# Detective Testifies Certain Places Were Favored By Sutton **UNGER SAYS KUGEL**

TOLD HIM SEE LYNCH

Detective Swears City Commis sioner Ordered Him to Report There and Obeyed; Certain Places Favored.

(Continued From Page One.)

quaintanceship with the Melson woman whom she described as given to exaggeration. The "Don't Worry" club was dragged into the hearing. Mrs. Rohr testified she never saw Sutton and Mrs. Phelps at the Mel-son residence.

Sutton and Mrs. Phelps at the Melson residence.
Elsie Phelps has not yet been called, but announcement was made that without doubt she will appear today, as nearly all of the minor witnesses have been called.
The council will resume the hearing at 9 o'clock this morning and will keep at it all day. Mrs. Phelps, Paul Sutton and the six Omaha defendants in the Chadron case are due to leave Thursday afternoon for Dawes county to appear for trial. ty to appear for trial.

### New Charges Against Maloney.

At the opening of the hearing yes-terday afternoon City Attorney Rine ferday afternoon Chy Attorney Kine filed a new complaint against Captain Stephen Maloney charging him with designating Al C. Kugel, his superior officer, as "a dirty rat." In substance the new charges

"That Captain Stephen Maloncy has final Captain Stephen Maloney has been guilty of conduct unbecoming an officer; that he did on June 15, in the city council chamber, at a hearing before the city council call his superior officer, A. C. Kugel, superintendent of police, "a dirty rat," thereby bringing the department into disrepute,

"And that he did falsely charge and accuse his superior officer of being guilty of conspiracy with Paul Sutton to give false and perjured testimony

Wherefore, John A. Rine, city atthat a time be fixed for hearing of these charges and specifications."

#### Kugel Directs Action. Mr. Rine filed and signed the new

charges at the direction of Superintendent Kugel. The occasion of "the dirty rat" in-

eident followed testimony regarding automobile the city clerk read the new

charges Attorney Baker said he be lieved action is untimely, in the midst of another trial, and that mat-ter should be held in abeyance, pend-ing the current hearing.

"I think Mr. Rine was a little hasty," said Judge Baker. Mayor Dahlman said he thought the new charges should be referred. Upon motion of Butler, the matter was referred to next regular meeting of the divergence."

of the city council.

of the city council.

Catherine Sheehan, 1145 North
Nineteenth street, 'estified that on
January 6, while walking at Eighteenth and Cuming streets, a youth
grabbed her purse containing \$47.96.

"I gave chase and others caught
the youth at 708 North Nineteenth
street, where he gave his name as
Chester Taylor. He as taken to the
station, where I identified the prisoner," testined the witness.

"Taylor was released at station on

"Taylor was released at station on \$50 cash bond and he left town. After I started court action I recov-

After I started court action I recovered the stolen money from the cash bond given by the prisoner."

Questioned by Attorney Rine, the witness said she did not know that Maloney accepted the bond or whether it was the desk sergeant at police station.

## Arrested for Hauling Garbage.

George Urbach, called by Attorney Elmer Thomas, stated he is a garbage

"In your work of hauling garbage have you been interfered with by po-lice?" asked Thomas.

lice?" asked Thomas.
"Arrested several times."
"Where did you collect?"
"Brandeis, Omaha club, Sanford,
Young Men's Christian association
aud other places."

Judge Baker to Thomas:
"Don't you know that this man brought suit against city and that matter went to supreme court, and that city won case. Are you trying the court of the city won case. Are you trying "No."

Honeywell, a previous witness, onereu him money on Farnam street.
"It was on Douglas street," witness replied.
"Did you take it?"
"No."

#### **Business Back to Its** Usual Form in the East

to overrule supreme court

Usual Form in the East
That the east has become accustomed to war times and business accordingly has returned to normal, is the news brought bark to Omaha by J. L. Orkin, who has returned from a business trip to New York, "The early excitement caused by the war declaration is all over," said Mr. Orkin, "and business has returned to the normal. There are no fears of impending business calamites and everybody predicts increased prosperity for the future. The business slacker is a rare article. Buyers are making abundant purchases for fall and winter."

