

DEC 10 1970

NORTH CAROLINA STATE BOARD OF HEALTH
OFFICE OF VITAL STATISTICSREGISTRATION
DISTRICT NO.

32-95

LOCAL NO.

1837

CERTIFICATE OF DEATH

38051 ✓

TYPE, OR PRINT IN
PERMANENT
BLACK INKNAME OF
DECEASED

1. JOSEPH MORRIS HICKS

DATE OF DEATH (MONTH, DAY, YEAR)

2. 11-7-70

SEX

3. MALE

COLOR OR RACE

4. White

STATE OF BIRTH (IF NOT IN U.S.A., NAME COUNTRY)

5. North Carolina

DATE OF BIRTH

6. Oct. 28, 1911

AGE (IN YEARS LAST BIRTHDAY)

7. 59

IF UNDER 1 YEAR

MONTHS DAYS

IF UNDER 24 HOURS

HOURS MIN.

PLACE OF DEATH

COUNTY

8a. DURHAM

CITY OR TOWN

8b. DURHAM

STATE

9a. NORTH CAROLINA

COUNTY

VANCE

NAME OF HOSPITAL OR INSTITUTION

8c. DUKE HOSPITAL

INSIDE CITY LIMITS (SPECIFY YES OR NO)

8d. YES

CITY OR TOWN

9c. HENDERSON

MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (SPECIFY)

10. Married

SURVIVING SPOUSE (IF WIFE, GIVE MAIDEN NAME)

11. Mary Cloplin

STREET ADDRESS OR R.F.D. No.

12. 218 Gary Street

INSIDE CITY LIMITS (SPECIFY YES OR NO)

9e. Yes

CITIZEN OF WHAT COUNTRY?

12. U.S.A.

SOCIAL SECURITY NUMBER

13. 241-30-7728

USUAL OCCUPATION (KIND OF WORK DONE DURING MOST OF WORKING LIFE, EVEN IF RETIRED)

14a. Fireman

KIND OF BUSINESS OR INDUSTRY

14b. Henderson Fire Dept.

FATHER'S NAME

15. William E. Hicks

MOTHER'S MAIDEN NAME

16. Martha Stainback

INFORMANT'S NAME AND ADDRESS

Mrs. Mary C. Hicks, 218 Gary St., Henderson, N. C.

17. DUKE HOSPITAL RECORDS AND

PART I.

DEATH CAUSED BY:

ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), (c)

APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH

(a) IMMEDIATE CAUSE:

Cerebral anoxia

(b) DUE TO, OR AS A CONSEQUENCE OF:

Cerebral laceration

(c) DUE TO, OR AS A CONSEQUENCE OF:

Gunshot wound to head

4 hr.

PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN PART I (a)

AUTOPSY? (YES OR NO)

19b. YES

IF YES

19c. Yes

WERE FINDINGS CONSIDERED IN DETERMINING CAUSE OF DEATH

19a. ACCIDENT, SUICIDE, HOMICIDE, OR UNDETERMINED (SPECIFY)

Accident

DESCRIBE HOW INJURY OCCURRED (ENTER NATURE OF INJURY IN PART I OR PART II, ITEM 18)

20b. Pistol fell from pocket and fired

TIME OF INJURY

MONTH DAY YEAR HOUR

11-7-70 8:15

INJURY AT WORK (SPECIFY YES OR NO)

20d. Yes

PLACE OF INJURY

20e. Fire station

AT HOME, FARM, STREET, FACTORY, OFFICE BLDG., ETC. (SPECIFY)

CITY OR R.F.D.

20f. Henderson

COUNTY

Vance Co.

STATE

N.C.

CERTIFICATION—PHYSICIAN:

I ATTENDED THE DECEASED FROM 11-7-70

TO 11-7-70

AND LAST SAW HIM ☒ ALIVE ON 11-7-70 DEATH

CERTIFICATION—MEDICAL EXAMINER OR ACTING MEDICAL EXAMINER:

(ON THE BASIS OF THE

EXAMINATION OF THE BODY AND/OR INVESTIGATION, IN MY OPINION, DEATH WAS DUE TO THE CAUSE(S) STATED

21. OCCURRED AT 12:10 P.M. ON THE DATE STATED ABOVE, AND IN MY OPINION, FROM THE CAUSES STATED.

SIGNATURE OF CERTIFIER

Robert E. Zipf, M.D.

DATE SIGNED

23b. 11-9-70

ADDRESS

23c. DUKE HOSPITAL, DURHAM, N.C.

