# KILL DEVIL HILLS' STATUS UPHELD IN SUPREME COURT

Election Declared Invalid; Five Miles of Drainage Ditches Completed This Month.

Kill Devil Hills is still a municipality, according to the Supreme Court of North Carolina, which ruled Wednesday, upholding a decision by Judge Chester Morris last September. On May 3 last year, in the first election in the history of the young town, two years old, the vote was held on the question of repealing the town

The vote favoring repeal of the charter was 76 to 70. In the same election, town officials were elected for the first time. Since then the officials haven't been completely certain they had a municipality to govern.

James C. Tillett, a resident and taxpayer of Kill Devil Hills, brought action to have the town declared non-existent and to prevent the mayor and other officials fices he contended didn't exist.

said a petition containing 37 names, which resulted in the referendum for repeal of the charter, failed to comply with the statute outlining the methods for abolishing a town.

Judge Morris agreed with the town officials. So did the State Supreme Court.

Officials of the town of Kill Devil Hills were represented by McCown & McCown of Mantee, and complainants by Forrest Dunstan of Elizabeth City.

During all the long delay in waiting for court decisions, the town kept on doing business. There was no stoppage of work. The town got many thousands of dollars in Powell Bill funds for street work. It recently got some \$11,-000 in disaster relief funds to aid in drainage.

This week, Commissioner Robert Young reported that the great-See KDH, Page Four

# THOUSAND DOLLARS SWIPED FROM WISE MARKET IN MANTEO

Wise's Market in Manteo was robbed of cash and checks to the tune of \$1,097.51 Thursday last week when a sneak-thief opened the door of a safe in the back room of the store, took out a deposit of

cess to the safe. He says efforts to get local peace officers to make an investigation or to grill any person suspected have failed. He says officers refused to make inquiries, or to pick up the suspect. Mrs. Wise, who made up the de-

posit, says it contained \$710 in cash and \$387.52 in checks.

Some four years ago a series of robberies at this store, culminated portunity to tie for first place in in apprehension of several negroes, who hauled away the store's safe in an automobile, along with much merchandise. The safe was broken open and ruined beyond repair. Only a carton of cigarettes with the fast-moving Griggs girls was recovered. Several negroes went to prison for the crime, but in that instance, it was efforts of the late Claude Wise, which played for Manteo. The girls wound up out the week. Largest catch of the action taken by Nags Head the major part in apprehending the criminals, and he contended they would otherwise have escap-

# CASINO OPENING SET FOR SECOND SAT. IN MARCH Skins.

busy for several weeks getting the a packed house. amusement center ready for the! season. The entire place has been first of the tournament, the Camcleaned and dance floor and bowling alleys polished, plus much of Kitty Hawk in winning 74-40. the area painted. When the Casino | The second game was between opens, however, the bowling alleys the Manteo girls and the Kitty will not be open. They are to be Hawk girls. Manteo had a nineopened a few weeks later, prob- point lead at half time and played ably sometime in April.

is well-liked, according to announcement from Westcott. "Ras" playing time. Friday night the
girls will meet the winner of the
thread line. Miss Ballance is doing

MANTEO GIRLS WIN SECOND PLACE IN CONFERENCE STANDINGS



- Photo by Sidney Shaw

from performing the duties of of- THE MANTEO GIRLS' team is made up of a group of hustling girls, who won second place in conference standings, and defeated Kitty Hawk in their first tournament game Wednesday night. The team is The officials demurred. They made up of the following: (left to right) front row, Jean Sears, Carol Walker, Helen Baum, Mabel Jean Basnight, Tessie Tillett, and Myrdith Midgett; second row, Joyce Field, Margaret Pearce, manager, Janice Scarborough, Janet Wescott, Martha Rae Rogers, Sandra Dowdy, Betty Bruce Inge, Marjorie White, Jean Toms, Dotty Crumpacker, and Coach Wayland Fry. Ann Dowdy nd Diane Tillet were absent when the photo was made.

