



THE NEWS-RECORD

THE ESTABLISHED NEWSPAPER OF MADISON COUNTY



VOL. 33 10 Pages

MARSHALL, N. C., THURSDAY, NOVEMBER 15, 1934

PRICE \$1.00 A YEAR

ERRORS MADE IN OFFICIAL ELECTION RETURNS LAST WEEK

TABLE PRINTED AGAIN AS IT SHOULD HAVE BEEN LAST WEEK

If you have a habit of saving the tabulated County vote of Madison County, please destroy the one in our issue of Nov. 8, and substitute the one in this issue. Last week it was late in the afternoon Thursday before the official vote could be obtained. In our rush to get to press, two sets of names were placed over the opponents' columns of votes. The error was not noticed until the paper had been printed, and we take pleasure in printing the table again, with errors corrected. The vote of the Clerk of Court was left out for the reason that he had no opponent. However, we include that in the table this week.

Jege he was graduated from Bessemer high school in Greensboro, having completed his high school course in three years. While there he was president of the junior class, president of the senior class, member of the Hi-Y both junior and senior years, president of literary society in his senior year.

From 1930 to 1933 he was in charge of physical education classes at the Y. M. C. A. in Greensboro. In the summer of 1933 he was religious director in the Y. M. C. A. camp, and in the summer of 1934 he was associate director of the same camp.

While he was a member of the Elder Memorial Baptist church in Greensboro, he was superintendent of the intermediate department of the Sunday school, and leader of the intermediate B. Y. P. U.

MARSHALL BEAUTY ELECTION

Who will be Marshall's Queen of Beauty? This is for you to decide. A pageant will be held at the Marshall High School auditorium Friday night, November 16, at 7:30 o'clock. The winner will be chosen by audience vote. From a Juvenile Beauty Review, of children from the ages 3 to 6, Junior Miss Marshall will be chosen also by the audience. In addition will be a program of local talent. Come and vote. Marshall's Queen of Beauty is given a trip to Raleigh to compete in the State Contest for Miss North Carolina, to be held in March, Miss N. C.

STUDENT HONORED



ROBERT COSTNER

Mars Hill College Student Honored

Mars Hill, November 5 (Special)—Robert Costner, a student at Mars Hill college, was elected president of the North Carolina State Baptist Student Union at the Southwest Student Conference held in Memphis, Tennessee, recently.

George Noel, Jr., of Wake Forest college, was the retiring president of the State B. S. U., an organization which includes more than a thousand students in the colleges of North Carolina.

Costner, whose home is in Greensboro, besides being president of the State B. S. U., is also president of the Mars Hill college B. S. U., chorister in the Euthalian Literary society, intermediate Sunday school teacher, member of the intercollegiate debate team, and the glee club.

Last year he was treasurer of the freshman class, member of the intercollegiate debate team, and devotional leader in a Sunday school class. Before coming to Mars Hill col-

MARS HILL AND HI WASSEE TIE IN INTERESTING GAME

(SPECIAL) Mars Hill outplayed Hiwassee college fifty-six of the sixty minutes at Newport Monday. It seemed that the best that fate would decree was a thirteen-thirteen tie. A blocked punt, recovered, fumbled and recovered again, gave Hiwassee their first score in the first minute of play. With the score thirteen-seven for Mars Hill Hiwassee threw the ball straight up, the passer trying to get rid of it and in the scramble Hiwassee secured the ball for their other score. Mars Hill scored twice on long runs combined with passes. George Wirtz carried the ball both times for touchdowns. Greer made the extra point. The first downs were twelve for Mars Hill and five for Hiwassee.

Several men that have not been in condition for the past two weeks will be in the game Saturday. Both ends,

EDITORS AND MISTAKES

An editor probably gets more blame for a mistake than anyone on earth. A little typographical error can cause more fuss than a jackass in a tin barn.

You may have heard that yarn about the country editor who wrote a flowery obituary when the town miser died. The town miser was influential and had many relatives. The editor did the best he could with the material at hand and he finally concluded by writing that the man had gone to his last resting place. Then the printer made a mistake of setting the type so it read the effect that the man had gone to his last "roasting" place. The proof reader muffed one and the fracas started.

The editor doesn't get a fair break on this mistake business. When a garage man makes a mistake, he adds it to your bill. If a carpenter makes a mistake, well, it is probably just what he expected.

