

### Beasley Seeks To Avoid Road Term By Taking Appeal

(The Smithfield Herald)

Counsel for Charlie L. Beasley, who was fined \$500 and given an 18-month road term after he pleaded nolo contendere in Superior court two weeks ago on a charge of possession of gambling punchboards, has resumed efforts to keep the Smithfield merchant from going to prison by filing written notice of appeal to the state Supreme court.

The notice was served Friday on Solicitor W. J. Hooks, who said he was surprised at the action in view of an open court understanding that Beasley would be allowed 30 days in which to arrange business affairs before beginning the road term, provided no appeal would be taken.

As Judge Henry Grady was about to adjourn court three days after Beasley had been sentenced, Defense Attorney E. J. Wellons asked that the Beasley case be reopened for a change in the sentence to a suspended road term and probation. The lawyer pleaded that a road term was too harsh for the offense committed.

Judge Grady, resisting a pressure move for leniency supported by public officials and other prominent citizens, announced that he was not going to alter the punishment.

"The defendant gives notice of appeal," Attorney Wellons then announced.

"I don't know what you've got to base an appeal on," the judge declared. "The defendant entered a plea and his sentence is within the statutory limits."

Attorney Wellons remarked that his client needed time for straightening out business affairs.

"If that's what he wants, I'll give him 30 days if you'll forget this appeal business," replied Judge Grady.

The defense attorney turned to Beasley and conversed with him in low tones. The defendant nodded his head and Attorney Wellons rose to inform Judge Grady that his client would be ready to serve his term if given a 30-day stay of the sentence. Beasley was placed under \$2,000 bond pending start of the road term.

Not in Minutes  
As soon as the notice of appeal was served on him, Solicitor Hooks checked the court minutes kept by Superior Court Clerk H. V. Rose to see if the agreement that there would be no appeal had been officially recorded. There was no mention of any agreement in the minutes and Clerk Rose, who was questioned by the Herald, said he did not recall that such an

### Discharged



GORDON HOWELL

Boatswain's Mate, second class Gordon Howell, son of Mr. and Mrs. D. P. Howell of Selma, has returned home after receiving an honorable discharge from the United States Navy, February 20th at Norfolk, Va. He was in the Navy three years in the amphibious force serving aboard an LST. After receiving his training at Bainbridge, Md., he boarded the LST 516 at Seneca, Ill., January, 1943 and sailed down the Mississippi River to New Orleans to be outfitted. After a shakedown to Panama City, Florida, they loaded in New York, leaving U. S. A. Easter Sunday, 1944, arriving in Milford Haven, England. Gordon took part in the invasion on D-Day, June 6, and carried army supplies to France, Holland, Belgium and the Channel Islands. On their return trips to England they brought back the wounded. After V. E. day their final two trips across the Channel to Guernsey Island, which had been cut off from the world since occupation by the Germans 4 years before, was the most unusual made by them. They not only were the first Allied ship to carry food to the Island in 4 years, but the first U. S. Navy ship ever to enter there. They received repairs in Plymouth, England from damages done their ship by enemy 88 mm. and returned to the U. S., docking at Norfolk, Va., July 1, 1945. They were being fitted out at New Orleans for the Pacific when war ended, then being sent to Jacksonville, Florida, with the inactive fleet.

Gordon has one other brother in the Navy, Leon Howell, Motor Mechanist Mate first class, who is in the Philippine Islands at the present time.

agreement had been made.

Several courtroom observers including lawyers not connected with the case agreed with the Herald representative who covered the Beasley case that Judge Grady had granted the 30-day stay of the road sentence on condition that there be no appeal. Solicitor Hooks conceded that the defendant legally had the right to appeal and said the state could not and would not make any attempt to prevent the case from being heard in Supreme court.

The statute, he stated, provides that a defendant can appeal from a Superior court decision if notice of appeal is filed within 10 days after the adjournment of the lower court term.

Beasley was sentenced during the February criminal term which adjourned on Friday, the 15th. His notice of appeal was filed a week later.

In appealing to the Supreme court, Beasley is represented by Attorney Paul D. Grady and the law firm of Levinson Pool and Batton, counselors who were associated with Wellons in defending Beasley in Superior court.

Attorney Wellons informed the Herald that he was not representing Beasley in his appeal and said he did not know the appeal was being instituted until after the notice was filed Friday.

### Bentonville News

Mr. and Mrs. Earl Westbrook visited Miss Frankie Britt Sunday afternoon.

Mr. and Mrs. W. N. Britt spent Sunday with Mr. and Mrs. H. M. Cox. Jesse Earl Creech visited Mr. and Mrs. Russel Britt recently.

Mrs. Clyda Britt spent Sunday with Mr. and Mrs. Leon G. Westbrook.

Mr. and Mrs. Raymond Britt visited Mr. and Mrs. Earl Westbrook Sunday.

Mr. and Mrs. Cornice Cox visited in this section Sunday.

### Johnston's Red Cross Drive To Open Friday

The Johnston county 1946 Red Cross campaign, aiming at a quota of \$16,000, will open Friday when special gifts will be accepted, but the canvassing for contributions from individuals will not begin until Saturday, March 9th.

March 24 is Red Cross Sunday, and special appeals for contributions to the Red Cross will be made in the churches having services that day. Other county churches will observe Red Cross Sunday at their first religious services during March.

