

# LOOKING AT WASHINGTON

By Hugo S. Sims, Washington Correspondent

The National Labor Relations Board, its Work, History, Legal Functions. In view of the widespread discussion of the National Labor Relations Act, which is constantly assailed by industrialists who clamor for its modification, it might be well to review the Act itself, the work of the National Labor Relations Board and some of the history connected with both.

It should be clearly understood, in the beginning, that the National Labor Relations Act, signed by the President on July 5, 1935, gave legal recognition to certain specified rights of laborers and prohibited employers from doing certain acts, considered unfair to labor.

The Act affirmed the right of employees to full freedom in self-organizations, and in the designation of representatives of their own choosing for the purpose of collective bargaining. It forbids employers from dismissing employees because of union membership or engaging in union activities, from supporting company unions financially, or aiding in their organization, from refusing to bargain with any labor organization chosen by the majority of employees through their free choice and from bargaining with any other group than the one chosen by the majority of employees as representatives of the workers.

In brief, the Act recognized the right of laborers to organize and bargain collectively and set up the National Labor Relations Board to protect laborers in the full exercise of their rights. This Board is charged with enforcement of the Act. It receives complaints, holds hearings and issues cease and desist orders. In the event that employees fail to comply with the orders, they are referred to the Federal Circuit Court of Appeals for review and enforcement, if upheld.

### To Protect Labor

The NLRB is an independent agency. Its prime purpose being to see that laborers are protected in the exercise of the rights given by the Act itself. This Act, it should be clearly understood, was enacted solely for the protection of laborers. Consequently, the Board investigates issues, facts, practices and activities of employers or employees in labor controversies, sees that employees have the right to self-organization, to form, join or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in concerted activities for the purpose of collective bargaining or other mutual aids or protection; and is charged with the duty of preventing any person from engaging in any unfair labor practice affecting commerce.

### Courts Uphold Law

The Act was upheld by the United States Supreme Court on April 12, 1937, in five cases appealed from lower courts. In six additional cases, the Court failed to announce any opinion adverse to the Labor Board or holding invalid any single provision of the law. In its opinion, the Court upheld the Act as a valid exercise of the commerce power of Congress, and that it did not violate the due process clause of the Constitution, and declared that the procedural provision adequately safeguards against arbitrary action.

Subsequently, the Court held that the Board could not be enjoined from holding hearings on complaints against employers, that in particular situations, when it finds domination or interference on the part of an employer in the organization of his employees, the Board has the power to order the employer to withdraw recognition from the so-called company union; that the statute applies to an employer processing raw materials within one state and shipping part of his product out of the state, and, finally, that workers on a strike remain employees and that the employer, if he discriminates against them, violates the Act.

Because the Board is a quasi-judicial agency, it has been involved in the recent discussion of the relationship between the Court and such governmental agencies. Edwin S. Smith, one of the three members of the Board, recently criticized the tendency of some Circuit Courts to give little or no effect to the findings of facts made by the Board, although the Act expressly says, if such findings are supported by evidence, they shall be final.

Admitting that the interpretation of the Act, the appropriateness of the Board's ruling, and its jurisdiction, were intended to be reviewed by the courts, Mr. Smith said Congress did not intend to delegate to the courts the task of weighing the evidence the Board had heard and of coming to an independent conclusion as to whether the Board has correctly appraised it.

He points out that "Labor's experience with the courts has, generally speaking, not been a happy one." There has been, he says, many attempts by Labor to correct, by legislation, the lack of comprehension shown the social problems of employer-employee by certain courts, which have been slow to "adapt their

points of view to the reorganization of the human rights of Labor in an evolving, dynamic and democratic society."

Chairman J. Warren Madden, in a recent address, made his first extended answer to those attacking the Board. Reviewing its work, he points out that some 15,000 cases have been solved, most of them since the Supreme Court decision.

In some thousands of cases, he says, the charges have been dismissed or withdrawn after the Board's agents had investigated the allegation and found them to be without merit.