When a preacher makes a mistake, nobody knows the difference. When a judge makes a mistake it becomes the law of the land. When a doctor makes a mistake, we send flowers.

But when an editor makes a mistake—GOOD NIGHT!

—News, Wayne, W. Va.

Special Meeting Of Schoolmasters' Club

A special Schoolmasters' Club was held Friday evening for the purpose of planning a definite program in connection with the movement for a new state-wide curriculum. A. V. Nolan, principal of Mars Hill high school, emphasized the fact that there is a need for some readjustment of the present course of study in the public schools. As Madison County has taken language as a special course, Mr. Nolan suggested that each teacher make a survey to determine the reading ability of each student. The teacher should have a thorough knowledge of the individual

MARS HILL AND HI WASSEE TIE IN INTERESTING GAME

Webster and Tutor, are ready for play. Clark, quarterback, may be in the game; Anderson should also be able to see some action. Parker, who has been unable to start a game this season, will also be given a chance at half or quarter. Milligan's recent victory over King and their tie with Tusculum Saturday make them one of the outstanding teams in the Smoky Mountain Conference this year. They possess one of the fastest backfield combinations seen anywhere. They have a great scoring team and will be the best team to be seen in Asheville this year.

The Marshall high school will play our scrub team here Thursday. All money taken in at the rate will be given the Marshall team to help with athletics. The game is called at 3:30 P. M. Thursday, Nov. 15.

pupil's accomplishment in the required basal and supplementary texts. D. M. Robinson outlined a program to be followed by county principals in order to have the 1935?

O. S. Dillard, principal of the Marshall school, told members of the

Schoolmasters' Club that under the present plan of consolidation schools are only as good as the transportation facilities. The three requirements of bus transportation are safety, low cost, and the proper schedule. The safest divers are usually the most economical, he said.

MR. C. R. EDNEY THANKS PEOPLE FOR THEIR SUPPORT

May I state that I am very anxious to express my thanks, gratitude, and appreciation to all my Republican, Democratic and Independent friends who stood loyally by me in the recent election. I wish, also, to thank the Press, generally throughout the District, for its liberalism during this Congressional campaign.

It is a peculiar pleasure to realize that my opponent's majority was cut from 20,709 in 1932 to 5,611 in 1934. A change of only 2,808 from his support to me, would have returned a majority in my favor. To make such gain with practically no financial aid from any source, and being almost entirely unknown in the District myself is, indeed, gratifying. I received approximately 36 1/2% of the votes cast.

During this campaign I have formed many friendships which I prize very highly, and hope to retain permanently. It has been a wonderful and pleasurable experience to meet and become acquainted with so many broad and liberal minded people, and I appreciate the manner in which they received me and the support they gave to my candidacy. Especially do I appreciate this, being a stranger and unheralded in the District.

CALVIN R. EDNEY.

M. B. COHN WRITES ABOUT CHINA

SON OF LOCAL MINISTER DESCRIBES CHINESE WALL

By M. B. COHN One of the most amazing sights to be seen in the far East is the Great Wall of China. From Nankow the Great Wall may be reached by train, on the Peiping-Kalgan railway. The railway line is especially interesting, being a task undertaken and successfully completed by the Chinese without foreign aid. The Chinese engineers solved many difficult problems of construction during the building of the railway. The greatest engineering difficulty was encountered at Nankow Pass, where the grade is steep and numerous sharp curves were necessary. At another point difficulties were encountered, between Nankow and Pata Lin, a distance of ten miles, where the railway rises to a high altitude. Four tunnels at this point were necessary. One of these reaches the summit of the Pass, and is 3,000 feet long. The construction of this section of the line took four years.

The construction of the Great Wall of China was begun in the third century B. C. by Chin Shih Huang Ti, who attempted to end the feudal stage of China by burning all books of Classical Literature and executing many scholars by burning them alive in order that all memory of the past might be lost. He was accused of taking these drastic measures so that all history might begin with himself. He is also credited with building the Great Wall as a monument to his reign.

The Great Wall extends from the Gulf of Pechili, at Shanhaikwan, to the very edge of a precipice of the great North River at Kia Yu Kwan, near the border of Tibet, a straight line distance of 1,145 miles. The actual length is not less than 1,700 miles, and longer, if reinforcing arms and loons are included.

