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# THE NEWS-RECORD

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CIRCULATION-2000

## MRS. McELROY IS LAID TO REST

### WIFE OF PROMINENT JURIST PAID TRIBUTE AT FUNERAL

Funeral service for Mrs. P. A. McElroy, wife of Judge P. A. McElroy, presiding judge of the 19th Judicial District, who passed away Friday, in a hospital in North Wilkesboro, N. C., after a short, but serious illness of several days, was conducted at the McElroy home here Sunday at 10 o'clock. Rev. C. B. Newton, pastor of the Marshall M. E. church, South, of which the deceased was a consistent and devoted member for many years, officiated. He was assisted by Rev. Horace L. Smith, pastor of the Marshall Baptist church, and Rev. J. T. M. Knox, pastor of the Marshall Presbyterian church. The service was attended by a large host of friends and relatives of Mrs. McElroy, who had lived here for many years. The floral offerings were profuse, and very beautiful. Interment followed at the Pritchard cemetery, near Marshall, where a short service was also held.

Mrs. McElroy left here with Judge McElroy about three weeks ago for North Wilkesboro, where her husband was to preside over a term of court. Shortly after their arrival, Mrs. McElroy became ill, and was in a serious condition until death came. The members of her family here were notified of her illness and left for her bedside, where they remained until the end.

Surviving are her husband, three sons, John H. McElroy, prominent Marshall attorney, Pender McElroy, Jr., of Marshall, and Lawrence McElroy, a student at the University of North Carolina, and one daughter, Mrs. Carl Stuart, also two sisters, Mrs. R. R. Ramsey, of Walnut, and Mrs. Hal Adams, of Virginia, and one brother, Ernest Hardwick, of Winston-Salem.

Mrs. McElroy was the daughter of Dr. Hardwick, pioneer physician of Madison County.

## MARS HILL ELEVEN DEFEATED BY TENNESSEE WESLEYAN 18-6

In a fast and exciting football game last Saturday afternoon, the Mars Hill grid team was forced to bow its head in defeat at the hands of Tennessee Wesleyan College, which won by the comfortable score of 18-6.

The Mars Hill team was a little off form, apparently, and in addition to this, two of its best players were absent from the line-up; namely, Captain Bill Dockery, and Bill Suggs.

In spite of this handicap, however, the Baptist team put up a mighty good fight. During the game, Anderson, for Mars Hill, had to be taken out on account of injuries sustained. In the game there were seven substitutes sent in for Tennessee Wesleyan, and only two for Mars Hill.

In the first quarter, Tennessee Wesleyan ran wild and succeeded in getting two touch-downs before the others realized what it was all about. But with the score at 12-0, the Mars Hill gridsters held their opponents well, and succeeded in making a touch-down, themselves.

From reports, this is the first time this season that the mighty Tennessee Wesleyan team has even been scored on, and it was up to Mars Hill to "ruin" their reputation for this.

## MADISON SINGERS HAVE A SUCCESSFUL MEETING

The semi-annual meeting of the Madison County Singing Convention, which convened at Walnut on Sunday morning at 10 o'clock, was a splendid success.

Several singing classes from various points in the county were present, in addition to a large number of citizens from Marshall and other places.

Dr. W. A. Sams, prominent physician of Marshall, is president of the county organization, and Mr. Roy L. Gudger, also of this place, is secretary.

## MARS HILL PUPILS FORM MADISON CLUB

At a meeting of the Madison County students at Mars Hill College, a club was organized, bearing the name of the Madison County Club, with over 50 members enrolled, it has been announced. The membership is for Madison County students only, and the officers who were elected are as follows: Fred Anderson, President; Jamie Anderson, Vice-President; Olena McMahan, secretary; Robert Sams, treasurer; and Miss Cornelia Howell, faculty adviser.

Special programs based on subjects relating to the history and conditions in Madison County are planned.

## THREE MEN CAUGHT AT MADISON STILL; ONE SHOT IN LEG

A 35-gallon still and three men were captured Thursday night by Sheriff Robert R. Ramsey, Ex-Sheriff R. S. Ramsey, Deputy Ervin M. Randall, Cloyd Henderson and Lee Bryan. The still was captured on Bear Creek, about three miles southwest of Marshall. The men, Steve Freeman of Bear Creek, Cody of Hot Springs, and Moore of Spring Creek, were at the still making a run of whiskey when the officers approached. Moore was shot in the leg, and as the officers denied firing any shots that night, it is thought that in the excitement of the raid that Moore accidentally shot himself. Freeman is out on \$1,000 bond, but the other men, unable to make bond, were placed in the jail here.

Jim Davis, of Big Pine Creek, captured a still this week, but no operators were found.

