—7 freed in case

(Continued from Page 1)

said, the beating took place.

• • •

"WHEN WE GOT THERE, the n—r was standing there and a bunch of men were talking to him. They beat him, put him in a truck and took him out again," Spurling testified.

At this point, Spurling's testimony, the strongest made for the State, began to veer off into an uncertainty that resembled "an almost complete loss of memory," as State's Attorney A. P. Buie put it.

Mr. Buie presented to the witness a statement which he admitted having signed and having told of the flogging in detail.

"Do you think this will refresh your memory if you look it over?" Buie asked the witness.

"It might," Spurling answered, and read the statement for several minutes.

He then admitted that he saw George Altman strike "the n—r," but he later stated that he would like to "correct" his testimony.

• • •

THE LAST TWO WITNESSES to take the stand Tuesday evening were Burwin Williams, special investigator in the Florida Sheriff's Bureau, and Fred Roesel, deputy sheriff of Sumter County, in which Wildwood and Bushnell are located.

Mr. Williams was called to the stand by the State to prove that George Altman had signed a statement admitting that he took part in the abduction of Woods and "could possibly be sent to the electric chair for kidnaping."

At this point, the jury was excused from the courtroom while an argument ensued in which the defense objected to the statement signed by Altman on the grounds that it had not been obtained "free and voluntarily."

The defense further argued that the Sheriff's Bureau Agent Mr. Williams, had come to Wildwood and made the arrest of Altman without giving him a chance to get legal counsel.

ALTMAN WAS HANDCUFFED and taken to Clearwater for questioning. It was there that he signed the statement giving his part in the alleged whipping and false imprisonment.

Altman contended, however, that his statement was the result of an "inducement" in which Williams, they argued, had promised "help" for Altman if he would confess.

The final witness to take the stand, Roesel, denied that Mr or Williams had "intimidated" or "induced" Altman when they arrested him and took him to the Clearwater Headquarters for questioning.

Lake Williams, Roesel testified that Altman's statement, although written by Williams, was signed "freely and voluntarily" by the defendant.

• • •

THE JURY REMAINED out of the courtroom until the two last witnesses had testified. Judge Futch then recalled them and recessed the court until Wednesday morning.

When the court reopened Wednesday morning, the jury was ordered to remain outside while final arguments on the Altman arrest and his purported signed confession were made by the attorneys.

Defense Attorney George Scofield recited a list of questions to the admittance of the information contained in Altman's signed statement.

His chief argument was that an accused person (according to Acts of Florida Legislature) he said, "may not be transported from one county to another except by the order of and with the consent of a Circuit Judge."

Clearwater, where Altman was taken, is in Pinellas County. He was taken from Sumter County.

• • •

THE STATE'S REBUTTAL to the defense argument was that "the testimony of two officers shows that the testimony was freely and voluntarily given.

"That is the only thing for this court to determine. It doesn't matter whether the statement was made in Sumter County or Timbucto—it was legally obtained."

Judge Futch then told the court "I have no criticism on the moving of the defendant. But there is no excuse for the statement being in narrative form after the defendant had been interrogated."

"There are tape recordings that may be easily used," the judge said in making it clear that he preferred the question-and-answer type of statement.

Then, the judge added:

"HE WAS NOT INTERROGATED by a local officer, but by a man who purported to represent the State of Florida, and to be much bigger than the sheriff. They (the Sheriff's Bureau) may aid the (local) sheriff when asked to do so, but they cannot come in and take over.

"I think the State has fallen far short of coming within the purview of the court—and for that reason the objection (to admitting Altman's statement) is sustained."

At this point, State's Attorney Buie arose:

"If it please the court, Sir, I would like to make a statement to the court."

"Do you want the jury brought in?" the judge asked.

"No Sir, not at this time."

Buie then stated that he had been "prosecuting in this court for some time. I have tried no man unless I had grounds to do so under the oath to which I am sworn.

• • •

"THIS CASE TODAY CASTS a reflection on my integrity. I have sworn testimony from these witnesses who have come to this stand sufficient to make a strong prima facie case against these defendants. But for some reason they have changed their testimony."

