Nebraska

PAROLE FOR KEN. MURPHY

Young Man Implicated in Sellers Murder in Cherry Released.

STATEMENT BY THE GOVERNOR

Proof Showed the Killing Was the Result of a Boyish Trick and Was in No Wise Inten-

(From a Staff Correspondent.) LINCOLN, Jan. 28 - (Special.) - Governor Morehead has given a parole to Kenneth Murphy, the 17-year-old boy sentenced to the penitentiary for life from Cherry county for being implicated with three other young men in the murder of Charles Sellers, who had been paying

attention to Murphy's sister Eunice. The girl had made complaint that Seilers had been paying attention to her against her protest, and the boys decided to scare him. They took a rope and calling him out placed the noose around his neck and strung him up to a tree. Sellers fainted and the boys, being plarmed, instead of cutting him down, ran away and left him hanging. He was later found dead and the boys confessed to the killing.

Murphy has been taking a correspond ence course at the University of Nobraska, and it is said will endeavor to enter that institution and complete his studies. Many prominent people of Lincoln have taken an interest in him and expect to help him if he proves true to the trust placed in him.

"Owing to the tender years of the boy, he being but 17 years of age at the time of the commission of the crime, and there being no evidence showing that he was in any way guilty, outside of being present, and on account of the threatening attitude of the citizens, causing the parties to plead guilty and to be sentenced by the judge without a trial, as much for their protection as for the offense committed, I have decided to release Murphy conditionally from the penitentiary," said the governor.

Murphy an Orphan. "I do this partly for the reason that Murphy is an orphan boy and has had no one to look after him from childhood, except a sister just a little older than himself; partly, also because all the accounts I have had of hi magree that prior to the time of the event which led to his being placed in the penitentiary, he had a record of excellent behavior and was not known to possess vicious or criminal

"After the sentence a grand jury was empaneled, consisting of fifteen men, and after a thorough examination of all the witnesses who desired to testify in the case, the unanimous verdict of the fifteen men was that the killing of Seilers was not intentional and they found the crime to be no greater than manslaughter.

"The legal penalty for manslaughter is one to ten years. Young Muruhy has already served two years and almost four months, a considerably longer time than the minimum sentence provided for that crime, and if he had been convicted on such a charge he would have become eligible to parole more than a year ago.

The fact that Judge Westover, who sentenced the boy strongly recommends an unconditional pardon for Mudphy, who was the youngest of the four and the brother of the girl, leads me to believe that I should give this boy a chance to inal record except the present case and here are so many good families who are interested in him and who are willing to take him into their homes during the time he desires to go to school that I am gving him his liberty as a trusty, in no way obligating myself that I will pardon him. But I believe it is my duty to the people as well as myself for my actions and I am allowing Kenneth Murphy to be liberated and to report to me each week. I shall keep closely i ntouch with the instructors and the party whom he will stay with and if there is any indication that the boy is not making good. I shall return him to the penitentiary."

Notes from Bentrice. BEATRICE, Neb., Jan. 28.—(Special.)— The report of Guy L. Rathbun, general secretary of the Young Men's Christian association, covering a period from September to January shows the assaclation to be in splendid condition. During the last three months 3,016 have attended the religious meetings. One of the features is a religious club with an organization of a grammar Bible school league in which there are sixty boys. The average daily attendance at the buildings has been 320, and there were over 3,400 games played during December. The association has a well organized physical department with two paid instructors and several volunteer workers.

Otis Wesley Wright of Filley and May Ann Mastalka of Beatrice were united in marriage by County Judge Walden Tuesday afternoon at the court house. They will make their home on a farm near Filley.

The members of the Beatrice Ministerial association gave a farewell banquet Tuesday evening at Scott's cafe for Rev. and Mrs. R. M. Badger, who leave for Lincoln Thursday to make their home. The farmers in the vicinity of Rockford have planned a big wolf hunt for

Friday afternoon of this week.

