

NEBRASKA: Scattered showers and thunderstorms east Saturday and in west Saturday evening. Scattered showers and thunderstorms extreme southeast Saturday night. Cooler. High Saturday 75 to 85.

THE LINCOLN STAR

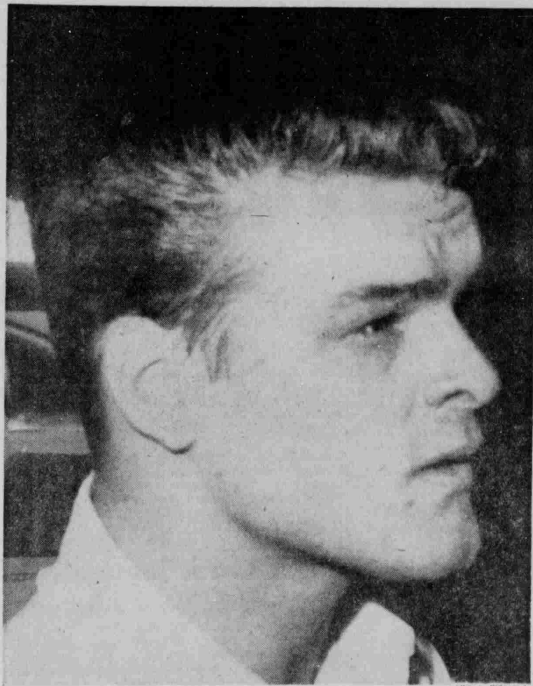
FIFTY-SIXTH YEAR No. 202

LINCOLN, NEB., SATURDAY MORNING, MAY 24, 1958

SEVEN CENTS

MASS-KILLER STARKWEATHER TO PAY WITH LIFE

Jury Decision On 5th Vote



Starkweather After Verdict

Charlie's Bubble Bursts

By Bill W. Dean
Associated Press

If you can judge by a man's face, Charlie Starkweather's bubble had burst by the time he walked from the Lancaster District Court room, a condemned man, Friday.

The stubby redhead, who had admitted a part in 11 killings, a ruthless gunman, a knife-thrower, sometimes brawler, had swaggered through nearly 4 months of notoriety.

In the courtroom he chewed gum and looked disinterested, at least until someone questioned his sanity. Outside, he let a cigarette dangle from his lips, generally ignored crowds and newsmen though he once cuffed a photographer whose flash bulb went off in Charlie's face.

The moment he broke from the court-

room Friday, chained to a policeman, he looked like a meek, almost timid, and perhaps bewildered, teenager.

He looked exceedingly small. A radioman stuck a microphone in his face. Charlie smiled faintly, mumbled something that was barely audible.

Then he walked slowly into the sheriff's office. He came out a little later with his father, Guy.

There was no defiance. He may not have felt it, but Charlie—the guy who said he knew he was going to get the chair—looked a little sheepish.

The chained figure, once described as a kill-crazy gunman who reacted like an enraged animal, walked slowly between 2 husky policemen to a waiting car. Ahead was the long ride back to the penitentiary where the death chair awaits him.

GUILTY IN JENSEN MURDER

By Del Harding

Mass killer Charles Starkweather was found guilty of 2 first degree murder charges Friday afternoon and the Lancaster District Court jury fixed his penalty at death in the electric chair.

The 8 women and 4 men jurors deliberated 6 hours and 25 minutes (excluding time for meals) before reaching their verdict about 2:14 p.m. The jury received the case at 5:24 p.m. Thursday and retired for the night at 10:07 p.m. without reaching a verdict.

One juror reported that 5 ballots were taken before all 12 jurors agreed that Starkweather should be electrocuted for fatally shooting Robert Jensen, 17, of Bennet, during a January murder spree which claimed 10 lives.

But the jurors reportedly agreed on the first ballot that Starkweather was guilty of first degree murder. The only question was death or life imprisonment, the juror said.

The vote reportedly was 11-1 in favor of the death penalty for the first 4 ballots before the necessary 12-0 vote was gotten on the 5th ballot.

The juror, who asked not to be identified, said the first ballot was not taken until near noon Friday after the judge's instructions, the exhibits and Starkweather's confessions had been thoroughly examined. The juror reportedly reached his verdict just before 2:14 p.m., when the bailiff was summoned to the jury room by the jury bell.

Judge Harry A. Spencer, Co. Atty. Elmer Scheele, Chief Dep. Co. Atty. Dale Fahrbruch and defense attorneys Charles Gauff and William F. Matschall were notified that the jury had reached a verdict.

