

THE JONES COUNTY JOURNAL

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Three Jones County Churches Raise \$1430 For Mt. Olive College

The three Free Will Baptist Churches of Jones County, with a combined membership of 525, raised \$1,430 Saturday night at their benefit dinner for the Mount Olive College Development fund.

Reverend Roy Cauley of Dover, chairman of the county steering committee, presided at the dinner which was held at the Wyse Fork community building. Margaret Carol Banks of Trenton was co-chairman.

Principal speaker at the dinner was President W. Burkette Raper who outlined the proposed college building program which is scheduled to begin next spring on the new 90-acre campus on highway 117 in Mount Olive.

Participating churches, their chairmen and the amount of their contribution were Friendship Church, Trenton, Mrs. Rom W. Mallard, \$904; Pilgrim's Home Church, Dover, Delmas Brown, \$319; and Whaley's Chapel, Hargett Crossroad, Fountain Taylor, \$207.

The Jones County dinner was the eighth to be held by Free Will Baptist Churches and brought to \$14,435 the amount that has been raised in this manner for the college development fund.

Fire Hits Harvey School Wednesday

A fire of undetermined origin broke out at about 1:45 p. m. Wednesday in the physical education classroom on the first floor of Harvey School in Kinston.

All students in the school were evacuated quickly and without incident and were dismissed from classes for the rest of the day because a dense smoke had penetrated a major portion of the entire three-story school.

Damage will run to several thousand dollars, but since prompt work by the fire department contained the blaze in this single classroom there will be no interruption of classes at the school.

Three Kinston Boys Charged in Series Weekend Burglaries

Roger Jolly, Ernest Howard and Charles E. Potter, Kinston teenagers, were caught in Greenville over the weekend with a car stolen earlier in the same night in Kinston and they were caught burglarizing a Pitt County business.

Since their arrest in Greenville they have also been charged with breaking into the Womak Electric Company in Kinston and trying to "burn" open a truck belonging to Taylor Wholesale Company, local beer distributor.

On Tuesday a fourth youth, Roy Barfield of 7-C Simon Bright Homes, was also charged with complicity in the Pitt County break in.

Jury Panel Chosen For November Court

Monday the Jones County Board of Commissioners supervised the drawing of a panel of jurors for the November 25th term of Jones County Superior Court.

The panel includes: Linwood Pollock, C. M. Koonce, Thomas H. Page, W. H. Heath, Raiford Jarman, George G. Stroud, Liddell Quinn, Vance Robinson, Virgil Bender, Carlton H. Brown.

Robert Beamon Jr., Ivy King, Nash Thomas, Frank R. Howard, Clem Howard, Billy Wiggins, Rupert Sanders, Ross Turner, Chester Thomas, Guy A. Kinsey.

Guy Smith, Clifford Griffin, Ferd Collins, Robert Hay, Jack Blizzard, E. C. Dail, H. L. Murphy, H. C. Moore Jr., Linwood Meadows, C. M. DuVal.

Felix M. Griffin, Oliver West, Ralph Nobles, Lloyd Heath, Jack Jones, Edward Lee Adams, Roy Battle, Alona J. Mills, William F. Eubanks, E. S. Smith and R. W. Griffin.

Maysville Firemen Equipping New Fire Truck, Making Plans

Tom Foscue presided at the Monday evening meeting of the Maysville Fire Department at the community building with approximately 25 members present.

The men discussed fixing up the new truck and J. R. Brock, William Earl Mattocks and Joe Monette were named a committee to check into acquiring extra equipment.

Also discussed briefly was their annual Christmas party.

Following adjournment, a supper of country fried ham, eggs, hot rolls, apple sauce, coffee and soft drinks was served.

Recorder's Court Docket is Lightened 27 Cases During Week With Pleas and Trials

During the past week submissions to the clerk and trials in last Friday's session of Jones County Recorder's Court cleared 27 cases from the court docket. Of these 23 were traffic violation and the other were misdemeanors.

Cornelius Jordan of Trenton was found guilty of passing a worthless check and was ordered to pay the amount of the check, \$18.60 and court costs.

David Alfred Ward of Maysville and Esley Koonce of Pollocksville route 1 each paid the costs for public drunkenness.

George Walker Jr. of Dover route 2 was found not guilty of a charge of non-support.

For speeding the following fines were levied: Monroe Welborn of Camp Lejeune \$5, Melton Chapman of Trenton \$10, Willie Petteway of Macclesfield \$5, Hazel Davis of Ayden \$10, John P. Smith of Zebulon \$5.

Paying the costs were the following: Curtis Jenkins of Vanceboro route 2 for driving on the wrong side of the road, Ruby Mills Thurston of New Bern route 3 for failing to stop at a stop sign, Vacite Cannon of Dover route 2 for driving an improperly equipped car,

Jones Commissioners Act on Several Matters, Defer Answer to Judge

Monday in regular monthly session the Jones County Board of Commissioners acted on a number of matters before them but deferred action on a request made last month by Federal District Judge John D. Larkins.

Larkins had asked the board to consider permitting his office to use the old offices recently vacated by Attorney Darris Koonce and the other office soon to be vacated by the Kinston Production Credit Association as space for location of the district court law library.

Judge Larkins also asked that his present lease on the office he now occupies be extended until a new federal building for Trenton is completed.

Recently the Post Office Department the General Services Administration and the federal courts have agreed to ask congress for permis-

sion to build a federal building in Trenton that would house the post office, the offices of Judge Larkins and his staff and all other federal offices now located in Trenton.