BURIAL, CREMATION, OTHER (SPECIFY)

24a. Removal-Burial

DATE

24b. Nov. 9, 1970 - Sunset Gardens,

NAME OF CEMETERY OR CREMATORY

LOCATION

24d. Henderson, North Carolina

(CITY, TOWN, OR COUNTY)

STATE

FUNERAL HOME

25. Waite & White Funeral Service, Henderson, N. C. 27536

SIGNATURE OF FUNERAL DIRECTOR

25. Jerry M. White

LICENSE NO.

1286

DATE REC'D BY LOCAL REG.

27. NOV 12 1970

SIGNATURE OF REGISTRAR

28. D. L. Cider, M.D.

SIGNATURE OF EMBALMER (IF EMBALMED)

29. Beyond F. E. Egan

LICENSE NO.

1286

STATE BOARD
OF HEALTH
COPY

CAUSE

CERTIFIER

Form 10 (Rev. 1-68)

11/7/1970

FORM 8
REV. 1-68
1-68-150m

the road turning over several times.

Trooper Cushion blamed the accident on speeding.

JOSEPH M. HICKS

HENDERSON — Joseph Morris Hicks, 59, a fireman, died Saturday of accidental gunshot wounds. Funeral 2:30 Monday, Waite and White Funeral Home, the Revs. Jerry Moore and J. Frank Apple. Burial, Sunset Gardens. Surviving: his wife, Mrs. Mary C. Hicks; a son, Jimmy Hicks of the home; a brother, Waverly Hicks of Henderson; two sisters, Mrs. Lucille Grisson of Henderson and Mrs. Phelina Jones of Roanoke Rapids.

MRS. GAYE R. WILLIFORD

FUQUAY-VARINA — Funeral services for Mrs. Gaye Raines Williford, 41, who died Friday

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National Guardsmen in Henderson stand around truck front covered with barbed wire

Staff photo by Bill Campbell

Protests Ripen Into Violence

By RICK NICHOLS

State Editor

HENDERSON — Like the tobacco from its fading fields, Vance County's school problems have been shipped to this county seat — the only town in the county that could be called much more than a crossroads.

It's not an unusual Southern town — railroad tracks paralleling the main street, two-story brick storefronts. And the problems that exploded into a night of violence this week are not unusual either.

The antagonists are the Vance County Board of Education, which has faced federal desegregation pressure

since at least 1966, and an emerging black school protest movement.

"We've got a religious movement going now," the Rev. Leon White last week. White, who lives in Raleigh, preaches at the Oak Level United Church of Christ about a mile from the Nutbush Community in northern Vance.

It was the reopening of the Nutbush Elementary School in early October that stirred the most recent protests against the Vance County School Board.

About 92 black students, who had been transferred to integrated Middleburg School at the beginning of the school year, were abruptly informed that they'd be going back to

Nutbush — on an all-black basis.

Nutbush had been closed in September under a desegregation plan approved by the Department of Health, Education and Welfare, but school officials said the transfer was necessary to relieve overcrowding at Middleburg.

White thinks the transfer was made because too many blacks ended up at Middleburg — a fact which he says greatly upset white parents.

Nutbush has not been the exclusive cause of black resentment toward the school board, but it has been the focal point of several weeks of protests and boycotts.

The dismissal of a black teacher, Charles Singleton, in

late September; the arrests of blacks involved in school walkouts and even the shooting death of a black man in May by a white in Oxford have added to the tension.

Ben Chavis, a veteran of the black boycott and protests in Oxford, has become the spokesman for the new movement in Vance County. A young, Afro-cropped black, Chavis was able to enlist the support of Kittrell College students in demonstrations against the school board.

This particularly alarmed Henderson officials.

"We don't accuse the local black leadership for what happened here Friday night," Henderson City Manager R.

