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THE CLEVELAND STAR, SHELBY, N. C., FRIDAY, DEC. 21, 1923.

\$2.00 A YEAR IN ADVANCE

RECORDER HANDLES NUMBER OF CASES

DEGREE NEGROES BOUND TO SUPERIOR COURT.

Check Cases Featuring Docket With Regularity Of Volstead Violations In Recent Sessions.

Owing to the heavy docket of holiday offenders during this week and last, recorder's court has taken on the appearance of a criminal session of regular Superior court. Practically the entire day Monday was taken up with the week-end docket and a number of other cases were heard Wednesday.

For burglary Tom and James DeGree, negro boys, were bound over to Superior court under bonds of \$500 each. For sometime inside burglary has been suspected at the store of J. E. Webb and Sons and when closing up one day at the first of the month Tom DeGree was found hid in the store. He made his escape at the time but was later apprehended and talked enough to bring James in the case. Whether or not it was the DeGree boys that were responsible for the acts charged, it was a clever ruse.

Check cases are now featuring the docket with about as much regularity as Volstead violations. In connection with one check case a rather unusual court incident developed when the prosecuting witness in one case became the defendant in the next on a similar charge in the session Wednesday. W. R. Fillers was charged with passing a worthless check, the prosecuting witness being L. O. Hoffman and the check being in payment for repair work on an automobile. Fillers admitted giving the check and after the evidence was heard sentence was reserved until the docket was completed. As it happened next case on docket was a similar one. L. O. Hoffman, the prosecuting witness in the case, being the defendant, and the Thompson-Lackey company Buick dealers, being the prosecuting witnesses. Hoffman also admitted tendering the check but explained that it was in the form of collateral until the parts purchased were either paid for or returned. In both cases the defendant was fined \$10 and the costs and required to make the check good.

In another case a charge of forgery was brought against W. R. Fillers by R. F. Ellis but convicting evidence could not be produced and Mr. Ellis was allotted the costs in the case.

Other Cases. Wilson Davis and Willie May Toms F. and A., given four months sentence each, the woman to be hired out.

Ida Smith, white and native of Atlanta, drunkenness; fined \$50 and costs.

Will Aibrition, possessing and disposing of intoxicating liquors to Ida Smith; not guilty.

Forest Chapman, public drunkenness; 30 days in jail. Chapman didn't want to tell from whom he got his spirits.

Ed Smith, colored, larceny of purse and money; considering the circumstances of the negro boy, a Georgia delinquent, he was required to make good the money taken and pay the costs in the case.

John Primus Hunt and Pink Brooks both colored, public drunkenness; not guilty.

Civil Case Monday. The following civil case was disposed of Monday by Recorder Falls: J. E. Rhodes vs. John Davis for damages resulting from an automobile collision, both parties being of Kings Mountain. Judgment was in favor of the plaintiff to the amount of \$68.80. An appeal was noted.

Real Estate Active With Anthony and Son

Real estate has been active with Anthony and Son who report the following sales within the last ten days: C. O. Harrill to John T. and George C. Patterson, 92 acres in No. 3 township for \$4,200.

Thomas H. Abernethy to L. W. Arrowood, three houses in northwest Shelby for \$3,850.

Ten lots in North Shelby belonging to W. T. Purvis estate for \$3,300, to J. B. Burns of Marshville.

Two lots in North Shelby belonging to W. T. Purvis estate, to Zeb Weathers and Sons for \$650.

One lot in west Shelby belonging to E. A. Houser to Dr. R. L. Hunt for \$2,200.

Sixty-five acres in No. 5 township, property of Mrs. W. T. Purvis to Clyde Erwin for \$3,500.

One house and lot in southwest Shelby, property of W. C. Whisnant to S. M. Stoney for \$2,100.

Has Change of Mind After Fifteen Days

Distant Influence Persuades Man to Reveal Source of His Liquor Supply to Judge Falls.

