The Duplin Times

Straight from the Shoulder — Right from the Heart of Duplin

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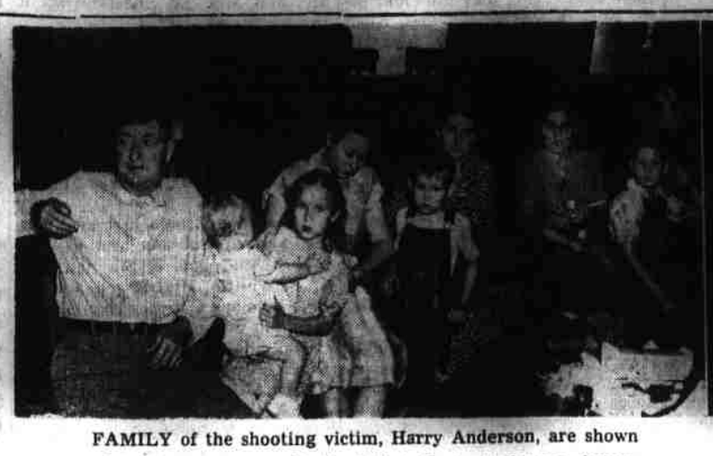
Pinyatello Brothers Get Manslaughter

Joseph and Tony Pinyatello are shown above. Tony to the left and Joseph to the right. Study their expressions.

Photo by News-Argus photographer.



FAMILY of the shooting victim, Harry Anderson, are shown seated in the courtroom. At the left is B. A. Anderson, father; Ola Mae, 1, seated in the lap of Susie, 8; Mrs. Harry Anderson, Jarvis, 6; Mrs. Anderson, mother; Louise Dusk, sister; and Shelton, 10. Linda, 4, is not in the picture. During selection of the jury the children often played on the courthouse lawn.

Photo by Goldsboro News-Argus Staff Photographer.

DEFENSE ATTORNEYS and the defendants are pictured on the right. Left to right, Norwood B. Boney, Kenansville, Vance B. Gavin, Kenansville; River D. Johnson, Warsaw; Joseph Pinyatello and Tony Pinyatello. Permission to print picture of the Pinyatello family was denied. Trial started Tuesday morning.

Photo News-Argus Staff Photographer.

DUPLIN JURY which heard the case against Joseph and Tony Pinyatello is shown above. Thirteenth member of the jury was sworn in after 351 talesmen had been examined. Members are J. W. Johnson, Island Creek; Simpson Harper, Albertson; B. F. Evans, Magnolia; McKinley Lloyd, Cypress Creek; Henry Quinn, Magnolia; Lloyd C. Jones, Limestone; Joseph Thomas, Smiths; Neal Pickett, Limestone; John W. Brice, Island Creek; William R. Harper, Albertson; J. M. Harrison, Glisson; Wayne Quinn, Limestone; and A. G. Sholar, Cypress Creek, the alternate. Courtroom photos were made by Goldsboro News-Argus Staff photographer Bill Futrelle with permission of Judge Henry L. Stevens, Jr., during a court recess.

Seated at the right of the jury at the table are Solicitor J. Abner Barker of Roseboro, E. Walker Stevens of Warsaw and Col. Hugh Dortch of Goldsboro, prosecution attorneys.

Pinyatellos Sentenced To Twenty Years By Judge Henry L. Stevens

By EMORY SADLER

(Bob Grady, ye editor predicted that Joseph would get manslaughter and Tony acquittal. He missed his guess 50%. We extenc congratulations to Judge Stevens on the way he handled the case and on his judgment.

The Pinyatello brothers, Joseph and Tony, were sentenced to 20 years in the State Penitentiary for the murder of Harry Anderson at Bowden last February 2. Sentence was imposed by Judge Henry L. Stevens of Warsaw, after the jury had returned a verdict of "Guilty of Manslaughter". Verdicts of "Not Guilty" were returned by the jury on the counts of "Murder in the First Degree" and "Murder in the Second Degree".

