

The Alliance Herald

Official Paper of Box Butte County

TWICE A WEEK—TUESDAY AND FRIDAY

Official Paper of the City of Alliance

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BOX BUTTE COUNTY, NEBRASKA, TUESDAY, DECEMBER 7, 1920

NO. 3

WOMAN CHARGED WITH MURDERING EARL ANDERSON

EVELYN McELHANEY HELD FOR SHOOTING FRIEND

SHOT EARLY TUESDAY MORNING

Death Believed to Have Followed Quarrel at Wilson Rooming House—Inquest to be Held Today

Evelyn Price McElhaney, proprietor of the Wilson rooming house, 208 1/2 Box Butte avenue, is held by the county police authorities on a charge of killing Earl Anderson shortly after 1 o'clock this morning at the entrance to the alley at the rear of the Joe Smith pool hall. There were two eyewitnesses to the shooting, although a number of people were on the streets at the time, and some of them were within fifty feet at the time the murder was committed.

A. L. Grubbs of Whitman was the eye-witness who has been located and who has furnished evidence to the police to go upon. Grubbs came in on No. 42 and had decided to take a walk before going to bed. He walked a block north from the depot, turned west at the Rodgers grocery corner, walked a block, crossed the street and had got nearly to the alley when he heard steps behind him. A man and a woman walked up even with him. He turned his head and saw the flash of the fire from the gun. He heard the woman say: "Is he dead?—If he isn't, I'll plug him again."

Mr. Grubbs walked over to where Anderson had fallen, and the woman followed him. She grasped his arm, leaned over to look at the body and again asked: "Is he dead?" and again said that if not she would shoot again. Grubbs did not know whether she would do any more shooting, and did not look at the man. He was able to identify the woman as Mrs. McElhaney, but he could not identify her companion, he said. The woman replied to a question as to the size of the gun by saying it was a .32 caliber.

Mrs. McElhaney and her companion when they went over to the Western rooming house, where they stayed a few minutes, and then they returned to the scene of the shooting. Anderson was taken to the Alliance billiard parlor, and the woman was arrested near there a short time afterward.

At the police station, she admitted to the officers that she had killed Anderson, but refused to give any further information. A girl known as "Mike," who rooms at the Wilson rooming house, was questioned by the police as to any knowledge she might have of the events which had led up to the shooting, but she refused to disclose anything. Later she was prevailed upon to show the officers where the gun had been hidden. It was found in a bureau drawer in Mrs. McElhaney's room. The automatic had recently been fired and one cartridge was missing. The shell was later found at the scene of the murder.

According to the theory of the police, which is borne out by testimony from several sources, Anderson had gone to the Wilson rooming house early in the evening, about 9:30. While there he had quarrel with Mrs. McElhaney, and later she, a male companion and Anderson, with possibly some others, met in the alley in the rear of the Wilson rooming house. Again Anderson and Mrs. McElhaney quarreled, and the man who was with her attempted to pacify them. When they left, Anderson started down the alley. Evidently Mrs. McElhaney and her companion walked around half a block. The woman and the man were hurrying when they passed Grubbs, and it is possible that they speeded in order to catch him.

Drs. G. J. Hand and Baskin started an autopsy at 11 a. m. this morning, and at 1:30 had not yet discovered the bullet.

A waitress at the Manhattan cafe informed the police that about 9:30 Anderson came in and called the number of the Wilson house on the telephone and made an appointment with a man there. Later he called again and talked with this man. This furnished the police a clue, and they have the identity of the man who was with Mrs. McElhaney when she fired the shot that killed Anderson.

Anderson was removed to the pool hall across the street, the door was locked and City Physician George J. Hand called. The man breathed his last shortly after the doctor arrived. The body was taken to the Miller undertaking parlors, where an autopsy was performed this morning. The bullet entered at a point one-half inch to the right of the center of the stom-

ach and passed almost through the center. The shot was fired from a .32 automatic. It was, until a few months ago, employed as a barber in the Nation shop in this city. Since that, it is said, he has not had regular employment.

The city police were on the ground within a short time after the murder. Former Chief of Police Reed was called into service, and spent a large part of the night in assisting the local officers to round up those who might have had some knowledge of the affair. Half a dozen were held, among them being the girl "Mike," Coney Blue, Earl Mallett and Tom Lovett, all of whom will probably be called upon to testify at the inquest.

