

### LEGAL NOTICE AS TO MEASURE TO BE VOTED UPON NOVEMBER 8, 1932

#### PROPOSED BY INITIATIVE PETITION

This measure creates a Nebraska Public Safety Commission, composed of the Governor and the other elective state executive officials, whose duty it shall be through persons selected without reference to political affiliation to:

- 228  YES
1. Patrol main highways.
  2. Perform present duties of state sheriff and fire marshal.
  3. Assist counties and towns in law enforcement.
  4. Conduct training school annually for sheriffs and police officers in crime investigation.
- 229  NO
- Cost in property taxes is limited to \$75,000 each biennium; remainder from fees of fire insurance, companies and percentage of state's share of gasoline tax, as appropriated by Legislature.

#### A BILL

FOR AN ACT relating to public safety and the maintenance of law and order, and in connection therewith providing for the creation of The Nebraska Public Safety Commission and the establishment of a state highway patrol system, and to repeal sections 81-5501, 81-5503, 84-107 and 84-108, Compiled Statutes of Nebraska for 1929, and to provide penalties for the violation of this Act.

#### Be It Enacted By the People of the State of Nebraska:

Section 1. The Nebraska Public Safety Commission is hereby created. Its members shall consist of the Governor, Attorney General, Superintendent of Public Instruction, State Treasurer, Auditor of Public Accounts, Commissioner of Public Lands and Buildings, and Secretary of State. The Governor shall act as chairman, the Attorney General as vice-chairman, and the Secretary of State as secretary.

Section 2. The Nebraska Public Safety Commission in the manner hereinafter provided shall have the power and it is hereby made its duty:

- (a) In general, to detect crime, apprehend persons accused of law violation, and maintain law and order throughout the state.
- (b) Upon request to render special assistance to any state officer, board, commission, or administrative department of the state government, in enforcing any law or regulation with the enforcement of which such officer, board, commission, or administrative department is specially charged.
- (c) To render special assistance when necessary to any county or municipality in the investigation of any crime, capture of any accused person, suppression of any riot, or prevention of any threatened disorder.
- (d) To cause the main highways of the state to be patrolled in order that the laws relating to the speed, lights, brakes, clearance, weight, and dimensions of trucks, automobiles and other vehicles, the licenses of drivers, payment of annual registration fees, driving while intoxicated, payment of gasoline taxes and observance of safety rules and regulations, be enforced.
- (e) To conduct annually for one or more weeks a training school for the instruction of state, county, and municipal law enforcement officers in methods of crime investigation, the securing and use of fingerprints, the science of ballistics, rules of evidence in criminal cases, emergency relief to injured persons, and in such other subjects as may be deemed beneficial.

Section 3. The Nebraska Public Safety Commission shall appoint a state superintendent of public safety to assist it in discharging its duties under this Act. He shall be chosen by the Commission solely on the basis of administrative qualifications. He shall hold office at the pleasure of the Commission and receive such salary, not to exceed \$7,000.00 per annum, as shall be fixed by the Commission. Before taking office he shall take the statutory oath and file with the Secretary of State a bond, conditioned upon the honest and faithful performance of his duties, in the sum of \$50,000.00, to be approved by the Commission.

Section 4. Subject to the approval of the Commission, the superintendent shall appoint the highway patrolmen, and such clerks, stenographers, experts, and other assistants and employees as may be deemed necessary by the Commission for carrying out the provisions of this Act. Each of such persons appointed by the superintendent, before taking office, shall take the statutory oath and file with the Secretary of State a bond, conditioned upon the honest and faithful performance of his duties, in such sum and form as shall be required by the Commission. It is the intent and purpose of this Act that no patrolman or other employee shall be appointed or discharged for political reasons. Appointment shall be made on the basis of merit only. No person shall be appointed as highway patrolman unless he has satisfactorily passed a physical and mental examination at least equal to the standard provided by the rules and regulations of the United States Army. The superintendent shall not appoint any person unless he has reliable information that such person is of good moral character, is a citizen of the United States, and does not use intoxicating liquor. Subject to the approval of the Commission, the superintendent shall fix the compensation of the patrolmen and employees appointed by him. Neglect of duty, failure to obey a proper and legal order of the superintendent, use of intoxicating liquor, conviction for violation of any law, refusal when able to pay personal debts, cowardice in face of danger, mental infirmity, physical disability, or inability for any other reason to perform the duties assigned, shall be grounds for dismissal by the superintendent. Subject to the approval of the Commission, the superintendent shall make rules and regulations for the discipline and control of the state patrolmen and other employees and assistants. It shall be the duty of the superintendent to distribute the state patrolmen through the various sections of the state where they will be the most efficient in carrying out the purposes of this Act. Except for the purpose of inquiry, the Commission and its members shall deal with the patrolmen and assistants solely through the superintendent who shall be held responsible by the Commission for the carrying out of the provisions of this Act.