Train Chases Horses Ten Miles. STAPLETON, Neb., Jan. 3.-(Special -The freight train which should arrive here at 4 o'clock in the afternoon was several hours late last night, and as it came in there was a bunch of seven or eight horses running along the track in front of the engine, and they had been there for more than ten miles. Engineer Bailey explained that at a point near mile post 92, where a wagon road crosses the track, the horses were feeding, and being frightened by the headlight took off down the track, and they kept on the track, negotiating the cattle guards all right, the bridges having recently been filled between the ties with gravel to prevent them catching fire from toe

Kimball Man Sent Up for Forgery. KIMBALL, Neb., Jan. 28.-(Special.)-Edward C. Overbaugh was sentenced by Judge Grimes yesterday afternoon to an indeterminate term of from one to twenty years in the penitentiary after he had pleaded guilty to the charge of forging a check for the sum of \$12.50. Overbaugh. who has been employed on the ranch of the Lodge Pole Irrigation company, east of here, stole a saddle and Navajo blanket from the harness rooms of the company's ranch a couple of weeks ago. He walked to the town of Dix, where he forged a check on G. A. Penick, a promiment farmer of this community The saddle and blanket were found near the Gunderson farm near Dix.

FORMER CONGRESSMAN WHO IS IN TROUBLE OVER SMUGGLING.



Lucius N. Littauer of Gloversville, N. Y., who, it is reported, has been indicted by a United States grand jury, in New York, on the charge that he smuggled into the United States last November a \$40,000 necklace. When federal secret service agents commenced an investigation Mr. Littauer is said to have turned the necklace over to the United States customs officials. Dudley Field Malone, son-inlaw of United States Senator O'Gorman, who is collector of the port of New York, is said to have conducted a personal investigation of the Littauer case. A true bill is also said to have been returned against William Littauer, a brother of the former congressman. Lucius N. Littauer was a member of the United States house of representatives from 1897 to 1907. He is reputed a millionaire and is a close friend of Colonel Theodore Roosevelt and of former Governor Benjamin B. Odell of New York. Littauer brothers of Gloversville, control a large part of the giove industry of the United States.

Lucius N. Littauer

Unemployed Men

loyed here last night four demanded conception of the work the commissijury trials today, one was dismissed, and was appointed to perform. the sixth, Samuel Rosenberg, was fined get an education at least. He has no crim-Rosenberg made incendiary appeals to

> and at Workingmen's hall today were easily controlled by the police. Captain way commission's annual expenditure of depot, which is used for both freight and Storen turned over to the postoffice au- \$38,000 looks trifling when compared to passenger, will be used as an exclusive thorities an anonymous threat, embellished that stupendous sum. with a skeleton drawn in red ink, to blow up the Maxwell street police station unless all of the men arrested last their session today with an address by night were dismissed.

the crowd.

bership with the Industrial Workers of the association was opposed to meeting the World.

Nebraska.

BOARD SAVES STATE MONEY

Railway Commissioner Taylor Says

Orders Have Been Effective.

Declares that Annual Expense Thirty-Eight Thousand Dollars is of Small Account in View

of Rig Resplts Claimed.

(From a Staff Correspondent.) of Secretaries of Commercial Clubs of the State this afternoon. His address covmission was made. In his address Mr.

"Candor cempels me to admit that the mmission does not stand as high in public esteem as it did a few years ago. A few citizens even go so far as to say remendous amount of money, for which sold for \$8.95 and Wiley's for \$8.80. it has rendered no adequate service.

Services Underestimated. "The fact that they almost invariably some east. over-estimate the amount and value of on, for the reason that the great ma- put in this spring. ority of citizens have no means of following the work of the commission and onsequently are not prepared to question

of the commission since it was organized, and who are now directing it, have failed He was released on bond. in meeting the reasonable expectations of the people they are entitled to crit-

Only One Alternative. "If the commission is engaged in per-

forming only perfunctory duties, if it is securing no relief for the patrons of the common carriers of this state ,if it is contributing nothing toward the solution of the great questions of public service, then it should be abolished and the men who compose it should be returned to private life.