The purpose of the wall was a means of consolidating the established Chinese Empire and as a barrier against invasion by the Tartar warriors of the North. The wall protected the fertile provinces from the ferocious beasts that haunted the wilds of Tartary, fixed a boundary line, prevented the escape of criminals and also kept improper traffic from entering China. For centuries it served its purpose. History does not record how long the

wall was under construction, but it is known that one-third of the length took ten years, a task which could only have been accomplished by the employment of a great number of workers. It is estimated that at least a million different laborers shared in the enterprise. It is generally believed that as the work died under the relentless and cruel supervisors, their bodies were thrown into the embankment and covered by the structure. The wall has been referred to as the longest cemetery in the world.

The average width of the wall is twenty-five feet at the base and fifteen feet on the level pavement above, which was constructed wide enough to accommodate five or six horsemen abreast. The upper surface was well paved with brick or stone blocks set in mortar. The stone foundation, for the most part, is of excellent quality granite and rises four to six feet above the ground. The granite blocks are well cut and are well dressed as if intended for a city structure instead of the wild wastes of a wall. The brick appear to have been made of light sand clay ranging from a light slate to a blueish-gray color. The mortar is snow white, and the mixing of it is said to be a lost art. Some Chinese claim that fine rice flour was mixed with lime. Mortar from the great wall is considered by native doctors to

(Carried to last page)

THANKSGIVING AND THE ORPHAN

TO THE CITIZENS OF NORTH CAROLINA:

Imagine yourself left an orphan at a tender age, without a home, with no loving kindred, or means of livelihood, just to drift along with the tide in a world of uncertainty. Well, there are hundreds of little tots in North Carolina today who find themselves in exactly that situation and those in a position to do so should welcome the opportunity to aid in rolling up bountiful offerings for the various orphan homes during the approaching Thanksgiving period.

"The poor ye have always with you." It is wisely ordained that it should be so. They need us and we need them. They are an obligation and a blessing. Without human need and human suffering to appeal constantly to the heart of a materialistic world and keep open therein its fountains of love and sympathy, it would harden into stone in a generation, or be eaten out by orrid selfishness and greed. Let us thank Jehovah, then, for the orphans. They help to keep warm and soft and tender our own hearts and the great heart of the world.

Not a single citizen in the State, either male or female, should fail to join in the movement to provide room for helpless orphans in the homes supported by loving generosity. We cannot escape condemnation here or hereafter if, seeing human need, we pass by on the other side like the priest and the Levite, or, if facing manifest duty, we seek, like Pontius Pilate, to shift responsibility to others.

On Thanksgiving Day, the Master expects everyone to do his duty to the orphans. His children, our neighbors—our brethren. Every citizen of the State is admonished to forward the income of a day to the orphanage of his choice. It will be an investment in the mind

IMPORTANT CASE STILL UNSETTLED BY COURTS

Mr. J. A. Hendricks Gives History Of Hot Springs Property Tax Case

I noticed a statement in your paper of last week, that I went to Richmond, Virginia, and represented Hot Springs in the District Court of Appeals. I am not concerned about the statement, but I thought the people of Madison might be interested to know about the case involved.

Three or four years ago Judge Frank Carter brought suit in the United States District Court at Asheville to enjoin the collection of the taxes levied and assessed against the property of the Catholic Society at Hot Springs. I represented the County in the litigation—and moved to dismiss the case upon the ground that there was not as much as \$3,000.00 involved, and that the plaintiff could not add taxes not yet due to make up the jurisdictional amount of \$3,000.00. Judge E. Y. Webb dismissed the case. I then brought suit in the Superior Court of Madison County to foreclose the tax sales certificate against the Catholic Society for 1928, and Judge Frank Carter removed the case to the United States District Court of Asheville. Judge Webb remanded the case to the Superior Court of Madison County for trial. At that time the 1929 taxes were due and the land had been sold and a certificate issued to the County. Before the case came on for trial Judge Frank Carter, the attorney for the Catholic Society, came to Marshall and withdrew his answer in the case pending in the Superior Court of Madison County, and requested upon the payment of the taxes then due that the case be dismissed—and it was. He then paid to the County about \$9,000.00, and also paid the town of Hot Springs the taxes due the said town, which were also in litigation. At the time of the payment of the taxes, Judge Carter for his client, protested, and in due time brought suit in the United States District Court at Asheville to recover the \$9,000.00, with interest, and at the same time brought suit against the town of Hot Springs for the same purpose. I answered the complaint of the plaintiff and the case came on for trial in Asheville July, 1933. Upon motion, Judge Webb dismissed the case, both for the County and the town of Hot Springs. Judge Carter prayed an appeal to the Circuit Court of Appeals at Richmond, but did not carry the case up. Instead he filed another suit in the United States District Court in Asheville, to recover the \$9,000.00 paid, with interest, and to enjoin the county from levying and assessing any taxes in the future against the property of the said Catholic Society upon the ground that it is a religious body, incorporated under the laws of La. I fully answered the complaint of the plaintiff—and the case was again heard before Judge Webb upon the complaint and the answer and upon the judgment rendered in the case, which was trial in 1933. The same course was taken as to the town of Hot Springs by Mr. Rector, the attorney for Hot Springs, except he did not file an answer to the complaint, but made a motion to dismiss. This case was heard before Judge Webb, July 23, 1934, and a decree was entered dismissing the county case, also a decree entered in the town case to the same effect. Judge Carter appealed both cases to the United States Circuit Court of Appeals. This case was heard before the Circuit Court of Appeals at Richmond, October 30, 1934, upon the pleadings, briefs of counsel and argument.

