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\$2.00 A YEAR IN ADVANCE

HUNDREDS PACK AND JAM COURT HOUSE FOR PRELIMINARY TRIAL OF ELOPING COUPLE

Sloan Philbeck Brought Back From State Of Washington With Pretty Married Woman With Whom He Is Charged With Eloping. Placed Under \$1,000 Bond. Sensational Case.

The second chapter of the Philbeck-Francis elopement sensation was recorded Tuesday afternoon and is over with the exception of gossip until the October term of Superior court.

Philbeck Under Bond.

Briefly told, the outcome of Tuesday's trial is that Sloan Philbeck is under a bond of \$1,000 for Superior court to answer the charge of eloping with a married and virtuous woman—and that woman, Mrs. Jessie Francis, is again living with her husband, Avery Francis, at their home in Earl although she is under bond as a material witness should the Federal government decide to prosecute in the matter—which will likely be done following a disposition by the state courts.

Brought Back Tuesday.

Philbeck and Mrs. Francis, an attractive brunette, reached Shelby Tuesday morning in the custody of Deputy Sheriff McGibbon of Whitman county, Washington, coming by automobile from Blacksburg. As word of their arrival spread, crowds began to gather at the jail and the court house—one to peer, as the opportunity offered, at the luckless couple in the clutches of the law, and the other to wait patiently the hour of the preliminary hearing set for 2:30 o'clock.

Curious Hundreds Gather.

In less than two weeks two people, little known outside of their own community had stepped into a county-wide limelight never before occupied by any person in the county, and long before the hour of the trial curious hundreds had packed and jammed every available inch in the court room and were pushing and shoving in the halls and doorways. It was without doubt the largest court crowd since the famous Ross trial 12 years ago, and the events and sidelights as they unfolded one by one were even more sensational.

The excitement did not abate and the crowd did not disperse with the fixing of a bail. Group after group gathered on the court square to await the "human interest" close of the chapter—to see if Mrs. Francis would "make up" and go home with her husband; to see if Phillips made head through his wife—and just to see what might happen as curious mankind will do.

Some Evidence Heard.

The court room scene was an unusual one. In the seats arranged for those who face the bar of justice sat Philbeck and Mrs. Francis side by side—Philbeck young and stalwart and bearing what is called a "good face", and Mrs. Francis, young bobbed haired and "good-looking." Over a few feet farther sat her husband Avery Francis, with the prosecuting attorneys, Recorder B. T. Falls and County Solicitor C. A. Burrus. On the other side of the bar was Max Gardner counsel for the defense, and the wife and mother of Philbeck. Back through the rows of seats, the aisles, doors and windows what appeared to be all of Earl and a good portion of the remainder of the county looked on—and listened as Squire T. C. Eskridge opened the hearing.

The defense announced that examination would be waived, while the prosecution brought forth evidence they considered necessary in determining the amount of bond for Philbeck. Avery Francis husband of the woman and six years her senior, was first placed upon the stand by the prosecution to show that his wife, the mother of his two children and whom he had married at the age of 13 had left his home with the defendant Philbeck.

In brief, the testimony of Francis was that prior to the disappearance he had never had any suspicions regarding his wife, about whom he was considered to be "foolish." On the night she left, Wednesday, August 30, he retired first with one of the children, leaving his wife to blow out the light and retire with the other child. Her absence was first noted about day light next morning when the little girl noticed the absence of her mother. Her clothing was gone and investigating he found her tracks together

Nothing Immoral Deputy Thinks

Deputy Sheriff McGibbon, of Colfax, Washington, who brought Sloan Philbeck and Mrs. Jessie Francis across the continent to Shelby, stated to a Star representative that it was his personal opinion that there were no immoral relations between the couple, Philbeck and Mrs. Francis while they were in his state. The officer making the arrest told him, he said, that Mrs. Francis had a room and was living with private family in one end of town and that Philbeck was arrested in another part of town preparing to go to work on a ranch.

HUSBAND BONDSMAN FOR ELOPING WIFE

Avery Francis Takes Mrs. Francis Home After Assuring Federal Officer of Her Bond.

