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1925

FRANK SHELTON CONVICTED OF MANSLAUGHTER

GIVEN THREE TO FIVE YEARS

HARD LABOR IN STATE PRISON

COURT ADJOURNED THURSDAY

The speeches of the lawyers and the judge's charge were concluded at 2:55 Thursday and the jury returned after two hours' deliberation with a verdict of manslaughter—with a plea for the mercy of the court. The judge gave the defendant, Frank Shelton, not less than three nor more than five years in the State Prison at hard labor.

SUPERIOR COURT IN MARSHALL THIS WEEK

FRANK SHELTON TRIED FOR MURDER THURSDAY

Unusual Number of Criminal Cases on Docket

Superior Court convened in Marshall Monday morning, with Judge Shaw presiding. In His Honor's charge to the jury, the compliment was passed down to the County that the docket was comparatively free from larceny and housebreaking—a condition not existing in the larger cities of North Carolina. "But," the Judge noted, "it seems from the docket that the prohibition law is being violated more in the County than any other one law." Judge Shaw said that he held court in Madison County twenty-five years ago and the criminal docket, which had been set for a week, was cleared up in two days. But from the number of cases on the docket it was seen that not all could be disposed of in this entire week. 118 cases were on docket many of which were for trial.

In his charge, Judge Shaw stressed the importance of the Bible and its principles as the foundation of all law. Looking to the people in the courtroom, the Judge said, "As sure as you are here, there is a God who rules over the universe and in the long run will cause right

to prevail and wrong to be punished." He declared that money made illegally does not benefit the maker in the long run. He stressed the importance of retaining one's self-respect—that he could not respect himself if he knew himself to be a thief. He deplored the old and untrue saying that a boy must sow his wild oats—that such a saying is without scriptural authority and should not be heeded.

The Judge's charge was not lengthy but contained valuable advice. Mr. W. L. George of Mars Hill was made foreman of the grand jury.

BOYS TRIED

As soon as the petit jury had been selected, the court called over the entire docket and proceeded with cases. The entire first afternoon was taken up with the submission of trial of boys from 16 to 20 years old. This fact was so noticeable that not only the Judge but others also spoke of how the youth of the land seem to be going astray—not only in Madison County but in other places all over the country. Something seems to be wrong. Some of these boys were charged and submitted to stealing. Two stole about a hundred pounds of tobacco and the unusual phase of the theft was that it was stolen from the sheriff. Two other boys had stolen a horse, one had forged a check, and so on. The Frank Shelton case was begun Wednesday.

The cases disposed of up to

Wednesday night were as follows:

JUDGE THOS. J. SHAW, of Greensboro.
ROBERTS M. WELLS, Solicitor.
State vs Cecil Reece, continued to May Term.

State vs Hiram McDevitt, failing to work road; continued to May Term.
State vs Wayne Franklin; showed good behavior; continued.

State vs Herman Guthrie, reckless driving; continued May Term.
State vs Zeb Watson, W. W. Harshaw, transp. continued to May Term.
State vs Joe Williams, alias Joe Presley, continued to May Term.

State vs John Wilson, GCW; continued.
State vs Curt Dockery, Defendant pleads not guilty, Jury trial. Verdict not guilty—cost not to be taxed against the County.

State vs Bessie Gentry, having liquor on hand; Judgment: Defendant to be confined in common jail, Madison County for 6 months, cap. to issue to carry jail sentence by the officers.

State vs Curt Dockery, C. Asa, continued by consent.
State vs Jack Dockery and Lou Dockery, continued.

State vs Clyde Cunningham, aid in Transp., continued to May Term.
State vs Carila Shelton, GCW, continued to May Term.

State vs Boney Cantrell, GCW, continued to May Term.
State vs Will Rogers, Larceny, continued to May Term.

State vs Myrtle Buckner, ADW, continued to May Term.
R. W. Mayer, Emb., continued to May Term.

State vs Mitchel Gosnel, Transp., continued to May Term.
State vs Port Jones and Grayson Nichols, Transp., continued to May Term.

State vs Albert King, Transp., continued to May Term.
Jack Dunbar and John Davis, pleads guilty of trespass, suspended sentence. Taxed with the cost.