Starkweather Comes Starkweather himself was brought from the city jail (where he had been taken Friday morning) after being brought to court from the State Penitentiary for the morning roll call of the jury. The 19-year-old defendant walked into court at 2:46 p.m. flanked by Sheriff Merle Karp and Dep. Sheriff Lee Hasson, who had guarded him throughout the trial.

At 2:51 p.m., the jurors, looking serious and tired, filed into the courtroom. Judge Spencer asked them if they had reached a verdict, and jury foreman Alvin M. Christiansen of 1726 So. 23rd replied yes.

Christiansen then handed the verdict slip to the bailiff, who gave it to Judge Spencer. He examined it, found it properly filled out and then handed it to District Court Clerk Wilford F. Sanders who read it to a breathless courtroom at 2:54 p.m.

Starkweather remained slumped in his chair staring at the floor while the verdict was read. Judge Spencer then polled the jury and asked each



STARKWEATHER FACES SOCIETY'S PUNISHMENT

The convicted killer upon leaving the Courthouse comes face to face with the shocked, grim society which demanded his life in payment for the murder of Bennet high school student Robert Jensen. (Staff Photo by Bob Gorham.)

of them if this was their verdict.

All replied affirmatively. "Every Consideration"

Judge Spencer then told the jurors that he has "never seen a jury pay more attention" to a case and that he is "certain that this defendant has had every consideration."

"You have met your responsibility," he concluded. Judge Spencer dismissed the jurors, who filed out of the courtroom and into the

More Stories
and picture
on Page 2.

clerk's office where they were given vouchers to cash for their 15-day service. Each will receive \$50, at the rate of \$5 a day.

Judge Spencer set June 7 as hearing date on the motion for a new trial which Starkweather's attorneys will file. This is the first step in an appeal to the State Supreme Court (which the 1957 State Legislature made mandatory in all death-penalty cases).

Starkweather will not be sentenced until after Judge Spencer has ruled on the new trial motion (he is nearly certain to deny the request). This (Continued on Page 2, Col. 3.)

The Weather

NEBRASKA: Scattered showers and thunderstorms east Saturday and in west Saturday evening. Scattered showers and thunderstorms extreme southeast Saturday night. Cooler. High Saturday 75 to 85.

Lincoln Temperatures	
2:30 a.m.	53
3:30 a.m.	53
4:30 a.m.	53
5:30 a.m.	53
6:30 a.m.	53
7:30 a.m.	53
8:30 a.m.	53
9:30 a.m.	53
10:30 a.m.	53
11:30 a.m.	53
12:30 p.m.	53
1:30 p.m.	53
2:30 p.m.	53
3:30 p.m.	53
4:30 p.m.	53
5:30 p.m.	53
6:30 p.m.	53
7:30 p.m.	53
8:30 p.m.	53
9:30 p.m.	53
10:30 p.m.	53
11:30 p.m.	53
12:30 a.m.	53

Lincoln 73 50 Imperial 72 48
Omaha 72 50 Sutherland 72 48
Grand Island 74 45 Chadron 72 48
North Platte 74 47 Omaha 72 48

Smoke's Ice Cream
Fudge 'n' Chocolate, special 1/2 gal. 89c. Wendelin Baking, 1430 South, 7a.m.-10p.m.-Adv.

Bennet Happy, Relieved With Jury's Decision

By Sam Hall

Bennet, Neb.—The people of this quiet farming community went about their usual chores with more ease Friday afternoon. Many attended the annual school picnic.

They were a happier people, in a calmer sort of way, for they had just received the verdict of the first degree murder conviction of Charles Starkweather.

The entire town, which had been gripped by tension while the jury deliberated, "will rest much easier now." Many had feared Starkweather would "get off" on an insanity verdict.

Father Fishing
Robert Jensen Sr., father of 17-year-old Robert Jensen,

for whose murder Starkweather was tried, was out of town on a previously arranged fishing trip, a thing

he has done frequently to get the murder off his mind.

Mrs. Jensen, still shocked from the January slaying of her son, declined comment.

Mrs. Mabel King, mother of Carol King, 16, who was also admittedly slain by Starkweather (Starkweather later blamed Carl Fugate for the King girl's death), was "afraid to listen to what the jury's verdict would be."

"But with the decision they made," she said, "I'll now feel much better." You can't bring back the kids. That's the biggest trouble. No one knows as much as me what it's like to be alone."

