage of business opportunities.  
Permits you to ease up in the business grind when the easing up time comes.

## BANK of FRENCH BROAD

The Bank of Good Service.

We pay 4 per cent. on time deposits.

## Morrow & McLendon

Do you know that old board in the front steps is still broken better go to MORROW & McLENDON and get a new one and fix it.

How about them old chairs that you have intended painting, better go to MORROW & McLENDON and get some paint and paint them.

You have wanted to replace the old broken window for the last three years, better do it now.

How many brick knocked off the top of your chimney? Morrow & McLendon has Brick and Lime.

You have been in the notion of fixing that Spring for some time. Don't spoil your good intention. Go to Morrow & McLendon and get some Cement and do it now, it won't cost much.

That old buggy or wagon looks like THUNDER. A new coat of paint will help it, Morrow & McLendon has it.

Do you know that we can furnish anything about a HOUSE? All kinds building material. Let us paint up that old house put a new roof on your barn. It is about time that you was building that corn crib. Go where you can get it.

## MORROW & McLENDON

Bridge St. :: :: Marshall, N. C.

#### ADMINISTRATOR'S NOTICE

Having qualified as the Administrator of R. H. Triplett, deceased, late of Madison County, North Carolina, this is to notify all persons having claims against the estate of the said deceased to exhibit them to the undersigned at Lenoir, N. C., on or before the 26, day of July, 1914 or this notice will be pleaded in bar of their recovery.

All persons indebted to said estate will please make immediate settlement.

This 25, day of July 1913.

J. A. TRIPLETT.

Administrator of R. H. Triplett, deceased.

#### The Best Pain Killer

Bucklen's Arnica Salve when applied to a cut, bruise, sprain, burn, or scald, or other injury of the skin will immediately remove all pain. E. E. Chamberlain of Clinton, Me says:—"It robs cuts and other injuries of their terrors. As a healing remedy its equal don't exist." Will do good for you. Only 25c. at Marshall Pharmacy.

## French Broad Association.

It was the one hundred and sixth annual session of the French Broad Association last week, Thursday to Saturday, at Madisn Seminary Church. The sermon was preached by Rev. J. A. Bradley. Rev. A. J. Sprinkle was elected for the fourth time

to serve as moderator, and Prof. W. P. Jervis was again made clerk.

Rev. W. R. Bradshaw was present the first day, representing State Missions; and in the afternoon made a powerful address for this object. Seldom has the Association listened to a speech of greater power. Friday Rev. Stringfield spoke in behalf both of Home and Foreign Missions, and Editor Arch Johnson of Chaandrity Children plead for more than four hundred children being cared for by the Thomasville Orphanage. The speeches of these brethren were the features of the second day's session.

After discussion of reports on Temperance and Sunday schools, the Association adjourned Saturday at noon. The next session will be held with the Grandview Baptist Church, Wednesday to Friday before the fourth Sunday in August, 1914.

The bountiful dinners spread on the grounds were evidence of the open hearted hospitality of the good people of the community.

Excellent music was rendered by the Seminary choir under the leadership of Prof. Anders.

Mr. James Sprinkle and wife of Mars Hill leave to day for a week or ten days trip to Danville Va., where they will visit Mrs. J. B. Calahan.