

NEBRASKA.

Some cases of destitution are reported from Sioux county.

The Falls City creamery building was completely destroyed by fire.

The citizens of Beatrice favor ward reduction in the interest of reform.

All the churches of Fairbury have united in a series of revival meetings.

John C. Edmondson, a prominent citizen of Fremont, died last week from appendicitis.

North Platte has a bachelor ladies' club numbering twenty-eight. It recently held a banquet, at which the bill of fare was sandwiches, coffee and pickles.

V. Barton, a farmer living west of Hay Springs, caught his hand in the running gear of his wind mill and smashed it so badly that amputation was necessary.

H. Fishback, a Beatrice dealer in poultry, last week received nearly 10,000 pounds of rabbits from points in Kansas. There were about 2,000 of them cotton tails.

The doors of the Standard glass and paint company, one of the largest wholesale houses in Lincoln, were closed last week by local creditors on mortgages aggregating slightly over \$7,000.

1 Forty thousand pounds of twenty-four-inch iron tubing came in over the Burlington from Columbus, O., says the Tribune, for the Crawford citizens' dam, a portion of which is to be used at the dam at the reservoir.

William Dacy, one of the early settlers of Box Butte county, became tired of trying to dig a fortune out of his farm and went to the Black Hills to prospect. He staked out a claim last fall and sold it the other day for \$14,000.

The marriage record in the Cass county judge's office shows 148 licenses issued in 1896. This is a decrease of fifteen as compared with 1895, the hard times probably affecting the matrimonial market as much as any other line of business.

Church services were resumed in Osceola last Sunday, and the school has also commenced. The school was closed for three weeks. It is thought the danger from diphtheria is passed, as there are but a few cases, and they all of a mild type.

The directors of the Platte county fair association, after having advertised for many months for bids to sell the fair grounds and all equipments, held a meeting last week and reviewed the bids. All were rejected. The fair will be held this year as usual.

John G. Kramer of Nebraska City has brought suit against Joe Snyder and his sureties for \$5,000 damages. Snyder runs a saloon in Dunbar, where, on Sept. 14, 1896, Kramer was beaten over the head with a beer bottle by Snyder. He claims to have lost his power of speech, which he thinks is worth \$5,000.

Frank Yocum of Ogallala, who shot and killed James Van while charrivaring a newly married couple at the Union Pacific depot in that place, December 28, 1896, had his preliminary hearing and was bound over to the district court under the charge of manslaughter. His trial will take place at the next term of court.

An agent who has made his headquarters at McCook Junction for a couple of months has succeeded in selling a large number of pairs of spectacles to the farmers, their wives, and even the children and the hired men. He has convinced nearly everybody that they need glasses, and has taken in nearly a thousand dollars.

The city attorney of Hastings has decided that the last election held in that city for the purpose of voting \$8,000 bonds for water works improvement was illegal. His decision was made on the grounds that the legal publication notice had only been run ten days, when it should have run thirty days prior to the election.

J. M. Russel & Son of Wymore have recently leased 160 acres of land one mile east of Lincoln Normal for fifteen years for orchard purposes. Their intention is to grow fruit nearer to railroads, Lincoln being a good distributing point for fruit in car lots or locally, having favorable freight rates. Their peach orchards at Wymore are from four to nine miles east of the station. Their crop in '96 was 75,000 baskets, selling at 50 cents down as low as 20 cents per basket at wholesale. They will plant extensively this spring.

Thomas Cooley, a highly respected young man, 19 years of age, and the only son of S. R. Cooley, was kicked in the breast by a horse and killed instantly. It occurred at their home adjoining Waverly. The shock to the parents is extremely great, it being the death of the second grown son and one daughter within the past fifteen months.

John Connors of Fort Scott, Kan., was in Sioux City en route to Wayne, Neb., where he has been negotiating with John T. Bressler and others of Fort Scott to erect a beet sugar factory in the Nebraska town. It is proposed to build a factory with a capacity of 200 tons of beet sugar a year. Mr. Connors says the plant will cost about \$150,000 and is confident it will be built.

Bessie Montgomery, youngest child of John Montgomery of Greenwood, died of membranous croup. The mother of deceased is said to be a Christian science healer. The little sufferer passed away surrounded by a few of these believers, and no physician was summoned.

