

# Bullets Fly In West Morehead As Frank Eden Resists Arrest

## Dashes From Burning Home In Movie Style

West Morehead was thrown into turmoil at 1:30 Sunday morning as an ex-convict dashed from a burning building, with his six-gun flashing, only to be mowed down by a barrage of police bullets.

The scene was reminiscent of the fastest-moving movie thrillers, and some 200 people, aroused from their beds, fled for whatever cover they could find when the bullets started flying.

Frank Eden clutched his still smoking gun and stumbled 25 feet before he fell with four bullet wounds. Hardly had the shooting stopped when the fire siren sounded and the Morehead department came in a fruitless effort to extinguish the burning residence which officers said Eden set on fire.

Late Saturday a sister of Eden's swore out a warrant charging that he beat up his mother, who is between 80 and 90 years of age. The assault and battery warrant charged that Eden almost killed her with his blows.

Sheriff Chester Lewis and Deputy James Brammer, City Police Haskell Crockett and Allen Black and State Police Lieutenant Homer Howard and State troopers went to the home to make the arrest. They said they had been advised Eden was armed, drunk and in a violent mood.

Police surrounded the residence, situated near the Chesapeake and Ohio and the Morehead and North Fork Railroad tracks, at 1 o'clock in the morning.

Then came these developments: Sheriff Lewis called from the porch: "This is the Sheriff and we have a warrant for you Frank. We have you surrounded and want you to come peaceably so you won't get hurt."

Came the reply from the house: "This is Frank Eden and I don't give a ----- who you are. I have a gun here with plenty of lead. If you come in Rowan County will have a dead Sheriff."

The officers tried to plead further, without avail, to Eden and finally a tear gas shell was shot through the window of the small dwelling.

About the time the tear gas exploded, flames shot from the house. Officers conjectured that Eden either purposely or accidentally kicked over a coal stove.

As the heat became unbearable Eden made a headlong flight from the house with a pistol blazing in his right hand. Police opened up with a fusillade that sounded to Morehead people, who were awake, like a string of giant firecrackers going off.

Eden was hit four times—in

(Continued On Back Page, This Section)

## Moreheadian --

(Continued From Page 1)

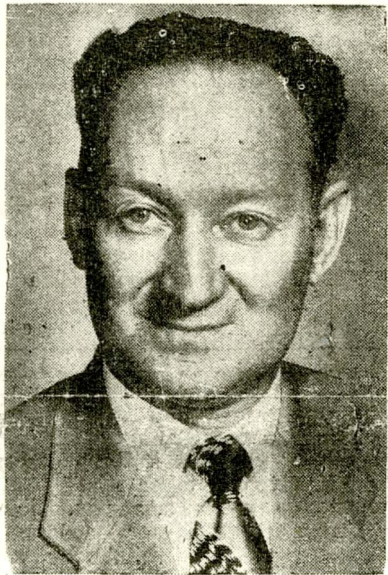
Latin and secretarial studies.

Mr. and Mrs. Molhem and two lovely children, Doris Ray and David Don who are seven and six years old, enrolled in Breckinridge Training School, are making their home at 207 Sun Street.

Mr. Molhem and his staff will receive special awards in recognition of this month's exceptional and spectacular record.

Included in his personnel are: H. B. Bowen, Olive Hill; Cleo Perkins, West Liberty; W. C. Mitchell, Grayson; W. M. Sims, Flemingsburg; James Fannin, Morehead, and William Furnish, Soldier.

SAM  
GREENE



ROWAN COUNTY  
SHERIFF SAM  
GREEN FAMILY  
5 HOT MEWS  
YEARS EVE

1961 WHITE  
SERVING  
WARRA  
HOURS B  
HIS T  
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# Morehead News

10c On Newsstands

— BY MAIL —

In Kentucky, One Year	\$ 3.50
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Outside Kentucky, One Year	\$ 4.00
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MORNING, JANUARY 11, 1962

Member  
National Editorial Association

Number Two

## Home Of Mrs. Flannery Hit By Night Fire

The home of Mrs. Ray Flannery Street, in Morehead was totally destroyed by fire about Friday morning.

The Morehead Fire Department was unable to confine the blaze, well underway before the alarm was sounded, to the top floor. However, the entire house was damaged by smoke and water.

Mrs. Flannery was visiting in town at the time, but a son was at the home.

Other fire alarms —  
Monday — Car belonging to Tel. Gevedon, 3rd Street, wiring burned out, motor and front damaged.

Jan. 2—Calvin Wells, automobile in Thomas Addition. Wiring burned out, engine damaged.

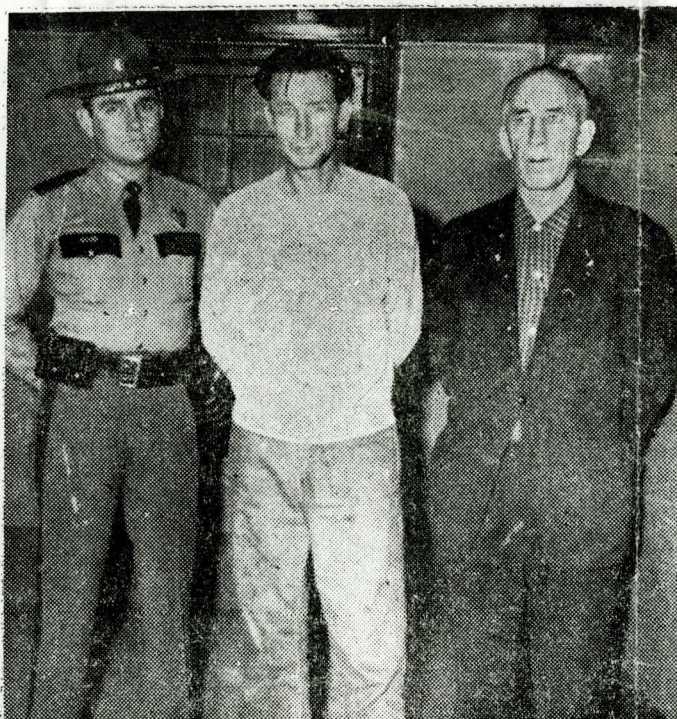
Jan. 1—Second floor Fields Hall, Morehead State College. Burning dress, slight damage.

## \$215,000 Loan Of Morehead

Morehead State College has been awarded a \$215,000 loan by the federal housing and home finance agency. Married student housing, student Adron Doran has announced.

The funds will be used to build apartments for 21 student families. The new project will consist of two apartment buildings containing 15 one-bedroom apartments, six two-bedroom duplexes. Plans for design will be similar to the 80-unit Lakewood Terrace which was constructed with the aid of a previous college housing

# Death Penalty Will Be Sought For Murderer Of Sheriff Sam Green



—Photo, Courtesy Lexington Herald  
**KILLED SHERIFF**—Orville Cecil Perry, 38, center, is shown in the Winchester jail shortly before being brought to Morehead where he waived examining trial for the murder of Sheriff Sam Green. At left is State Trooper George Mayberry while Jailer Skinner is on the right. The death penalty will be sought for Perry when he is placed on trial probably in March. Court officials thought they may be unable to get an unbiased jury in Rowan County which means the panel will be drawn in a nearby county or the trial moved to another county seat. Perry showed no remorse over the murder and also shooting Morehead Policeman Carl Johnson. Green met instant death six hours before his four year term as sheriff was to have ended.

## Charge Orville Cecil Perry With Slaying

The Commonwealth will ask the electric chair for Orville Cecil Perry for slaying Sheriff Sam Green Dec. 31, six hours before the Rowan County officer would have ended his four year term.

Commonwealth Attorney Elijah M. Hogge said this morning he would qualify the jury for the death sentence.

Meanwhile, 38 year old Perry, father of six children, waived examining trial and did not request bond before Judge Wilford Flannery. Bound over to the grand jury of the March term of Circuit Court, he was returned to the maximum security Winchester jail for safekeeping.

One of the largest crowds to ever attend a funeral in Rowan County gathered at Clearfield Tabernacle Thursday afternoon as last rites were said for the Rowan Sheriff and former County Judge. Burial was at Lee Cemetery with the Masonic Lodge reciting the graveside ritual.

### Admits Shooting

Perry signed a statement admitting that he shot Green when the Sheriff tried to arrest him at his wife's house in West Morehead. Green was serving a warrant sworn out by Perry's mother-in-law, Mrs. Zora Stafford. She said that Perry, in a drunken stupor, beat up his wife and family and

Mrs. Perry and the six children have been receiving welfare payments for many months.

Perry has spent most of his adult life in penitentiaries on convictions ranging from assault and robbery to whiskey violations. Green had arrested him many times previously.

Under Kentucky law the death sentence can only be meted by a jury if the murder was premeditated.

This brings into focus whether Perry planned to kill Green when the Sheriff and a Morehead policeman, Carl Johnson, tried to serve the warrant. He threatened them before the fatal shot was fired from a .20 gauge shotgun.

### Policeman Injured

Hogge said that premeditation did not have to be long and drawn-out and could have been planned on arrival of the police officers.

Johnson narrowly escaped when the ex-convict fired at him with the same gun at a distance of less than eight feet. Part of the charge hit a corner of the frame residence and the balance plowed into Johnson's pistol and gun hand. His own gun, almost demolished, probably saved the policeman's life.

Johnson underwent surgery Friday and doctors at St. Joseph Hospital, where he is recuperating, believe they can save the hand, although the index finger may be amputated. Over 40 shotgun pellets struck Johnson about the arms, shoulders and face. Some entered the revolving chambers of Johnson's gun.

### Perry Is Arrogant

Courthouse records indicate that Green is the first sheriff to be killed in office during the 107 year history of Rowan County. Sentiment against the slayer has run high in the community.

Perry showed no remorse over the killing when he was found hiding in a neighbor's woodshed, about 45 minutes after the shooting. He said at the time, "the most they can give me is life," but Hogge's statement indicates the state will push for the death sentence.

Perry stole Green's gun and billfold, containing \$518, as he attempted to make a getaway.

Perry is of slight build, and appears tubercular. Officers said he is 'prison hardened' but thought he would not have had the nerve to fire on Green, a seasoned peace officer, except for being stimulated with alcohol.