When Squire T. C. Eskridge set the bond for Sloan Philbeck at \$1,000 and the preliminary hearing was at end, Mrs. Jessie Francis, with whom Philbeck is charged with eloping, was a free woman, but for a few moments only. Hardly had the bail announcement been made when up stepped a dapper little fellow who for the remainder of the evening held the limelight, being a representative of the department of justice, unknown and keeping his mission, name, and headquarters to himself. Separately and together he interviewed Mrs. Francis and Philbeck in a private room on the first floor of the court house—and the result will likely be a Federal charge against Philbeck with Mrs. Francis as a material witness, for before taking her home the husband abandoned "went her bond", information to the extent of \$100 to assure her return if the Federal government should so request.

Following the quiz by the department agent, friends arranged a meeting between the woman and the husband she left. A conference between the two was first held in a room in the city hall and with the execution of a minister, Rev. Beverly Wilson, who aided in the reconciliation, no one was present and details of the "making up" are not known. Another conference between Mr. and Mrs. Francis was held in Sheriff Logan's office, while the curious throngs outside peered through the window, after which they left together for their home in the little village of Earl, both restrained in manner to a certain extent.

Wife Works for Philbeck.

So far as has been learned up until the present Philbeck had not secured bond. However, his loyal little wife and his mother, with her never-failing love, were back in town Wednesday seeking some solution to their sorrow. It is reported that bond will be made through a brother by their efforts.

with those of a man leading from the barn to the Earl school building where he found on the steps a recommendation for Philbeck written by E. B. Olive, the Southern agent at Earl. This led to other discoveries.

Plans Miscarried.

That the elopement was scheduled for Wednesday morning on the 10 o'clock train out of Shelby instead of Wednesday night and that the plans miscarried seemed apparent from the testimony of Mrs. Francis, who said that his wife wanted to come to town on the morning train to "buy some things". He testified that he told her to wait until about noon as he was coming himself and that she might accompany him. In town he left her in front of the barber shop where she got out to come back later "re-bobbed." Having her hair cut at the garage he saw her come up from the barber shop and engage in short conversation with Philbeck, who was standing upon the street and who had come to Shelby on the train his wife wished to come on. Francis admitted

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KELLY CLOTHING CO. TO OPEN IN SHELBY

New Clothing Store Secured Lease on Rose's 5 and 10c Store—To Open Sometime in September.

The Kelly Clothing company will open an exclusive gent's clothing and furnishings store in the Royster building store room now occupied by Rose's Five and Ten Cent store about the 15th of September, according to information learned here yesterday. The Kelly Clothing Co., operates stores at Statesville, Mooresville and Kannapolis. L. C. Kelly is president and H. D. Mills, a former banker of Mooresville is secretary-treasurer. The new Shelby store will be managed by Mr. R. L. Armour of Shelby and one of the sons of either Messrs Kelly or Mills. Mr. Armour has been in the mercantile business for 27 years, formerly managing Gilmer's Shelby store and the Henrietta Mills store. His long experience in merchandising fits him admirably for the work he will undertake here where he has many friends.

It is understood the Kelly Clothing company has secured a five year lease on the store room in the Royster building occupied by Rose and that possession will be granted as soon as the W. L. Fanning company moves into its new building and the Rose store moves into the Masonic building now occupied by Fanning.

The Kelly Clothing Co., caters to men and boys exclusively with a full and complete line of wearing apparel, including clothing, shoes and furnishings of all kinds. The Kelly stores are one price and are backed by experienced and reputable men who have been considering Shelby as a location for several years, but have been unable to secure a suitable location until now.

Business Changes In South Shelby Noted

South Shelby Pharmacy Moves—Two New Businesses Announced for South Shelby

Several changes in business locations took place this week following the completion by the Ella division of the Consolidation Textile Corporation of the store room recently occupied by Blanton and Blanton, but destroyed by fire. The South Shelby Pharmacy, operated by that enterprising young fellow, DeWitt Quinn, moves into the rebuilt Blanton and Blanton store room, while Mrs. Fletcher N. Wood who has had extensive business experience at Gastonia will open a millinery and ladies ready-to-wear store.