Judge Ben F. Long, of Statesville, is a hypnotist without being aware of the fact himself. Perhaps it is not hypnotism but it served the purpose, according to reports, of changing the mind of a recent defendant in Recorder's court, and Judge Long at the time of the change of mind was probably hundreds of miles distant from Shelby but the defendant was no doubt thinking of some time next March when the Iredell jurist would be so terribly much closer.

During a session of Recorder's court on the first Monday of this month Judge Falls was according to a little habit of his seeking the source of supply of the Volstead fluid that isn't but is. (The "Isn't and is" referring to something that is technically non-existent but nevertheless happily-gleefully so—in evidence along about this season of the year.) The defendant knew where he got his "hooch" but he was considerate of the other fellow and decided not to tell. Judge Falls marked up four months on the judgment side of his docket sheet and called the next case. The defendant took an appeal and bond was fixed, and at this juncture the hypnotic influence of Judge Long evidently had its origin. Fifteen days passed—December days when home seems so pleasant—and on the 15th Judge Falls received a visitor in his office and the visitor had something to tell, which in substance was that he would just as soon, or a little rather, that it be the other fellow who faced Judge Long at the March term of Superior court. And so it will be, for Recorder Falls is of the opinion that anything is easier stopped where it starts.

No Time To Plunge In Growing Cotton

Sumter Item.

In sections of Georgia, Alabama and Mississippi, where favorable weather conditions resulted in the production of comparatively good cotton crops last year and the year before. Him that man is the spiritual child of God, a great many old line all-cotton farmers were misled into believing that they had whipped the boll weevil and that they need no longer worry about diversification. Therefore they planted cotton this year and neglected other crops. The weather conditions were bad for cotton and fine for the weevils, consequently the all-cotton farmers are right now in worse condition than they have ever been since the weevils invaded those sections. Exceptionally favorable weather is the only thing that permits the production of a good cotton crop on large acreages, and the farmers of Sumter county and all South Carolina may as well make up their minds to this thoroughly demonstrated fact. If the weather conditions in 1924 are as favorable to the weevils as in 1922 Sumter county will have a cotton crop as short as in that disastrous year. Cotton is a gamble in boll weevil sections, and the foresighted farmers will not risk too much on cotton next year. The hogs, cow and hen and general diversification of crops is the only safe program, and the only program that will re-establish prosperous agricultural conditions in this section.

CANCER LAST YEAR TOOK HEAVY TOLL IN DEATH

Cancer took a toll of lives in America almost as large as that claimed by tuberculosis last year. Actual statistics of deaths gathered by the census bureau and announced Tuesday for the registration area of the United States, comprising 85 per cent of the population of the country give the total number as 80,938 with an estimate of 95,000 for the whole country. The death rate per 100,000 of population was 86.8, a slight increase over 1921 when the rate was 86.0. Tuberculosis took 90,452 lives in the registration area last year and the death rate was 97.0 per 100,000. Deaths from cancer and other malignant tumors have shown a continued increase each year since 1918 when the rate was 80.3 per 100,000. In 1919 it was 80.5, in 1920 it increased to 83.4 and in 1921 it took another jump to 86.0.

Only five states showed lower rates for last year than for 1921. These were Colorado, Massachusetts, Michigan, New Jersey and Wisconsin. New Hampshire had the highest rate with 136.9 and Vermont next with 124.4. South Carolina had the lowest rate with 38.3 and Mississippi next with 44.7.

WILD AUTO CHASE OVER RUTHERFORD

SPEEDERS ARE NABBED BY RURAL POLICEMAN.

Hops On Running Board Of Speeding Car After Shooting Down Three Tires.

Rutherford, Dec. 20.—Rural Policeman O. D. Barrs, of Rutherford county, Friday afternoon arrested W. S. Kirkpatrick and son, of High Shoals, Gaston county, and Bob Murphy and son, Clint, of near Asheville, following a wild escapade on the highway. The officer saw the men first at Spindale and observed that the driver was under the influence of whiskey. He chased them below Forest City before they finally submitted. They were driving a Ford car. At Spindale they ran over a boy and knocked him off his bicycle and tore it up. They hit a wagon near Forest City and scared many people on the highway by their fast and peculiar driving. Furthermore they threw out nearly a gallon of whiskey, it is said. Officer Barrs tried to stop them, but failed at first. He shot down three of the tires and got on the running board of the car and took out the switch key before he managed to stop them.

