

The Alliance Herald

Twice a Week—Tuesday and Friday

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ALLIANCE, BOX BUTTE COUNTY, NEBRASKA, TUESDAY, JANUARY 13, 1920.

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L. E. LACKEY BOUND OVER TO DISTRICT COURT

MUST ANSWER CHARGE OF MURDER OF DAUGHTER

Attorneys for Prosecution Breaks Down Testimony of Divorced Wife of Accused Man

"In review of the evidence submitted in this hearing I have weighed and balanced to the best of my ability each point and I have come to the conclusion that there is sufficient evidence as to the guilt of Lawrence H. Lackey to warrant a trial in the district court. The court therefore rules that he be bound over to the district court and confined in the county jail of Box Butte county at Alliance, Neb., until the June term of court or until such time as the district court convenes."—Judge Ira E. Tash.

At the resumption of the hearing of Lawrence H. Lackey at noon today Dr. Blak was recalled. The defense objected to his testimony as being repetition and the court sustained the objection. Sheriff Miller was then sworn in as witness to this conversation, which took place on or about December 26, in Mr. Basye's office.

Mr. Basye informed Mr. Lackey that a chemical analysis of the stomach of Pauline had been received by him. The following conversation ensued:

"That looks pretty hard on you, Lackey."

"You wouldn't think I'd kill my own child, would you?"

When told the child's stomach contained strychnine Lackey said:

"That's what I expected."

In order to allow Mrs. Lackey, wife of the defendant, to testify, W. C. Mounts, county clerk of Box Butte county, was called to produce the court memorandum to establish a date that the court could accept as the date of the decree. Mrs. Alta Maud Lackey, wife of the accused man, was the next witness called. When questioned as to whether she had received letters from Lackey regarding the custody of the children, Mrs. Lackey answered vaguely and "didn't remember" of any.

Mrs. Lackey was then taken from the stand for a few moments and her mother, Mrs. Meda A. Kelly, and sworn in. Mrs. Kelly admitted having received a letter from Mr. Lackey and said she sent it to her daughter. Mrs. Kelly was excused and Mrs. Lackey recalled. Having proven she received one letter she was asked by the state if she showed this letter to Lee Basye. She said she "thought" she did. In Mrs. Lackey's testimony it was brought out that on page 7 of this particular letter it says, "I'll use my own judgment as to when you get the children."

At the close of the testimony of Mrs. Lackey the state and the defense closed and the court asked for the pleas. County Attorney Basye, representing the state of Nebraska, made a brief review of the facts proven by the testimony and laid his case in the hands of the court. When the defense was called for, Mr. Mitchell declined, stating that the court had already balanced the evidence and his mind was made up.

After a brief pause Judge Ira W. Tash, who presided over the hearing, made the rulings of the court, namely that sufficient evidence had been introduced to bind Lackey over to the district court, and that he would be confined in the county jail of Box Butte county until such time as the district court convened.

Tuesday Morning Session

The hearing of Lawrence Lackey was resumed at 9:30 this morning. Both the defendant and his wife entered the court room apparently bright and optimistic, despite the seriousness of the charges preferred against Lawrence by the state of Nebraska.

Wilma Lucky, the eight-year-old daughter of Lawrence Lackey, was the first witness called. After the little girl had been sworn she took the stand and in a clear, childish voice told what she knew concerning the death of her little seven-year-old sister. The state, in endeavoring to prove strychnine poison administered by her father in a piece of candy, received this statement from her:

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For Alliance and vicinity—Generally fair tonight and Wednesday. Not much change in temperature.

of candy, received this statement from her:

"Pauline said her candy was bitter and I was afraid mine was, too, so I threw it down."

The little girl says she loves her father and that she has never been mistreated by her father. She says also that he loved Pauline and that she also was very fond of him. During the little girl's testimony both the defendant and his wife wept and the court room was noiseless, seemingly cognizant of the occasion.

Miss Clela E. Beatty, teacher in the Alliance public schools, was next called to the stand and stated she was at the school house during the sickness of Pauline. She said Pauline clung to her hand and did not want her to leave so she accompanied her to her home, remaining until she died.

Mrs. Lawrence Lackey, former wife of the defendant, was then called to testify. Her testimony was contested by the defense, as a wife cannot be forced to testify against a husband. Mrs. Lackey was withdrawn from the stand until the court records are produced to show the date of her divorce decree. After that is done it is probable she will be allowed to take the stand.