Mrs. McElhaney was placed under arrest by Officer Stillwell. Shortly after the murder she was discovered on the street near the pool hall to which Anderson had been taken. She has borne up under the strain with remarkable fortitude, and had not broken down at any time, even when she was taken to the undertaking parlors for a view of Anderson's body. At times during the morning she laughed and joked with the attorneys, and has not exhibited any particular signs of nervousness.

The identity of the male companion, as well as further details concerning the quarrel which led up to the shooting, are expected to be disclosed at the inquest.

Reports to the effect that Anderson has a wife and children were current upon the street today, but so far as has been learned, if he has relatives they have not been located.

MAIL POUCH MISSING AT HEMINGFORD

DISAPPEARED FROM C. B. & Q. TRAIN 41 SATURDAY

False Rumors of Holdup Current in Alliance—Officers on Ground Investigating

Burlington Special Agent T. J. Smith, postoffice inspectors and other officers were working in Hemingford Monday in an effort to clear up the mystery of the disappearance of a sealed pouch of first class mail, destined for that place, which was thrown off the train as usual, following which all trace of it was lost.

For a time Saturday, rumors were current in Alliance of the holdup of the train and the theft of the mail. These rumors were later proved groundless, when the Burlington agent at Hemingford, according to Alliance railroad officials, stated positively that the sack had been thrown off the train as usual. No. 41 does not stop at Hemingford, the railway mail clerks throwing off the mail as they go through.

According to Judge Tash, formerly postmaster of Alliance, it is possible that the mail sack may not have been stolen. The judge recalls instances where the sack was not thrown out a sufficient distance from the train, and was drawn under the moving wheels, became caught on the trucks and been carried a distance of many miles before it became dislodged or was discovered.

Other possibilities are that the sack may have been thrown too far, and fallen into some place out of sight, or that it may have been stolen from the platform. A thorough investigation will be made, and it is confidently expected that the pouch will be found. There is no indication that any mail of special value was carried in the pouch, and there is no special motive for robbery.

HIGH SCHOOL BASKETBALL TEAMS IN CLASS CONTESTS

Double header basket ball games will be played at the high school building Wednesday and Thursday nights to determine the winners in the inter-class contest.

Wednesday night the freshman and sophomore boys and the senior and junior girls will contend for first place, Thursday night the contest will be between the junior and senior boys and the freshman and sophomore girls.

The winners on the above two nights will then meet on Tuesday night, December 14, to determine the winning team of each the boys and the girls. The basketball material is good this year, the best in years, and the fans are looking forward to a successful season.

The basketball enthusiasts of Alliance are trying to arrange for a trip for the Alliance teams thru eastern Nebraska for the holidays. The trip would mean a great deal for the teams

FOOD SHOW BY WOMAN'S CLUB A BIG SUCCESS

PROCEEDS MORE THAN ENOUGH TO FURNISH ROOMS

Pure Food Exhibition to be Made an Annual Event in Alliance—Merchants Co-operate

So successful was the first pure food show to be held in Alliance, under the auspices of the Woman's club and the direction of Mrs. Elmer McManis, general chairman, that it will be made an annual event. Merchants who had booths at the exhibit were delighted at the opportunities the show afforded to demonstrate food products and become acquainted with prospective customers, that they have urged Mrs. McManis to make it a yearly affair. In the future, however, it will probably be staged as a strictly business proposition. A contract has been signed with Lowry & Henry for the coming year.

This year the purpose of the undertaking was to secure funds to enable the Woman's club to furnish their quarters in the city library building, and while complete returns are not in, it is announced that the proceeds will be more than sufficient.

The second day's attendance was even greater than on Thursday, and the affair was finished with the same pep and good management which characterized the first day. Much interest was displayed in the outcome of the various raffles, and the following were the holders of the winning numbers:

Cedar chest—Mrs. Ray Spencer.
Sofa pillow—Mrs. W. D. Rumer.
Dolls—Mrs. J. L. Overman, Mrs. D. E. Townley.

Kewpie—Rex Thompson.
McDougal kitchen cabinet—Miss Ethel Graham and Mrs. W. Buechsenstein each turned in bids of \$65.

In the popular girl contest, Miss Mabel Young was the winner, with 4,272 votes. Ruth Hawes received 2,790 votes and Miss Violet Walker, 1,723.