Bob Murphy was hit in the left leg by a bullet which glanced when Officer Barrs shot the rear left tire, the ball, a steel jacket, going through the rim and through the fender and into Murphy's leg, which was outside the door, breaking a bone. He was brought to the hospital and is improving rapidly. The others were placed under a \$2,000 bond for their appearance here for trial February 15. There are several charges against the men.

Rutherford Club Meets.

The Rutherford County club held its monthly luncheon at the Iso Thermal hotel Tuesday at 1 p. m. It was one of the most largely attended and valuable meetings the club has ever had. Seventy-five plates were served. Dr. Walter J. Matherly, of the department of economics and industrial research of the University of North Carolina, was the principal speaker. He discussed "County-Wide Co-operation," and declared it was secured by co-operation, team work and fair play. He declared the four objectives in county development were civic progress, industrial and commercial activity, social betterment and moral advancement. It was one of the most inspiring and able addresses ever heard here.

Discuss Highways.

K. S. Tanner presided over the meeting. A discussion of the county's part of the state road fund of the \$65,000,000 bond issue was discussed at length by S. Gallert, K. S. Tanner, J. M. Carson and Dr. L. B. Morse. It was the consensus of opinion of the meeting that the county is not getting all the funds she is entitled to. Attorney Fred D. Hamrick introduced resolutions, which were adopted, asking the state highway commission and the commissioner of this district all the funds she is entitled to. A committee of W. G. Harris, Fred D. Hamrick and Dr. L. B. Morse was appointed to see A. M. Kistler, highway commissioner of this district, personally and to get all the facts in the matter and find out just what the county is entitled to and report at the next meeting.

Z. O. Jenkins of Cliffside is elected president of the club; Dr. L. B. Morse, vice president; B. B. Doggett sergeant at arms; F. D. Hamrick, S. E. Elmore and Dr. C. F. Gold, directors with the officers and W. S. Tanner, secretary-treasurer. The January meeting will be held at Cliffside.

KAISER'S PICTURE IS CONCEALED IN ROOM

Behind a panel in the main hall of the Leviathan, one of the liner's stewards discovered on a recent trip a fully equipped barber shop in which were scattered a number of picture postcards of Kaiser Wilhelm, the crown prince and the other former royal personages of Germany. One of the Leviathan's officers expressed surprise that American naval men had never discovered the secret room when they thoroughly searched the liner before using her as a war transport.

A Small Matter.

A matter of a 50-year mortgage on the remainder of his time probably doesn't seem at all disagreeable to Jerry Dalton who didn't think he had that much left for a lien.—High Point Enterprise.

Some call it a race between Mr. S. Bonus and Mr. L. Taxes. Presidential candidates are pretty thick, some thicker than others.

THE FIRST CHRISTMAS

Luke 2:8-15.

And there was in the same country shepherds abiding in the field, keeping watch over their flock by night. And lo, the angel of the Lord came upon them, and the glory of the Lord shone round about them; and they were sore afraid. And the angel said unto them, Fear not, for behold, I bring you good tidings of great joy, which shall be to all people. For unto you is born this day in the City of David a Saviour, which is Christ the Lord. And this shall be a sign unto you: Ye shall find the babe wrapped in swaddling clothes, lying in a manger. And suddenly there was with the angel a multitude of the heavenly host praising God and saying, Glory to God in the highest, and on earth, peace, good will toward men.

Young Man's Leg Is Broken By Accident

Truck Gets Beyond Control of Hoyle Allen. Personal Mention of People on the Move.

Special to The Star. Grover, Dec. 8.—We are enjoying the sunshine after a rainy day Sunday.

Mr. and Mrs. J. Frank Hambrick are moving into their home on Vance street. They have made their home until now with Mr. Hambrick's parents, Mr. and Mrs. C. F. Hambrick.

