

THE WAYNESVILLE MOUNTAINEER

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WAYNESVILLE, NORTH CAROLINA

THURSDAY, MAY 18, 1933

Haywood County Included In Bank Offset Law Mon.

Depositors Of Closed Banks May Sell Claims To Debtors To Offset Loans

Haywood County was included in the bill recently introduced in the General Assembly with reference to legislation permitting depositors in closed banks to sell their deposit claims to debtors who can use them to offset against loans.

Major credit for this legislation, which was widely approved here, is given to Representative Sullivan of Buncombe county who engaged in a series of skirmishes with Commissioner Hood of the state banking department and came out victorious. The bank commissioner sought to have the bill recalled from the enrolling office, but was out-manuevered. Efforts to repeal the act also floundered, the senate tabling the Burgin repeal.

Senator Francis of this county and Dungan of Rutherford, introduced a supplemental bill bringing several western counties under the Sullivan bank offset act. In the house, Representative Sullivan brought the measure from the unfavorable calendar, where it had been consigned by the house committee on banks and banking, and passed it despite the vigorous opposition of the commissioner's friends in this branch.

The final effort to defeat it was made in the senate when several senators blocked concurrence. In the conference committee, Representative Sullivan again won his point, bringing the report to the floor and securing approval of the house. In the senate, approval was also voted and the bill was ratified Saturday, adding 47 counties to its provisions including Transylvania, Cherokee, Clay, Henderson, Haywood, Rutherford, Macon, Avery, Polk and Jackson.

Commissioner Hood secured the introduction of a statewide bill which would have repealed the Sullivan act. The committee on banks and banking reported it unfavorably, but again the Buncombe representative defeated it, the house upholding his motion to table it.

Representative Sullivan's final victory against the state bank department came when he brought the Patton bank bill from the unfavorable calendar and secured its passage by the house.

Introduced by Senator Patton of Macon, the measure provides:

"Section 1. That the commissioner of banks of the State of North Carolina shall on or before the first day of June 1933 and on the first day of January and July of each year thereafter file with the secretary of the State of North Carolina a report showing all banks under liquidation in the State of North Carolina, and the names of any and all auditors employed in connection with the liquidation of said banks together with the amount paid or contracted to be paid to each of said employed on a five per cent contingent upon the recovery of said report must state in substance the following:

"Section 2. Within five days from the receipt of said report the secretary of the State of North Carolina shall cause same to be published one time in some newspaper published in each county in which a bank or banks are under liquidation. If there be a newspaper published in said county, if not, the secretary of the State of North Carolina shall cause a copy of said report to be posted at the courthouse door in county."

Ram Sale Set For July 22, At Clyde

W. D. Smith who has been working on the matter of getting a ram sale for Haywood County at Clyde this summer announced this week that July 22 had been definitely set as the date for the sale.

"The prospects are that this will be the biggest and best sale ever held in the county," Mr. Smith said.

"Mr. A. C. Walker will have between 20 and 30 rams on hand at the sale, and others will have large numbers, both for sale and exchange," Mr. Smith continued.

"I feel that the exchange of rams will be larger than at any previous sale. We also expect several from outside the county to take part in the exchange and sale."

Potato Inspector To Be Here Soon

All those wanting their potatoes inspected should get in touch with W. D. Smith at once and make arrangements, as the state inspector will be here at an early date.

Kirchhoff To Make Experiments With Asters Here Soon

Several Acres Will Be Planted. Company Is Pleased With Haywood County

W. L. Boyd, who is retail sales manager for the Kirchhoff Gladiola Farms, announced yesterday that an experiment will be made here with several acres of asters in addition to the 40 acres of gladiolas; there being about 20 acres already planted.

Mr. Boyd stated that he believed that the asters could be grown here successfully. "I am favorably impressed with the climate and soil for gladiolas," he said.

The location of the aster farm has not been determined. A place with suitable soil is now being sought.

