

JUDY CLARKE HAS BIRTHDAY PARTY

On Tuesday afternoon, Sept. 6, Judy Clarke celebrated her third birthday anniversary with a party at the home of her parents, Mr. and Mrs. Harry W. Clarke. Following an hour of play birthday cake and ice cream were served.

Each child received a favor from the hostess. Small guests enjoying the afternoon were: Nancy Swope, Bobby and Bert Stone, Ronnie Patton, Ken Pittman, Marsha Uzzell, Candy Clarke, and the honoree. —A well-planned and constructed farm house has safety built in to it.

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CITIES SERVICE

MONTREAT

By Miss Julia Stokes

The congregation of the Montreat Presbyterian church is meeting in the chapel of Anderson auditorium as the pipe organ is being installed in Gaither chapel. This was not big enough for the crowd of Sunday. Many people are still with us and it is good that they can come out and we hope everyone will be able to get a seat. The building has been made to look like a church by the artistic skill of Allan Guy, the choir leader. It is hard for some people to climb the stairs, and we hope there will not be too many weeks before we can return to Gaither chapel. The pastor, the Rev. Stanley Bennett, preached on "Facing Reality." The students were given a welcome, as well as the faculty.

An open house was given in the First Presbyterian Church of Asheville from 2:30 to 5:30. Everyone was invited. This is because of the completion of the work of remodeling the church.

The Women of the Montreat Presbyterian church will hold their monthly meeting on Tuesday, Sept. 20 at 4 p.m. in the home of Mrs. C. A. Stubbs on Tennessee road. The president, Mrs. L. Nelson Bell, will preside. Mrs. John Nisbet will have the program which will be on the Presbyterian church. A social hour will follow.

The circles of the Women of the Church met on Tuesday, Sept. 13. Circle No. 1, Mrs. W. J. Gammon, chairman, met in the home of Miss Grace Hardie on Assembly drive at 4 p.m.

Circle No. 2, Mrs. Noyes Wilson, chairman, met in the home of Mrs. Mellinger Henry and Miss Julia Stokes on Virginia road at 4 p.m.

The Business Woman's circle met in the home of Mrs. L. Nelson Bell at 7:45 p.m.

On Sunday the Student Christian association vespers was held in Anderson chapel at 7:30 p.m. with the Rev. Stanley Bennett as speaker.

The Young Adults met in the home of Dr. and Mrs. Monroe on Georgia terrace at 8 p.m.

On Monday a reception was held in Assembly Inn at 8 p.m.

for the new students and new faculty members by the cabinet of Student Government association. Montreat residents were invited.

On Wednesday the prayer meeting are held: at 4 p.m. in the parlor of Assembly Inn, and at 7:30 p.m. in Anderson chapel.

Mr. and Mrs. Clayton Bell are with their parents, Dr. and Mrs. L. Nelson Bell in their home on Assembly drive. Clayton has been serving in the Shanandoah Presbyterian church in Miami this past summer and will continue there for this year. He will return to Columbia Seminary after this year in Miami.

Ruth Graham, small daughter of Dr. and Mrs. Billy Graham, will return this week after spending a month with Mrs. J. C. Frist in Mobile, Ala. Mrs. Frist is coming here for a few weeks' stay.

The Rev. John R. Williams has been preaching in Hillsville, Va. for the past week. He will preach in China Grove Presbyterian church Sept. 15 through 25.

Mr. and Mrs. Harry Hardie of Baltimore spent a few days this past week with their sister, Miss Alice Hardie, in her home on Virginia road.

The Rev. Eric Fyfe of London, England, was the speaker and Bible teacher for the Southeastern section of the Inter-varsity Campers Fellowship group which is meeting in Bridewood this week. The regional secretary is John Hermanson.

Mrs. Alice McDaniel, Dr. and Mrs. Robert Knox, and Mrs. Harry Myers are spending a few weeks in Bridewood.

Dr. Nettie Grier, Mrs. Samuel Woods, and Miss Lucy Grier spent a few days in the Great Smoky Mountains this past week.

Humphrey Armistead spent the week end with his parents, the Rev. and Mrs. W. H. Armistead, in their home on North Carolina terrace.

Mr. and Mrs. Jack Oates and family of Sweetwater, Tenn., were in their cottage on Tennessee road for the week end. They had as guests their cousins, Mr. and Mrs. William Hutcheson of Chattanooga and mother, Mrs. Sue Hutcheson of Sweetwater, also Mrs. H. M. Stevenson and two sisters of Houston, Texas.