## WOMEN'S HOME DEMONSTRATION CLUB MEETINGS TO BE HELD

Pioneer—10:30 o'clock, Laurel Branch Church—first lessons of dressmaking course to be given.  
ENON—2:30 o'clock—Enon Church—Demonstration on "Vegetable Salads."

## SOME SCATTERED THOUGHTS!

By JACK V. JOYCE

Hello people, what about this cold weather. I reckon it caught us all without wood, didn't it? I reckon it's good for a fellow.

I went to Asheville last week end. Among other things, I attended the football game between Oak Ridge and Mars Hill College. One thing impressed me was that at least 5 of the Mars Hill College team were from Madison County, our own boys. Among these boys was the Captain, William Dockery, known at M.H.C. as Bill. Bill is sure a young giant, a real tower of strength and also a clean sportsman, a product that Madison County should indeed be proud of. Then there was Ex-Captain Harry Carter of Mars Hill, a little stocky fellow, Harry Lee Anderson of Mars Hill, a real giant, Dick Anderson of Mars Hill and last but not least, little Dean Plemmons of Hot Springs. This is surely a plucky little fellow in my humble opinion, the real star of the game even if he did make one or two little mistakes. He saved M.H.C. from having more points scored on them than they would have had. Bravo Dean, keep it up. There was a wonderful spirit permeated the team and also the rooters. The score was badly against them but the cheer leaders, Mr. Black burn and Miss Freeman kept the cheering going just the same as if they were leading. That's the spirit of Mars Hill College. No wonder M. H. C. ranks as the best Junior College in the South. No one knows what makes it until they go and spend some time there as a member of the student body, then you will soon find out. The guiding star in the firmament of Mars Hill College is that quiet and modest man, Prof. R. L. Moore. He has a wonderful and magnetic personality. Everybody is attracted to him even the roughest and meanest students in school like him, yea, love him. Long live Prof. Moore and may God bless his noble work.

## \$50000.00 CASE OF J. HENRY ROBERTS POSTPONED UNTIL NEXT JANUARY

Carlinville, Ill., Oct. 22, 1927

News-Record—

My case of alienation in Circuit Court before Judge Burton last Thursday attracted much attention. It was my \$50,000.00 case against C. A. Steinmyer for breaking up my home. Steinmyer's lawyers filed a demurrer Tuesday afternoon raising the question that several of the charges in the count had been decided in the suit in which my former wife, Mollie Lee Candler obtained her divorce from me. This raised such a discussion and as I understand had never been a decision on that point in the state of Illinois but

one similar to it in New Jersey but it did not cover the point at issue, and on such a short notice my lawyers did not have time to investigate thoroughly, so both sides decided to take the case off the setting for the present term of court and have it come up in the January term of court and in the meantime argue the point at issue.

This delay sure was a disappointment to me as I was very anxious to have it all over with but my lawyers think it the better for us as we were allowed to file additional charges.

Expect to be home soon at R. No. 5, Marshall, N. C.  
J. HENRY ROBERTS

## M'DEVITT WRITES

TO THE TAXPAYERS OF MADISON COUNTY:

I am not much when it comes to saying things for publication but for several months I have had inquiries about certain laws that were passed by the 1927 Legislature.

I want to refer to a Road Law for Madison County and a Budget System and a few other laws.

First: Public, Local and Private Laws Session 1927, Chapter 132, Section 2, provides "that the Chairman of the County Commissioners shall furnish a good and sufficient bond for the faithful performance of his duties in the sum of \$5,000.00 to be approved by the Clerk of the Court of Madison County. It also provides that the Chairman of the Road Board and the Chairman of the Board of Education and the County Superintendent shall each furnish a bond for the faithful performance of their duties in the sum of \$5,000.00 to be approved by the board of County Commissioners of said county."

Section Four of Chapter 132 requires the Sheriff of Madison County to furnish a monthly statement in like form and manner as other county officials, showing the amount of fees collected by him for the previous month, to whom the fees go and the amount of salary and expense paid him by the County Commissioners.

Section Six of said chapter provides that any person holding office or appointment under the provisions of this act and failing to comply with the provisions hereof, shall be guilty of misdemeanor, and upon conviction shall be fined not exceeding \$50.00 or imprisoned not over thirty days or both in the discretion of the court. It shall be the duty of the Solicitor to prosecute each or all members of board or officials upon complaint of any taxpayer provided sufficient proof is produced to satisfy said Solicitor of the guilt of any officer or appointee under the provisions of this act or any member or members of said board or officers named in this act. Most of the officials referred to were under bond for moneys handled by them but the \$5,000.00 bonds referred to are for the faithful performance of their duties. The biggest thing is carrying out the laws that govern Madison County. In this connection we know that each and every County Official takes a very solemn oath to carry out the laws whether they are carried out or not.

