# The Alliance Herald

#### Official Paper of Box Butte County

VOLUME XXVIII.

#### TWICE A WEEK-TUESDAY AND FRIDAY

### Official Paper of the City of Alliance

#### BOX BUTTE COUNTY, NEBRASKA, FRIDAY, DECEMBER 10, 1920.

NO. 4

Raches R



#### DISTRICT COURT IS CAUSE OF POSTPONEMENT

Effort Will Be Made by County Attorney Basye to Hold the Trial During Present Term.

The date of the preliminary trial of a local barber, shortly after 1 o'clock set. Tentative arrangements were noon, but due to the press of businot find time or it. An effort will be made to have the arraignment some time Saturday.

The hearing will be held before County Judge Tash, and while it is not expected that there will be sensational developments in the case, it is possible that the woman may attempt to implicate others in the crime. The defense will probably be self-defense, but an attempt may be made to throw the crime onto someone else.

A charge of murder was filed against Mrs. McElhaney on Tuesday afternoon. The complaint is signed by County Attorney Basye, and declares that the deed was done with "deliberate, premeditated malice." This makes the offense first degree murder. The matter of th edegree of murder is always up to the jury to decide.

Mrs. McElhaney has maintained her good spirits ever since she was placed under arrest. She has laughed and joked with attendants at the jail, and until the time she was removed to the county jail, did not lack for visitors. She has refused to discuss any aspect have not been lacking.

shown every consideration. She was meals at a local restaurant. On such occasions it is said, the officers did not annoy her by forcing their presence upon her. On at least one occasion, she was permitted to dine with her ARGUE DAMAGE CASE husband, and on the trips from the ail to the restaurant the officer usually walked some distance behind her. At the county jail, things are somewhat different. About ninetenths of these privileges have been withdrawn. Public sentiment was con- peal of the estate of John H. Krause siderably aroused over the matter, and the woman would have been re- 000 obtained in Douglas county by moved to the county jail sooner, had Peter Long. The original amount it not been for the fear that she would be able to communicate with Urban Zediker.

ng his papers Wednesday after-Letter from R. H. Hallett, as-rector in charge of compeninsurance claims, Washingnumber C-207448, address to ton, Anderson at 1004 North 24th street, Omaha; he received compensation at rate of thirty dollars per month under above file number addressed to 620 South 16th street, Omaha; he received letters at 2552 Cumings street, Omaha, while being furnished funds for vocational training at Moler barber college, Omaha; he probably conducted A. and M. pool hall and barber

shop at 2552 Cuming street, Omaha; has letter from C. C. Cannam, 1511 Harney street, Omaha; was stockholder in Isis Oil and Gas company Evelyn Preiss McElhaney, charged of Omaha and probably vice president with the murder of Earl B. Anderson, of that concern; has letters from Ada Knight, Wellington Hotel and 608 Tuesday morning, has not yet been West Fourth street, Des Moines, Iowa and Harry F. Slack, route one, Deep made to hold the hearing this after- River, Iowa; and D. Barrett, 1431 East 9th street, Des Moines, Iowa and ness in district court, counsel could Floyd Yost, 224 B East, Hutchinson, Kansas. Also party with last name Gilpatrick, 3151 Farnam, phone Harney 5266, Omaha.

#### Husband to Stand by Her.

L. A. McElhaney, prominent oil and business man of Edgemont, S. D., has arrived in Alliance, and has stated to reporters that he will stand by his wife and will exert every effort to free her of the charge. The couple were married five years ago, but have

not been living together. According to the belief of the authorities, the wife's difficulties have brought about a reconciliation. Mr. McElhaney has been a regular caller at the jail, and on each trip has brought magazines, flowers or other things for his wife. Mr. McElhaney would make no statement about the case other than to say that he would exert every effort to free his wife. He operates a tailor shop at Edgemont, S. D. He

owns 160 acres of land near Edgemont on a part of which a rich oil well was brought in last week.

#### Spilled the Beans.

The prosecuting attorney has disof the case, on the advice of her at- closed nothing concerning the witnesstorneys, Mitchell and Gantz, but other es he has or his ideas concerning the topics of conversation apparently motive for the crime. It is known, however, that there were several eye-

At the city jail, the woman was witnesses to the crime, but whether these can be depended on to testify is permitted to have the door of her cell a question. The evidence so far seopen, and was allowed to take her cured makes it appear that Anderson tion Front Street Side Street ment was murdered in cold blood by the



**JURY FINDS** NOT SO HIGH **AS REPORTED** 

TO FREIGHT RATES

Assessment Sheets Show That Highest Jury Not Convinced by Testimony Cost, Including Extras, Less\* Than \$6.50 Per Yard

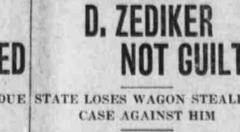
It has been asserted that the cost ran as high as \$9 per square yard.

