

### COURT UPHOLDS TVA

The Supreme Court, by a 5-to-2 division, has decided that the fourteen private utility companies are without legal standing to challenge the validity of the Tennessee Valley Authority's electric power program. The Court did not pass upon the constitutionality of the TVA, holding that the companies had no right to escape the competition which they complained of.

Justice Butler, in his dissenting opinion, in which Justice McReynolds joined, thought that the companies were "entitled to have this Court decide upon the constitutional questions they have brought here."

Thus, the TVA, it is thought, will now proceed with construction of dams and sell the surplus power produced. The opinion did not pass directly upon the question whether the Government is engaged upon a navigation-flood control plan, or as the companies asserted, is carrying out a publicly-owned power scheme.

This is the second decision of the Court upholding the TVA without passing directly upon some legal issue. On February 17, 1936, the Court ruled 8 to 1, with Justice McReynolds dissenting, that Wilson Dam, at Muscle Shoals, was legally built and its surplus electric power could be legally sold.

In his opinion, Justice Roberts related the objections brought by the companies, such as deprivation of property without due process of law. He agreed with the lower court that the Authority had not indulged in "coercion, duress, fraud or misrepresentation in procuring contracts with municipalities, cooperatives or other purchasers of power." He held that the complaint of the companies was directed to the competition involved by the Government's sale of electricity and pointed out that, in the absence of a specific contract, the existence of a corporation creates "no right to be free of competition."

### COALITION'S FUTURE

The fact that the Senate, through a coalition of Democrats and Republicans, refused to grant the President's request for \$875,000,000 for WPA and joined with the House in outting the appropriation to \$725,000,000 is leading many observers to predict a continuation of the coalition on other issues. One of these involves the President's request for an extension of his authority to further devalue the dollar. Senator Glass, of Virginia, head of the Banking and Currency sub-committee, who is a foe of the New Deal, says that the Treasury will have the burden of proof as to the necessity for continuing such power. It is taken for granted that he will have the support of some of the Democrats, who joined forces with the Republicans to cut relief appropriations.

### A. F. L. ON POLITICS

The American Federation of Labor which has always proclaimed a non-partisan political policy, has warned its affiliates against participating in the movement of Labor's Non-Partisan League looking towards domination of the National Democratic Convention in 1940. Besides being an agency of the C. I. O., which is enough to prevent A. F. of L. collaboration, the objective of the League is "purely political" and thus in opposition to the established policy of the American Federation of Labor.

### CONGRESS EXPLORING

Congress continues its delving into the foreign policy of the nation and the question of national defense. With the disposal of relief legislation, members of both Houses seem anxious to explore the relationships with other countries and to study the proposed strengthening of the country's proposed military and naval forces. Other questions that threaten to bob up include the proposed recognition of General Franco, as outlined by Representative McCormack, of Massachusetts, and our relations with Mexico, with reference to Nazi penetration and political influence there.

The proposed fortification of Guam continues to arouse interest. A number of congressmen have attempted to secure definitive statements as to the future intentions of the Administration. The Hepburn Naval Board recommended a strong naval base at Guam, but the \$5,000,000 provided in the Special Defense Proposal will do little more than start work on an "American Singapore" in the Western Pacific. Whether this island will be developed into an (turn to page four, please)

## The Sparta YTHF Chapter has an enrollment of 81

—boys this year. The officers of the local chapter of the Young Tar Heel

Farmers are: Paul Richardson, president; John Pugh, vice president; James Porter, secretary; Arza Richardson, treasurer; Cleo Reeves, sergeant-at-arms; F. H. Jackson, advisor, and Howard Hinchey, reporter.

Under supervised practice the boys' aim is to have 50 per cent of the students with purebred seed or livestock for projects; each boy to complete two or more projects and twenty-five per cent of students with continuation projects.

The cooperative activities are as follows: each student pay Y. T. H. F. dues by October 30; cooperate with County Agricultural Fair, September 30—October 1; cooperative marketing of wool and lambs.