The trial which began on Tuesday, August 31st, with the examination of prospective jurors, had lasted for seven and one-half days of the court. Besides the jury for the regular term of Criminal Court - a special venire of 275 men were summoned for this case. The venire was exhausted on Wednesday afternoon with only six jurors having been accepted and sworn. At this point Judge Stevens recessed court until 9:30 Thursday morning while he considered whether to call another Special Venire or to make some other disposition of the case. There were rumors rampant that he would stop the case where it was and remove the case to Pender county for trial at some future date. Upon the reconvening of Court on Thursday morning Judge Stevens announced that he would call another Special Venire of 150 men in an attempt to secure the six other jurors and one alternate juror needed. The drawing of names of this Special Venire was quickly finished and officers dispatched to summon them. Drawing of names from this venire began a 4:30 o'clock on Thursday and at 8:05 o'clock the jury was completed. Court adjourned until 9:30 Friday morning and the jury locked up.

The story of this trial would be incomplete did it not mention with commendation the young son of Mrs. Murle Dail, Carney Dail, aged 9, drew every name from a hat in the calling of prospective jurors. For three days he sat upon the desk of Mr. Vivian Wells, Clerk of Court, and performed in a business-like manner his duties. Wearing the badge of Sheriff Ralph Jone's he appeared as much an Officer of the Court as did anyone there and performed his duty with the same attention and dispatch as did any officer present. That the Court considered him to be of importance as a cog in the machinery of the trial was shown when once - after a short recess - Judge Stevens ordered the Sheriff to continue with the drawing of names, it was found that Carney was not in the court room. Thereupon Sheriff Jones got a little girl from the audience, but was told by Judge Stevens "I think that we will continue with the same young man". He then stated that when it was late, he thought it would be a good time to adjourn for the day - which he did. The writer does not know where Carney was - perhaps at the drug store getting a coca cola - but he was back on the job when court opened the next morning and remained until his job was done. It is understood that Judge Stevens ordered that he be paid for a task well done. He is a bright youngster and told the writer that "I'll be in Miss Wallace's room next year". (Mrs. Joe Wallace, Kenansville). Mrs. Wallace will find pleasure in the part to be play by her in the moulding of the man he is to be. As the twig is bent, so grows the tree.

When court convened on Friday morning the State began its presentation of evidence. On Friday eight witnesses testified as to what they knew regarding the acts of the Pinyatello brothers and Harry Anderson which culminated in the shooting and death of Harry Anderson. On Saturday the State called fifteen witnesses. Fourteen of these were used as character witnesses to prove a good character - which had been questioned by the defense - of the State's main witnesses. The last witness called was Mrs. Harry Anderson, who was sworn as a witness by Judge Stevens. Under direct examination by Hugh Dortch, of Goldsboro, Mrs. Anderson testified that she and Harry Anderson were married in 1937. That she has five children, 3 girls and two boys. That on the day of the shooting Harry left home about 4 o'clock. That if he was drinking she didn't know it. That she saw Harry in the Goldsboro Hospital and that he was dead. That Harry had a pocket knife. She was then shown a pocket knife, by Mr. Dortch, which, she said, was not Harry's. Another knife was shown her, which, she stated, was Harry's. On cross examination by Senator Rivers Johnson for the defense she testified that the relations between Joseph and Tony Pinyatello and Harry Anderson were friendly. That she is friendly with the wives of the defendants. That Joseph Pinyatello's wife has two children and that Tony Pinyatello's wife has two children. At this point E. Walker Stevens announced on behalf of the State, "The State rests."

Senator Rivers Johnson then made a motion for a non-suit. The motion was denied by the Court. Exception taken by the defense. Mr. Johnson then announced that he would present argument as to the law covering Motion for Non-suit at the opening of court on Monday.

Court was then adjourned until Monday at 9:30 A. M. This was at 11:50 A. M. Saturday.

Upon reconvening of court on Monday Mr. Johnson renewed his motion for a non-suit in the case of Tony Pinyatello. Motion denied and exception taken. He then renewed his motion for a non-suit in the case of Joseph Pinyatello, stating that the State had failed to prove by evidence of premeditation

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County Draft Board Doing Fine Job

By EMORY SADLER

The Duplin County Draft Board is moving right along with the registering of those eligibles in the age limit of the draft. As of Tuesday evening, Sept. 7, 1530 had been registered. The average has been about 200 per day. The members of the Board are W. H. (Bill) Fussell, of Rose Hill, Chairman; Earl Wall, of Warsaw, and John Rhodes, of the Cabin-Beulaville section. Bernice A. Farrior, of Kenansville, is Clerk.