MANTEO BOYS HAD SOME GOOD MOMENTS - SOME BAD



- Photo by Sidney Shaw

THE MANTEO BOYS basketball team had some good moments this teo bound bus, which was never checks and cash that had been year, but some bad also. The Red Skins lost their first tournament otherwise loaded. Nor would the relief program, made up to take to the bank dur- game Wed. night to the Weeksville boys. The Manteo team is made up board permit the children to ride of the boys pictured above: (left to right) front row, Davis Ballance, even if they furnished their own was needed to minimize future may come along to attend their rooms, dining and kitchen facili-Willis Wise, manager of the Ken Leary, Gary Dowdy, Butch Kelford, and Carl Hayes; second row, store, says he knew pretty well J. D. Simpson, Coy Tillett, Jr., Woody Woodward, David Simpson, and who got the money; that to his Lawrence Swain, Jr. Absent were Jimmy McCleod and Raymond Wesknowing, only one person had ac- cott, Jr. Principal R. H. Stone is the boys' coach.

### ARC TOURNAMENT STARTS; MANTEO SPLITS OPENER

Both Teams Lose Final Scheduled Game; Girls Defeat Kitty Hawk in Tournament, Play Again Friday

The Manteo girls lost their opthe final Albemarle Rural Conference standings last Friday night when they lost to the fiery Griggs girls at Griggs. The Red Skins were unable to keep up and lost many opportunities. Final score was Griggs 55, Manteo, 45. in second place with a 9-3 conference record.

For the first time this year both Manteo teams lost their games. The Manteo boys saw the Griggs lead increase steadily in the second half and were unable to catch up. Griggs 59, Manteo, 44. J. D. Simp-

# Tournament Starts

G. T. Westcott's Nags Head The Albemarle Rural Confer-Casino is slated to open next Sat- ence tournament got off to a good urday night, March 10, with an start Wednesday night at the Elizall-colored band for the first dance abeth City High Schol gymnasium. There was strong rivalry between Westcott and his crew have been the teams and they played before

In the 7:00 o'clock game, the

Johnny Day and orchestra, an played this season. Jean Sears hit father, Capt. B. R. Ballance is Pentecostal Church, Buxton, teo Rotary Club, was chosen for Johnny Day and orchestra, an all-colored group from Norfolk, 19 points for the Red Skins, to ensure all-colored group from Norfolk, will play for the opener. This outable them to win 52-30. Coach Fry will play for the opener. This outable them to win 52-30. Coach Fry week while fishing out of West in past seasons at Nags Head and in past seasons at Nags Head and is well-liked, according to anplaying time. Friday night the swell-liked, according to anplaying time. Friday night the winner of the land of the sailfish with a nine well-liked, according to anplaying time. Friday night the winner of the land of the sailfish with a nine well-liked, according to anplaying time. Friday night the winner of the land of the sailfish with a nine well-liked, according to anplaying time. Friday night the winner of the land of the sailfish with a nine well-liked, according to anplaying time. Friday night the winner of the land of the sailfish with a nine well-liked, according to anplaying time. Friday night the winner of the land of the sail town at Hatteras. Last the week while fishing out of West while fishing out of West and 16; Cape Hatteras Hotel, and 16; Cape Hatteras

The hard winds that prevailed on the North Carolina coast Sat- as the Kitty Hawk people allow urday did considerable damage to their affairs to be taken over and pound nets belonging to Manns run by some who are now in the Harbor fishermen, Wanchese fish-saddle. They say such conditions ermen escaped with only slight are not good for the school, nor losses, caused by a few broken the children, and they do not want stakes.

A SET-BACK TO

SHAD FISHERMEN

SATURDAY WINDS

Biggest loss from the blow was the set-back in the catch of shad which fell considerably below nor-themselves up against opposition Mabel Jean Basnight hit 23 points mal, and has remained so through- in their own district, particularly shad reported at Wanchese Wed- people, they agreed to continue the nesday was 40. As high as 100 hearing against the Board of Eduwere reported Monday.