E. H. Ganshaw, who is in charge of planting, has already planted about 12 acres at the Sloan property and 5 acres at the Welch farm on Highway No. 10. The five acres at Clyde have already been planted. Mr. Ganshaw will remain here until the planting is completed. Mr. Boyd will be here until about November.

Mr. Boyd announced that plans were being made for the establishment of about 5 roadside stands, in Western North Carolina where fresh cut flowers, bulbs and plants will be offered for sale. No definite sites have been leased, but negotiations are under way to establish stands at Clyde, Black Mountain, Biltmore, Lake Junaluska and at the Welch farm.

"The majority of the flowers will be shipped to eastern and southern markets," Mr. Boyd stated. "It would be almost impossible for the local trade here in Western North Carolina to demand all the flowers from 35 acres, acres."

Mr. Kirchhoff is the largest single grower in the United States, and supplies large florists in the country with flowers, as well as large seed companies with bulbs.

If the flowers do as well here as they are expected to do, it is Mr. Kirchhoff's intention to increase the acreage next year.

The places where the flowers are planted will be one of the show places of Western North Carolina.

10 Percent Penalty For Failure To List Taxes To Be Made

Charles C. Francis, tax supervisor of Haywood county, announced yesterday that there only remain 11 days for taxpayers to give in their taxes for 1933 and avoid the 10 per cent penalty which will be imposed after May 31.

The tax listers in each township are anxious to get their list complete before the final date, and those who have not listed their taxes are urged to attend to it at once, and to tell their neighbors about it, and save the penalty.

An advertisement elsewhere in this paper explains more in detail the law on this matter.

Merchants Not To Absorb 3% Tax

The passage by the general assembly of a supplementary bill making it mandatory that the merchants shall pass on the 3 per cent sales tax to the consumers was regarded as a signal, of a last minute, victory for the merchants. Despite the fact that when this proposal was first made, it was viewed by some members of the legislature with distrust, if not with alarm, the bill had very little opposition in either house, and passed the senate by a unanimous vote, despite the fact that only a few days before there had been particularly strong opposition to the mandatory provision in the upper house.

The sales tax becomes effective July first.

Marketing Of Wool Will Be Discussed

L. C. Salter, of the state marketing department, will be the principal speaker at the courthouse Thursday afternoon at 4 p. m. at which time all interested in marketing wool are urged to attend.

W. D. Smith, vocational agricultural director of the Waynesville Township schools, is working up this meeting, and urges all interested in better marketing of wool to attend.

TENTH DISTRICT MEDICAL SOCIETY MET HERE WED.

Members Heard Papers From Leading Doctors Of District Here Yesterday

The Tenth District Medical society held its spring meeting here yesterday afternoon at the courthouse. The business session was called to order by Dr. S. H. Lyle, of Franklin, president of the organization at 2 o'clock. At 7 o'clock a banquet was staged at the Waynesville Hotel.

Dr. I. H. Manning, of Chapel Hill, president of the North Carolina Medical society, was the chief banquet speaker. His topic was "Some problems of organized medicine."

Dr. O. W. Hill, of Knoxville, Tennessee, gave a paper at the afternoon session on "Blood Dyscrasia in Children." Dr. J. M. Russell, of Canton, and Dr. H. H. Harrison, of Asheville, led a discussion on the topic.

Other papers on the program were as follows:

"The Heart in Pneumonia," Dr. W. Locke Robinson, of Mars Hill. Discussion by Dr. S. L. Crow and Dr. C. A. Hensley, both of Asheville.

"The Early Recognition of Neurologic and Psychiatric Disorders," Dr. Hanson S. Ogilvie, of Asheville. Discussion by Dr. S. L. Crow and Dr. C. A. Hensley, both of Asheville. (Continued on page eight)

Parton Surrenders And Is Bound To Court For Murder

Sigsbee Parton Is Charged With Killing His Brother-In-Law

Sigsbee Parton, 30, farmer of the Fines Creek section of Haywood county, alleged slayer of Glenn Kingsmore, 30, farmer of the same section, surrendered to Sheriff Jake Lowe here late Thursday afternoon and was lodged in the county jail here.