Mr. Farrior has asked the writer to express the thanks of the Board and himself for the fine voluntary help given by all who have participated. There have been nine young ladies from Wallace, four from Rose Hill, and six Kenansville residents who have performed the duties as registrars. In addition to these the young ladies working in the court house offices have given generously of their help. Mr. Willard Hoffler, Mayor of Wallace, has been very active in finding and sending to Kenansville those who have come from Wallace, as was Mr. Dallas Herring, Mayor of Rose Hill. Mr. O. P. Johnson, County School Supt., and Mr Faison McGowen, County Auditor, of Kenansville, have been instrumental in securing the assistance of the local residents and together with the other County Officers have willingly loaned their clerks and stenographers to help in the fine job being done.

List Of Persons In Kenansville Who Donated To Fight Against Polio

Below you will find a list of persons who donated money to pay for the DDT dusting by plane in the fight to help oust Polio:

The following donated $1.00 each, Messrs. Pery Price, W. J. Pickett P. R. Stephens, Stokes Westbrook, C. W. Wagstaff, Elmore Bell, J. R. Grady, A. C. Holland, Cleveland Mathis, Paul Ingram, Robert Williams, McKoy Kennedy, Joe Carlton, Col., C. L. Nicholson, W. J. Sitterson, C. B. Sitterson, Wm. Ingram, A. R. Bland, A. Q. Brinson, John Byrd, F. J. Dobson, Corbett Byrd, J. L. Williams, H. E. Phillips, E. V. Vestal, Willie Quinn, Henry Moore, Sr Tim Middleton, R. W. Johnson, G. F. Brown, B. B. Williamson, Henry Moore, Jr., J. C. McLendon, Leo Jackson; Miss Mary Cooper; Mesdames J. G. Morrison, R. W. Burgess, Ronnie Basinger, Thad Jones, Mattie Sadler, I. C. Burch; Rev. Lauren Sharpe; Duplin Times, Duplin Mercantile Co., Kenansville Drug Co.

Mr. Oliver J. Stokes and Mr. C. E. Quinn each donate $2.00 to the cause bringing the total donations to $49.00.

Faison Land Owners Agree to Give Land For Experiment Station

Several landowners have offered land on which to establish a state test farm for vegetables and auction truck crops.

Their efforts came as efforts were pushed to have the state set up a farm to serve thousands of farmers in Duplin, Sampson, Johnston and Wayne who grow produce for cash crops.

The Faison Chamber of Commerce inaugurated the move. At a hearing in Raleigh the proponents of the idea pointed out that the truck crops grown in this section annually sell for from 5 to 10 million dollars and that little research on seeds, plant development and disease control is carried out.

The State Extension Service and the State Department of Agriculture have agreed to seek funds for establishing such a farm from the next General Assembly. H. R. Cates is chairman of the committee handling the matter.

Land well suited to the purpose of such a farm is offered free to the State in Duplin and in Sampson. Inspection of available sites is expected to be made in the next few weeks.

The Story of the "Pageant Of Duplin" Will Soon Begin; Byrd Given Go-Ahead

Sam Byrd, noted author and playwright, has been given the go-ahead on writing, producing and directing a play "The Pageant of Duplin", which will be given in Kenansville or Warsaw some time early next fall in commemoration of the 200th Anniversary of Duplin County. A. T. Outlaw, Register of Deeds, is chairman of the directing committee. It is expected that possibly 25,000 people will be attracted to the show. Mr. Byrd has made arrangements with his publishers to print the pageant in book form. He will take a three months leave of absence from his professor chair in the College of Charleston, S. C. and come to Duplin to produce and direct the show. It may equal "The Lost Colony". The Times will keep you informed on developments.

National Recognition Given Duplin County Jersey Cattle Breeder

Royal Volunteer Fairy 1201573, a registered Jersey cow owned by George Johnson, Wilmington, has completed a production record of 13,797 pounds milk and 682 pounds butterfat which has qualified her for the Gold Medal award of The American Jersey Cattle Club.