See PROTESTS, Page 3

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THE INSIDE N

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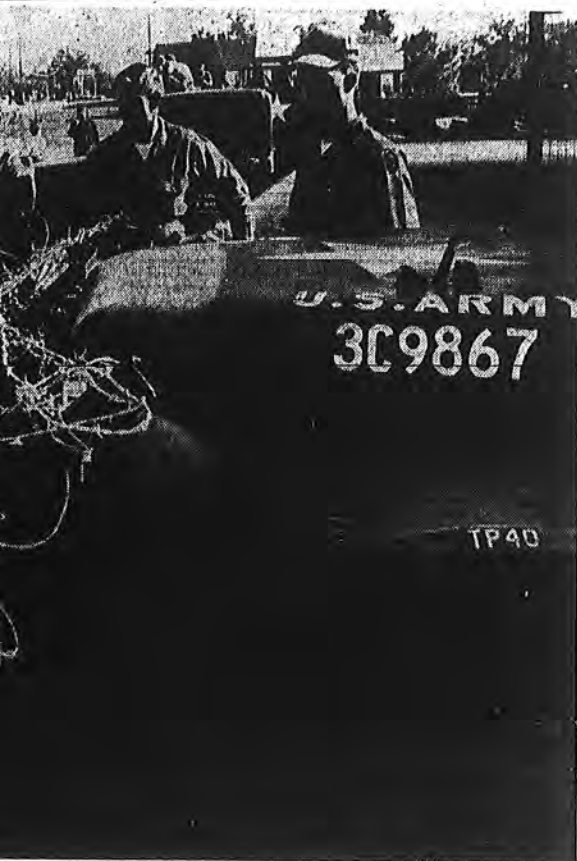
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Staff photo by Bill Campbell

around truck front covered with barbed wire

Into Violence

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See PROTESTS, Page 3

From News Dispatches

HENDERSON — National Guardsmen with live ammunition in their belts took positions here Saturday afternoon after racial violence brought arson and sniper fire in black residential areas of the city Friday.

Military officials here would not disclose the number of troops involved, but a spokesman in the Raleigh office of Gov. Bob Scott, who ordered the use of the guard, said about 300 are on the scene. Two helicopters were being used as observation craft.

Town Manager N. W. Buck described Henderson as "very quiet" at 10 p.m. Saturday. He said a decision to continue the 6 p.m. to 6 a.m. curfew first ordered Friday would be made some time Sunday morning.

Governor Scott arrived in Henderson shortly after 11 p.m. Saturday and met for 30 minutes at the police station with the mayor, the town manager and guard and Highway Patrol officials.

Resources Available

After the meeting, Scott said the reason for his visit was "to be sure that all resources available to the state were being used to return this city to normal."

Scott said the situation here was "less serious than some of the others we have had in which the National Guard was called out." He said he thought the city would "resolve this problem and it will pass rather quickly."

The violence erupted Friday after police used tear gas to disperse a group of blacks gathered at the Vance County Board of Education Office to press grievances that had been presented to the board.

Scott said he believed "the people here have some problems."

"I don't think the situation can be attributed to outsiders," Scott said.

Outsiders Blamed

Earlier Saturday, Town Manager Buck had blamed outsiders for the trouble.

"Ben Chavis and the Rev. Leon White are not accepted members of this community as they claim, but they have been in the forefront of the current situation," Buck said.

Chavis, of Oxford, has been a leader in the school protests which led to violence here. White is a Raleigh minister and is connected with a church in northern Vance County.

Before returning to Raleigh, Scott made a driving tour of the city to check with police officials and national guard troops on duty.

Black discontent with education board policies erupted into violence Friday, developing into disorder of major proportions.

...by Miss C. Love, New York archeologist. Last year she discovered the goddess's temple among the ruins of ancient ruins of Cnidus Turkey.

This is the first attribution fragment ever found of centuries-vanished work art.

Last year, Miss Love made an unequivocal determination about the temple which housed the most renowned Aphrodite of antiquity. But, unexpected

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The INSIDE News

STATE

FOREIGN

Nutbush — on an all-black basis.

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See PROTESTS, Page 3

The INSIDE News

STATE

Sen. Edmund Muskie has wide support from Southerners for presidential nomination. Page 7.

Sen. Everett Jordan crawls a little higher up seniority ladder in Senate following elections. Page 6.

NATIONAL

Negotiations between General Motors and union reach crucial stage in bid to end the strike. Page 9.

FOREIGN

Israeli Minister of Defense Moshe Dayan favors continuation of Mideast peace talks. Page 15.

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Want Ads	17-23, II
Weather	2, I
Women	III

38 Per Cent

Criner declined to comment publicly when asked if he thought the state's grading of private schools was too loose.

However, a high official in the Department of Public Instruction who declined to have his identity revealed, said of the North Carolina law regulating private schools, "You've never seen such a loosely worded document. If we ever got hauled into court (in trying to prove that a private school didn't meet state standards) we might very well lose the case."

The state statute says private schools shall be operated "to the end that all children shall become citizens who possess certain basic competencies necessary to properly discharge the

responsibilities of American citizenship."

The anonymous state official said it would be almost impossible to prove that a private school wasn't meeting the law since the way the law is written would give wide latitude for interpretation.

For instance, he said, who can say what the basic competencies of American citizenship are?

