

GUARD CLAIMS BOSS OF CONVICTS USED LASH ON PRISONERS

States Works Hard To Prove Albar-Marie Convict Boss Was Cruel To Convicts

Albemarle. Last week the prosecution marshaled its forces for the most damaging attack it has yet made upon Cranford. The murder indictments on which the former convict boss is being tried apparently cast aside for the time being, the State launched a tidal wave of evidence in an effort to prove that Cranford was habitually cruel to convicts and had been for more than seventeen years. And, evidently with their eyes set on this goal alone, counsel for the State scored one point after another with the defense unable to materially shake the stories of witnesses.

W. T. Haywood, of Mt. Gilead, an engineer for the Carolina Power and Light company, and C. F. Gaddy, of Red Springs, a guard under Cranford about seventeen years ago and later editor of a small weekly paper, were the strongest witnesses yet produced by the State.

The former testified to taking affidavits of five Montgomery county men in 1919, soon after they had left the Stanley county chaingang. The affidavits had previously been referred to in the testimony by two of those who made them, Sam Thompson and Clayton Smith, and Mr. Haywood's evidence was largely corroborative, but it went home. He refused to be shaken in his statement that he had no ulterior motive in taking the affidavits of the men and said that after getting the papers he had kept them at home and at one time lost them, not knowing what use to make of the documents.

Answering all questions in a slow deliberate voice, Mr. Haywood held to his story despite the onslaught of the defense counsel, and a few minutes later Mr. Gaddy followed him on the stand to tell of the alleged cruel treatment of prisoners by Cranford seventeen years ago when he was a guard on the chaingang for about a month.

Gaddy testified that Cranford most of the time used a four horse wagon whip for punishment and that this had a wire cracker on the end. He said it was a frequent occurrence for the men to be given as many as twenty or twenty-five licks. Gaddy also, among other instances, asserted that he had seen Cranford knock a negro down with a shoe and then stamp his face into the mud when the man could not get up, and had also seen the convict boss bend the butt end of a heavy whip, an iron bolt covered by wrapped paper and leather over a negro's head.

To substantiate his charges, the witness produced a copy of an editorial he had written for his paper, The Red Springs Progress, in 1923, in which he had chaingang conditions in the State, enumerated the charges he made yesterday in court and urged the Legislature to abolish such things. J. L. Coley, a guard on the gang in 1923, described alleged cruelties about that time had brought in instances untouched on previously, but Attorney McLendon had him somewhat rattled when he left the stand and he had been forced to admit that he had been before the bar of justice three times himself for drinking.

S. V. Holt, of Norwood, gave testimony that apparently had little weight on the case and was dismissed without cross examination and C. C. Haywood, a convict in 1924 again went into detail regarding practices of Cranford in the camp.

He dealt largely with alleged continued beatings Cranford gave Henry Wooten, another negro, causing death later, and his testimony was important largely because of the trend it indicated in the defense's plan of attack.

One of the most damaging charges against Cranford is that he had Wooten dragged behind a tractor, and, in examining Haywood, the defense indicated that it would attempt to prove that Wooten was sitting down sliding while being dragged and padding his hands, enjoying the affair. It was also evident that the defense would attempt to prove that one of the men had dropped his shackle chain over one connected with the tractor and that Cranford knew nothing about it.

Poultry Car Takes Money Into Lincoln

Lincoln Times. The poultry car which was loaded here Wednesday carried away from Lincoln county 6,675 pounds of chickens, for which was paid local fanciers a sum of about \$1,500. The cars were operated from Lincoln under the direction of County Agent Graham Morrison and the North Carolina division of markets, an organization of the department of agriculture.

The poultry cars are now running from Lincoln about every two weeks.

Efficient

Grocer—Those show windows are a disgrace! The inside haven't been touched!

Boy—Well, sir, I cleaned the outside so people could see in and left the insides so the help couldn't see out.

NEW CLAIMANT OF BIG HOPKINS FORTUNE BOBS UP

(Continue from first page.)

to be more than 100, would then be required to appear to show cause why the order of distribution should not be set aside, as a step in securing the redistribution. The claimants contend that the original order was secured through fraud, which, they claim, they are in position to prove.

