

# The Horry Herald.

VOLUME XXXVII

CONWAY, S. C., THURSDAY, FEBRUARY 22, 1923

NO. 44

## CONWAY SCHOOL BROKEN DOWN

Some Cannot Realize the Great Need of Learning

### ONLY ONE PUPIL PRESENT

Citizens Might Take a Hand in Awakening Interest in The Work

It is a pity that some of those who are in need of more learning cannot be brought to realize their lack, in such a way as to cause in them a desire for more knowledge.

In most sections of the county where an effort has been made to organize the night schools, the people who cannot read and write have responded to the efforts of those in charge of the work and the schools in those places are doing a great work and the pupils making rapid progress. Not so at Conway.

According to reports made by the lone pupil who attended for three nights last week, this lone seeker after learning met the two teachers, Misses Maude Dusenbury and Mary Harlee, at the Burroughs high school building and waited and waited, but not another single pupil showed up on any of those nights, so the teachers and the lonely pupil who did go, decided that it would be as well to give up the project so far as Conway is concerned and look for better results elsewhere.

The lone pupil is N. T. Johnson who attended the adult school last year and made such rapid progress that he wished to attend the school again, and in fact, has been a steady pupil now for some time and is learning to read and write very rapidly.

It is impossible to tell what the reason is that stands behind the failure to start the night school in the town. There was no lack of efforts on the part of the teachers to awaken interest in this work. They went around and solicited the pupils from among those who are known to be unable to write their names. It appears that many of those promised that they would be there. None of them, at last accounts, had shown up at the school house.

It is to be hoped that it is not false pride that is keeping them back. Ignorance is a thing which grows more dense the more neglected. Like a garden already full of weeds, if the soil is left alone it grows more and more weeds, until the weeds will actually stifle one another.

Those who are throwing away this opportunity to be taught may be throwing away the last opportunity that will ever be offered to them.

It is to be hoped that this condition of affairs will be changed this week as the weather is better. The nights of last week were so cold that many people would not venture out. This may have been the reason why the attendance was limited to one.

Those who are trying so hard by their means and their time and energy to improve the minds of those who missed training in their younger days have done their duty when they have gone around and invited the pupils to come in and be taught. The school has already lost one of the five weeks during which the term of the night school will run.

If you know any of those who should be attending this night school get after them and induce them to go.

## E. L. OWENS AGAIN WANTED

Warrant Charging Disposing of Property Under Lien

E. L. Owens, formerly a resident of Horry County, is again wanted for trial here during the March term of court. This time the warrant is sworn out by G. B. Jenkins and the warrant alleges that Owens did with one Lee Jones, sell or dispose of one Virginia top buggy, one single harness, and one bay mare mule, about nine years old, named Kate, of the value of about one hundred and seventy-five dollars, over which a chattel mortgage existed in favor of G. B. Jenkins, of Conway, without consent of the mortgagee, and failed to pay the debt secured by the same within ten days after such disposal and also failed to deposit with the Clerk of Court of the said county the amount of the debt.

It is understood that Owens left this County and went to several places but that he has been followed and finally located and that extradition papers will be issued at an early date to return him to this State for trial under this warrant.

### Game Law Bill.

The bill by Senator Jeremiah Smith providing for changes in laws relative to trapping and other game laws, has been returned to the house, but the author is opposed to the amendments and the measure will go to free conference for settlement.—The Record.

## N. J. FERRIS CLOSSES DOOR

Owes Eighty-Eight Creditors Total of Seven Thousand

Conway has had a failure within the past week. N. J. Ferris, trading by the name and style of Quality Shop, dealer in women's goods and ready-to-wear dresses, made an assignment on last Monday, naming G. L. Ford as assignee for the benefit of creditors.

His creditors had been unable to collect their demands and had brought various suits in the magistrate court. These suits against Ferris had been pending before W. H. Chestnut ever since September, 1922. The cases came to hearing some weeks ago and it appears that the creditors secured judgments in the magistrate court amounting to about six hundred dollars in round numbers.

Under executions issued from the magistrate court on these judgments, the constable, J. O. Chestnut, placed a lock on the Ferris store last Saturday afternoon. It was about this time that Ferris made the assignment expressing a desire that all of his creditors might have an equal show at what he had.

