

WORLD STATE PASSES THIS

GOP To Contest Vote On Governor, Treasurer

... Official Party Action Described As 'Standby Movement'

By Don Walton
The Republican Party will file a notice of contest in the races for governor and state treasurer.

Canvass OK Could Seat Brooks Until After Contest—Page 2

Official filing of the contest will be made by J. S. Wishart of Lincoln, treasurer of the party, according to an announcement late Thursday by GOP State Chairman Richard E. Spelts Jr., of Grand Island.

Republican sources referred to the action as "a stand-by movement" which will make it possible for the party to contest either or both races if the official canvass of Dec. 1 indicates "sufficiently small"

members and members of the national committee," the announcement said.

It pointed out: "The ultimate decision or final determination as to whether a contest should be fully processed should not be made until" after Dec. 1, when the state canvassing board reveals official results. "Approximately one-half of the Nebraska voters in the last election expressed satisfaction with the services being rendered by the present state employees," the announcement said.

"We have an obligation to those voters to protect their rights in case an error in counting is discovered. Many reports have indicated that such errors do exist."

Demos Call Decision 'Poor Sportsmanship'

Nebraska Democratic leaders blasted Gov. Victor Anderson and the Republican Party for "poor sportsmanship" when informed that the party had announced intention to contest two state races.

Larsen's margin over J. Monroe Bixler in the treasurer's race is 2,178 votes. The announcement Thursday said: "Many reports that (errors in counting) do exist" are available in both races.

Gov.-elect Ralph Brooks of McCook, in Lincoln Thursday night, declined to comment on the development.

State Chairman Russell Hanson of Newcastle had this to say: "This... only serves to further confuse the already deplorable status caused by Anderson in his obvious unwillingness to recognize the political facts of life and to accept the expressed record of 211,000 Nebraska voters."

"This is a time for transfer of state administration. The people of Nebraska are already suffering inconvenience and uncertainty by virtue of this Republican governor's failure to admit that he was rejected and to accept the will of the voters with the same degree of grace which he accepted their verdict in 1954 and 1956.

"Disserve!" "It is time to get to the business of state government, and Vic Anderson is doing a disservice to all Nebraska and to his party by this attempt to delay the transfer of the duties of office.

"The Democrats refused to be drawn into a contest in the Third District in 1956 even though the spread of votes was much smaller (246) than it is in the present instance.

The Weather

NEBRASKA: Clear to partly cloudy. Little change in temperature. Warm-up in the northwest. Highs 55 to 65.

Local Weather	
1:30 a.m.	47.0 p.m.
2:30 a.m.	47.0 p.m.
3:30 a.m.	47.0 p.m.
4:30 a.m.	47.0 p.m.
5:30 a.m.	47.0 p.m.
6:30 a.m.	47.0 p.m.
7:30 a.m.	47.0 p.m.
8:30 a.m.	47.0 p.m.
9:30 a.m.	47.0 p.m.
10:30 a.m.	47.0 p.m.
11:30 a.m.	47.0 p.m.
12:30 p.m.	47.0 p.m.
1:30 p.m.	47.0 p.m.
2:30 p.m.	47.0 p.m.
3:30 p.m.	47.0 p.m.
4:30 p.m.	47.0 p.m.
5:30 p.m.	47.0 p.m.
6:30 p.m.	47.0 p.m.
7:30 p.m.	47.0 p.m.
8:30 p.m.	47.0 p.m.
9:30 p.m.	47.0 p.m.
10:30 p.m.	47.0 p.m.
11:30 p.m.	47.0 p.m.
12:30 a.m.	47.0 p.m.

U.S. PREDICTS:

'First' Russ A-Hop

Red Atom Plane Flight In '58 Is 'Possible'

Washington (AP)—A top authority says the United States is on the threshold of success in building an atomic powered airplane, but the chances are 50-50 that Russia may fly one first.

If the Soviets do rush to attain another first in prestige and technology, however, the airplane they use might not be "too sophisticated." It is possible Russia could make such a flight before the end of this year or early next year.

These ideas were given to newsmen in response to questions by Maj. Gen. Donald J. Keirn, Air Force officer who directs the Defense Department program for development of nuclear powered aircraft.

Keirn talked to reporters after addressing the Washington Post of the American Ordnance Assn.

He made it plain that what the Air Force wants is an airplane designed specifically for use of atomic power and capable of supersonic speed and virtually unlimited range.

Washington U Topples NU In Moot Court

St. Louis (AP)—Washburn of Topeka, Kan., and the University of Kansas won the semifinals Thursday of Regional Moot Court competition in which 11 universities had entered teams.

Earlier in the day the University of Louisville defeated South Dakota, Washington (St. Louis) University won over Nebraska, Kansas defeated the University of Kentucky and the University of Louisville won over St. Louis University.