Section 5. The State of Nebraska shall furnish each highway patrolman with weapons, emergency and first-aid outfits, a motorcycle or automobile, and all other necessary supplies and equipment, all of which shall remain the property of the State of Nebraska.

Section 6. The Superintendent of Public Safety and those appointed by him under the provisions of this Act, except stenographers and clerks, shall have the same power and authority now given by law to sheriffs and police officers to prevent crime, pursue and apprehend offenders, make arrests, and obtain evidence against persons accused of violation of law. The Superintendent of Public Safety under the supervision of the Nebraska Public Safety Commission shall be ex officio State Fire Marshal and is hereby charged with performing the duties of the State Fire Marshal and deputy state fire marshals provided by statute. The Superintendent of Public Safety and the highway patrolmen appointed by him shall have the authority and perform the duties heretofore had and performed by the State Sheriff and the deputy state sheriffs. The State Superintendent of Public Safety and the highway patrolmen are authorized to and shall perform the duties heretofore performed by the persons appointed by the Secretary of the Department of Public Works and the Governor of the State of Nebraska for the enforcement of motor vehicle laws. All automobiles, motorcycles, weapons, furniture, equipment, and supplies, belonging to the State of Nebraska but now used by the State Fire Marshal and his deputies, the State Sheriff and his deputies, and the persons appointed to enforce the motor vehicle laws, shall be transferred to the State Superintendent of Public Safety for the carrying out of the provisions of this Act. Sections 81-5501, 81-5503, 84-107, and 84-108, Compiled Statutes of Nebraska for 1929, are hereby repealed, it being the intent and purpose of this Act to consolidate the authority and duties of the State Sheriff, the State Fire Marshal, and those appointed under the Department of Public Works for the enforcement of the motor vehicle laws, under and in the office of the State Superintendent of Public Safety.

Section 7. It shall be the duty of the superintendent to obtain and file for record and report, as far as procurable, all plates, finger prints, photographs, outline pictures, descriptions, information, criminal histories, and measurements of all persons who have been or shall hereafter be convicted of felony or imprisoned for violating any of the military, naval, or criminal laws of the United States of America, and of all well-known and habitual criminals and to cause the same to be properly indexed.

Section 8. It is hereby made the duty of the sheriffs of the several counties and the chiefs of police and marshals of the incorporated cities and villages, respectively, to furnish copies of fingerprints and description of all persons arrested who in the best judgment of such sheriffs, chiefs of police, or village marshals, are persons who may be wanted for serious crimes, or are fugitives from justice, or in whose possession is found stolen property or burglar outfits or other property reasonably believed to be carried for unlawful purposes. Said sheriffs, chiefs of police, and village marshals, shall also furnish to the State Superintendent of Public Safety upon request reports of lost, stolen, found, or pawned property received in their respective offices.

Section 9. The superintendent shall collect information concerning the number and nature of offenses known to have been committed in this state, of the legal steps taken in connection therewith from the inception of the complaint to the final discharge of the defendant, and such other information as may be useful in the study of crime and the administration of justice; this information to comprise only such crimes, legal steps and data as the superintendent may designate. The information so collected shall include under its national system of crime reporting. It shall be the duty of every police department, sheriff, marshal, constable, or other police agency; of clerks, justices, or other appropriate officials of criminal courts; of prosecuting, probation, and parole officers; of every head of a department, bureau, or institution, state, county, and local, which deals with criminals; or of any other person who, by reason of his office, is qualified to furnish the data required, to render the information requested by the state superintendent. Every person who has custody or charge of public records or documents from which information sought in respect to this Act can be obtained shall grant to any person deputized by the superintendent access thereto for obtaining such information.