Green, 59, is survived by his mother, wife and six children.

## Mercury Drops To Below Zero

Attention all folks from these parts vacationing in Florida.

The weather bureau reported the mercury dropped to six below zero early Wednesday morning in this part of Kentucky.

Some farmers said their thermometer went as low as 10 below.

place 24 existing units war surplus bar-Doran said, "which for modern and com- ing for all married

## Weather's Work Hospital

ctors for Morehead's spital, Geim and As- ve moved equipm to 'eming Avenue. ie \$734,000 structure is start within two weeks. resulted because of the which hit Morehead eek end.

ctors expect to com- hospital by Thanks-

Notre Dame will op- bed facility.

# Coroner Probes Death Of Farmer Found Dead In Creek

A 65 year old retired North Fork farmer, Clarence Easton, was found dead under unusual circumstances Friday afternoon, his body face down in Triplett Creek at the south Morehead city limits.

Coroner Buck Jones reported this morning the body was sent before embalming and burial to Lexington for an autopsy. Jones said the autopsy finding had not been received from Lexington physicians who made the examination for the coroner.

After retiring a little over a year ago Easton moved to a home in Raine Street, across from the C&O station, at Morehead. His wife is bedfast.

Easton left his home Thursday, telling the family he was going 'up town.'

Mrs. Easton, and daughters, be- came alarmed when he didn't re- turn for the evening meal as he was usually punctual.

This started a search Thursday night, but there was no chain of evidence to Easton's whereabouts.

The family resumed their efforts Friday morning to locate the miss- ing man. Two of his daughters de- cided to search the banks of Triplett Creek, about two city blocks from the home.

Easton's body was found by his daughters Friday afternoon in the creek at the end of the alley that leads south from the former C&O freight station.

He was in about two feet of water.

Jones said he could find no foot- prints or other marks on the creek banks where the body was located. It rained Friday and Friday night. The coroner thought Easton might have suffered a heart attack while crossing the creek, but he did not eliminate possible foul play.

Easton was in apparent good health.

Suicide was ruled out by the coroner as the retired farmer was in an excellent frame of mind and had not been despondent.

Many people usually pass near the spot where the body was found.

The remains were removed to Lane Funeral Home after the Lex- ington autopsy examination and final services were conducted Mon- day afternoon at 2 o'clock at East End Church of God by Reverends Jake Plank and R. A. Reynolds. Interment was in Forest Lawn Gardens.

Mr. Easton was the son of the late Walter and Fanie Ann (Wyatt) Easton.

He married Nannie Kirk, who survives, on April 28, 1919. They became the parents of 10 children of whom the following nine sur- vive: Mrs. Jewel Newkirk, Mt. Sterling; Mrs. Elizabeth Logan, RFD 2; Emerson Easton, Salt Lick; and Mrs. Doris Early, Inez Easton, Mrs. Anna Mae Fultz, Mrs. Nellie Hogge, Linda Easton and Wilmer Easton, all of Morehead.

Mr. Easton also leaves two brothers, Lloyd Easton, RFD 2, and George Easton, Muncie, Ind.; and 23 grandchildren and a great grandchild.

The casket bearers: Gordon New- kirk, Myron Hogge, Glenn Logan, Robert Easton, Craig Anderson and Dallas Easton.

Honorary bearers included: Eu- gene White, Frank White, Frank Hinton, Frank O. Hinton, Leland Hogge, Willie Anderson, Dee An- derson, Hayden Logan, Jesse An- derson, Earl Anderson, Nelson Cau- dill, Elmer Plank, James Hogge, Irvine Hogge, Tommy Stamper, Ralph Davis and Virgil Dowdy. Lane Funeral Home cared for

## Kelly Proposes Changing Absentee Ballot

population. lso been brought out of the absentee law mostly in county and al elections and has ed outright fraud and votes.

generally works like

idate, party, or political as notary publics ap- areas of the county.

people, and those cit- ed by jobs, etc., are Some are promised and money.

✓ They state on the absentee application they expect to be out of the county on election day. The captive notary attests to the signature.

✓ The clerk is required, on such a notice, under present law, to mail a ballot to the applicant.

✓ When the applicant receives the ballot he takes it to the notary or the pay-off man who votes it. The voter then signs the reverse of the return envelope and the same notary affixes his name and seal.

✓ The notary, or pay-off man, either deposits the ballot in the mail, or oftentimes mails them in bunches.

In this manner a candidate, or organization, can have several hundred votes before the polls open.

There is no question but the prac- tice is spreading.

Kelly noted there are many honest absentee voters. However, the honest voter who will be away from home on election day because of business, or other reasons, has been the means by which the vote buyers have set up an illegal scheme that is working better than a chain ballot. Under the plan there is no chance for the vote- seller to pull a double-cross . . . to accept money and then vote his convictions.

The plan also works well to in- sure people that a candidate, or party, has a hold on, like a job. If they doubt that person the ab- sentee ballot is often resorted to



Senator Ed Kelly

# Rowan Sheriff Killed Last Day In Office

MOREHEAD, Ky. (AP)—Rowan County Sheriff Sam L. Green was to have gone out of office today. But a shotgun blast ended his life Sunday as he performed one of his last official acts.

State Police Sgt. Eugene C. Shy gave this account:

Green, about 58, and Morehead city policeman Carl P. Johnson, 44, went to a westside home to serve a warrant charging drunk and disorderly conduct on Orville Perry, 38.

When they arrived they found the door locked. Forcing it, they were met by shotgun fire. Green fell and Johnson, wounded in the

hand, shoulder and neck, made it back to the patrol car and radioed for help.

Shy and other officers responded and in about an hour they found Perry behind a woodshed near his home. Perry had a shotgun with him but did not resist, Shy said.

Johnson was hospitalized at Lexington and reported in good condition.

State Police said Green was to have gone out of office today, being succeeded by Curt Lewis.

Perry was taken to an undisclosed jail to await charges, officers said.

## Local Trivia

**Early Jury**  
 Over 100 years ago, a man was called before a jury. The first trial ended on a hung jury, 9 for the death and one for life imprisonment. Eventually Perry was tried again and received a life sentence.

# History

## About the Author



Dr. Jack Ellis is a retired Morehead State University Library director and a retired minister.

## Morehead Memories:

### People & Places

### The saga of Sheriff Sam Green

By JACK ELLIS  
 Special to The Morehead News

*"Those who shed their man's blood, by man shall his blood be shed." (Genesis 9:6)*

This is the sad saga of Sheriff Sam Green. It is the stuff of which movies are made and ballads are written: Sam Green was sheriff of Rowan County 1957-1961. He was a popular politician who had also served one term as County Judge as well as a previous term as Sheriff. That was at a time when judges and sheriffs could not succeed the same way; therefore, many would alternate on both offices. Sheriff and County Judge.

Everyone would hate the law.

In 1937 Sheriff Sam Green had lost his job for County Judge and was waiting his turn again. He attributed his loss to the many people he had arrested as sheriff and the many people he had freed as County Judge. He argued with their families, worked tirelessly to defeat them.



**Rowan County Sheriff Sam Green, fatally shot New Year's Eve 1961 while serving a warrant six hours before his term of office expired.**

Green once pointed out that everyone is looking for law enforcement unless they are the violators. He said, "It's the price we pay for being an elected public official." Unfortunately, there was evidence he was right. He pointed out that when a citizen was arrested and the arresting officer turned him loose or a judge dismissed the case the citizen and his family voted for the one who turned him loose or the

judge who dismissed the case. Sheriff Green did not believe anyone was above the law.

Sam Green played no favorites in his duties as sheriff. During this writer's college days in the late 1940s, I was in a botany class at MSC, as well as on the baseball team. One spring afternoon following a home baseball game, a teammate, Lawrence Kenney, and I, still dressed in our baseball uniforms and spikes, drove up Rodburn Hollow to collect and identify some ferns for our botany class. We got out of the car and climbed up the side of the hill looking for ferns and Sheriff Sam Green drove up and followed us up the hill. He was determined to find out why we were up there at that place at that time. He grilled us pretty hard, and if we had not been wearing our baseball uniforms, he probably would not have believed our story. He must have thought we were suspicious characters. Today there may be some law against picking ferns in the forest, but believe me there was no such law on the books at that time. Sam Green believed in strong and fair

law enforcement.

#### New Year's Eve 1961: fateful day

On Sunday evening, Dec. 31, 1961, Sam Green was preparing to sit down for a quiet New Year's Eve dinner at his home. He was interrupted by a telephone call from City Patrolman Carl Johnson who said Judge Henry Cox had issued a warrant for the arrest of Orville Perry for drunkenness and disorderly conduct. Perry, a man who had served time in federal prisons, had terrorized and physically abused his wife and six children. The grandmother had sworn out a warrant for his arrest after the children fled to her house for safety. Johnson asked Sam Green, who had arrested Orville Perry three times before, if he would go with him to serve the warrant.

Sam Green, who had a reputation as a fearless sheriff who could often reason with those whom he arrested, was often called by other lawmen to assist them in such cases. Even though Sam had only six more hours to serve as Rowan County Sheriff and with his wife pleading with



**JAN 1962** —Photo, Courtesy Lexington Herald KILLED SHERIFF—Orville Cecil Perry, 38, center, is shown in the Winches, Ky. jail shortly before being brought to Morehead where he waived extradition trial for the murder of Sheriff Sam Green. At left is State Trooper George Mayberry while Jailer Skinner is on the right. The death penalty will be sought for Perry when he is placed on trial in March. Court officials thought they may be unable to get an unbiased jury in Rowan County which means the panel will be drawn in a nearby county or the trial moved to another county seat. Perry showed no remorse over the murder and also snuffing Morehead Policeman Carl Johnson. Green met instant death six hours before his four year term as sheriff was to have ended.

him not to go, he said, "It's my duty. I'm the Sheriff until midnight."

