

THE EAGLE.

PUBLISHED WEEKLY.

Published in Yancey County, the home of the big red apple.

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County Officers.

- Representative--G. Ellis Gardner. Superior Court Clerk--Louis English. Sheriff--J. Welzie Bennett. Register of Deeds--Ben Franklin. Surveyor--J. R. Young. Coroner--D. C. H. Morgan. County Physician--J. B. Gibbs. Board of County Commissioners--John M. Lyon, Chm'n.; John A. Hannum, Wilson Edwards.

Neighborhood News.

He saw his shadow all right. Mr. James Anglin was here from Micaeville Monday. Mr. S. C. Blankinship was here from Pensacola Monday. Mr. Elbert Watson is reported greatly improved from his recent illness. Mrs. Siler Oberlin, of Pensacola, was a visitor to the city Wednesday. Mrs. W. B. Wilson returned home Tuesday from a visit with friends at Morristown, Tenn. Mr. R. F. Reins is here from Lenoir, N. C., taking orders for tombstones and monuments. Mrs. H. T. Willis is here from Esakota spending a few days with homefolks. Miss Dusky Maddux, of Tennessee, is the guest of her uncle Prof. Moyers at the Y. C. I. Show us a man who has no faith at all in the groundhog theory, then get your gun. Mrs. M. E. Moore has returned from Biltmore, where she spent several days with her daughter, Mrs. Harry Maney. Rev. C. S. Adams, who has been on a two weeks lecture in Tennessee, returned home Thursday. We print this week the last installment of Yancey's new road law. Save your Eagles for future reference. The talk of Burnsville township issuing bonds to macadamize her roads, has about subsided. It is a way we North Carolina people have of building our roads. Hot air. The gruppe, measles and other sickness among our people, incident to the season, has kept our doctors on the jump for the past few weeks. Hon. G. E. Gardner, Yancey county's representative in the Legislature was here from Saturday until Tuesday. He returned to Raleigh Tuesday. Ex-Sheriff J. M. Edwards was here from Wampler Wednesday. He reports several cases of measles among the people of his community. At the meeting of the county commissioners on Monday jurors were drawn for the March term of Superior Court. The list will be published next week. Miss Mittie Beecher, who sustained injuries at the fire at Stanley McCormick school, some days ago, is able to be out again to the delight of her many friends. Last Monday was such an extremely cold day, very few people came to town. The county commissioners met, however, and transacted routine business. Messrs. Lyon and Hannum being present. Mr. James Staples and Miss Maye Freas both of Pensacola, were united in marriage at the Methodist parsonage Wednesday afternoon, Rev. M. T. Smathers performing the ceremony. The happy couple returned to Pensacola on the evening train. This section of the county has experienced some sure enough winter weather during the past week. On Saturday morning and on Monday morning following the thermometers registered as low as 8 degrees below zero. As a result of the extreme cold weather water pipes in practically every home in Burnsville froze and burst, while it is estimated that hundreds of bushels of apples and potatoes in Yancey were frozen. It is said to have been the coldest spell in 18 years.

Mr. Mack Sorrells, after a short illness, died at the home of his son-in-law, W. S. Bryant, in North Burnsville, last Sunday afternoon. He was an old soldier and was 74 years of age at the time of his death. He was buried in the Burnsville cemetery Tuesday afternoon.

The stockholders of the Citizens Bank held their annual meeting on Monday, and the Bank of Yancey on Tuesday. The year 1916 proved to be the most prosperous in the history of both institutions and both banks placed a good sum to the surplus accounts as a result of the year's work. The old set of directors and officers in both institutions were re-elected for the year 1917.

Mr. W. B. Wray, who owns the Ray hotel property in Burnsville, will begin early in the Spring to remodel and enlarge the property and will open it for the entertainment of the summer visitors and the traveling public. Mr. Wray is one of the best hotel men in this whole country and when he gets this new enterprise under way it will mean much for Burnsville.

Lost.

On Monday, February 6th, in Burnsville or between Burnsville and Bald Creek, a Coca-Cola pocket book containing receipt from the Citizens Bank to Willard Hershey for \$10.00 deposit; one \$10 bill and some other currency; also some visiting or business cards with my name printed on same. Finder please leave at the Bank of Yancey and get reward.

EARL WILSON, Bald Creek, N. C.

For Sale.