He owns no real estate. His assets consist of the stock of goods, amounting to about \$2,000.00 at inventory prices; his fixtures amounting to about \$1,600.00 at inventory prices; and his bad accounts, the amount of which at last accounts could not be learned as the figures had not been run up.

He is said to owe seven thousand dollars in round numbers, and his failure is said to be due to crediting out amounts to people who failed to make payments to him.

Starting the store in Conway about two years ago, possibly longer, he made many friends by his courteous conduct and evident fair dealing in his store. He had considerable trade in his class of goods at one time. He would credit almost anybody and in this way brought about his inability to meet the demands of numerous creditors. His creditors number about eighty-eight and the amounts due them range from a few dollars up to nearly a thousand dollars.

At times in the past Ferris has conducted sales and was apparently doing a large and paying business. For a small stock of goods, at least at times when he held these sales. Recently, in an effort to obtain ready cash to help him pay his creditors, at least those who were pushing him the hardest, he marked the prices of several lines of goods and they were on display in his windows when he made his assignment.

## JURY DRAWN FOR COURTS

The jury commissioners of Horry County, consisting of the Clerk of the Court, the Auditor and the County Treasurer, met at the office of the Clerk on Wednesday of last week and drew the juries. The grand jury for the entire year and the petit jury for the approaching term of the court, to convene on Monday, March 5th, with Judge W. H. Townsend, presiding:

### GRAND JURORS

J. D. Watson, J. W. Humphrey, Corn R. Page, Perley Doyle, S. C. Davis, W. F. Hucks, L. D. Clardy, J. W. Marlow, J. J. Enzor, L. D. Suggs, F. C. Todd, W. J. Dorsey, F. H. Clardy, W. L. Rhodes, J. W. Hughes, B. F. Singleton, H. C. Gore, Geo. M. Fowler.

### PETIT JURY

W. C. Tuten, Jesse B. James, S. M. Graham, M. D. Wright, C. F. Hooks, Sam J. Strickland, Reuben Thompson, O. S. Blanton, E. S. Gasque, Ernest Bessent, W. D. Anderson, E. E. Johnson, Brooks Graham, Thos. F. Jones, G. E. Marlow, E. G. Stanley, D. W. Oliver, Jr., Wm J. Jordan, O. J. Creel, D. J. Willoughby, B. R. Gaskin, Saml. A. Brown, Fred P. McNeill, R. A. Alford, E. W. Martin, W. P. Williams, Morris E. Rheurark, W. Stokes Hardee, J. B. Elliott, T. B. Cooper, Jr., Y. C. Tompkins, B. R. Parker, R. A. Dawsey, H. B. Jordan, Charles G. Bullock, A. R. Williamson.

The tenth grade of the Burroughs school gave a reception at the school building Friday evening to their fathers and mothers. The program and entertainment was in charge of Miss Virginia Betts.

## KICK OUT THE STOCK SALESMAN

The man who comes around offering you stock certificates in some wild-cat company that you know nothing about, and offering you a subscription blank to sign, deserves nothing from you except a good kick in the rear after you have faced him round and he is looking the other way.

Past experience of the people in this county ought to be enough to teach them a lesson that will last forever. Still there are suckers yet to be caught and it is those who should be warned.

An article printed in the daily press last week shows that in North Carolina much of the ready money of the small investors has gone into these wild-cat companies, and that already this money has been lost. Some of the sales were solicited by stock salesmen in person, other stock was sold by offering it through the mail. No matter how it is offered, it is a thing that should be turned down by the people and never encouraged.

There are some men in this country now who turn off in disgust when you mention a certificate of stock. Some of them invested their hard earned money in companies nearer home than off in another State and they have lived to repent the throwing away of their money.

Such a plan of investment is worse than throwing the money away in the road or street. Left in the road or street the money may be found by some needy child and used for buying food or clothing; not so when it is placed in the hands of these companies.