The Herald has consulted the aswere respectively \$5.50, \$4.59 and know how soon he would get out. \$4.48, making the cost of extras, 90 spectively.

The explanation of the large increase in the cost between districts crew arrived, Zediker had still a wa- and Doris May, two well known stars. numbers 3, 4, 5, 6 and 7 over district number 2, is the increase in freight rates which took effect August 26th. This item increased the cost 25 cents per yard on brick alone and smaller amounts on gravel and cement. The amounts given as total cost per square yard may be reduced by nearly 8 per cent if paid in 50 days after the assessent was made. This leaves the net cost of the paving for district number 5 about \$5.93, number 3 about \$5.15 and district number 2, \$4.82 per quare yard.

Further investigation showed that n about sixty days additional pavng contracts could be let at about \$5.00 per square yard. Assuming a 30 foot roadway for all streets, the final as follows:

Assessment Assessment Total Locaon for Assess Corner lot\_\_\$500 \$750 \$1250 2d 50 ft ..... 500 875 875 3d 50 ft\_\_\_\_ 500 275 775 \$1400 \$2900 \$1500



Offered by Witnesses for Prosecution

Since the publication of the special A jury in district court Wednesday Saturday. The story centers about with Zediker, and took it to the weigh- struggle of a woman. ing scales. At the time the switching

restaurant, and the men to the freight ments sent out. His bluff is called. house to bill out the car.

aw went to the car and went to sleep her pretended husband. on a cot. He got to sleep before 5

o'clock and said he did not wake up one succeeded in putting it in the car upon at this time.

without waking him. Claude McDonald testified that Zedi-ker came to the yard office about 6 PRELIMINARY DEBATE a. m. and asked for help in loading a

THE WEATHER Forecast for Alliance and vicinity: Fair tonight and probably Saturday; warmer tonight. .

single empty seat in the house, when the curtain goes up. If you're lucky, however, you may manage to get one VARIATIONS IN DISTRICTS DUE STATE LOSES WAGON STEALING yet this evening. The Elks may be DISTRICT COURT JURY BRINGS yet this evening. This will be the only chance to see the "Jollies of 1920," as the performance will not be repeated. The production company managers will leave Alliance Saturday. "Should a Woman Tell?" from the story by Finis Fox, is scheduled for

assessments for the paving, the coun- afternoon brought in a verdict of not Meta Maxon, an everyday little fisher cil and engineers have been subject to guilty in the case of the State vs. girl from a town on the Massachusetts considerable criticism due to the prop- Dwight Zediker, charged with steal- coast, who, by reason of circumstances erty owners not having been informed ing a farm wagon from the Farmers' is brought into the life of Boston soconcerning the final cost of the paving Union store of this city on March 1. ciety. Ingenuous, entirely without The testimony showed that on the knowledge of the ways-and meansevening before that date, Dwight of this set, she succumbs to the ad-Zediker was loading out an emigrant vances of a young chap, the nephew sessment sheet and finds that the car for Crawford. He had been busy of the kindly woman who befriended highest cost, including all extras, was loading the car during Sunday and her. Later in Meta's life comes true about \$6.45 per square yard in dis- until 2 a. m. on Monday, March 1. love; and it is then that her terrific trict number 5, while the correspond- In the evening he had a conversation problem confronts her. On the eve of ing cost in district number 3 is about with Claude McDonald, then night her marriage the girl is undecided number 2, \$5.24. The contract prices about finished loading and wanting to husband of the incident of years ago, the stain upon her past. How she met At 3 a. m., W. H. LaMon, switch- her problem and solved it is a fascincents, \$1.03 and 76 cents per yard re- man on the switchengine, got the car, ating, powerful story of the soul-