Crabbers have recently got busy, and fairly good catches from bait- in Elizabeth City and until Tuesed pots are being made in the day of next week, when the Dare Wanchese area, according to Mack County Board meets in Manteo. It Etheridge, operator of the fishing may be safe observation to say the sponsible parties. son hit 16 points for the Red center at Wanchese. As weather rises in temperature, this industry is expected to do well.

Some fishermen report a good season in February. On the whole, catches have been small but the Lenten market is helping to keep prices up. March is also expected to be a good month, as Easter is not until April 2.

# NAGS HEAD GROUP DEMAND REMOVAL FROM KITTY HAWK

Citizens Want Their Township Transferred Back Under Manteo District

What appears to be a solid denand from citizens of Nags Head Township, whose pupils had been allotted to the Kitty Hawk High School, to be permitted to be pu back with the Manteo School District, is to come before the Dare County Board of Education next week. A petition has been circulated this week in all the area south

of the new Atlantic Township line. People of this area contend they were discriminated against when the Board of Education acceded to the demands of the Kitty Hawk school committee to put this area out of Manteo district. They insisted on sending their children to Manteo. In hope of stopping this, dren the right to ride on the Manthe Jigsaw Road.

trouble and expense of bringing mile coastline. their children to Manteo, hence no one could see reason or wisdom in this action.

Patrons of this area also say they want to get out of the Kitty Hawk District for another reason. They do not wish to always be involved in squabbles and fights which is what they expect so long a part in any of it.

Hearing Continued Since the Committee found cation that was set for Tuesday, Feb. 28th before Judge Burgwyn action will be dropped at that time.

## FREE CHEST X-RAY UNIT COMES TO DARE THIS MONTH

Announcement of the coming of the unit for making free chest X-Rays is made by Dr. W. W. Johnston, District Health Officer. All persons are urged to bring their entire family of 15 years or older. Persons must attend while the ma-BUXTON WOMAN IN FLORIDA chine is nearest their residence, LANDS 60-POUND SAILFISH and the hours are to be from ten a.m. to four p.m. on the following A fisherman is a fisherman, at dates: Kill Devil Hills Postoffice. home or abroad. Miss Amelia Bal-lance of Buxton, who has long View Hotel, Hatteras, Tuesday and promises much good entertainment this season, with big name-bands to be lined up for later dates.

Wednesday, March 21; Opposite private nursing duty at West Palm and Friday, March 22 and 23: treasurer. Directors elected were duty, she gets in some daytime dates.

Wednesday, March 21; Opposite private nursing duty at West Palm duty, see gets in some daytime duty, she gets in some daytime fishing.

Wednesday, March 21; Opposite private nursing duty at West Palm duty, see gets in some daytime duty, she gets in some daytime fishing.

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## GRADING UNUSUAL ROAD JOB BEGUN AT CAPE HATTERAS

New By-Pass to Cut Over Hill and Dale 1,500 Feet South of Lighthouse

Buxton on Cape Hatteras, Mar. .-Grading began this week on one of the most formidable highway construction projects ever undertaken in North Carolina when the Navy's Seventh Battalion, ger to the editor, by Mr. Robert eous business approach to their Mobile Construction command unlimbered its earth-movers on the newly established right of way for Wirth Boulevard which leaves the Outer Banks Highway in front of the L. D. Midgett house in Buxton and after crossing five ridges and four sedges, debouches into level country 1500 feet south of the Lighthouse.

Conrad Wirth, director of the Cape Hatteras after the area bethe arrival of the Navy's Seabees on the Island last May when they began work on the secret Navy facility which lies on both sides the existing road north of the Lighthouse, and will eventually block it.

First definite mention of the possibility that the Seabees might build the road as a replacement for the existing highway was heard last June when Paul Mellon, U. S. Senator Kerr Scott and Huntington Cairns, settled down for a talk on the hill that looks down on Cape Hatteras. The new-ly established Seabees camp was spread out, as it still is in the plain below the hill. The matter was discussed in Washington at various levels and the first intimation that the plan was taking shape came early in the fall.