My property in West Burnsville one ten room house, good basement, bathroom hot and cold water, with all furniture. One \$300.00 piano; rooms all well furnished; five acres of land in high state of cultivation. Grapes, apples, peaches, strawberries, raspberries, plums, more than a large family can use. Good barn, woodshed, chicken house. Price \$5,000.00 one half down balance on time. If interested call on or write M. B. Robertson, Burnsville, N. C.

Toledo.

Eds. Eagle: While standing on the platform at the store of Mr. Howell's at Green Mountain station Saturday afternoon Mr. Elbert Bailey was shot in the neck in a very mysterious manner, it seems as if Mr. Bailey was engaged in conversation with a party outside on said platform directly in line with the window located in the annex of the store from which the shot was fired. So far as is known no one seems to know who fired the shot or what motive there was in the firing at Mr. Bailey, as he was a very popular young man and seemed to possess the good will of everyone. Mr. Bailey was placed on the train and taken to Irwin for treatment. We regret this affair very much and hope the wound will not prove fatal. Mrs. J. W. Case and adopted daughter Ruby, of Asheville is visiting her friends and relatives in this and Mine Fork section. Several of our young men recently were fortunate enough to run down one of the finest coons seen in this section in several years, it is understood that the coon put up a nice defence, however as one coon and nine dogs never prove equal and the result was the exit of Mr. Coon, and the exhibit by the coon hunters of the coon which was a fine specimen.

Owing to other sad duties to be performed by Rev. D. W. White of Burnsville our folks who turned out in quite a number were disappointed Sunday in not being able to have service at Zion. It is understood that our school is now closed, the smallpox scare came like a misal one time back and in order to make the last time up and to have full session, school was resumed hence the lateness in closing, the average attendance is understood to have been good and so far as is known M. G. Carl Young who was teacher gave good results. J. C. T.

DR. S. J. HAMILTON, DENTIST, Office Over Citizens Bank, BURNSVILLE, N. C.

Fifty-four persons were lynched in the United States during 1916, according to reports of Tuskegee Institute, made public. Fifty of the victims were negroes and four white.

New Road Law For Yancey County.

An Act to be Entitled an Act to Provide for the Construction and Maintenance of the Public Roads and Highways of Yancey County.

and shall not be exempt himself from road duty by virtue of being appointed superintendent of roads, nor shall any person be exempt from the provisions of this act from working on said public roads except such as he is exempted by the Board of County Commissioners; their discretion to exempt from such serving shall only extend to persons who are both physically infirm and unable to employ a substitute. Nor shall any road superintendent use employ or work his own team upon any of the public roads of the county, and the compensation for teams shall be fixed and allowed by the Board of County Commissioners.

Section 11. That if the Board of County Commissioners, or Superintendent of roads, shall willfully neglect, fail or refuse to perform any of the duties imposed upon him or them by this act, he or they shall be guilty of misdemeanor, and upon conviction shall be fined or imprisoned, or both, at the discretion of the court.

Section 12. That for the purpose of carrying out the provisions of this act the several districts of Yancey county are hereby authorized to enter upon any land unincumbered by crops, near to or adjoining such roads, to cut and carry away timber, except groves, or trees upon improved land, or left for shade or ornamental purposes, to dig or cause to be dug and carried away any gravel, sand or stone which may be necessary to construct, to enter on any lands near to or adjoining such roads, in order to make such ditches and drains as he or they deem necessary for the betterment of the roads, doing as little injury to the said land and timber improvements thereon as the nature of the case will permit; any ditches or drains so made shall be connected to the nearest ditch, water course or waste ground and shall be kept open by said superintendent of the roads wherein located, and shall not be obstructed by the owner or the occupant of the lands, or any other person or persons, under penalty of forfeiting sums not exceeding ten dollars as a fine, or imprisonment not exceeding twenty days for each and every offence, said penalty to be collected by the justice trying the case, and be to the superintendent for the use of the public roads of the district from which the penalty was collected. If the owner of any lands, or the agent or agents of such owner, in charge lands from which timber, gravel or stone was taken as aforesaid, shall present an account of the same through the superintendent of roads from the district wherein the account accrued, at any regular meeting of the Board of Commissioners within ninety days after the taking and carrying away of such timber stones or gravel, and it shall be the duty of such Commissioners to pay for same such sums as may be agreed upon by them, or assessed by an impartial jury of three freeholders, one to be selected by the superintendent of road, one by the party claiming the damages and the third to be selected by the two, with the right of either party to appeal, as provided by section fourteen of this act.

