

# Custer County Republican

VOL. XXIX

BROKEN BOW, CUSTER COUNTY, NEBRASKA, THURSDAY, JUNE 23, 1910

NO. 3.

## MCINTYRE NOT GUILTY.

Is the Decision of Jury.

The case of Harry G. McIntyre of Seneca, on the charge of murdering O. F. Hamilton of Mullen has been on trial the past week at Mullen.

The attorneys for the prosecution are County attorney A. G. Humphrey of Hooker county and Ex-Supreme Court Commissioner Oldham of Kearney.

The attorneys for the defense are Sullivan & Squires of Broken Bow. The defendant set up as a defense that he neither committed the murder nor was present at the time that the informant, Frank Clevenger committed the crime.

The chief witness Clevenger became badly mixed in relating his story on cross examinations the first day Friday and was rebuked by Judge Hanna for his actions and demeanor while on the witness stand.

Saturday he was more moderate and repaired some of the breaks he had made the day previous. His testimony was in effect that McIntyre approached Hamilton while sitting in a drunken stupor in the saloon and struck him over the head with his revolver. Clevenger states that he pled with McIntyre at the time not to strike the aged man.

He says after he was satisfied that Hamilton was dead McIntyre deliberately proceeded to scrub the floor of the blood from the wounds in the head of his victim.

Clevenger stated that he, Charles Rector and Harry McIntyre, several hours after the murder dug a pit in the sand in edge of the village and at midnight dragged the body from the saloon and buried it in the hole prepared for it.

The defense put McIntyre on the stand Monday morning in his own defense. He denied in toto each allegations that Clevenger had made against him.

He denied that he had ever had trouble with Hamilton or that he had ill feeling against him. McIntyre testified that sometime after the disappearance of Hamilton that Clevenger said to him: "I'll tell you something you must never tell, Frank Campbell and I got away with old man Hamilton and put him away in the sand."

McIntyre further stated that a few days before his arrest Clevenger came to see him at Seneca and told him that "Judge Oldham had sweated him in Cudabec's store, but I haven't given myself away. You have been talking some while you were out thrashing. If you give it away I will kill you." He says Clevenger displayed a revolver when he made the threat. McIntyre stated on cross examinations that he said to Clevenger when he told what he and Campbell had done he said to Clevenger for God Sake keep still I don't want to hear any more about it.

McIntyre stated that he did not remember while thrashing at Crawford's ranch of saying he could tell where Hamilton was buried, but it would put me in the penitentiary, nor could he remember of telling Hugh Boyer, one of Hamilton's bondsmen not to pay the bond as Hamilton was dead or that Charles Temple plead with him to keep his mouth shut. McIntyre admitted drinking with Hamilton the last he saw him but said he went home and did not go back to the saloon after supper.

The saloon keeper McBride denied that McIntyre, Clevenger and Rector came to his house in the middle of the night on April 16 1909 as Clevenger had stated.

## PHILLIP JOHNSON AND WIFE KILLED

Struck by a Fast Mail Train at Mount Vernon, Iowa, While Passing From Their Train

Philip Johnson and wife of Ortello were killed on the railroad at Mount Vernon, Iowa, last Friday morning.

They left Broken Bow Thursday evening on No. 44, after spending the day in the city with their son J. H. and family, with the view of visiting relatives at Mount Vernon.

They had reached their destination and their train was run in on a side track, the flyer having the right of way on the main line.

It was about 2 o'clock in the morning.

It seems that Mr. Johnson did not understand the situation and in attempting to reach the depot they were both struck by the flyer which he had failed to notice. Mrs. Johnson was thrown from

The testimony was concluded Monday evening and the opening argument was made to the jury by A. G. Humphrey county attorney.

On Tuesday morning Squires made the opening address for the prosecution. The closing speeches followed by Judge Sullivan and Judge Oldham.

The argument in the case was not concluded until in the afternoon Tuesday when it was given in charge of the jury.

After deliberating upon the case the jury brought in verdict of not guilty.

the track with such force that her body was badly broken up. Mr. Johnson was carried some distance by the locomotive. His body was much worse mutilated. His head was crushed and part of it torn off besides his body was otherwise badly mutilated. It is probable neither of the victims realized any pain as death was instantaneous in both cases.

The mangled bodies had been gathered up and carried into the baggage room before the parties at the station in waiting for the aged couple knew their friends instead of meeting them had arrived at the depot and passed into eternity while they lingered in the station.

The deceased were early settlers in Ortello valley where they settled on a homestead. Mr. Johnson was energetic, able bodied and did much in building up his community as well as his own home.

They were 70 years old. They leave seven children to mourn their death. The funeral was held Sunday afternoon from the Ortello church.

Mrs. H. A. Watts and daughter left Thursday for Loup city which is now their home.

Ask Roxy Pearl, the mystery girl with the Lewis Stock Company a question.

Pearl Parker and Carl Foote down from Dunning yesterday on business in connection with Parkers homestead.