> Sunday comes Douglas MacLean gon to put in the car, and after this in a rollicking photoplay, "Mary's was loaded, Zediker, his wife and Ankle." The story is about a Doc brother-in-law, John Hanson, got in Hampton, young and impecunious, the car and remained with it until it who meets a girl on Tag Day and was placed in the train. Then the falls in love with her. In order to three got out and went to the depot. claim an inheritance from his rich Mrs. Zediker went to the Manhattan uncle, Doc has fake wedding annoucethe uncle informing him that he will At 4 a. m., Zediker had another talk be on hand to inspect the bride and with McDonald, and was told that the take them on a honeynoon to Honotrain would leave in an hour or two. Julu. In the emergency, fate throws From this point on the testimony was the Tag Day girl across Doc's path. equarely contradictory. Zediker said He persuades her to pose as his bride, that he and his wife went to their and later, of course, she makes good rooms and to bed, and the brother-in- the deception by falling in love with

A mass meeting of all interested in ker. until the train had nearly reached the Board of Public Welfare movement Crawford. At Crawford he saw a new will be held at the court house Monday wagon in the car. It was not there evening, December 18th. All organwhen he went to sleep, and he did not izations are requested to send repreknow how it got there. The wagon sentatives as the constitution presentwas extra large, army built, but some- ed at the last meeting will be voted



Second of Two Brothers to be Tried This Term of Court-Convicted

of Grand Larceny

Urban R. Zediker, the second of two sons of W. G. Zediker to be placed on trial at the present term of district court, was found guilty by a jury Thursday afternoon on the count of grand larceny. Zediker was unable to explain to the satisfaction of the jurymen the manner in which he became possessed of a diamond stickpin. valued at \$700, the property of A. G. Isaacson, which he had pawned to Tom Gray. There was insufficient evidence to hold him on a charge of breaking and entering. The penalty for the offense of which he was convicted is from one to seven years in the penitentiary, but sentence will probably not be pronounced by Judge Westover until near the end of the term

Zediker, who was defended by Eugene Burton and Robert Reddish, sought to set up an alibi. Witnesses were called to show that on the day the theft was alleged to have taken place, July 30, Zediker was not in the neighborhood of the Islacson home. Various men testified as to his whereabouts from 5:30 in the evening to 1 a, m. the day following. The most damaging testimony came from Gecar Reed, former chief of police, who told of discovering a diamond stickpin, afterward identified by A. G. Isaacson as his property, in the possession of Tom Gray, who said that he had secured it from Zediker. The defense attempted to refute this story by bringing in a mysterious railroad man who first had pawned the diamond to Zedi-

According to the latter's story on the witness stand, he came into possession of the diamond this way. He had been in a crap game, he said, three or four nights balore the evening in question. He had been fortunate, and early in the evening retired from the game, being over \$200 to the good. The reason he left carly, he said, was because he had won about AT THE HIGH SCHOOL all the money there was in sight, and he feared that other players would attempt to borrow his winnings. He came down town, and was tollowed by this mysterious stranger, who first tried to borrow money from him, and later, when this was unsuccessin, ofered the diamond stickpin as ec. rity. year, will be held at the high school He had finally let the stranger have \$75, he said, with the diamond pin as security. Later that evenue, as went "Resolved: That the literacy test to back to the game, and found there were new players. His luck deserted him, and he lost most of his wimnings. The young people to debate are as | The fact that they broke him, he said, follows: Affirmative-Ruth Stanton, explained the pawnig of the 1.n to Margaret Schill, Chester Yount, Har- Tom Gray. Tom offered him only \$60 old Clark. Negative-Charles Cross, on it, and advised him to see Earl An-Tom Miller, Edward Morrow, Rowland derson. Anderson lowered the bid, and offered but \$50. He finally let Interest is much keener in debate Gray have it, and promised to redeem in this district this year than ever it at the end of the week if the mys-Parties contemplating attending the before. For the first time the full terious railroader hadn't showed up Oscar Reed told of discovering the about one chance in a thousand that Chadron, Ogallala, Bayard, Minatare, pin in the possession of 'iom Gray. Mr. Gray on the stand repeated the The public is cordially invited to at- story he had told at the preliminary, tend. No admission fee will be stating that he had received it from Urban Zediker, as a pledge for \$60 loaned on it. W. G. Zediker, as the first step in TO STEAL WHISKY fith Oil company, controlled by Alli- the alibi, testified that his son had ance capital, reports that he has se- come into Cook's pool hall about 6 cured a lease on eighty acres of well- o'clock, had played pool there with S. Charles R. Weirman, former Burl- located oil land near the new well at R. Burkholder and others, had aftertestimony.