Messrs. D. J. Keeter, George Oats, W. O. Johnson and Misses Bessie Turner and Mayne Hambrick members of the local chapter of the Eastern Star attended the district meeting in Kings Mountain last Friday afternoon. They report a very interesting meeting.

Mr. L. B. McSwain and family visited relatives in Grover Sunday.

Mrs. S. A. Cisp and Mrs. W. B. Turner spent yesterday in Charlotte shopping.

Mr. Hoyle Allen the son of Mr. and Mrs. Ben Allen who live about a mile north of town suffered a very serious accident last Friday when a truck which he was driving got beyond his control as he was coming down a slick hill. The truck ran from one side of the road until finally he was thrown from the seat and one leg was run over by the truck which broke both bones between the ankle and the knee. Drs. Oates and Hord were called and set the leg. We understand that he is doing as well as could be expected.

Mrs. C. E. Hamilton of Clayton is spending some time with her parents Mr. and Mrs. D. J. Keeter. Mr. Hamilton is expected to visit Grover during the holidays.

Mrs. L. C. Hamrick is spending the day in Charlotte shopping.

Mrs. Anna Rollins is spending the afternoon today in Shelby.

Everybody seems to be getting ready for a visit from Santa Claus. We are sorry to report that Mrs. W. J. Moss has been confined to her home for several days with tonsillitis, but are glad to learn that she is improving.

Born to Mr. and Mrs. George Turney Wednesday December 12th a daughter, Mary Helen.

Born to Mr. and Mrs. William Humphries Tuesday December 18th a daughter.

The rural letter carriers of Grover have been notified by the postoffice depart. that they will not be expected to carry the mail on Christmas day. All patrons are requested to take due notice of this arrangement.

MAN GETS BACK COIN HE MARKED 17 YEARS AGO

Seventeen years ago, Oral Williams a decorator residing at Booneville, Mo., stamped his name on a quarter of a dollar and spent it. Recently C. D. Williams, a brother, residing at Paducah, Ky., found the marked quarter in the cash register of his store and sent it to his brother, who still resides in Booneville.

Class Championship Is Won By Seniors

10-B Dropped Hard-Fought Game to Senior Eleven by 7 to 0. The Line-up.

The Senior class took advantage of their first and last chance to become class football champions of the Shelby school and defeated 10-B, the runner-up for the honor, in a hard-fought game Monday afternoon 7 to 0.

The game was the last of a series of games inaugurated in the school this year for the purpose of developing new material and giving the boys who cannot make the varsity eleven a chance to display their wares. The contest narrowed down to the two teams that battled Monday and the close score indicates how near equal the elevens were, a tie being prevented only by super playing.

A number of players who have shown up well in other games started again Monday, but the chief feature of the game was the ability of the Senior line to hold when it was absolutely necessary. At one time the Juniors had the ball on the two-yard line only to lose it on downs.

W. Beam made the only touchdown and Wray droppedkick for the additional point.

Table with 2 columns: Seniors (7) and 10-B (0). Lists player names and positions.

Shelby Schools Close Today For Holidays

The Shelby schools close this afternoon for the Christmas holidays and will re-open Wednesday, January 2. Practically all of the out-of-town teachers will leave today and tomorrow for their homes or elsewhere to spend the holidays. Those leaving today and tomorrow will spend the holidays at the following places: Mr. R. N. Gurley, at Wilmington; Mr. H. M. Davis, Spartanburg, S. C.; Mr. C. L. Weathers, Dunn; Miss Ruby Thorne, Kingsree, S. C.; Miss Lalah Finch, Varnville, S. C.; Miss Erma Johnston, Moore, S. C.; Miss Margaret Edmunds, Lowell; Miss Rebecca Cushing, Fletcher; Miss Lois Workman, Burlington; Miss Jane Moseley, Snow Hill; Miss Kathleen Mattison, Greenwood, S. C.; Miss Mary Keller, Knoxville, Tenn.; Miss Pauline Edwards, Henderson; Miss Beatrice Nye, Andrews; Miss Bessie Clark, Conway, S. C.; Miss Margaret Moore, Smithfield; Miss Pearl Knott, Oxford; Miss Mary Hardy, Chase City, Va.; Miss Maude Wilkins, Rutherfordton.