A short program was given Friday evening, in which Edna Mae Miller, daughter of Mr. and Mrs. E. T. Miller, gave a fancy dance, and a ladies' quartet, composed of Mesdames J. S. Rhein, C. E. Hershman, F. J. Petersen and Miss Janet Grassman, rendered several pleasing selections.

Winners at the baby show Friday afternoon, in the one to three-year-old class, were Stella Marie Milburn, aged two and one-half years, daughter of Mr. and Mrs. George Milburn; and Jimmie Burlington, two and one-half-year-old son of Mr. and Mrs. James P. Burlington, Jr.

SCHOOL MEN'S CLUB HELD SESSION HERE SATURDAY

Twenty-five attended the meeting of the Western Nebraska Schoolmen's club held here Saturday, December 4. A most enjoyable and profitable time was reported. The proposed program was carried out, although several who were unable to attend secured substitutes to take their subjects, W. T. Stockdale of Chadron giving the "Education Address" at the evening session in place of Pres. R. I. Elliott of the Chadron Normal school. F. I. Smith, of Chappell, G. F. Lieberdorf of Sidney, C. P. Beale of Kimball, and W. J. Braham of Sidney were also unable to take their place on the program.

At the business meeting, a committee was appointed, of which Dean Stockdale is chairman, to make arrangements for surveys to be made simultaneously in the different school subjects, in the different schools in this part of the state. It is expected that this plan will be productive of very good results, stimulating competition and enabling the schools to keep in closer touch.

CLASS OF EXPRESSION GIVES PLEASING PROGRAM

A packed house at the Imperial last evening heard the program given by the high school class of expression, under the direction of Mrs. Inice McCorkle Dunning. Every number on the program was very well done, and a credit to the instructor, especially as the majority of the class has been studying for just a few months. The "Little Grandmas of Grandma Land," who danced a stately minuet and the old-fashioned Virginia reel, were especially well received. The fairy dance given by little Phylena Finch and Willetta Cox received enthusiastic encore and in fact all the numbers were generously applauded.

JACK HAWES ESCORTED TO COUNTY JAIL

TRAVELING MAN VICTIM OF A PRACTICAL JOKE

Warrant Purporting to Have Been Issued in Wyoming Charged Him With Killing Deer

Last Friday evening about 6 o'clock, while actively engaged as manager of St. Thompson's country store, at the pure food show, held in the roof garden, Jack Hawes, well known and popular local traveling salesman for Harpham Bros., was taken into custody by Sheriff Jim Miller, on advices purporting to have come from the sheriff at Sheridan, Wyo. The sheriff proceeded to escort his prisoner to the county jail on the fourth floor of the court house.

While crossing the rotunda on the first floor, Jack happened to notice that there was a light in the county court room. A wild hope sprang up in his dazed brain, that perhaps his friend Judge Tash might intervene and save him the humiliation and disgrace of being placed in durance vile, in sight of his wife and daughters who were assisting at the food show, just across the street, and in plain view of the barred windows of the jail. So, tearing loose from the sheriff's detaining hand, he rushed wildly through the swinging doors, into the presence of the astonished judge, who was surprised to see a white-faced man, with beads of perspiration standing out on his brow, who exclaimed: "Judge, I have been PE-INCH-ed. I have been a-r-r-EST-ed, and am on the way to JAIL. Can't you do something for me?"

The judge told him to be seated and calm himself, and he would see what could be done. Asking what the charge was against the prisoner, the sheriff handed the warrant to the judge with a scarcely perceptible droop of the left eyelid. The judge scanned the warrant, and noted that it was for the killing of a deer.

John H. Hawes, was charged with "having on or about the 28th day of November, 1920, maliciously, unlawfully, purposely and feloniously killed one deer in Box Butte county, Nebraska, contrary to the statutes in such cases made and provided, and against the peace and dignity of the people of the state of WYOMING; also that it purported to be signed 'A. U. C. Thomas, County Judge,' and knowing that Wyoming laws did not provide for such an office as that of county judge; that it was without the impression of a court seal, and contained other glaring discrepancies, which a less excited man than Jack would have readily detected, Judge Tash told his excited friend that he had better apply for a writ of habeas corpus, which was a legal remedy, sought by persons who claimed to be wrongfully, illegally and unjustly arrested or imprisoned.