"If the commission is as useless as den in the letter above referred to. some of its critics contend, then it is a waste of my time and yours even to attempt to show how it can be of service to the members of this organization. Moreover, if this more or less prevalent impression is unfounded, then it will have Demand Jury Trials a discussion of the possibilities for cooperation in that spirit of candor and mutual confidence that is essential to CHICAGO, Jan. 28 .- Of the six men ar- the best results. Nor were the people ested in disturbances among the unem- mistaken when they entertained a large

> Saving in Figures, that the saving to the people of the state

Secretaries Will Not "Sponge." The Commercial club secretaries opened the president, James Henderson of Cen-Two of the men arrested claimed mem- tral City, who emphatically declared that around the country and sponging off the All druggists. 25c .- Advertisement.

people of the town in which the conven-Tomorrow will be the working day of

WYMORE TO FURNISH TWENTY-FOUR-HOUR SERVICE

WYMORE, Neb., Jan. 28,-(Special.)city council last night it was decided to start the city electric plant on a twenty-TOTAL SEVENTEEN MILLION four-hour basis on February 1 and make all connections with private consumers of as fast as possible. The city's plant was completed last fall after an expenditure of about \$25,000. The present plant is steam-operated and is large enough to supply present needs of the city. It was operated ninety days to light the streets and pump the city water. A contract LINCOLN, Jan. 28,-(Special.)-Railway for that service was made with the Commissioner H. G. Taylor was one of Electric Service company and the city the principal speakers before the meeting plant was shut down from December 3 to January 23. The district court sustained an injunction last week to pevent the carrying out of that contract. ered the subject of "The Railway Com- Nearly 75 per cent of the electricity users mission and the Secretaries." A general of the city had contracted for current review of the work of the railway com- from the city plant, but no effort was made to supply them before the city plant was shut down.

Chase County Hog Win Prize. IMPERIAL, Neb., Jan. 28-(Special Chase county carried off three prizes at the Denver fat stock show. Klipatrick that it has become the vermiform ap- Bros, shipped two cars of hogs from pendix of the state government and 's Imperial and Frank Wiley two cars from just as useless and expensive as such ap- Wauneta. Kilpatricks took first and secpendages usually are. They contend that ond and Wiley third. Kilpatricks took t has cost the taxpayers of the state a first and second last year. Their cars Farmers have plenty of corn for the'r own use this season and have shipped

A large acreage of fall wheat is sown the service performed does not lessen the and is looking exceptionally good. There extent of their influence on public opin- will be a big crop of all kinds of grain

Youth's Assallant Arrested. BEATRICE, Neb., Jan. 28.-(Special he statements of those who claim to be Telegram.)-As a result of a fight in the electric light plant at Oketo, Kan., last "When the people of Nebraska estab- night Lester Church, a 15-year-old boy, ished the railway commission they did was slashed across the chest and arms so in the high hope that it would be able with a knife by James Gallaughly and to render a splendid service and that it severely injured. Gallaughly was arwould be capable of finding the answer rested at Barnston, this county, today. to a multitude of perplexing problems He was taken back to Oketo, where he that had up to that time defied solution. was bound over to the district court on If the men who have directed the policy the charge of assaulting young Church with intent to do great bodily injury

> Orders Telephone Rate Reduced. STAPLETON, Neb., Jan. 28,-(Special.) Some weeks ago the telephone toll rate between Stapleton and the county seal, Dandy, three and one-half miles away, was raised from 10 cents to 20 cents, and today the two telephone companies have received from the State Railway commission an order to return to the former rate. The extra charge was evidently being made under the subterfuge of "line charge," and this is specifically forbid- E.

Upland Club is Reorganized, UPLAND, Neb., Jan. 28.—Special.)—At meeting held in the city hall Monday night the Upland Commercial club, which has been in a state of disuctude for about five years, was reorganized. George B. get an opinion as soon as possible. to be removed before we can enter upon Godfrey was elected president and Dr. T. Johnston secretary-treasurer. About thirty charter members were taken | Board of Control selected the following: in and much enthusiasm was manifested in regard to the building of a new school and installing an electric light system.