#### Keep supper warm, I'll be right back

He told his wife to keep his supper warm and he waved goodbye to his aged mother as he went out the

door. Sam lived up Knapp Avenue and he had arranged to meet Patrolman Carl Johnson at his West Main Street home. From there they proceeded together over to west Morehead to the modest home of

See HISTORY on A-7

## History From A-6



**Elijah Hogge, Commonwealth Attorney, asked for death penalty for Orville Perry charged with murdering Sheriff Sam Green on New Year's Eve 1961.**

Orville Perry on Lexington Street. Both officers knew of the reputation of Orville Cecil Perry. He had spent 14 of his 38 years in various state and federal prisons.

### Reason lost against shotgun blast

Sam Green had always been able to talk and reason with Perry when he had arrested him previously. Patrolman Carl Johnson later related what happened in the next few minutes after arriving at the Perry home.

"They went to the front door and identified themselves and they could hear Perry moving around inside the house. They tried to persuade him to surrender but he refused and made threats. Johnson then covered the front of the home as Green went behind the rear of the house. He could hear Sam talking and trying to reason with the drunken convict. Then Carl went around to the rear of the house, and Sam motioned him to go back. After



**James E. Clay, court-appointed attorney charged with defending Orville Perry.**

morse over the brutal slaying of the Sheriff. He said, "I don't know if Sam Green is dead but I hope he is. Sam Green arrested me three times and he had it coming. I think I got Carl Johnson too." Pointing to one of the arresting officers, he said, "It could have been you. Sam ought not to have tried to take me to jail. Nobody can do that." Perry was rushed to the

Winchester jail for safe keeping because the sentiment was high among local citizens to hang him.

Monday, Jan. 1, 1962, New Year's Day, all of Morehead was talking about the tragic death of Sam Green just a few hours before he was to leave office. Many wondered why he responded to that call, but those that knew him knew he could do no less than his duty. On Tuesday, Jan. 2, 1962, the first official act of incoming County Judge Wilford Flannery, who had just defeated Sam Green for judge, was to sign warrants charging Orville Perry with Green's murder and attempted murder of Carl Johnson, and he legally confined Perry to the Winchester jail. Judge Flannery, commenting on signing the warrant, said, "If it had been many officers they wouldn't have attempted to serve that warrant on such a dangerous man six hours before they were scheduled to leave office. They would have gone fishing. But not Sam Green. He knew he was sheriff for six more hours

until midnight and he did his duty as he always did."

Sam Green, who left six children and a widow, commanded the respect from all of Rowan County and most of Kentucky for his devotion to duty. But it was that same dedicated devotion to duty that led to his demise. After all, who could have blamed him if he had gone fishing, visiting, or vacationing somewhere on New Year's Eve, 1961.

### Commonwealth Attorney asks for death penalty

Orville Cecil Perry was sentenced to life in the Kentucky State Penitentiary at LaGrange for the murder of Sam Green and the attempted murder of Carl Johnson.

At the March 1962 session of Circuit Court, Commonwealth Attorney Elijah M. Hogge sought the death penalty for Orville Perry. Local attorney James E. Clay was the court-appointed attorney with the unpleasant task of defending Perry. Over 100 extra jurors were called before a jury was selected. The first trial ended with a hung

jury, 9 for the electric chair, and 3 for life imprisonment. Eventually Perry was tried again and received a life sentence, thus continuing the 150-year history of Rowan County with numerous murders throughout those years and

no one ever receiving the death sentence.

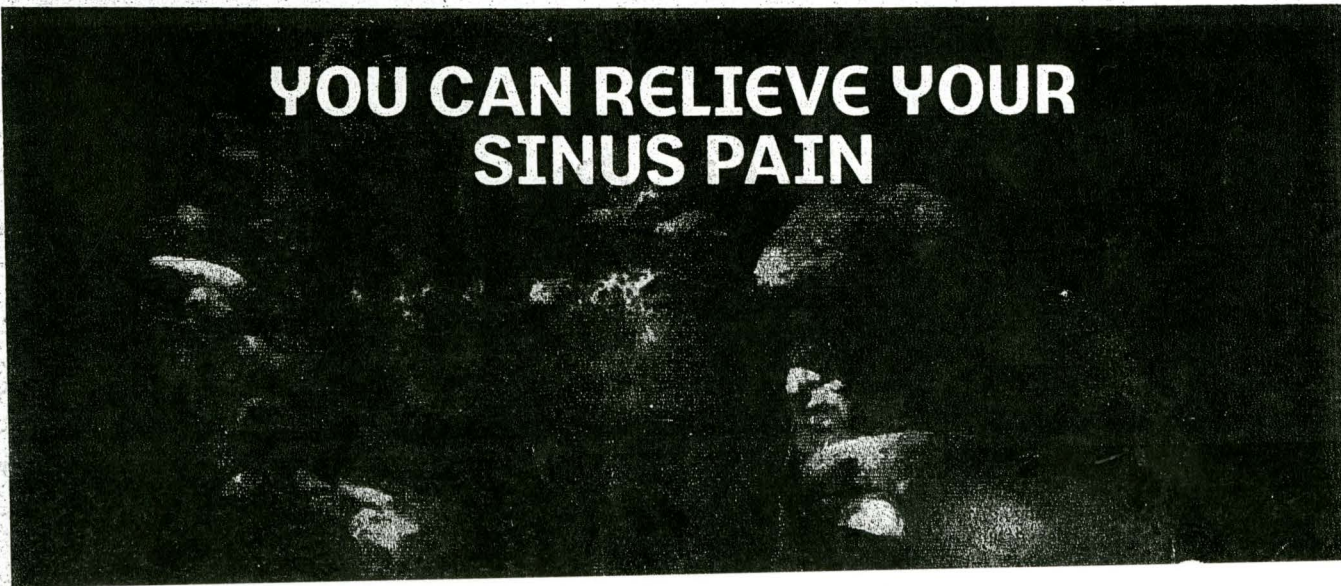
[Thanks to Sam Green's nephew Don Green and niece Minnie Grace Boggs for the information they shared for this article.]



### The Shepherds in concert

A concert with the nationally known group The Shepherds will be Thursday, March 8 at the House of Prayer, 1/2 mile off KY 801 at 600 Whispering Oaks in Morehead at 7 p.m. The Shepherds are best known for their songs "There's A Miracle in the Making" and also "A Black Heart," which recently went to #22 in the Singing News chart. For information contact Pastor Winston McClurg at 784-7023.

# YOU CAN RELIEVE YOUR SINUS PAIN



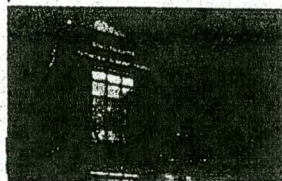


talking and trying to reason with the drunken ex-convict. Then Carl went around to the rear of the house, and Sam motioned him to go back. After returning to the front, Johnson heard a shot, and he pulled his gun and ran to the back of the house. As he rounded the corner at the rear of the house, Johnson said he was met with a full blast from a 20-gauge shotgun at a distance of about 10 feet.

#### One killed-one wounded

The blast hit a small portion of the corner of the house and the rest of the pellets would have torn into Johnson's chest except it struck his uplifted gun, arm, and hand, completely destroying his pistol. Carl was badly wounded in the neck, shoulder and throat, but managed to get back to the car and radioed a frantic call for help. He then drove himself to Dr. Blair's office for treatment. He survived. When re-enforcements arrived, they found Sheriff Sam Green's bloody body lying in the back door with his feet outside the house. He had been hit in the chest with a 20-gauge shotgun blast at point blank range. But Perry could not be found anywhere.

After hours of searching the neighborhood, the officers found Perry hiding in a neighbor's woodshed about 100 yards from the scene of the crime. He gave up without a fight and he had Sam Green's pistol in his belt and his wallet in his possession. The wallet contained 518 dollars and was thought to be money that last minute taxpayers had paid before the end of the year. Orville Cecil Perry showed absolutely no re-



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Outside Kentucky, Five Years	\$17.50

# Sheriff Sam Green Slain Six Hours Before End Of Term; Policeman Injured

## Perry Shows No Remorse After Shooting, And Predicts He'll Get A Life Sentence

Officers who arrested and/or transported Orville Cecil Perry to Winchested for safekeeping Sunday evening said he showed no remorse over killing Sheriff Sam Green and wounding City Patrolman Carl Johnson. They quoted him as intermittently saying —

"I don't know whether Sam Green is dead, but I hope he is.

"I'm 38 years old and I've in the pen 14 years of my life.

"All they can give me is a life sentence and I don't care anyhow.

"Sam Green arrested me three times, and had it coming I think I also got Carl Johnson.

"They oughtn't to have tried to take me to jail. Nobody can do that."

Officers thought Perry was still partially under the influence of alcohol, although he seemed to sober up on the way to Winchester. He did not inquire of his wife and six children, but expressed hatred and contempt for policemen.

He is known by his full given name 'Orville Cecil'

## Charge Orville Cecil Perry With Shooting

A man who has spent most of his adult life in prison killed Rowan County Sheriff Sam Green and narrowly missed murdering City of Morehead Patrolman Carl Johnson Sunday evening.

Green was killed instantly by a shotgun blast at 5-50 p.m. or about six hours before his four-year term ended. His last official act ended in death at the hands of an alcohol-sodden derelict who later boasted he had no regrets.

Orville Cecil Perry, 38, native Moreheadian squeezed the trigger that killed the sheriff almost instantly. The ex-convict quickly reloaded the single-shot .20 gauge gun and would have added Patrolman Johnson as another victim except for a near miracle.

Perry was rushed to a Winchester jail for safekeeping. County Judge W. C. Flannery set his examining trial for 10 o'clock tomorrow (Friday) morning at Morehead.

The alleged murderer surrendered meekly when state and city police and sheriff deputies found him crouching in a neighbor's dead-type woodshed. Arresting officers said Perry feigned drunkenness when handcuffed but wasn't so intoxicated as he acted.

### Johnson Recites Details

Chief of Police Callis Coyle gave this version of the accident after talking with Patrolman Johnson, a patient at St. Joseph Hospital, Lexington.

Mrs. Zora Stafford, mother-in-law of the accused murderer, phoned the courthouse Monday afternoon with a report that Perry had beat up his family, including her daughter, and they had taken refuge at Mrs. Stafford's home in Morehead. She said Mrs. Perry and the children were afraid to return home.