Mrs. King's husband died of a heart attack 3 weeks before the Starkweather murder spree. She has been eating supper regularly at the home of her sister, Mrs. Willis Fulk, who lost a son, Lyle, 21, in an automobile accident Dec. 28, 1957.

Warren King, older brother of Carol, was "definitely satisfied" with the verdict. "That's what he deserved," King said.

"Happy" A local merchant was quoted as saying, "I never believed in capital punishment 'till this one. I am happy with the decision."

"He (Starkweather) just wanted publicity; now that's all over," stated a local businessman. "I feel sorry for his mother."

A close friend of the Jensen's said, "I think everybody is pretty happy." If the verdict had been anything else, there would have been a lot of unhappy people."

Today's Chuckle
Husband (Roaring with rage): "Who told you to put that paper on the wall?"

Paperhanger: "Your wife."

Husband: "Pretty, isn't it?"

Mother Finally Breaks On Verdict; Son's Death May Be Year Away

By Nancy Benjamin

Charles Starkweather is "a year away from death" even if his appeal fails, Atty. T. Clement Gaughan predicted. But this news did not cheer up the family members present when the 19-year-old youth was found guilty on 2 counts of first degree murder.

Mrs. Helen Starkweather showed no more emotion than a widening of her eyes when jury foreman Alvin Christiansen read the verdict which meant death for her son.

She retained her composure until the short proceedings broke up, then burst into tears—the first she has shed publicly—and quickly went into the seclusion of Judge Harry A. Spencer's chambers where she sobbed alone for 30 minutes while Guy and Rodney Starkweather, Charles' father and brother, were mobbed by reporters asking for comment.

Mild Shock

The slight, red-haired woman was in a state of mild shock when she rejoined her husband, embraced him and murmured, "Oh Guy, I just don't know."

"I'm sorry I went all to pieces. I tried to stay together for Charlie," she apologized.

She smiled but her reddened eyes remained daunted, uncracked at the crowd around her. Guy Starkweather laughed

at reports that his son had called the proceedings ending in a death sentence "a fair trial" and added, "Charles told me that he wasn't tried for killing Bob Jensen, he was tried for all of them murders."

Summoned
The elder Starkweather, at home when the jury reached its decision, was summoned by his wife who was waiting at the Courthouse.

He arrived just as Atty. Jack Weststrand flashed to newsmen waiting outside the courtroom, "First degree, 2 counts, death penalty."

Later after his son had (Continued on Page 2, Col. 4.)



MRS. STARKWEATHER ... After Verdict

NIKE MISSILES WORK IS HALTED

... Modification Awaits Blast Probe

Washington (AP)—The Army Friday suspended modification work on Nike-Ajax missiles throughout the country. Such work was in progress at Leonardo, N. J., Thursday when an explosion took 10 lives.

The explosion destroyed 8 missiles and sent parts of them flying as far as 3 miles from the launching site.

The cause has not been determined, and the Army said that until full information is assembled and analyzed by

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ordnance experts only speculation is possible. But it was decided meantime to suspend the modification work.

The statement, issued by acting secretary Hugh M. Milton, said that similar modifications, of a nature that remains secret, have been successfully completed "on hundreds of other missiles in other areas without incident." The changes are designed to improve the performance of the missiles.

Algiers Insurgents Demand De Gaulle Take Helm

New Regime Is Cheered By People

Algiers—Algiers' insurgent leaders got a roaring voice vote of approval Friday from 9,000 people massed before the government buildings.

The new regime—called the all-Algeria Committee of Public Safety—was constituted formally in a ceremony at the white-walled Moroccan palace once inhabited by Paris-appointed French governors.

One by one members of the committee appeared on the great balcony to be cheered by the crowd. Each in turn proclaimed that the insurgents will rule until Gen. de Gaulle is returned to power in Paris.

In one of its first acts, the committee appealed to Frenchmen throughout the world to support the insurrection.

The committee—virtually a self-sufficient government—is headed by Brig. Gen. Jacques Massu, French parachute troop commander, and the Algerian Cherif Sid Cara, a secretary of state for Algeria in past Paris governments.

"We are completely sure of victory," shouted Sid Cara. The crowd roared back its approval.



CONDEMNED KILLER ENTERS PEN

Charles R. Starkweather, described as a "mad" killer, seems to strain at his chain "leash" as Sheriff Merle Karnopp holds firmly to other end as the pair disambigates at the Penitentiary gates following the jury's verdict. (Star Photo.)

holds firmly to other end as the pair disambigates at the Penitentiary gates following the jury's verdict. (Star Photo.)