In other thousands of cases, employers and employees have adjusted their difficulties on the basis of compliance with the law.

In some 1,200 cases the Board's agents have conducted elections to permit employees to select their representatives for collective bargaining. In seventy-five per cent of these elections, he reports, established trade unions were selected, but in others the employees either selected a new and unaffiliated union or voted their desire to have no union.

In some hundreds of cases, he continued, preliminary investigation seemed to establish the merits of complaints and the Board, unable to obtain compliance without formal proceedings, held public hearings in the community where the controversy arose. These have exposed unfair practices, ranging from minor violations of the statute to the terrorization of entire communities in complete disregard of civil liberty.

In hundreds of other cases, the Board has issued formal decisions, stating the facts and setting forth conclusions as to what should be done to bring the situation in compliance with law. Mr. Madden admits that great credit "must be given to those employers who have led the way to the acceptance" of the new law. At the same time, he says, the opposition, having failed to prevent passage of the law, has transferred itself to the courts in an effort to nullify the law.

This concludes, as briefly as possible, our explanation of the Act and the functions of the Board, together with a history of what has happened since the Act was passed. The Act itself was passed to protect certain rights of Labor and the Board, under statute, can only take cognizance of violations of the Act. Whether the basic Act should be modified, in order that the Board may take cognizance of complaints of employers, is a matter upon which there is considerable dispute.

### PENDER ROAD NEWS

Moody Matthews, Jr., is spending some time at Nags Head with Mrs. Emmett Winslow.

Mrs. V. L. Proctor and son, Lloyd, spent Sunday in Norfolk, Va., with Mr. and Mrs. W. W. Hanbury.

Mr. and Mrs. Lloyd Elliott and three children, of Elizabeth City;

Mr. and Mrs. Raymond Skinner and five children, of Hertford, visited Mr. and Mrs. Stephen Elliott Sunday afternoon.

Mary Proctor is visiting her sister, Mrs. W. W. Hanbury, in Norfolk, Va. Mrs. Whit Matthews is spending some time with her son and daughter-in-law, Mr. and Mrs. J. M. Matthews.

Mrs. Mary Wood and two daughters, Minnie Wilma and Mary Ruth, visited Mr. and Mrs. W. L. Wood, at Woodville on Sunday afternoon.

Mrs. R. A. Perry, J. B. Perry, Miss Jeanette Perry, of Hertford, Mrs. Tempie Tarkenton and daughter, Louise, spent Sunday with Mr. and Mrs. Joshua Perry, near Sunbury.

Mrs. Luna Bateman, who has been spending some time with her niece, Mrs. Reuben Stallings, returned to her home near Elizabeth City, on Sunday.

Mr. and Mrs. E. Y. Berry and two sons, Edgar Young and Dan, Mrs. Herbert Howell and Mrs. Lena Gregory, of Hertford, spent Sunday in Norfolk, Va., visiting relatives.

Mr. and Mrs. George F. Dail and granddaughter, Minnie Rae, from near Edenton, were guests of Mr. and Mrs. H. S. Davenport on Sunday.

### YEOPIM STATION

Miss Louise Thach spent last week in Norfolk, Va., visiting Mr. and Mrs. John Gatling.

Mr. and Mrs. Jim Perry visited Mr. and Mrs. A. D. Thach Sunday afternoon.

Mr. and Mrs. Harry Thach, Mr. and Mrs. B. J. Thach and Miss Louise Thach were guests of Mr. and Mrs. J. D. Chappell, near Hertford, Sunday evening.

Mr. and Mrs. J. T. White and Mrs. Neppie Davenport, from near Hertford, visited Mr. and Mrs. B. J. Thach Sunday.

Mr. and Mrs. Jamie Thach were guests of Mr. and Mrs. Hugh Harrell Sunday.

Mrs. B. J. Thach, Mrs. James Thach and Mrs. Harry Thach were guests of Mrs. Jesse Barber Thursday afternoon.

