

The Horry Herald.

VOLUME XXXVII

CONWAY, S. C., THURSDAY, OCTOBER 19, 1922.

No. 26

MT. OLIVE IS BEFORE BOARD

Matter of Selection of Site for New School Building

PATRONS ARE DIFFERING

Heard by County Board of Education and Decision Is Reserved

A dispute among the patrons and school trustees in Mt. Olive School District No. 20 was threshed out before the county board of education last Tuesday and Wednesday.

Numbers of the patrons of this school attended the hearing, some as witnesses, others as being interested in the outcome of the proceedings.

The hearing was held upon the petition of J. F. Roberts, J. Q. Phillips, Steven Boyd, Pearl Jolie, Samuel Jolie, and James Jolie. The petition concerned the location of the new school building which it is proposed to build with the funds realized from the sale of four thousand dollars worth of bonds of the district recently voted.

It was alleged in the petition, in substance, that the trustees had been in favor of building the new school house near the site of the present building which had been found inadequate in size to take care of the increasing needs of the children of that community; that when a petition was being carried around for the purpose of having the election for the bonds ordered by the board of trustees, the trustees promised to locate the new school house at the site of the old building; that since the bonds have been sold and the funds had been secured, the trustees had refused to consider the old site, but would locate the building in one side of the district, making it further for the children of about two thirds of the people. Upon the petition an order to show cause was issued requiring the trustees to show cause why they should not establish the new school house near the old site of the school, or otherwise near the center of the district, or words to that effect.

The answer or return to the rule as filed by the trustees set out the efforts of the trustees to find a suitable place for the new building, saying that they had been originally offered three sites: The Roberts site, the Phillips site, and the Causey site, each of these being named in the answer after the name of the owner of the land upon which the building might be located; that the Phillips site had been withdrawn from consideration because they could not buy it, as alleged by the trustees, and went to try to show that as between the Roberts and Causey sites, the trustees had decided on the Causey land as being the better place.

On Tuesday, at the appointed hour, the board met with the exception of Mr. Arland J. Baker, who it appears had not been notified of the time. After some argument of counsel, the board present continued the hearing until the following day at 10 o'clock.

On the following day the hour appointed came and went, and Mr. Baker, the missing member of the board, was unable to attend until in the afternoon of Wednesday, at which time the hearing proceeded.

Attorneys for the trustees filed a demurrer to the petition and moved to have it dismissed, which would have meant that the trustees would be allowed to proceed without any instructions or orders from the county board. It took some time to argue this out after which the board announced its decision, by announcement of T. B. Lewis, Esq., in effect that after amending the petition in one or two particulars, the hearing should proceed, and that they would take the testimony and decide later which of the sites would be taken for the school house.

It developed at the hearing, as shown by the answer of the trustees, that but two sites are available. One of these is on the land of J. F. Roberts about 150 yards to the northward of the present site, located about 250 yards to the southward of the present building. The testimony of witnesses was then taken on the matter of the suitability and advantages of the two locations above mentioned.

The patrons sworn: J. E. Roberts, S. M. Phillips, J. Q. Phillips, Steven Boyd, James Jolie, Samuel Jolie, Henry Causey, W. P. Lewis.

The trustees had the following named witnesses: D. M. Causey, J. L. Broan, J. B. Gore, O. I. Blanton, R. J. Graham, Rufus Huggins, C. L. Williamson, Will Page, J. C. Ayres.

This testimony seemed to establish one fact, and that was that even the present old school house is not in the center of the district; that it is on one side of the center, and by placing the house on the Causey land may

SCHOOL ASS'N. WANTS LIBRARY

Report of Proceedings at Meeting Held Last Week

The School Improvement Association of the Burroughs High School met Friday afternoon at four-thirty at the high school building. There was a goodly number of patrons and teachers present. Every one seemed anxious for the association to get down to real work at once.

Mrs. M. G. Andersen called the meeting to order, and the Reverend M. W. Gordon led in a short prayer. The president then made a few remarks outlining the work of the association in the past, stating how the members of the association had heartily cooperated in making the school a better school. She expressed a hope that even a greater work than that of the past be done in the future.