Public, Local and Private Laws of Session 1927, Chapter 90, Section 2, 3 & 4 in substance provides that all overseers shall be over 18 years of age and under 45 and give a bond approved by the Highway Commission or County Commissioners that he shall make his own time, that he shall receive only \$2.50 for actual time in warning and working hands and that he shall warn out all his hands or enough to have ten men each day, and that the Road Board or County Commissioners shall divide and apportion to each and every road in the various townships, a part of the road taxes paid in by said township and the division shall be made to all roads according to taxes paid in by the taxpayers owning property or living or residing on said roads.

What is an overseer? Is he a man that oversees road work: Shall he work two or three men? And must he draw \$2.50 per day or shall he draw a pension on certain roads in

certain townships?

It is also provided that money paid in lieu of road work shall be paid to the overseer and the said overseer is to spend the money on the road where the work is to be done. This law would give to every taxpayer in the county some work on his road and I feel the taxpayer is entitled to some consideration on his road and it would place the money, in my opinion, justly where it belongs. No one claims that this law is being carried out, so far as I am informed and believe, and I feel sure that it is due me to let the folks know that I remembered them all on roads and I feel that the Commissioners, after taking the oath of office and making bond for the faithful performance of their duties should account to the people for not carrying out the laws which were passed.

Some time ago there was a statement published over the signature of an Assistant Certified Public Accountant showing that the Deficit of the Board of Education at the beginning of this school year was around \$51,000.00. This had been feared for some time and by reference to Chapter 621, Section 10, Public, Local and Private Laws 1927 you will find these words, "That no department shall exceed the amount appropriated for its use as shown by said departments budget and after that, it is provided that any county official intentionally violating the provision of the act shall be guilty of misdemeanor. We had better not have another deficit under present oaths, bonds, and present law. Chapter 621 referred to is the Budget System for Madison County which has been published in the News-Record several months ago and plainly sets out that the Board of County Commissioners shall make a budget on August 1st of each and every item to be expended and that no further expenditure shall be made for that year. A part of this budget system is being carried out in that it provides that the Auditor has to approve the vouchers for the Board of Education before they be paid but it seems that the greater part of the budget system referred to has been ignored by the County Commissioners for the reason, as I am informed, that they think a state wide bill killed the Madison Budget System, which is not the case as the Madison Co. Budget System was recalled from the Senate two or three times and held up until after the state wide finance act had been ratified, and after that had been done the Budget System for Madison County as will be shown, Public, Local and Private Laws 1927, was ratified the 7th day of March, 1927. In this Budget system it was provided that the tax rate of Madison County did not exceed \$1.75 on the \$100.00 valuation and I am informed that the Commissioners levied \$2.05 instead of \$1.75. I am frank to confess that I can't see how the commissioners of Madison County under their oath levied \$2.05. I shall not attempt to argue the case but will say that in my opinion, if the commissioners were to levy \$3.75 on the \$100.00 it would all be spent.

Madison County is not the only county in the State that had its rate of tax named and until this law is declared unconstitutional it seems to be a law and I take it that the Commissioners are sworn and bonded to carry it out. A real determination of this tax rate cannot be had short of an opinion by the Supreme Court and that's why I wanted a bond on the

Chairman of the Board of Commissioners, Chairman of the Road Board, Chairman of Board of Education, and County Superintendent for the faithful performance of their duties.

I feel that I should account to the taxpayers of Madison County for some of the laws that I had passed which are not being carried out. And let them know what I did, but I do feel called upon to finance this case through the Supreme Court, so I leave it with you, taxpayers, if you want to pay the thirty cents additional tax on every hundred dollars worth of property you own, that the Commissioners have heaped upon you over the legal rate, there is no law against your paying it, but no law for you to pay it. One thing that a County tax rate must do is to take care of interest and the constitutional six months school term.

I shall now expect to hear a howl started from the crowd that wants to keep plenty of money in the treasury, so that jobs can be created, and trading can go on, regardless of big taxes paid by the hard-pressed farmers of the County.

Yours,  
N. B. McDEVITT.

