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Search Warrants Vital in Free Society But Usage is Now Severely Restricted by Unreasonable Court Interpretation

Three Dope Pushers Set Free on Thin Technicality in Lenoir Court Monday

Three dope peddlers were turned loose by Judge William Copeland in Lenoir County Superior Court Monday because it was his opinion that the search warrants used by officers making the arrests were not precise enough to meet the test applied in rulings by the United States supreme court.

A fourth dope peddler was freed on a similar charge, but before he was arrested under the the search warrant he had sold some heroin to an undercover officer, for which he was given 3-to-5 years in prison, making him eligible for parole at the end of just nine months.

The three who were turned completely free were Bobby Roach, who had about 15 packages of heroin hidden in the waistband of his trousers and Oscar Cobb and Donald Flagg who had marijuana and other narcotic apparatus in their apartment on Tower Hill Road.

The Concerned Citizens Committee paid \$1500 reward to in-

formers for the apprehension of these three who were turned loose Monday, and the informer did an amazingly good job, as did the officers involved.

In District Court Wednesday Marion Adams was bound over to superior court under \$5,000 bond after probable cause of his guild was found on charge of having a considerable quantity of marijuana hidden in his car.

Also on Monday Judge Copeland deferred until December 7th any action on collection of the \$5000 bond signed by Willie Mills in April for another narcotics pusher, James A. Kornegay, who skipped bond and has not been seen officially since.

District Court Judge Lester Pate ordered Mills to forfeit the \$5000 bond but he appealed to superior court and for the second time the matter has now been pushed farther away. Meantime, Mills is still signing bonds in the courts of Lenoir County.

Contentnea First-Grader Dies from Epidemic Type Spinal Meningitis

Six year-old Emily Driggers died in Lenoir Memorial Hospital Monday after a brief illness and the cause has been determined to be an epidemic form of spinal meningitis.

The little girl, daughter of Mr. and Mrs. Alphonso Driggers, of Grifton route 2, was brought to the hospital early this week and died shortly afterwards.

Pediatrician James H. Peoples diagnosed the cause of death and said all children in the school with whom the dead child came in contact should be taken to their family physician for examination and prescription of protective medicines, which are available and most effective.

Peoples said the particular type of infection that killed the child is the same kind that has caused many deaths and sicknesses on military bases in the past several years.

The disease is generally believed to be communicable only on a person-to-person basis and adults are not generally as prone to infection as children.

This is the first death attributed to this disease in Lenoir County in many years.

County Health Officer John Parrott said that his staff was doing all that is felt to be reasonably necessary under the circumstances, which includes in-

suing proper medication to all students in the same class with the little girl and all those with whom she rode the bus. This, of course, is being done with the consent of the parents of these children.

Dr. Parrott also said he was recommending that any persons whose children were in these two contact categories should naturally be taken to their family doctor if there is concern by the parents.

Parrott also said the "sulfax" drugs over a four-day period had proven excellent in control of this particular problem of communication.

Parrott also added that with extremely rare exceptions the disease is only transmittable from an infected person to another, and is not carried by third persons, who may have been exposed but not infected.

He said his department had not found, and had no possible idea where the child may have suffered the infection that caused her death.

The disease, Parrott says, comes on generally with a sore throat and cold and is extremely difficult to diagnose, and he urged every parent who had a child that may have come in contact with the Driggers child to keep a close watch on such children for several weeks.

by Jack Rider
The Fourth Article of the Bill of Rights says:

"The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures shall not be violated, and no warrants shall be issued, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the persons or things to be seized."

This is a bedrock principle among free societies and it is reasonable and eternally proper, but in recent years tedious interpretations of this great principle have all but destroyed the right of society to protect itself against the most vicious kind of criminals ever known.

The courts have ruled, for instance, that a search warrant must specify in great detail what of a contraband nature is to be sought. A warrant issued to permit search for illegal whisky is invalid if illegal narcotics are found in the process of search for the whisky, and any illegal drugs found under such a circumstance cannot be used in evidence against the person upon whom the illegal drugs are found.

The narcotics trade is evil and under the very most favorable conditions difficult to cope with. Any quantity of illegal whisky is relatively easy to find because of its bulk, but thousands of dollars worth of narcotics can be hidden in extremely small space.

The courts have also ruled that information given to officers by informers must be given by 'reliable' informers; informers who have previously proven their reliability. For instance, under this torture of reason no search warrant drawn on the basis of a first-time squeal by an informer is valid since obviously such a first-time squealer has not yet proven his reliability.

This overlooks common sense and very largely the common character of informants. As one officer put it: "We get very little information from Sunday School teachers and preachers." People in a position to give information in such matters seldom are Eagle Scouts.

Seldom will an informer be able to know the correct full name of the person upon whom he is informing. The dope pusher is hardly required to show his driving license and social security card to every person with whom he has a criminal transaction.