Teachers who will remain in Shelby over the holidays are: Prof. I. C. Griffin, Messrs. J. H. Grigg and W. S. Buchanan, Misses Ettalie Moses, Lenna Newton, Mrs. Jessie Ramseur, Mrs. Earle Honeycutt, Mrs. Buena Bostick, Mrs. J. A. Anthony, Misses Agnes McBreyer, Laura Cornwell, Mary Griffin, Lucile Nix and Adelaide Bostick.

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The state prison is getting to be about as finicky as a bank about such a little thing as identification.—Winston-Salem Journal.

Mrs. Rosella Collins And Smith Convicted

Found Guilty of Killing Uray Smith Uncle of Isaiah Smith Year Ago. Mary Collins is Freed.

The jury in the trial of Isaiah Smith, Mrs. Rosella Collins and Mary Collins, charged with the murder last year of Uray Smith, nephew of Isaiah Smith, and Mrs. Collins, returned a verdict at Morganton this week of manslaughter as to Smith and Mrs. Collins, and acquitted Mary Collins, a daughter of Mrs. Collins, who had been included in the bill of indictment. Sentences of six months each in jail were passed by Judge James L. Webb, who has been presiding at this term of Burke court, which adjourned Wednesday.

The case has been long drawn out, the recent trial being one of a number to grow out of the finding of the lifeless body of Uray Smith at the home of his uncle, Isaiah Smith, with whom he lived, over a year ago. Two neighbors were first arraigned, and, there being insufficient evidence to hold them, the matter lay quiet for several months, during which time Solicitor R. L. Huffman, continued his investigations. Last January Mary Collins, cousin of the murdered man, was arrested and after spending a night in jail sent for the solicitor and made an alleged confession that she killed young Smith in defense of her honor. After a few weeks Mary made another "confession," saying that she had thought to take the whole blame on herself and shield her mother, but that she had decided "to tell the truth," that Mrs. Collins killed Uray Smith.

Following their release from jail on bond in March, Mary repudiated all former tales and at the August term the solicitor brought an indictment for murder against her. Because of illness of witnesses it was continued until this term of court, and all the cases consolidated in a joint indictment of Mrs. Collins, Mary and Isaiah Smith. They have been on trial since last Friday.

The defense relied mainly on establishing an absolute alibi for both Isaiah and Mrs. Collins, that they were at Glen Alpine, a few miles from their home, when the killing occurred, but admitted they did not leave until 3 o'clock. The state's principal witness, John Benfield, swore that he heard a gunshot in the direction of the Smith home about 2 o'clock and met the defendants leaving home about 2 1/2 minutes afterwards. Evidence against the defendants was introduced in the facts that it was Isaiah's gun that was found on the premises and that there were bloody garments and blood in the house. The jury deliberated about three hours.

Mrs. Sarah C. Mode Died On Monday

Wife of I. Thomas Mode Passes Away on Day Before 73rd Anniversary of Her Birth.

Mrs. Sarah C. Mode, wife of I. Thomas Mode, died Monday afternoon at 3 o'clock at her home on W. Blanton street, death being attributed to neuralgia of the heart. The funeral services were held Wednesday morning at 11 o'clock at the M. P. church, being conducted by the pastor, Rev. J. M. Ridenhour, and interment was in Sunset cemetery.

Mrs. Mode was born at Golden Valley, Rutherford county December 18, 1850, dying just one day before the 73rd anniversary of her birth.

Most of her life was spent in her native county of Rutherford, where a host of friends joined with those attached to her here in mourning her passing. The deceased was a church member for 49 or 50 years.

Surviving are the husband and the following children: Mr. W. G. Mode, of Marion; Mr. Z. V. Mode and Mrs. Lemyra Smith, of Greer, S. C.; and Messrs. Robert L. T. O., and J. H. Mode, of Shelby. Three children preceded their mother to the grave.