Census Records. United States census bureau records of the Hopkins family from 1730 on up to recent years, giving much information that was hitherto unavailable, and which diverges at several points from the family tree, are said to have been received from Washington within the last two or three days. This, it is claimed, simplifies the work and gives data sought in numbers of instances, including the full list of brothers and sisters of Mark Hopkins, which is said to have been incomplete before.

The original Hopkins, so far as the records go, was Dennis, followed by Daniel and Benjamin, in the line in question. Then came Edward (Ned) Hopkins, father of Mark Hopkins, who is said to have been born and lived for several years in Bedford, Va. He, it is claimed, married Hannah Crow Chambers, daughter of Col. Mose Chambers, North Carolina, and lived on Crow creek, where at least two of his sons, Mark and Moses Hopkins, were born, it is claimed.

The government records received show that "Ned" Hopkins had a large family of children, including Mark and Moses, James, John, Martin, Annie, Elizabeth, Joshua, who became the head of a family instead of dying young, as the family tree is said to show; William, Chuza, Prudence, Phoebe, Sarah and Polly, which are said to be absent from the family tree, and does not show Rebecca, who is given on the family tree, it is stated.

Go To California. Mark and Moses, aged about 35 and 30, respectively, left the home in Randolph county in 1849 for California in the gold rush, having previously worked in the old Krohn mill for money with which to at least start their trip. They are said to have reached California three years later, in 1852, and were among those who struck it rich. Mark, it appears, taking the lead and making the money, Moses working for him, not only then but throughout the career of the two men.

Mark went to Sacramento and established a hardware store at 54 K street which, it is said, is still owned and operated by the firm that purchased it from him, or his estate, later. He and three other business men of Sacramento organized and built the Central Pacific railroad, now a part of the Southern Pacific, Hopkins furnishing all the tools, spikes and other hardware used in its construction. The other men were Leland Stanford, Collis P. Huntington and Charles Crocker, the quartet having been known as "The Big Four" of

California. Hopkins, it is stated, never married, but after his death a woman, Mary Frances Sherwood (Hopkins), claimed she was his common law wife and was able to maintain her contention because, it is stated, she knew that he had relatives in North Carolina, and the brother, Moses Hopkins, claimed there were no other relatives, in order that he might get the estate. But, in maintaining there were no other relatives, he had to recognize the woman as his brother's common law wife. As a result, it is stated that in some way she obtained three-fourths of the estate.

Common Law Wife. It is also claimed by the North Carolina relatives that one Timothy (Nolan) Hopkins, who was brought up in Mark Hopkins' home, was never legally adopted by him, finding no record to that effect, and that he was not held as an adopted son. The common law wife claimed that he had been, it seems, the contention being that she did the adopting after Mark Hopkins died, at which time the boy was more than 21 years old. He is said to be listed as a retired capitalist now. He will be one of the principal defendants in the action that is to be taken by the claimants in this state.

Mark Hopkins died in 1873, and the estate was settled in 1882, the bulk of it going to the common law wife, Moses, it appearing, receiving only one-fourth. He died without blood descendants, it seems. After Mark Hopkins died his common law widow married Edward F. Searles a few years later, and a few years after that she died, leaving the bulk of the holdings to her husband and his family.

At the time of Mark Hopkins' death his estate is said to have been valued at \$20,000,000, but because of the great development of properties owned and great dividends paid in stock he held, the 48 years since have seen it increase to what is said to be a very conservative estimate—\$300,000,000.

Owned Much Property. Included in the estate, among other properties and stocks, \$135,000,000 in stocks and bonds, largely of the Southern Pacific railroad; \$20,000,000 in property in San Francisco, \$12,000,000 in property in Sacramento, and 75,000 acres of land in California, most of it near Sacramento. A large stock of railroad stock is said to be owned in Kentucky, while there are large amounts in New York and other states, it is stated.

No Work There. Chef—Boss, I'm sorry to tell you, but next Saturday night I've quit. Manager—I'm sorry, Rastus; you have been very faithful. Nothing unpleasant has happened I hope? Chef—No, boss. I've plannin' to go to Africa to live with mah bruthah. Why, Boss, they tell me the sun does all their cookin'. Don't nobody use stoves. They just set the food out in the sun to cook. That's the place for me, where I won't nevah have to stan' over no mo' hot stoves.