Mr. and Mrs. A. D. Thach visited Mr. and Mrs. John Moore Sunday afternoon.

W. K. Moore, of Norfolk, Va., is visiting friends here.

Mrs. T. E. Mansfield attended the funeral of Mrs. Mattie I. Charlton, at Bethel, Thursday afternoon.

Mrs. T. E. Mansfield and children, Jane and Mary Louise, visited Mrs. B. J. Thach Wednesday afternoon.

Mr. and Mrs. Harry Thach visited Mr. and Mrs. Charles Ward, at Bethel, Saturday evening.

Switzerland's Rhone valley annually stages its battle of the cows. Combatants aren't of the familiar cabbage patch variety, but sturdy, long-horned animals, especially bred for conflict. They are also milk producers.

### Classified and Legals

#### NOTICE OF SALE OF VALUABLE REAL ESTATE

Under and by virtue of the power of sale contained in that certain mortgage deed executed by Luke Felton and wife, Maggie Felton, to Wm. T. Smith, which Mortgage Deed bears date of January 1st, 1923, and is on record in the office of the Register of Deeds of Perquimans County, in M. D. B. 13, page 521, default having been made in payment of the bonds secured by said mortgage deed, the undersigned mortgagee will on Tuesday, the 5th day of July, 1938, at 12 o'clock Noon, at the Court-house door in Hertford, N. C., offer for sale at public auction to the highest bidder for cash, the following described real estate conveyed to me in said mortgage deed, viz.:

Lying and being in Belvidere Township, Perquimans County, N. C., designated as follows: Adjoining the lands of R. H. White, J. G. Joliff, and others containing forty-three and one-half (43 1/2) acres. For further description of said land see deed from Ira S. Winslow and wife to Luke Felton having date of January 1st, 1923.

Sale made to satisfy notes secured by said Mortgage Deed.

Dated and posted this 3rd day of June, 1938.

Wm. T. SMITH, Mortgagee.  
By C. R. Holmes, Attorney.  
June 10, 17, 24, July 1

#### NOTICE

##### Sale of Valuable Property

By virtue of a Mortgage Deed executed to me by George Welch, of Hertford, N. C., for certain purposes therein mentioned which said Mortgage Deed bears date of April 6th, 1927, and is registered in the office of the Register of Deeds of Perquimans County in Book 14, Page 333, I shall on June 20th, 1938, at 12 Noon, offer for sale at Public Auction, for cash, at the Court House door in Hertford, N. C., the property conveyed to me in said Mortgage Deed executed by George Welch to J. R. Stokes and purchased by Darden Bros., on March 15th, 1937. Said mortgage being in default we do offer for sale the said property:

One house and lot bounded on the

north by Cox Alley, east by Sarah and Easter Perry, south by Nathan Manley and William Butts, west by James Riddick.

Purchaser will be required to deposit 10 per cent of sale price.

Posted this May 21st, 1938.

DARDEN BROS.,  
By V. N. DARDEN,  
Member of Firm.  
May 27, June 3, 10, 17.

#### NOTICE OF ADMINISTRATION

Having qualified as Administrator of the estate of Robert J. White, deceased, late of Perquimans County, North Carolina, this is to notify all persons having claims against the estate of said deceased to exhibit them to the undersigned at Belvidere, N. C., on or before the 23rd day of April, 1939, or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will please make immediate payment. This 23 day of April, 1938.

E. W. WHITE,  
Administrator of Robert J. White.  
May 6, 13, 20, 27, June 3, 10.

#### NOTICE OF SALE

By virtue of the authority contained in that certain deed of trust executed on the 1st day of May, 1937, by D. F. Reed and wife, Mary T.