**Physicians Locate Bullet.** 

Drs. Slagle and Weyrens Thursday evening used the X-ray to locate the est potash lakes in that section of the missing bullet, which was found almost immediately. It had lodged in fore, were lifted into the millionaire Anderson's back, taking an almost class by reason of their contracts straight course through the body. Dr. with potash companies that gave them Slagle, following the failure to find 20 per cent of the value of the minthe bullet at the former autopsy, plac- eral sales extracted. At one time ed his office equipment at the disposal they were getting \$1,000 a day from of the authorities. The bullet was a one company alone. Later they joined steel-jacketed .32 caliber, and of the company that built a plant of its own same kind that were found in Mrs. at Antioch, but which is not now be-McElhaney's room. She is said to ing operated. John H. Krause was have purchased the revolver and bul- killed a year ago in an accident in a lets at a local hardware store the day doctor's office in Alliance. before the murder, although she has denied doing so.

The funeral had been scheduled for bullet could be found, and until fur- inal owners of one large piece of land ther steps could be taken to locate upon which potash lakes were later relatives. There were rumors that worked, and they claimed that Krause Anderson had a wife and child, but it knew of the existence of the potash has been impossible to verify the re- and its value when he induced them ports.

A telegram arrived Thursday evening from Lincoln, addressed to County ing that a search be made for his rela- ages, while the other side had a numtives.

Sister Not Located.

Robert Graham, chairman of the local Red Cross, has received the following telegram from Kathleen Rossite, executive secretary of the Red Cross home service bureau at Omaha: has been appointed by District Judge "Newspapers state Alliance authori- Westover as a member of the county Atlanta, Ga."

County Attorney Basye shortly before noon received a telegram from located.

The following addresses were found | very feeble.

Argument was had Wednesday morning in supreme court on the apand others from a judgment of \$75,- home. Mr. Rossiter, who has been sued for was \$992,000.

Krause was one of two brothers who operated a large cattle ranch in southern Sheridan county, upon whose months,

property were found some of the richstate. The Krauses, well-to-do be-

Peter Long and his wife insist that part of the wealth secured by the Krauses from the potash lakes beyesterday, but was delayed until the longed to them. They were the orig- INCOME TAX PAYMENTS which they were ignorant.

The argument ranged largely about Earl Baine Anderson told a man covery can be had under such cir- of the income and excess profits taxes on a charge of burglary, was dis- addition to the holdings of the Griffith named Larson at Lincoln two years cumstances, the attorney for Long cit- due this year. To avoid penalty, the charged yesterday afternoon by the company. ago that his father was formerly dis- ing a number of cases in which the tax must be in the offices of collect- jury on an instructed verdict. trict attorney at Minneapolis. Attor- suppression of knowledge was held to ors of internal revenue or branch ofney Basye has wired Minneapolis ask- render the suppressor liable in dam- fices by midnight of that date. ber of citations to support their prop- er of internal revenue indicate a be- of value in his possession when

-State Journal.

Butte county physician and surgeon, revenue act of 1918. for many years.

Alliance National bank, was called to able to "collector of internal revenue." the police authorities at Atlanta, Ga., Alliance National bank, was called to to the effect that Nettie Anderson, sis-becorah, Iowa, Wednesday noon by a "Bills will be sent to taxpayers, but ing in. The reservation of seats be-here until the end of the term." ter of the murdered man, could not be telegram stating that his aged mother failure to receive a bill does not re- gan Wednesday morning, and by nearing the ninety year mark and is lieve the taxpayer of his obligation Thursday noon most of the seats had

vagon. McDonald paid no particular French & Rossiter, stopped over in Alliance for a few hours between trains the first of the week, accompanied by his wife. They were on their way to Scottsbluff, their former continually on the job for several months and who is in a large measure responsible for the bringing in of the new Edgemont field, is planning on taking a vacation for a couple of

firm of

Lloyd C. Thomas of Alliance, former editor of The Herald, has just received notice that he has been appointed to a place on the editorial field staff of the leading oil magazine of the United States-Petroleum Age, of Chicago. This magazine, which has a world-wide circulation will publish a number of illustrated articles by Lloyd in its future issues. Nebraska daily, is also publishing at regular intervals on its market page a column of "Nebraska Oil Notes," edited by him.