Parton was given a hearing before Magistrate Frank Ferguson Friday afternoon and bound over to court. He was released under a \$5,000 bond.

Parton and Kingsmore were brothers-in-law and it is reported that, prior to the shooting, they had had a dispute.

The shooting of Kingsmore occurred last Sunday morning at 2 o'clock in front of the Fines Creek Baptist church. The two men, with five others, had been riding around in a car, and, according to reports, were drinking. Kingsmore got out of the car in front of the church and started to walk toward the church, before reaching there, however, he stopped, turned around, and returned to the car. As he reached the car he was hit by a .32 caliber revolver. He died instantly.

Since the shooting, officers had been seeking Parton but were unsuccessful until late Thursday afternoon when he came in and surrendered voluntarily.

Rotary Club Host To Boy Scouts Here

Dr. L. B. Hayes Makes An Appropriate Talk To Boys And Rotarians

The Waynesville Rotary Club entertained about 15 members of the local Boy Scout troop at luncheon on last Friday. Dr. L. B. Hayes, presiding elder, made an appropriate talk to the boys and club after members of the scout troop had given the scout oath, laws, salute, motto, and hand-clasp.

Dr. Hayes stressed the first three words of the scout oath, "On My Honor." He said that the remainder of the oath was built around those three words.

"The world today is suffering from the fact that so many have drifted away from those three words," he said.

The speaker urged the boys to see more of nature, and learn to enjoy it. The boys were told to use their leisure time to an advantage, and not just idle it away.

The Waynesville Rotary Club sponsors the work of the Boy Scouts and Girl Scouts in Waynesville.

Garbage Truck To Be In Service On Each Friday Here

Sam H. Jones, chairman of streets and sanitary department of the city, announced yesterday that the garbage truck of the city would make a trip over the city each Friday collecting garbage. He urged that citizens of the town gather their garbage late Thursday and have it ready for the truck Friday. The truck will not be in service on any days except Friday.

SPRING FLOWER SHOW WILL BE HELD ON MAY 22

Show Is Being Sponsored By The Community Club Of This City

The Garden Committee of the Community Club of this city has arranged for the annual Spring Flower Show. It will be held in the Clyde Ray Building on Main Street, which until recently was occupied by the Massie's Department Store, which has moved next door. All the exhibitors are asked to have their flowers arranged by 11:30 o'clock in order that the judges will have ample time to make their inspections and decisions before the show opens to the public. The hours of the show will be from 2 o'clock in the afternoon until 9 o'clock in the evening.

Mr. Thomas Price, of New York, who for several years has given the handsome silver sweepstakes prize, given to the winner of the greatest number of individual prizes, is again contributing this much sought after trophy. A winner of this prize cannot compete for it under two years after its attainment.

The committee is calling special attention to the best display by a member of the Junior Garden Club, which is sponsored by the Garden Committee of the Club, and also to the bird house contest open to the boys and girls. (Continued on page eight)

District C. Of C. Has Office In Mountaineer Bldg.

Front Portion Of The Mountaineer Office Will Be Used By New Organization

The Waynesville District Chamber of Commerce is now "at home" in the front portion of the building occupied by the Waynesville Mountaineer. The interior of the office has been painted and additional office equipment added.

It is the earnest desire of the officials of the organization that not only members of the organization, but everyone in the district—either residents or guests shall use the facilities of the office.

"We want to serve you, and you can enable us to do that effectively if you will give us the benefit of your ideas," Mrs. Helen C. Matthews, secretary, said. "We extend to all on our subscription list an invitation to become members, but whether you join or not we are at your service," she continued.

The secretary will give membership cards to all those who pay their subscription promptly.

