MURDERERS GET LAST HOUR STAY OF EXECUTION

Federal Court Grants Appeal To Cole and Grammer—Sentenced to Death February 20.

(Continued From Page One.)

[illegible]

Cole Is Dismissed

[illegible]

Hulbert Is Pleased.

[illegible]

Not Like Human.

[illegible]

Doctors Make Report

[illegible]

Not Interested in Chair.

"Yes I saw the chair," he replied to a question as to whether he had seen the death machine or not. "I saw it when it was set up, but not since they have had it all connected up and I won't be a bit disappointed if I never see it."

The hearing on the appeal in the state supreme court Saturday morning was limited to 20 minutes. Attorneys from the attorney general's office and Sterling Munz were permitted but 10 minutes each to present their arguments. Judge Day of Omaha made his first appearance on the supreme bench during this hearing. He was sworn in in the office of Chief Justice Morrissey and immediately went into the hearing room.

During the course of the arguments before Judge Munger for an appeal to the circuit court of appeals he [illegible] to admit after a stay the denunciation of the methods pursued by the attorneys for the condemned men.

Mason Wheeler stated during his argument that Grammer's counsel was using the federal courts as a secret attempt to escape the state courts and the state officials from carrying out the mandate of the Nebraska supreme court. This was resented by A. J. Campbell of Judge Munger then stated that no estimation Wheeler could put upon his statement. Later in the course of his statement he said that he had been seriously considering it as his duty to the leading members of the bar association to see whether the [illegible] had [illegible] entirely in good faith.

"Any attempt [illegible] stay in a case [illegible] minutes before the execution and then [illegible] Mr. Campbell. "You bring the court [illegible] shadowy grounds that you bring your good faith into question," he continued.

Campbell replied he was sure that he felt it his duty to the court to [illegible] transcript. Judge returned [illegible] and a double [illegible] of the [illegible] was less than under [illegible] the letting of the stay in the case.

Later [illegible] through the efforts of Attorney Sterling P. Mutz, counsel for the prisoners, these [illegible] made an investigation of the physical and mental condition of the prisoner Grammer.

Doctors Make Report

These doctors were [illegible] H. Wendell [illegible] Hardy [illegible] of the staff of the St. Elizabeth hospital here.

They gave their report at 4 a. m. today and early this morning this report was filed with Governor McKelvie who up to noon had taken no action on it.

In their report these doctors say that they found Grammer to be a [illegible] of the early type of degenerate and that his liberty at any time during his life, was a menace to the community in which he lived.

Not Like Human.

The report states that Grammer's ears are three times normal length and his fingers twice as long as the average human digit, resembling [illegible] more than fingers.

[illegible] recommended that [illegible] be commuted to some state [illegible] for the balance of his natural life and represented themselves as [illegible] of the appointment of a further commission to make a more thorough investigation into Grammer's sanity.

While the report was filed a telegram from Dr. W. H. Crancle of Bartlesville, Okla., formerly connected with the state hospital for the insane at Hastings, N. D.

Treated Him as Boy.

This telegram came [illegible] was sent by Attorney Mutz asking for the doctor's opinion on the mental state of Grammer. Dr. Crancle at one time practiced medicine at Palmer, Neb., where he treated Grammer when a lad.

The telegram follows:

"My opinion is that Allen Vincent Grammer is suffering from hebephrenic form of dementia precox. Before going to the state hospital at Hastings I practiced at Palmer and had opportunity to treat him there. He had many peculiarities and should be placed in a state institution and supervised for the remainder of his life. I believe he will do [illegible] in a state other than this."

Writes Two Letters.

[illegible]

"Say," he said to a reporter [illegible] the gentleman burglar that operated in Omaha?"

When informed that he had been arrested, Cole exclaimed: "Why, I knew a [illegible] was [illegible] a victim of [illegible] he work? [illegible] gentleman during his [illegible] the papers say [illegible] Cole would [illegible] the burglar. "He [illegible] has his nerve. [illegible] that he deserves [illegible] been given, that as a gentleman burglar, [illegible] business that any one that was a gentleman would engage in."

Friend of Guard.

The topic then [illegible] of the guard on the death watch. "I was [illegible] this isn't much of a place for me." The guard was [illegible] could continue. Cole interrupted the remark, "Say, guy, [illegible] good writing. He is the best [illegible] tured guy around this joint." He continued to elaborate upon the good qualities of the guard during the remainder of the conversation.

Cole then continued his dissertation and culminated upon the [illegible] on which "Honest John" that is the name he has given Sheriff Hulbert, had treated him on his two visits to the prison.

"He won't talk to me," he said. "I would like to talk to that old guy although I don't think much of his line of business. He has not said a word to me or even looked at me since he has been here. When he passes this cell to go in and inspect the chair he walks clear across the hall from this cell. I think that some guy must have reached out from a cell and grabbed him by the neck sometime or other and taught him something."

Not Interested in Chair.

"Yes I saw the chair," he replied to a question as to whether he had seen the death machine or not. "I saw it when it was set up, but not since they have had it all connected up and I won't be a bit disappointed if I never see it."

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"Scientific Egotism" Is Displayed by Man Sentenced to Death

By a Staff Correspondent.

Lincoln, Neb., Feb. 7.—Special Telegram.—[illegible] power of Allen B. Cole, condemned murderer of Mrs. Lydia Veach, as he appeared [illegible] the first time in unusual in the annals of the criminal jurisprudence of the Nebraska state penitentiary. Nevertheless he has condemned murderer at Lincoln, appeared [illegible] to escape [illegible] playing the other desperado [illegible] [illegible] a cigarette.

[illegible] as were [illegible] of Mrs. Veach [illegible] of New York, but rather was a display of "scientific egotism" on the part of Dr. J. C. Mc[illegible] [illegible]

[illegible] "Say, Dr. You [illegible] [illegible] "Smoking" [illegible] against death. [illegible] [illegible] remarkable resignation [illegible] [illegible] and [illegible] [illegible] [illegible]