There are two problems—to See UNUSUAL, Page Four

# OUTER BANKS AND BELHAVEN IN PROGRAM

Governor Hodges Urges \$19 Mil-lion Federal Funds For Hurricane Relief

North Carolina Governor Hod the Kitty Hawk Committee deges Tuesday urged his State's people in Kitty Hawk who are demanded the Board deny these chil congressional delegation to work voted to plans for the future. Their mately 200 members was built in on obtaining \$19 million in Federal hearts and souls are in the projfunds for an emergency hurricane ect. They look beyond this day, and posed addition, for which plans

The Governor said the money transportation to the junction of hurricane damage to the Tar Heel school ten, 20 and 30 years from coast and repel beach erosion now. Their cause is especially Patrons were then put to the which threatens the State's 320 worthy. They deserve all support

> hurricane-flood disasters of last tions of some of those who have Fall. A similar request for aid by assumed leadership in their behalf. granted, the Governor stated.

> Representatives but two, unani- which has done perhaps irreparmously agreed in principle with able damage to their cause. The the Governor and said it would good people of Atlantic Township immediately begin investigating are having to carry along also a the full extent of aid granted the heavy burden which includes some New England and West Coast congenital trouble-makers. It is

> emergency aid, the Governor call- and strategy that have been foled attention to a \$9 million re- lowing may be enumerated: quest of North Carolina for im- 1. The proposal advanced at the proving navigation in the State's outset that the school be taken rivers and harbors.

Included in the \$19 million were up. requests for:

erosion.

the Outer Banks. \$1.579.550 to construct sand

\$5,386,000 /for draining agricultural lands. \$333,000 for a breakwater at the town of Belhaven,

# RALPH SWAIN TO HEAD

Ralph Swain, Manteo business

# Would You Expect This In America Or Would It Come From Russia?

Here's the Prizewinning Crude and Stupid Attempt Reaching Us in a Long Time to Throttle Free Speech.

of propaganda, if not the worst, nothing to gain by a move of this has come to the editor of The kind, and certainly would gain no Coastland Times, and purports to good will at home. This propacome from the Kitty Hawk School ganda cost them much support. Committee. It was sent by messen- 4. Instead of a reasonably court-Kitty Hawk school committee.

asked him who wrote his paper. ability, and incompetent to run signed it, and their names. He smooth. Bring two opposing elewould like to help him broadcast ly wound up in the further ill ad-National Park Service, envisioned it by printing the names of the vised step of bringing a lawsuit the road the first time he came to signers. We told him we hoped to force the Board of Education in there would be a number of them court. In our opinion of course, the came a national recreation area and that they would sign in good Board of Education is as much at but its actual construction did not black ink, especially the solvent appear as a possibility until after ones. We figured that we would it is the fault of the hot heads in turn it over to some smart lawyer, and let him perhaps win some contingent fees in a civil action against parties in such a conspiracy. In event of finding ourselves and rational counsel, if any happy damaged by any result of such ill results are to be accomplished. advised conspiracy, we would do If Mr. Young sent us the paper in court.

Mr. Young said there were not maybe more than thre or four signers. He didn't know who they were, or he just felt he couldn't tell. Maybe that is the kind of tactics they use in Russia, but men who are men come out in the open in the United States and stand by their actions. Mr. Young said he didn't write the paper.

But Mr. Young has been acting as a member of the Kitty Hawk school committee and among some METHODISTS PLAN members of that committee has been circulated misleading statements that this newspaper is opposed to the school as proposed at Kitty Hawk by this Committee. All of this is untrue and misleading. We have always been a good booster of Kitty Hawk's worthy undertakings, as perusual of our columns for 20 years will show. We usually call things as we see them and it makes no difference which community it's in, ours or another, we print it just the same.