Drs. Gold and Gold who have maintained medical offices adjoining the South Shelby Pharmacy will have quarters in the rear of the pharmacy's new location, the offices being fitted up nicely.

Marvin Blanton opened a real estate and insurance office in the building vacated by Drs. Gold and Gold. Mr. Blanton has secured the agency for a number of well known companies and will write insurance as well as handle real estate.

The biggest attraction about Heavy's Cafe is not Heavy, but the "eats". Ad

Deciding Game With Lincolnton Saturday

The Shelby "town team" will meet the fast Lincolnton outfit here in the deciding game of a three-game series Saturday. Each club has one victory and one defeat so far and as has been the custom the rivalry is warm. In the last game here won by Lincolnton the locals made a miserable showing and were far below their usual standards. Beal, the 16-year-old wonder, who twirled for them then will likely be on the mound again Saturday. The local high school battery—Lee and Beam—is the card for Shelby, it is announced.

In the last contest many Lincolnton fans were in evidence and as this is the deciding game a large number of Lincolnton people will likely attend the game this week.

Y. W. A. Meeting.

The Y. W. A. members of the First Baptist church are requested to meet in the Church Monday afternoon at 5 o'clock with their gifts for the student box.

Popular songs are even more fascinating when you try to remember where the tunes were stolen.

Out of the high rent district, no deliveries. Why can't we sell for less. We do, Piggly Wiggly for groceries—for anything. Adv

The motto at Heavy's Cafe is "give the people what they want and you'll get what you want—Business." Ad

PRAY FOR VICTORY IN BASEBALL GAME

Shelby Colored Boys Emulate "Praying Colonels" of Kentucky. Beat Statesville Team.

The Shelby colored baseball club won two games here Monday and Tuesday from Statesville, but behind the actual score is a story unusual, interesting and reading like the most imaginative of fiction—a story of two athletic contests between colored teams won by a prayer and song service.

Several years ago a football eleven from Little Center college in blue cross Kentucky defeated the mighty Harvard on the gridiron. The victory was one of the most sensational sportsman has ever known, but the inside story behind the victory is one that will be repeated as long as athletic rivalry exists, which will be as time itself. Just a few minutes before the game the Center coach called his players together in the club house and prayer was held—prayer for a win over the big husky Harvard warriors by the fighting little team from "old Kentucky"—and the prayer was answered.

Monday the Shelby diamond artists followed the example of Center. Statesville had a good ball club, a snappy aggressive gang, and at the end of the eighth frame Statesville was leading. The vaunted Shelby outfit was about to be defeated all the while of the diamond had failed—something had to be done. "Black Boy" Borders, pitcher extraordinary and at times chauffeur for Judge James L. Webb, turned his back to the plate and one by one called in his supporting cast—the infield and the outfield, the catcher ambled down to join the rest, and there—

Gathered in a group around the mound the Shelby team, perspiring freely from their exertions under the blazing August sun, prayed—prayed for victory, the prayer being led by Lee Brown, custodian of the midway bag. With the "amen" chorus and as the players trotted back to their positions they broke into a plantation chant. At that point the tide turned. "Black Boy's" slants slipped over and around the Statesville willows, his support was faultless, and in turn Shelby broke loose with base hits and runs—the stands broke out in old-time Southern glee, for Shelby won 7 to 3.

In Tuesday's game Shelby took the lead at the outset and held it, but Bob Rogers and his associates were not taking any chances. Avery Hoyle was on the mound and "going good," but most anything might happen, and at the end of the eighth the prayer and song service was repeated. Shelby won 15 to 5.

And today Shelby has a colored team that will long be famous in the colored settlements throughout the South.

Stock Company Is Here For Next Week

Week's Engagement Here by Anderson-Gunn Who Show Under Large Tent

The Anderson-Gunn Stock company will fill engagements here on the Beam lot near the Southern depot all next week, according to an announcement made yesterday by Mr. Gunn, one of the owners of the show. He says his show is nice and clean in every particular and that rough necks and rowdies are not wanted. The show comes from Brevard and Waynesville where it played for the past two weeks. With it are the four musical Stewards, a Xiphophone artist who has been on the chautauqua circuit, and Mill Jenn Gladstone, acrobatic dancing violinist. The show for Monday night is "Brown" from Missouri." This company played 42 weeks in Columbia Theatre, Ashland, Ky, and 14 weeks in Chilohshe, Ohio. Mr. Gunn owns one of the largest theatres in Johnson City, Tenn. where this company played last winter and has an engagement for the coming winter months.