Witnesses Stay Away.

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Witnesses Stay Away.

Witnesses streported ill or in Council Bluffs. Mrs. Margaret Melson of 610 South Twenty-fifth avenue also was reported ill.

William S. Dolan, manager of Omaha Detective association? "Who organized Omaha Detective association?"

"Harry Wolf, Charles W. Pipkin and myself."

"Is Sam Joe on your bond?"

"Jon't you know him?"

"Yes, he is an American."

Dunn Back on Stand.

#### Japan Quickly Buys Up Its New Railroad Bonds

nce of The Associated Press,) Tokio, May 31.-The subscriptions to the new railway bonds which the Japanese government has just floated

Japanese government has just floated on behalf of the imperial government railways total about \$21,472,675, according to a statement issued by the Bank of Japan.

Subscriptions from the public were under \$10,000,000. The rest of the bonds were assigned to the underwriting banks. General investors, anticipating the issue of Entente loans at more advantageous terms, have apparently been unwilling to take up the issues. the issues.

Taking a Tip.

He had been promoted to captain's rank and decided to calcibrate the occasion. He entered a swanger West End (London resuturant and 'did himself' handsomely. The watter fused around, smilling and obsequious and expectant. He brought back the change after passing the bill and was very wroth when the officer pocketed the left. But there was still time, and, howing and smilling, he assisted the khakit man into his cost and handed him his hat and case. Nothing happened, so the waiter ventured mentalogly. "Haven't you forzoften something, sir?" The officer started, "ity Jose," he said, "I have."

He turned and pelacid up a half crown from beneath his plate and rut it back in his cooket.—New York Glaise.

Bee Want Ads Produce Results.

Thomas: "I will show what I am after,"

Thomas Resumes. Thomas resumed examination of

"Who are hauling garbage now?"
"Who are hauling garbage now?"
"Henry Pollock, James Whalen and a man named Smiley."
"What do you know of connection of Maloney with collection of garbage?"

"Pollock and Maloney and some others have a company. They told me at Brandeis I could not have garbage any more, breause Maloney was in there and asked for garbage for Pollock."

"What was the deal between Pollock and the city on garbage? Drew from Hat.

"They put numbers in a hat and they drew for down-town districts." "What was Pollock's arrangement with the cit?"
"He was to haul the rubbish as well

as garbage.".
"Has-he hauled away the rub-

bish:"

"No. I got Brandeis and several other places back because Pollock would not haul rubbish, as he agreed, and as I did before Pollock was given the down-town district."

"What else do you know of Maloney's connection with Pollock's company?"

## Maloney Gets Part.

"Whey they sold their hogs to South Omaha Maloney got 8 per cent of the

Attorney Baker: "How do you

know?"
"A man who is interested in the company told me."
"Who told the man?"
"He said a woman."
Attorney Rine: "Who was this man you spoke of:"
"I don't know his name."

"I don't know his name."

"Could you direct this council to

his house?"
"I could."

This line of evidence was offered by the prosecution to corroborate tes-timony of Paul Sutton that Maloney was interested in city garbage hanling and a hog-feeding ranch.

#### Want to Find Man.

Want to Find Man.

Attorney Rine asked Urbach whether he knew that the present Pollock arrangement saved the city \$10,000 to \$12,000 a year.

The city attorney directed the city clerk to issue a summons forthwith for the man said to have told Urbach that Maloney received 8 percent profit on the sale of hogs from the Pollock hog-feeding ranch.

Harry Fischer, attorney for Urbach in the garbage litigation, was called and testified he conversed with Mr. Phelps, manager of the restaurant in the Brandeis building.

"Steve Maloney gave me orders

"Steve Maloney gave me orders to give garbage to Henry Pollock," were the words attributed to Phelps by Fischer.

'I went to the health commissioner last spring when districting the city was proposed," added Fischer. "I ex-plained I wanted to bid on a district for a client of mine. The health commissioner said the city had exclusive right to haul garbage. Would Divide City.