Section 10. The Superintendent of Public Safety may call upon any sheriff, chief of police, village marshal, or other peace officer, to assist in carrying out the provisions of this Act in their respective jurisdictions. Any such sheriff, chief of police, village marshal, or other peace officer, so called upon shall render such assistance to the best of his ability.

Section 11. The Nebraska Public Safety Commission is hereby authorized and directed, if possible, to secure from the Federal Radio Commission a license to operate on a short wave length a radio broadcasting station to be used for police purposes only. A short wave length radio receiving set shall be installed on the motorcycle or in the automobile of each highway patrolman. The sheriffs of the several counties and the chiefs of police of all metropolitan cities and cities of the first and second classes, are hereby authorized to purchase and install a similar radio receiving set, the cost and maintenance of which shall be paid by the county or municipality, as the case may be.

Section 12. Any person neglecting or refusing to perform any act on his part to be done or performed in connection with the carrying out of the provisions of this Act, or violating any of the provisions of this Act, or knowingly giving false information to the State Superintendent of Public Safety or to any highway patrolman, or doing any other act with the intention of interfering with the enforcement of the provisions of this Act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$10.00 nor more than \$500.00, or by imprisonment in the county jail for a period not exceeding 30 days, or by both such fine and imprisonment, in the discretion of the court. Conviction under this section shall subject the person convicted, if a public official, to removal from office in the discretion of the court.

Section 13. For the purpose of carrying out the provisions of this Act and to pay all the expenses incident thereto, there shall be appropriated for each biennium out of monies in the General Fund of the State Treasury raised by general taxation a sum not to exceed \$75,000.00 and all fees collected during each biennium under the provisions of Section 81-5522, Compiled Statutes of Nebraska for 1929, for the support of the State Fire Marshal. Such other amounts of money as in the judgment of the Legislature is needed to maintain the activities provided for in this Act shall be appropriated and paid out of taxes on motor vehicle fuels collected and retained by the state for the purpose of maintenance of state highways. The patrolling of the highways of the state as herein provided is deemed to be a proper part of highway maintenance.

The above proposed measure to be voted upon at the general election November 8, 1932, is published in accordance with section 1910, Chapter 32, Compiled Statutes 1929, State of Nebraska, Frank Marsh, Secretary of State.

### UNION ITEMS.

Carl F. Schmidtman and Miss Ida Reynolds were visiting in Union and also drove on to Nebraska City on last Sunday.

W. B. Banning was called to Omaha on last Monday to look after some business matters and drove over to the big town in his car.

Be sure and attend the Achievement Day program August 5th, at 2:30, which is to be held at the Murray Presbyterian church.

Loy Hathaway had been sinking a well on the farm east of here and has been obtaining the materials from the Frans Lumber Yard.

The materials which has been used for the midget golf course has been removed from the grounds and hauled away. The fad was of short life.

Roy Yonker, who has been making his home at Ogallala, returned to Union a short time since, the family having been visiting here for some time.

Mrs. Mary Havenridge of Omaha and Mr. and Mrs. E. W. Keedy of Ashland were visiting with relatives and friends in Union last Sunday.

Many of the citizens of Union were enjoying the day at the State Park at Nebraska City, listening to the many bands play and Henry Fields speak.

Harry O'Brien of near Cedar Creek with the family, Mrs. O'Brien being a sister of Mrs. Charles Greene, were visiting with Mr. and Mrs. Greene Sunday.

Louis Kohrell and the good wife were guests for the day at Nebraska City on last Sunday, where they were visiting with their children who reside there.

Paul Davis last week purchased a Chevrolet coupe which he is liking very well. He got it from the firm of Ribn and Greene which they acquired in a trade.