The chapter's program of work includes these community services: encourage use of improved seed and livestock among farmers; conduct four fertilizer demonstrations.

The leadership activities are to send two delegates to the state convention; to hold local crops and stock judging contests; to send winners in local crops and livestock judging contest to District contest; to send speaker to Y. T. H. F. speaking contest.

The following meetings were included in the program of activities: to conduct two chapel programs; to have definite planned Y. T. H. F. programs two times each month; to have each member on program during year.

The scholarship requirement is an average of 80 on all high school subjects.

The athletic program includes organization of a Y. T. H. F. basketball team and sending representatives to athletic field day event.

The publicity aims of the chapter are to publish news in Tar Heel Talks, and in the local paper. The social activities include holding a Father-and-Son banquet; attending Y. T. H. F.'s camp; Y. T. H. F. party, and Y. T. H. F. minstrel.

## Applications are being received in Sparta now

—for emergency crop and feed loans for 1939, at the office of the County Agricultural Agent, by J. E.

Joines, Field Supervisor of the Emergency Crop and Feed Loan Section of the Farm Credit Administration.

The loans will be made, as in the past, only to farmers whose cash requirements are small and who cannot obtain credit from any other source. The money loaned will be limited to the farmer's immediate and actual cash needs for growing his 1939 crops or for the purchase of feed for livestock.

Farmers who can obtain the funds they need from an individual, production credit association, bank, or other concern are not eligible for crop and feed loans from the Emergency Crop and Feed Loan Section of the Farm Credit Administration. The loans will not be made to standard rehabilitation clients whose current needs are provided for by the Farm Security Administration, formerly known as the Resettlement Administration.

As in the past, farmers who obtain emergency crop and feed loans will give a security first lien on the crop financed, or a first lien on the livestock to be fed if the money borrowed is to be used to produce or purchase feed for livestock.

Where loans are made to tenants, the landlords, or others having an interest in the crops financed or the livestock to be fed, are required to waive their claims in favor of a lien to the Governor of the Farm Credit Administration until the loan is repaid.

Checks in payment of approved loans will be mailed from the Regional Emergency Crop and Feed Loan Office at Columbia, South Carolina.

## Robert Landreth has been appointed assistant clerk

—to the Ways and Means Committee of the national House of Representatives in Washington, D. C., by Congressman Robert L. Doughton, of Alleghany County, chairman of that committee. Mr. Landreth is formerly of Alleghany County. He has resigned his position as bookkeeper in one of the government departments in the national capital.

The personnel of the Ways and Means Committee is, at present, made up of Milton Cooper, formerly a Salisbury and North Wilkesboro attorney, as clerk, and Mrs. Marion McCanness and Mr. Landreth as assistant clerks. Mrs. McCanness is from Salisbury.

## Receives Honor



Dr. B. W. Kilgore (above), chief of the North Carolina Department of Agriculture's Chemistry division, who was presented recently with a "token of appreciation for many years of faithful and distinguished service in Southern agriculture" by the Association of Southern Agricultural Workers in session at New Orleans, La.

## Spencer Tracy has been nominated for the Academy

—award again this year, along with four other actors and five actresses. Tracy was given the Motion Picture Arts and Sciences award last year for his performance in "Captains Courageous." The performance for which Tracy was nominated for the honor this year was in "Boys Town." The nominations were made yesterday in Hollywood, Calif.

The nominations:  
Best performance by an actor: Actors—Charles Boyer in "Algiers," Walter Wanger-United Artists.

James Cagney in "Angels With Dirty Faces," Warners.  
Robert Donat in "The Citadel," Metro-Goldwyn-Mayer.  
Leslie Howard in "Pygmalion," Metro-Goldwyn-Mayer.

Spencer Tracy in "Boys Town," Metro-Goldwyn-Mayer.  
Best performance by an actress: Actresses—Fay Bainter in "White Banners," Warners.  
Bette Davis in "Jezebel," Warners.