Sheriff Lowe And Officers Capture 73 Gallons Liquor

Sheriff J. A. Lowe, Will Carver and Dewey Cook, deputies, made a liquor haul Wednesday night that eclipses anything of the kind that has happened in Haywood county in many months. Seventy-three gallons of liquor, one automobile, and two prisoners are the net results of a vigil of several hours on the Max Patch road in upper Fines Creek, near the Methodist church.

Responding to a suggestion that two men, both of this county, were expected at a certain hour to come over the mountains from Tennessee with a car load of liquor, the officers stationed themselves in the road near the Methodist church on upper Fines Creek a few hours before the two were expected. Soon the headlights of two cars were seen coming down the winding mountain road toward them. The first car was held up, but it contained no liquor. Soon the other came up and was seized. It held 73 gallons of corn liquor, officers said.

Sheriff Lowe brought the car with the two men in it and the liquor to Waynesville. The two men, Ralph Hightower, and Audery Bowen, were put in jail.

Soon after reaching here Sheriff Lowe and four others poured the "capture" in the sewer at the courthouse. It took more than an hour to empty the half gallon fruit jars.

R. T. Messer Named Chairman Of New Education Board

Haywood county's new board of education met Monday afternoon for their first meeting and elected R. T. Messer as chairman of the board.

Other than the naming of chairman no matters of importance were disposed of. Mr. Messer stated.

A meeting of the board is scheduled for next week, probably Wednesday or Thursday, and at that time a superintendent of education will be named. Members of the board Monday requested that this matter be deferred until that time.

Horse Racing Bill Is Not To Be Voted On In A Special Election

Matter Is Left To Discretion Of Commissioners To Act Before January, 1935.

Voters of Haywood County will not have to vote on whether or not they want horse racing in this county, with its accompanying pari-mutuel betting feature, until a general election, if then, according to information gathered here Wednesday morning. The horse racing bill as passed during the closing hours of the '33 legislature Monday left the matter to the discretion of the commissioners to call an election on the bill any time before January 1, 1935, according to Senator W. R. Francis, who returned from Raleigh Tuesday afternoon.

Senator Francis stated that he did not feel that the matter would be put to the people for a vote until a general election, probably the one in the fall of 1934.

Before it was learned whether or not it was mandatory that the commissioners call an election, as set out in a similar bill recently passed for McDowell county, Chairman W. A. Hyatt of the board of commissioners told The Mountaineer that little could be said until a copy of the bill had been received here. "Unless there is something constructive in the bill, and it is mandatory, I don't think that the board will call an election. We do not have funds for such an election in the budget. If the races are to be held at an organized fair or something of that nature here, I feel that the board will consider it more favorably. At the present, I don't believe the board will even call an election unless it is mandatory, and then we'll wait until the last minute to do it."

Mr. Hyatt was opposed to just a straight out horse racing in the county for pari-mutuel betting purposes, but until a copy of the bill is received no official action can be taken.

Several weeks ago the general assembly enacted into law the horse racing bill for McDowell county, and Monday extended the right to submit to the voters the legislation of horse racing and pari-mutuel betting in this county and 1934 county.

Since the news was received here, much comment has been had on the subject. Many different opinions were discussed, and according to a source here talk there will be a strong fight made before the election.

The chief resident of the town recall the days between 1905 and 1911 when horse races were held at the fair grounds. Large crowds attended the races, and some betting was done, it was said.

According to one informant, a local here who is well posted on the laws of the county, there was a law legalizing horse racing in this county in 1905 and it was his opinion that the law had not been repealed.

Representative J. H. Hays stated yesterday that he knew nothing about the act until he read it in the paper. The matter was never mentioned in the Haywood Representative's campaign after he left Raleigh last week to come home to attend to some county matters here at the time of the election. One Waynesville citizen told The Mountaineer that he estimated it would cost \$2000,000 to erect a racing track here, and about \$150,000 a year for the upkeep.

In McDowell County interest in the horse racing act has caused much comment, and an injunction has been threatened if an election is called.