Would Divide City.

"On the next Monday Kugel said to me in presence of Mr. Fleharty that the city should be divided in districts and all given a fair chance. But I was told by a member of the sanitary department that on a Sunday Pollock, Whalen and Smiley met and drew out of a hat the cream of the garbage hauling."

## Council Takes Charge.

Attorney Rine: "Don't you understand that Pollock, Whalen and Smiley are hauling garbage as employes of the city and without expense to the city and that the city council had the matter up this morning and referred it to next week?"

"I did not know that was the case, but I am glad to hear it."

"What did you say Phelps told

"He said he received orders from Captain Maloney through a city de-tective to give garbage to Pollock." Refused a Bribe.

Detective Cunningham was asked y Attorney Baker whether W. R. Honeywell, a previous witness, offered

Attorneys Baker and Thomas in-dulged in another polemic regarding holding bearing down to charges

#### against Maloney Witnesses Stay Away.

Dunn Back on Stand.

Chief of Police Dunn recalled. Attorney Thomas: "You stated in our examination that there were not! your examination that there were very cordial relations between Captain Maloney and yourself.

relations affect discipline? What is, the trouble?" We haven't got along as well as We haven't got along as well as we might. If any matters came up I exchanged conversations over the phone mostly. Probably our disagreements arose because each of its a little hot-headed at times."
"Has he been guilty of insubordina

"I can't say that he has." Ran Business All Right. "Specify facts of bad feeling."



"And did you do it?"

"They were personal. More his manner than anything else. His man-ner on business matters of depart-ment caused no objection." "Did feelings between you and him Baker resumed examination of Un

tend to demoralize the department?"

Mayor: "I can't see where that question would be proper at this

Thomas: "Now is the time, Mr. Ma-

yor, to determine what is wrong with the police department." The mayor held witness should not

answer the question Unger on Stand. Officer Unger examined by Judge

Baker:
"Did you ever see Paul Sutton at Nineteenth street?" 514 or 516 South Nineteenth street:"
"Yes; on second floor of 514 South Nineteenth street. I thought we were

whereenth street. I thought we were going to investigate a place. I went with him. That was in June, 1916,"
"Who was there besides you and Sutton and Mrs. Melson!"
"A girl they called Elsie—they said Elsie Phelps"
"Who else!"
"A man they called 'Spike,"

"A man they called 'Spike' "
"When you left, where were Sutton
and Elsie Phelps?"

Had Bottle of Beer.

"They had a bottle of beer."
"Offer you any?"
"Yes, by Mrs. Melson."
"Did you drink?"
"No."

"What about a report you were to What about a report you were to make of that place to the station?"
"Sutton was leading me around. I saw what was going on, so I left. We made no report that night."
"You and Sutton on morals squad at that time?"
"Yes."
"Who was the head then?"

"Sutton was." "Did you ever take Harvey Wolf on any of your raids?

"Ever at Owl club with Sutton?"
"Yes. Captain said Kugel wanted to see us their. Kugel told us about the Sesto saloon and not to be hard on bin."

on him."
"What did you see at Owl club?"
"Poker and other games and boot

"Could you see them as you danced."

"Could you see the gambling and bootlegging from the dance hall?"

"Could see them as you danced." To Report to Lynch.

"Receive any orders direct from Kugel?"
"Yes, for first month when I was on morals squad Kugel told me to go to see Johnny Lynch and see what he wanted dong."

Sutton Had Friend There

"When you was on the morals squad did you receive any orders from Maloney." "I did not,"

"Do you know anything of Harvey Wolf having been on raids?"
"No."
"When you raided the Havens hotel was Wolf with the officers?"
"He was not."
"Did Sutton ever speak to you about a place at 118 North Eighteenth street."

street Yes, he said he didn't want the place raided; that the man there was a friend of his. We found a bunch there drinking."

there drinking."
Mrs. Margaret Rohr of Florence, mentioned by Mrs. Margaret Melson in her testimony, was called to testify whether she had knowledge of Sutton and Mrs. Phelps having been at the Melson place. Mrs. Rohr quoted Mrs. Melson as having regretted that she got mixed up in the hearing and said she had talked too much.