Section 13. The superintendent of roads for the various districts of said county are hereby given authority and power, in their discretion, to locate new roads or relocate, widen or otherwise change any part of the public roads in their district, when in their opinion such change or relocation will prove advantageous to the public travel: Provided, that such discretion and power to change, or alter or relocate roads shall not exceed fifty feet from the present location. That when any person or persons on whose land a new road or part of road located, claims damages therefore, and within thirty days after the completion of said alteration, or amendments to said roads petition the Board of County Commissioners for a jury to assess the damage done by reason of said road, then said Commissioners shall order a jury of three freeholders, one of the district where such changes have been made, not related to the person claiming such damage, to be summoned by the sheriff, or township constable, to meet and assess the damages, if any, sustained by the owner of the land which said jury, after being duly sworn to impartially assess the damages, shall forthwith proceed according to the same and make a report of their proceedings to the next regular meeting of said

Board of County Commissioners of said county. But when such relocations or change shall be located more than fifty feet distant from the present location of any road in any section of the county, it shall be and is hereby made the duty of superintendent of the district where such change may be necessary to report said proposed change to the Board of County Commissioners at any regular meeting of the Board, who shall thereupon cause a citation to issue to the owner of the land upon which change is proposed to be made, to appear before said Board may designate not exceeding sixty days from the date of the filing of the report of proposed change by said superintendent, to appear before said Board and show any cause which he may be able against the granting of the proposed change. After hearing the proof of the land owner, if no sufficient reason is shown for not granting the order laying out or changing the road as proposed by said superintendent, the said Commissioners shall order a jury of three appraisers to be summoned by the sheriff of the county, to lay out the location proposed by the superintendent, said appraisers shall meet and, after being sworn lay out the said change and report their proceedings within ten days to the Board of County Commissioners, who shall make an order confirming said report after same has been filed for a period of no longer than ten days, in which time the landowner may file such exception to same as he desires. Upon the examining of his desires, the Commissioners shall issue an order upon the County Treasurer of Yancey county, to pay such damages as may have been assessed to the land owner and upon the tender of the same to the land owner said superintendent is authorized and empowered to enter upon said land and lay out and make the road according to the proposed change, notwithstanding the appeal of the landowner from the order confirming the report of the appraisers. In the assessment of the damages the appraisers shall take into consideration the benefits to the public travel and benefits accruing to landowner are considered equal to the damages done by the road being built. The jury shall find and count the benefits against the owner of the land as against the damages done by the road being so built, against the damages claimed by the land owner. The sheriff or officer serving the summons upon the appraisers shall be allowed the sum of twenty five cents for each person summoned as a juror, and any juror making a claim for his services shall be paid the sum of fifty cents a day for such services to be paid out of the district road fund. A copy of summons shall be served on each free holder summoned on the jury of appraisal: Provided, however, that such service shall not be necessary if the parties accept service of said summons. The damages, if any awarded shall be paid out of the road fund of the township in which the land concerned is located.

Section 14. That in case either party interested shall be dissatisfied with the finding of the jury as provided for in section 12 and 13 of this act, such dissatisfied party may appeal to the Board of County Commissioners and if dissatisfied with their decision may in turn appeal to the Superior Court of the county. Provided that an appeal may be taken from the judgement of the Board of County Commissioners with bond, and the same shall be heard in the Superior Court de novo: Provided, that the party to whom the damages awarded shall recover no more cost than the sum equal to the amount of damages awarded.

Section 15. That all work on roads be done between the fifteenth day of May and the first day of December of each year except to repair roads on account of washouts or other damages. That the County Treasurer or any one holding the county funds as an individual or corporation is hereby treasurer or trustee of the road fund of the several districts of the county, and for the faithful keeping and disbursement of said fund the bond of such treasurer or trustee shall be liable and for his services in receiving and disbursing such funds he shall receive such commissions as the Board of County Commissioners may agree upon, not to exceed two per centum of all moneys disbursed hereunder. He shall pay the accounts against the road fund of the several districts, upon itemized statements of the same when approved and ordered paid by the Board of County Commissioners.

The Five Reel Film "THEN I'LL COME BACK TO YOU" Dramatized from the novel of the same name, and staged and photographed at Pensacola, N. C. Will be shown, Saturday February 10th, 7:00 P. M. AT STANLEY McCORMICK SCHOOL Admission--adults 20 cents children under 12 years 10 cents.

Section 16. The County Treasurer shall keep a separate account of the road fund of the several districts therein and of his disbursements of the same, and he shall make a written report thereof to the Board of County Commissioners at their regular meeting on the first Monday in each month, and on the first Monday in July and in January in each and every year present the said Board of County Commissioners a written report, giving a statement of receipts and disbursements of the several road funds during the preceding six months, which report or the substance thereof, shall be published by said County Commissioner at the court house door.