Trial Judge Henry Cox then issued a warrant charging Perry with drunkenness and disorderly conduct and delivered the warrant to City Hall. Coyle explained it was customary for the county judge's office to send warrants of this nature to City Hall as the radio in the sheriff's official car was tuned to Morehead's 100.5.

## Plans

## LOW

## Housing

Morehead's 30 units housing, a near half federally financed, opened today.

Head Municipal Housing reported, following yesterday evening construction contract will be let.

to the 6½ acre site from the late Luther of Little League from Thomas Addvest instead of Flemid at the east.

on Evans and Coun-Hutchinson, who repity on streets, said way from the east unobtainable without suit or the asking h.

g will consist of an n building and 15 du- two, three and four

Chairman W. E. l he believed the units tied by fall.

ill be governed by the mily income, scaling a around \$24 a month furnished. Families \$3,600 a year are not

ing outside the city rehead will also not s little is vested with

tyne is executive sec- e commission. Mem- s Crutcher, are: Hu- Myrtle Wolford and -Mayor Evans is a virtue of his office.

ission expressed con- first 30 units will be at least 40 more with- ree years.

# Law Enforcement Version Of Green

The following news story concerning Rowan County Sheriff Sam Green, who was killed Sunday six hours before his term of office ended, first appeared in the Nov. 30 issue of the Rowan County News at Morehead. It has since been reprinted by a newspaper and law enforcement periodicals:

A man, who has been sheriff of Rowan County two terms (eight years) and county judge four years today ruefully made this statement:

"Everybody is for strict law enforcement unless they are the violator."

Sheriff Sam Green said most people in their own minds honestly thought they ought to be turned loose and the other fellow prosecuted.

Green lost in his bid for election as county judge, an office he also previously held. He said many people he had arrested as sheriff or fined in his court as judge voted and worked against him.

"It's the price of being a good, and honest public official," Green declared.



Sam Green fatally shot Sunday

The sheriff said in three area counties the record will show that 96, 94 and 94 per cent, respectively, of local people arrested by State Police were turned loose by the

on Chairman W. E. ...  
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**Purchases**  
**Green-Angus**  
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 courthouse Tuesday  
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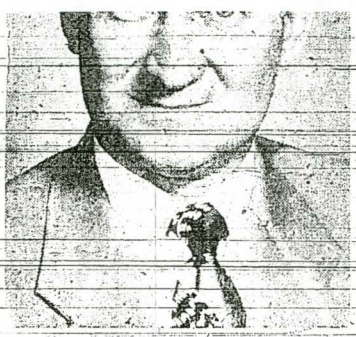
"It's the price of being a good, and honest public official," Green declared.

Sheriff Green said he knew that many elected officials thought the best way to play politics and get re-elected is "to turn most everybody loose."

"Unfortunately," he added, "there is evidence they may be right."

"A citizen is arrested and the arresting officer turns him loose, or the judge dismisses the case," Green added. "When election time rolls around that (good) citizen votes for the man who turned him loose or took care of him in court."

Green said he knew, from experience, this practice is growing in many Eastern Kentucky counties and "if the really honest citizens don't do something about it, other public officials will turn, more and more, to the practice or they won't be re-elected."



Sam Green  
 ... fatally shot Sunday

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Green said he had been aware of this condition for some time, but did not speak out after the primary because people would have thought it was "sour grapes."

"But, now that the primary was six months ago, and my term expires in January, I feel it my duty to warn the people that this thing is dangerous and can mushroom."

"Why, I have been at meetings with other sheriffs and county judges and they told me that they could never get re-elected unless they turned most of the violators loose — and some admitted dismissing charges against people in the same family, six or seven times."

"They said these people were mighty handy to have around on election day," Green said.

Chief of Police Callis-Coyle gave this version of the accident after talking with Patrolman Johnson, a patient at St. Joseph Hospital, Lexington —

Mrs. Zora Stafford, mother-in-law of the accused murderer, phoned the courthouse Monday afternoon with a report that Perry had beat up his family, including her daughter, and they had taken refuge at Mrs. Stafford's home in Cranfield. She said Mrs. Perry and the children were afraid to return home.

Trial Judge Henry Cox then issued a warrant charging Perry with drunkenness and disorderly conduct and delivered the warrant to City Hall. Coyle explained it was customary for the county judge's office to send warrants of this nature to City Hall as the radio in the sheriff's official car was tuned to Morehead's two-way radio police calls.

Patrolman Johnson phoned Sheriff Green and they made an arrangement to meet at Johnson's home on Main Street, across from Rowan Motor Sales about four blocks from Perry's home.

Johnson and Green met and proceeded to the Perry-home a frame residence on Lexington Street between Main and the C&O Railroad tracks in West Morehead.

Coyle related that Johnson told him they heard Perry moving around in the house and tried to persuade him to surrender but Perry refused and made threats.

Johnson then covered the front of the home while Green was at the rear. Johnson said he heard Green talking to the ex-convict and came to the rear of the home but the sheriff motioned him back to the front.

Johnson told Coyle that when he heard a shot after returning to the front he pulled his gun and rushed around the side of the home.

Just as he came into view at the rear he cut down on one Coyle, wounding the policeman as saying

**Hits Policeman's Gun**

The shotgun was fired at Johnson from a distance of eight feet and his police pistol probably saved his life.

The blast hit a small portion of the corner of the house and would have torn into Johnson's chest except it first struck his upflung gun and gun hand.

Examination showed that Johnson's gun stock was shot to pieces, most of the shells in the revolver were damaged by shotgun pellets and the metal part of the gun, including barrel, was struck by an almost direct charge.

One shot was fired from Johnson's gun, probably a reflex when he was hit by the shotgun blast.

Johnson's arm was badly mangled, while 30 to 40 pellets hit him in the right shoulder, neck and throat.

**Summons Help**

Johnson said Perry whirled as he fired and apparently took off in the dark. (It was full dark at 6 o'clock Sunday evening.)

The Morehead policeman then staggered to the parked patrol car, managed to extract the mike and turn on the set. The Morehead police radio station received this call at 6 p.m.: "Send help. At Orville Cecil Perry's. Sam Green

**Mrs. Ethel Kessler, Best Known Rowan County Woman, Claimed At 76; Had Been Ill Five Years**

Rowan County's best known, and perhaps its most beloved, grand old lady has passed on.

Death came at noon Thursday to Mrs. Ethel (Jordan) Kessler at age 76. She was affectionately known by her thousands of friends as "Ma" Kessler.

The end was not unexpected as Mrs. Kessler had been intermittently ill for the past five years and in a coma since October 12, when she suffered a cerebral hemorrhage.

During her lifetime Mrs. Kessler sent countless thousands of "get well" cards to the sick, and was a visitor in nearly every home in the Morehead area when illness or adversity struck.

Three years ago this newspaper editorially commented: "If a poll was taken of the best known, and best liked, person in Rowan County 'Ma' Kessler would get just about all the votes."

Few people were so pleasant; none more considerate and concerned about "us folks" than "Ma" Kessler.

She and her husband, Claude F. Kessler, were staunch Republicans



"Ma" Kessler  
 she knew everybody

and led the fight of their party for two score years at the precinct and county levels. She was many

(Continued on last page, this section)

(Continued On Page 5)

# it Housing

of Morehead's 30 units of municipal housing, a near half-dollar federally-financed unfolded today.

Morehead Municipal Housing Commission reported, following yesterday evening construction contract will March.

ance to the 6½ acre site d from the late Luther rear of Little League l be from Thomas Addi- the west instead of Flem- Road at the east.

Eldon Evans and Coun- ert Hutchinson, who re- pe city on streets, said ts-of-way from the east- her unobtainable without ation suit or the asking- high.

ousing will consist of an ation building and 15 du- one, two, three and four

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## Purchases deen-Angus

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I'm 38 years old and I've in the pen 14 years of my life. "All they can give me is a life sentence and I don't care anyhow." "Sam Green arrested me three times and had it coming I think I also got Carl Johnson." "They oughtn't to have tried to take me to jail. Nobody can do that." Officers thought Perry was still partially under the influence of alcohol, although he seemed to sober up on the way to Winchester. He did not inquire of his wife and six children, but expressed hatred and contempt for policemen. He is known by his full given name 'Orville Cecil'

# Law Enforcement Version Of Green

The following news story concerning Rowan County Sheriff Sam Green, who was killed Sunday six hours before his term of office ended, first appeared in the Nov. 30 issue of the Rowan County News at Morehead. It has since been reprinted by a newspaper and law enforcement periodicals:

A man, who has been sheriff of Rowan County two terms (eight years) and county judge four years today ruefully made this statement:

"Everybody is for strict law enforcement unless they are the violator."

Sheriff Sam Green said most people in their own minds honestly thought they ought to be turned loose and the other fellow prosecuted.

Green lost in his bid for election as county judge, an office he also previously held. He said many people he had arrested as sheriff or fined in his court as judge voted and worked against him.

"It's the price of being a good, and honest public official," Green declared.

Sheriff Green said he knew that many elected officials thought the best way to play politics and get re-elected is "to turn most everybody loose."

"Unfortunately," he added, "there is evidence they may be right."

"A citizen is arrested and the arresting officer turns him loose, or the judge dismisses the case," Green added. "When election time rolls around that (good) citizen votes for the man who turned him loose or took care of him in court."

Green said he knew, from experience, this practice is growing in many Eastern Kentucky counties and "if the really honest citizens don't do something about it, other public officials will turn more and more, to the practice or they won't be re-elected."



Sam Green fatally shot Sunday

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"But, now that the primary was six months ago, and my term expires in January, I feel it my duty to warn the people that this thing is dangerous and can mushroom."

"Why, I have been at meetings with other sheriffs and county judges and they told me that they could never get re-elected unless they turned most of the violators loose—and some admitted dismissing charges against people in the same family, six or seven times."

"They said these people were mighty handy to have around on election day," Green said.

