

Men Higher Up Are Called To Stand In Maloney Investigation

Lawyers Hint at Perjury in Police Probe by Council

(Continued From Page One.)

tionable character of the Melson place on South Nineteenth street, as testified to by Unger Tuesday afternoon.

He also denied giving any irregular orders to Sutton and Unger at the Owl club, but admitted that on one occasion he did meet these detectives at the club and told them that a saloon man had complained of persecution by the morals squad and suggested that they should not disturb women if they were merely eating in a restaurant annex of the saloon if they wore habiliments approved by police society.

The inside workings of Kugel's special investigators were brought out in detail by Attorney Baker, who questioned one item of \$237 which Kugel explained was for cigars, beer and other expenses. The superintendent of police explained that his special men took companions with them to visit places as regular patrons and thus obtain evidence upon which the morals squad later worked.

Sutton Traveled "Fast."
Kugel could not tell Attorney Baker whether 514-16, South Nineteenth street had been raided. Officer Unger testified Sutton took him there ostensibly for investigation, but he left Sutton when he observed certain local amenities being indulged in by Sutton, his detective leader.

Mrs. Fred Allen of 2510 Hickory street testified she frequented the Melson place and knew of its character and inadvertently, through a process of fine-tooth combing by Attorney Baker, admitted that her visits to this house were not approved by her husband when he learned of them.

Mrs. Allen testified that during telephone conversations with Mrs. Margaret Rohr of Florence the latter related that Mrs. Melson said she was being urged to "stick to her Sutton story" by "Spike," adding that she was to receive \$200 for her testimony, and in one instance specified that the amount was to be \$100. The appearance of Mrs. Allen was to discredit the testimony of Mrs. Rohr, who testified she had no recollection of having mentioned to anybody any reference to a money consideration for Mrs. Melson's testimony.

Mrs. Bird Leaves Town.
Charles Bird, negro, husband of Josephine Bird, was the first witness called at this morning's session of the Maloney hearing.

Attorney Elmer Thomas questioned the witness regarding the departure of Mrs. Bird to Kansas City last Sunday.

"It is very evident that Mrs. Bird left Omaha to avoid being called as a witness in this case," stated Mr. Thomas.

Bird said: "My wife and I had a quarrel last Sunday and she went to Kansas City. She may stay there forever or she may stay a day."

Thomas offered in evidence charges filed last December by Josephine Bird against the city detective department, charging payment of money. The mayor explained that when the charges were filed by the Bird woman the council offered to have a hearing, but the complainants failed to appear. Attorney Thomas added that he had Mrs. Bird summoned as a witness, but she disappeared.

Kugel Contradicts Unger.
Commissioner Kugel recalled by Attorney Thomas: "You recall that Officer Unger said he met you in Pete Loch's saloon in June, 1916, and had lunch there with you. Is that a fact?"

"Never met Unger at Loch's place."

"Did Unger ever complain to you regarding Mrs. Melson's place?"

"He did not."

"Did he ever speak to you of Sutton and Mrs. Phelps having been at the Melson place?"

"He never spoke of that to me."

The superintendent of police entered a direct denial of Unger's testimony regarding having met his boss at Pete Loch's place. Kugel denied any knowledge of the Melson place having been brought to his notice as a disorderly house. Attorney Thomas did not question Kugel regarding Unger's testimony on the Owl club or Kugel's reference of Unger to Johnny Lynch.

Money for Testimony.
Mrs. Fred Allen, 2510 Hickory street, related a telephone conversation with Mrs. Margaret Rohr over telephone.

"Mrs. Rohr told me she heard Mrs. Margaret Melson was urged to testify by 'Spike' and that she would receive \$200 for her testimony and she said Spike told her to stick to her Sutton story. Once she said it was \$100."

Different on Tuesday.
On Tuesday Mrs. Rohr testified she had no recollection of having spoken to anybody regarding Mrs. Melson's expectations of receiving money for her testimony in this hearing. Mrs. Rohr said Mrs. Melson spoke of a new dress, but not of any money, and she could not even connect the dress with the testimony. "Spike," referred to by Mrs. Allen, has been referred to at the hearing as the husband of Mrs. Melson, the woman who testified regarding the alleged indiscretions at the Melson home, 516 South Nineteenth street.

Attorney Baker asked Mrs. Allen: "Were you ever at Mrs. Melson's place at 516 South Nineteenth street?"

"Yes."

"Day or night?"

"Both."

"Who were you with?"

"Will Not Reveal Companions."
"I refuse to say. I will not incriminate myself or anybody else."

"Lady or gentleman?"

"I haven't said. I am not saying."

"Were you there with Maloney?"

"No."