The farm home of C. F. Harris is being given a new coat of paint and otherwise beautified which will make the home more beautiful as well as more valuable as well.

Mrs. W. A. Brown of near Murray and grandmother of Mrs. Clifton B. Smith, has been quite poorly of late and the granddaughter and her husband have visited the aged patient frequently.

E. E. Leach and the family were enjoying a visit on last Sunday at Nebraska City where they were guests for the afternoon at the home of Mr. and Mrs. A. W. Propst and where all enjoyed the visit ver much.

Rev. B. N. Kuncel, pastor of the Methodist church with the family have been spending several days during this week at the home of his parents who reside at St. Joseph, Mo., they driving down for the visit.

The E. M. Griffin family, Mrs. Mabelle Reynolds, and Ralph Davis made a merry party of Union people who were visiting at the State Park listening to the music by all the Oteo county bands and also to the address of Henry Fields.

While Mr. and Mrs. Wm. Witt were going from their home at Nebraska City to Lincoln they passed through Union and stopped to visit their old time friends, Mr. and Mrs. L. F. Kohrell, they having lived next door neighbors in Nebraska City.

Mrs. Hugh Robb of Nebraska City drove over to Union on last Sunday where she met Miss Augusta Robb and Herbert Jones, and took them to Nebraska City. They enjoyed a very fine visit there and in the evening Mrs. Robb brought the folks back to Union.

Robert Conrad of Eskridge, Kansas was a visitor here on last Monday, coming to visit with his friend R. E. Foster, but his main object being to attend the funeral of his uncle, Mr. C. W. Flaischmann of Nehawka who died last Sunday at the Methodist hospital in Omaha.

When Art Pearsley came home the other day from a trip to Omaha he had just twenty seven head of young cattle which he brought for David Kendall. He has put these on feed at his farm northeast of Union to be returned to the market when they are in condition. Sure David knows well the art of feeding cattle and he will do it.

Rev. W. A. Taylor was called to Nehawka on last Tuesday to deliver the funeral oration of his friend, Clarence William Flaischmann, who passed away at the Methodist hospital at Omaha on last Sunday morning. It is reported that there was so large a number in attendance that but about half of them could get in to the house.

Lawrence Meisinger had the misfortune to lose three excellent milk cows one night last week when they were struck by a Missouri Pacific train. The same evening at the farm where his brother, Glen Meisinger farms, the barn was burned. This

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was caused by spontaneous combustion from new hay which had been placed in the mow.

Last Sunday Lester Schumaker, Misses Daisy Meade, Hattie and Opal Griffin, and Freda and Mildred McCarrall, with their baskets well filled went to South Bend where they visited the state fisheries and ate their picnic dinner at the beautiful grounds. They returned via Plattsmouth where they took a swim in the lakes north of the city.

#### Chosen Scout Master

The Rev. B. N. Kuncel, pastor of the Methodist church of Union, was recently chosen scout master for the troop at Union and we are certain he will make an excellent man for the position as he has served with much success before in that position. C. B. Smith has been the leader and has made a good one but his business is such that he is not able to continue without doing his bus-work an injustice.

#### Enjoyed Fine Visit

Mr. and Mrs. N. R. Kennedy were enjoying a very fine visit with his sisters, Mesdames Rosella and Vesta Clarke, and was accompanied by their son, Mr. Walter Puntart and wife with their two children of Gary, Indiana, who were visiting with the parents at Council Bluffs.

Mr. Kennedy was born at Rock Bluffs sixty seven years ago and lived there with the family for the first year. They then resided in Missouri until he was eight years of age when they moved to Percival, Iowa. There the two sisters were born, Mesdames Rosella and Vesta Clarke, and where they resided many years, coming to Nebraska and Union a number of years ago.

The gathering on last Tuesday was a happy one and which was enjoyed by all. Speaking of the early days Mr. Kennedy told of his father freighting from Rock Bluffs to Denver before there were any railroads, and of their having to fight hostile Indians.

#### Home From the North

Paul Griffin, the mascot for W. H. Porter, George Copenhaver, and Frank Martin, who were spending some two weeks in northern Minnesota, arrived home last Sunday. By the way, the boys and they are sure big and old boys, tell of having good success in their fishing venture. One would think that the lakes where they are fishing would have to be restocked with fish from the way they caught the skippers.