## ARE DUE DECEMBER 15

The commissioner of internal revcember 1, as follows:

"Inquiries reaching the commission- | road men testified that he had nothing osition that no recovery could be had. lief that taxpayers have ten days caught. Judge Westover declared that grace on this installment. Such a whisky, being an "outlaw," has no provision was contained in the 1917 value and instructed the jury to re-

"Payment of the fourth installment may be made in cash or by money ties unable to locate relatives Earl B. insanity board to succeed Dr. H. H. order or check. The bureau of in-Anderson. We assisted him file claim Bellwood, who recently moved to Cal- ternal revenue urges that whenever for compensation for disability in- ifornia. Dr. Hand also holds the post possible payment be made by check curred in service. His sister, Miss of city physician for the city of Alli- or money order. This method helps Nettie Anderson, lives 95 Howell Mill, ance. He has practiced in Alliance the taxpayer by saving him a trip to

the collector's office and avoids congestion at the cashier's window. Check to pay on time."

attention to him. Thirty minutes later, he declared while walking through the yards, he came to the Zediker car and saw Dwight Zediker and a stranger loading a new wagon into the car. years and could not be mistaken in the man. George Neuswanger, then manager

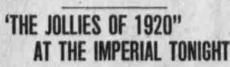
of the Farmers' Union store, testified that at Crawford the wagon was found in the car. He positively identified it as the one which had been taken from a vacant lot near the store between Saturday night and Monday morning.

Zediker said that he did not get up until about 8 a. m., that he left for Crawford about noon, and had no idea how the wagon got in the car.

they can get in the court room, as the Gering and Alliance. relatives and close friends will more than fill the space.

IT IS NO CRIME

The defendant declared that he had been looking for whisky. Other rail-



done.

The Elks minstrel, the "Jollies of even hinted at it. He hasn't any de-

The preliminary debate, held for the purpose of selecting the three debaters and an alternate who shall constitute the debating team of the Alliance He said he had known Zedikor ten high school for the current school auditorium Wednesday, December 15, at 8 p. m. The question for debate is: restrict immigration should be repealed."

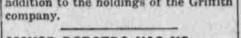
Threlkeld, Mary Wollis.

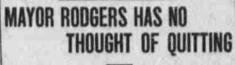
McElhaney preliminary trial are number of schools have entered and and claimed it by that time. The Omaha World-Herald, leading warned by Judge Tash that there is are as follows: Sidney, Scottsbluff,

charged.

J. A. Armour, secretary of the Grif-

enue, Washington, D. C., writes to ington switchman at Alliance, who Edgemont which was brought in last ward given an exhibition of fancy to sell for a small sum, a fact of Collector Loomis under date of De- was caught on June 11 in a box car week by French & Rossiter. The tract shooting with the cue, had then eaten in the local Burlington yards by Spe- secured by Mr. Armour is pronounced lunch. C. C. Smith, S. R. Burkholder "December 15 is the last day for cial Agents Todd and Smith, and who by geologists to be very favorably lo- and Jay Duncan corroborated this Attorney Basye, advising him that the legal proposition of whether re- the payment of the fourth installment was tried in district court Thursday cated and it should prove a valuable





During the past three or four days, rumors have been current upon the with Earl Anderson. Anderson, Gray Dr. George J. Hand, prominent Box revenue act, but was removed by the turn a verdict of not guilty, which was streets that Mayor Rodgers had re- and Zediker then went to Gray's signed. Yesterday there was a new

and each time a different cause was assigned.

Mayor Rodgers says there's nothing to it. He hasn't even thought of quitting the city's helm. He hasn't

1920," is the attraction at the Im- sire to do it. "You can make it just He stated that the did not even know perial tonight, and it is probable that as strong as you want to," he told a where Isaacson lived. Jack Hawes, Dr. F. M. Knight, president of the or money order should be made pay- if you haven't already got your seat Herald reporter. "I'm still on the traveling man, was called by the

> Mrs. J. W. DeMoss has been on the been spoken for. There won't be a sick list but is now convalescing.

Wayne Zediker stated that on the evening of July 30, about 7 o'clock, he saw Urban on the Alliance National corner.

Steve Cannon's testimony was that on that evening he went to the Joe Smith pool hall about 8:15, remaining there or an hour. When he left Zediker was still there, playing billiards rooms, and did not leave there until rumor to that effect every ten minutes about 1 o'clock. Zediker said he then went home. This alibi covered a good portion of the time during which the

pin could have been taken from the Isaacson home.

Zediker testified that he had not been north of Third street that night. prosecution, and testified that on the morning of the 29th, he came in on the Casper train. He carried two

(Continued on Page 5)