Buie then motioned for a directed verdict for Keith Sands, Max Stumborg, Leamon Lundy and Doyle Polk because "we have no other testimony to convict these men.

"There is sufficient information for the jury to pass upon whether they do or don't. The State rests."

Immediately, Defense Attorney Scofield stated that the defense joined the State in the motion for a directed verdict on the four named defendants, and offered their own motion for a directed verdict for the other three.

• • •

THE DEFENSE STATED that since the material witness, himself, nor any of the other witnesses legally testified that they saw the defendants actually committing the acts for which they were charged, "there should be no question that these men have not been proven guilty of anything," adding:

"The State did not prove the defendants guilty of confining Woods, nor that they were armed with deadly weapons.

Altman and Polk were charged with carrying a pistol and shotgun, respectively, on the night of the alleged flogging.

Judge Futch ordered the jury returned at this point and when they were seated, he told them that directed verdicts had been asked by both sides, then added:

"I want to say right here and now that I've never seen a case in which a State's Attorney has worked more sincerely and under greates difficulties to sustain the charges contained in the information filed on sworn testimony.

• • •

"THE STATE SHOULD NOT be subject to criticism. They have done more than most men would have done under the circumstances.

"... We have a law in this State, and all of the States, that the accused must be found guilty beyond all reasonable doubt. The State did not do this."

The judge said he believed the case might have gone differently "if local officers had been able to work with this case without other assistance."

Before instructing the jury to return the "not guilty" verdicts, Judge Futch stated:

• • •

"I DON'T THINK ANYBODY who has been here throughout the trial can say with certainty what has and what has not been testified to, or that anybody has been proved guilty beyond any reasonable doubt."

Jesse Woods was still confined to the Sumter County jail in Bushnell Wednesday afternoon.

To this reporter verbally, Woods, shaking almost uncontrollably, stated that he did not want to see any newsmen or photographers.

He is free to leave whenever his father decides where it is best for him to go, the sheriff said.

Yuletide trafficalities

An additional charge of failure to grant the right of way was placed against Mr. Beasley.

Traffic court hearings have been set for January 9, 1957 at 9 a.m.

• • •

IN AN accident Tuesday evening:

Two 15-year-old girls, Joy Heggie, 1790 block Payson St. and Roslyn Johnson, 700 block N. Fulton St. were treated at Provident Hospital, after the cab in which they were passengers collided at Mc Kean Ave. and Gwynns Falls Pkwy. shortly after 8 p.m. Wednesday.

Both the cab driver, Nathaniel McGuine, 36, 600 block N. Carrollton Ave. and Mr. Beasly have been charged with reckless driving.

Two 13-year-old girls, Joan Pop, 1200 block Gulford Ave. was treated for a sprained left thigh at Maryland General Hospital.

Police report he was struck at the intersection of North and McMechen by a car driven by Thomas Carroll Taylor, 36, 2700 block Berea Rd.

Mr. Taylor was charged with reckless driving.

A Traffic Court hearing has been set at 3 p.m. January 15.

Final rites for Marcus D. Surles, 70.

"He had been ailing off and on since February but he was not confined to bed all of that time."

Mrs. Daisy Surles was telling the AFRO about the death of her husband last Friday.

Marcus C. Surles, 70, passed away at his residence 1668 Bruce St., after a brief illness. The deceased was born in Durham, N. C. but had been living in Baltimore for 40 years.

Surviving are his widow and two nephews, Charles Edwards and James Jones.

Funeral services were held from Simmons Memorial Church on Tuesday.

The Rev. B. Brooks, pastor of the church, officiated. Knights of Pythians held their services on Monday evening.