The two finalist teams of 3 debaters each will meet for the regional championship at 4 p.m. tomorrow. The finals will be judged by Federal District Judge Roy W. Harper of Missouri and William G. Juergens of Illinois and Judge M. C. Matthes of the U. S. Eighth Circuit Court of Appeals.

Washington defeated Washington University and Kansas defeated the University of Louisville in the semifinals.

Santa Claus Toffee

Looks Good!... Tastes Good! New Meadow Gold Ice Cream At your store or door—Adv.



CARIL... leaves courtroom after instruction to jury. (Star Photo.)

Caril Fugate Pane Resumes Today After Sleeping On Problem

Deliberations Already Longer Than For Starkweather

By Del Harding

The Caril Fugate murder trial jury retired for the night Thursday without reaching a verdict after 8 hours and 25 minutes of deliberation.

The 7 men and 5 women jury members, who spent the night locked up in the Lincoln Hotel, will resume their discussion of the 15-year-old girl's fate at 9 a.m. Friday.

Their deliberation time already surpasses by two hours the time taken by the Charles Starkweather jury last May to convict him on the fifth ballot of the same murder charges.

The jurors were still able to manage smiles as they left the jury room for the walk to downtown Lincoln. They rang the jury bell at 9:40 p.m. to inform the bailiffs they wished to retire for the night.

The jury received the case at 10:01 a.m. Their estimated deliberation time of 8 hours and 25 minutes does not include time taken for lunch and supper.

Lancaster District Judge Harry A. Spencer instructed the jurors on legal points governing the case before they began their deliberations. He gave them these verdict choices:

—Guilty or innocent of both the first degree murder and murder while in the perpetration of a robbery charges for which she was tried in the Jan. 27 death of Robert Jensen, 17, of Bennet.

—Guilty of one of the charges but innocent of the other.

He also gave the jurors the right to find Caril guilty of second degree murder on the first degree count. Premeditation is not an element in second degree murder.

Both the first degree and the murder in a robbery counts are punishable by either life imprisonment or death at the discretion of the jury. Second degree murder is punishable by a prison term of from 10 years to life, at the discretion of the judge.

Charged As Accomplice
Caril is charged as the accomplice of her father, the late Charles Starkweather in the Jensen death. She has claimed she was forced to accompany Starkweather on the January murder rampage which claimed 10 lives.

Judge Spencer, in his instructions, declared that Caril is "not on trial for failing to run away from Starkweather, but for failing to report such crimes as he may have committed or for failing to prefer such crimes. If you (the jury) find from the evidence that she failed to do one or more of these things, such circumstances are relevant only for the purpose of determining the state of her mind at the time Starkweather killed Jensen."

The judge also said if he evidence shows Caril accompanied Starkweather under duress, she must be found innocent of both murder counts. He noted that merely being present while a murder is committed does not necessarily make a person an accomplice to it.

With reference to the testimony of star prosecution witness Starkweather (who claimed Caril was his willing companion and helper), Judge Spencer gave this instruction: "Extreme care and caution should be used in weighing his testimony. You will scrutinize it closely in the light of all the other evidence in the case and you will give it such weight as you may think it is entitled to have, keeping in mind the credibility of such witness."

"Sympathy Excluded"
The judge added that "a consideration of facts and circumstances in evidence excludes sympathy or prejudice in reaching a conclusion."

Judge Spencer told the jury that "you are the sole judges of the facts" in the case. "You should meet your responsibility fairly and courageously," he declared, and your verdict must not be influenced by any personal or other consideration."

The trial began Oct. 27. The prosecution called 42 witnesses to the stand in its attempt to prove Caril guilty and abetted Starkweather in the Jensen murder.

18 Defense Witnesses
Defense Atty. John McArthur called 18 witnesses. Chief among them was Caril herself, who said she accompanied Starkweather only because she believed her family was being held somewhere at his direction and that her safety depended upon her cooperation with him.

This out) and Starkweather's testimony was that she was present when they were killed. County Atty. Elmer Scheele, who acted as chief prosecutor, did not ask the jury to impose the death penalty as he did last May at Starkweather's trial. He said he was "perfectly satisfied" to leave the matter of the penalty up to them.

Starkweather was convicted of actually shooting Jensen and his death sentence conviction is now under review by the State Supreme Court.

Blaze Licking At Dam

Burning Barges Loose On River

Goconda, Ill. (AP)—Three huge gasoline barges set afire by an explosion imperiled a government lock and dam Thursday night before they met various fates on the Ohio River.

The 1st barge passed over the dam, the 2nd struck a dam abutment and the 3rd raked into a sandy island.

The towboat Barbara Lee, which cut the barges adrift after the blast, reported one crewman, George Lowry, missing. Three others suffered slight burns.