Volunteer Fairy's record was made on 305 day actual production at the age of 10 years and 8 months. All her tests were verified by both the University of North Carolina and The American Jersey Cattle Club.

In compiling this record she produced more than three times as much butterfat as the average dairy cow in the United States.

She has also been officially classified for type by The American Jersey Cattle Club with the high rating of Very Good.

EDITORIAL

Since its formation in 1936 the North Carolina Farm Bureau has been "out in front" in every forward-looking movement undertaken to help the farmer. The voice of the Tar Heel organization has been -- and continues to be -- heard in every matter concerning the farmer.

In its 12-year record of service to farmers through sound, active, even militant leadership, the Bureau has helped every resident of the state.

Among the foresighted programs sponsored and developed by the N. C. Farm Bureau are the Flue-Cured Tobacco Cooperative Stabilization Corporation and Tobacco Associates, Inc. The former was originated by Farm Bureau leaders to guarantee the flue-cured farmer stable prices for his product. The wisdom of setting up such a program is proved by this fact: nearly 300,000 tobacco growers have joined the corporation at a

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BOB GRADY SAYS

We don't know the composer. Genevieve Maxwell of Huron, S. D. sent in the following. We like it.

EVOLUTION

The Monkey's Viewpoint

Three monkeys sat in a cocanut tree Discussing things as they're said to be. Said one to the others, "Now, listen you two, there's a certain rumor that can't be true - That man descended from our noble race. The very idea; It's a dire disgrace. No monkey ever deserted his wife, starved her baby and ruined her life; and you've never known a mother monk to leave her baby with others to bunk, or pass them on from one to another, 'til they hardly know who is their mother; and another thing you will never see, a monk build a fence around a cocanut tree and let the cocanuts go to waste, forbidding all other monks a taste. Why, if I put a fence around this tree, starvation would force you to steal from me. Here's another thing a monkey won't do - go out at night on go on a stew; or use a gun, a club or knife to take some other monkey's life. Yes, man descended, "the ornery cuss," but Brother He didn't descend from us.

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Cletus Brock, Editor of the Mt. Olive Tribune, is beginning to approach the Genius in so far as his selections are concerned. He recently found the following. Here it is. It's a little lengthy but worth reading as he expressed it in his column, "The Mouth-piece".

This columnist nearly got caught short this week and for the usual reason — lack of planning. But something caught our eye in reading the American Press, the other day, and we think it shows that newspaper folk are human, after all.

So the majority of this column is hereby turned over to Mathias P. Hairpin of the Rhode Island Pilot, West Warwick, R. I., who is wiser in the ways of newspapering also expresses best those times of discouragement that comes to all of us at times. He recounted woes in his regular column—this way:

"It's easy to publish a newspaper . . . You never get tired. You never need a vacation. Your head is always clear. You're always bright as a silver dollar. Everybody writes in beautiful letters telling you what a nice paper you have. Everybody phones in news. You never have any trouble getting paper. Everybody pays you on time. You never have to remind people over and over again that their subscription is due. If you're late paying a bill, they say it's all right, let it go. You never make people mad at something you have written or haven't written.

"Your proofreader never makes a mistake. The front page always looks nice. The ads are always eye-catching. You just sit at your typewriter and write beautiful lines . .

"Everywhere you hear people say you're a good guy. They always say you work hard. The waste baskets never fill up, so nobody has to empty them. The pressman never needs a helping hand to slip a new roll of paper into the press. Rolls of paper you receive are not torn, and you don't get any waste. Your mail galley never gets pied. People never think of asking you for favors that are entirely out of your reach. After every issue advertisers call up and say: 'Say, that was a honey of an ad you wrote for me last week. Thanks!' If an advertiser gives you copy announcing a week-end special, it's always sunny that week end and very warm, and the buses are sure to run on time . . .

"You always have pletny of time to spend with the family. Your little boy never asks: 'Mama, have I really got a Daddy?' Never do you place an ad up-side down. When you mispell a person's name, he calls up and says, 'Forget it. It's all right.' . . . Oh, it's wonderful to be a newspaper publisher. It's so easy. So simple."

Cletus says: "Well, anyway, we liked it. Now all you have to do is "localize" it for your own particular work and perhaps the description will fit your job at times."

CANADA — Aware of Deacon

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