Wendy Hiller in "Pygmalion," Metro-Goldwyn-Mayer.  
Norma Shearer in "Marie Antoinette," Metro-Goldwyn-Mayer.  
Margaret Sullivan in "Three Comrades," Metro-Goldwyn-Mayer.

Outstanding pictures of the year: Pictures—"Alexander's Ragtime Band," Twentieth Century-Fox.  
"Boys Town," M-G-M.  
"The Citadel," M-G-M.  
"Four Daughters," Warners.  
"Grand Illusion," World Pictures.  
"Jezebel," Warners.  
"The Adventures of Robin Hood," Warners.  
"Test Pilot," M-G-M.  
"You can't Take It With You," Columbia.

Best performance by an actor in supporting role: Supporting actor—Walter Brennan in "Kentucky." John Garfield in "Four Daughters."

Gene Lockhart in "Algiers." Robert Morley in "Marie Antoinette."

(turn to page five, please)

## White House Swamped With Dimes



WASHINGTON, D. C.—Employees in the White House Mail Room have been working overtime for the past week sorting out the thousands of letters containing dimes for the 1939 "Fight Infantile Paralysis" campaign. Photo shows Mrs. Barbara Councillor (left) and Mrs. Ethel L. Haberkorn opening some of the thousands of letters being received daily.

## The finance group of the legislature voted to exempt

—"basic" building materials from the 3 per cent. sales tax, and the joint finance group of the legislature in Raleigh, when it voted this way Tuesday, blasted a \$500,000 hole in the administration's proposed revenue bill.

By a close oral vote the committee voted in favor of an amendment by Representative Uzzell, of Rowan, Senator Long, of Halifax, and Senator Eagle, of Edgecombe, to restore the exemptions despite a statement in Governor Hoy's biennial budget measure asking "that the excise tax on building materials be extended to cover items now exempted."

Action on the amendment followed a public hearing at which bottlers of the state opposed a proposed one-eighth of a cent per bottle crown tax on soft drinks on the ground that it would virtually take away profits of a number of bottlers and "wipe out of business" a number of others.

The bottlers made a compromise proposal through former Lieutenant Governor Elmer Long, of Durham, that the crown tax proposal be killed and that state license levies on bottlers be increased.

## Senator Reynolds has announced the recent formation

—of the Association of Patriotic American Citizens, —on Friday night, February 9, grow into another political party. The junior North Carolina Senator revealed plans for a national convention of the embryo organization, to be held in St. Louis during the early summer, and stated that "if I am elected to head the movement I should be highly honored."

Reynolds was inspired to found the patriotic order, he said, because of the "thousands of letters, phone calls and telegrams that have poured into my office praising my stand on international affairs."

Senator Reynolds now has a bill pending which calls for an absolute ban on all immigration to the United States for a period of ten years, "or until such time as every one of the 12,000,000 unemployed workers in this country shall have been provided with remunerative work."

Having been actively supported by various patriotic organizations in his two campaigns, Senator Reynolds is an outspoken advocate of the mandatory registration and fingerprinting of all aliens in the United States.

"I am still a good Democrat," said Reynolds, "but we will welcome both Democrats and Republicans to our newly-formed patriotic organization. There will be no dues and no profits and no religious prejudice. But, needless to say, we will not welcome Fascists, Nazis or Communists."

REV. HOWARD J. FORD IS TO PREACH ON SUNDAY —morning, February 12, at eleven o'clock, in the Baptist Church.

## The Fifth-Month Honor Roll at Pine Swamp School

—has been announced as follows: First Grade—Velma Edwards, Patsy Edwards, Anis Tolliver and Doris Walker.

Second Grade—Edith Crouse, Lorce Edwards, Edsel Andrews and Guy Scott.

Third Grade—Helen Andrews, Marie Brooks, Fay Walker, Reba Walker, Dorothy Wagoner, Dwaire Andrews, Dwight Brown and Edwin Brooks.

Fourth Grade—Naomi Andrews and Sally Ruth Atwood.

Fifth Grade—Arlene Halloway.

