

# THE WAYNESVILLE MOUNTAINEER

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WAYNESVILLE, NORTH CAROLINA

THURSDAY, MAY 11, 1933

## CIVIL COURT IS DISPOSING OF MANY CASES

### Compromise Is Being Made In A Large Number of Cases On The Calendar

Exonerated of his duties in making an arrest of an alleged offender, was the subject of the first case that went to the jury in the civil court of Haywood county Superior Court that began here Monday morning with Judge J. H. Clement of Winston-Salem presiding. The case was that of Adam Fowler against Will Pharr, and other defendants, an alleged assault upon the plaintiff with a deadly weapon.

Brought out in the testimony, Will Pharr, Horace Brock, Leonard S. Tye, Tye Cathey, and Jim Welch, were in the house to make the arrest and to be on the lookout for another alleged violator, who was supposed to be in the neighborhood. When the warrant was read to Fowler, he refused to submit to arrest and reached for his shot gun when he was hanging on the wall. A scuffle ensued in which Fowler seized Pharr's gun with his teeth and Pharr used a black-jack to break the hold. It was stifled.

Fowler's complaint was that Pharr used too much force in striking him on the head with the black-jack, and his head was injured, for which he was asking damages.

In 10 minutes after getting the case, the jury returned a verdict in favor of Pharr.

Attorneys appearing in the case were D. D. Alley and F. E. Alley, Jr., for Fowler and J. R. Morgan and A. T. Ward for the defendant.

All the cases on the calendar were disposed of several hours before the regular hour for adjournment Tuesday afternoon, there being a number of cases that were compromised without being heard before the court, and several non-suits granted.

In the matter of the Park commission vs. a number of citizens of the county, a compromise was made and the defendants ordered to pay two-thirds of the amount subscribed instead of the full amount.

The records show that two divorces have been granted since the opening of court Monday morning. H. R. McLeod and Mae Medford, and also A. C. Howe and Geneva Howie were granted absolute divorces.

The jury for next week is: Joseph Robinson, Claude Hildebrand, L. F. Robinson, J. D. Wood, Beaverdam; Haywood Mackey, Clyde; J. O. Singleton, C. S. Terrell, Lester Wells, Pigeon; W. E. Powell, John C. Noland, B. A. Noland, C. M. Christopher, G. E. Walls, Waynesville; W. J. Brown, Crabtree; Rufus Sutton, Dan Gibson, Ivy Hill; Dewey McIntire, Jonathan's Creek; and C. E. Green, Fines Creek.

## State To Vote On Dry Law Repeal Next November 7

### Three Percent Sales Tax Seems Likely To Pass Assembly Before Adjourning

A prohibition repeal referendum in North Carolina on Nov. 7 was assured Tuesday when the senate passed a house bill to call an election on the question of a constitutional convention to consider the Blaine resolution.

The measure, sponsored in the house by Rep. Murphy, of Rowan, barely did get the 34 votes, or two-third majority necessary for passage. The second reading vote was 34 to 8. On final reading the proposal gained and the count was 36 to 6.

Under the plan, a "general election" will be held November 7 to vote on the question of whether a convention shall be held in December to consider repeal of the 18th amendment. Delegates will be elected at the same time. They will be nominated by petition and will be pledged for or against repeal.

The vote will be merely a referendum repeal because if the convention proposition carries it would be more than probable that a majority of delegates elected would be pledged to vote for repeal, and vice versa.

The plan has been ruled constitutional in an informal opinion by the state supreme court.

It is expected that a revenue bill which provides for a three per cent sales tax will pass before the legislators leave for their homes.

## Mayor Atkinson Names Chairmen Of City Boards

### Wednesday afternoon Mayor C. B. Atkinson announced the following chairmen for the different departments of the city, which are headed by the three newly elected members of the board of aldermen.

The appointments were as follows:

J. H. Way, chairman of finance and cemetery.

S. H. Jones, chairman streets, police and sanitation.

W. L. Hamilton, chairman water, light and fire department.

Mayor Atkinson was not named by Mayor Atkinson Wednesday, but will be appointed at an early date, he stated.

The new board was sworn into office on last Monday night. Other than the formal procedure of taking office, no other business was disposed of by the new board.

## Athletic Field Is Leveled By Moving 300 Tons Of Dirt

### Relief Department Furnishes Labor To Level Football Field Grass Has Been Planted

During the past 10 weeks, over 300 tons of dirt have been moved on the athletic field at the high school by workmen employed by the relief department of the county. The work has been under the supervision of the relief department and school officials.