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WILL CONSIDER APPOINTMENT

Highway Commissioner Will Probably Be Selected by the County Board

The board of county commissioners are in session this week. Routine business matters will be discussed, and the question of appointing a highway commissioner will be considered. Division Engineer McLean of Scottsbluff has intimated that unless such an officer were appointed, prospects for going forward with the federal and state road program in Box Butte county will not be the brightest.

There are two candidate mentioned for the position. Jake Bicknell has presented a petition with a large number of signatures. It is rumored that a remonstrance against his appointment, with a considerable number of signers, has been filed.

The other candidate is Jack Burns, who has been a resident of the county for a number of years, and like Mr. Bicknell, has considerable experience with road building.

ANNUAL MEETING OF FAIR ASSOCIATION

The Box Butte county fair association held its annual meeting at the Community club rooms last Saturday evening. The stockholders elected fifteen directors, who in turn elected officers for the ensuing year. All old directors were re-elected, and they proceeded to re-elect the following officers: President, L. H. Highland; vice president, C. A. Newberry; secretary, W. E. Spencer; treasurer, W. C. Mounts.

There was a discussion of proposed improvements to the fair grounds, but at the suggestion of Mr. Highland, this matter was postponed until the present or next board of directors of the Community club, which has held a lease on the grounds, indicate their desires in the matter.

FEATURE PROGRAM AT IMPERIAL WEDNESDAY

An especially good program has been prepared for the enjoyment of Imperial patrons Wednesday evening. A really amusing photoplay, "A Misfit Earl," is the chief film attraction, an old deals with the adventures of a cowboy in the land of titled aristocracy. You can imagine how a real cowboy would behave under such circumstances, and Louis Benson made a lively and exceedingly humorous production of it.

As an extra attraction, the management will present The War Players and Singers, a group of four Yankee soldiers who bring the world to music. The program contains a lot of fun as well as tragedy. Every member of the quartet saw overseas service, and one of the features of their performance is a little sketch of trench life. A Fatty Arbuckle comedy completes the program.

On Thursday evening, the attraction will be Maurice Tourneur's latest thrilling picture, "The White Heather."

THE NEBRASKA RIFLES

WHEREAS, The president of the United States, and the members of his cabinet, are convinced that a grave danger exists in the form of a revolutionary organization, threatening the stability of our government and the overthrow of established law and order, and establish in place thereof, a Russianized or soviet form of government, and

Whereas, They have called upon the governors, and the people of the several states, to form local military organizations, to uphold the law, and assist the regularly constituted officers in the enforcement of law, the protection of life and property, the suppression of riots and mob rule, by revolutionary elements,

As loyal citizens responding to the call of our governor and regularly constituted authorities, to form a temporary military organization, of citizen soldiery for the purposes above set forth, we deem it important, and highly advisable, to give to all the people, a plain statement and DECLARATION OF PURPOSE, in order that there may be no misunderstanding, or misconception of its aims, objects and purposes.

Paragraph I. The sole purpose of this organization shall be to assist the governor of this state, and the duly elected peace officers thereof, in the enforcement of existing laws, to maintain peace and order, and prevent rioting and the destruction of life and property by lawless mobs, rioters, or revolutionists.

Paragraph II. It is positively asserted that this organization is representative of all law abiding and loyal people, and is in no wise antagonistic to organized labor, and is not organized for the purpose of suppressing, or preventing regularly called and peacefully and lawfully conducted strikes of organized or unionized labor.

Paragraph III. The reason for the formation of this emergency organization is because of the fact that the present available strength of the regular army has been reduced by demobilization to about 25,000 men, being the smallest army in time of peace since the close of the civil war, and for the further reason that there is no national guard in the state of Nebraska, and because it is deemed to be the consensus of opinion, that it is best and wisest for all concerned, that the dignity of the law be upheld and order maintained by all the loyal citizenry of the country.

Paragraph IV. The period of enlistment in this organization is for six months unless sooner discharged.

WHEELER VS. CANNON THURSDAY NIGHT

A wrestling event will be pulled off at the city armory on Thursday evening, when Steve Cannon, weight 152, will meet A. B. Wheeler, who tips the scales at 212 on the mat. The grapple promises to be one of the most interesting that has been pulled off in weeks. The last time these two men tangled, Cannon received a couple of damaged ribs, after they had battled for forty-five minutes without a fall. This is a finish match in every sense of the word, and those who come out expecting to see a lot of action will not be disappointed.

The match is for a side bet of \$100, and the winner will take all the gate receipts. This means that both of these men have confidence in themselves. Cannon has been training and is in as fit physical condition as he has ever been. Wheeler is ready for the toughest kind of mat work. Wrestling fans are expecting to see a game battle, and the two contestants are ready to give it to them.