Baltimore, D.C. Ys meet Sat., girl 5's to play

WASHINGTON

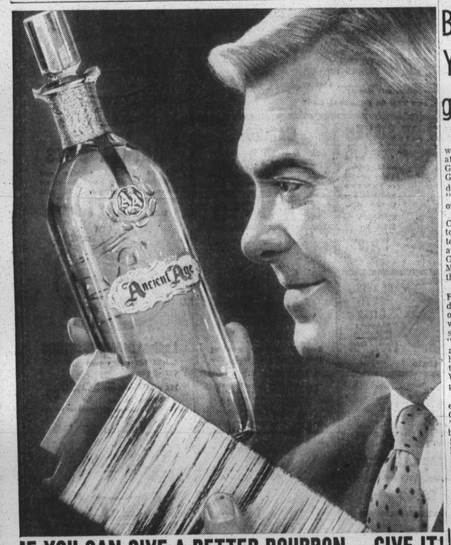
The 12th St. YMCA Big Five will meet the Baltimore Dons at 8 p.m. and the Cortez Peters Girls will play St Cyprians Girls in the first game of a double header Saturday as the "Y" program goes into its second week of play.

The "Y" Big Five defeated Carver Branch YMCA of Trenton, N.J., 73-56 last Saturday to avenge a previous 80-78 loss at Trenton. Francis Smith, Bob Crier, Chuck Jones and Hal Mayberry were responsible for the victory.

The "Y" court season opened Friday with the 12th St. Cubs defeating the Druid Hill YMCA of Baltimore, 37-36. The Cubs were lead by Co-Captains "Easy" Ed Thornton and Gene "Wizz" Kid Samuels jumped to a first quarter lead of 12-7 and held off the scoring threats of the Druid Hill team led by Jim Whitt. Young Whift scored 12 points.

THE VICTORY was the seventh consecutive win for the Cubs. The squad consists of Ed Thornton, Gene Samuels, Bobby Fuller, Jerry Metz, Gerry Scales, Harry Hoffman, Irving Peters, Bill Butler, Bob Taggart, Ronald Gray and Raleigh Scales.

In the second contest the Baltimore Junior Dons outscored and outran the 10th St. Baptist Church, 64-52. Bill Meadows was high scorer for the Junior Dons with 20 points.



IF YOU CAN GIVE A BETTER BOURBON...GIVE IT!

Rich, warmhearted.... Ancient Age is a superb gift in its brilliant holiday decanter, yours at no extra cost.

Ancient Age comes ready wrapped in a beautiful gift carton free of sales messages. It opens easily so you can drop in a card without tearing the wrap. Ancient Age is also available in the tall, handsome regular bottle.

4.85 4/5 Qt. 3.08 Pint 1.56 1/2 Pint

Ancient Age bourbon

Kentucky Straight Bourbon Whiskey • 6 Years Old • 86 Proof • ©Ancient Age Dist. Co., Frankfort, Ky.

Barenburg means the BEST!

in EYE EXAMINATIONS and FITTING of GLASSES at most reasonable prices!

• 44 years of confidence • Most fashionable frames • Discounts to Group Organizations & Unions • Highly-trained staff • Liberal Credit

This Christmas give a BARENBURG GIFT CERTIFICATE good for eye examinations and eye glasses

THE HOUSE THAT CONFIDENCE BUILT. EST. 1912

BARENBURG OPTICAL SERVICE

Main Office: 100 Park Ave. • Eastpoint Shopping Center 3316 Eastern Ave. • For appointments call SA 7-0383 Glen Burnie: Ritchie Highway & Del. Ave. SO. 6-3200

EYESIGHT CONSULTATION WITHOUT OBLIGATION

AH Tell It TO CHASE-PETERS

They're My INSURANCE AGENCY

LIFE Group Insurance Group Plans Hospitalization Health-Accident FIRE Automobile Burglary-Theft Public Liability Boiler Insurance

Workmen's Compensation Professional Liability Plate Glass Bonds Garage Liability Fidelity Protection Retirement Bonds

CHASE-PETERS INSURANCE AGENCY

1942 W. North Ave. MAD. 3-2202

For convenience and beauty all year long...

Give Extension Phones in Color

Give the gift that everyone wants, everyone uses, everyone likes.

Take your choice of extension phones in red, beige, blue, green, gray, ivory, yellow, brown, black. Choose them for friends, your family and your own home.