The upper end of the football field, it was found after an engineer had made a survey, was three feet higher than the lower end, and the workmen were put to work with pick, shovels and wheel barrows in moving this dirt and making a level field, together with a 20-yard sidewalk.

Two pipelines have been installed on the field and will be used in watering the grass which was planted last week. The pipes are under ground and will not in any way interfere with the players on the field.

The average number of men at work on the project has been between 12 and 15, according to Superintendent E. D. Burns. An estimate of the cost was made at \$250. This figure was most reasonable, it was said, considering the amount of work that has been done.

The bank of the field opposite the gymnasium has been leveled, and affords a three-foot elevation above the field for the spectators.

Tentative plans are to build a foot race track around the entire athletic field, provided funds from the relief department are available when the present project is completed.

Special care will be taken this summer to level the grass on the football field, it is properly watered and in best class condition for football this fall.

## Citizens Bank Expects To Pay 10 Percent Dividend At Early Date, Says Burns

### Monday Is Last Day To File Claims In Order To Participate In Dividend.

### Liquidating Expenses Of Bank Cost Over \$1,300 For First 3 Months

The last day for filing claims against the Citizens Bank and Trust Company is next Monday, May 15, according to a statement and advertisement signed by A. M. Burns, Jr., liquidating agent of the bank, appearing in today's paper.

Mr. Burns stated that all persons not filing their claims on or before next Monday would not participate in the ten percent dividend which he hopes to be able to pay as soon as the checks can be written after Monday.

The dividend will not be less than ten percent, according to Mr. Burns, as there is now in his hands almost enough to meet such a payment.

Only about one third of the depositors had filed claims by Monday of this week. Unless the remaining two thirds file their claims by Monday they will not receive anything from the first dividend payment, it was said.

Mr. Burns stated that he could not understand why the depositors were waiting so long before filing their claims. This is most unusual, as in most other liquidations claimants stand in line to get their claims filed.

Monday morning when court opened here, Mr. Burns filed his report with the court which showed that the cost of liquidating the bank from the time it was closed on September 17th to January 1st was \$1,369.97. This amount included \$458.79 for the audit, and \$487.50 for Mr. Burns' salary.

According to the report filed, there was a balance of \$17,191.20 on January 1, 1933. There is a little more than that amount on hand at present. When the bank closed there was approximately \$200,000 in deposits in the bank and with more than \$17,000 on hand, and the possibility that some claims will not be filed, Mr. Burns feels that he has sufficient cash on hand to meet the ten percent dividend immediately after Monday.

While the expenses for liquidating the bank were \$1,369.97, the income was \$162.25, thus making the operating loss at \$1,207.72 for the period from September 17th, 1932 to January 1, 1933.

The expense analysis as shown in the report filed with the court reads as follows:

Salaries	\$187.50
Court cost	2.00
Insurance and taxes	25.00
Stamps and stationery	2.91
Travel, light and fuel	51.88
Telephone and collection	24.12
Advertising Expenses	12.52
Supplies	12.74
Extra hire	15.50
Supervision	68.50
Audit	478.70
Total	\$1,369.97
Salaries unpaid:	
A. M. Burns, Jr.	\$150.00
Oct. 1932	162.25
Nov. 1932	162.25
Dec. 1932	162.25
Total	\$437.50
No attorney fees.	

## Executive Board Of Dist. C. Of C. Is Named At Meeting

The board of governors of the District Chamber of Commerce met Monday night and elected the executive board of the organization and secured an office.

The executive board includes three men, Hubbard Atkins, Claude Allen, and Richard N. Barber, and two ladies, Mrs. Grover Davis and Mrs. T. L. Gwyn. President C. M. Dicus will serve as chairman of the executive board.

One of the officials stated yesterday that they expect to be able to make possible by next week the program which the organization will adopt and select the permanent location.

## Haywood's Quota Is 58 Men In Relief Camps In W. N. C.

Haywood county has been allotted 58 men for the Civilian Conservation Corps who will be given work in the national park and national forest areas near here under President Roosevelt's relief program.

The Haywood men are requested to report in Asheville today.

All recruits will undergo a physical examination, and if they pass this examination they will be sent to Fort Bragg for 2 weeks physical conditioning after which they will proceed to the various working camps in Western North Carolina.

North Carolina's quota has been placed at 1150 by the Secretary of Labor.

## Charlie Trantham Shot With Shotgun

Charlie Trantham, well known in this county, is in the Haywood County Hospital suffering from wounds caused by a load of shot from a shotgun, which were inflicted on Sunday, while Mr. Trantham was in Tennessee just across the line.