City of Morehead Patrolman Carl Johnson Sunday evening. Green was killed instantly victim of a shotgun blast at 5:50 p.m. or about six hours before his four-year term ended. His last official act ended in death at the hands of an alcohol-sozzled derelict who later boasted he had no regrets. Orville Cecil Perry, 38, native Moreheadian squeezed the trigger that killed the sheriff almost instantly. The ex-convict quickly reloaded the single shot .20 gauge gun and would have added Patrolman Johnson as another victim except for a near miracle. Perry was rushed to a Winchester jail for safekeeping. County Judge W. C. Flannery set his examining trial for 10 o'clock tomorrow (Friday) morning at Morehead.

The alleged murderer surrendered meekly when state and city police and sheriff deputies found him crouching in a neighbor's shed-type woodshed. Arresting officers said Perry feigned drunkenness when handcuffed but wasn't so intoxicated as he acted.

### Johnson Recites Details

Chief of Police Callis Coyle gave this version of the accident after talking with Patrolman Johnson, a patient at St. Joseph Hospital, Lexington.

Mrs. Zora Stafford, mother-in-law of the accused murderer, phoned the courthouse Monday afternoon with a report that Perry had beat up his family, including her daughter, and they had taken refuge at Mrs. Stafford's home in Clearfield. She said Mrs. Perry and the children were afraid to return home.

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Johnson and Green met and proceeded to the Perry home—a frame residence on Lexington Street between Main and the C&O Railroad tracks in West Morehead.

Coyle related that Johnson told him they heard Perry moving around in the house and tried to persuade him to surrender but Perry refused and made threats.

Johnson then covered the front of the home while Green was at the rear. Johnson said he heard Green talking to the ex-convict and came to the rear of the home but the sheriff motioned him back to the front.

Johnson told Coyle that when he heard a shot after returning to the front, he pulled his gun and rushed around the side of the home. "Just as I came into view at the door he cut down on me," Coyle

# Mrs. Ethel Kessler, Best Known

**Sheriff Green**

(Continued From Page One)  
is maybe killed and I'm shot. Send ambulance. Send help fast. I'm going to try to make it to a doctor.

**City Owned**

(Continued From Page One)  
About 18 months ago the council advertised the property, specifying no offer of less than \$45,000 would be considered. No bids were received.

The new order varies in these respects: (1) No minimum is placed on the bids, but council reserved the right to reject any or all; and (2) it will be offered as a whole, in four tracts or two tracts.

City Attorney Thomas R. Burns said he was drawing the sale ordinance, but deadline for the bids had not been agreed or set. It will be advertised in this newspaper.

Monday, city council named Brammell police judge. Tuesday, George T. Cline announced Brammell would occupy his law office in Chalkers Building and pick up Cline's practice. Cline accepted a U.S. attorneyship.

Wednesday, Morehead Municipal Housing Commission employed Brammell, on retainers, as its attorney.

State Police dispatched all available men from the district barracks, a mile east of Morehead, while the remaining five city policemen were quickly notified by radio and phone. Meanwhile State Police started calling men who were off duty who live in Morehead.

The shots had, in the meantime, attracted nearly everybody in West Morehead and the streets were lined.

State and city police thought when they first arrived that Perry was holed up in the house.

Green's body could be seen lying in the doorway.

The house was surrounded, and the crowd ordered back. But, the speculators kept increasing.

**Hid In Dog House**  
Some unidentified person sidled up to a police officer with the information: "I saw a movement in Ison Adkins' wood house as I came by. I'll bet he's hid there."

Officers checked the wood shed, about 200 yards from the Perry home, and although they could see nothing moving it appeared that a man was hiding. One officer said he could see his eyeballs.

The outbuilding was surrounded and Perry surrendered when the place was lighted as 10 or 15 police covered him.

Officers found Green's gun stuck in Perry's waistband. The search also disclosed Perry had the sheriff's wallet containing \$575 in money. (Sunday was the last day to pay taxes without penalty and it was surmised Green collected this, probably at his home, during the day. About \$7,000 in tax collections had been locked in the office safe.)

After shooting Johnson, Perry apparently took time to grab Green's gun and snatch the wallet in his hip pocket.

Green's body was lying inside the kitchen door, with his feet sticking out. Doctors said he died instantly with the charge, fired at six to 10 feet range, hitting him full at the chest.

After completing the radio call, Patrolman Johnson somehow drove the city police cruiser to the office of Dr. Everett D. Blair.

Following first aid he was taken by ambulance to the Lexington hospital.

**Taken To Winchester**  
Lexington physicians thought this morning they could save Johnson's right hand, having completed, with the exception of the index (trigger) finger. He will remain in the hospital for a week or more, for examination and therapy.

Perry didn't have anything to say when arrested but on his way to Winchester jail, 50 miles west from Morehead, he told officers the most a jury could give him was a life sentence and "I don't care because I've spent about all my life in jail anyhow." Officers said he showed no remorse.

He has been in the lockups of the state pen, in penitentiaries in Ohio and Texas and it don't matter, police said he related in a matter-of-fact tone.

The first official acts of County Judge Flannery were: (1) Signing a warrant charging Perry with Green's murder; (2) A warrant charging him with shooting and wounding Policeman Johnson with intent to kill; and (3) An order legally confining Perry to the Winchester jail. He set the examining trial for Friday morning on advice of Commonwealth Attorney Elijah M. Hogge.

Coyte said he understood Perry had spent 10 to 14 of the last 20 years of his life in prison.

Courthouse records at Morehead reveal that Perry was charged with knocking Andy Lambert unconscious and robbing him of \$37 in 1945. This happened at night on the corner of Main Street and

College Boulevard, opposite the former Will Hodge store, one of the busiest intersections of Morehead.

Lambert was seriously hurt and did not recuperate for some weeks. Hung juries resulted at two trials when the Commonwealth pushed for an armed robbery conviction which could carry the maximum sentence. An agreed plea of robbery was later entered and Perry was sentenced to 10 years.

**Arrested Many Times**

Hogge said he thought Perry served three or four years of the sentence before parole.

Convictions in federal court were on whiskey charges, while those in other states were for armed robbery, according to the Commonwealth Attorney.

Perry, known by his double given name of Orville Cecil, has been arrested for drunkenness and other charges many times, Coyte said. He is a thin, tubercular looking individual.

Officers said Perry told them on the way to Winchester: "Sam Green arrested me three times and he had it coming to him."

He later said he had nothing against Green and pointing to one of the officers continued: "I could just as well be you."

Perry is the father of six children, ranging in age from two to 19 years. Neighbors said he was a heavy drinker and dangerous when drunk.

If Perry is bound over to the grand jury at Friday's examining trial, he could face a jury trial at the March term of Rowan Circuit Court.

Sheriff Green, a native of Elliott County, was unknown in court-house and political circles until 1945, when he ran surprisingly strong a movement to capture the sheriff's office.

Under Kentucky law the sheriff cannot succeed himself and Green was successful in his race for county judge in 1949, serving until 1953.

He then sought the sheriff's post again, but lost by about 20 votes at the August, 1953 primary.

From 1953 until 1957, Green operated a hunting and fishing supply store at Morehead. He came back to re-win the sheriff's job in 1957 capturing the primary and general election by substantial majorities.

Last year he sought the county judge post but lost the primary nomination to Flannery by 458 votes in a four-man race.

Even his political enemies admitted that Green was a fearless officer. He operated under one theory—the law was made to be enforced and everybody looked alike in his eyes.

Green met strong opposition every time he ran for whiskey and law violator elements but he always received a heavy vote in precincts such as Number 1 and 19, Morehead's wealthier district, and in rural areas like Little Brasley which has the better farm land. He also captured most of the women vote.

He was author of a statement reprinted in newspapers and peace officer periodicals that "Everybody is for strict law enforcement unless they are the violators."

He also expressed in print the thought: "It looks like an honest officer who does his sworn duty cannot be re-elected. Every person he arrests fights him in the next election." The number grows each year until there are more people arrested, including re-offenders, than there are people who haven't been arrested. He said that every honest citizen arrested for speeding or traffic violations thought they ought to be turned loose but were persistent on convicting the other fellow.

**Active In Politics**  
Green has been very active in Democratic politics since he first entered office. Among the primary and/or general election campaigns he has managed in Rowan County are: Congressman Joe B. Bales, Congressman John C. Watts, Senator Earle C. Clements, Senator Tom Alderdred, President Truman, Adlai Stevenson and Harry Lee Whitefield.

He seldom had a vacation and was known as the officer "on call 24 hours a day and 365 days a year."

Judge Flannery said if he had been many officers they wouldn't have served that warrant on such a dangerous man their last day in office. They would've gone fishing but not Sam Green. He knew he was sheriff until midnight and he did his duty as he always did.

Laughter, loud talk and neighborhood gossip stories were absent in the courthouse Tuesday morning when Rowan County's newly cleared officials were sworn in. Sam Green was the subject of subdued conversation. Although some of the office holders in the courthouse differed from Green in political races, he commanded their respect and his honesty, hard work and determination to arrest people who violated the law were accepted as being an unchangeable part of the man who held office there for 12 of the last 34 years. He was always courteous and respectful.

Green also experienced long and deep sorrow in his home. His first wife was ill many months before her death from an incurable malignancy.

**Once Robbed Present Sheriff**  
Patrolman Johnson said that Green commented as they were on their way to serve the warrant on Perry: "I've only got a few hours longer in office and he's a tough customer. We'd better be careful."

It was also recalled that Perry once robbed the Elliottville store of Carl Lewis, who was sworn in as sheriff Tuesday. That charge was not prosecuted when Perry joined the army. But, he didn't last long in the armed services and continued in crime, according to police records.

Green's wife said her husband was preparing to eat supper when the call came to serve the warrant on Perry. "Keep everything hot. I'll be back in a few minutes," he said as he went out the door.

"As was his custom he waved to his 79 year old mother sitting in the window of her home next door on extension of Wilson Avenue. Members of the family said it was heart-rending to tell the wife and mother a few minutes later that Sam had been killed."

The immediate removal of Perry to Winchester was probably a timely decision, because a sentiment started mounting when news of the shooting spread and details released.

County officials thought Green was the best Bowman sheriff to be killed while in office in the state's 107-year-old history.

Last peace officer to be slain in the county was City Policeman Les Ward who met his death about 20 years ago while pursuing a violator on Christy Creek.