MISS ALLEN WRIGHT OF LATTIMORE HAS BIRTHDAY

On Friday afternoon at the home of her parents Mr. and Mrs. Bate Wright of Lattimore, little Miss Aileen Wright celebrated her tenth birthday by giving a most enjoyable party. Twenty of her friends were present and a most delightful time was had playing various games, after which they were invited into the dining room which was beautifully decorated with daisies and ferns and where the cake cutting took place. Delicious ices and cake were served by the young hostess' mother, assisted by her aunt Mrs. Jones, her cousin, Mrs. Gibbs and her grandmother, Mrs. Wright. Music on the Victrola was furnished throughout the afternoon.

Little Miss Aileen received many pretty and useful presents.

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YOUTH IN TRYON MYSTERY DEAD CONFESSES SLAYING

and killed Miss Braswell in a fit of jealousy and then turned the gun upon himself was not made a matter of record by official charges against Sonner. Another theory, that the girl did all of the shooting likewise faded into speculation with the announcement of Sonner's death.

Funeral arrangements for the youth, who was the son of a wealthy and influential family of Saluda, were not completed this morning. Miss Braswell, who was the granddaughter of a millionaire cotton mill owner of Charlotte, was buried following services at Charlotte a week ago.

Girl Shot. Sonner was brought here following a shooting on the Green River Cove road on the night of July 7 in which Miss Jean Braswell, sixteen-year-old Tryon and Charlotte society girl, was killed with a bullet through her brain and Sonner received two pistol bullets through his left chest. At the time of the finding of Sonner on the road, he declared he had been shot by "Jimmie," but was unable to furnish the last name of the mysterious assailant.

Following a wide investigation by officers, members of the sheriff's department were led to believe that Sonner had shot and killed Miss Braswell in a fit of jealousy and then turned the pistol upon himself in an attempt at suicide. Sheriff Robert McFarland, of Polk county, intimated last Saturday night that charges of murder and suicide would be preferred against Sonner as soon as his condition improved sufficiently.

Two bullets fired into Sonner's chest penetrated positions slightly above and below the heart, both of which are said to have ranged in a downward direction. When taken to the hospital, Sonner's condition was such as to lead physicians to entertain little hope for his recovery. However, he rallied during the early days of the week and was said to have been on the road to recovery when pneumonia developed in his lung. Last Sunday an investigation of circumstances surrounding the shooting of Miss Braswell and Sonner was conducted by Solicitor J. Will Pless, Jr., of Marion, of the Eighteenth Judicial district. No official statement of the findings of that investigation was given out however.

Cause of His Gloom

I've found a really wonderful dentist, a Scotchman told his friend. Every time he extracts a tooth he gives his patient a drink to stimulate him. Then what are you so gloomy about? asked the friend. Did he run out of whiskey? No, I ran out of teeth.

PAINS ALL OVER

Lady Says She Took Cardui and Never Saw Such Improvement—Was So Weak Couldn't Stand.

Weatherby, Miss.—Mrs. James M. Hall, of this place, writes that she was "getting weaker all the time" when Cardui, the woman's tonic, was first brought to her attention. After she had taken Cardui a while, she writes that she "never did see such an improvement." "I suffered all the time and had pains all over," says Mrs. Hall. "I was so weak I could not stand. My skin was cold and flabby. I did not have any color. I had always been a very active woman—used to outdoor exercise, walking and going where I pleased, and to get down, not able to get myself a drink, was indeed a hardship. "Nothing seemed to help me, till I began on Cardui. The first bottle seemed to strengthen me, and I went for five more. By the time I had taken these, I was on my feet, going around, doing my work, gained in health and strength. "I took two more bottles, and I am well and strong. Can work my garden. I haven't had any more sickness." Ask your druggist. NC-165