There are dozens of different illegal narcotics and the average informer has not completed his doctorate in pharmacology; yet the courts demand that the informer not only tell who has but what he has, and before doing this he must serve an unspecified period as an apprentice stool pigeon, before he gets his squealing merit badge.

When illogic such as this is forced upon society by the courts numerous possibilities

After 'Third Washing' Yates Still Sheriff; Democrats Take All Jobs

Election Results

Jones County Sheriff	
Brown Yates	1296
Osborne Coward	1028
Commissioner	
James Barbee	1705
Charlie Battle Jr.	1739
Horace Phillips	1791
Delmas Brown	1788
Osborne Mallard	1685
Denford Eubanks	727
Ralph Howard	575
Charles Hughes	483
Preston Reynolds	414

State Senate	
Lenoir County	
Carlie Larkins	5210
Reece Gardner	4464

Jones County	
Charlie Larkins	1306
Reece Gardner	781

Greene County	
Charlie Larkins	1170
Reece Gardner	805

Three-County Totals	
Charlie Larkins	7686
Reece Gardner	6050

House Seat No. 1	
Lenoir County	
Harold Hardison	5497
Fitzhugh Wallace	4202

Jones County	
Harold Hardison	1574
Fitzhugh Wallace	543

Greene County	
Harold Hardison	1262
Fitzhugh Wallace	625

Three-County Totals	
Harold Hardison	8333
Fitzhugh Wallace	5370

House Seat No. 2	
Lenoir County	
Dan Lilley	5236
Red Tingen	3350

Jones County	
an Lilley	1426
Red Tingen	441

Greene County	
Dan Lilley	1151
Red Tingen	761

Three-County Totals	
Dan Lilley	7813
Red Tingen	4552

A year ago when efforts reached Jones County Superior Court to impeach Sheriff Brown Yates on the grounds of his personal disqualifications Judge Walter Boone threw out the case and said that the place to wash this kind of linen was at the ballot box.

Since then the issue has been very thoroughly washed — through three election waters and when the tally ended Tuesday night the majority of Jones County voters stuck with the man who has been sheriff since 1954.

Yates beat his third and last opponent of the year, Osborne Mallard, 1297-to-1028. Earlier he had survived first and second primaries against Democrats who were after his scalp.

All the way through the Tuesday voting Democratic nominees prevailed in Jones County, and all of them faring considerably better than Yates, around whom so much controversy has swirled in the past year and a half.

The Democratic candidates for county commissioner: James Barbee, Charlie Battle Jr., Horace Phillips and Delmas Brown — all incumbents — and former long time commissioner Osborne Mallard were decisively elected over the four Republicans who sought to unseat them: Denford Eubanks — an incumbent as a Democrat, who switched to the Republican Party in the spring and got beat in the fall, Ralph Howard, Charles Hughes and Preston Reynolds.

McPEAK TO NEW RIVER

Sergeant Major Roy W. McPeak, husband of Mr. Beatrice M. McPeak of Maysville, has reported for duty at the arine Corps Air Station, at New River.

REYNOLDS IN JAPAN

Air Force Staff Sergeant Charles K. Reynolds, son of Mrs. Paul K. Reynolds, Rt. 1, Trenton, is on duty at Tachkawa AB, Japan.

Belgrade Citizens Protest Location Maysville Sewage Disposal System

Editor's Note: The following letter is evidence of the concern of citizens of Belgrade on a problem many communities presently confront.

Board of Commissioners
Court House
Jacksonville, N. C.

Dear Gentlemen:

After appealing to the Maysville Town Board and the State Air and Water Resources in Raleigh, the Jones and Onslow Health Department and the State Wildlife Commission, we, the Belgrade Development Corp. have been unable to persuade the Maysville Town Board to relocate a city sewer plant. The proposed plant is scheduled to let the bids on November 9, 1970, therefore drastic and immediate action seems necessary.

are automatically created:

First is a turn to vigilante law, under which all too frequently more innocent people suffer than guilty.

Second and in the long run more dangerous is that frustrated police officers will do one of (continued on page 8)

Will you help us prevent our White Oak River from this destructive pollution?

The site of the drainage from the plant is located in the back door of several residences. The fishing area around the Marl plant will be polluted. We also have a newly developed campground which would suffer great damage. We plan to further develop this area.

We have no objections to the plant, except we feel it should be piped past the Marl Holes where we have a fishing resort from all over the state and some from Virginia.

We feel that you are our friends and are interested in our development program in Onslow County. We ask that you so whatever necessary to prevent this condition in our vicinity. Please notify us as it is urgent. It will be late when the river is polluted.

Thank you for your cooperation in this pressing matter.

Sincerely yours,
Belgrade Development Corp.
Martha Mattocks
Secretary.