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The CHEROKEE SCOUT

'Cherokee County's Best Buy'



and Clay County Progress

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8 Pages This Week

SECOND CLASS POSTAGE PAID
AT MURPHY, NORTH CAROLINA

Commissioners Hold September Meeting

The Cherokee County Board of Commissioners held their regular September meeting Tuesday due to the Labor Day holiday.

The Board reviewed the resolution to renew \$50,000 in school refunding bond anticipation notes. The action had officially been taken at the August meeting. One note is for \$30,000 and the other for \$20,000.

The renewal extends through February 23, 1968.

The Commissioners voted 3-3 to appoint Ben Scott to serve on the new Jury Commission which takes office on October 1.

Jack Simonds nominated Walter Anderson for the position and Andrew Barton nominated Scott.

Chairman W. T. Moore cast two votes for Scott along with one vote each by Barton and Ray Sims. Simonds, Luther Dockery and Carlyle Matheson voted for Anderson.

Two more persons are to be appointed to the Jury Commission—one by Clerk of Court Don Ramsey and the other by Judge Thad Bryson.

Simonds charged that the minutes were not being read properly at the Commissioner meetings and charged that he

could not find the minute book when he wanted it.

County Attorney L. L. Mason, Jr., who also serves as clerk, replied "when we get the minutes typed up, I bring the book right back to this office." Simonds told Mason he tried to find the book one day and learned it was in Mason's office and the office was closed because the attorney was out of town.

The Board tentatively agreed to release a lien on two acres of land so the land can be donated for the purpose of adding to the Ledford Cemetery and building a new church. The site is on the Sunnypoint Road.

The land is listed in the name of the late Andrew Ledford. His widow has agreed to donate the land.

The Commissioners will honor the request if a survey is made to determine the exact location of the land.

Sims recommended that the Board request the State Highway Commission to provide gravel for the Shoal Creek Baptist Church Cemetery Road.

Register of Deeds Ed Graves told the Commissioners he needs more full time help to handle the work load in his office.



THIS BULLDOZER LOOKS LIKE IT'S READY FOR WORK, but it really just came to an unexpected stop on Valley River Ave. last Thursday when it fell off a truck while rounding the curve in front of the Methodist Church. Chief of Police Pete Stalcup said no one was injured. The bulldozer is owned by Jack Wimpey.

Defendants Ask Dismissal Of Commissioner Complaint

The thirteen defendants named in a complaint filed on August 7 have asked the U. S. District Court to dismiss the case.

The complaint, filed by Howard West and Idris Adams, charged that the present Cherokee County Board of Commissioners is "unlawfully and improperly constituted" and requested the Court to order a new election "under the general law of the State at the earliest feasible moment."

The plaintiffs say the present method of electing the Commissioners is "invidiously discriminatory" and in violation of the 14th Amendment to the Constitution. The defendants' replies were made in the form of statements filed by three attorneys representing them.

L. L. Mason, Jr., acting

as the attorney for the Board of Commissioners and the Cherokee County Board of Elections, replied on behalf of W. T. Moore, Ray C. Sims, Andrew J. Barton, Carlyle Matheson, Jack Simonds, Luther Dockery, Milton Mashburn, Cleve Almond and Hayes H. Dockery, Sr.

"What has been alleged shows no violation of any constitutional rights," Mason said.

Replying to the complaint's statement that the local law governing the Commissioners violates the "one man-one vote" principle, Mason contended the State "made an honest and good faith effort to construct districts in Cherokee County as nearly of equal population as is practicable." He said the equal population principle was not "diluted in any significant way."

Figures cited in the complaint list the population of the three commissioner districts as follows: District One - 4,834, District Two - 6,813, and District Three - 4,855.

Mason said the "complaint alleges no cause of action" against the County Board of Elections. "These parties are not proper or necessary parties to this action," he continued.

An Asheville attorney, Herbert L. Hyde, answered on behalf of Sen. Mary Faye Brumby and Rep. Wiley A. McGlamery.

"No facts are alleged of or concerning them and no relief is requested concerning them," Hyde said in his request for dismissal for the two legislators.

Deputy Attorney General James F. Bullock sought dismissal for Attorney General Wade T. Bruton and Lee C. Smith, Chairman of N. C. State Board of Elections.

"Any alleged failure to perform constitutional duties... relate to...duties imposed and fixed by law upon a local board and local offices," Bullock said.

The Attorney General "has no duties to perform with respect to matters alleged in the complaint," he continued.

Smith, Bullock said, "has no authority with regard to the matters alleged."

Bullock cited a precedent in seeking dismissal for the two State officials. The U. S. District Court, Eastern District, dismissed the Attorney General and the Chairman of the N. C. State Board of Elections in two similar cases concerning the Carteret County Board of Commissioners in December 1965 and March 1966.