Lem Connor Wins \$20 Prize As Foreman

Lem Connor, bridge foreman on this division of the Southern railway won a prize of a \$20 gold piece which he received this week for his "safe, substantial, standard and economical maintenance of bridges." Mr. Connor has been with the Southern railway maintenance department for many years and is one of the company's most valued men. He is Shelby man and this is his third year to win a prize.

Mr. R. L. Pinkleton of Grover, won first prize as track foreman on his division of the Southern's main line. Mr. Pinkleton is also a long service and valued employe.

TRY STAR WANT ADS.

NEGRO INJURED IN ACCIDENT TUESDAY

WHEN AUTOMOBILE TURNS TURTLE NEAR EARL.

Suffers Fracture Of Skull And Internal Injuries. Other News Of Shelby Hospital.

Will Roseboro, colored, who works for Mr. William Lowery of Lowery Brother at Patterson Springs, was badly injured Tuesday afternoon about 2 o'clock when the car in which he was riding turned turtle in the road near Earl. Roseboro was hurried to the Shelby hospital where it was found that he had suffered a fracture at the base of the skull and also internal injuries. His condition has been termed desperate and it is not thought likely that he will recover.

The spindle on the left front wheel is said to have broken suddenly and the car turned completely over. Four people, all colored, were in the car at the time, but Roseboro was the only one that was more than slightly injured and his injuries were caused it is presumed by being thrown from the car as it went over. The car owned by Boss Bridges, colored, and driven by Nelson Roseboro, a stepson of the injured negro, was badly damaged.

Other Hospital News.

Mr. C. T. Warren of Shelby R-3, who was kicked by a mule and injured so badly is more comfortable and his condition has improved.

Mrs. D. S. Philbeck, of Shelby, is still critically ill. There is very little improvement in her condition.

Mrs. George Eaker is very sick and does not seem to improve.

Mrs. D. M. Hipp, of Henry, was operated upon a week ago, and is doing very well.

Mrs. L. R. Champion, of Shelby, is improving nicely. She was operated upon several days ago.

Miss Josie Wiggins, of Shelby R-5, was operated upon the first of the week and is doing well.

Mr. W. H. McSwain, of Shelby R-3, entered the hospital Tuesday and was operated upon for a carbuncle on his neck. His condition is fairly good.

Miss Alma Smawley of Lavndale, is doing well. She was operated upon several days ago.

Miss Virginia McArthur, of Shelby R-3, underwent a serious operation several days ago.

Mary Sue Blanton, little daughter of J. F. Blanton, has been undergoing treatment at the hospital for some time, she had her tonsils removed Tuesday and is doing well.

Mrs. Julius Mull was well enough to leave hospital Wednesday afternoon.

Princess Theatre Will Show Musical Comedy

Beam Brothers, managers of the New Princess theatre are offering a clever musical comedy for the Christmas holidays. They have booked Geo. W. Blackburn's million dollar baby company, a musical comedy of rollicking girls, pretty costumes and entrancing music. On Monday night the program will be "Hole in the Wall," a light comedy interspersed with the very latest song hits. "Down to the Sea in Ships" is a special picture for this night.

On Christmas day this same company will present "Isle of Chin Choo Chee" a clever comedy with the scene in China.

On Wednesday evening "The lack Sheriff" will hold the boards and this is another fine musical comedy which has made a hit wherever it has appeared.

Beam Brothers have been trying to secure a good company of stage performers for some time, but withheld bookings until a first-rate company could be secured. They feel from all reports that they have a show for the holidays that is equal to that given in many of the larger cities and on this patronage hinges the booking of other good shows.

Lutheran Church of the Ascension.

Lutheran church of the Ascension, South LaFayette street school building Sunday school at 10 o'clock, at which time there will be some special music by the children. Morning worship 11 o'clock, subject, "A Christmas Gift." Evening Worship 7 o'clock, subject: "Can People do as They Please?" We shall not hold any Christmas service on Christmas day; the Spirit of the blessed season will be set forth throughout the services of this day. May the Prince of Peace dwell in every heart during this entire holiday season. An urgent invitation is given to everybody to attend these services, and a hearty welcome is assured.