

**MORE ABOUT Football Drills**  
Continued From Front Page

two weeks. Ollie Harris fell while practicing and suffered a bad cut on the leg from a can of broken glass on the field. Drills will continue next week at the two-day clip, 9:30 a. m. and 4 p. m., with heavy scrimmage work due to get underway Monday. Only 35 candidates, two men over the regular varsity team strength, were on hand for drills yesterday, far short of the number expected to report for the team. High school freshmen were urged to report Monday for the second. Last year ninth graders were allowed to play with the grammar teams, but that will not be the case this year. The 1951 card was completed last week with the addition of Gastonia high (AAA) school. The Mountaineers will journey to Gastonia on September 14th. Homecoming game was set for October 5 when Kings Mountain meets Forest City here.

**MORE ABOUT Civic Groups**  
Continued From Front Page

In a more efficient, harmonious and adult manner. This resolution drafted by a committee composed of representatives of the following Kings Mountain Civic Clubs and organizations, and recommended for adoption by their respective memberships: Merchants Association, Lions Club, Kiwanis Club, American Legion, and Junior Chamber of Commerce, August 10, 1951. This resolution unanimously adopted by Otis D. Green, Post, American Legion at their regular meeting on Friday, August 10, 1951. This resolution unanimously adopted by a group of Merchants and business people at a meeting sponsored by the Kings Mountain Merchants Association on August 13th. This resolution unanimously adopted by the Directors of the Kings Mountain Kiwanis Club on August 14th, and recommended for adoption by the entire membership of the Kiwanis Club. This resolution unanimously adopted by the Kings Mountain Lions Club at its regular meeting on August 14th.

**MORE ABOUT Civil Action**  
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K. Fuller, "City Administrator," but they have unlawfully authorized or permitted him to do all the things usually and normally done by a City Manager under the City Manager Form of Government; that in truth and in fact he is City Manager of Kings Mountain; that on August 28, 1948, the question of whether or not the City of Kings Mountain would have the City Manager Form of Government was submitted to the voters of Kings Mountain, and in said election the City Manager Form of Government was rejected by a large majority; that this attempt on the part of the Defendants to have a City Manager under the name of City Administrator is not only illegal, but is a direct violation of the wishes of the people of Kings Mountain as expressed in said public election on August 28, 1948. "That an audit of the City of Kings Mountain for the year ending May 31st, 1951, by Ernst & Ernst, Certified Public Accountants, of Winston-Salem, North Carolina, shows that the business and financial affairs of the City of Kings Mountain are not being properly handled; that on page three (3) of said audit it is stated that the accounting procedure and the system of internal control employed by the City are inadequate to safeguard the property and funds of the City; that said audit specifically cites eighteen (1) irregularities and improper procedures discovered in making the audit; that these irregularities and the improper safeguard of the funds of the City occurred and are now occurring under the supervision of M. K. Fuller, City Administrator; that unless the said M. K. Fuller is removed from the position of City Administrator, and unless the Defendants are restrained and enjoined from employing a City Administrator and permitting him to act as City Manager, the Plaintiffs as taxpayers of the City of Kings Mountain will suffer irreparable damage and injury. "WHEREFORE, The Plaintiffs pray the Court: "FIRST, That the Defendant, M. K. Fuller, be permanently enjoined and restrained from holding the position of City Administrator; from acting as City Manager of Kings Mountain;

and from doing any acts or deeds usually done by a City Manager, or exercising any authority as Manager of the City of Kings Mountain. "SECOND, That the Defendants, G. E. Still, Mayor of the City of Kings Mountain, and James G. Layton, Lloyd E. Davis, Olland R. Pearson, C. P. Barry, and B. T. Wright, Sr., Members of the Board of Commissioners of Kings Mountain, be permanently enjoined and restrained from employing M. K. Fuller, or any other person, as City Administrator; from authorizing or permitting M. K. Fuller, or any other person, to act as City Manager of Kings Mountain, or to do and perform the acts and deeds normally done by a City Manager under the City Manager Form of Government. "THIRD, That the Defendant, O. T. Hayes, acting City Clerk and Treasurer of Kings Mountain, be permanently enjoined and restrained from issuing any check or voucher, or making any further payment to M. K. Fuller for salary and expenses as City Administrator."