His condition was reported as being some better at the hospital on Wednesday noon although still serious. The lead struck him on one side. Practically the entire load entered his body.

CONSTRUCTOR IS BETTER  
Mr. Strickler, foreman of the culvert work on the Scoo Gap road, who has been critically ill at the hospital here, with pneumonia is doing nicely now. Mr. Strickler's condition was considered as most serious for several days.

## Local Hospital Will Have Open House Tomorrow, 9-12; 1-3

### Annual Hospital Day Will Be Observed By Haywood County Hospital.

Miss Ruth Hampton, superintendent of the Haywood County Hospital, announced yesterday that the local hospital would observe National Hospital Day tomorrow with an open house from 9 to 12 and from 1 to 3 o'clock.

National hospital day is observed each year on the birthday of Florence Nightingale, who bears the title of "Queen of Nurses." This is a national observance, being proclaimed by the president. The first observance was made during the administration of Woodrow Wilson.

The local hospital had 48 patients yesterday, which is an average for the institution. The patronage of the local institution has increased to such an extent during the past year that the trustees are to begin within the next few weeks the construction of a \$12,000 nurse's home in order that the rooms now occupied by the nurses in the hospital building may be used for patients. The Duke Foundation is paying for half of the cost of the new home. A check has already been received for \$4,000 of their share it was announced yesterday.

All friends of the local hospital are extended an invitation to visit the hospital tomorrow, but are asked to please observe the hours - 9 to 12 and 1 to 3.

## Mrs. Wright, 95, Is Buried On Tuesday

### Deceased Was One Of The County's Oldest Citizens, Survived By Large Family

(Contributed.)

Mrs. Laura Lominae Wright, 95, died at the home of her grandson, Maud Wyatt, at 8:15 Monday evening, May 8th.

In the passing of Mrs. Wright Haywood county lost one of its oldest citizens.

Mrs. Wright was born in Union, S. C., on May 1st, 1838, and was the daughter of William and Betty Lominae of Union county. With her parents she moved to Alexander, N. C., and there she married the late Albert Wright in 1865, just a few months after his discharge from the Confederate Army. He was one of the first young men to enlist, having joined the old Buncombe Rifles the first company organized in Asheville. He served four years and was a loyal soldier and good citizen until the time of his death on Dec. 2, 1918.

Mrs. Wright had made her home with her son, Joe Wright, until a short while ago, when she went to visit her grandson, Maud Wyatt. She was taken ill while there.

She is survived by eight children, four sons, John Wright of Gastonia; M. M. Wright of Canton; W. J. Wright of Bellwood; and Joseph Lee Wright of Waynesville; also the following daughters: Mrs. Elizabeth Leasing of Rich Mountain, N. C.; Mrs. W. C. Lundy, and Mrs. Leander Medford of Hamilton Washington; and Mrs. Mary Wyatt, of Waynesville. Thirty-six grandchildren and twenty-one great grandchildren, also one brother, Louis Lominae of Elm, N. C.

Pallbearers will be the following grandsons: Herbert Orle, Willis and Fred Wright, Glenn Hips and Maud Wyatt. Funeral services were held at Richland Chapel and interment was at Locust Field cemetery in Canton.

She was a loving mother, and kind neighbor, and will be missed by her numerous friends. Beautiful flowers attested the universal esteem in which she was held by all who knew her.

## Prizes Are Being Offered For Name

### C. M. Dicus Is Seeking Name For Recreational Center At Bell Meade

C. M. Dicus, owner of the recreational facilities which include a swimming pool, tennis courts and tea room at the Country Club Golf Course, is getting this week a contest for a name for the playground. For the name submitted a season ticket will be given and a second prize of \$2.00, third of \$1.50 and a fourth prize of \$1.

Each contestant entering a name will be given a free ticket entitling him or her to enter the tennis courts or swimming pool on either of the first three days after opening.

The swimming pool has been completed, and the tennis courts are nearing completion as well as the tea room and bath house. Sand-bag sand will be brought here to make sand beaches and large electric flood lights will be installed at both the tennis courts and swimming pool for night recreation.

Mr. Dicus stated yesterday that he expects to be able to announce the managers of the park by next week.

All those interested in sending in a name for the recreational center should send them to Mr. C. M. Dicus, district manager.

## Dr. Westmoreland Is Named Coroner For Haywood Co.

W. G. Bevers, clerk of Superior Court, appointed Dr. J. R. Westmoreland, of Canton, to fill the unexpired term of Dr. J. L. Reeves, also of Canton, who resigned recently when he was elected mayor of Canton.

