

### FLOYD-PAGE LAND DISPUTE

#### First Case Called on the Docket of Common Pleas

The first case before the court this week was John T. Floyd against Wm. Page involving a tract of land of 111 acres near the home of Mr. Page in Gallivants Ferry township. This was the second time the case has come to trial. The jury was empanelled as follows:

- Low Floyd
- J. H. Dusenbury
- H. B. Cribb
- B. W. Tyler
- G. F. Murrell
- Walter P. Gore
- J. B. Edge
- S. U. Johnson
- S. A. Gore
- T. M. Daniels
- M. G. Prince
- N. T. Collins

The complaint was read setting forth the laying off of the land as dower to Nancy Floyd as the widow of John T. Floyd, out of the estate of the latter after his death; that the heirs of John T. Floyd consisted of the said Nancy Floyd and John T. Floyd, and that Nancy Floyd is now dead.

The answer was read denying the complaint and setting up the statute of limitations and presumption of a grant.

The plaintiff introduced a deed from Lemuel Floyd to John T. Floyd in 1859, also a deed from Leruel Floyd to John T. Floyd dated in 1854. These deeds described and covered the land involved in the suit. He also introduced a judgment roll dated in 1866 showing the appointment of John M. Dawsey as administrator of the estate of John T. Floyd. This roll was read to the jury, paper by paper.

John T. Floyd testified that his mother sold this land to Wm. Page while plaintiff was under age; that he had nothing to do with this sale and did not know what Page did with the land after that as he had not been there. He admitted that the \$100.00 his mother got from Mr. Page was invested by her in another tract of land in Floyds township and this was finally conveyed to the witness by Nancy Floyd.

Then J. M. Johnson, civil engineer, testified to the location of the land.

Court recessed for dinner. At the opening of court Monday afternoon the defense moved for a non-suit. This was argued at length by the attorneys on the opposing sides. Robt. B. Scarborough opened for the defendant and was answered by L. D. Lide; then the reply was made by M. C. Woods. These arguments were interesting because they went back to old loans and statutes relating to the allotment of dower.

The court refused the motion for the time being, saying that the defense would have to put in its testimony and evidence and the court might rule differently later but would refuse the motion for the time being.

Numbers of old records were introduced. Then the defendant testified. He said Jno. T. Floyd went to the war. His wife, Nancy Floyd, was a sister of the witness and lived with Mr. Floyd's family. His sister was not satisfied. He moved in a little log house about a mile, put a chimney to it, and moved Nancy Floyd into this house. There it was that John T. Floyd was born. He cared for her in 1861 and made a crop. J. T. Floyd was born in 1862. John T. Floyd and witness went to Floyd's Cross Roads and spent the night and upon their return the son had been born. John T. Floyd having come home on a furlough, Floyd had to go back and in the Fall of 1862 witness had to go to the war. Witness did all that was done for Nancy Floyd, and he told of a judgment under which Floyd's land was sold and this was levied on and witness did not remember whether the sale was postponed. He then said that he was present and saw Chas. Grainger buy it. It was knocked down to Grainger. He, the witness, bought the dower land from Nancy Floyd. Jno. T. Floyd was married and living with Nancy Floyd and they could not all agree. John T. Floyd asked him to buy that dower land and let them take the money and buy a place that was offered to them by Chas. Grainger. Witness had to borrow \$50.00 from one man and \$50.00 from another and paid the sister the \$100.00 and took the place as they could take the place in Floyd's township. He thought very much of John T. Floyd, almost as his own son. A short time before that witness had bought the interest of Chas. Grainger. This was the same land as the dower land. This deed was placed in evidence and was recorded in 1880. Witness told that when John T. Floyd was talking about the sale to him of the dower land saying that Floyd knew of this deed; that Floyd also said that he only had this land for the life of his mother and that as he, Page, had a deed from Nancy Floyd he, Page, would have the land for always. He had gone to Jos. T. Walsh, the attorney for the creditors and as a result of what he was told by the attorney he went at once and bought the land from Nancy Floyd. Witness was present at the tax sales and bid the land in and paid the taxes with his own money and turned the land over to his sister. The land was run down when witness got it from Nancy Floyd. John T. Floyd passed by this place on coming to Conway, especially after witness had cleared up the land and opened out an avenue to the road; that John T. Floyd went to witness' home after witness had built on this land.

### FLOYD BROS.

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### UNIVERSITY OF SOUTH CAROLINA

#### Scholarship and Entrance Examinations

The examination for the award of vacant scholarships in the University of South Carolina and for admission of new students will be held at the county court house July 13th, 1923, at 9 A. M. Applicants must not be less than sixteen years of age.