## A SURPRISE PARTY

JUPITER BAPTIST CHURCH  
E. F. BAKER, Pastor

Mars Hill, N. C.  
October 24, 1927

The News-Record,  
Marshall, N. C.,  
Gentlemen:—

Thursday night, October 20th, several members of the Jupiter Baptist church drove to the home of their pastor with two automobiles fairly well loaded with good things to eat. After unloading and examining the many and varied gifts all were seated and spent a pleasant and profitable evening discussing largely give and church life. After the visitors took their departure for home, the pastor and wife, of course, went in and made a more thorough examination of the gifts, and found that there were gifts from practically every home represented in the church. These people have cooperated with the pastor beautifully in beautifying the body of the church and fostering clean living on the part of the individual member. A pastor that cannot preach under such conditions as these might seriously question his calling. The following is a list of the things given:

Five bushels of sweet potatoes, 1 quart peaches, 1 quart krait, 1 quart strawberries, 1 quart applebutter, 1 quart cherries, 5 quarts chow chow, 1 quart pickles, 1 quart soup mixture, 1 quart tomatoes, 2 gallon molasses, 1 cabbage, 1 1-2 pounds coffee, 1 1-2 pounds soda, 3 1-2 lbs. salt, 1 quart sausage, 11 pounds peas, 1 box matches, 1 box crackers, 2 boxes washing powders, 2 bars soap, 5 boxes oatmeal, 1 pumpkin—30 pounds, 9 pounds tomatoes.

E. F. BAKER, Pastor.

## GENNETT LUMBER COMPANY TO START BIG OPERATIONS

The Gennett Lumber Company of Asheville, which began operations on large timber tracts owned by the company in the Spill Corn section, in Laurel, Madison County, several weeks ago, is now preparing to begin extensive work soon, it was said here last Friday. A narrow gauge railway for transportation of lumber is being constructed, in addition to a large system of camps. The company now has one mill in operation in that section, and is planning to install two more outfits, making one of the best lumber camps in Madison County. Approximately 15,000,000 feet of material is to be milled, the greater part of which is hardwoods, and a large force of men will be employed.

## CONVENTION AT FLATS OF SPRING CREEK

Don't forget the big Sunday School Convention at Flats of Spring Creek Baptist church next Sunday October 30th. Dinner on the Ground.

Some noted speakers on Sunday School work will be present.

## JAMES H. FREEMAN IN SERIOUS CONDITION

Mr. James Henry Freeman, of the Sandy Mush section, is said to be in a very serious condition at the home of his mother, with whom he has lived for several years.

Mr. Freeman was seriously injured several days ago, when a wagon, loaded with wood, passed over his body, when he slipped and fell beneath the wheels while hauling wood near his home. It is believed that he suffered internal injuries, and he has been under the care of two physicians for several days. Mr. Freeman is well known here.

## A NEW X-RAY MACHINE HERE NOW

Dr. J. H. Hutchins, prominent dentist of Marshall, has just had installed in his office a new Victor X-Ray Machine, one of the best makes on the market at the present time.

"Doc" says that he is having fine results from the new machine—good, clear pictures, etc. The X-Ray is used in every real modern office, and we are glad to say that the dental office in Marshall is X modern.

## From BLUFF

Mr. and Mrs. D. H. Culbertson had as their guests Sunday Mr. and Mrs. Ky Norris.

Mr. and Mrs. Tom Fowler had as their guests Sunday Mr. W. F. Fowler and Mack Fowler and Mr. Edd Martin from S. Carolina.

Mr. and Mrs. Edd McAlister and daughter have been visiting Mr. and Mrs. Tom Fowler for the last two weeks but have returned to their home in S. Carolina.

Mr. Ky Norris and Mr. J. C. Flemming went to Newport, Tenn., Monday on business.

A woman wouldn't care to be an invalid if she couldn't talk of her ailments.

Love may be blind, but it usually manages to find an eye opener.

## NEW FORD CAR IS READY FOR USERS

FIRST MADE BEING DISPLAYED IN DETROIT, SAYS REPORT

The patient public that has waited curiously to see the new Ford will soon have their wishes rewarded.

The new Ford today stands in the office of the Ford Motor Company beside the old Ford—a lithe, graceful, rakish looking car, according to word from Detroit.

Last Thursday afternoon in the presence of Henry and Edsel Ford and officials of the Ford Motor Company, the long awaited car was born, and immediately taken to stand beside the fifteenth million Model T, which became officially dead.

Just when the new Ford will reach the display windows of its dealers has not yet been stated, but it will not be so many weeks. At the present time 20 cars a day are being turned out. In two or three weeks this will step up to 100 cars a day, and by the end of the year the factory is expecting to be turning out from 2,000 to 5,000 cars a day.

The production for the next year is fixed at better than 3,000,000 cars. The plant has been so altered and enlarged that the capacity has been increased from 8,000 per day to 11,000. It is understood that tentative orders for 375,000 cars are already on the books.

Attention at the present is being directed solely to the closed, or Sedan model of car. From 50,000 to 60,000 cars will be needed for dealers display purposes alone.

The new car, according to the dispatches, has been well-worth waiting for. A dispatch to The New York Times describes it as "a smart looking automobile, capable of 50 miles an hour easily and 60 miles if pressed. The new car no more resembles the old car than a graceful porpoise resembles a whale."—Asheville Citizen.