The Claride (New Mexico) Black Range brings to W. F. McLaughlin of Grand Island, the following as a sort of New Year's greeting: "John Yaple has completed assessment work on the Melissa mining claim of W. F. McLaughlin of Grand Island, Neb. The claim is a 1 prospect and is showing up in good shape.

GOVERNOR'S MESSAGE

A VERY LONG AND ABLE DOCUMENT.

The Nebraska Executive Discusses State Affairs Thoroughly and With Becoming Dignity—Defends the State and Makes a Number of Recommendations.

SECTION THREE.

Penitentiary.

By the census of 1890 it was shown that Nebraska had a population of 1,068,910. At the present time it is fair to assume that the population has increased to 1,250,000. By an examination of the report for the biennial period ending November 30, 1894, it will be found that the average number per year sentenced to the penitentiary for the year 1875, and the average number per year for the biennial period, as shown by the report of the present warden, is 1767. The number of prisoners confined in the penitentiary November 30, 1894, was 351; while the number imprisoned November 30, last, or at the end of the biennial period, was 275, thus showing a considerable decrease. It will also be observed, by the report of the pardons and commutations submitted herewith, that executive clemency has been exercised with less frequency than during the years 1875-80. Credit for this condition is due to the fact that the number pardoned only a little in excess thereof. These statistics disclose Nebraska standing in a very enviable position respecting the low per capita of criminality, as well as that of illiteracy and ignorance, and vice good in hand.

The condition of the penitentiary upon the whole is very good. The present management has taken advantage of the opportunity which has been offered for improvement. A careful study of the history of the penitentiary since its organization will not disclose any two years of its existence during which greater progress was made than during the biennial period just closed. Credit for this condition is due to the efficiency of the management of the present warden, who by a wise and judicious policy has improved the standard of morals in the penitentiary, as well as made large reductions in the expenditures. This good record has been made, however, despite the fact that he has failed to receive the co-operation of most of those with whom he has had official relations in his management.

The question of the management of penal institutions, is of course, difficult under most favorable circumstances. There are various methods of management, each having warm advocates. While the encouragement of any method of management that will develop the reformatory features of prison life appeals strongly to the sympathetic and humane sentiments of mankind, yet it is to be borne in mind that the place should not be made so inviting that the careless and wicked disposed will commit deeds of lawlessness without fearing the punishment to follow. The humanity of the present age demands that punishment for violation of law by imprisonment or otherwise shall be inflicted barbarously, inhumanly, or in any manner that would tend to stifle the better sentiments of a man, even though a violator of the law; but rather that the punishment shall be humane, yet reasonable, fixed, certain and determined in its character. This may be brought about by confinement in the penitentiary in solitary cells, in restraint of liberty, in strict and rigid discipline, in plain, simple fare, yet in wholesome, clothing, in the most common quality and some particular uniform color and hard, steady and continuous labor during the period of confinement. I do not believe in a sentimentality that would supply to the prisoner, convicted frequently of the most heinous crimes known to mankind, with every luxury, form of amusement or intellectual recreation that would be regarded as special privileges by many who lead a humane and upright life. It is to be borne in mind that the classification of the prisoners, so far as it can be done, with the view of separating the older and more hardened criminals from those who have committed, perhaps under mitigating circumstances, their first crime, and who sincerely repent, desiring to pay the penalty for the broken law, retrieve the mistakes of the past, and lead an honest and upright life. Such prisoners should receive all reasonable encouragement and aid to enable them to properly be done by constructing new cells in the new cell house in the east wing of the penitentiary, which is now used as a chapel. This would render it less difficult to maintain this class of prisoners without coming so much in contact with the more hardened class.

While some advocate changing the striped clothing customary to be used in prisons all over the country, I doubt the propriety of it. I understand it has been tried only in very few prisons and there found to work not very satisfactorily. Its advocates say it is degrading and humiliating for the offender to be required to wear this badge of a broken law. It is humiliating to be put in prison and restrained of one's liberty. The logical sequence of such reasoning would be to discharge all the prisoners and tell them to go their way and sin no more. We must come face to face with the practical side of depraved humanity and prison management of such, as well as to have the theoretical.