Scholarships are vacant in the following fifteen counties: Buford, Chester, Chesterfield, Edgefield, Jasper, Kershaw, Lancaster, Lee, McCormick, Newberry, Oconee, Pickens, Spartanburg, Williamsburg, York.

Applicants for scholarships should write to President Melton for scholarship application blanks. These should be filed with the President by July 10. Scholarships are worth \$100, free tuition and fees. Next session will open September 19th, 1923.

For further information write to Pres. W. D. MELTON, University of South Carolina, Columbia, S. C. 6:4/23-6:18/23-7:5/23

### COMMON PLEAS BEGINS TERM

The July term of the court of Common Pleas convened here last Monday morning with Hon. S. W. G. Shipp, presiding.

The term is to last two weeks. Two sets of juries were drawn for the court, one for the first week and a different venire for the second week. This is the first term of the court under the provisions of the new act recently passed giving Horry more and longer terms of the court. This appeared to be necessary to take care of the increased amount of litigation and the consequently growing dockets.

Two weeks before the court the members of the bar met and arranged a roster of cases for trial. No cases were set for Wednesday, July 4th. The court will take the holiday.

The first case on the docket was that of John T. Floyd against Wm. Page. This is the second time it has come up for trial, the first time resulting in a mistrial.

Slow progress has been made during the first of the week. Perhaps the hardest work of the court will take place after the Fourth and the lawyers and parties get back and settle down to the trial of cases again.

The juries, the witnesses, and also the parties appear to be restless. One cause is the fact that they have not been brought to court at this season in Horry before. The farmers are interested in their crops. The tobacco growers are in the midst of curing the tobacco crop. They had far rather be at home than hanging round the court house.

The proceedings in the different cases will appear in separate articles.

### CHAMBER COMMERCE TO MEET

The usual monthly meeting of the Conway Chamber of Commerce will be held in the Town Hall on Friday evening of this week. In spite of the fact that this meeting comes in mid-summer, when many members of the Chamber will be at Myrtle Beach, it is hoped that a very satisfactory attendance will be on hand. No luncheon will be served, this meeting being devoted strictly to the Chamber's business matters.

Mr. B. S. Meeks, Commercial Agent of the Atlantic Coast Line Railroad Co., has written the Chamber requesting permission for a representative of that railroad to speak to the business interests of the town. This permission has been gladly extended and some official of the Coast Line will be present at Friday's meeting.

Just what matters will be brought to the attention of the business men by the representative of the railroad are unknown, but it is presumed that methods by which the railroad of the town may serve each other's interests will be outlined.

The meeting will begin at 8:30 o'clock and all members are urged to be present.

Lost—One ten-dollar bank note between Burroughs Bank & Trust Co. and Conway Hotel and Post Office. Reward if returned to J. F. Green, Conway, S. C. 1ti. pd.

### SUMMER SCHOOL

The summer school started last Monday with a corps of good teachers and a growing attendance.

The teachers and pupils are expecting a successful term.

### MAPLE NEWS

The farmers are all busy gathering tobacco, and many of them are picking and shipping lima beans.

The B. Y. P. U. met Sunday afternoon and rendered a splendid program.

The School Improvement Association will hold its meeting Thursday night of this week. One of the main features on program is an address by Supt. E. C. Allen.

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### WILL YOU HELP TO BUILD UP

Mr. Business man, are you ready and willing this time to help build the Conway Tobacco Market? On your efforts, more than on anything else, depends the success of it. Conway wants and needs her share of the crop that is being matured and cured in the barns all over this county. It is up to you to encourage those who, by their toil have produced this crop and make things as easy and nice for them when they come here this time as it is possible for you to do.

### MAIL TROUBLE OUT DOG BLUFF

There is trouble about the delivery of mail in R. F. D. No. 3 out of Conway. Two subscribers have complained to the effect that the Horry Herald is left at the wrong place so they are not received. Recently they have missed copies of the paper. One subscriber gets his copy very few and far between. They threaten to file a complaint but we are calling this to the attention of the carriers.

### DENTAL FIRM DISSOLVED

Beginning from last Saturday Doctors Alford and Rutledge have dissolved copartnership at Conway and the dental parlors at Conway will be occupied and operated by Dr. Rutledge alone.

Dr. E. P. Alford will continue to maintain his dental rooms at Mullins as heretofore, and will devote his entire time to the practice there.

Messrs. S. L. Moore, F. I. Jollie, James Jordan, Ben Jordan, Hallie Causey, Boyd Jollie, Henry Causey and Rufus Jenrette spent Saturday night at Myrtle Beach.