Cannon has a series of three matches scheduled for January, and there are plenty more opportunities for bouts after he meets Joe Stakes at Scottsbluff on January 21 and Pete Buzukos in a postponed match on the 28th.

Adam Wickman and Gus Kruger will stage a preliminary bout previous to the main event.

APPEAL FOR FUNDS FOR CITY MISSION

Authorized representatives of the various social and religious organizations of Alliance, appointed to consider ways and means of continuing the city mission, met Monday evening. It was decided that the proposed plan, to have the mission supported by voluntary contributions from these organizations as a whole, was not feasible, there being a perceptible lack of interest on the part of the delegates which may or may not reflect the opinions of the various organizations.

A committee from the general committee will this afternoon appear before the county commissioners and urge their support of the mission. Another delegation will attend the meeting of the council this evening for the same purpose. Upon the action taken upon these appeals the fate of the mission rests.

Mr. Rose of Rose & Peterson of Kansas City was an Alliance business visitor Saturday.

GOOD START TOWARD AN ILLICIT STILL

After two or three weeks of comparative inactivity, the police court will again have something to do, unless it is decided to pass the cases over to county court. Chief of Police Nova Taylor, Sheriff Miller, Deputy Oscar Reed and Burlington Special Agent T. J. Smith have been working to get together harmoniously this week, and the result is a nice grist of prisoners.

Several days ago, S. P. Lohr, employed in the local freight house, had stolen from him a pocketbook which contained not only \$140 or \$150 in bills, but two Burlington pay checks for \$52 and \$67, as well as coupons clipped from Liberty bonds to the extent of \$14 or a trifle more.

Saturday last, Joe Price, colored, attempted, so the officers say, to cash one of the checks at the First National bank. Shortly afterward, he attempted to cash the Liberty bond coupons at the First State bank. Jay Walker told him that it was impossible to cash the coupons and proceeded to hunt up the sheriff, who arrested Price as he was about to leave town. He is now in the county jail, but due to the activities connected with the Lackey hearing, no charge has yet been filed against him.

Mr. Price, the officers say, implicated one Alonzo Isaiah, also colored, and Chief of Police Nova Taylor gathered him in Sunday night. Judging from the appearance of Mr. Isaiah's room, he was about to engage in the manufacture of something or other. The officers report the presence of a glass jug of corn and a stone jug filled with the same cereal, in process of fermentation. The paraphernalia was taken to the city jail, where Isaiah now resides, awaiting the filing of formal charges, which may be made by the United States district commissioner, who has been notified.

Last Thursday, on a search warrant, the Alliance hotel annex was searched, and one Jesse Jensen taken into custody. In Jesse's room was found a quantity of intoxicating liquor, together with several empty bottles. He put up cash bond of \$110 for appearance Tuesday, and although it is possible that he showed up, the county officers were too busy with the Lackey hearing to know if he did.

The fogs of London have a picturesque quality that is lacking in the fogs that hang about the capitol at Washington.—Long Island City Star.

If men were serpents women would all want to be professional snake charmers.

A GOOD PLACE FOR YOUR OLD CLOTHING

Alliance residents who have in their possession clothes that have some wear left in them will be doing the less fortunate people of the city a good turn by taking them to the George D. Darling store, where they will be distributed free of charge to those who need them.

Nearly every home has an assortment of clothing that is doing no one any good. It does not entail any sacrifice beyond the labor of sorting them out and taking them down town—and you can be of material assistance to those less fortunate than yourself.

Do it today—while you are thinking of it. It's an easy way to lend a helping hand. This sort of relief goes exactly where it's needed. Help it along.

While the allies are debating what to do with Bill Hohenboller, we'd like to get the loan of him to chop wood for a spell.—Columbia Record.

Men flatter merely to protect themselves from women who flirt.

FIREMEN TO VISIT ALLIANCE FRIDAY

Several Delegations From Convention to Return Home by Way of This City

J. W. Guthrie received a telegram the first of the week from President Tobin of the State Volunteer Firemen's association, which said that a special train of four Pullmans, two cars from Fremont and one each from Columbus and Ord would return from the Scottsbluff convention by way of Alliance. They will arrive in this city early Friday morning and spend the day with the city.

Community club directors and members of the Alliance fire department will meet together tomorrow to discuss the question of entertainment as well as to take up the matter of a special train from Alliance.

OPENING GAME OF BASKETBALL SEASON

The opening game of the home basketball season will be played at the high school gymnasium Friday evening, January 6, when the Alliance quintet will meet the strong Scottsbluff team. There will be a snappy curtain-raiser as a preliminary. The toss-up comes at 7:30 p. m. and the local fans are urged to come out in force.

