

New Bigger Plymouth



Plymouth's completely new 1955 cars are lower, wider and more than 10 inches longer than previous models. With either a Power-Flow Six or Hi-Fire V-8 engine, they are the most powerful cars Plymouth has ever built. They are available with a full range of automatic and power-assist devices, including electric window lifts and power front seat adjustment. Pictured here is the Belvedere sport coupe.

This is the Law



BY CHARLES W. DANIEL
(For the N. C. Bar Association)

Nuisances
"This is a nuisance," or, "That is nothing but a nuisance." Folks are frequently heard to make such observations about a person or thing that is bothersome or irritating.

Some "nuisances" are public, some are private. The legal differences between the two are important if you are troubled by, and seek to rid yourself of, either.

How do you protect yourself in the use and enjoyment of your property against unreasonable invasions from outside of distressing odors, noise, blockades, smoke, and the like?

The first step, of course, is to determine whether the situation, which is obnoxious to you, is, in the eyes of the law, a nuisance. Since the law divides nuisances into those which are private and those which are public, it is necessary to determine what kind of wrong is being done to you.

Public
In general terms, the law says that a public nuisance is the invasion of a right which belongs alike to all citizens. Such "public" rights are in the use of streets, navigable streams, government buildings and the like. North Carolina has defined (by statute) certain conditions which are, in themselves, public nuisances. The law calls these "nuisances per se," and, in this state, some of them are: Maintaining any building for lewdness, prostitution, gambling, illegal sale of whiskey or narcotics. These offenses are, of course, against public morals, and, thus, are crimes, rather than mere nuisances. So, court actions brought to put a stop to public nuisances, must be in the name of the State.

Slot machines constitute a public nuisance. So does the intentional handling of poisonous snakes.

The violation of a court order against a statutory public nuisance is punishable by fine of \$200 to \$1,000, or, imprisonment of three to six months.

Private
What about the private nuisance? It is obvious that each of us must put up with some offensive things as the price of living in the human community. Thus, a private nuisance is an unreasonable interference with the right of a private individual to the use and enjoyment of his property. The private nuisance must be an actual, continuing interference and produce the kind of offensive situation which is unreasonable, and, which the public ordinarily will not tolerate.

So, with such a broad definition, the kinds of interference which may become nuisances are almost unlimited.

The North Carolina court once forced an airport to close down because the approaches to its runways brought roaring planes too close to a medical clinic.

A Florida court awarded a drug store damages and an injunction against a cafeteria because its waiting lines blocked the sidewalk in front of the drug store. Thus, the court made the cafeteria owner liable for the acts of other people!

"Spite" fences have been a source of litigation between feuding neighbors. If a property owner erects a fence which unreasonably cuts off light and air from his adjoining neighbor, a suit can be brought for removal of the fence as a nuisance.

Not A Trespass
It may be well to note the difference between trespass and nuisance. Laws against trespass protect the possession of property. Laws against nuisance protect the use and enjoyment of property. To constitute trespass, the property must actually be entered by the offender. The offender may create a nuisance without ever going near the property of the person of-

fended.

Can Be Both
Some nuisances, obviously, can be both public and private. For example, a gambling den is situated next door to you and has been for such a length of time that your home has depreciated in value because of the surroundings. You could proceed, as in a public nuisance, in the name of the State to have the den padlocked, and sue the gambler, separately, in your own right for the private nuisance he has caused in the devaluation of your property.

Nose-baiting odors have been the basis of many private nuisance suits. In North Carolina, the courts have awarded damages to individuals against a fish scrap factory and an animal by-products plant, among others.

Damages
It is possible to get money damages (for past interference) and an injunction to stop the same nuisance in the future. Or, in the alternative, it is possible to accept permanent money damages and endure the continued invasion of your property for as long as the offender wishes to keep it up.

If the private nuisance complained of is maintained by an arm of the government, either the government or the offended individual may elect to continue the nuisance under settlement of permanent damages.

In no nuisance case is it possible to get both an injunction and permanent damages.

DIAPERS REQUIRE HEAP COTTON
The stork is expected to deliver about four million new babies in America next year, according to a report from the Medical and Pharmaceutical

TAYLOR THEATRE

EDENTON, N. C.

Week Day Shows Continuous From 3:30
Saturday Continuous From 1:30
Sunday 2:15, 4:15 and 8:45

Thursday and Friday,
November 18-19—

Stewart Granger and Elizabeth Taylor in "BEAU BRUMMELL"

Saturday, November 20—
Glenn Ford in "MAN FROM ALAMO"

Sunday and Monday,
November 21-22—
Clark Gable, Lana Turner and Victor Mature in "BETRAYED"

Tuesday Through Friday,
November 23-26—

Jane Powell and Howard Keel in "SEVEN BRIDES FOR SEVEN BROTHERS"
CinemaScope and Stereophonic Sound
No Advance in Prices!