We'll help you pick a color that blends, or contrasts, with any color scheme. The cost is only $1 a month (plus 10¢ tax)* . . . this amount is added to *your* telephone bill. It includes a gift package and delivery for Christmas.

To order, please call your local Business Office. They'll answer your questions, take your order and arrange for installation.

THE C & P TELEPHONE COMPANY OF MARYLAND

*There is a once-only charge for installation and colors other than black.

GET LOTS OF LETTERS from all over the world—and in your hometown. Meet lifelong friends or mate. Membership $1.00. TERRY'S SOCIAL & LETTER CLUB, BOX 145, CHICAGO 90, ILL.

CORRECTION

THE AD WHICH APPEARED IN DECEMBER 11 PAPERS For OVERBROOK EGG NOG Contained An INCORRECT PRICE. PLEASE EXCUSE THIS ERROR.

CHILL! SHAKE! SERVE!

In the Cocktail Shaker Bottle

Everything's in!

New England rum, California brandy, blended whiskey, fresh dairy products—it's all there—in the handy cocktail shaker bottle.

30 PROOF (15% BY VOLUME)

Here's the hearty host . . . the festive cupful . . . the traditional toast of its old-fashioned best! Ready to enjoy!

Your liquor package store has a fresh supply of this Party Magic.

OVERBROOK'S Premium Old Fashioned EGG NOG

Overbrook Egg Nog Corporation, Baltimore, Md.

OPEN MON., TUES., THURS. & FRI. 'TIL 9 P.M. SATURDAY 'TIL 5:30

Women love men who give Furs especially from Mitchell's furriers 227 N. Howard

Painful BURNS Heal Faster with MOROLINE 25¢

A Plough Product

Nature's Best Petroleum Jelly

HAVE PEACE OF MIND BY INSURING WITH HOME FRIENDLY INSURANCE COMPANY OF MARYLAND

PARK AVENUE AT CENTRE

Write or Phone MUlberry 5-7111

Policies that will appeal to any reasonable insurance need. A full line of Life Limited Payment and Endowment.

INCORPORATED 1884

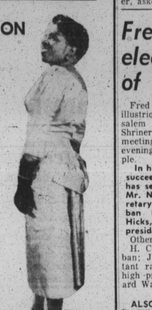
Insurance in Force	$52,179,127.30
Total Assets	$12,713,977.64
Total Paid Policy Holders and Beneficiaries	$23,827,269.72

Life Insurance Proven the Safest Investment

REDUCE AND DEVELOP A PERFECT FIGURE THROUGH A COURSE IN FEMININE PERFECTION OR STUDY FASHION MODELING FOR A NEW GLAMOROUS CAREER OR A PROFITABLE PART-TIME OCCUPATION

"I have never enjoyed any course as much as I have Fashion Modeling and Feminine Perfection. Through this wonderful and fascinating training, I have overcome my clumsiness and acquired perfect body control. I think that every woman should have this knowledge of Feminine Perfection now being taught, at the Fashion Academy. It is truly a beginning of a new life of happiness and beauty."

EUNICE GROSS



EUNICE GROSS Top-Flight Fashion Model

CALL MA. 3-6300 BE OUR GUEST for A FREE CLASS AT THE FASHION ACADEMY

1522 MADISON AVE. BALTIMORE 17

THE FASHION ACADEMY MILDRED PIERCE, Director

1522 Madison Ave. Baltimore 17, Md.

I am interested in: ☐ Figure Perfection ☐ Professional Fashion Modeling

NAME ..... ADDRESS ..... PHONE .....

Teacher sues NY hubby for $25-a-week support

Mrs. Vera Hudnell city teacher, asked Circuit Court to compel her husband, Louis E. Hudnell of New York City, to support their 13-year-old son, this week.

In her petition, Mrs. Hudnell says that though Mr. Hudnell owns a cleaning and pressing business, operates as an accountant and conducts a rooming house in New York, he has refused and neglected to provide for the child.

She has asked for $25 per week, and wants the payments made through the Probation Department, here.

Maryland and New York have a reciprocal law through which such cases can be prosecuted.