## DODGE CAR MAY COME IN SUIT

W. Fred Stanley Denies Liability on His Mortgage Note

## CAR ALMOST WORTHLESS

Owner Claims Defect in Making Car Caused The Accident

The Dodge touring car which figured in one of the worst wrecks ever occurring in this part of the State, and the particulars of which were printed in an article in a recent issue of The Herald, is not yet done in the matter of interesting details.

The owner of the car, W. Fred Stanley, thought at first that he had insurance on the car that would protect him in a wreck. He had his policy examined, however, and found that it related only to theft and fire, and that it did not purport to cover any damage that he might have by means of a wreck.

It appears upon the public records of the County of Horry that there was still a mortgage against the car, held by the National Bond & Investment Co., with general offices in Chicago, Ill., and a branch office in Atlanta, Ga. This mortgage was given originally to W. L. Harselson, a dealer in Dodge cars, in Marion County, and the sum for which the mortgage was originally given was \$733.33. It is understood, or so reported, that the car was a new machine at the time of the purchase, or if it was not entirely new, it was practically so. The mortgage was transferred by W. L. Harselson to the National Bond & Investment Co., by whom it was held at the time of the wreck.

Stanley got the car on June 28th, 1922. The car was placed into service at once. It is said that the car was used in carrying the mail on the route from Conway to Little River and return, and it was used to some extent in carrying passengers and small freight from this section of Horry into the Little River section of the county. It is said that a great amount of mileage was made with the car from July 1st, 1922 until the time of the wreck on February 3th, 1923. The Herald man could not find out the exact amount of the mileage made in that time.

After the wreck the car was taken up and carried back to Little River, hauling it on a truck, as it had been damaged so much in the wreck that it could not be carried on its own power.

Now it is reported that Stanley has dropped the remains of the car on the National Bond & Investment Co., writing them through attorneys, under date of February 5th, the day after the wreck, in substance, that while driving from Little River to Conway the steering gear of the car came loose and caused the car to wreck and making it a complete wreck, and that the car, because of the wreck had become almost worthless; that it appeared that a defect in workmanship in the making of the car is the cause of the damage, and that the owner was turning it over to the holder of the mortgage and denying any further liability on the note secured by the mortgage.

It is stated that there is a balance still due on the mortgage covering the car of the sum of \$366.65.

The bond and investment company, holding the mortgage has refused to take the car except under the terms of its mortgage, which gives them the right to seize and sell the machine in case of default in paying the amount due, or any part of that amount; and

## TOBACCO TAX IS NOT JUST

Director Young States the Grounds of Opposition

## ALREADY TAX RIDDEN

Eighty Five Thousand Growers Agree With Director Young

Editor Horry Herald:

"We have seen a number of articles recently in the press of the State, most all of which argued for a luxury tax on tobacco products. I have refrained for some weeks to venture sending an article to the press as I dislike very much to appear in print unless absolutely necessary. However, as I am the South Carolina member of the Committee on Legislation of the Tobacco Growers' Co-operative Association, I feel that it is only my duty to present our views on the subject.

The membership of our association is eighty-five thousand growers in the three States, and approximately twelve thousand in what is called the South Carolina Belt. In speaking against the luxury tax on tobacco, I feel that I speak for every tobacco grower of this State whether he be a member of our association or not.

I will not take space in your columns sufficient to express in full the strong arguments which we have against this bill but only give below a few reasons:

At the beginning of the World War there was an internal revenue tax on cigarettes amounting to \$1.25 per thousand cigarettes, and on other manufactured tobaccos, including smoking and plug, the tax was eight cents per pound. Since the beginning of the World War this tax was increased on cigarettes to \$3.00 per thousand and on manufactured tobacco to eighteen cents per pound. This tax is now in effect. The last session of Congress also proposed to add fifty cents per thousand on cigarettes as a sales tax to raise the soldier bonus. However, this was not made law. At the last session of the South Carolina Legislature a bill was introduced adding another tax of \$1.00 per thousand cigarettes and corresponding additions on other manufactured tobaccos. This bill was defeated in the Senate. Our understanding is that now there is a proposal to add \$1.00 per thousand on cigarettes and approximately six cents per pound on other manufactured tobaccos. This would mean \$4.00 per thousand taxes on cigarettes, and we wish to add that our principal production in this State is for cigarette tobacco. Now, since it requires two and a half pounds of tobacco to every thousand cigarettes and the present tax being \$3.00 per thousand would make \$1.20 per pound tax on our leaf tobacco, the additional tax which South Carolina proposes to add would amount to forty cents more per pound on leaf tobacco and would make