Funeral services for Sheriff Green will be conducted Thursday afternoon at 2 o'clock at Clearfield Church of God Tabernacle with Reverends Ted Greene and Charles VanSant officiating. Burial will follow in Lee Cemetery with Masonic rites.

The remains will lie in state at Stucky-McBrayer Funeral Home until an hour before the funeral.

Mr. Green was 59 years of age, being born in Elliott County Dec. 15, 1902, son of the late Robert K. Green and Annie G. Green, who survives.

He also leaves his wife, Mrs. Beulah Green, and the following two sons and four daughters: Sam Green, Jr., Houston, Texas; Jimmie Green, Mrs. Leona Warren and Mrs. Mavis Ellington, Morehead; and Mrs. Shirley Ewert and Mrs. Janice K. Early, Riverside, Calif.

There are two surviving brothers: John Green of Morehead and Harry Green, Asulaud. He also leaves 13 grandchildren.

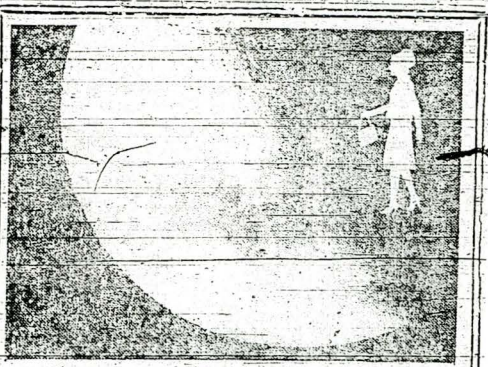
Mr. Green was a member of the Kentucky Sheriff's Association and the Masonic Lodge.

Checked bearers at this afternoon funeral are: Chester Robinson, Alfred Ellis, Buck Jones, Marland Crawford, Glenn W. Lane, and Ruford Hordin.

Honorary bearers include: Bill Bowman, Callis Coyte, Thomas R. Burns, Ed Hall, Curt Lewis, Eldon Thompson, B. G. Brammell, Eldon T. Evans, Wilburn Adkins, John Barker, Custer Ramey, Prof. William Caudill, Tommy Combs, Ray Ely, Tom McBrayer, Steve Jackson, Joe Shuck, Robert Workman, H. Leslie Dale, Lee Colburn, Earl D. Nathan, Workman, Willie Caudill.

Other honorary bearers: John C. Eldridge, F. Kennard, Hubert Adkins, B. L. McMakin, Ray Harkin, James Fraley, Monroe Walker, W. C. Ferguson, L. H. Fraley, Arnold Back, Sgt. Henderson, Carl Eason, Dwight Pierce, Carl Johnson, W. E. Cratcher, Claude Harkin, Keith M. Coyte, Phoyce G. Union Grocery Co., and members of Morehead Lodge, No. 87, P. O. W. M.

**THE CHURCH OF CHRIST**  
Meets At  
**225 Second Street**  
Morehead, Kentucky  
Sunday School 10:00 A. M.  
Sunday Worship 11:00 A. M.  
Sunday Evenings 8:30  
Wednesday Evenings 7:00  
DON FLATT, Minister  
Hear "The Voice of Truth" over WMOR each Wed.—7:15 a. m.



**Woman Walks to Moon!**  
In her adult lifetime, the average American woman walks as far as the distance from Earth to the moon! Make you tired just to think of it? To avoid needless, extra steps when you're already busy enough, do your banking with us by mail-forms are free.

**PEOPLES BANK OF MOREHEAD**

**THE GOSPEL STORE**

**CANNON**  
Linen  
FINE MUSLIN  
**SHEETS & PILLOW CASES**  
42" x 36" PILLOW CASE

**Tobacco At**  
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**3-BEDROOM STONE VENEER**

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Green also experienced long and deep sorrow in his home. His first wife was ill many months before her death from an incurable malignancy.

### Once Robbed Present Sheriff

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It was also recalled that Perry once robbed the Elliottville store of Curt Lewis, who was sworn in as sheriff Tuesday. That charge was not prosecuted when Perry joined the army. But, he didn't last long in the armed services and continued in crime, according to police records.

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As was his custom he waved to his 79 year old mother sitting in the window of her home next door on extended Wilson Avenue. Members of the family said it was heart-rending to tell the wife and mother a few minutes later that Sam had been killed.

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After completing the radio call Patrolman Johnson somehow drove the city police cruiser to the office of Dr. Everett D. Blair. Following first aid he was taken by ambulance to the Lexington hospital.

**Taken To Winchester**

Lexington physicians thought this morning they could save Johnson's right hand, barring complications, with the exception of the index (trigger) finger. He will remain in the hospital for a week, or more, for examination and therapy.

Perry didn't have anything to say when arrested but on his way to Winchester jail, 50 miles west for safekeeping, he told officers the most a jury could give him was a life sentence and "I don't care because I've spent about all my life in jail anyhow." Officers said he showed no remorse.

"I've been in the federal pen, the state pen, in penitentiaries in Ohio and Texas and it don't matter," police said he related in a matter-of-fact tone.

The first official acts of County Judge Flannery were: (1) Signing a warrant charging Perry with Green's murder; (2) A warrant charging him with shooting and wounding (Policeman Johnson) with intent to kill; and (3) An order legally confining Perry to the Winchester jail. He set the examining trial for Friday morning on advice of Commonwealth Attorney Elijah M. Hodge.

Coyle said he understood Perry had spent 10 to 14 of the last 20 years of his life in prison.

Courthouse records at Morehead reveal that Perry was charged with knocking Andy Lambert unconscious and robbing him of \$37 in 1945. This happened at night on the corner of Main Street and

Perry is the father of six children, ranging in age from two to 15 years. Neighbors said he was a heavy drinker and dangerous when drunk.

If Perry is bound over to the grand jury at Friday's examining trial, he could face a jury trial at the March term of Rowan Circuit Court.

Sheriff Green, a native of Elliott County, was unknown in courthouse and political circles until 1945 when he ran surprisingly strong as a newcomer to capture the sheriff's office.

Under Kentucky law the sheriff cannot succeed himself and Green was successful in his race for county judge in 1949, serving until 1953.

He then sought the sheriff's post again, but lost by about 20 votes at the August, 1953 primary.

From 1953 until 1957 Green operated a hunting and fishing supply store at Morehead. He came back to re-win the sheriff's job in 1957 capturing the primary and general election by substantial majorities.

Last year he sought the county judge post but lost the primary nomination to Flannery by 158 votes in a four man race.

Even his political enemies admitted that Green was a fearless officer. He operated under one theory—the law was made to be enforced and everybody looked alike in his eyes.

Green met strong opposition every time he ran from whiskey and law violators elements. But he always received a heavy vote in precincts such as Number 1 and 10, Morehead's wealthier district, and in rural areas like Little Brushy which has the better farmland. He also captured most of the women vote.

He was author of a statement reprinted in newspapers and peace officers' periodicals that "Everybody is for strict law enforcement unless they are the violators."

He also expressed in print the thought: "It looks like an honest officer who does his sworn duty cannot be re-elected. Every person he arrests fights him in the next election, and the number grows each year until there are more people arrested, including relatives, than there are people who haven't been arrested." He said that every honest citizen arrested for speeding or traffic violations thought they ought to be turned loose but were insistent on convicting the other fellow.

**Active In-Politics**

Green has been very active in

there for 12 of the last 46 years. He was always courteous and respectful.

Green also experienced long and deep sorrow in his home. His first wife was ill many months before her death from an incurable malignancy.

**Once Robbed Present Sheriff**

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It was also recalled that Perry once robbed the Elliottville store of Curt Lewis, who was sworn in as sheriff Tuesday. That charge was not prosecuted when Perry joined the army. But he didn't last long in the armed services and continued in crime, according to police records.

Green's wife said her husband was preparing to eat supper when the call came to serve the warrant on Perry. "Keep everything hot, I'll be back in a few minutes," he said as he went out the door.

As was his custom he waved to his 79 year old mother sitting in the window of her home next door on extended Wilson Avenue. Members of the family said it was heart-rending to tell the wife and mother a few minutes later that Sam had been killed.

The immediate removal of Perry to Winchester was probably a timely decision, because resentment started mounting when news of the shooting spread and details reshaped.

County officials thought Green was the first Rowan sheriff to be killed while in office in the county's 107 year old history.

Last peace officer to be slain in the county was City Policeman Les Ward who met his death about 20 years ago while pursuing a violator on Christy Creek.

Funeral services for Sheriff Green will be conducted this (Thursday) afternoon at 2 o'clock at Clearfield Church of God Tabernacle with Reverends Ted Greene and Charles VanSant officiating. Interment will follow in Lee Cemetery with Masonic graveside rites.

The remains will lie in state at Stucky McBrayer Funeral Home until an hour before the funeral.

Mr. Green was 59 years of age, being born in Elliott County Dec. 15, 1902, son of the late Robert K. Green and Minnie G. Green who survives.

He also leaves his wife, Mrs.

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Beulah Green, and the following two sons and four daughters: Sam Green, Jr., Houston, Texas; Jimmie Green, Mrs. Leona Warren and Mrs. Mavis Ellington, Morehead; and Mrs. Shirley Trent and Mrs. Janice K. Early, Riverside, Calif.

There are two surviving brothers, John Green of Morehead and Harry Green, Asiland. He also leaves 13 grandchildren.

Mr. Green was a member of the Kentucky Sheriff's Association and the Masonic Lodge.

Casket bearers at this afternoon's funeral are: Chester Robinson, Alfred Ellis, Buck Jones, Marland Crayford, Glenn W. Lane and Ruford Hardin.

Honorary bearers include: Bill Bowman, Callis Coyle, Thomas R.

Burns, Ed Hall, Curt Lewis, Erna Thompson, B. G. Brammell, Eldon T. Evans, Wilburn Adkins, John Barker, Custer Ramey, Prof. William Caudill, Tommy Combs, Ray Lytic, Joe McBrayer, Stone Jackson, Joe Mauk, Robert Workman, L. Leslie Pyle, Rex Luther Bradshaw, Nathan Workman, Willie Caudill.