STARKWEATHER TO DIE

(Continued from Page 1.)

would place formal sentencing after June 7.

The jury's fixing of the death penalty, however, is binding on the judge under state law and the sentencing procedure is thus only a formality.

"Everything Possible"

Gaughan, commenting on the jury's decision, said he believed that Starkweather had a fair trial and that "everything possible was done for him." He said he had a "Matschulat" but doubted his ability to afford the expense of the appeal before the State Supreme Court.

But he said if the high court turns down the appeal he does not know if the case will be carried to federal courts and possibly eventually to the U.S. Supreme Court. He said he doubts he and Matschulat would be able to afford the expense involved (they were court-appointed to defend Starkweather and only their expenses in state courts will be paid by the county).

Gaughan said Starkweather's possible execution is probably at least one year away, due to the time necessary for appeal procedures, and the State Supreme Court would place formal sentencing after June 7.

would not be able to hear the case until next fall at the earliest.

Co. Atty. Scheele, commenting on the jury's verdict, released a statement which said:

"It is a correct and proper verdict and one that just had to be. It was absolutely necessary for the protection of the community and of society."

"Courageous Jury"

"It took a courageous jury such as this one to meet its responsibilities as good citizens and to fulfill its obligations to society."

The jury had 5 possible verdicts: guilty of first degree murder (with either death or life imprisonment as the penalty), guilty of second degree murder, guilty of manslaughter, innocent by reason of insanity, or innocent.

Scheele had asked the death penalty for Starkweather and the defense had asked in effect that he be found insane.

The defense based its insanity contention on the testimony of a psychologist and 2 psychiatrists, who claimed Starkweather has a "diseased and defective mind" and could not have known right from wrong when he admittedly shot Jensen in a storm cellar 14 miles east of Benet.

Right From Wrong

The ability to know right from wrong and to know the nature and quality of an act is the test for legal insanity.

But a prosecution psychologist and 2 psychiatrists claimed that Starkweather suffers only from a "personality disorder," and that he is "anti-social." But they firmly stated he is not sufficiently mentally disturbed to warrant commitment to a mental hospital.

The trial began May 5, and drew newsgen from throughout the country. Judge Spencer provided special seating arrangements for the press in the courtroom, which was filled with spectators at most of the sessions.

Incidents marred the trial and the spectators were for the most part orderly. Starkweather himself gave the lawmen guarding him no trouble whatsoever.

The 12 jurors who heard the case were:

Mrs. George McDonald Jr., Rt. 6; Mrs. Mildred Fagerberg, 3401 Pawnee; Anders H. Hallberg, 5716 Madison; Mrs. Bernice I. Volkner, 7126 Thurston; Miss Olive E. L. Rosenberg, 738 So. 29th; Mrs. Adeline E. Muehleir, 1841 Pawnee; Mrs. Evelyn V. Russell, 4303 Hillside; Alvin M. Christiansen, 1728 So. 23rd; Mrs. Ellen E. Heuer, 2714 No. 48th; Mrs. Miriam F. McNelly, 3619 Garfield; and J. C. Svoboda, 6404 Kearney.

Mother Sobs

(Continued from Page 1.)

been led away, in handcuff belt and chains, Guy Starkweather said thoughtfully, "I thought it would be life. The jury was out long enough."

About the death penalty Guy Starkweather said, "I guess Charlie was right about that. He's glad about the insanity part but I don't know if he's happy about the attorneys."

Charles' brother, 21-year-old Rodney stood by his parents, refusing comment to newsmen. "I don't have anything to say. I can't say how I feel," he declared.

Puffing Nervously

Tie askew, and puffing nervously on a cigarette, Charles' father was much more interested in telling Charles' feelings than his own.

He asked repeatedly about his wife until she appeared, calmer, and then said self-reproachfully, "I told her to have hope."

At one point, Defense Atty. William Matschulat came up to Mr. Starkweather to console him, and received a smile and handshake.

Matschulat reviewed the trial as "very fair" and the verdict as something "we must abide by" until appeal proceedings.

The judge leaned over backwards from beginning to end to give that boy a fair trial and his constitutional safeguards. Everyone did it.

Disappointing

Gaughan called the verdict "not a surprise, but disappointing." Questioned about Charles' possible testimony as a witness in the Carl Fugate trial, he said:

"I think up to Charlie. One day he says he wants to help her... and then turns around and says the opposite. I can't say."