"Drink any beer there?"

"I did."

"Who paid for it?"

"Persons who were there."

"Men or women?"

"I will not tell."

"See Paul Sutton there?"

"No, sir."

"Did you know the place was an assignation house?"

"I did."

"Why did you go there?"

"I am not stating."

"Who is your husband?"

"A plumber."

"Lives with you?"

"He does."

"Did he know you were at the Melson place?"

"I don't care to answer that question."

"Did you tell your husband?"

"I did not."

"Did he find out?"

"He did."

"You refuse to state why you went to the Melson house?"

"I refuse."

Sorry She Was in It.
"Just what did Mrs. Rohr say to you over the telephone?"

"She said Mrs. Melson was crying and that Spike told her to stick to it and she would get \$200 and again she said it was \$100, and she was sorry she was in it."

"From whom did you understand the money was to be paid, when you spoke to Mrs. Rohr?"

"She said the money was to come from Steve Maloney."

"You did not remember Maloney's name when Attorney Thomas questioned you. Why didn't you?"

"Didn't remember it."

"Are you interested in this case?"

"I am not."

Just Hung Around.
"And yet you have hung around here four days."

"Others are doing the same thing."

"Who was the man or men you went with to 516 South Nineteenth street?"

"I refuse to answer."

"Mr. Mayor," said Baker, "I want to discredit this witness and show that she wants to injure Steve Maloney by giving hear-say evidence through four persons."

Attorney Thomas: "Why insist upon anything that would not have a bearing on this case and injure persons not parties to this case?"

No Confidence in Witness.
Attorney er: "I refuse to have Maloney assassinated in this manner. This woman should not be allowed to come behind Maloney with a dagger unless we know from whence this dagger comes. We should know the identity of this woman's position. I have no confidence in this witness for a minute. She admits having been at the Melson place, but will not say with whom she went."

Mayor Dahlman: "I am satisfied this woman went to this assignation house with men, but I don't believe it would be fair to drag in these outside parties."

Baker resumed: "Were parties with whom you went to 516 South Nineteenth street married or single?"

"I did not see the marriage certificates."

Went in Taxi.
"Did you go to the Melson place alone or with companions? On foot or in a hack?"

"Not in a hack; it was a taxi."

"Where did you take the taxi?"

"Don't remember."

"How long have you known the person you went with?"

"I knew him eight or nine years."

"Then it was a him, was it?"

"Yes."

"Was he a friend of the family?"

"No."

"Just a friend of one member of your family?"

"Yes, sir."

"You are sure that Mrs. Rohr mentioned Maloney's name when she spoke of the money to be paid Mrs. Melson, are you?"

"I am sure."

"How much do you expect to get for testifying here?"

"Am not looking for anything."

"Do you expect any protection?"

"I do not."

Knew Mrs. McCune.
Attorney Thomas:
"Do you know Mrs. McCune, or Mamie Jones, who has been mentioned in this case?"

"I do."

"Do you know if Mrs. McCune was staying at Melson's house?"

"Yes; when she was getting a divorce."

"You said Mrs. Rohr specified different sums of money in different conversation, did she?"

"Yes, sir, she did."

Sutton Objects to Kimonas.
Paul Sutton, recalled by Attorney Thomas:
"State details of Kugel meeting you and Unger at Owl club."

"The captain told us Kugel would be at the Owl club. Unger and I went. Kugel asked us if we were persecuting the Sesto place and if we were raiding every night. I told Kugel we found women there in kimonas and some were prostitutes. I told Sesto to have the women in his restaurant dress decently."

Sutton Not at Melson Place.
"That was the only time you saw Kugel at the Owl club?"

"Not sure. I may have seen him at a dance."

"Anything said here you would like to explain now?"

"I am not stating."

"Who is your husband?"

"A plumber."

"Could have explained at the time."
"State whether you and Unger were ever at Melson place together."
"I was never at 514 or 516 South Nineteenth street with Unger or anybody else."

Could Not Smoke Cigars.
"Did you ever see the Davis woman who testified?"

"Arrested her once."

"Did she ever give you any money at any time?"

"She, nor any other woman, or man, gave me money."

"Did Honeywell give or offer you any money at any time?"

"He did not, but he left twenty-five cheap cigars for Cunningham and myself. I smoked one cigar and Cunningham smoked one and gave the rest away."

"From whom did you understand the money was to be paid, when you spoke to Mrs. Rohr?"

"She said the money was to come from Steve Maloney."

"You did not remember Maloney's name when Attorney Thomas questioned you. Why didn't you?"

"Didn't remember it."

"Are you interested in this case?"

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"Who is your husband?"

"A plumber."