The burning barges broke apart and alternately brushed against the Illinois shore and drifted slowly downstream. The blaze was visible for more than 10 miles.

945,000 Gallons
The 3 barges reportedly contained 30,000 barrels or about 945,000 gallons of gasoline.

The 1st barge was hauled out to midstream by a boat party as it reached dam 51 near Bolconda. It passed over the lowered dam and was cut adrift again with the fire dying.

The 2nd barge got caught in the concrete abutment, and was burning fiercely. Damage to the short side of the dam it struck could not be estimated.

The 3rd barge ran into Goconda Island shortly before midnight. Observers said the fire probably would not last in a few hours.

John Cummings, lockmaster at the dam, earlier had expressed fear the barges might lodge against the lock wall and explode, setting the nearby buildings ablaze.

Crash Near Osmond Kills State's 303rd

Osmond, Neb. (AP)—Mrs. Dorothy Wojciehowski, 40, of Milwaukee, Wis., died in a hospital tonight of injuries suffered when the car her husband, Walter, was driving and one driven by George Ephrain, 68, Los Angeles, Calif., collided at the intersection of highways 20 and 81 near Osmond.

Wojciehowski and Ephrain were hospitalized here with severe injuries. The death was the 303rd of the year in Nebraska traffic compared to 258 on Nov. 20 of 1952.

Today's Chuckle

There's a new drug on the market that is so powerful you have to be in perfect health to take it.



Jurors deliberating the fate of murder defendant Caril Fugate leave the County Courthouse Thursday night on their way to a hotel to spend the night. Shown from left are: Mrs. G. M. Petersen of 1917 Prospect (back to camera), Theo. R. Urbanek of 3118 T. Mrs. Lois H. Hunt of 326 B. C. E. Axthelm of Rt. 8 (partially hidden), Mrs. Dorothy D. Eddy of 2500 N. 64th, bailiff Mrs. Doris Seidell of Rt. 1 (partially hidden), Mrs. Letha B. Cobb of 4726 Pawnee (face away from camera) and Mrs. Verla M. Bouchard of 2527 C. (Star Photo)

To Bed After Day's Deliberation

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Firm Berlin Stand Is Pledged By U.S.

... Counter-Blockade Plan Drafted

Washington (AP)—Top officials Thursday pledged to stand firm in Berlin in the face of Russia's initial move to drive the western allies out of the divided city.

Authorities calmly reaffirmed this determination as American-British-French diplomats virtually completed drafting plans for countering any Red blockade of the former German capital.

President Eisenhower reviewed foreign policy problems with his top National Security Council a few hours after Russia's ambassador to West Germany formally disclosed the steps Russia intends to take.

But Berlin's future outlook was reported not among the topics Eisenhower discussed with his ranking foreign policy and defense advisers.

Eisenhower demonstrated he foresaw no immediate crisis by leaving as scheduled afterward on a 10-day golfing vacation at Augusta, Ga.

The vacationing Secretary of State Dulles, who is resting at his Lake Ontario hideaway, was reported to have no plans to return to the capital until early next week.

No Alarm
The Eisenhower-Dulles absence reflected the administration's attitude of showing no alarm at the prospect the Communists might suddenly clamp a new blockade around Berlin.

Any sign of jitters, it was felt, might worry the Germans

HOW LONG? GUESSES ARE VARIED

How long will the Caril Fugate jury be out?

A matter of speculation on every tongue at the Lancaster County Courthouse, the answers ranged from "late Thursday" to "sometime early next week" as to when a verdict might be reached.

Two of the jurors now pondering the 15-year-old girl's fate went into their deliberations with different views on their length of stay.

One Lincoln housewife on the jury—the mother of 5 children—told courthouse workers that she and her husband stocked up on \$25 worth of groceries Wednesday night to last the family for the next 2 weeks.

A Fifth farmer, who brought only a small satchel of clothing for his stay, expressed anxiety that the jury might be out a long time, explaining that he had 70 acres of corn to harvest before the weather turned against him.

Mrs. Katherine Kuhner, who runs the courthouse lunch counter, announced plans to keep the coffee pot on during the weekend "if need be."

Prompt Payment
helps your carrier. Your carrier boy pays the wholesale rate for all copies he delivers. The money for his route expenses and his profits come from his collection—Adv.

and perhaps encourage the Soviets and their Communist puppets to adopt an even tougher attitude.

A State Department spokesman refused to comment at a news conference on the Soviet ambassador's proposals to German Chancellor Konrad Adenauer. He reported at the time that the nature of the Soviet proposals had not yet been disclosed to the State Department.

Shortly before closing time, department officials reported they had received a confidential report on the proposals as relayed by the American Embassy in Bonn.

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