ney refuse to agree that Stanley is not liable on his note for whatever difference there may be after the proceeds of the car has been placed on it. Their procedure will be to hold the maker of the mortgage liable on his notes and if he still neglects to pay the balance, they will seize the car and sell it, apply the proceeds on the amount due, so far as these will go, and then take judgment for the balance. It appears that Mr. Stanley will contest in the case, according to his letter, but that will be a matter for the court to decide between him and the investment company.

## HORSE CAUSES A COURT CASE

Kirk Floyd, Constable, Charged With Assault and Battery

The magistrate court in Conway was concerned last week in the holding of a preliminary hearing in the case of the State against Kirk Floyd and A. W. Jenkins, charged by A. B. Snipes with assault and battery with intent to kill, or perhaps of a high aggravated nature.

Before recording the disposition made of the case, it will be interesting to recount some of the incidents leading up to the warrant so that the public may understand how the charge came about.

Some time before last fall, the firm of Jenkins Bros., or A. W. Jenkins, who is engaged in the livestock business at Marion, sold a horse to a negro man and took as security for the unpaid purchase money, a chattel mortgage covering the animal.

The paper fell due and was unpaid and Mr. Jenkins went to see about getting his money. He found that the negro had traded off the horse, without his consent, written or verbal. After that he found that the horse had been traded or exchanged several times and that the animal had finally come into the hands of A. B. Snipes, in Floys township, Horry County.

When Mr. Snipes was seen about the horse, it is said, he asked for time in which to pay for the horse and take proceedings against the man who had traded him under the lien. Time went on and Snipes never paid for the horse although at his request, so the story is told, his time for doing so was extended by the holder of the mortgage that the negro had given.

In the course of time things came to a show-down about the horse and the animal must be given up or the debt against him paid. This Snipes then refused to do and the owner of the chattel mortgage resorted to claim and delivery papers which he caused to be issued from the office of magistrate W. R. Gainus.

Even with the claim and delivery papers in the hands of the constable, Kirk Floyd failed to bring up the horse and for about three weeks after the papers had been issued the horse was missing. The officer kept his counsel, however, and waited for the horse to come back to the Snipes place. In the course of time the horse was brought back and the constable went with the papers to take the horse. A. W. Jenkins was present on this occasion when the constable demanded that the horse be surrendered.

It appeared then that the horse had just been locked up in the stall by Snipes, and he refused to open the stall door when ordered to do so by the constable. The constable then went to the stall and again pleaded with Snipes to unlock the door as it would be useless to break a good lock. The constable picked up an axe that he found in the yard.

Snipes, according to the report, got his gun and stood in a threatening attitude while the constable forced off the block which bound the stable door, opened up the stall and took the horse out.

It is said that the present warrant was taken out by the prosecutor as a result of the incidents taking place on the occasion when the horse was taken from the stall where the prosecutor had locked him up.

When this case was called to go into the investigation last week, in the court of Magistrate W. H. Chestnut, it was found that the warrant was missing. This warrant had been sent to Marion County for the purpose of being served on the other defendant, A. W. Jenkins, who lives in the town of Marion. The warrant had not been returned by the Marion officials, but Mr. Jenkins was here bright and early wanting the investigation to proceed.

\$1.60 per pound tax on leaf tobacco. This would mean a tax of eight times the average price we received for tobacco in South Carolina in 1922, and approximately fifteen times our average price for 1921.

We feel that every South Carolinian should fully appreciate the fact that we are one of the three bright tobacco producing States. In fact, we are one of two principal cigarette producing States and yet we are proposing to tax our second largest money crop in order to raise State revenue. It is certainly a very dangerous precedent for South Carolina to set. Why should not the forty-five States that produce practically no cigarette tobacco not raise their State revenue by a tobacco tax? If every State in the Union should follow suit with South Carolina, it would mean a tax, even on our smallest crop, which was last year, of \$16,800,000.00 or twice the sale value of our crop.