Dr. Westmoreland is a Haywood county man, being the son of Charles Westmoreland, who holds a responsible position with the Champion Fibre Company. The new coroner recently was granted his license to practice.

## Poppy Day Will Be Observed Here 27th

Poppy Day will be observed here as well as throughout the entire county on Saturday, May 27. The poppies will be offered for sale on the streets by members of the American Legion Auxiliary and members of the Legionnaire's families on Poppy Day.

The proceeds from the sale of the poppies will be used in the work of caring for disabled veterans throughout the county, and in caring for the needy veterans and their families.

## HAWOOD MAN WOUNDED BY ACCIDENTAL SHOT

SYLVA, May 10.—David Underwood, Jr., "Doc," taxi stand owner of Waynesville, is in the C. J. Harris Community hospital here suffering from a pistol shot wound in the left leg which was accidentally inflicted Tuesday morning at 3 o'clock while Mr. Underwood was riding in a car on Highway No. 19 west of Dillsboro. Mr. Underwood said he was changing positions in the car when the revolver which he was carrying in his belt, was accidentally discharged. His condition is not serious.

## Massie Department Store Has Splendid Opening On Friday

The Massie Department store, in its new quarters on Main street was host Friday to about 500 persons who filed through the building with its shelves and counters loaded with spring goods. The reception continued from 8 o'clock in the morning to closing time at 7 o'clock in the evening. More than 500 guests were served with punch, candy and cake.

W. H. Massie, senior member of the firm, stated that the number of visitors and the amount of business done during the day far exceeded expectations. He said that the persons who went through the store were from both the county districts and the town, about 50 percent of each. He added that indications are that the business of the firm will be increased about 25 percent by the change in location.

A spirit of optimism was exhibited during the day. Mr. Massie said that their business had very much increased during the past two or three weeks, and from now on he was expecting a very material increase in the volume of trade. His business was far beyond expectations, he said.

## FORMER HAYWOOD RESIDENT DIES

Mrs. Mary Rogers McGuire, former resident of Haywood county, died at her home in Atlanta, Georgia on April 12. She was buried in Walhalla, South Carolina on April 13. Mrs. McGuire has many friends and relatives in Haywood county who will hear of her death with regret.

## Education Board Is Confirmed

The General Assembly confirmed the board of education of Haywood County, on Wednesday afternoon. The members are Arthur Osborne, Canton; R. T. Messer, Waynesville, and Homer Cagle, Canton. It was learned that the board's first meeting will probably be held Monday, at which time the superintendent of education will be named.

## Brief News Items

Williams G. Roberts, 20, of Marshall was instantly killed Saturday night when a car in which he was riding crashed into a wagon on the Durham-Chapel Hill highway. Young Roberts was a student at the University at Chapel Hill, and a member of this year's graduating class. The other occupants of the car were injured, but not seriously. The two negroes in the wagon sustained bruises.

Two brothers, Kenneth and Cyril Buck, were arrested and charged with kidnapping of Peggy McMath. The girl's parents had paid a ransom of \$60,000 for the child's return. The entire ransom was recovered by investigators when the two brothers were arrested.

Dr. A. A. Nichols, of Sylva, was wounded Tuesday afternoon by bullets alleged to have been fired when he and Dr. Z. C. Candler, also of Sylva, were the alleged participants. The wounds were on the arm and leg and are not considered serious.

A survey made of the country revealed that more than 50,000 wage earners have been given an increase from 5 to 10 per cent during the past few days.

Seventeen people were killed in South Carolina last Saturday by a tornado. The section between Greenville and Anderson bore the brunt of the storm.

(Continued on back page)

## FOUND—

Last week there appeared in the want ad column of this paper the following advertisement:

LOST—Monday, Brown patent leather purse containing keys. Please return to Mountaineer and receive reward. Itp.

Within 24 hours after the paper was off the press, the purse had been returned to the owner. The cost of the advertisement was only 25c.

When you have anything to sell, buy, trade, or have lost or found anything, the surest way to get results is with a want ad in The Mountaineer. The cost is only one cent per word, a minimum of 25c.

## GIBSON IS BETTER

Carl Gibson was reported to be better Wednesday afternoon at the hospital here where he is suffering from a deep cut in his head made when he fell while cutting wood in his home in the East Fork section of the county Tuesday.

## Free Merchandise And Service.

On page 3 of this week's paper there appears a page of advertisements from ten leading business firms in Waynesville. These ten firms, cooperating with this paper, are offering absolutely free \$20.00 worth of merchandise or service. Turn to the page now and read how you can easily participate in these prizes.