C. E. Hyde, the Murphy attorney representing the plaintiffs, said he believes it will be several weeks before the Court rules on the motions for dismissal of this case.

Ft. Butler Group Organized, Officers & Directors Elected

The Ft. Butler Historic Park and Museum group was organized and officers were elected at a meeting last Thursday night at the Murphy Power Board Building.

Sixty persons attended the meeting to determine how work could begin on the restoration of Ft. Butler. The fort, within the city limits of Murphy, was one of several stockades into which the Cherokee Indians were herded prior to their removal from the area in 1838.

Joe Ray, who has served as chairman of the Ft. Butler project for the Cherokee County Historical Society, presided at the meeting. "Our lack of interest is the main thing that hurts us," Ray said in his opening remarks.

Bob Conway of the Department of Archives and History offered suggestions on how to proceed with the restoration.

He suggested that a board of directors be selected and that this group be incorporated.

Conway outlined a plan for restoring the site. His plan included a combination visitors center and museum and several log structures, including a replica of a typical Cherokee Indian house in 1838.

"Everything that is done must be authentic," Conway said.

He suggested that an application be made for a Federal Open Spaces grant. This would be a 50% grant with the other half coming from local sources. This grant would be for acquiring the necessary land. Conway indicated five or more acres will be needed.

Jack Frauson, now with the North Carolina Recreation Commission, offered a suggestion on securing money from the Land and Water Conservation Fund.

Sen. Mary Faye Brumby introduced James McClure Clarke, editor of the Asheville Citizen Times and a member of the Historic Sites Advisory Commission.

Clarke said he felt the Commission would give sympathetic consideration to the Ft. Butler project. It "would be the first historic site west of the Balsams," he pointed out.

The Commission favors sites "which have raised a good deal of local money" when it recommends what state appropriations should be made, he said.

Bob Barker of Andrews gave a brief background on the Cherokee removal and the part Ft. Butler played in the action. At the conclusion of his talk, Barker presented material he has gathered on Ft. Butler to Miss Josephine Heighway for use in the Murphy Carnegie Library.

Ray offered a suggestion that the creation of an outdoor drama be considered in connection with the Ft. Butler project. He has been in contact with a producer of several of these dramas. There are "plenty of them all over the country so what are we waiting for?" Ray asked.

The group elected 20 members of the board of directors for the project and at the end of the meeting, the directors elected officers.

Ray was elected chairman.

Barker is the vice-chairman. Mrs. Louise Bayless will serve as secretary, and Howard Martin will be the treasurer.

The other directors are Francis Bourne, Jr., Bud Brown, Dave Bruce, Sen.

Brumby, Mrs. Emily Davidson, Mrs. Bob Easley, Herman Edwards, Mrs. Ruth Forsyth, Ed Harshaw, C. E. Johnson, John Jordan, Carlyle Matheson, Mayor Cloe Moore, W. T. Moore, Bunch Nugent, and Arthur Palmer.



BOB CONWAY of the North Carolina Department of Archives and History offered suggestions on the restoration of Ft. Butler at a meeting held at the Murphy Power Board Building last Thursday night.

Would You Believe Wolf Creek To Rodanthe?

By Dave Bruce

Jerry Bledsoe, a staff writer for the Greensboro Daily News, made a trip out our way a few weeks ago and came to the conclusion that the phrase "Murphy to Manteo" is misleading. It should be "Rodanthe to Postell" according to him.

Rodanthe, he explains, is on Hatteras Island off the Outer Banks, and is the most northeasterly place in North Carolina. Postell is down in the lower end of our county and Jerry feels Postell deserves the honor Murphy is generally given of being the most southwestern town in the state.

Now I have nothing against Postell, but had our friend checked his road map a little closer, he would have found that Wolf Creek comes the nearest to being as southwest as you can get in the Tar Heel state.

If Murphy doesn't deserve the honor, I'll be the first to say let's take it away. But let's give it to whoever it

really belongs to and my vote is for Wolf Creek.

Jerry had a lot of nice things to say about Cherokee County. He was pleased at getting a cup of coffee for a nickel in Topton and he had a pleasant visit with folks out at Liberty but he just didn't seem to like Murphy.

"As towns go, Murphy is nothing special," he said. He went on, however, to say our streets "were the widest of any town we had been in, wide enough for delivery trucks to park in the middle downtown and still allow two lanes of traffic on each side."

"Unless I had some business there, I would never be attracted to stop over for long in Murphy. We didn't."

He says he wouldn't be attracted to stop here for long but in the next breath he admits he didn't so it seems fair to conclude that he didn't take the trouble to find out if there was any reason for stopping.

Guess that's what you'd call a snap judgement, eh, Jerry?

Kincaid Gives Bulldogs Edge

Maurice Kincaid's extra point made the difference Friday night as the Murphy Bulldogs edged Union County, 14-13, at Murphy.