Sixth Grade—Annie Marie Joines and Eva Sue Wagoner.

Seventh Grade—Earl Lee Joines and Madge Halloway.

## Winning Friends



Practicing his own axiom of "win friends and influence people," Dale Carnegie, noted lecturer and author, is shown with the bearded Brahmin Ramgoolie Cebala, priest of the ancient Hindu temple at Tunapuna, on the outskirts of Port-of-Spain, Trinidad.

## Roosevelt asked for additional money for relief

—Tuesday, when he flung the relief issue back in the face of Congress, with an assertion that unless more money is appropriated for WPA, millions now dependent upon federal assistance may "be stranded" by early summer.

Specifically, he asked for the \$150,000,000 which congress, in an economy effort, lopped from his estimates of relief needs for the present fiscal year.

He urged "immediate consideration" of his request, but the two key men in the situation in the house—Chairman Taylor, (D-Colo.), of the appropriations committee and Chairman Woodrum, (D-Va.), of the sub-committee in charge, made it plain that no action would be taken for several weeks.

"I don't know," Woodrum said, "what action the committee will take or whether it will take any. I don't see that the situation has changed, and I have not changed my view that the \$725,000,000 we have already appropriated will be enough."

Chairman Adams (D-Colo.), of the corresponding sub-committee in the senate said that whatever bill is approved by the house will receive "careful study" along with any "new facts" that may be presented. He, too, said that neither the relief situation nor his own views as to what should be done had changed.

Behind the president's request and these statements by the legislators lay the deep seated controversy over the Roosevelt spending policies, and the results of the session's first battle on that issue.

Early last month, Mr. Roosevelt requested \$875,000,000 to finance WPA from February 7 to the end of the fiscal year on June 30. The house, with Republicans and economy Democrats in control, reduced the figure to \$725,000,000. After a memorable battle, the senate approved the lower appropriation by a single vote. But, in order to obtain its bare senate majority, the economy bloc had been forced to make two concessions, that not more than five per cent of the WPA workers should be dropped during the cold weather months of February and March, and that if an emergency arose, the president could ask for more funds.

Work is to begin on the road when right-of-ways are secured.

## J. C. Fields, a pioneer Alleghany citizen, died

—on Friday night, February 3, at his home in the Elk Creek community, near Sparta, at the age of 90 years, he having celebrated his 90th birthday anniversary on January 20 of this year. He had suffered a stroke of paralysis on Tuesday preceding his death.

Mr. Fields was a member of the North Carolina General Assembly, representing Alleghany County in the House of Delegates, in 1901. He had been a political leader in Alleghany County for many years, and retained a deep interest in political affairs until his death. The deceased man was a brother of the late State Senator William C. Fields.

Surviving are the widow, Mrs. Annie Fields; two daughters, Miss Pearl Fields, Sparta, and Miss Clyde Fields, principal of a Statesville school, and a brother, Frank P. Fields, Jamesville, Ala. Mr. Fields was an uncle of J. Cam Fields and Hoke Fields, Mouth of Wilson, Va., and Mrs. E. F. McNeer, Elkin, N. C.

Funeral services were conducted on Sunday afternoon, the 5th, at two o'clock, at the home. Elder Price Vass, Woodlawn, Va., was in charge of the services, assisted by Rev. L. F. Strader, pastor of the Sparta Methodist Church; Rev. H. J. Ford, pastor of the Sparta Baptist Church, and Rev. C. W. Ervin, Glade Valley.

A group, comprised of Mrs. W. B. Whitney, Independence, Va.; Miss Nancy Phipps and Edgar I. Phipps, Bridge Creek, Va., and Miss Emaline Hawthorne and T. R. Burgess, Sparta, sang "Rock of Ages," "How Firm A Foundation" and "Abide With Me."

Pallbearers were: Horton Doughton, Statesville; J. Cam Fields and William Ross, Mouth of Wilson, Va., and Ed Hawthorne, Fred Brown and Floyd Crouse, Sparta.