A suggestion was made that definite aims should be in view, and that a beginning toward that end should be made at his meeting. It was decided that the association work toward having a well equipped library modern in equipment and so arranged that the books may be well cared for and at the same time be accessible to the pupils at all times of the school day.

For various reasons, it was decided that the date of meeting should be changed. In the future the regular time of meeting shall be the first Tuesday afternoon of each month.

Next in order was the election of the officers for the year, and the following members were elected to the following positions:

President: Mrs. M. G. Andersen. Vice-president: Rev. M. W. Gordon. Secretary and Treasurer: Miss Virginia Betts.

Mrs. Andersen has been the efficient president of the association in the past, and the members of the association would not hear to having another president for the coming year.

There being no further business to come before the association, the program for the afternoon was effectively rendered.

Mrs. Arthur Goldfinch gave an instrumental solo. The Reverend Mr. Lemmon made an address of welcome to the teachers. Superintendent Daniel responded. A quartette composed of Mrs. Norton, Mrs. Jones, Mrs. Collins, and Mrs. Burroughs was then enjoyed by the association.

Rev. M. W. Gordon then made a few well-chosen remarks. Rev. Lemmon led in prayer, and the association adjourned.

JURYMEN FOR CIVIL TRIALS

The jury commissioners met at the court house recently and drew the members of the petit jury to try the cases set for trial during the week of October 23rd.

The list follows: W. O. Cains, Chess Grainger, W. Edward Sessions, W. P. Jenrette, M. Martin, W. M. West, Jehu Causey, K. C. Gerald, D. S. Hays, James M. Hardwick, H. N. Boyd, W. L. Edmundson, H. Grady Cox, S. E. Williamson, G. H. Todd, Garland Outlaw, J. M. D. Cannon, Samuel Strickland, W. H. Gore, Sam C. Rabon, U. G. Parker, C. G. Newton, J. E. Rhuark, V. T. Blanton, W. M. Edwards, J. W. Crawford, H. C. Royals, W. E. Carter, W. M. Causey, Willie H. Hucks, D. D. Edge, C. H. Hardwick, Brooks Thompson, W. E. Dusenbury, M. M. Stevens.

place it still further away from that center. It was testified on the side of the trustees that about as many children go to the school from one direction as another; but on the other side it appeared that the moving of the house away from the old site would make it further for one half to two thirds of the children of the district, as testified by J. F. Roberts. There was a lot of testimony as to the land offered at the two sites.

Both sides agree that a school house is needed as the old one is entirely inadequate to take care of the situation. Superintendent Allen had to leave the hearing at about three o'clock to go to Columbia on urgent business pertaining to his office. The hearing then went on before the two remaining members of the board. After the return of Mr. Allen from Columbia, the board will confer and render a decision.

A STORY OF ADVANCEMENT.

Loris, S. C., Oct. 11, 1922.

Dear Herald—How are you? This is to prolong our acquaintance and keep up our friendship. I have been thinking of how you have grown since first we met, when you were represented by Editor, E. W. Nolley, some forty years ago, if I can remember correctly as to the lapse of time. While I have grown feeble, being now eighty-five years of age. I have been wondering if I am not the oldest man on your subscription list, and wondering if I have not been a subscriber and reader of you for the longest time of any. Inclosed I send you a money order for one dollar and fifty cents, for which please keep on coming.

R. F. D. No. 2, Loris, S. C.

Yours truly, SETH J. G. MILLIGAN.

(There has indeed been a great improvement in the Horry Herald since the time of which Mr. Milligan writes. We are sure that Mr. Milligan is one of the oldest, if not the very oldest man whose name appears on the Herald mailing list, and he has been taking the paper for about the longest time of any. This letter brings to mind the age which some of us are attaining, the Herald, itself, not being an exception to the general rule.—Editor.)

TWO OF STILLS ARE INVOLVED

Policeman Says That Still Barrel Was Cut Up in March

An article in the Horry Herald last week contained an error in regard to the barrel which figured in the Jack Vereen and W. A. Martin whiskey case.