Violation of two sections of the state constitution will be alleged, Mr. Giles of Marion said. Article I, Section 7, he cited as providing that no man or set of men are entitled to exclusive privileges or emoluments except in the public service. This law, he declared, would give special emoluments to the operators of the racing plant. The other provision, in Article I, Section 31, he said, declares that perpetuities and monopolies are contrary to the genius of a free people and are not to be permitted.

Other grounds will be advanced to sustain the argument that the law is invalid, the attorney stated, including the contention that it purports to regulate a general and public law as it relates to one county.

Hazelwood Man Passed Away On Last Saturday

W. A. Henry, 80, Died At Home Of Nephew, After Three Months Illness

W. A. Henry, 80, died at the home of his nephew, W. H. Fisher, at Hazelwood, Saturday morning at 7:45 after an illness of three months.

Funeral services were conducted at the home Sunday afternoon by Rev. R. B. Caldwell, interment in the Buchanan cemetery.

Mr. Henry was a native of Tennessee county, having spent most of his life at Murphy. He came to Haywood county about a year ago.

He joined the Methodist church at an early age and lived a consistent Christian life.

Surviving are his wife, Mrs. Josephine Fisher Henry, one son, Forrest Henry, of Slaton, Texas, and one brother-in-law, J. M. Fisher, of Hazelwood, with whom he lived for several years.

McElroy Will Be Given Hearing On Friday Afternoon

Hugh McElroy, 30, has been arrested and placed under bond of \$1,000 for his appearance in mayor's court here Friday afternoon at 4 o'clock on a charge of participating in an affray with Don Underwood, 46, on Smathers street here Sunday night.

Officers, who investigated, said that McElroy and Underwood were engaged in an affray when McElroy drew a pistol and had it trained on Underwood when Tom Edwards, night policeman, arrived on the scene and ordered McElroy under arrest. McElroy, however, is alleged to have turned the pistol upon Edwards and fired at him twice. Edwards is said to have returned the fire twice, but neither man was hit.

McElroy is said to have fled to his home where he was shortly afterwards arrested by Fred Caldwell, chief of police.

POPPY DAY WILL BE OBSERVED ON THIS SATURDAY

Poppies Will Be Offered For Sale To Raise Funds For Needy Veterans

All World War veterans of Waynesville were urged to pay honor to their fallen comrades by wearing a memorial poppy on Poppy Day, Saturday, May 27, in a message issued yesterday by W. A. Bradley, Commander of the Haywood Post of the American Legion. Commander Bradley declared that the wearing of the poppy is the individual way to show remembrance for the war dead and devotion to the ideals for which they gave their lives. The message stated:

"On Saturday, May 27, America will pay its annual tribute to the men who gave their lives in defense of the country in 1917 and 1918 by wearing the memorial poppy. I am sure that every World War veteran and all other patriotic citizens of Waynesville will wear this token of remembrance on that day. Wearing the poppy means that we have not forgotten our comrades who fell amid the poppies of France and that we are carrying on for America in their spirit.

"The poppies will be offered on the streets here by the women of the American Legion Auxiliary, our wives, mothers, sisters and daughters. They have volunteered for this work, giving their services without thought of personal gain. Disabled veterans have made the poppies which they will distribute, and the contribution they will receive will go entirely to the relief of needy veterans and veterans' families. Be sure not only to wear a poppy on Poppy Day, but be sure to wear an American Legion and American Legion Auxiliary poppy."

"We want to serve you, and you can enable us to do that effectively if you will give us the benefit of your ideas," Mrs. Helen C. Matthews, secretary, said. "We extend to all on our subscription list an invitation to become members, but whether you join or not we are at your service," she continued.

The secretary will give membership cards to all those who pay their subscription promptly.

Commissioners To Name Welfare Officer June 5

The board of commissioners met here Monday for their regular third Monday meeting. Other than the regular matters of business disposed of, nothing new was discussed.

The board will name a welfare officer at their next meeting which will be the fifth of June.