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Friday and Saturday,
November 19-20—

John Wayne in "FIGHTING SEABERS"

HI-WAY DRIVE-IN THEATRE

EDENTON, N. C.
Admission 40c Per Person
Children Under 12 Free

Friday and Saturday,
November 19-20—

Robert Ryan in "ALASKA SEAS"

Sunday, November 21—

Shelly Winters in "TENNESSEE CHAMP"

Monday and Tuesday,
November 22-23—

Adults Only
All Star Cast in "I WANT A BABY"

Wednesday and Thursday,
November 24-25—

Kari Malden in "PHANTOM OF THE RUE MORGUE"

Information Bureau.

It will take a mountain of cotton to clothe these baby boys and girls, the National Cotton Council says. To provide the newcomers with diapers for their first year in the world, the Council estimates, will require approximately 52 million pounds of raw cotton.

Suggestions Given On Yuletide Ornaments

Have you checked your Christmas lighting and decorations recently? You won't be rushing the season if you take a little time out any day now to make an inventory of the tree decorations you have on hand.

Test last year's bulbs and see how many of them can be used again this year. The United States Department of Agriculture explains that a wide variety of decorative lighting fixtures and light bulbs of many different colors, sizes and shapes will be stocked this year. But this season, don't wait until the last minute to buy your supply. If you do, you may not find what you want.

It's a wise shopper who looks for Christmas ornaments now while the stores are just putting out their 1954 stock.

According to Mamie Whisnant, State College specialist in home management Christmas is the time of year for joy and happiness, but some of the most tragic accidents of the year happen during the holiday season. Both fires and falls take a heavy toll.

Miss Whisnant recommends that you check and recheck your Christmas lighting fixtures, the wires and the plugs. A frayed wire or a damaged socket can be a hazard and a real source of grief.

She also advises against using extension cords with your tree lighting. Some extensions are designed to carry an extra load, others are not. And besides, cords stretching across the floor are just waiting for someone's foot.

Check your Christmas fixtures now and be certain that Christmas at your home will be a truly happy one this year.

Postmaster Urges Early Mailing For Christmas Articles

Postmaster W. W. White announces a three-point program designed to insure delivery of all Christmas cards and gift packages by December 25.

"I've found," he explained, "it's not enough to slap up posters all over town saying, 'Shop Early, Mail Early.' That's the main idea of course, but I'd like to be more specific."

Specifically, then, the Postmaster first urged business firms to mail their regular correspondence before 4:00 P. M., throughout the Christmas season. They can help even more, he added, by withholding all circular and catalogue mail until after the critical

period, December 15-25.

"This will leave elbow room at the Post Office to process the tremendous volume of holiday mail we'll be handling."

Point 2, consequently, requires the public's cooperation. Begin by checking your Christmas card list this week. Each address should include the full

name, street and number, city, zone and state.

After this, visit the Post Office to order the stamps you'll need. Lay in a supply of heavy wrapping paper and strong cord as well. Then there will still be a week left for leisurely Christmas shopping—one New Year's resolution you can keep!

WE SUPPLY YOUR BUILDING NEEDS

- Bricks
- Cinder Blocks
- Cement Blocks
- Cement Pipe
- Mortar
- Cement
- Sand
- Rock
- Asbestos Siding
- Asphalt Roofing
- 5-V Galvanized Roofing
- Galvanized Roll Roofing
- Nails
- Building Paper
- Sheetrock
- 6, 7, 8 & 9-ft.
- Shower Stalls

- Disappearing Stairways
- Glidden Paints
- Marsh Kitchen Cabinets
- Plywood (all sizes)
- Armstrong Ceiling Tile
- Armstrong Monowall
- American Standard & Elger
- Plumbing Fixtures - Supplies
- Windows
- Doors
- Screen Doors
- Electric Water Pumps
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- Tar Paper
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FOUR DAYS... TUESDAY THROUGH FRIDAY, NOVEMBER 23rd THROUGH 26th.
SHOW STARTS 3:30—FEATURES 3:30 - 5:30 - 7:30 AND 9:30 P. M.

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in high, wide and handsome

M-G-M's LOVE-MAKING MUSICAL

CINEMASCOPE



CALEB KIDNAPPED RUTH! BEN BORROWED DORCAS! EPH ENCIRCLED MARTHA! GIDEON GRABBED ALICE!
DAN DECEIVED LIZA! FRANK FETCHED SARAH! AND ADAM ABDUCTED MILLY!

Seven village beauties are kidnapped, courted and kissed by seven lusty brothers. That's why America is talking about M-G-M's fresh-as-a-daisy musical with the shotgun weddings. The best music, the fastest-paced dancing, the most fun you'll have this year!

SEVEN BRIDES FOR SEVEN BROTHERS

JANE POWELL · HOWARD KEEL

With JEFF RICHARDS · RUSS TAMBLYN · TOMMY RALL
Screen Play by ALBERT HACKETT & FRANCES GOODRICH and DOROTHY KINGSLEY
Based on the story "THE SEVEN BROTHERS" by STEVEN BRICENT SMITH
Lyrics by JOHNNY MERCER · Music by GENE WILSON · Choreography by MICHAEL KIDD
Color by ANSCO · Directed by STANLEY DONEN · Produced by JACK CUMMINGS

SONGS!

"When You're in Love" · "Gone With You Beautiful" · "Don't Count On Me" · "Wonderful, Wonderful Day" · "Sally's Woman" · "Spring, Spring, Spring" · "Jane Bride" · "Lament"