It now appears that the barrel which is claimed by W. C. Reeves, number 30038, was found by D. Frank Bellamy, the rural policeman, and was cut up on March 24, 1922. This barrel is now in the possession of Mr. Reeves. The barrel with which Jack Vereen was found on July 3, 1922, has been turned over to the county authorities.

According to the rural policeman there are two stills mixed up in this matter instead of one as the Herald reporter thought.

There has been no new development in this whiskey prosecution, so far as could be learned, since the meeting of the magistrates for a preliminary recently when it was decided to postpone the hearing until October 20.

No case of the nature of this, in recent times, has caused more interest among the people than this, in which an old negro is involved and who claims that he has been caused to take the blame of running a still which did not belong to him; that he was left at the place to chop wood or do other things which would get the plant ready for operation as soon as the owner should come to take charge of the work; and in the mean time, through and by means of knowledge of a pending raid had by a white man, the officers happened to find the negro at the still and naturally charged him with being the owner of it.

Several men, all substantial citizens who have never taken any sides in the matter of a whiskey case, have become interested in the proceedings. Some of them have known Jack Vereen for years and years and say that he has never been mixed up in any shady matter before and that they do not believe that he owned this still.

WAR VETERANS HAVE BANQUET

The Spanish War Veterans of Columbia have organized a local Camp—United Spanish War Veterans. They are desirous of perfecting a state organization, and at their meeting it was decided to have a banquet Thursday evening of Fair Week, October 26th, hours 6:00 to 7:30 P. M., thus interfering in no way with the attractions of the day. This, it was thought, would be the best way to get a large number present and discuss methods for securing a state organization, as Spanish War Veterans from all over the State will be attending the Fair on that date.

This banquet will not only bring the veterans together for social purposes but will afford an opportunity to assure veterans, their widows and orphans, who are in need of it, assistance in any shape or form that could be rendered by such an organization. In the short time said organization has been at work in Columbia they have found disabled veterans, and veterans who have reached the age which automatically entitles them to compensation under federal laws. These, and widows and orphans of veterans, are having their claims attended to. Failure on the part of these veterans, their widows and orphans, to take advantage of their rights and privileges has not only kept them from receiving what they are entitled to, but has kept thousands of dollars from this source from getting into circulation in South Carolina, where organization has been delayed for twenty years. It does not

BUTLER AGAINST COX AND WIFE

Will Bring up Trial Over Trespass on Land in 1918

Among the cases set for trial next week is that of John M. Butler, and Eula M. Cox, plaintiffs against W. S. Cox and others, for various alleged acts of trespass on lands alleged in the complaint as the property of the plaintiffs.

The acts which led to the suit started, it seems in the year of 1918. The suit was commenced in the year of 1919, by the issuing of an order of injunction prohibiting the trespassing of Cox on the land in dispute.

The complaint alleges that Cox had made threats that he would shoot Butler in case he interfered with him in his working on the land. John M. Butler was aged at the time and suffered a stroke of paralysis while being worried up and troubled over this land dispute. Since the beginning of the action he has passed away.

His daughter, Mrs. Cox (not related to the defendant) was entitled to the land at the death of John M. Butler, and she is now the only plaintiff in the case.

Another happening since the beginning of the action has taken place on the Cox side of the controversy. Under a mortgage held by the Bank of Loris, the Cox side of the dispute has been sold at the block and the Bank of Loris now has title to the land. It is said that the land is still occupied by Cox, he not having vacated when the sale was made under the order of the court.

A survey of the land has been made in readiness for the court.

make any difference what a veteran's financial condition is, if he is disabled or has reached the age of sixty-one he is entitled to compensation, even though his disability may have occurred since he was mustered out of service.

There will be a charge of \$1.50 per plate for the banquet, and any veteran wishing to bring his wife or a friend can do so by paying for an extra plate.

The committee appointed to arrange for this banquet is: Dr. F. M. Durham, Palmetto Building, Chairman.

Gen. Willie Jones, Palmetto Building, Treasurer. Wm. Banks, J. L. Rainey, C. M. Wector.

All tickets to banquet must be secured before October 21st, so that the Committee may know how many to prepare for and have ample time to mail each veteran his admission ticket. Send check at once to Gen. Willie Jones, Palmetto Building.