At any rate, the surge in private schools in North Carolina continues to shoot upward. In 1963 there were only 21,820 pupils in private schools. Now Criner said the number of pupils is estimated to be over 37,000 pupils in 231 schools and both figures are climbing.

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Black discontent with education board policies erupted into violence Friday, developing into disorder of major proportions Friday night when arsonists set fire to a tobacco warehouse.

Officials said the National Guard was called in to set up roadblocks and help enforce the curfew. If there is more trouble and the sheriff or police call for help, the Guard will respond, they said.

Curfew Extended

The 6 a.m. to 6 p.m. curfew was first declared Friday for Henderson. It was later applied to all of Vance County. Henderson, with a population of about 13,000, is a mill and agricultural community. It is located about 40 miles north of Raleigh on U. S. 1.

The Fifth Missile Battalion of the 113th Field Artillery (Louisburg, Zebulon and Youngsville) and the 878th Engineering Company (Henderson and Warrenton) are the units of duty. They are under the overall command of Col. William P. Keeton.

"The men have been issued live ammunition," Lt. Col. Barrie Davis, press officer, said. "Ordinarily, they won't load until ordered to do so by an officer. But beyond that, it is a general rule if they are in jeopardy, they can load and shoot if they have to."

Davis said Henderson was not under martial law; instead, he said the Guardsmen were present "to assist civilian authorities."

One accidental death was related to the violence. A Henderson fireman, 59-year-old Joseph Morris Hicks, died Saturday of a .32-caliber

See NATIONAL, Page 3

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National Guardsmen Ordered In

Continued from Page One

pistol wound in the center of his forehead.

Fire Chief Ranger Wilkerson said Hicks, an 11-year veteran with the department, suffered the wound while at fire headquarters. Hicks bent over to remove a Coke from a vending machine and his pistol fell from his holster, hit the floor and discharged.

The bullet struck him just above the bridge of his nose, almost exactly between his eyebrows, penetrating his skull. Hicks was taken to Duke Hospital in Durham, where he died about 12:15 p.m. Saturday.

Hicks and other city firemen had ~~armed themselves~~ Friday after being shot at by snipers when answering fire calls.

After the accidental shooting, firemen stopped carrying their weapons, on the advice of Police Chief W. F. Crocker. Crocker said Guardsmen were available to ride with firemen as armed guards if necessary.

Three persons were reported injured Friday night.

A Southern Bell Telephone and Telegraph Co. linesman was cut severely on the face and back by blacks and a Henderson resident identified as O. B. Robertson had his face slashed.

Reporter Attacked

during the riot Friday night asking that it be restored.

"They said they are cold and that food is spoiling," the mayor recalled. "I told them that when they bring the guns out of that area, then the power will be turned on.

"We can't go back in there and cut on the power as long as snipers are operating. There would be live wires all over the ground from the fires Friday."

Dr. James P. Green, a black physician and chairman of The Committee of Responsible Local Leaders, issued a statement to "citizens of Henderson and Vance County" calling for an end to violence.

Stay Off Streets

"I especially urge all local Negro citizens to stay off the streets, and in their homes during the curfew and to avoid any violent acts in the future," Dr. Green said.

The Vance County Board of Education announced Saturday buses will not be operated for any schools Monday.

Before Friday's violence, a group of blacks had gathered at the education office to press demands for the hiring of a Negro coach and a Negro assistant principal at the city high school.

Earlier in the week, black demands that all-black Nutbush Elementary School be closed were met under pressure from the U. S. Department of Health, Education and Welfare. No decision has been reached on where to reassign the school's students.

Police dispersed one group of protesters Friday with tear gas. Negro leader Chavis charged police chased some black youths, hitting them with nightsticks.

As the situation deteriorated during Friday, nearly 100 riot-trained state highway patrolmen were dispatched to Henderson.

Calm Reported In Vance Town

By MIKE PAYNE

Staff Writer

HENDERSON — This racially troubled city was calm Sunday for the second day in a row after Friday's night of violence and arson. However, National Guard troops and State Highway Patrol units are continuing patrols and roadblocks.

About 400 local blacks met at a community Baptist church and endorsed a total school and business boycott. Late Sunday there were no indications as to how effective or widespread it would be.

Two young black women, who asked not to be identified, told a reporter the boycott is to be strictly non-violent. Its purpose is to "make sure the city fathers recognize black people mean business," they said.

The pair said they consider Rev. Leon White and Ben Chavis, two black leaders, to be members of the local community and not outsiders, as local officials have termed them.