Jack almost shouted: "Give me a hippus corpus or anything that will keep me from going to jail. I am unjustly arrested, I never killed the deer, or if I did it was in self defense or an accident. Oh, yes, I remember now. The deer started to bite and hook me, and I started to run, tripped over a log out on the prairie, and fell down and my gun was accidentally discharged, but then I only killed one hind quarter of the deer, and that was given me by my cousin at Gillette, and that was all the deer meat that I brought here and divided up with my friends."

The judge finally interrupted this incoherent torrent of language long enough to warn the prisoner not to say anything which might tend to incriminate him, said he would receive the application for a writ of habeas corpus instantly, would fix the time for hearing of the same at 10 o'clock a. m., on Tuesday, December 7, 1920, and in the meantime would release the prisoner by his giving bail in the sum of \$1,000 for his appearance at that time. After considering the matter, and making inquiries of the prisoner as to his financial standing, the judge finally agreed to take his personal recognizance, and he was released, and returned to his place in the country store a very much sobered and subdued man.

About two hours later it came out that the whole thing was a practical joke, conceived by a bunch of practical jokers, for the purpose of playing even with the king of practical jokers. The conspirators had better be on the alert, for Jack knows who they are, and is laying awake nights hatching up a scheme to play even.

Mrs. M. F. Hatcher of Omaha, returned to her home last week after a two weeks' visit with her daughter, Mrs. C. B. Dole.

ELKS MINSTREL SHOW COMES FRIDAY NIGHT

Alliance will have the theatrical treat of its life next Friday evening, when the Elks minstrel will take place at the Imperial theatre. Since last Friday evening the practice has been going on at a fast and furious rate, and the few Elks who have been privileged to gaze upon the minstrel in the making are delighted with the prospect.

Thirty-five Alliance men, a dozen Alliance women, with the aid of the Joe Bren Production company, which finished last week putting on a show for the Lincoln Shrimers, are the folks who will put the show across. And it's a pippin—all the way through. There'll be vaudeville numbers, special songs, dances, music—everything to make the audience enjoy itself—and the local hits will be worth more than the price of admission.

Seats can be secured of any Elk in Alliance. They may be reserved beginning Wednesday morning. Get yours early, for they won't last long.

WILLIAM RUST INJURED BY KICK FROM HORSE

William Rust, Jr., is making a good recovery from serious injuries inflicted by a kick from a horse at his father's ranch, ten miles northeast of Alliance, last Saturday afternoon. For a time it was feared the young man would not recover.

ALLIANCE ELKS PAY A TRIBUTE TO THEIR DEAD

"LODGE OF SORROW" HELD SUNDAY AFTERNOON

Matthew Gering of Plattsmouth Voices Sentiments of Members for Departed Brothers

Members of Alliance lodge No. 961, B. P. O. Elks, their families and friends, met at the Elks Home at 3 p. m., Sunday for the annual "Lodge of Sorrow," a memorial session held to pay tribute to members of the order who have died during the year. Alliance lodge lost three by death, J. H. Conn, Clyde O. Lanam and—?—?—?. A large number of Elks were present on the occasion, and the following program was given:

Introductory march, "March Celebrate," Mrs. C. E. Hershman.

Ritual.
Solo, "There's a Vacant Chair at Home," Fred Murphy.

Ritual.
Quartet, Selected: Mr. and Mrs. Calvin Walker, Miss Janet Grassman, John P. Mann.

Ritual.
Oration, Hon. Matthew Gering, Plattsmouth, Neb.

Solo, "The Endless Day," Miss Janet Grassman.

"Auld Lang Syne," the audience.
The address by Mr. Gering was the feature of the program. He is widely known over Nebraska as a traveler and speaker, and has a reputation that is more than statewide.

Mr. Gering said, in part:

"These meetings each year, so aptly termed a lodge of sorrow, intensify the bond between the present and the past, and emphasize to all the world that this organization of fraternalism has for its purpose not only joy for the living but tears for the dead. They throttle hate and stimulate affection, blot out resentment and foster friendship. Charity without display, sympathy without ostentation, friendship without effusion, hope with its highest and loftiest aspirations, and faith in the universal brotherhood of its organization is the church and the religion in which every member of this order is a most willing communicant. So true to every instinct of natural religion are the tenets of this fraternity that although festivities may be at their height, when the hour before midnight comes, the dead are not forgotten. Heads are bowed, laughter ceases, mirth is dissipated, and we stand in fancy, as the sentinel of time strikes eleven at the tomb of our unforgotten dead.