Larkins pointed out that it would likely be some time late in '64 or in '65 before all the red tape could be cut away from the federal building project, but he is making every effort to keep his office in Trenton and expressed the hope that the commissioners would go along with this request.

The present board—or at least a majority part of it was elected on the issue of getting all non-county tenants out of the court house, so they Monday deferred any action on Judge Larkins' request although denying his request may lose Trenton its single biggest payroll; because if the request is denied it may become necessary for Judge Larkins to move his offices and all the personnel that serve his office to New Bern.

Larkins is presently paying the rental on his offices in the court house out of his own funds since the government has refused to pay the rental and has offered to furnish him space in the federal building in New Bern.

Actions Taken

Among the things before them that were acted upon Monday was authorization to Tax Collector Julian Waller and County Attorney Donald Brock to draw up specifications for a tax revaluation of the county.

Authorization to Brock to deed back 1.5 acres of land in Pollocksville Township to Thomas and Nora Murphy upon their payment of all back taxes, interest and penalties.

Requesting Clerk of Superior Court Walter Henderson to issue execution judgments on all property upon which back taxes of 1959 and earlier was due.

Authorized School Superintendent G. W. Harriett and J. E. Parker to study the possibility of building a freezer in the Trenton school large enough to serve all the schools in the county system.

ONE JONES ARREST

The only arrest reported in the office of Jones County Sheriff Brown Yates during the past week was that of Preston Lee Bryant of Trenton who was arrested Saturday night and accused of being publicly drunk.

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Assembly Meeting Monday Under Federal Court Duress

Governor Terry Sanford said he would not call a special session of the North Carolina General Assembly until he was assured of enough votes to pass a senatorial redistricting law.

Since this session is to be convened Monday it would seem apparent that the governor at least thinks he has this assurance, although riding herd on 170 men and women of assorted selfish and noble motivations is much more than even such a potent force as Sanford can hope to attain.

On the basis of the attitudes of a great many members of the assembly it seems that the assembly if it does redistrict the state's senatorial districts will be acting more under duress than from conviction.

This duress of course is being exerted by the federal courts which have already taken upon themselves the dictating of legislative make up in a number of states—all in the South of course.

This usurpation of legislative powers by the federal courts is seen at its monumental worst in Oklahoma where the courts arbitrarily and illegally redistricted both houses of the Oklahoma legislature on strict population grounds and end-

ed up with the legislative absurdity of three Oklahoma counties having 37 per cent of the membership in both legislative houses.

The other 74 counties have only 63 per cent of the membership.

Fortunately North Carolina's population is more evenly distributed than that of Oklahoma and the three most populous counties of North Carolina only have 15.5 per cent of the state's population and presumably if the federal courts moved in and took over the Tar Heel General Assembly these three counties would only get eight of the state's 50 senators, not the exaggerated number passed out in Oklahoma.

At present North Carolina's largest senatorial district has 272,111 people living in it and the smallest has 45,031. The optimum district should have 91,123.

The attitude of some legislators is "Let's do something and maybe it'll keep the feds off our necks for two years!" This is the frame of mind of many who will be going to Raleigh next week—State Fair week, too, and they will not want to really exert a great deal of effort in trying to solve a delicate problem.

Few legislators exhibit much enthusiasm for a proposal made by Sanford for a constitutional amendment that would model the state assembly after the federal congress; giving geographical recognition in one house and numerical recognition in the other house.

The major newspapers of the state, of course, oppose geographical representation because they are domiciled in heavily populated areas and they prefer the Oklahoma system where a few big counties dominate almost completely the entire legislative process.

They argue, rather weakly, that there is no parallel between state and federal legislatures. They insist that the states are each sovereign and that the states formed the United States, where on the other hand the various counties of the state are each and all creations of the state legislative body. This is the ancient argument of which came first: The chicken or the egg?

Apparently these same newspapers who speak so glibly of state sovereignty have not recently read opinions of the United States Supreme Court, nor noticed the invasions of sovereign states under the last two federal presidents.

In fact, North Carolina's counties enjoy far more constitutional sanctity in the state than the 50 states enjoy under the present interpretations of the belabored federal constitution.

Obviously, the federal invasions of the state legislatures moots the argument in favor of state sovereignty.

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Even presuming that there is a basic constitutional difference between the relation of state to union, and county to state there can hardly be found any moral argument against permitting the people of the state to vote on such a proposition.

If the majority of the voters reject the federal congress concept for the state assembly, that, of course, ends the controversy, but if a majority does vote to model the state legislature after the federal then it will be difficult—admittedly not impossible—for the present federal courts to meddle in state legislative affairs.

Logic would surely not support the three most populous states in the union controlling the senate to

the same degree they control the house; yet the federal courts have imposed this kind of legislative system upon Oklahoma and it is the threat of this kind of brutal disregard for law that will bring such a large part of the North Carolina lawmakers to Raleigh next week with an urge to do something quickly that they hope will placate the lusts of the federal bench.

If a constitutional amendment were passed modelling the state assembly along the exact lines of the federal legislature it would be difficult for the federal courts to strike down one without threatening the other.

And although a very good case can be made to prove the utter contempt the court has for congress it is unlikely that the federal bench would go so far as to spit directly into the eyes of the men and women who vote their payrolls.

Up until now, at least, the federal courts have not discovered any semi-legal trickery through which they can levy taxes and make appropriations. These are, however, about the only fields of legislative endeavor that the federal courts have left to the meek of congress.