We are aware of the many fine and encouragement. Unfortunately Avery Tillett, John Evans, Mrs. Governor Hodges pointed out for these good people, the bark that a far bigger sum had been loaded with their ambitions has appropriated by Congress for the struck stormy seas and sometimes New England area following the runs aground because of the acthe West Coast after the floods a The project is not being run encouple of months ago also was tirely by Kitty Hawk people, and in their zeal to win support and The Tar Heel delegation, which supporters, they have picked up ning committee. Other members of included both Senators and all along the way some deadweight this committee include Mrs. John these who may run them on the In addition to the hurricane rocks. Some examples of advice

from Kitty Hawk and located out Governor Hodges said the \$19 on the beach got a reaction from million request was not based on many people. They were convinced the result of an engineering sur- there might be an ethiopian in the ey, but was an estimate by re- wood-pile. One might never be sure just where the school might wind

2. They threw the fear of votes \$6,310,000 to construct groins in the Board of Education who \$5,640,000 for groins to protect bring Nags Head children to Manteo school. This action forced upon residents at Nags Head the trouble and expense of transporting their been annexed to Kitty Hawk Dis-SWAIN TO HEAD signing a petition en masse to keener competition.

MANTEO ROTARY CLUB have their territory put back into Manteo District which long had to attend this film and hear Mr. served it.

3. Regardless of who was re- of the racing committee in charge sponsible, a malicious and vicious of arrangements for the annual sounding piece of propaganda, races held in Elizabeth City in which was obviously intended as a October. Among films to be shown threat, was broadcast throughout are proving pictures of various the state in several daily news- Gold Cup races. It is stressed Ernest E. Meekins will be the papers saying that Kitty Hawk that when the local club is organ-

One of the most stupid pieces the schools, they would have

A. Young, a member of the town problem, some of their spokesmen board of Kill Devil Hills, and also were particularly offensive in their purporting to be a member of the dealings with the Board of Education, which has among its mem-We talked to Mr. Young and bers some persons too, of small We asked him how many had affairs even when sailing is would give no definite answer to ments like this together, and the either question. We told him we result is fore-ordained. This finalthe Kitty Hawk group. But it happened, and now it will take sitting down, on the part of both sides, with a willingness to listen to wise

just that. We would let them come as a neighborly gesture, then we thank him most heartily indeed for his forethought and consideration. However if it comes as a warning, that is just the wrong approach for this newspaper. Nobody can buy it off nor scare it off, by threats or otherwise. We don't like to think that any responsible group of people would compose an article so poorly written, so faulty is it in English, spelling See ATTEMPT, Page Five

# A LARGE ADDITION AT KITTY HAWK

An educational building and enlargement to the auditorium of the Kitty Hawk Methodist Church is expected to cost \$35,000, and will be completed, it is hoped, in time to celebrate with the Centernial next year, according to Capt. P. A. Tillett who is the chairman of the finance committee.

The present Kitty Hawk Methopeople in Kitty Hawk who are de- dist Church, which has approxi-1938. It is of brick, and the prowish to provide for the needs of the future, and the children who brick and masonry, housing class

> Associated with Mr. Tillett on this finance committee are also W. H. Lewark, Mrs. Zora Tillett. Mrs. E. M. Dean, Mrs. W. H. Smith, Mrs. Orville Baum, Mrs. E. W. Baum, and Mrs. Fannie Perry is Treasurer.

Edgar Perry is Chairman of the building committee, assisted by Hallett Perry and others. Carlos Dowdy is chairman of the plan-Evans, E. W. Baum, Mrs. Lee Perry and Jesse E. Baum.

# PUBLIC URGED BY LIONS TO ATTEND MEET WED. NIGHT

W. K. Nevilles, past commodore of Tidewater Power Boat and Racing Association of Norfolk, will be guest speaker and illuustrate his remarks with a film next Wednesday night, March 7. Under sponsorship of the Manteo Lions Club, Mr. Nevilles is making his visit in the interest of establishing a racing or boating club for the Manteo area.

The Manteo club, through Lion (asphalt jetties) to prevent beach chicken-heartedly ordered that Ralph Davis, has arranged this buses passing that way, could not event so that Dare County residents may become more acquainted with rules and regulations and benefits of organizing such a club. By organizing a club to sponsor children from an area which had and promote water sports, same could qualify as a member of the trict. That piece of bread sown American Power Boat Association, upon the waters is coming back and under sanction of the APBA. to them today but stale, for the races in this area would be better patrons of upper Nags Head are advertised and attract more and

> The public is invited and urged Nevilles' remarks. He is chairman