The case is not yet decided by the court. Judge John J. Parker, of Charlotte, N. C., is the presiding Justice, and Judge Soper and Judge Northcott are the associate justices. This the fourth Circuit Court of Appeals that is composed of the states of North Carolina, South Carolina, Maryland, Virginia, and West Virginia. An appeal lies from this court to the Supreme Court of the United States. One Supreme Court Justice is assigned to the fourth circuit and may sit at any time with the other judges. This is a very important case and may have a very far reaching effect.

not only in North Carolina, but throughout the United States.

Judge Carter contends for the Catholic Society that under the constitution and laws of North Carolina that property owned by a religious, charitable and eleemosynary institution is exempt from taxation. I contend for the defendants, Madison County, et al., that it is not the ownership of the property but it is the use to which the property is put that makes it taxable or exempt from taxes. It is our contention that the Catholic Society property at Hot Springs is not used for such purposes as is exempted from taxes, and we think we are borne out in this position by decisions of the Supreme Court of North Carolina, the Federal Courts and the Supreme Court. There is another contention in this case that the plaintiff, the Catholic Society, never at any time applied to the administrative boards of the County or the State for relief which we say must be done before they institute suit, either for the recovery of taxes paid or for an injunction. The administrative board of the county is what is generally known as the Equalization Board. This board has judicial authority, and we contend, under the law, that application must be made before this board for tax relief, before any suit may be legally instituted for tax relief. If the case is decided adverse to the county and town by the Circuit Court of Appeals it will come back to be tried before a jury in the U. S. District Court at Asheville.

JOHN A. HENDRICKS.

TO REPRESENT MADISON COUNTY AGAIN



J. HERSCHEL SPRINKLE

Mr. J. Herschel Sprinkle, whose likeness appears above, was elected last week for a second consecutive term to represent Madison County in the next session of the General Assembly of North Carolina. Mr. Sprinkle is a Republican, but is in accord with many of the activities of the Legislature—overwhelmingly Democratic. For instance, Mr. Sprinkle favors the sales tax in principle as a means of supporting the public schools. Mr. Sprinkle is a successful business man of Marshall and has for years been identified with the social, educational and religious interests of the town and county. Throughout the three political campaigns in which he has participated, nothing of a slanderous character about him has reached our ears. We understand he made a number of friends among the Democrats in Raleigh.

What is the best exercise for reducing? Just move the head slowly from right to left when asked to have a second helping.—EX.

Pie Supper Postponed

Allanstand Pie Supper entertainment postponed to Saturday, Nov. 24th. You are cordially invited to attend.

Come and enjoy yourself. The proceeds of the entertainment will go to the purchase of song books.

COUNTY-WIDE TEACHERS MEETING IN MARSHALL NEXT SATURDAY

and heart and soul of an orphan child, or children, with all their infinite capacities for good or evil in the world.

Respectfully,
M. L. SHIPMAN, Chairman,
JOHN D. BERRY,
GURNEY P. HOOD,
A. S. BARNES,
MRS. W. T. BOST,
MRS. LOCKE CRAIG,
Publicity Committee,
Raleigh, N. C.

Faculties Of Various Schools To Assemble At Ten A. M.

Supt. D. M. Robinson tells us that a county-wide teachers' meeting is to be held in Marshall next Saturday, Nov. 17, at ten o'clock in the morning. All teachers in the county are expected to attend. The meeting will be held at the Marshall high school auditorium.