"I think the public is entitled to this information. Let us not file too much. Let us uncover a little."

Kugel's Expense Account.
"Do you know how much money you have drawn from the treasury for these special services?"

"I could not without looking up the checks."

"You drew \$237 in May, 1917. Who and what was that for?"

"I have told you that sometimes my investigator would take a friend or two with him."

"What salary did you pay these special investigators?"

"They sent bills for what they thought their services were worth."

"Have you the details of their bills?"

"I usually destroyed those papers so nobody would know who those men were."

Money for Beer.
"What was \$237 in May for?"

"Cigars and beer and expenses."

"And you spent the taxpayers' money and now you cannot explain how the money was spent?"

Attorney Thomas contended that Mr. Baker was going beyond the range of this investigation of Steve Maloney.

Baker resumed:
"And these persons who spent the money were the judges of how much should be spent and how were they?"

Objection by Thomas sustained.

"I find approximately \$2,000 spent in the manner you have stated. Can you state to whom and for what manner money was spent?"

"I can by the checks."

"What work was done for this money?"

"I think the records will show."

Sutton's Reports.
"Are these reports signed by anybody?"

"No. I knew who was doing the work when they came in."

"Who are these?"

"Those are Paul Sutton's."

"This report refers to house at 420 South Thirteenth street. What was done with this report?"

"These reports were given to the chief and the morals squad ordered to investigate. Sometimes it might take six months to get a place."

"Here is a report of all assignation houses. Did it include South Nineteenth street?"

"I do not know."

"Were your morals squad men ever pulled?"

"Yes. One night Paul Sutton and two companions were taken."

"Was Mr. Marshall one of your secret service men?"

Objection sustained.

Mrs. Melson Still Ill.
Attorney Thomas announced Mrs. Margaret Melson still is ill. "It is our desire not to place Elsie Phelps on the stand until Mrs. Melson has concluded her testimony, because we contend Mrs. Melson does not know Mrs. Phelps," said Mr. Thomas.

"We have the right to show that Mrs. Melson never saw Mrs. Phelps," added Thomas.

Attorney Baker pledged that Mrs. Melson will not appear until after Mrs. Phelps has testified, if that is agreeable.

Mr. Thomas insisted that Mrs. Melson must return and he further insisted that she shall return before he calls Elsie Phelps.

Use Chadron Testimony.
Commissioner Butler: "We are trying Captain Maloney, and why not take the transcript of the Chadron case for any further evidence. We cannot stay here all year."

Butler added: "It is evident the police department is disorganized. If the absent witnesses can not be brought in, I think we should conclude this hearing and proceed with the general police investigation after we have considered the testimony that has been offered in the Maloney case. I am going to recommend to the council that in the general police

investigation all witnesses who testify will be protected."

Wants Women's Testimony.
Attorney Baker: "I would prefer that Elsie Phelps should go on stand here, or am willing to accept the Chadron transcript, but it must be one or the other."

"It is a matter of identification that I am after. I want Mrs. Melson to point Mrs. Phelps out in this room if she can. I want to show that Mrs. Melson uttered a monstrous lie when she said she saw Mrs. Phelps at her house," continued Attorney Thomas.

Are Chasing Rainbows.
Attorney Rine: "I think we should take a recess until we can get Mrs. Melson here."

Butler: "And suppose she should leave the city?"

Rine: "And then the council could determine just how much her evidence is worth."

Baker: "Let Mrs. Phelps take the stand and dispose of that phase of the case. Ninety-nine per cent of the testimony of this case has nothing to do with charges against Captain Maloney. We are chasing rainbows."

Steve Toth, garbage hauler and hog raiser on the river bottoms, was first witness called at afternoon session of the Maloney hearing before the city council.

Questioned by Attorney Thomas, through a boy interpreter, he said in substance:

"I am associated with Henry Pollock and others in a garbage hauling company. We have a district between Farnam and Harney streets, from Ninth to Twenty-sixth streets. George Brown told me if I did not join the company I could not have any garbage. I was told I could put some money into the company and share in the profits of the sales of hogs.

They told me Steve Maloney, Henry Pollock and others were in the company."

Maloney Gets Pe. Cent.
"Do you know whether Steve Maloney is interested in the company?"

"They told me that Steve Maloney owned Henry Pollock \$1,500 and that Maloney would get \$8 out of every \$100 when hogs were sold."

"What do you know of what Maloney did in connection with this company?"

"I don't know."

Henry Pollock called. Attorney Baker questioned the witness:

"Are you interested in a hog ranch?"

"I am."

"Who with?"

"George Barna, Frank Veraby and Joe Suhuya."

"Steve Maloney interested in your hog ranch?"

"I don't know."

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