Fred Nichols elected head of Shriners

Fred Z. Nichols was elected illustrious potentate of Jerusalem Temple No. 4 of the Shriners during the regular meeting held on Wednesday evening at the Masonic Temple.

In his new post, Mr. Nichols succeeds Ronald C. Reid, who has served for the past year. Mr. Nichols is industrial secretary of the Baltimore Urban League. Frederick T. Hicks, deputy of the Oasis, presided at the election.

Others elected are as follows:

H. Calvin Parker, chief rabban; James E. Denkins, assistant rabban; John A. Craven, high priest and prophet; Richard Washington, oriental guide.

• • •

ALSO elected were:—Stetson D. Wilson, treasurer; Frank W. Phillips, recorder; Dr. Allan U. Forte, assistant recorder; Arthur R. Brooks, captain of patrol; John T. Stokes, first ceremonial master;

And, James R. Parker, second ceremonial master; Arthur L. Hatcher, marshal; Travis Vauls, captain of guard; Lewis G. J. Dean, outer guard.

Re-elected to the banking committee were: Robert B. Croxton, Alfred A. Dixon and Charles T. Gilbert.

Elected to the trustee board for a two-year term were: Walter Rice, Charles Price, Arthur L. Hatcher, Frank W. Phillips and Raymond T. Carpenter.

Other members of the board completing a one-year term are:Lawrence E. Mason, Arthur R. Brooks Dr. Allan U. Forte, Robert Lee and U. Theodore Hayes.

'Slept in living room 11 months'

"I slept in the living room for 11 months. I had left our bedroom because he refused to live with me as husband and wife."

Mrs. Elease Pettit of 2219 Auchentoroy Terrace, thus explained to the Court the basis for her request for a divorce from Willie Pettit on grounds of desertion.

The couple, married on Jan. 10, 1944, separated on Sept. 17, 1953, said the wife, but occupied the same home home until Sept 12, 1955.

"My clothes remained in the bedroom because I didn't have any place to put them. I prepared his meals, and still stayed around trying to be a good wife, and thinking that he might return," the wife added.

She won the decree. Mrs. Pettit was represented by Josiah F. Henry, Jr., attorney.

A DIVORCE went to Mrs. Naomi M. Edmonds of 3476 Childs Ct. from James A. Edmonds, also on grounds of desertions.

The marriage, which ended on May 15, 1951, took place on Jan. 27, 1945, and bore three sons. The children were given into custody of the mother and Mr. Edmonds ordered to pay $15 per week for their support.

"He said he was fed up with our marriage and left, taking his belongings," Mrs. Edmonds testified.

MRS. GERALDINE CASTER of 715 Gold St., testified that Eugene Caster, Sr. abandoned her and their seven children.

"He tore up my clothes. Then packed his and left," the wife said.

The couple was married on Nov. 9, 1941 and separated on May 15, 1953. She was given custody of the children and was charged with their support. Attorneys for the wife, Brown, Allen and Watts, were

DR. H. BUCKNER DENTIST 1506 Penna. Ave. 2nd floor LA. 3-2909

VENETIAN BLINDS 24-HOUR SERVICE

Cleaned—Re-taped Re-corded Made-to-order Stock Blinds $3.50 and up

Cloth and Paper Shades in Stock. Cyrus Sterrenco

MID-CITY HARDWARE FLOOR SERVICE CO. 2408 — 10 Penna. Ave. LA 3-4798 — 4766 Pick up Service

IN 86 OR 100 PROOF!

HANDIER THAN A ST. BERNARD... this half/pint flask costs no extra... yet easily fits your pocket or luggage!

What a whiskey buy! The finest of all Bonded Bourbons (you'll love its vigorous, velvety flavor) *plus* the handiest, most attractive package ever!

7 YEAR OLD KENTUCKY TAVERN

KENTUCKY STRAIGHT BOURBON WHISKEY • 100 PROOF • BOTTLED-IN-BOND

GLENMORE DISTILLERIES COMPANY, LOUISVILLE, KENTUCKY

Braun's

Jewelers & Opticians Since 1885 • 538-40 N. Gay St.