TRUSTEE'S SALE. By virtue of the power of sale in certain deeds of trusts executed on January 14th, 1924, February 6th 1924, and January 20th, 1925, respectively, by Moses McKenzie and wife, Ida McKenzie, to me as trustee, securing an indebtedness to the Shelby Building and Loan association, and default having been made in the payment of the indebtedness thereby secured, I, as trustee, will sell for cash to the highest bidder at public auction at the court house door in the town of Shelby, N. C., on Monday, August 16th, 1926 the following real estate: Situated in the Southeastern part of the town of Shelby and known as Lot No. 1 of the Jennings-Gantt property, as shown on the map of said property made by George Justice, surveyor, said lot having a frontage of 50 3/10 feet with a depth of 161 feet, and being fully described in a deed from Poar Real Estate company to Moses McKenzie, said deed dated April, 1907, and recorded in Book 177 of deeds, page 200, of the Register's office of Cleveland county, N. C., reference to which is hereby had for a full description by metes and bounds. This July 14th, 1926. CYLDE R. HOEY, Trustee.

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EXECUTOR'S NOTICE. I, the undersigned, P. P. Hamrick, having this day qualified as executor of the last will and testament of A. C. Hamrick, deceased, hereby notify all persons holding claims against the estate of the deceased to present same duly verified to me on or before July 1, 1927, or this notice will be pleaded in bar of their recovery. All persons indebted to said estate will make immediate payment to the undersigned. This June 30, 1926. P. P. HAMRICK, Executor of A. C. Hamrick, Lattimore, N. C., R-1, O. M. Mull, Atty. for executor.

TRUSTEE'S SALE OF REAL ESTATE. Under and by virtue of the power of sale contained in a certain deed or trust executed by J. C. Lattimore and wife, Annie Lattimore to the undersigned trustee for the Shelby and Cleveland County Building and Loan Association, said deed of trust being dated June 16th, 1925 and recorded in the office of the Register of Deeds for Cleveland county, N. C., in Book No. 135 at page 71 and default having been made in the payment of the indebtedness therein secured and being requested to sell said property I will sell at public auction to the highest bidder at the court house door, Shelby, N. C., on

Saturday August 7th, 1926, at 12 o'clock noon, or within legal hours the following described real estate: Situated in No. 6 township in the northeast of Shelby, N. C., and bounded as follows: Beginning at an iron stake near forks of road, in a line between the John Lineberger land, now East-de Gott w Mill Co., and J. L. Smith's land, thence with said stake mill line East 420 feet to a stone, thence a new line N. 10 1/4 W. 105 feet to a stone; thence a new line S. 60 degrees 20 minutes. 420 feet to a stone in the road in line of land sold by J. L. Smith to W. M. Wellmon; thence with said line S. 10 1/4 E. 165 feet to an Iron Stake the beginning corner, containing 1 acre, more or less and being that same lot which was conveyed to J. C. Lattimore by R. L. Dedmon and wife. This July 6th, 1926. Terms of sale, cash. JNO. P. MULL, Trustee.

BIDS WANTED FOR SIDEWALK IMPROVEMENTS, SHELBY, N. C.

Sealed proposals will be received by the City of Shelby, N. C., for furnishing materials, labor and equipment for constructing sidewalk improvements in and for the City of Shelby until 5 p. m. July 20, 1926, at which time they will be opened and read publicly. The principal items of work are approximately as follows. 9060 cu. yards concrete sidewalks 4 inches one course. 1260 cu. yards earth excavation. Each bid must be accompanied by a certified check on a bank satisfactory to the city officials, or bidder's bond acceptable to the city officials for five (5) per cent of the amount of construction bid, drawn to the order of the City of Shelby, North Carolina, which will be forfeited to the city in the event the city accepts bid and bidder fails to execute contract, and surety bond within ten days after award. Checks or bonds of unsuccessful bidders will be returned to bidders. All bids will be compared on the basis of the engineer's estimate of the quantity of work to be done. Copies of specifications may be obtained from engineer or city clerk upon deposit of \$5, which will be returned bona fide bidders. Plans may be seen at the office of the engineer or at the office of the city clerk. The right is reserved to reject any or all bids, or to award the contract to any one bidder or bidders in part or as a whole, as considered to be the best interest of the city. CITY OF SHELBY, NORTH CAROLINA. E. A. P. Weathers, Mayor. Mrs. Oscar M. Suttle, Clerk. D. R. S. Frazier, City Engineer.

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