Get together, boys, and meet at the Y. W. C. A. Banquet Hall!

TRAINED DOG RECOVERED

The trained dog that escaped from the M. L. Clark Show while the circus was in Conway last week, was found out in the country about six miles at a negro's house.

The negro said that this dog followed him home from the show. The chief of police took the dog and shipped it to M. L. Clark at Boykin, Va.

Maybury Floyd and S. H. Brown were appointed as State and County Election Commissioners by the Governor, recently. A. E. Goldfinch was also appointed on this board but had to decline on account of other pressing duties. At last accounts it had not been learned as to who had been appointed in the place of Mr. Goldfinch.

BELL TAXES TO BE QUESTIONED

Property Sold Under Chattel Mortgage Seized for Taxes

An interesting tax matter has been brought up in the courts relating to some of the personal property that once belonged to T. J. Bell, of Little River township and which appears to have been sold under a chattel mortgage from T. J. Bell to Jos. W. Holliday, several months ago.

This same property is involved in a claim and delivery suit between Jos. W. Holliday and Conway National Bank, the action having been brought by reason of a prior claim that had been set up by the bank under an older mortgage, but which the plaintiff, J. W. Holliday, alleges is unenforceable because of representations made the property was clear of all claims at the time he took his mortgage.

When the personal property, consisting of some mules, was seized under the claim and delivery writ, some months ago, it was not expected that a complication would arise concerning the taxes on this personal property.

The taxes on the property it appears, were at that time, even delinquent. After the property was seized the mules were advertised and sold under the chattel mortgage, the plaintiff, J. W. Holliday, becoming the purchaser at the sale.

Still later on the sheriff of the county went to enforce his execution for the taxes. It would appear that some time after the giving of the chattel mortgage, under which the property was sold, the property had been transferred on the tax books from T. J. Bell to Mrs. M. E. Bell.

The sheriff seized the property and advertised it for sale. The present owner of the property, Mr. Jos. W. Holliday, by his attorney, Mr. Julian Dusenbury, obtaining a temporary restraining order from the court and stopped the sale. This came up for argument before Judge A. F. Woods at the recent criminal term of the court, but there was a question as to the amendment of some of the pleadings, and this resulted in postponing the hearing on the injunction until another term of the court when the matter will be heard and decided by another judge.

On the part of the sheriff, it is alleged that the law provides that he cannot be enjoined in his efforts to collect taxes. This seemed to be what took up most of the attention of Judge Woods when the matter came up for hearing before him recently.

At that time the sheriff had no attorney to represent him; but since then the county attorney has been appointed to represent the interest of the county and State.

There is no way to tell just when there will be a decision of the many interesting legal questions raised in this matter.

PROGRAM

Lower Pee Dee Union, to be Held With Pleasant Union Baptist Church Oct. 27, 28, 29, 1922.

Friday

11:00 o'clock—Introductory Sermon by Rev. R. O. Gerrald.

11:45 o'clock—General order of business conducted by Moderator.

12:15 o'clock—Query No. 1. What is the relation of the pastor to the Church and the Church to the pastor? by J. C. Spivey.

12:45 o'clock—Song and prayer for more interest in the work.

1:00 o'clock—Consecrated service conducted by Rev. L. F. Westbury.

Saturday

10:00 o'clock—Devotional Service, conducted by G. M. McCrackin.

10:30 o'clock—Union called to order.

10:45 o'clock—Query No. 2. What does it mean to deny oneself, as quoted in Mark 8:34? by C. F. Spivey.

11:15 o'clock—Query No. 3. If a man conscientiously thinks he is right will he be condemned? by A. D. Harrelson.

11:45 o'clock—Report of all committees.

12:00 o'clock—Sermon by Rev. J. H. Causey.

Sunday

10:00 o'clock—Sunday School Mass Meeting, conducted by C. V. Johnson.

11:00 o'clock—Missionary Sermon by Rev. A. D. Harrelson.

Respectfully submitted, COMMITTEE

PROGRAM

Horry Union to Convene With Eden Baptist Church, October 29-31, 1922.