Our FREE Christmas Gift to you

Fine Imported China COASTER-ASH TRAY or SNACK PLATE

Limit 1 to a customer

Nothing to buy — but you MUST bring this ad with you

10-Piece Diamond Set $79.95 Fed. Tax Incl.

As little as $1 a Week

5 fiery diamonds in the engagement ring and 5 in the wedding band. Setting is 14 K white or yellow gold. The complete ensemble is unconditionally guaranteed.

Your Credit Is Good At Braun's

Shop Monday, Friday and Saturday Till 9 P.M.

15-DIAMOND ENSEMBLE $185 Fed. Tax Incl. Pay Weekly

14 K marquis shaped settings, gold adds special lustre.

DIAMOND SOLITAIRE ENSEMBLE $49.95 Fed. Tax Incl. as little as $1 a week

Simplicity sums up this beautiful ensemble. Solitaire diamond in engagement ring show off to magnificent advantage. 14K white or yellow gold.

Any initial

Men's Diamond Onyx Initial RING $17.95 Fed. Tax Incl. as little as $1 a week

12-Diamond Ensemble $395 Fed. Tax Incl. Pay Weekly

One of our most dazzling ensembles. Sparkling diamonds mounted in beautiful 14 K yellow or white gold.

Murphy's GIFT SUGGESTIONS

VISIT OUR NEW MONDAWMIN STORE

All Stores Open 'Til 9. P.M. .... Through Xmas Eve

PLAID WOOL AND RAYON HEAD STOLES

Give a gift that will go to her head! These stoles are made of 55% wool and 45% rayon, 15x66 inches . . . hand-knotted 6-inch fringe. Hemmed sides. Assorted plaids.

98¢

MURPHY'S "CAROLINA MOON" No Seam Nylons

Nylon hose always make a much appreciated gift. These are very sheer, seamless and all first quality nylon from top to toe. Choose from lovely new shades in sizes 8½ to 11.

98¢ 2 pairs $1.95

MEN'S WOMEN'S Ident Bracelets 98¢ Plus Tax

Chrome plated expansion bracelets for men and women. Suitable for engraving and the inside holds two pictures.

THE NEW "PELHAM" DRESS SHIRTS $1.98 Each

Fine quality Sanforized broadcloth in white and assorted solid colors. All the newest style collars with both barrel and French cuffs. 14½ to 16½ neck sizes; 32 to 34-inch length sleeves.

Four-in-hand TIES 98c or 2 for $1.95

SHOP THE FRIENDLY MURPHY'S NEAR YOU

IN BALTIMORE: WEST BALTIMORE Baltimore St. HAMILTON 5408 Harford Rd. North Ave. Mkt. HAMPDEN 861 W. 36th St. E. BALTIMORE 411 S. Broadway VILMA 3421 Belair Rd. OLD TOWN 333 N. Gay St.

SUBURBAN: Lake Shopping Center Dundalk Ave. and Dressing Hwy. Hillsdale Shopping Center Loch Raven and Taylor Ave. Also Annapolis, and Westminster, Md.

G. C. Murphy Co. THE COMPLETE VARIETY STORES

BEAUTIFUL STYLES IN BOXED JEWELRY BY $1.000 Plus 1 Plus 1

Here's a gift that will please every woman and girl on your list. Lovely costume jewelry including pins, necklaces, earrings and bracelets of all kinds. No woman ever has enough!

PRINTED TED SILK LK SQUARERE 59¢

Big 33-inch squaresquares 70% silk and 30and 3 rayon with hand-rolland-ro hemst Lovely florly flor conversationals, mals, mo tones, ballerina prina pr and gold tones. Mines. M assorted colors, glors, gi ainteed washable. able.

MISS AMERICA CHOCOLATES

A Sweet Way To Say "MERRY XMAS" In The CANDLE-GLO GIFT BOX

POUN POUN FAMILY SIZ SI BO BO $2.17 SPEC SPEC

2 NEW BALTIMORE S'MORE S North Point Rd. & Eastnt. & Eastn Eastpoint Shopping Center Mondawmin Retail & Retail

2301 Liberty Heights Heights