State vs Merritt Whitt, Jr., CCW, continued to May Term.
State vs Willis King, Asa, continued to May Term.

State vs Merritt Whitt, Jr., CCW, and Afa., continued to May Term.
State vs Jeter Logan Franklin, A- and onment, continued to May Term.

State vs Nathan Gunter, Mig., continued to May Term.
State vs Jas. Roberts, possessing liquor, continued to May Term.

State vs E. H. Reed, operating car intoxicated, continued to May Term.
State vs Claude E. Jarvis, continued to May Term.

State vs Fred Fore, Transp., continued to May Term.
State vs Frank Shelton, Murder.

Frank Shelton, charged with the murder of Petty Bone Shelton, upon the examination of the bill of indictment by the Solicitor, announced in open court that he would not ask for verdict of first degree murder, but that the state will ask for verdict of second degree murder.

Frank Shelton pleads not guilty, whereupon a Jury was called to hear the evidence that the truth of the matter may be better known.

The following jury was drawn to try the defendant:
W. B. Metcalf, E. Morgan, Eddie Rice, W. A. Balding, W. C. Radford, John Gardner, J. A. Griffin, Julius Roberts, Dewey Wallin, A. F. Sluder, J. H. Sprinkle, E. N. Ramsey.

Hon. J. C. Ramsey appeared with the prosecutors and Hon. John A. Hendricks and Guy V. Roberts appeared for the defense.

The attorneys in both sides agreed one hour limit to speak to the Jury. Hon. Robert M. Wells being the first to speak, being the prosecutor, Hon. John A. Hendricks being next, for the defense, J. C. Ramsey being next, he prosecutor, Guy V. Roberts for the defense.

Throughout the trial the defendant, Frank Shelton was well composed, occasionally glancing at the jury, seemingly unconcerned about the outcome of the trial. Shelton is very young—being a few months past the age of 16 years.

Many cases were continued on account of the snow and bad weather. It was ordered by the Judge that this fact be spread on the minutes.

From CARMEN

A delightful woman's meeting was held at the Presbyterian Community House last Thursday afternoon. A dozen women around a pretty quilt formed a busy and happy quilting bee.

Besides a dozen local women, three guests from White Rock were entertained and their company thoroughly enjoyed by all. The guests were, Dr. Eva Locke, of Laurel Hospital, Miss Myrtle Understock, head nurse at Laurel Hospital, and Mrs. Westcott, also assistant at Laurel Hospital.

Dr. Locke gave a very interesting and instructive talk to the women. Talks by Mrs. Westcott and Miss Understock were also enjoyed and appreciated. Then a social hour was

enjoyed, when coffee and cake were served by Miss Mabel Jones Community Worker.

When the meeting adjourned the guests left with a hearty invitation to return and a promise to attend our Women's Meeting again in the near future.

Encouraging reports are reaching Carmen of the revival meeting being held at Sweetwater by Rev. Mr. Watts of Johnson City. We are glad to hear of good work being done.

Miss Hilda Shelton was called home from Dorland-Bell School last Sunday to attend the funeral of her father, Mr. Charley Shelton. Mr. Shelton had been a sufferer for some months with heart disease.

Reports from the six Carmen girls attending school at Dorland-Bell are to the effect that they are gaining weight as well as knowledge.

We regret to report that Mr. Herbert Hare of Carmen is in a very serious condition as a result of an unsuccessful operation at Greenville about a year ago.

Several of the Carmen girls are continuing their studies since school was closed, and they are also taking piano lessons.

Some of our progressive farmers meadow have their onions and early potatoes planted.

The modest violet is already heralding the approach of Spring by its occasional appearance.

The children of Carmen are enjoying the combined Junior and Kindergarten meeting held every Saturday afternoon at the Presbyterian Community House. All Shelton Laurel children invited.

We regret to hear that Mrs. Sarah Shelton of Carmen sustained a fall which resulted in a broken arm.

Despite the unpleasant weather for the past few Sundays, the Carmen S. S. is going on. However, there is room for improvement. Our aim for the future is: "Every family in Carmen in Sunday School." Will you help us?