"I don't think that her trial will have any effect on setting his death sentence. She doesn't implicate herself enough in that statement even if she didn't sign it. I think they've an airtight case against her without Charles Starkweather."

Dep. Co. Atty. Dale Fahrbruch grinned his approval at the outcome as he handed out prepared statements from Co. Atty. Elmer Scheele to the press.

"I Agree"

"I agree completely with Mr. Scheele... and the jury," he stated. As the crowds of newsmen, spectators, officials and Court-house employees cleared out of the hallway and courtroom, a disgusted custodian, leaning on his broom and surveying the litter of flashbulbs, paper, cigarette butts, commented:

"Thank God, it's over."

And as the Starkweather family left the Court-house, Guy Starkweather told his wife, Helen, and son, Rodney, "We ought to go someplace and eat a big, fat steak."

Starkweather To Be 20th State Execution

By Len Colson

When bantam-killer Charles Starkweather is strapped in the electric chair at the Nebraska State Penitentiary, he will be the 20th man to die under Nebraska's capital punishment laws.

No woman has ever been executed in Nebraska.

Last man to walk to the electric chair was Roland Dean Sundahl who was electrocuted a few minutes after midnight Apr. 29, 1952, for the murder of a 16-year old carhop, Bonnie Lou Merrill, of Silver Springs. The 51-year-old Creek High School girl was found in Lake Babcock, on Aug. 27, 1950.

After receiving 4 staves of execution, Sundahl was electrocuted 1 year after he was originally scheduled to die.

First, Only Lincoln

The first and only Lincoln man to die in the chair was Frank E. Sharp, 49, for the first degree murder of his wife, Harriett, on March 16, 1926. Sharp, who went to the chair on Oct. 19, 1928, was described as one of the "coolest customers" ever to sit in the electric chair.

Starkweather will be the 12th man to be electrocuted since 1913 when the Nebraska Legislature prescribed that as the form of capital punishment.

The previous method of capital punishment before 1913, hanging, had been established in 1901. Eight men were sent to the gallows in this method.

First To Hang

The first man to die on the gallows was Gottlieb Neigenfind, 26-year-old farmer, who was convicted of first degree murder in Pierce County in 1901.

Jet Flights Limit OK'd By Military

Washington—The military services agreed Friday night to reduce the number of jet flights made below 20,000 feet to "minimize the risks of air collisions."

Li. Gen. Elwood R. Quesada, chairman of the President's Air Coordinating Committee for the House news conference the new restrictions would go into effect Saturday as a temporary measure.

He said no non-tactical jet flights would take off or land under visual flight rules except those to be conducted above 20,000 feet or off the federal airways, or specifically approved by the Civil Aeronautics Administration.

Any flights below 20,000 feet and on federal airways will be made under instrument flight rules (IFR), that is, under ground control, Quesada added.

Earlier Friday, Senate investigators received suggestions that tighter restrictions on commercial flying might be another way to improve the safety of air travel.

Quesada explained the military services propose to curtail voluntarily certain military flying activities now permitted by the civil air regulations. It was said the curtailment would not affect defense patrols or fighter scrambles after reception of an aerial alert.

Police are still following up on leads that promise to throw any light at all on the circumstances surrounding the birth and death of a baby boy whose decomposed body was discovered in a Bus Depot locker May 2.

All leads to date have been followed but none of them gave the police any concrete information on the case, police said. Efforts to trace the case in which the body was found have been unsuccessful.

Flies and twigs found in the bundle with the baby proved to be species common to many parts of the United States. However, police suspect the body was brought to Lincoln and that the baby was not born inside their jurisdiction.

There is no way to prove, police said, whether the baby was born alive or dead.

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Big Refinery Fire Still Out Of Control

... LOSS RUNS INTO THE MILLIONS

Long Beach, Calif. (AP)—Firemen Friday gave up all hope of trying to extinguish a raging oil refinery fire that already has cost millions of dollars and claimed 2 lives.

"We are not trying to put out the fire now," said County Battalion Chief Noel Manchester. "We can't. It will have to burn itself out."

The inferno-like blaze, which spewed rolling black clouds into the southern California skies, still is confined to the 40-acre Hancock Oil Co. refinery on the north slope of Signal Hill.

It is the worst refinery fire in the area in 30 years, firemen said. It started the previous afternoon.

Firemen have been plagued with low water pressure and the threat of new explosions. Pressure dropped to 5 pounds

at times. At least 15 huge tanks of highly inflammable fuel have exploded, spewing rivers of fire and showering surrounding communities.