Plans are being formulated by County Chairman Ronald Hocutt for special campaigns in the county's schools, and a kick-off dinner for the township chairmen will be held in Smithfield Friday night, March 8. Red Cross collections will be made in the theaters.

The Smithfield, Selma and Keny Kiwanis clubs and the Princeton Lions club will sponsor the campaigns in their townships, and the Negro division with a \$3,000 quota will be headed by Principals W. R. Collins of the Johnston county training school and R. J. Holt of the Four Oaks Negro school, chairman and co-chairman, respectively.

Township chairmen, who have not previously been announced, townships and quotas include Wilson's Mills, \$400, the Rev. H. C. Upchurch of Wilson's Mills; Cleveland, \$200, Mrs. Alford Taylor of Garner; Elevation, \$200, south division, Mrs. J. T. Critcher of Benson, Route 2, and north division, W. R. Creech of Smithfield, Rt. 1.

Other townships, quotas and chairmen include Boon Hill, \$600, Arthur Hinnant of Princeton; Beulah, \$840, Dobbin Bailey of Keny; O'Neals, \$400, L. L. Strickland of Middlesex, Route 1; Micro, \$300, C. E. Gaddy, Sr., of Micro; Pine Level, \$600, Mrs. Merle Godwin of Pine Level; Selma, \$2,610, Willard Johnson of Selma; Banner, \$1,500, Walter Strickland of Benson; Smithfield, \$5,600, M. A. Morgan of Smithfield; Ingrams, \$1,100, Bert Lassiter of Four Oaks; Pleasant Grove, \$400, G. Willie Lee of Willow Springs, Route 1; Wilders, \$350, C. C. Perry of Selma, Rt. 1; Meadow, \$700, C. H. Aderholdt of Benson, Route 2; and Bentonville, \$200, east division, Mrs. H. M. Cox of Four Oaks, Route 1, and west division, Rufus W. Sanders of Four Oaks, Route 1.

### Pfc. H. F. Woodruff Honorably Discharged

Camp Beale, California. — Pfc. Harvey F. Woodruff, son of B. F. Woodruff, of Selma, N. C., was honorably discharged from the armed forces February 19th at the Camp Beale Separation Center.

Entering the army in August 1942, Pfc. Woodruff was assigned to the Army Service Forces with the Service Command Unit 4944, N. S. C.

A Military Police, Pfc. Woodruff has been awarded the Good Conduct Medal, Victory Medal, and American Theatre ribbon.

During his 42 months of service, Pfc. Woodruff has earned 37 discharge points.

BUY U. S. SAVINGS BONDS

### Pensions for All Disabled Veterans



ENLIST TODAY IN THE FIGHT FOR VETERAN JUSTICE

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### Selma Mill Begins Organization Of Baseball Club

A meeting was held at the Selma Cotton Mill office last night in the interest of setting up an organization for the forthcoming ball club. We are expecting a very good club this year and invite anyone interested in playing baseball to meet with us Thursday night, March 7th at 7 o'clock. PAUL BROWN, Manager.

### Services At Negro Church Sunday

There will be services at White Rock Holiness church Sunday, conducted by Elder Sister Bradshaw of Goldsboro. Everyone is invited to the services at 3:30. Come one, come all. Rev. E. L. Stoke, Pastor

## SELMA THEATRE

SELMA THEATRE

THURS.-FRI., Feb. 28 & March 1—  
Merle Oberon Claude Rains

THIS LOVE OF OURS  
Shows: 3:15, 7:00 & 8:45

SELMA THEATRE

SATURDAY, March 2—  
Sunset Carson Peggy Stewart

OREGON TRAIL  
Shows 1 til 11 P. M.

SELMA THEATRE

SUNDAY, March 3rd—  
Nina Foch George Macready

MY NAME IS JULIA ROSS  
Shows: 2:00, 3:45, & 9:00

SELMA THEATRE

MONDAY, March 4th—  
Chas. Bayer Lauren Bacall

CONFIDENTIAL AGENT  
Mon. Shows: 3:15, 7:00 & 8:45

SELMA THEATRE

TUESDAY, March 5th—  
Ann Rutherford

Francis Lederer  
THE MADONNA'S SECRET  
Shows: 3:15, 7:00 & 8:45

SELMA THEATRE

WEDNESDAY, March 6th—  
Noah Beery, Jr. Lois Collier

CRIMSON CANARY  
Shows: 3:15, 7:00 & 8:45

SELMA THEATRE

THURS.-FRI., March 7 & 8—  
Jerome Courtland

Shirley Temple  
KISS AND TELL

SELMA THEATRE

A total of 1,343,110 men from the Fourth Service Command were accepted for military duty from the first man inducted under the Selective Service Act to July 31, 1945.

Southern congressmen are leading the fight in Congress to increase the value of farm produce relative to increases in industrial labor wages and the cost of manufactured articles.

## 1945 INCOME TAX RETURNS

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## OFFICE HOURS:

The following office hours are now being observed...

- DAILY -

10:00 A. M. to 12:00 Noon  
3:00 P. M. to 4:00 P. M.

- SUNDAY -

By Appointment

Dr. Edward N. Booker

Dr. Will H. Lassiter

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