Mac—Hobby, what kept you out so late last night?
Mac—I've been out (hic) with a chiffonier.

Mrs. Mc—Chiffonier! Why, you don't know what you are talking about. A chiffonier is a swell little dresser.

Mac—Yeah, Thash her.
The earth has shrunk about 570 miles in radius since its creation.

Twenty farmers of Columbus Co., prevented leaf spot diseases in their tobacco fields by treating the seed last Spring.

BRINTNALL EMPLOYED AS COUNTY DEMONSTRATION AGENT TILL DEC. 1928

A special called meeting of the County Commissioners was held March 3, 1927, at the Courthouse in Marshall and Mr. Earle Brintnall was employed as County Farm Demonstration Agent until the first Monday in December, 1928. Present at the meeting were J. C. Chandler and C. J. Wild. In the absence of W. G. Buckner Mr. J. C. Chandler served as chairman. The salary named for Mr. Brintnall is \$125 a month.

SONGS AND STORIES OF THE APPALACHIANS

By Bascom Lamar Lunsford

"DOC SAMS"

Possibly the song collection that I appreciate more than any received recently is a number of songs which Mrs. Sams, widow of the late Robert Ellsberry Sams, formerly of Asheville, presented to me as a highly prized collection made by Mr. Sams during his lifetime.

The maker of this collection, known as "Doc" Sams, was born on Spring Creek, in Madison County, some seventy years ago. He lived on Laurel, in Tennessee and Kentucky and had a wonderful opportunity of getting many interesting songs of the folk type. He gave repeated numbers of songs from memory and could sing and play the fiddle entertainingly in the old way.

The songs are written in an old time "day book" and shows many different types of writing and kind of ink. One of Mr. Sams' own poems, "My First Crop of Tobacco," is given in this collection. It is said that he recited this when a boy at a school exhibition at the forks of Ivy.

Some of Sams' Songs

Others are as follows:
"Charles Guitau."
"Only Flirting."
"In-a Graveyard Lonely."
"Frances Silvers."
"The Bright Sherman Valley."
"Lonely Orphans."
"Weeping Willow."
"The Blind Girl."
"Parted Lovers."
"Two Letters."
"Barbara Allen."
"Green Laurels."
"The Miner."
"The Rocky Hillside."
"Bonnie Blue Eyes."

I recall having heard Mr. Sams sing an interesting song which was learned in Kentucky, "The Lady of the West." If any of my readers can furnish me this song, I should greatly appreciate it.

He also said authoritatively that the famous mountain banjo song, "Sourwood Mountain," originated in Kentucky and that he knew where the mountain from which the song derives its name is situated. From him I learned the words:

"I've got a girl; she lives in Clifty,
"She's not pretty, but hain't she shifty?"

as a part of the famous song.
Original of Old 97

The now famous song, "The Wreck of the Old 97," was, of course founded upon another song generally thought to be "The Ship that Never Returned" and many can recall the interesting lines of that song, but

MARSHALL'S IMPROVEMENTS ATTRACT ATTENTION

On February 24th, Carolina Crags consummated its sale of 38 lots to Carolina Palisades, and placed the deed to Carolina Palisades, Inc., of record, then transfers were made from the remainder of the tract of Carolina Crags of twenty-four lots to fourteen individuals.

This property called Carolina Palisades runs on Dixie Highway No. 20 to the top of the mountain ridge and on towards and overlooking the river. The tract sold is platted as Unit One of Carolina Palisades and lies next to the highway. Through it a driveway has been built to the summit. It is about 1800 feet long and 18 feet wide, and is lined with rhododendron and laurel and is being surfaced with disintegrated granite. It is very beautiful.

Carolina Crags is planning the construction of a driveway clear around the entire ridge so that residences when built may overlook the deep gorge of the French Broad River and the mountains on each side of the river and Marshall nestled in between.

This is a wonderfully attractive place with views that have called attention to visitors in this section for years. This development is good in not being solely for speculation, but those who have bought are getting it because of the exquisite views, its close proximity to railroad and supplies at Marshall, and at the same

time being free from the noise of smoke incidental to a town residence.