**MORE ABOUT Harmonious Session**  
Continued From Page One

whereby 32 feet of paving will be used, rather than 24 feet, in making the street a boulevard type. Mr. Barry made the motion and Mr. Pearson seconded. 10) Voted to loan 400 feet of wire to the Kings Mountain Little Theatre for use in connection with the production of "Then Conquer We Must" at Kings Mountain Military Park. Mr. Wright made the motion and Mr. Pearson seconded. 11) Corrected an omission in Monday night's action dismissing Former Clerk Hayes by naming Acting Joe McDaniel, Jr., acting clerk of recorder's court. There was brief discussion on naming a successor to Mr. Hayes, but the matter was deferred. The board also discussed with-out action a sidewalk paving policy, after City Administrator M. K. Fuller suggested that some policy should be set concerning what share, if any, the board would assess abutting property owners. Mr. Fuller also informed the board that the city's actual share in the Powell Bill gasoline tax rebate would be \$23,452, according to information from the state highway department.

**MORE ABOUT Still's Pay**  
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treasurer "as of right now." Commissioner Davis seconded. After the vote, Mr. Hayes said he would not turn over the keys until the following day, saying "too much money is in there," and then he said he would demand an audit covering his tenure as acting clerk. There was back-and-forth argument as to the reason for dismissing Mr. Hayes. Commissioner Davis, who seconded, said he had told Mr. Hayes, "As long as you can cooperate and get along with the board, I'm for you." Mr. Hayes said, "You jumped on me because of that trading with the city business." Mr. Hayes then walked out and Commissioner Layton took the minutes on the remainder of the meeting. Mayor Still then declared the meeting adjourned to call from the crowd but Mr. Layton said he had another matter to advance. He said that the board, by changing the fee basis pay of Mrs. S. S. Bridges at City Lake had virtually halved her wages. He moved that she be paid \$45 per week for her services, Mr. Davis seconded and the motion carried unanimously. The meeting had begun in typical manner, with the Mayor delivering himself of some "remarks," in which he took the opportunity to criticize his "head-chopping" took verbal swipes at City Administrator M. K. Fuller, charged that those citizens who felt the city should install the Wright-Rhea sewage work for nothing wanted "something for nothing for themselves," and said his figures had been accurately compiled. He also said the sanitation and street departments were spending too much money. Mr. Still had also taken a liking in his strong efforts to get the board to abandon its city garage and to convert it to a warehouse. Commissioner Lloyd Davis had said, "I can't see it," and Mr. Still asked W. G. Grantham, of Victory Chevrolet Company, if upkeep of ten vehicles justified a city garage. Mr. Grantham replied, "No, not if you're not getting robbed on the work." After more discussion, city mechanic Thomas Henry came forward from the audience and counted off 18 city-owned vehicles, adding that there were also others. Discussion on that matter had opened when Mr. Layton said the city should buy bleachers for the visitors' side of City Stadium. The Mayor said money set up for building a warehouse could be diverted, if the city garage were used for a warehouse. After the discussion, the board approved unanimously Mr. Layton's motion to authorize \$857 for purchase of bleachers, and to appoint a committee to make general recommendations for improving City Stadium. The committee included Kelly Dixon, Hilton Ruth, C. T. Carpenter, Jr., Fletee McCurdy, Sam Collins and Hugh Ormand. Cancellation of the account against the owners of Davidson Heights followed a statement of Fred J. Wright, Sr., that his son and son-in-law, the owners, had asked aid of the Herndon administration, after the septic tanks at the houses proved defective. He said it was the estimate of the members of the Herndon administration that cost of the pipe and the cost of the installation would balance off and that there was never any intention of either party receiving any money. He also stated that it was the engineering opinion that the method of installation used would save much cost, due to the considerable variance in the depth of the Watterson Street sewer main. His statements were fully corroborated by A. H. Patterson, 1949-51 city commissioner from Ward 1. Commissioner Lloyd Davis made the motion to cancel the account from the city's books, Mr. Barry seconded. City Attorney J. R. Davis asked the board what it wished concerning the civil suit filed last Saturday which sought to restrain payment of the salary of City Administrator M. K. Fuller. Mayor Still said he already had his lawyer Olland R. Pearson and, later, Mr. Layton, and the attorney was instructed to file an answer in behalf of Commissioner Davis, Barry and Wright. In routine actions the board: 1) Ordered that requisitions be required for purchasing all local supplies. Mr. Layton making the motion, Mr. Davis seconded and the motion carrying unanimously. 2) Approved unanimously, on motion by Commissioner Davis, seconded by Mr. Layton, an additional \$60 expenditure for a motorcycle recently purchased for the police department. The cost had been \$60 more than the \$890 originally authorized. As the session neared its end, Mr. Pearson moved the dismissal of City Administrator Fuller, but the motion failed to obtain a second.