Agent Smart Goes With Eagle Roller

Agent G. Smart for a number of years station agent of the Seaboard Railway's Shelby office and a popular and efficient official, has resigned his position to take a position with the Eagle Roller Mill, according to an announcement made this week by Mr. W. J. Roberts, sales manager for the Eagle Roller Mill. Mr. Smart's successor has not been named so he will continue his work as station agent until he is relieved, after which he will have charge of the traffic department of the flour mill which does an extensive business in shipping flour and feedstuffs throughout this section.

You can't get ahead by spending your time getting even.

BAILEY J. ESKRIDGE BURIED WEDNESDAY

Well Known And Early Settler Of Shelby Succumbs To Long Illness Buried At Sunset.

Mr. Bailey J. Eskridge died Tuesday morning at 3 o'clock at his home on N. LaFayette street following a protracted illness from a complication of stomach troubles which had confined him to his bed for the past three months. Mr. Eskridge was born near Double Shoals 73 years ago, son of Simeon and Minerva Eskridge. In early life he joined New Prospect Baptist church and lived a consistent Christian life. He was a quiet, unassuming man, gentle in manner, loyal to family and friends, proud of his church and interested in Kingdom work.

Mr. Eskridge was married to Miss Sallie Beam and they were devoted companions throughout his long life. She survives with two children, Mrs. Colin Hull of Shelby and Mr. Robert L. Eskridge of Sheridan, Oregon. For 33 years he has lived in Shelby, holding his membership in the First Baptist church, Shelby, which he attended regularly as long as his health would permit. Some years ago his health began to fail and he sought treatment in Charlotte and Baltimore, responding to the treatment, but the relief was only temporary.

Mr. Eskridge is also survived by two brothers, Tom Eskridge of Jonesville, Yadkin county and John Eskridge of Cleveland. One sister, Mrs. Frank Laughlin of Double Shoals and one brother, Albert Eskridge of Atlanta, Ga., preceded him to the grave. Funeral was conducted Wednesday morning at 10 o'clock from the residence by Rev. John W. Suttle in the presence of a large crowd of sorrowing friends and the interment was in Sunset cemetery.

Those following served as pall bearers: Active, A. V. Wray, O. M. Mull, W. C. Harris, R. E. Campbell, Tom Webb and Z. J. Thompson; honorary, A. C. Miller, J. T. Bowman, W. C. Whisnant, Julius Smith, E. A. Wellmon, G. Hamp Simmons.

Got His Medicine Before Snake Bit

Negro Youth Purchased "Snake Medicine" and Then Was Bit By Rattle Fleeing from Officers.

When a lawyer has a witness on the stand it is hard to tell what he is trying to find out from the questions asked. On occasions the barrister may be stalling for time to think what he does want, and on just such a query Wednesday County Solicitor Charles A. Burrus brought out a rather peculiar situation in recorder's court. The situation being that of a young colored man who divested himself of seven silver pieces for a gallon of Western Carolina's oldest and most popular remedy for snake bites—"cawn liker". However the purchase was made Tuesday week ago and the snake did not sink his fangs in the buyer until the following day when the buyer was making tracks he hoped the officers wouldn't find.

The case was that of A. V. Poston, colored, who lives on the farm of Mr. John Weathers in the Zion section. A. V. being charged with possessing the gallon in addition to the charge of retailing which was also preferred following a visit to his home Tuesday, Aug. 5th, by officers who found the gallon of liquor and several empty containers about the house. Alvin Victoria was not at home and hasn't been since, but Wednesday while getting farther away he stepped on a garter snake and the snake retaliated on the left foot—tough luck, for the "medicine" then was reposing in the county court house. It was a question by the attorney who asked what was wrong with the bandaged foot that brought out the snake bite. Poston, who was represented by Max Gardner, admitted that the gallon was his, but denied the charge of dealing in liquor. It seemed from the evidence that a brother-in-law, Rouse Wilson, had been living with him, and it was the defense that the empty containers and retail trade reported to the officers belonged to Wilson who sold Poston the gallon. Judge Falls did not accept that view point and was of the opinion that Poston at least knew something of the liquor transaction suspected and sentenced him to three months.