Scott's Inspection

Late Saturday night, during an inspection of the city, Gov. Bob Scott expressed the opinion that outsiders are not totally responsible for the Henderson strife.

However, Mayor O. H. Freeman and Town Manager R. W. Buck repeated Sunday their joint view that both Chavis and White are outside agitators.

Chavis is from Oxford and White resides in Raleigh but is pastor of a church north of Henderson in Vance County.

The two black women said the school boycott will last until the Vance County Board of Education meets their demands. The two said the board is not interested in meeting further with blacks to discuss demands.

George T. Wilson, chairman of the school board, said the school system now has "total integration" and at the end of last week "we felt like we had reached some agreement." He said the board this year "went overboard and got total integration" and local whites had accepted it.



Staff Photo by Bill Campbell

COMFORT — National Guardsman holds a child whose father was stopped at a Guard checkpoint Saturday night and charged with drunken driving. The man's children were taken to the police station where Guardsmen looked after them until relatives arrived.

But Wilson said the demands being made now by blacks are "unjustified" and would meet with resistance from local whites.

The board released a statement Sunday, noting that bus service will be resumed today.

Buses were halted about 10 days ago in the wake of racial disturbances on some school buses.

"We are going to try to operate the schools and let the law enforcement agencies

maintain law and order," Wilson said.

Among the black demands are: black head athletic coaches, establishment of a student board to relate black problems to school officials, the right to call black assemblies and have black speakers at the schools, equality in school elections and better treatment of blacks on school buses.

They also are seeking more

See CLAIM, Page 5

Governor Scott and law officers during inspection tour in Henderson

Calm Reported in Vance

Continued from Page One

equality on school organizations, a black principal or assistant principal at Vance County High School and termination of harassment of black teachers by school officials.

The school board has met the blacks' initial demand, by closing formerly all-black Nutbush School. The school had been closed to implement the system's desegregation program, but was reopened early in the school year to alleviate alleged overcrowding at Middleburg School.

In a Sunday press conference, Lt. Col. Barrie Davis, N. C. National Guard public information officer, announced the town would again be under a curfew. However, the hours were set from 8 p.m. to 6 a.m., two hours less than the 6 p.m. to 6 a.m. curfew imposed Saturday.

Buck, the town manager, said the shorter curfew is in response to citizens' request for extra time to return to town after out-of-town visits and because Saturday night was "very quiet."

He refused to predict when the curfew will be lifted entirely and the National Guard removed from the area. However, Buck said "I hope a further relaxation will be possible."

Officials declined to speculate on when the troops, 350 strong, will be removed. An aide to the governor said Sunday each morning top guard officers will assess the situation and their recommendations will weigh heavily upon any possible guard pull-out.

Buck said electric power was entirely restored Sunday to the part of the black community that had been without power since Friday night's outbreak. The city had cut off the power during the disorder.

He said most of telephone service in the area was restored Sunday and the re-

mainder will be back in service today.

Before Carolina Power and Light Co. workmen entered the area to make repairs, Buck met with local blacks, obtaining assurances the crews would not be harmed.

Black residents Saturday urged the city to restore power because of food spoilage and lack of heat. The Saturday night-Sunday morning low temperature in Henderson was 43 degrees.

Officials declined, saying there would be sniper fire danger to crews and live wires would result from burned-out buildings if power were restored.

Police Chief W. F. Crocker said, unofficially, a total of 136 arrests had been made since the violence erupted. This included 35 Friday night and 101 Saturday night, mostly for curfew violations. He said local officials are attempting to free arrested persons on bond as soon as possible. Some were taken to Warren County Jail in Warrenton due to overcrowded conditions here.

Only one new firebombing incident was reported Sunday. Crocker said two firebombs were found at Ellington's Warehouse on U. S. 1 North, but they only scorched the side of the building.

The guard was to continue Sunday night, with a strong highway patrol contingent, its strategy of Saturday night in which it established 19 roadblocks and then assisted local officers in roving patrols. Through traffic on nearby highways has been allowed to pass without check.

The Henderson violence began Friday after police tear gassed blacks protesting the Nutbush-Middleburg school controversy. Later a tobacco warehouse in the black section burned and fire trucks were met with sniper fire. Police blamed arsonists for the blaze which spread, destroying several frame homes nearby.

Several whites were beaten, none seriously, and a number of cars damaged by blacks who hurled bricks and pipes.

A Henderson fireman was fatally wounded when he dropped his revolver onto the fire station's concrete floor. The .32 weapon discharged and the slug struck him between the eyes. Firemen, who had armed to ward off sniper attacks, turned in their weapons when troops arrived Saturday.

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