Other honorary bearers: John C. Eldridge, E. E. Kennard, Homer Adkins, J. L. McMakin, Ray Hardin, Dennis Fratey, Monroe Wicker, Wm. C. Ferguson, L. H. Fratey, Arnold Pack, Sgt. Heninger, Carl Glass, Dwight Pierce, Carl Johnson, W. E. Crutcher, Claude Brown, Keith Ma, employees of Union Grocery Co. and members of Morehead Lodge No. 651 F&AM.

**THE CHURCH OF CHRIST**  
Meets At  
**225 Second Street**  
Morehead, Kentucky

Sunday School	10:00 A. M.
Sunday Worship	11:00 A. M.
Sunday Evenings	4:30
Wednesday Evenings	7:00

**DON FLATT, Minister**  
Hear "The Voice of Truth" over WMOR each Wed.—7:15 a. m.



**Woman Walks to Moon!**

In her adult lifetime, the average American woman walks as far as the distance from Earth to the moon! Make you tired just to think of it? To avoid needless, extra steps when you're already busy enough, do your banking with us by mail—forms are free.



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In Kentucky, One Year \$1.50  
In Kentucky, Five Years \$15.00  
Outside Kentucky, One Year \$4.00  
Outside Kentucky, Five Years \$17.50

MORNING, JANUARY 11, 1962 Number Two

## Home Of Mrs. Flamery Hit By Night Fire

The home of Mrs. Ray Flamery, 3rd Street, in Morehead was virtually destroyed by fire about 10:15 Friday morning. The Morehead Fire Department arrived to contain the blaze, well past midnight. The alarm was sounded to the top floor, however, no flames were observed by inside hose water.

Mrs. Flamery was visiting in town at the time, but a son was at the home.

Other fire alarms Sunday: Car belonging to Ted and Louise, 3rd Street, burning; motor and front damaged.

Jan. 9 Calvin Wells, automobile in Thomas Adiphan, Warming, med. out, engine damaged.

Jan. 9 Second floor, Lotts Hall, Menard State College, burning; slight damage.

# Death Penalty Will Be Sought For Murderer Of Sheriff Sam Green



Photo, Courtesy, Lexington Herald KILLED SHERIFF—Orville Cecil Perry, 23, center, is shown in the Winchester jail shortly before he was brought to Morehead where he would stand trial for the murder of Sheriff Sam Green. To left is State Trooper George Mayberry while Jailer Skinner is on the right. The death penalty will be sought for Perry when he is placed on trial probably in Hazard County, officials thought they may be unable to get an unbiased jury in Rowan County, which covers the parcel will be drawn in a nearby county or the trial moved to another county, state officials charged a remorse over the murder and also hoping Morehead Police Officer Carl Johnson, Green met instant death six hours before his four year term as sheriff was to have ended.

## J.S. Loan Of \$215,000 Goes To Morehead

Morehead State College has been awarded a \$215,000 loan by the federal housing and home finance administration. Student housing project Alton Moran has an interest.

The funds will be used to build 20,000 sq. ft. for 20 student families. The loan project will consist of two apartment buildings containing 16 one-bedroom and 16 two-bedroom duplexes. Plans for design will be similar to the 80-unit Lakeside Terrace which was constructed with the aid of a previous college housing loan.

The new housing will be used to replace 21 existing units considered surplus for the area. Dr. Moran said, which is feasible for modern and complete housing for all marital plans.

## Charge Orville Cecil Perry With Slaying

The Commonwealth will ask the district judge for Orville Cecil Perry for slaying Sheriff Sam Green Dec. 31, six hours before the Rowan County officer would have ended his four year term.

Commonwealth Attorney Elijah M. Houser said this morning he would commit the jury for the death penalty.

At 10:15 p.m. 38 year old Perry, father of six children, waived extradition trial and did not request legal counsel before Judge Wilford Flamery, bound over to the grand jury of the March term of Circuit Court, he was returned to the Morehead jail.

The grand jury returned a indictment charging Perry with the murder of Sheriff Sam Green, Sheriff of Rowan County, who died at 4:45 p.m. Saturday when he was shot in the chest while on duty. The victim was shot in the back.

### Admits Shooting

Perry admitted a statement admitted that he shot Green when he was alone in the jail cell at 10:15 p.m. in West Morehead. Green was serving a warrant issued by Perry's mother-in-law, Mrs. Zola Stafford. She said that Perry is a drunkard, stupor, beat up his wife and family and they had taken refuge at her Chevrolet home.

Mrs. Perry said the six children have been receiving welfare payments from the state.

At Perry's trial, one of his adult sons, a convict on convictions of armed assault and robbery, said he saw Green had arrested him many times previous.

Under Kentucky law the death sentence can only be meted by a jury if the murder was pre-meditated.

Law firms are being whether they planned to kill Green, Alton Moran, Sheriff and a Morehead police officer Carl Johnson, tried to serve the warrant. He threatened them with the fatal shot was fired from a double shotgun.

### Police Officer Injured

The police officer, Alton Moran, who was shot in the back, was taken to the hospital. He is expected to recover.

The shooting occurred at 10:15 p.m. in West Morehead. The sheriff was on duty and the police officer was on duty. The shooting was the result of a dispute over a warrant.

The sheriff was shot in the back and the police officer was shot in the arm. The sheriff was taken to the hospital and the police officer was taken to the hospital. Both are expected to recover.

## Coroner Probes Death Of Farmer Found Dead In Creek

A 65 year old retired North Park, Ga., farmer, Clarence Foston, was found dead in a creek near Morehead Sunday afternoon. The coroner, Buck Jones, reported the findings after an autopsy. The body was found in a creek near Morehead and the autopsy findings indicated that the farmer had been suffering from a heart attack when he died.

Mrs. Foston and daughters, 14 years old, who lived in the farm house, were not present when the body was found. The body was found in a creek near Morehead and the autopsy findings indicated that the farmer had been suffering from a heart attack when he died.

After receiving a little more than a year ago Foston moved to a home in Home Street, across from the city station of Morehead. His wife is blind.

Foston had his home destroyed when the family he was coming up town.

## Bad Weather Delays Work On Hospital

Construction workers for Morehead's new hospital, Green and Aitcheson, have moved equipment to the site on Monday. The delay is due to bad weather.

The workers expect to complete the hospital by Thanksgiving. The new hospital will be a 40 bed facility.

## J. Kelly Proposes

... ..

**Sheriff Green —**

(Continued From Page One)

is maybe killed and I'm shot. Send ambulance. Send help fast. I'm going to try to make it to a doctor."

This call set up a procession of speeding police cars and sirens.

**City Owned —**

(Continued From Page One)

About 18 months ago the council advertised the property, specifying no offer of less than \$45,000 would be considered. No bids were received.

The new order varies in these respects: (1) No minimum is placed on the bids, but council reserved the right to reject any or all; and (2) It will be offered as a whole, in four tracts or two tracts.

City Attorney Thomas R. Burns said he was drawing the sale ordinance, but deadline for the bids had not been agreed or set. It will be advertised in this news paper.

Looking up for Morehead Attorney B. C. Brammell.

Monday — city council named Brammell police judge.

Tuesday — George I. Cline announced Brammell would occupy his law offices in Chalkers Building and pick up Cline's practice.

Wednesday — Morehead Municipal Housing Commission employ of Brammell, on retainers, as its attorney.

State Police dispatched all available men from the district bar within a mile east of Morehead, while the remaining five city policemen were quickly notified by radio and phone. Meanwhile State Police started calling men who were off duty who live in Morehead.

The shots had in the meantime, attracted nearly everybody in West Morehead and the streets were lined.

State and city police thought when they first arrived that Perry was holed up in the house. Green's body could be seen lying in the doorway.

The house was surrounded, and the crowd ordered back. But, the spectators kept increasing.

**Hid In Dog House**

Some unidentified person called up to a police officer with the information: "I saw a movement in Lon Adkins' wood house as I came by. I'll bet he's hid there."

Officers checked the wood shed, about 200 yards from the Perry home, and although they could see nothing moving it appeared that a man was hiding. One officer said he could see his eyeballs.

The outbuilding was surrounded, and Perry surrendered when the place was lit up as 10 or 15 police covered him.

Officers found Green's gun, stuck in Perry's waistband. The search also disclosed Perry had the sheriff's wallet containing \$78 in money. Sunday was the last day to pay taxes without penalty and it was surmised Green collected this, probably at his home, during the day. About \$7500 in tax collections and been locked in the office safe.

After his time Johnson, Perry apparently took time to grab Green's gun and snatch the wallet in his hip pocket.

Green's body was lying inside the kitchen door with his feet sticking out. Doctors said he died instantly with the charge, fired at six to 10 feet range, hitting him full in the chest.

After completing the radio call Patrolman Johnson somehow drove the city police cruiser to the office of Dr. Everett D. Blair. Following first aid he was taken by ambulance to the Lexington hospital.

**Taken To Winchester**  
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Perry didn't have anything to say when arrested but on his way to Winchester jail, 50 miles west, for safekeeping, he told officers the most a jury could give him was a life sentence and "I don't care because I've spent about all my life in jail anyhow." Officers said he showed no remorse.

"I've been in the federal pen, the state pen, in penitentiaries in Ohio and Texas and it don't matter, police said he relished in a matter of fact tone.

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Coke said he understood Perry had spent 10 to 11 of the last 20 years of his life in prison.

Courtroom records at Morehead reveal that Perry was charged with knocking Andy Lambert unconscious and rubbing him of \$50 in 1943. This happened at night on the corner of Main Street and

College Boulevard, opposite the former Will Hodge store, one of the busiest intersections of Morehead.

Lambert was seriously hurt and did not recuperate for some weeks. Hung juries resulted at two trials when the Commonwealth pushed for an armed robbery conviction, which could carry the maximum sentence. An armed robbery was later entered and Perry was sentenced to 10 years.

**Arrested Many Times**  
Hodge said he thought Perry served three or four years of the sentence before parole.

Convictions in federal court were on whiskey charges, while those in other states were for armed robbery, according to the Commonwealth Attorney.

Perry, known by his double given name of Draville Cecil, has been arrested for drunkenness and other charges many times. Coyte said he is a thin, tubercular looking individual.