Flowerbearers were: Mrs. Fred McLean, Mrs. W. B. Whitney, Mrs. Ross Hawthorne, Mrs. John Reid Smith, Mrs. Charles H. Smith, Mrs. J. Cam Fields, Mrs. Roy Burgess, Mrs. E. F. Chester, Mrs. Clinton Halsey, Mrs. Dwight Greene, Mrs. R. E. Black, Mrs. C. W. Ervin, Mrs. Edwin Duncan, Mrs. Ben Reeves, Misses Anne McLean, Ila Osborne, Mae Doughton, Blanche Gambill, Emaline Hawthorne, Zollie Southers, Virginia Hash, Margaret Ross, Lillian Ross, Vancine Choate, Wanda Choate, Nina Hash and Beatrice Holbrook, Dr. Sam Holbrook, Herbert Hawthorne, John Reid Smith and Charles H. Smith.

Interment was in Elk Creek Cemetery.

## The Low Gap highway will be completed

—soon, it is thought, North Carolina highway officials having received and opened a few days ago a bid for the grading and paving of 4.03 miles of this road, which will, when paved, give connection, near Norvale Crags, with the road that was paved by the Virginia highway department a number of years ago. The bids on the Low Gap link of the road were included in a group, of six bids, totaling more than \$600,000, which were opened in Raleigh, on January 31. The bids for the project in Surry County included the mountain link of the Low Gap road, from a point seven-tenths of a mile north of Low Gap to the Blue Ridge Parkway and the Virginia state line.

Highway engineers are of the opinion that the proposed road between the Blue Ridge Parkway and Low Gap, construction work on which has been delayed from time to time due to changes in the survey, will be one of the most modern and beautiful links of mountain road in North Carolina.

E. W. Grannis, of Fayetteville, was the successful bidder on the Low Gap road construction project. His bid was \$117,887.75. Ralph E. Mills Co., of Kentucky, were low bidders for the structures on the road, amounting to \$11,500.

Work is to begin on the road when right-of-ways are secured.

## Glenn Maxwell has been granted a new trial

—for the murder of Charlie Shepherd on April 14, 1938. Maxwell (colored) was convicted by a jury in Alleghany Superior Court, here, of first degree murder and was sentenced to die. The case was carried to the North Carolina Supreme Court, which body handed down the decision ordering a new trial on Wednesday, February 1, with only one justice dissenting. Maxwell's first trial was held last September.

The high court ruled that Judge F. Don Phillips, trial judge, erred in his charge to the jury.

Maxwell will be arraigned, it is said, at the May term of Alleghany Superior Court, and will again be tried for first degree murder.

The high court held that Judge Phillips erred in telling the jury that "your verdict will be 'guilty of murder in the first degree,' as charged in the bill of indictment, or 'guilty of murder in the second degree,' and in no event will your verdict be 'guilty of manslaughter' or 'not guilty.'"

Associate Justice Michael Schenck wrote in the opinion that "under our system of trial the judge is prohibited from expressing an opinion as to defendant's guilt."

## Governor Hoyey was supported by the highway board

—Tuesday in Raleigh, when the State Highway and Public Works Commission declared that North Carolina's highway system "needs all funds available for road purposes," but voted unanimously to support Governor Hoyey's stand on the transfer, if necessary, of \$7,000,000 from the highway to the general fund.

The commission, meeting in Raleigh, also went on record as favoring the issuance of \$5,000,000 worth of bonds by the General Assembly to improve primary roads. The proposal bears the endorsement of the Governor.

The resolution on highway fund transfer marked the second victory by Governor Hoyey on the so-called highway diversion question.

Last week, after the Governor had urged the legislature to allow the transfer in the event of a general fund deficit, the senate finance committee gave an unfavorable report to a "better roads bill" which would have pledged the assembly against diversion.

## A national debt figure of huge size was forecast

—Tuesday, when Secretary of the Treasury Morgenthau told a congressional committee that the national debt would reach \$50,000,000,000 and could do so without danger to the country's financial structure.