**Auto Thieves Bound Over**

Cases tried in City Recorder's Court Monday included charges of auto theft, breaking and entering, and passing worthless checks along with more routine infractions. Judge E. A. Harrill presided. Jack A. Wood, 19, and Roger M. Goins, 16, were charged with stealing a truck, belonging to Fuller McGill and breaking into and entering the St. Matthew's Lutheran church. The youths testified they had used the straight wire method to start the truck after seeing Mr. McGill park it at his service station on King street, Thursday, August 9. The boys failed to see a curve near Newman, Georgia, wrecking the truck and damaging it considerably. Prior to the time they stole the truck, the boys admitted, they tried to open a safe at St. Matthew's Lutheran church. Each was placed under a \$1500 bond and the case was bound over to Federal court. Judge Harrill told the court, "I am not trying cases out of court. It is entirely unethical and improper to stand on the street corners holding court. I am determined to try the cases in open court and not on the street corners granting special requests. If this were a civil court, I would be glad to try a case anytime or any place, but it is more than a civil court and you people need not get so anxious as to come see me about your cases. If the cases are brought to me before time hereafter of appointed court session, the cases will not be tried by me but will be sent to be tried in Shelby."

**Lions Heard Dr. Gerberding**

Members of the Kings Mountain Lions club, at their regular meeting Tuesday night, heard a discussion by Dr. William P. Gerberding on "Communism" and

participated in a 15-minute tape-recorded show for rebroadcast next week over Radio Station WBT, Charlotte. Dr. Gerberding opened his address by stating, "If we are going to fight Communism, we should know something about it." He proceeded to outline its principal thesis, which he said, is the glorification of the worker to the exclusion of all others, with the concurrent inconsistency of failure to recognize intelligence, brains and energy. "Communism was born in a Christian civilization," the speaker declared. "Now it's kicking it's mother." One of the concepts, he said is "from every man, according to his ability." The fallacy lies, he added, in that it implies necessity of a judge, with the state the judge. Another concept he continued, is that communism can be accomplished only by revolution, not by evolution, and the goal is universal communism. "By class war and class hatred

they think they can make a classless society. They think the end justifies the means. It is a completely inconsistent concept," Dr. Gerberding concluded. Carl F. Mauney presented Dr. Gerberding. Following the formal program, Ollie Harris presented Kurt Webster, of WBT, and his staff, who interviewed several members for a rebroadcast on the Strietman program. Participating were Sam Stallings, president, Dr. N. H. Reed, Tolly Shuford, Rev. J. H. Brendall, J. G. Darracott, and Art Weiner, guests of the club. In the several interviews, the members outlined the service of the club in its many projects, and Mr. Weiner, new head coach of Kings Mountain high school, said he had already learned that Shelby-Kings Mountain rivalry compared to Carolina-Duke rivalry. The 15-minute show will be heard over WBT Thursday morning, August 23, at 11:30. Try Herald Classifieds They Bring Results

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## Our 4th Anniversary



On the occasion of our fourth anniversary, we at

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wish to express our deep appreciation to the citizens of Kings Mountain area for their friendliness, kindness and support during the past four years. During the past four years, we have been able to improve our organization with the best of equipment, thanks to the people of this area. We continue our pledge to give prompt courteous service.

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