We have had in this state almost ever since its organization a form of prison management that has been debasing and degrading, a system of leasing the penitentiary and the convicts therein to selfish individuals for the purpose of private gain. We have had no other method of management, and the result has been an objectionable feature of prison management. The last session of the legislature passed an act providing for the annulment of the lease of the prison and prisoners and also providing an appropriation for the payment of what should be found to be due the lessee by the cancellation of the lease. Under the provisions of the act the lease was cancelled, the appropriation being made by the legislature for that purpose being exhausted in the payment of the report is on file in the office of the land commissioner. The state is to be congratulated upon the consummation of such a laudable object as that of cancelling this lease, even at the expense it incurred.

After the state had taken full control and possession of the penitentiary and the labor of the convicts, an effort was made by the board of public lands and buildings to lease the penitentiary grounds, machinery and labor, thus returned to the objectionable system from which we had just freed ourselves. As soon as the intention of the board came to my notice, I took occasion to communicate to them my views in regard to the matter. The nature of a protest, asking that the state should assume control of the penitentiary and of the labor of its convicts, except as the same had been contracted out under the old lease, and which by the terms of the act for its cancellation, were to be continued in force during the period for which they were made. The board, however, proceeded to again lease the penitentiary grounds and property, as well as the labor of its convicts, subject to the subcontract mentioned. It occurred to me that this contract did not properly protect the interests of the state, beyond the authority of the board to make, and ought not to be recognized as a legal and binding contract on the part of the state. The warden, being of the same opinion, declined to recognize the validity of the contract. The controversy was submitted to the supreme court, and an opinion rendered to the effect that the attempt to

again lease the prison and the labor of the convicts was illegal and that the board had exceeded its authority. After the decision of the supreme court, the board called in Mr. James Whitehead and under the designation of agent of the board, he assumed to perform some duties connected with the management of the penitentiary, which might very properly have been done by the warden, under the direction of the board. The report of the board's agent is presented with the report of the land commissioner. I am satisfied that he has accomplished nothing that might not have been done by the warden, and that the expenses occasioned by his appointment were utterly needless. It is disclosed by the report of the agent that the proceeds of the labor of the convicts, \$14,290.73, of this amount there was expended \$10,014.57, and paid into the state treasury \$4,115.63. These expenditures I regard as having been made without authority. All money derived from the labor of convicts should, it would seem, be turned into the state treasury to be drawn therefrom on approved vouchers, as in other cases, in the manner provided by law. The board having the power to make or to contract for the employment of idle convicts seems not to have exercised this authority, except temporarily from time to time, as shown by the report of the agent of the board. It also appears that the convicts are not temporarily entered into any other industry than that heretofore secured.

I have thought it proper to go into details to some extent regarding the history and condition of this institution, as it seems necessary that there should be an entire revision of the law respecting its future management. Under the lease system there have been established different industries at the institution for the purpose of employing the convicts. These industries have been maintained by sub-contractors of the lessee and are yet owned by them. There are now in operation a broom factory, a harness factory, cooper establishment and an iron foundry. The majority of these several industries is perhaps large enough to utilize all of the labor of the convicts not required in the management of the institution. If arrangements could be made for the continuance of the work performed in these different establishments at a reasonable rate of wages for the labor of the convicts, with suitable provisions and restrictions to fully protect the rights of the convicts and the moral character of the institution, it would seem that at the present time the state should attempt to employ all convicts on its own account. It would seem advisable to inaugurate some system looking to the ultimate control on the part of the state of the convicts and that the penitentiary should be made self-sustaining, or as nearly so as possible. Prisons in several states are, as I am advised, entirely self-sustaining. In adopting a plan of conducting the penitentiary entirely on the part of the state, it would seem the better part of wisdom to begin cautiously and in a moderate way, and by careful utilization determine the best method of utilizing the labor of the convicts, and the amount of expense on the part of the state or less occasioned by inaugurating an enterprise which cannot successfully be carried out. In this respect the question of bringing into competition convict labor with that of free labor, and the extent to which it is conducted as to reduce to the lowest degree possible, with due regard to the interests of the state, all competition with free labor. I can see no objections to the leasing of the system looking to the manufacture and purchase of the articles required in the maintenance of the different state institutions as a means of providing employment for prison labor and making the prison self-sustaining. This plan should be adopted, and among those who have studied the subject of prison labor. This could be introduced in a small way, and gradually developed as wisdom and experience would suggest.