New Depot at Kimball, KIMBALL, Neb., Jan. 28.—(Special.)— "Will you believe me when I tell you Material for a new passenger depot the the present freight depot is arof Nebraska through the reductions made riving daily. Railroad business has dou-Smaller assemblages at the police court by these laws aggregate \$16.950,000, or an bled in Kimball the last two years, makaverage of \$2,825,000 annually? The railing more buildings necessary. The present

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Men! Your Clothes Buying Opportunity is Here!

OUR HALF-YEARLY

Lieutenant Governor Fails to Convince District Court.

CANNOT RUN FOR GOVERNOR

W. E. Stewart Rules that Constitution is Bar to Present

Office Holder Making

Race in Nebraska.

(From a Staff Correspondent.) LINCOLN, Neb., Jan. 28.-(Special.)deutenant oGvernor McKelvie cannot run for governor this fall if the supreme court upholds the decision of Judge W. Stewart of the Lancaster district court, who ruled against the lieutenant governor this morning in the mandamus suit brought by him to compel Secretary of State Wait to place his name upon the

republican primary ballot Mr. McKelvie will take the case to the supreme court immediately in order to In the selection of architects to prepare plons for new state buildings the Building at Norfolk asylum, J. C. Stitt,

Norfolk, Department building at School for the Deaf, Omaha, J. H. Craddock, Omaha. New buildings at Girls' Industrial school at Geneva and hospital building at Milford Soldiers' home, J. H. Salmon, Lin-

Hospital building at orthopedic hospital at Lincoln, Burd F. Miller, Omaha.

Divides Architect's Work. The State Board of Control has decided to distribute the work of "architecting" for the state among the different architects of the state and no on man will be given a monopoly on the

Under the Aldrich administration Burd F. Miller held thee job of state architect on a salary. When the present admin-

istration came into power a change was Only one coyote was killed in the roundmade cutting off the straight salary and giving Mr. Miller the work of drawing plans at a certain per cent with an additional per cent for supervision of the

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Gold Mining Company.

Omaha has incorporated with the secretary of state with a capital of \$25,000 The incorporators are John Dahmke and Fred G. Deefs of Omaha, Nis Nissen and Claus Riessen of Osmond and Otto mittee appointed by the bar of Cass, Otos Horeis of Millard.

YORK, Neb., Jan. 28.—(Special County Treasurer McCloud reports that there are about 400 owners of motor cars delinquent for 1912 licenses. He is bus sending out notices and expects in a short time to add \$800 to the county road fund. As owners who fall to pay are subject to a fine of \$50 on conviction, the fund may be added to from time to time.

Hoy Shot in Coyote Hunt. YORK, Neb., Jan. 28.—(Special.)— Floyd Smith, who was in a roundup south of this city for coyotes, was shot by the accidental discharge of a gun. The charge entered the boy's leg and one shot en-

MEMORIAL EXERCISES FOR LATE DISTRICT JUDGE

PLATTSMOUTH, Neb., Jan. 28.-(Special.)-Judge James T. Bagley of Papillion convened district court in this city last evening at 8 o'clock for the purpose of receiving the resolutions of the joint comand Sarpy counties, upon the death of the late Harvey D. Travis, judge of the Second judicial district. The resolutions were presented by A. L. Tidd, chairman of the committee of the Cass county bar, motion, were ordered by Judge Begley to be spread upon the records of the district court of the three counties composing the Second judicial district. Among the attorneys who then delivered eulogies were: Judge James T. Bagley, A. E. Langdon, Paul Jessen, C. A. Rawis, R. B. Windham, A. L. Tidd, W. W. Wilson, A. J. Beeson, D. W. Livingston. Letters were read from C. E. Teft of Weeping Water and F. E. Warren of Nebraska City, and an original poem by the latter was ordered incorporated in the tered the thigh, and another the knee resolutions by the court.

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