Last Friday the girls' basketball team played the Scottsbluff girls, Coach Messersmith, Mr. Prince as referee and Mrs. T. A. Cross as chaplain accompanying them. The final score was 14 to 10 in favor of Scottsbluff. The Alliance girls outplayed their opponents in the first half, not permitting them to make a single field goal. The first half ended 7 to 3 in favor of Alliance. The game was won in the last five minutes of the second half, when they came back strong and pushed themselves into the lead.

Saturday night, there was a double-header at Morrill. In the game between Alliance and the Morrill girls' teams, the Alliance quintet won by the easy score of 5 to 28. The Morrill girls secured one field goal.

The boys' game was a dizzy affair all through. One of the referees admitted later that he knew nothing of the rules of the game. The score at the end of the first half was either 8 to 11 or 8 to 9, the record being in dispute. At the end of the second half, it was announced to stand at 24 to 24, but it should have been, according to Mr. Prince, 24 to 26. It was decided to call it a tie, and the game was extended five minutes to play it off. During these five minutes Morrill secured 3 points and Alliance but 2. The final score was not announced, due to the confusion and noise caused by the spectators, and the frequent turning on and off of the lights. In view of the referee's ignorance of this year's rules, it is possible that the game will be contested.

It costs the miners \$60,000,000 and the operators \$12,000,000. And what bright little lad can tell us who is going to pay?—New York Tribune.

A COMPANY OF NEBRASKA RIFLES ORGANIZED HERE

ALLIANCE IS READY FOR ANY
EMERGENCY

Over One Hundred Members in Local
Military Unit to Enforce
the Law

Within the past ten days there has been formed in Alliance a company for the Second regiment of the Nebraska Rifles, which have been organized under the home guard act as an emergency force which may be called upon to restore order in any part of the state upon call of the governor. At the present time there are over one hundred members enrolled, and by the end of the week it is expected that the full quota of one hundred and fifty will have been secured.

The organization of the Nebraska Rifles is due to discoveries made by agents of the federal department of justice which furnish strong proof that there is a strong revolutionary organization existing in the United States, with ample funds at their command, the object of which is to overthrow established law and order and substitute in their stead a rule of anarchy similar to that now in Russia. The wholesale arrest of "reds" made by the federal government has removed a number of leaders and has acted as a strong deterrent, but there is little doubt in the minds of the authorities that there are plenty of adherents remaining to carry on the work.

Results of the investigations by the department of justice leave no room for question as to the existence of such an organization. Its strength can only be conjectured. It is not the desire of the authorities to cause any general uneasiness or alarm, but the fact that this state has no national guard, coupled with the fact that the standing army has been reduced to about 25,000 men—the lowest since the civil war—has resulted in the formation of two regiments of Nebraska Rifles for use should emergency arise.

One of these regiments is located in Omaha. The other regiment is scattered over the state at strategic points, two companies being in Lancaster county. Members have been recruited from all classes of citizens—business men, ex-service men, and plain citizens. These two regiments are completed. Rifles and ammunition have been furnished, or will be furnished before the week ends. They are ready for service, and are subject to call to any place in the state during the term of enlistment, which is for six months.

Upon request of the governor, a meeting of representative citizens was called to pass upon the evidence submitted. This meeting agreed that the formation of a local company for the Rifles was advisable. Another meeting was called, where a large number of citizens were present, and the consensus of opinion was that the situation was sufficiently acute to call for immediate action. A committee was appointed to complete the organization, and this has practically been done. At the insistence of the authorities, the matter was kept secret until all the towns selected had recruited their companies.

Other towns in the state having companies of the Nebraska Rifles include, Chadron, Scottsbluff, Grand Island, North Platte and other places similarly situated.

In another column on this page will be found a declaration of principles for the local company of the Rifles, which shows just what was the purpose in organization, and just what are the duties of its members. Attention is particularly called to paragraph II of the declaration, which sets forth that the organization is in no wise opposed to organized labor, and that it is not organized for the purpose of suppressing, or preventing, regularly called and peacefully conducted strikes.

In a crisis such as confronts the country today, there are, as one Alliance man has expressed it, but two classes—those who are for the country and those who are against it. Those who are in the former class have nothing to fear from the Nebraska Rifles, or from any other American.

Attention is called to the rehearsal for the American Legion minstrel at the armory tonight at 7:30 o'clock. Every member is urgently requested to be out on time, and to bring a friend. Everything will be ready to get right to work.