This larger portion of the inmate class has been subjected to your consideration with the hope that a law will be enacted providing for the state's management of the penitentiary, in a higher moral place the institution on a higher moral plane, and to provide for the proper utilization of the labor of the convicts while in confinement.

Hospitals for the Insane. Nebraska has three hospitals for the insane, at Lincoln, Norfolk and Hastings, respectively. They are all of them together and in a general way. They have each been managed in a wise, careful and economical manner. A professional treatment has been of a high order and the care of the unfortunate wards of the state confined in these institutions has been carefully looked after in all respects. A visit to any one of these institutions cannot but be a most interesting and profitable one, and orderly manner, and the welfare of the inmates is improved wherever possible and the utmost kindness and gentleness in caring for them prevails.

A contract having been made in the expenditures. Some further can doubtless be made and yet I am inclined to the view that in these institutions the minimum expenditures in their maintenance have been very nearly reached. In caring for the insane, it is not apparent to the ordinary observer that the necessary employes, as well as officers of such an institution, are more numerous than are required in any other institution of the same kind. The position of the high order of the high professional skill and orderly manner, and the welfare of the inmates is improved wherever possible and the utmost kindness and gentleness in caring for them prevails.

As to the management of the institutions, it is not apparent to the ordinary observer that the necessary employes, as well as officers of such an institution, are more numerous than are required in any other institution of the same kind. The position of the high order of the high professional skill and orderly manner, and the welfare of the inmates is improved wherever possible and the utmost kindness and gentleness in caring for them prevails.

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an asylum for the chronic insane and receives its inmates from the other two, and inasmuch as a number of years of time has shown that the hope of recovery is very small. This hospital for the insane, in its establishment by the lawmakers in its establishment, has carried out to its fullest extent, will have to have its capacity still further enlarged. It now has the largest population of the three. Some interested in the subject of caring for the insane favor the placing of all three of these institutions on one site, thus, by making them all asylums for the insane, without qualifying the different degrees or types of insanity. I do not believe it would be advisable to make any change of this kind at this time and am inclined to the view that the present arrangement has advantages that perhaps overcome any disadvantages or objections that might be urged against its continuance. The request for an appropriation for additional buildings at the Hastings institution is very small. It is assumed that the capacity so that it may be able to receive inmates from the other two institutions by transfer as rapidly as it shall appear that the condition of the patients renders it advisable to place them in this institution for permanent treatment, as contemplated by the law creating it. It will be observed, however, that no fixed or definite rule can be made in determining just what patient shall be transferred. It will, therefore, fulfill reasonably well its mission by receiving those seemingly best adapted to transfer only so far as vacancies occur by death or recovery, after its maximum number of inmates has been reached. I invite your attention to a careful perusal of the biennial reports of the superintendent of these three institutions, which will give you much valuable information.

State Industrial Schools. By constitutional enactment the legislature may provide by law for the establishment of a school, or schools, for the training of children, and the reform of all children under the age of sixteen years, who, for want of proper parental care or other cause, are growing up in mendicancy or crime. Under this provision the industrial school at Kearney, for boys, and another established for girls, were created. In its wisdom, very properly made provisions for the separate institutions. The one at Kearney was maintained as an industrial school for boys, and another established for girls. The reports of the superintendents of these two institutions are quite complete and show them to be in a satisfactory condition. While I do not state any extravagance in the management of these two institutions, I am of the opinion that there is opportunity for greater frugality than heretofore exercised without interfering with the efficiency of the work or reaching the same end with economy and parsimony and rigid economy. I invite your attention to the improvements suggested by the superintendents. Some of them are well worthy of your careful consideration, and I am prepared to favor appropriations for additional buildings at either of these institutions.

Institution for Feeble-Minded Youth. The work of the institution for feeble minded youth, located at Beatrice, appears to be in a satisfactory condition. It is in a position to receive suggestions for improvements to make to you, unless perhaps it is along the line of more rigid economy in its management. I coincide with the views of the superintendents respecting the advisability of making further provisions for a class of citizens who are past what might be termed the school period in an institution of this kind and are yet not fit subjects to be again returned to the county of their parents, or to struggle for a living in the world. I am inclined to favor improvements to make to you, unless perhaps it is along the line of more rigid economy in its management. 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