## BOY KILLED

On Railroad Near Natick Saturday night.

Wm. M. Hallick a 16 year old boy was killed near Natick by a train last Saturday night.

The mother of the boy died about six weeks ago and he has been working where he happened to find a job.

A woman, probably Mrs. Belle Steele was going through Dunning Saturday morning with cattle hired Billy to help her drive them on west to Thedford. From what can be learned Billy and the women did not agree and the boy started to walk back to Dunning on the railroad track. When about one and one-half mile west of Natick he lay down by the railroad track to sleep. He had a habit of walking in his sleep and about eleven o'clock at night when the train approached he was seen by the engineer to step on the track and walk a natural gait toward the train until he was struck by it.

The train stopped as soon as possible, a search being made for the boy but considerable time was spent before they found him forty feet away on the wire fence. He was badly mutilated.

The crew took him to Thedford and the Thedford people raised money to send him to Dunning where he was buried Sunday afternoon about 4 o'clock.

He leaves a sister and two brothers.

The Ladies of the Baptist church will have a stand the first door north of Fred Hayes store fourth of July.

## Married

At the home of Mr. and Mrs. Geo. O. Waters, on Sunday June 12 1910 their only daughter Elvira Mae, to Mr. Bert N. Oxford. The ceremony was performed by Rev. R. H. Thompson of the M. E. church in the presence of a few relatives and friends. The ring ceremony was used which was beautiful and impressive. The young couple performed their part with ease dignity. After the ceremony the guests sat down to a wedding dinner where all the delicacies of the season splendidly prepared, and in great abundance was served.

The young couple were both born and raised in Custer county where they have many friends, who wish for them peace and plenty all their days. They will make their home for the present with their parents Mr and Mrs. Waters.

## Married

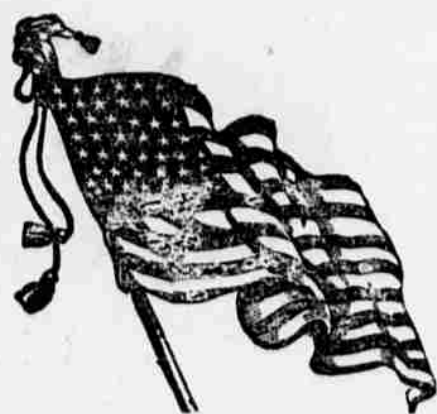
MYERS-SMITH

At the brides home on the South Loup near Georgetown, Wednesday noon occurred the marriage of Morris E. Myers to Mable M. Smith, Rev. J. E. Aubrey officiating. The couple were unattended, but the occasion lacked nothing else in its completeness. Mr. Myers is the youngest son of Mr. and Mrs. J. E. Myers and is managing the famous Myers ranch.

The bride is the daughter of Mr. and Mrs. C. C. Smith and fully capable to fill well the place she has chosen. The young people will reside on the Myers ranch.

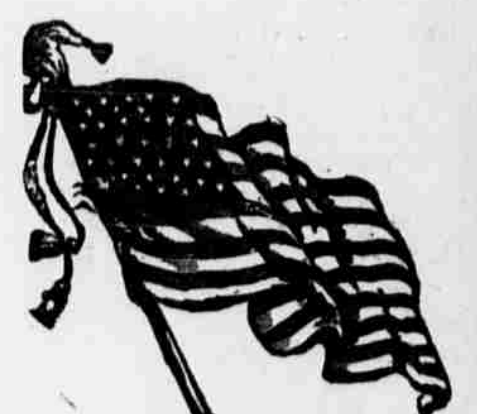
# A BIG CELEBRATION!

Broken Bow proposes to plan for the most extensive line of amusements for the 4th of July she has ever given. The goods for a grand display of fire works in the evening has already been received. The floral parade will be worth seeing. Come early and spend the day and evening.



Now and novel amusements will be provided. Something to please every one

The following is a partial list of what will happen:



## FORENOON.

Salute at Sunrise  
Baseball  
Auto Floral Parade  
Comic Parade  
Program  
Address by Prof. R. I Elliott  
Balloon Ascension with Monkey Aereonaut

## AFTERNOON.

Prof. Holloway's Dive  
Baseball  
Big Program of Sports  
Laying of Cornerstone at New High School  
10-Round Boxing Contest between Prof. Gray of Cincinnati, O., and Prof. Black of San Francisco.  
Balloon Accension with Monkey Aereonaut.

## EVENING.

Prof. Holloway's High Dive  
Grand Display of Fireworks

## ALL DAY AND EVENING ATTRACTIONS.

Dancing  
2 Moving Picture Shows  
Merry-Go-Round  
Lewis Stock Company, under Canvass  
Games and Contests  
Side Shows  
Band Concerts

There will be a long list of free attractions, but admissions will be charged at the moving picture shows, all shows under canvass, the boxing contest and like entertainments. There will be an admission of 25 cents to the ball games.