"One of the most expressive words in our vocabulary which tongue can utter is separation, so desolate, so sorrowful. To the dead it is only another word for peace and rest, to the living its fearfulness is indescribable and seems to be the greatest sorrow in all the world.

"Death is the valet who opens the door of the future and permits us to look into the mysterious chamber of (Continued on page 4)

LONG SESSION OF DISTRICT COURT IS IN PROSPECT

MAY TAKE THREE WEEKS TO CLEAN UP DOCKET

FOUR CRIMINAL CASES TO TRY

Considerable Interest in the Two Zediker Cases, Set for Hearing Today and Wednesday—Divorces Granted

District court convened in Alliance Monday morning for the first real session since May, and prospects are that it will be a long siege. Possibly three weeks will be required to clear the docket. The following cases have been set for trial.

Criminal Docket:

December 7—State vs. Dwight F. Zediker.

December 8—State vs. Charles R. Wierman.

December 8—State vs. Urban R. Zediker.

December 9—State vs. Christ and Mrs. Christ Vallas.

Civil Cases:

December 10—Henry W. Cusick vs. James Therose.

December 10—Keith L. Pierce vs. Samuel D. Graham.

December 13—Willis Glen Gentle vs. A. C. Adams et al.

December 10—Geo. Carrell vs. Samuel D. Graham and Fannie Graham.

December 10—Dalton Adding Machine company vs. Dierks Lumber & Coal company.

December 11—Schwabe Bros. vs. E. C. Barker.

December 13—Fred W. Melick vs. Walker D. Hines, director.

December 13—Fred Weinel, John Weinel vs. Calvin L. Hashman (County of Box Butte.)

Dispose of Many Cases:

Monday was a busy day for the court. In addition to setting cases for trial, hearings were held in several suits. One criminal case, State vs. John Fought, was dismissed. Action in other cases was taken as follows:

Benjamin Pippit et al. vs. Evert Addy, settled and dismissed.

Sofio Olibos vs. Pitasio Olibos, dismissed at cost of plaintiff.

John Dieter jr. et al. vs. Edward K. Miller and Carrie Miller, continued.

J. M. Dougherty Land & Cattle company vs. Kansas Blackleg Scrum company, continued.

Winifred F. Powell vs. Lena L. Bradley et al., dismissed at cost of plaintiff.

Walter Artis vs. Vista Artis, dismissed at cost of plaintiff.

James E. Wilson vs. Walker D. Hines, director general of railroads, continued.

Robert Murphy vs. Helen Murphy, dismissed at cost of plaintiff.

Luke Phillips vs. Emma Phillips, continued.

Edna Morgan vs. Harlan H. Morgan, decree of absolute divorce granted; plaintiff to pay costs.

Frederick W. Melick vs. Eugene T. Redmon, settled, plaintiff to pay costs.

Owen W. Bayse vs. Nellie Bayse, decree of absolute divorce granted; plaintiff to pay costs.

Bessie Long vs. Earl Long, dismissed at cost of plaintiff.

Emma Virginia Phillips vs. Luke Phillips, continued.

Charlotte L. Huntley vs. Albert H. Huntley, decree of absolute divorce granted; plaintiff to pay costs; plaintiff's maiden name restored.

Celia Miller vs. Lot No. 17, Block 13, Original Town of Alliance, Neb., et al., decree granted as prayed for; plaintiff to pay costs.

Harry L. Arrison vs. Muriel Arrison, decree of absolute divorce granted; defendant to have custody of minor child until further notice of court; plaintiff to pay costs.

Sophia Weinel vs. Peter Weinel, decree of absolute divorce granted, defendant to pay costs and \$50 fee to plaintiff's attorney.

Ida Harrington vs. Russell Harrington, decree of absolute divorce granted; plaintiff to pay costs.

Ev. A. Reck vs. Brida Shimek, continued.

Maude Ellis vs. George H. Ellis, absolute divorce granted; maiden name of plaintiff restored; plaintiff to pay costs and retain all personal property.

The W. C. T. U. will meet at 2:30 o'clock Thursday afternoon with Mrs. E. G. Laing. Mrs. F. M. Phelps will have charge of the program. The meeting will be for mothers and white ribbon recruits at which all babies will be decorated with the white ribbon. An invitation to all mothers and babies has been extended.