The holocaust was touched off when steam coils in a 60,000-barrel crude oil tank burst.

One worker, James W. Edwards, 66, of Fullerton, died a hero's death. He remained behind to shut off a valve and was trapped by the flames.

The other victim, Woodward Langford, 49, Los Alamitos, perished after saving 4 other workers with his warning.

Officer Endures Force 83 Times His Weight

Alamogordo, N.M. (AP)—An Air Force captain at the Air Force Missile Development center Friday underwent a force 83 times the weight of his own body.

Air Force officials said this was the highest "G" force man has ever endured and survived.

Capt. E. L. Beeding, assistant chief of the bio-dynamics branch, at Holloman Air Development Center, went through a special human tolerance test at the center's Aeromedical Field Laboratory.

Seated in an upright and backward-facing position on a respray sled during the run, Capt. Beeding absorbed a force equivalent to 11,620 pounds, 83 times his own body weight.

After the run he went into a state of shock but recovered within 10 minutes. He was taken to the base hospital for observation and treatment of a sore vertebra. He was then released.

Capt. Beeding's experience was the climax of over 2 years' work by the laboratory to determine the limits of human tolerance to "G" force.

"The record 83 G's is just about the top capacity that the human body can withstand in this particular position," Capt. Beeding said.

"However, this theory must be substantiated by further that store."

When the check proved to be no good, the picture was circulated widely in Lincoln stores.

McCoy said the first thing that caught his attention, however, was not the woman's appearance but the name she used on the check and the fact that the check was written on a bank the couple often used.

As soon as he saw her, he said, he knew she was the wanted woman. He handed her out of the store until store detectives had had alerted caught up with her.

The pair surrendered in a parking lot across the street from the store.

Understanding Care

26-year-old woman was charged with a \$20 Feb. 25 forgery and she was charged with forging a \$30.95 check the same day.

Spotted By Buyer

The 26-year-old woman was recognized by Dean McCoy, a Gold & Co. assistant buyer, when he was asked by Mrs. Mildred Beach, who works at the cosmetics counter, to approve a check Mrs. Beach suspected was not good.

Store employees in downtown stores had been on the lookout for Mrs. Berry. Bill Miller of the Miller and Payne camera and department had snapped a picture of her several months ago while she was waiting for another of her checks to be approved at

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Weaver's New Press Policy Gives 'Better Service To All'

... Doesn't Prohibit Interviews

Lincoln—A new policy on press releases designed to give "better service to all press representatives and not showing preference to any one reporter or publication," was announced Friday by Nebraska's First District Congressman Phil Weaver.

He said the policy "will not exclude any representative from the press from interviewing me at any time, any hour or any place. It only means," he continued, "that I will make available the same release to all press representatives after the individual's interview has been published."

Weaver said press releases will be issued "from time to time from this office in accordance with the development of questions and problems," but added that "individual press interviews will be reduced to the minimum in the interest of giving better service to all news media."

Explaining the reason for the policy statement, Weaver said an "open door policy" to all members of the press is "desirable" over a situation whereby individual interviews and individual releases are given to one newspaper.

He also stated that "frequent interviews, where the questions and answers are not reduced to writing, often lead to misunderstanding on what

Lienemann To Consider Write-In Try

County Commissioner Del Lienemann told The Star Friday that he would "definitely consider the possibility of running in the November general election as a write-in candidate if the people want him."

Lienemann, defeated in his bid for the Republican nomination for 2nd District county commissioner by Jack Schuetz, said, "I have received nothing but encouragement since the primary."

A great number of people have contacted me to encourage a write-in candidacy," he was defeated by 103 votes.

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9:30 A.M. CHAPEL SERVICE AND CHURCH SCHOOL

(At this hour, the Worship Service and at some time.)

11:00 A.M. SAUCUTARY SERVICE

Sermons Subject, Both Services:

"Reins and Sins to the Stars"

By Dr. Frank A. Court

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Services for Sunday, May 25th

10 A.M.

"COUNCIL ECHOES"

The pastor will read the recent 81st General Council of the Christian & Missionary Alliance held in Minneapolis, Minnesota.

11:00 A.M. Church School

6:30 P.M. Youth Fellowship

7:30 P.M.

"LAW AND GRACE"

Rev. J. T. Cunningham

Coming Tuesday night, May 27th, 7:30 p.m. Mrs. Ruth Hull, outstanding Missionary Speaker.