#### The Matter at Draw.

Not being able to settle their difficulties, two of the huskies of Union had recourse on last Saturday to some hard blows which made more change in their personal appearance than a beauty shop artist could with four treatments. They then settled the matter in he city courts, and there was where the draw came in for they each drew three and costs.

#### Building New Home

Some time since David E. Eaton purchased a plot of land near the Missouri river which later became the property of his son Willis, who has just now begun the erection of a home on the land, getting the materials from the Frans Lumber Company. The land was formerly known as the Young place.

#### Program From KENF Saturday

Mrs. E. Thiggenhauser of Nebraska City will give a program from the KENF radio station on the coming Saturday which will be composed of a chorus from Oteo and Cass counties. The Union contingent are Ralph Davis and Arduth and Ronald Martin, all talented young people.

### The Home Store

WE conduct our store ourself and eliminate all possible expense—therefore are able to give you more for your money and the best goods. You do not pay other people's bills, for we sell for cash.

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#### MAY BE EDUCATIONAL CENTER

Bellevue, one of the historic spots of the state, situated on the bluffs of the mighty Missouri river, may again become an educational center as it was for many years in the past. Negotiations are being carried on with the American Lutheran church for the consolidation of five of its mid-western colleges into one large institution, to take over the campus and buildings of the closed Bellevue college.

The settlement of the matter will take some time before it can be completed, but the officials of the church educational program are reported as being much interested in the move and inclined to be favorable to the change.

The schools which would be affected in the consolidation would be the Hebron college and academy at Hebron, Nebraska, Wartburg college, of Clinton, Iowa, and others at Waverly, Iowa, St. Paul Minnesota and Eureka, S. D.

No price has been set on the property it was explained, until an agreement is reached with the national board of Christian education of the Presbyterian church, which hold a mortgage on the seven Bellevue college buildings and fifty of the sixty-five acres comprising the campus.

#### WHERE THEY PLAY

Games in the C. S. & L. Baseball league scheduled for next Sunday

Also at Manley Eagle at Greenwood Louisville at Waverly Ashland at Elmwood

#### FOR SALE

Good hay rack and wagon, \$20.00—Conrad Baumgartner, Murdock Nebr. J14-3tsw

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### LOCAL NEWS

From Monday's Daily  
W. B. Banning, of Union, was in the city for a short time today, looking after some matters of business and visiting with friends.

Martin Sjogren and Herman Mann of Louisville, were in town Monday morning looking after some business at the court house and visiting with their friends.

Mr. and Mrs. Harry D. Royal of Lincoln, were here Sunday to spend the day with Judge C. L. Graves, father of Mrs. Royal and with the old time friends.

Miss Vivian Fern Moore, who has been enjoying a visit with her grandmother and other relatives at McCook, Nebraska, returned home this morning after a very pleasant outing.

Mr. and Mrs. Isaac King, of Superior, Nebraska, were here Sunday for a few hours while en route to their summer home in Minnesota, where they will enjoy a short outing. They expect to be joined in Minnesota by the W. G. Brooks family of Burlington, Iowa, and the J. W. Crabill family of this city.

From Tuesday's Daily  
Mr. and Mrs. Simon Clark will depart this evening for Rochester, Minnesota, where Mr. Clark will enter the Mayo clinic there for an examination and treatment.

Mr. and Mrs. Chester Couch and

little son, Jack, who have been making their home at Jackson, Mississippi, are here for a visit with Couch's parents, Mr. and Mrs. James Rebal and the other relatives and friends.

From Wednesday's Daily  
Mrs. Wallace Philpot of Weeping Water was in the city Tuesday afternoon for a few hours visiting friends and looking after some business matters. While here Mrs. Philpot was a caller at the Journal.

Mrs. E. A. Wurl, who has been visiting her daughter and family at North Platte for the past several weeks, returned home last evening. Mrs. Wurl reports Mrs. Hinman and the little daughter as now at home.

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