Reed, to W. H. Hardcastle, Trustee, and recorded in the office of the Register of Deeds for Perquimans County, N. C., in M. D. Book 20, page 539, default having been made in the conditions of said deed of trust, at the request of the holder of the note, the undersigned trustee will, on the 20th day of June, 1938, at 12:00 o'clock, Noon, at the court house door of Perquimans County, N. C., offer for sale at Public Auction to the highest bidder for cash, the following described property:

Beginning at the Southwest corner of J. O. Felton lot and running westerly along Dobb Street 90 feet; thence a northerly course 156 feet to E. A. Goodwin's line, thence an easterly course parallel with Dobb Street 90 feet to J. O. Felton's line; thence southerly along Felton's line to place of beginning being same lot conveyed to Durwood Reed by C. W. Gaither by deed recorded in Book 14, page 496, which see for further description. The successful bidder will be required to post a ten percent deposit at time of sale.

Dated and posted this 19th day of May, 1938.

W. H. HARDCASTLE,  
Trustee.

By Chas. E. Johnson,  
Attorney.  
May 27, June 3, 10, 17

**HERE'S THE BIGGEST SHAVING VALUE YOU EVER SAW!**

**4 BLADES ONLY 10¢**

**PROBAK JUNIOR BLADES**

No wonder men everywhere insist on Probak Jr. Blades! Made by the world's largest blade makers, ground, honed and stropped by a special process, these keen, double-edge blades will end your shaving troubles. You save money too! Buy a package of Probak Blades today—4 for only 10¢.

**NOTICE!**

Pay your 1938 Town Taxes in June and Deduct 3%.

**TOWN OF HERTFORD**

By W. G. Newby, Clerk

**Be Modern - Cook Electrically**

**Amazing Economy of Westinghouse Electric Cooking Proved In Typical Home Test Kitchens**

Modern electric cooking is not more expensive than old-fashioned methods — not with a Westinghouse Range. This is proved by certified reports from Proving Kitchens in 103 American homes where Westinghouse Ranges were given 3 months of exhaustive, every-day use tests.

Exact cost records were kept. In case after case, total fuel bills were actually lower than formerly. Operating costs came down! Furthermore, nearly every Proving Kitchen Hostess reported additional electric cooking savings that mean welcome reductions in family budgets.

**EVERY WESTINGHOUSE RANGE MODERATELY PRICED... SMALL DOWN PAYMENT... EASY TERMS**

**The 1938 Dictator**

A simplified, faster, more economical, easier-to-clean Westinghouse Range! Kitchen-proved by housewives who certify that it cooks fast, cooks better, saves money. This is only one of many popular-priced models which we will gladly demonstrate for you. All may be purchased on our easy Budget Plan.

**SUPEROVEN**

Two heaters and exclusive Heat-Evener insure perfect baking and roasting. Top heater broils smokelessly — ends stooping, squatting. Thick insulation seals heat in, saves electricity.

**Solid, stainless steel top makes COROX ECONOMIZER the world's cleanest cooking unit.**

Only Westinghouse has this 4-Heat Corox Economizer. Its exclusive, super-economical, "simmer" heat cuts electric cooking costs 18% to 46%, and uses 60% less current than "low" on ordinary units.

**103 WOMEN WHO TESTED WESTINGHOUSE RANGES CERTIFY:**

- "Fuel bill, were lower than formerly."
- "More economical than old-fashioned methods."
- "Oven cooking is a great economy."
- "One couldn't ask for more speed."
- "Plenty fast for any cook."
- "As fast or faster than anything I've used."
- "My roast/meats are 100% better... all the meat flavor is retained."
- "Broiled meats are delicious, not too dried out."
- "Meats are more tender and flavor is greatly improved."
- "Vegetables have better color, and they taste wonderful."
- "The bottom crust of my apple pies is almost as brown and crispy as the top one."
- "Cleaner than any other cooking method."
- "Utensils never get black, never need scouring."

**Westinghouse Electric Ranges**

**KITCHEN-PROVED! COOK FAST! COOK BETTER! SAVE MONEY!**

**Westinghouse**

**Hertford Hardware & Supply Co.**

"Trade Here and Bank the Difference"

HERTFORD, N. C.