Union County took the lead in the first period when Bill Jones went across on a two yard quarterback sneak. Lamar Paris missed the extra point.

The Bulldogs went ahead in the second period on Gary Wilson's plunge from the one yard line. Wilson then ran the extra point to put Murphy ahead, 7-6, at the half.

Jones put the Panthers ahead again in the third period with another two yard sneak. Paris' kick was good.

A 55 yard end sweep by Mike Kephart tied it up in the fourth period and Kincaid ran the deciding point.

Wildcats Open With Victory

The Andrews Wildcats went on a fourth period scoring spree to wrap up a 27-6 victory over Robbinville at Andrews Friday night.

The Wildcats scored on the third play of the game on a 41 yard run by Dan Brown. The other three Andrews touchdowns came on short runs by Ronnie Bradley, Gary Morgan and John Wishon. Bradley kicked two extra points and passed to John Dolan for the third PAT.

The Black Knights scored in the second period on a seven yard pass from Scott Orr to Harrison Holloway.

Electric Co-op Annual Meeting Set For Saturday

Blue Ridge Mountain Electric Membership Corporation announces the 1967 Members Annual Meeting on September 9, Young Harris College, Young Harris, Ga. The meeting will be held in the Charles R. Clegg Fine Arts Center beginning at 1:00 p.m.

Entertainment will be furnished by the Lefevres and they will open their Music & Gospel Singing Program at 12:30 p.m. Registration for door prizes and voting eligibility will begin at 10:00 a.m. and last until 12:30 p.m. at the Office of the Cooperative, after which they will continue until time of balloting in the Foyer of the Fine Arts Center. All members are urged to register early.

Frank E. Smith, member of the Board of Directors, Tennessee Valley Authority, will be the principal speaker. Smith, a native of Mississippi, served 12 years as a U. S. Congressman before his appointment to the TVA Board by President

Kennedy on June 25, 1962.

The first 750 members to register will receive a door prize of Twin Tongs, Two utensils in one. Used separately or together they offer the Cook of the House a variety of valuable uses to the Cook's delight. Other prizes may be given during the meeting.

The Grand Prize will be of interest to all members. The Blue Ridge Mountain EMC wants to lend a helping hand to some lucky member with the purchase of one or more of the major Home & Farm Electric Appliances. For the first time the Cooperative will give to the winner his choice of major electric appliances, (Range, Refrigerator, Freezer, Water Heater, Washer, Dryer, Dishwasher, Window Air Conditioning) with a cost limit of \$300.00. The appliance will be delivered to the home of the winner by the Cooperative.

ABC Defeated In Andrews

The voters of the Town of Andrews voted 336-306 Tuesday against the establishment of an ABC Store.

Social Security Uses DIAL 'N File System

The Asheville Social Security Office has begun a new service called DIAL 'N File, whereby the public can file applications by telephone.

To file for Retirement, Medicare, Death or Survivors benefits, one simply dials the special Asheville number of DIAL 'N FILE: 254-8121. (This number must be used only for filing applications. For all other social security purposes call 252-8773.)

In announcing this new service James E. Robertson, Social Security district manager, stated that DIAL 'N FILE is "a modern, streamlined, fast way of filing claims, using the speed and convenience of the telephone."

"While a person sits comfortably in his own home, or office--answering a few questions by telephone--a social security specialist at the other end of the line fills out the application form, tells the applicant what records or proofs may be needed and, if necessary, how to get them... and arranges for completion of the claims for benefits. So they often go to the expense and inconvenience of getting inappropriate, inadequate, or

unnecessary records or documents. Also many of them have made extra trips to the Social Security Office--an inconvenience that DIAL 'N FILE can prevent.

"Our trained employees now can inform and advise the claimants by telephone, thereby saving them time and money," Robertson said.

"Moreover, our experimental testing has proved that DIAL 'N FILE definitely speeds up the processing of social security claims, and gets the first benefit checks more quickly into the hands of those entitled to them."

So--for better, easier and faster service, call the special (Asheville) DIAL 'N FILE number 254-8121...to file Retirement, Medicare, Death & Survivors claims. Call during the hours of 9:00 a.m. to 5:00 p.m., Monday through Friday of each week--except for an occasional Federal holiday.

DIAL 'N FILE 3 months before you retire...or, if you don't plan to retire, DIAL 'N FILE 3 months before you reach 65 (to file for Medicare). Also, after a worker dies, DIAL 'N FILE at your earliest convenience.

SEPTEMBER

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MISS SEPTEMBER

Miss Mary McKean, daughter of Mr. and Mrs. Pete McKean, Route 2, Murphy, N.C.



EARL THRASHER IS brought down by the Union County defense in the Bulldogs' 14-13 victory Friday night.