Messrs. Sam Smith and Amos Long spent Saturday night in Aynor with friends, returning Sunday morning.

The crops, and especially tobacco, of this section have improved greatly since the showers on Monday afternoon. Rain was much needed.

Mr. A. D. Jones was recently elected as a member of the board of trustees.

**The Quinine That Does Not Affect the Ho-**  
Because of its tonic and laxative effect, LAXATIVE BROMO QUININE is better than ordinary quinine and does not cause nervousness, dizziness or headache. Remember the Quinine with the Ho-

tees of Maple school, Mr. Jones stated that he would fill this position to the best of his ability, but in order to do so he needs and must have the hearty cooperation of the other trustees and the patrons of the district. Are the patrons of the district working together as they should? Get together and help the trustees to make Maple the best graded school in Horry.

### SUMMONS FOR RELIEF

Court of Common Pleas. STATE OF SOUTH CAROLINA, COUNTY OF HORRY

Bank of Duplin, a Corporation, Plaintiff, vs J. I. Newberry and D. F. McGougan, M. N. Jenkins and J. A. Bryant as Executors of the Last Will and Testament of S. D. Bryant, deceased, and Emma Bryant, Albert Bryant, Nelle Bryant and Elsie Bryant, heirs-at-law and next of kin of S. D. Bryant, deceased, and J. A. Lewis, Sheriff of Horry County, Defendants.

To the Defendants above named: YOU ARE HEREBY SUMMONED and required to answer the complaint in this action, of which a copy is herewith served upon you, and to serve a copy of your answer to the said complaint on the subscriber or subscribers at his or their office at Conway, S. C., within twenty days after the service hereof; exclusive of the day of such service; and if you fail to answer the complaint within the time aforesaid, the plaintiff in this action will apply to the Court for the relief demanded in the complaint.

Dated at Conway, S. C., June 21st A. D. 1923.

SHERWOOD & McMILLAN, Plaintiff's Attorneys

ATTEST: W. L. BRYAN (Seal) C. C. C. P.

To the Absent defendants: J. H. Newberry, D. F. McGougan, M. N. Jenkins Executors of the last Will and Testament of S. D. Bryant, deceased, and Emma Bryant, Albert Bryant, Nelle Bryant and Elsie Bryant:

TAKE NOTICE that the complaint and summons of which the foregoing is a copy and which is hereby served on you was filed in the office of the Clerk of Court for Horry County, South Carolina, at Conway, S. C., on June 21st, 1923.

SHERWOOD & McMILLAN, Plaintiff's Attorneys

ATTEST: W. L. BRYAN (Seal) C. C. C. P.

ORDER

On reading and filing the Affidavit of Hoyt McMillan, one of the attorneys for the plaintiff herein, it appearing that the defendants, Albert Bryant, Nelle Bryant and Elsie Bryant are infants over the age of

ORDERED, That J. S. Vaught, Esq., Judge of Probate Court, said State and County, be, and is hereby appointed Guardian Ad Litem NISI for the infant defendants, Albert Bryant, Nelle Bryant and Elsie Bryant, under provision of Section 165 of the Code of Civil Procedure, 1912, until such time as necessary parties to this action, reside without this state, and with their mother Emma Bryant, at Tabor, N. C., and should appear by Guardian Ad Litem. Now: On motion of Sherwood & McMillan, Plaintiff's Attorneys,

less they or their mother with whom they reside shall within twenty days after service hereof, apply and have some proper person appointed guardian Ad Litem in said infant's behalf. Let this order and notice be served personally or by publication in The Herald, a newspaper published in Horry County, S. C., three consecutive weeks.

Conway, S. C., June 21st, 1923.

W. L. BRYAN, C. C. C. P. Horry County, S. C. SHERWOOD & McMILLAN, Plaintiff's Attorneys.

## GROCERY SPECIALS

JUST ARRIVED

- Car Purina Dairy Feed,
- Car Whole Rice
- Car Wheat Shorts,
- Car Merry Widow Flour,
- Car Omolene Horse Feed,
- 1000 Pounds Best Tobacco Twine

TO ARRIVE

- Car One Timothy Hay.
- Car White Corn,

We have big stocks of everything in Heavy Groceries, Feeds and Case Goods. See us for close cash prices.

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## -the Par Gasoline

Par is the standard of good performance in golf or gasoline. "Standard" Motor Gasoline is always par—the uniformly high grade fuel that sets the pace. Scientifically built to balance right in starting, pick-up, power and economical mileage—tested at every step to meet rigid specifications set by our pioneer experience—gasoline you'll always come back to when you want contented miles. Give your motor a chance to please you—it's easy to find a "Standard" pump, anywhere.

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