We would take this opportunity to call the attention of the people of this State to the fact that a few years ago a gasoline producing State took occasion to pass a tax on gasoline, and today, if our information is correct, seventeen States tax gasoline. We have no criticism of the States taxing gasoline because we have no interest in producing gasoline, and another justification is that the party taxed for gasoline receives direct benefit by improved roads over which (Continued On Back Page.)

## DUNCAN DENIED SCHOOL RIGHTS

Some Inaccuracies in Story of Duncan Affair Straightened Out

### EVIDENCE BEING SECURED

Peters Shells Purchased Two Weeks Ago From Garrel in Tabor, N. C.

Interest continued to grow last week in the state of affairs developed in the Grassy Bay community, involving the shooting of D. A. Duncan several weeks ago, and from which he fortunately escaped without serious injury.

As Duncan was passing by Grassy Bay church he saw men standing in the shadow of the building, and as he drove opposite the church, these men fired on him.

From the looks of the tracks of the men who had been standing in the shadow cast by the building, there were between six and a dozen men in the party who undertook to do this dastardly deed and they evidently aim at taking his life without any previous warning except a letter which they had written to him and which they had no right to send him.

Further particulars of this affair appeared in the issue of last week, and upon gathering further information from various sources, it appears that there were some inaccuracies in the account of some of the incidents connected with it, as published in the article last week. This article will attempt to straighten out the whole matter as to the facts so far developed and so far as they have been told or brought to light.

Duncan was driving a top buggy, and the top was down. This fact in his opinion saved his life. The shot fired at him ranged in size from buck shot down to number sevens. Many of the shot are found buried in the wooden work of the body of the vehicle.

At the first crack of the guns, the young horse that Duncan was driving was struck, and made a dash down the road in the direction of the home of Duncan, about seven hundred yards from the church. This quick dash of the horse undoubtedly had something to do with causing the men with the guns to miss their aim.

The empty shells on the ground where the shooting was done were found to be marked with the word "Peters." Investigation was made to find out who had bought shells and where. It was found that some shells like these had been purchased in Tabor, N. C., about two weeks before the shooting from the store of Garrel Bros. These shells were found to suit the guns which were later taken by officers from Hill, mentioned in the article of last week.

It is said that Duncan, in the course of the past, has been turning in some liquor information to the rural police and that this is the cause of the animosity against him, as he has done nobody any injury and had no falling out with anybody in particular. It is charged that there is in a section of either Green Sea or Floys township, possibly parts of both, a well organized liquor stilling ring making the "monkey rum" with the usual gasoline drum and galvanized piping, and that at times this liquor flows freely.

The letter in question was mailed at Marion. Since the shooting another letter has been obtained which it is believed is written by the same party who wrote the threatening letter to Duncan. It is the same handwriting, same pen, same ink. The name of the person who is suspected of writing this letter, has not been divulged.

The men who did the shooting, after they had failed in their purpose, walked away from the place, taking the public road all the way to Nichols, S. C. This is the story told by the trail taken by the blood hounds placed on the scent as soon as they could be brought from North Carolina. This was done, it is believed, for the purpose of causing Duncan to think the crime had been committed by the Ku Klux Klan, believed to be organized somewhere in Marion County. Returning from Nichols, the party was met at Finkle's Cross Roads and arrived at home in automobiles. Some of the trails taken by the dogs in the chase led off toward Conway from the cross roads. In making the trip from Grassy Bay to Nichols the parties went by Spring Branch church.

Looking at the handwriting of the letter first received by Duncan, his suspicions were aroused to the effect that it had been written by a certain party in that section of the county. Plans were made for obtaining another letter which was known to be written by that man. This letter is yet in the possession of the man who received it, but it can be used in evidence, it is said.

D. A. Duncan is absolutely sure that the gun party at the church fully intended to shoot him dead. The first volley missed him entirely, but the horse was hit. Then, as the horse shot forward, Duncan heard the whiff of the shot as they went past the back of his head, some of the missiles burying themselves in the body of the (Continued On Back Page.)