Attorney Thomas.

Attorney Thomas:
"Did Mrs. Melson ever speak to you about having been offered money for her testimony in this case?"
"She did not."

"Were you at her house recently?"
"Yes. She had the Don't Worry club at her home on May 22 and she remarked that she might have to go

to Chadron."
"Then you have conversed with her Yes, but she exaggerated so much

I did not pay much attention to what she said. She would put on and take "You deny that she said her hus-band told her to take the money for

#### Got New Dress.

"Did she get a new dress?"
"Yes, she said she would look tine when she got up to the hearing."
Mrs. Rohr testified she had never seen Elsie Phelps until Paul Sutton brought her to Florence last Sunday, and she added she had never seen Sutton and Mrs. Phelps at the Melson home.

on home. Officer Unger was recalled and

Officer Unger was recalled and Attorney Rine questioned him:

"Did you take part in a raid when a lot of dope was found last spring?"

"Yes. Axel Benson told us of a lot of dope on North Twenty-lirst street. Met Pipkin and Wolf and we all went out in Wolf's machine."

"Did Maloney order you to go there."

and that he rode in Wolf's machine

#### as a matter of convenience Denies Owl Club Incident.

Attorney Rine read a letter ad-dressed to the city commissioners and signed, "D. J. Manchester," who and signed, "D. J. Manchester," who stated that last winter a man who lost a lot of money at the Owl club, spoke to Officer Unger and was referred to Paul Sutton, who told the victim to "forget it." The writer asked why certain places (mentioned by names and addresses), were allowed to remain open. Unger denied knowledge of the Owl club incident mention by Manchester.

tion by Manchester.
Attorney Rine asked Unger:
"Did you have any inkling of the chacter of the Melson place?"
"Yes, Sutton told me it was a good time house."

## Some Places Favored.

"Did you make any report to Kugel after you left Sutton at the Melson house?"
"Yes, I told Kugel about it at Pete Loch's and he said Sutton would take

care of it."
"Did Sutton ever tell you not to raid the Owl club?"

"No, but there were lots of places he would not raid."

"Liquors sold at Owl club dances?"
"Didn't see any money changed,"
"You said you saw card games at
the Owl club."

"What were they?"

"I don't know."
"Might have been black jack or seven and a half or pinochle?"
"They might have been."
Attorney Thomas:

What was there about your visit to the Melson house in June of last year that made such an impression

## Left Sutton at House

"Because I left Sutton there."
"How did you meet Elsie Phelps there that nigh?."
"I saw her sitting on a bed with her hat off."

'How do you fix the date in June?' Because Sutton owed me \$4.

"Do you think you would recognize Mrs. Phelps now?"
"I don't know."
"Didn't she make an impression on

"You said you reported to Kugel at Pete Loch's, did you? Who did you

"I saw the hoys."
"I saw the hoys."
"Who else?"
"Kugel and Johnny Lynch."
"What did you say to Kugel?"

Let Sutton Do It.

# there?" "No." Unger explained that the presence of Wolf and Pipkin was accidental "Told him of a woman named Tole and she was running a place and it was pretty raw, and he said, Sutton would attend to it."

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SEALED TIGHT - KEPT RIGHT

WRIGLEYS

CHEWING GUM

fered testimony in direct contradic-tion to statements made by Mr. and Mrs. Charles Gille, regarding a burg-lary at their home and alleged subsequent neglect by Captain Maloney's department in following up the case. The denied having told the Gilles they had caught the burglar, or that they had shown the prionser at juil to Mr. and Mrs. Gille.

## Why Suspect Released.

Why Suspect Released.

Detective Rich testified that the suspect arrested in the Smith murder case was observed by witnesses of the tragedy and was released on account of lack of identification. The charge previously made was that the prisoner had been irregularly turned loose.

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