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Last Rites Held For Mrs. Dalton

Last rites for Mrs. Katherine Davis Dalton, 68, widow of the Rev. D. G. Dalton, were held Friday, Sept. 9, in Cherry Springs Baptist church, Old Fort, with the Rev. Clyde Parham of Black Mountain and the Rev. Charles Smith of Swannanoa, officiating. Burial was in the church cemetery.

Miss Julia Stokes spent a few days last week in Atlanta with Miss Katie Calhoun and with her sister-in-law, Mrs. J. W. Stokes, a Lithonia, Ga. W. B. Stokes, nephew, returned with Miss Henry before returning to his home in Charlotte.

We Salute —

WE SALUTE YOU ON YOUR BIRTHDAY!

Sept. 16—
Mrs. Charles M. Fortune Jr., Mrs. Inez Hall, Thelma Burgen, Joseph LeVine, Lester Samuel Morris, Patsy Reynolds, Maggie Davis.

Sept. 17—
Eugene Smith, Thomas Joseph Morrison, Pauline Tipton, Marion Owenby, Mrs. Charles Porter, Mrs. John R. Williams, Pearl Atkins, Helen Edwards, Anne Woodcock, John Woodcock.

Sept. 18—
Ethel B. Wooddell, Dr. H. S. Hilley, Valley Peek, Lawrence Barnhill, Dennis B. O'Connor, Doris Copeland, Louise Woodruff, Kitty Burrus.

Sept. 19—
Thurl Morrow, Nancy Ann Honeycutt, George Golithly, Helen Vanover, Gertrude Stewart.

Sept. 20—
Barbara Jo Mackney, Howard Banks, Bill Simmons, Joan Schell.

Sept. 21—
Ethel Austin, Susan Quinn, Mattie Smith, Virginia Graham, Mary Jones, Thomas Cox, Harold B. LeMaster Jr., Mrs. A. J. Wilson, J. M. Carroll, Irene McQuaige, Harry L. Jones.

Sept. 22—
Jack Guthrie, Mrs. W. M. Pate, Bertha Welborn, Pat Osteen, Albert C. Garland, Suzanne Wilson, A. R. Johnston, Charles Walker, Freddie Estes, J. W. Isley, Sue Elsie Rhyne, Eunice Wyatt.

This is the Law



By Robert E. Lee

(For the N. C. Bar Association)

AUTOMOBILE ACCIDENTS

Tom and Joe ran into each other with their automobiles. Both were at fault. The accident would not have occurred if either had been driving carefully. Joe, was, however, far more negligent than Tom. Tom's car was damaged to the extent of \$300 and Joe's car was not damaged at all. Both are insured. What, if anything, may Tom recover from Joe?

Tom will not be permitted to recover anything from Joe. Joe's attorney, will plead as a defense "contributory negligence" on the part of Tom.

If both parties to an accident are at fault, under the doctrine of contributory negligence neither can recover from the other. This is true even though one was 90 per cent at fault and the other was only ten per cent at fault. Tom's contributory fault or negligence is a complete bar to his right of recovery from Joe. Tom did not come into court with "clean hands." He is denied recovery for the purpose of punishing him for his own misconduct.

If Tom carries collision insurance, he could recover from his own insurance company the allowable damages of the policy.

Bill Smith was an employee of Henry Baker. During the course of his employment, and while driving Baker's automobile, Smith negligently ran into and injured Sam Taylor. Taylor was not at fault. From whom may Taylor recover?

Taylor may recover the full amount of his damages from either Smith or Baker. In fact, he may sue both of them in the same action. He cannot, however, recover satisfaction of both judgments. An injured person cannot be twice compensated for the same injury.

Baker is liable because he is the employer of Smith. There existed between them the relation of master and servant. Smith injured Taylor while acting within the scope of his employment.

Smith is liable because he is the person actually injuring Taylor.

If Baker satisfies the claim of Taylor, he may obtain reimbursement from Smith.

Dan Bailey was an employee of Walter Sutton. During the course of his employment, and while driving Sutton's automobile, Bailey had a collision with an automobile owned and driven by John Young. Both Bailey and Young were at fault. May Sutton recover from Young money for the damages done to his automobile?

No. Bailey at the time of the collision was driving the car as an agent of Sutton. The negligence of an agent is imputed to his principal. It is the same as if

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