Carolina Crags was assisted by Marshall in getting its water from the mountain source from which Marshall is supplied and it will flow by gravity all over the First and Second Units.

Mr. Walter Freyberger is president and Mr. Chas. McElroy is secretary of Carolina Palisades Incorporated. Both visited this country last summer investigating conditions and chose this spot for their activities. The men who have bought have been selected instead of taking promiscuous buyers.

Marshall is awake and striving to beautify her little town. Serious talk is being heard of making the island on which the school house has just been constructed, a beautiful park similar to some beautiful foreign parks.

The State Highway has begun to widen and take the turn out of Dixie Highway No. 20 between Walnut Gap and Marshall. When this is finished the drive from Asheville down French Broad River, through Marshall, up by Carolina Palisades and Walnut Gap to Hot Springs will be one of the most attractive drives east of the Rockies. The improvements are greatly benefiting the whole community.

here in Mr. Sams' collection is found "The Parted Lovers," the copy of which was written many years ago and undoubtedly its origin antedates both "Old 97" and the song just mentioned:

"She was young and fair,
He was tall and handsome,
And they loved each other dear,
But he roamed away to a foreign country
To seek a fortune there.

(Chorus)

Did he ever return, no he never returned,
Though his heart has ofttimes yearned,
But for years and years her fond heart waited
For the face that never returned.

Hasty words were passed, caused their separation,
There were words, all harmless, too,
But they broke the hearts of that loyal couple
Who had always been so true.

(Chorus)

As he roams about over hills and valleys
Let him go where'er he will,
Still his mind reverts and his heart is broken
For the girl, he loves her still.

(Chorus)

When the evening shadows gather round him
And his heart is filled with pain,
He thinks of her who has caused him anguish;
Will he ever see her again.

(Chorus)

She's tired and worn and her cheeks are paling,
Her steps becoming slow,
Her eyes are dimmed with excess of weeping
And her voice is soft and low.

(Chorus)

At night the tears bathe her cheeks and pillow,
And her heart is filled with pain;
She cries: "Oh, God, save my absent lover,
Bring him back to me again.

(Chorus)

Young men and maids from my song take warning,
Though your hearts with anger burn,
Never speak hard words to a faithful lover,
Lest he leave you and never return.

(Chorus)

JUDGE WEBB PRAISES HON. A. L. BULWINKLE

Representative Bulwinkle has received the following letter from Judge E. Y. Webb:

Hon. A. L. Bulwinkle,
House Office Building,
Washington, D. C.,
My dear Lee:

I am very happy, and particularly grateful to you for the passage of the judicial district bill.

The bill was an absolute necessity for the public and demanded by public business, and you have rendered not only me a very great service and favor, but you have rendered a distinct service to the state itself; and I am just writing this note to express my heartfelt gratitude to you and to assure you that I shall always be your debtor for the service you have rendered.

Sincerely your friend,
Signed—E. Y. WEBB.

SIGNALS AND TRAIN STOP INSTALLED BY SOUTHERN

Along with the installation of electric automatic block signals on its lines between Chattanooga, Tenn., and Macon, Ga., via Atlanta, 240 miles, the Southern Railway System has just completed installation of automatic train control apparatus of the intermittent inductive type, designed to enforce obedience to signal indications and to stop a train in the event the engineer is incapacitated or overlooks a signal.

Previously the Southern had automatic signals and train control in service on its line between Cincinnati and Chattanooga, 338 miles, and both protective systems are now being installed on its lines between Macon and Jacksonville, Fla., 262 miles. When the work now under way is completed the Southern will have electric signals and train control on its entire line from Cincinnati to Jacksonville, 840 miles. This will be the longest continuous stretch of track protected by automatic control in the United States.

The signal installation between Chattanooga and Macon required the construction of a transmission line of three high voltage wires, carrying an alternating current of 4,400 volts and an average of four low voltage wires for signal operation, and 400 signals of the upper quadrant, three position, semaphore type.

For the train control an equal number of inductors were installed on the track, one at each signal, and seventy-five locomotives were equipped with the engine part of the device.

Tom Tarkel says he sold his corn to hog at two dollars a bushel last year when he was only offered 75c on the local market.