Section 17. That any person or persons who shall obstruct any public road of the county or interfere with any officer working the same shall be guilty of a misdemeanor, and upon conviction thereof shall be fined or imprisoned within the discretion of the court.

Asheville Belongs to Western North Carolina ARE YOU A STOCKHOLDER? Asheville serves you as your trade-center, and its money and enterprise are busy in the development of all the Mountain Land. Asheville is growing. Property values are increasing. Wise investment in Asheville real estate is certain to be profitable. Become a stockholder in your city! Buy Asheville realty. It will be a heritage for your children. HENRY T. SHARP CO. American Bank Building, Asheville, N. C.

NEW HOME 'Till get it for my wife' NO OTHER LIKE IT. NO OTHER AS GOOD. Purchase the "NEW HOME" and you will have a life asset at the price you pay. The elimination of rust, superior workmanship and best quality of material insure life-long service. Warranted for ALL TIME. The NEW HOME SEWING MACHINE CO., ORANGE, MASS. FOR SALE BY BURNSVILLE FURNITURE CO. Four ain-Pen Ink. Do not use ordinary ink in your fountain pen, as it will corrode and soon make your pen unfit for use. Take a typewriter ribbon that has been discarded and turn over it a pint of hot water. Allow it to stand a day or so stirring it frequently. Pour the ink thus made into a bottle, securely, and you will have an ink that will flow freely and not corrode your pen. If there was much ink in the ribbon, it may be necessary to thin the ink after it is made, by adding more water.

WHAT FARMERS FOUND OUT ABOUT WAGONS In certain sections of North Carolina wagons are subjected to unusual service. Over almost roadless mountains, with heavy loads, up steep ascents and down the sides of steep declivities these wagons are being daily. They withstand in this section more use, abuse and strain in a year than most wagons do in a lifetime. No ordinary parts will suffice. The margin of strength must be good and ample. Right here in this rough section is where our Long Sleeve Steel Spring proved itself practically unbreakable, and the only spring consistent with Nissen stability. And farmers in this section will hardly have any but J. J. Nissen Wagons who long ago secured the Nissen Patent. The tough materials from which they are made, the ample provision in every part, and the use of wrought iron where many makers employ malleable or cast-iron--makes them wear like the "Big Wheel" and they are literally the force of wear. We make every part of these Nissen Wagons in our own shops. We know the materials in every part. It is impossible for a wagon materially better to be made. You may never put your wagon to such strenuous service, but wouldn't you like to have a Wagon that would wear like the "Big Wheel" and the "Big Wheel" is the Nissen Wagon. Ask your dealer to show you the famous J. J. Nissen Wagon with Mitted Spoke Wheel. If he cannot supply you, write us for the name of a dealer who can. The Nissen Wagon Co. Winston-Salem, N. C. JOB YOUNG, BOWDITCH, N. C.

A. BLANTON GROCERY CO. Wholesale Dealers Marion, N. C. "Safely First" Represented in Mitchell and Yancey Counties by W. F. Dodson, SPRUCE PINE, N. C.

SPECIAL EXCURSION FARES TO WASHINGTON, D. C. The Southern Railway System Premier Carrier of the South Will Sell Round Trip Tickets Account Of Inauguration of President Woodrow Wilson. DATES OF SALE: March 2nd, 3rd, and 4th, 1917. FINAL LIMIT: To reach original starting point before midnight March 10th, 1917. TICKETS EXTENDED: Original purchasers of tickets may secure an extension until April 10th, 1917, by depositing tickets with Special Agent, Washington, D. C., and payment of \$1.00 (See Local Agents for particulars). STOP OVERTS: Will be granted going or returning at any stations where trains are scheduled to stop within the limit of tickets. The following rates will apply from stations named and equally low fares from all other stations not named: Asheville to Hot Springs inclusive \$14.00 Hendersonville 15.95 Brevard 16.60 Tryon 15.35 Lake Toxaway 17.15 Saluda 15.60 Waynesville 16.05 Andrews 19.00 Murphy 19.00

Secure your Pullman accommodations in advance and get what you want. Asheville 8:45 p. m. daily. For further information apply to your local ticket Agent or write J. H. WOOD, DIVISION PASSENGER AGENT ASHEVILLE, N. C.

THE NISSEN WAGON CO. Winston-Salem, N. C. JOB YOUNG, BOWDITCH, N. C.