Brother W. A. Williams to preach the introductory sermon on Friday, 29th 1922 at 11 o'clock.

Query, 1st, "What is the real importance of Prayer," assigned to Brother T. J. Vaught.

2nd, "What is the right way to conduct a Sabbath school and is it right for a person who is not a member of the church to officiate or act as teacher, assigned to Brother W. A. Williams.

3rd, "What is meant by the first love as spoken of in Revelations second and fourth," assigned to Brother D. D. Edge.

4th, "Why was the guest cast out and why was he compelled to come

DYSON'S CASE TRIED MONDAY

Brings to Mind the Horrible Burning of Effie Dyson

TOOK PLACE IN 1919

Substance of the Allegations of the Complaint Are Stated

Among the cases set to come up in the Court of Common Pleas next week, is that of Rufus M. Dyson, plaintiff, against E. M. Graham, claiming damages for the death of Mrs. Effie Dyson, the wife of the plaintiff, on the morning of December 24th, 1919, following the explosion of a lot of oil that had been purchased for domestic use from the store of the defendant.

The complaint states that following the death of the lady that the plaintiff was appointed as administrator of her estate.

It also says that the defendant had carelessly let kerosene and gasoline be come mixed so that he could not sell it for gasoline to cars, but sold it as kerosene without giving the plaintiff any notice of the explosive nature of the article so sold; that the Dysons, not knowing the explosive nature of the oil, attempted to use it for domestic purposes about the home and that in doing so the container exploded and that the flames caught the clothes of Mrs. Dyson on fire and she was burned up and died soon thereafter from the effects of the experience.

The charges of negligence against the defendant as shown in the complaint concern the matter of allowing the two kinds of oils to become mixed in his tanks; the selling of the mixture without giving notice of its nature, and selling the mixture for kerosene, well knowing it to be a mixture of gasoline and kerosene.

The complaint also alleges that the deceased died intestate, leaving as her only heirs, her husband, Rufus M. Dyson, and one infant child, Edison Dyson.

It is expected that this case will take up considerable time in the trying of it. A number of witnesses have been subpoenaed to attend the trial. This case has been fixed on the roster to be called up for trial on Monday, October 23rd.

The burning to death of Mrs. Dyson and the serious burns received by the husband, Rufus M. Dyson, caused no little excitement and pity at the time.

DEPUTY DOES NOT GET MAN

H. N. Sessions Returns With Bond for His Appearance

A recent news item in this paper stated that H. N. Sessions, sheriff's deputy, left Conway for Palatka, Fla., to bring back J. F. Blackwell, under a requisition granted by the governor of Florida. Mr. Sessions did not get off after the defendant as early as was expected. He was stopped by a telegram which offered some sort of adjustment of the matter pending here against Blackwell, if it were possible to do that, and while no adjustment could be made, yet it took some time to work this out and get things in line again for the deputy to continue his journey into Florida to bring back the prisoner.

The deputy left here and returned from Florida last Saturday on the noon train, and did not bring Blackwell. It appears that after he got there negotiations took place between the parties and it was arranged that Blackwell should give bond for his appearance here at the next term of the court, and he also put up some money which perhaps stands also on his security for his appearance at court to answer to the charge of disposing of property under lien.

With Blackwell, in Florida, the deputy found A. P. Johnson, Blackwell's father-in-law. Johnson had employed an attorney to represent Blackwell. This attorney told Johnson that he knew no way under the Florida laws to stop the execution of the requisition warrant under the seals of the two states. Johnson insisted that an injunction could be obtained and stated that if he were in Horry County, South Carolina, he could get this done. The attorney said that it so happened that neither of them were just then in South Carolina, but in Florida, where things might be different, and if Mr. Johnson did not care to follow his advice, he could get new counsel.

After this the bond and also the cash above mentioned was put up as stated, this being done in pursuance of some arrangement made before the deputy left here with the papers.

As stated in Matthew 22nd, 11th to 13th," assigned to Brother Fullman. 5th, "What is meant by the two slaves as spoken of in Zachariah 10th and 7th," assigned to Brother A. J. Todd.

S. S. Owens, D. W. Nance, E. R. Todd, Committee.