An appeal was noted by Mr. Gardner. In addition to the "snake medicine" and snake bite another unusual feature of the case was the excellent character given the negro by well-known and prominent residents of the Zion section. In fact, the negro's reputation for hard work, soberness and honesty with white people was one many white men in the county would possess with pride. Among those giving him a good character up to this time and expressing surprise that he should be in court were: Messrs. Weathers, Bate Blanton, Ryan Doggett and John Lee.

GALA DAY PLANNED HERE SEPTEMBER 1

Good Ball Game Expected In Addition To Big Dokie Ceremonial on Labor Day

A gala event is planned for Shelby on Monday, September 1, according to reports about town. Heretofore, Shelby has not observed Labor Day, that is with any degree of formality or with exercises for as the county seat of a farming county there is very little organized labor here, but this year Labor Day will be observed, not by labor in particular but by the Dokies and the town in general.

The Dokies will have the town all the afternoon and evening, and although no game has been scheduled it is expected that a snappy baseball contest will be staged at 3 o'clock in the afternoon for the benefit of the visitors and Dokies, who will open their exercises at 4 o'clock.

The formal exercises will start with a mammoth parade at 4 o'clock, the parade, as heretofore announced, to be led by the 60-piece Dokie band from Charlotte in full regalia. Around 1,000 visitors are expected and these with local people and those from the county are expected to pack the streets to watch the public ceremonies. Twenty-four local Knights of Pythias are expected to take the initiation in the Dramatic Order Knights of Khorassan in addition to a number of out-of-town candidates, and the initiation work, to be put on by Suez Temple No. 37 of Charlotte, will start at 5 o'clock in the hall over O. Max Gardner's new mechanical building.

At 6:30 the work will halt long enough for the visitnik Dokies, local candidates and others to enjoy a big banquet in the dining room at Cleveland Springs hotel. Following the banquet other rituals will be put on. Local candidates include the following: R. E. Carpenter, H. C. Griffin, John R. Hudson, O. W. Long, M. H. Austell, J. C. McNeely, G. G. Rollins, A. V. Hamrick, B. M. Whisnant, J. R. Ligon, George Alexander, Miller Harris, Julian Ford, Wade Hoey, Max Washburn, Jesse Washburn, J. S. Dorton, H. C. Long, Peyton McSwain, Hugh Hoyle, William Andrews, J. W. Wilson, S. M. Morrison and W. D. McRae.

The local order of the Knights of Pythias was re-organized in September with 40 members and now has 75 members. Officials are: E. G. Morrison, chancellor commander; R. E. Carpenter, past chancellor commander; M. H. Austell, vice chancellor commander; G. G. Rollins, prelate; Willis McMurry, master of work; Jesse Washburn, master of arms; Jim Morrison, inner guard; Robert Andrews, outer guard; Harold Griffin, keeper of records and seal.

Subscribe \$860 For Fair In Four Days

Apparently the people of Cleveland county do want a personal interest in the county's first big fair this fall—that one business house, The Cleveland Bank and Trust Co., through their own efforts brought in \$860 in four days is evidence enough. Last week William Lineberger, president of the bank and an enthusiastic fair supporter, carried an advertisement in The Star that the bank believed there were people in the county who had not been given the opportunity to buy shares and that the bank would gladly accept and turn over to the fair secretary any subscriptions left there—\$860, or 43 shares, was the answer to the advertisement, which was anything else but an appeal, being more of the nature of an opportunity. The remainder of the \$5,000 wanted will be subscribed soon and no more shares will be for sale. If some fair official does not come around, you can easily leave your subscription at the bank or mail it to Dr. Dorton the fair secretary.

Davis Offers Bill Before Legislature

Reading of Sunday Observance Bill Includes Iredell and Other Counties as Well as Cleveland

A record of the events transpiring in legislature Wednesday included the introduction of the much talked of "Sunday observance law" for Cleveland county by Representative J. R. Davis, of Kings Mountain. From the record of other counties including Iredell want a similar power conferred on their commissioners regarding the observance of Sabbath.

The bill introduced by Mr. Davis was described as follows in a Raleigh dispatch: "Conferring on the board of commissioners power in Cleveland, Iredell, and other counties to observe the Sabbath."

Among the other new bills offered was one by Representative McFarland, of Rutherford, "giving a new charter to Forest City."

A steady beau is any beau sister can make feel shaky.

HONORED FARMER IS DEAD AT FOUR SCORE

Mr. Amos Cornwell One of the County's Most Esteemed and Successful Farmers Succumbs.

Mr. Amos Cornwell, one of the county's most esteemed and successful farmers died at his home six miles north of Shelby Tuesday morning at 3 o'clock following an illness of six years from asthma which had been so bad at times that he could not lay down and sleep for month after month. Although a long and patient sufferer, the end came in the quiet hours of the morning at his quiet country home where he had lived and labored for near four score years. The remains were buried Wednesday morning at 11 o'clock at Zion Baptist church where he was a life-long member, his brethren of the Masonic fraternity having charge of the funeral services. The sermon was conducted in the presence of a large crowd by Revs. D. G. Washburn, A. C. Irvin, J. C. Gillespie and C. J. Woodson and many beautiful floral offerings were placed upon his mound in testimony of the high esteem in which he was held.

When Mr. Cornwell came home from two years in the Confederate army he was penniless but had the courage and determination so characteristic of his comrades to set to work to rebuild the devastated South. By thrift and industry he became one of the largest land-owners of the county, most of his property, however, being divided among his noble children so that he could see them start life in better circumstances than he was able to do. He became one of the county's largest money lenders, yet a personal friend who was close to him in his business affairs, says he never once charged more than the legal rate, although it was offered many times, and only once did he foreclose a paper. Mr. Cornwell had great faith in men who wanted to own real estate and there are many indebted to him for their success in life. He was strong in his convictions, yet kind, obliging and above all patient to the last degree. A member of Zion church, he loved his church and the cause for which it stood.

Mr. Cornwell was married to Clementine Gillespie who survives with the following children: George, Clarence, Will, Tom and John, all of Cleveland county except John who has filled nearly all the county offices in Nashville, Mrs. Clarence Gardner, Mrs. Forrest Lutz, Misses Cora and Dovie Cornwell. He is the last of his family.

Officers Capture Two Good Copper Stills

Deputy Sheriff Sheppard Gets one in Operation Between Grover and Archdale. Brandy Outfit.

Two copper stills, equipment and accessories, were included in hauls made recently by county officers. One was captured last Saturday and the other Tuesday.

Tuesday morning about 11 o'clock Deputies Buren Dedmon and Charlie Sheppard found a 20-gallon still, cap and worm hidden on the lands of Tom Hamrick in No. 4 township near the old Dover place. A run had been made only a few days prior to the visit of the officers and the outfit had just been torn down and hidden. A quantity of pumice was found, which is the best of circumstantial evidence that apple brandy was the product manufactured by the outfit when in operation.

Last Saturday Deputy Sheppard, his son, J. D., and Will Tessenear were wandering around between Grover and Archdale when they ran upon a plant in full blast and with the appearance of the officers the lone operator, apparently white man, left at full speed through the surrounding woods. In addition to the 40-gallon copper still, fired up at the time of the capture, the officers also captured some 200 gallons of beer and about three gallons of whiskey.

New Mill Supply And Hardware Store Here

Gerard Morgan and his father Fred R. Morgan will open in about 30 to 60 days, a mill supply and hardware store in one of the Hamrick new buildings just being completed on N. LaFayette street. Mr. Gerald Morgan will have charge of the business, the name of which will probably be the Shelby Supply company. Supplies for cotton mills, lumber mills and farmers will be carried in a limited way.

It is probable that the business will be incorporated later on when other stockholders, will be taken in, but for the present the store will be owned by Mr. Morgan and son.

It would be a Shelby-wide tragedy if someone would elope with the cook at Heavy's Cafe. Adv