Officers said Perry told them on the way to Winchester: "Sam Green arrested me three times and he had it coming to him." He later said he had nothing against Green and pointing to one of the officers continued: "It could just as well be you."

Perry is the father of six children, ranging in age from two to 15 years. Neighbors said he was a heavy drinker and dangerous as when drunk.

If Perry is bound over to the grand jury at Friday's examining trial, he could face a jury trial at the March term of Rowan Circuit Court.

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Under Kentucky law the sheriff cannot succeed himself and Green was successful in his race for county judge in 1939, serving until 1943.

He then sought the sheriff's post again, but lost by about 20 votes at the August, 1954 primary.

From 1953 until 1957 Green operated a hunting and fishing supply store at Morehead. He came back to run the sheriff's job in 1959, capturing the primary and general election by substantial majorities.

Last week he sought the county judge post but lost the primary nomination to Flammery by 48 votes in a four man race.

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Green's not strong opposition, every time he ran from whiskey and law violator elements. But, he always received a heavy vote in precincts such as Number 1 and 10, Morehead's weather district, and in several areas like Little Turkey, who liked the better farm hand. He also captured most of the women vote.

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He also expressed in part the thought: "It looks like an honest officer who does his swelter duty cannot be elected. Every person he arrests is his ship in the next election." Many there agree that that is not a completely true statement, but there are people who haven't been arrested. He said that every honest citizen arrested for speeding or traffic violations thought they could be let him home, but were released on conviction the other way.

**Active In Politics**  
Green has been very active in

Democratic politics since he first entered office. Among the reasons he has managed in Rowan County are: Congressman Joe B. Bates, Congressman John C. Watts, Senator Earle C. Clements, Senator Tom Anderson, President Truman, Adlai Stevenson and Harry Lee Waterfield.

He seldom had a vacation and was known as the officer "on call" 24 hours a day and 365 days a year.

**Justice Flammery said that there have been many officers they wouldn't have served the warrant on such a dangerous man, their last day in office they would've gone fishing. But, not Sam Green. He knew he was there till midnight and he did his duty as far as always did."**

Laughter, but talk and neighborhood gossip stories were absent in the courthouse Tuesday morning when Rowan County's newly cleared officials were sworn in. Sam Green was the subject of subdued conversation. Although some of the office holders in the courtroom differed from Green in political racing, he commanded their respect and his honest, hard work and determination to arrest people who violated the law were accepted as being an unchangeable part of the man who held office for 12 of the last 30 years. He was always courteous and respectful.

Green also experienced long and deep sorrow in his office. His first wife was all many months before her death from an incurable gallbladder.

**Once Robbed Present Sheriff**  
Patrolman Johnson said that Green commented as they were on their way to serve the warrant on Perry: "I've only got a leg."

Perry's lawyer in office and he's a tough customer. We'd better be careful."

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As was his custom he walked to his 29-year-old mother sitting in the window of her home next door on eastern of Wilson Avenue. Members of the family said it was heart breaking to tell the wife and mother a few minutes later that Sam had been killed.

The immediate removal of Perry to Winchester was probably a true situation because a recent mud started mounting when news of the shooting spread and details refreshed.

County officials thought Green was the first Rowan sheriff to be killed while in office in the county's 100 year old history.

Last peace officer to be slain in the county was City Policeman Les Ward who met his death about 20 years ago while pursuing a violator on Christy Creek.

Funeral services for Sheriff Green will be conducted by Thursday afternoon at 2 o'clock at Church of God Tabernacle with Reverend Ted Groene and Charles Van Sant officiating. Interment will follow in Lee Cemetery with Masonic grave side rites.

The remains will be in state at Streets, McBrayer, General Home until at hour before the funeral.

Mr. Green was 59 years of age, being born at Elliott County Dec. 12, 1902, son of the late Robert K. Green and Mamma G. Green who survives.

He also leaves his wife Mrs.

Benah Green and the following two sons and four daughters: Sam Green, Jr., Houston, Texas; Jim Louie Green, Muskogee, Warren; and Mrs. Mayis Ellington, Morehead, and Mrs. Shirley Trent and Mrs. Janice K. Harris, Riverdale, Calif.

There are two surviving brothers, John Green of Morehead and Harry Green, Asland, Ia. also leaves 13 grandchildren.

Mr. Green was a member of the Kentucky Sheriff's Association and the National Sheriff's Association. He was a Casket bearer at the interment of the funeral are: Chester Robinson, Carl Glass, Dwight Pierce, Alfred Edis, Buck Jones, Marshall, Earl Johnson, W. E. Crutcher, Crawford, Glenn W. Lane and Claude Boyd, Keith May, and Buford Harbin.

Honorary bearers include: Bill Johnson, members of Morehead Lodge No. 2742, O. A. S. W. G. O. L. A. M.

Burns, Ed Hill, Yarr Lewis, Fena Thompson, L. E. Brantlett, Edna T. Evans, Wilbert Adkins, John Barker, Custer Ramey, Prof. Wilham Caudill, Tommy Combs, Ray Lott, Joe Mettifer, Stone Jackson, Joe Mauk, Robert Workman, Ed Leslie, Dale Ray, Luther Reed, William Workman, Willie Caudill.

Other honorary bearers: John C. Adkins, R. E. Kennard, Homer Adkins, R. L. McManis, Ray Harting, Ernest J. Adams, Marlin Adams, H. H. Adams.

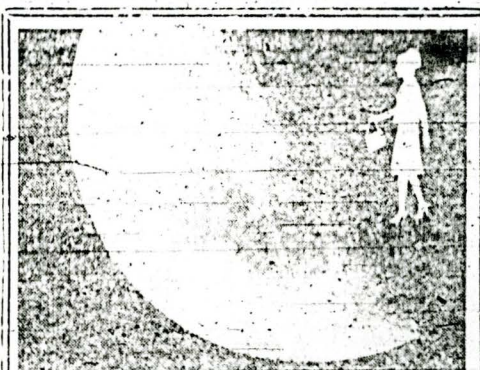
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**THE CHURCH OF CHRIST**  
Meets At  
**225 Second Street**  
Morehead, Kentucky

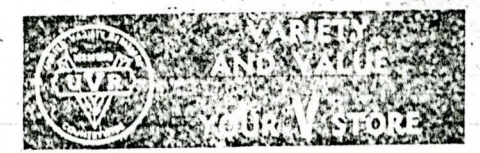
Sunday School	10:00 A. M.
Sunday Worship	11:00 A. M.
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Wednesday Evenings	7:00

DRON FLATT, Minister  
Hear "The Voice of Truth" over WMOR each Wed.—7:15 a. m.



**Woman Walks to Moon!**  
In her adult lifetime, the average American woman walks as far as the distance from Earth to the moon! Make you tired just to think of it? To avoid needless, extra steps when you're already busy enough, do your banking with us by mail—forms are free.

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42 x 36, PILLOW CASE  
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Go —  
— 1370 —  
OH — Grayson

**This Beautiful 3-BEDROOM STONE VENEER**

**County's County Judge**

### John Palmer May Have Visitors

John Palmer returned to his home in Morehead by ambulance Monday from St. Joseph Hospital, Lexington, where he has been confined since suffering a heart attack in early December. Mr. Palmer was on the critical list for several days and was unable to receive visitors. However, he has improved to such extent that he is able to be up for short periods, and can receive a limited number of visitors. Mrs. Palmer has been with her husband constantly.

## Speed Plans For Low Rent Housing

Details of Morehead's 20 units of municipal housing, a near half-million dollar, federally-financed project, unfolded today.

The Morehead Municipal Housing Commission reported, following a meeting yesterday evening —

✓ The construction contract will be let by March.

✓ Entrance to the 6½ acre site purchased from the late Luther Blair at rear of Little League Park will be from Thomas Addition on the west instead of Flemingsburg Road at the east.

Mayor Eldon Evans and Councilman Curt Hutchinson, who represent the city on streets, said the rights-of-way from the east were either unobtainable without condemnation suit or the asking price too high.

The housing will consist of an administration building and 15 duplexes of one, two, three and four bedrooms.

Commission Chairman W. E. Crutcher said he believed the units will be occupied by fall.

The rents will be governed by the combined family income, scaling upwards from around \$24 a month with utilities furnished. Families earning over \$3,000 a year are not eligible.

Persons living outside the city limits of Morehead will also not be eligible as little is vested with the city.

Legrand Jayne is executive secretary of the commission. Members, besides Crutcher, are: Hubert Allen, Myrtle Wolford and W. H. Rice. Mayor Evans is a member by virtue of his office.

The commission expressed conviction the first 20 units will be followed by at least 40 more within two or three years.

They were registered with the American Angus Association which has its principal office at St. Joseph, Mo.

# Sheriff Sam Green Slain Six Hours Before End Of Term; Policeman Injured

## Perry Shows No Remorse After Shooting, And Predicts He'll Get A Life Sentence

Officers who arrested and/or transported Orville Cecil Perry to Winchester for safekeeping Sunday evening said he showed no remorse over killing Sheriff Sam Green and wounding City Patrolman Carl Johnson. They quoted him as intermittently saying —

"I don't know whether Sam Green is dead, but I hope he is. I'm 38 years old and I've in the pen 14 years of my life. All they can give me is a life sentence and I don't care anyhow."

"Sam Green arrested me three times and led it coming. I think I also got Carl Johnson."

"They oughtn't to have tried to take me to jail. Nobody can do that."

Officers thought Perry was still partially under the influence of alcohol, although he seemed to sober up on the way to Winchester. He did not inquire of his wife and six children, but expressed hatred and contempt for policemen.

He is known by his full given name 'Orville Cecil'.

## Law Enforcement Version Of Green

The following news story concerning Rowan County Sheriff Sam Green, who was killed Sunday six hours before his term of office ended, first appeared in the Nov. 30 issue of the Rowan County News at Morehead. It has since been reprinted by a newspaper and law enforcement periodicals:

A man, who has been sheriff of Rowan County two terms (eight years) and county judge four years today ruefully made this statement:

"Everybody is for strict law enforcement unless they are the violator."

Sheriff Sam Green said most people in their own minds honestly thought they ought to be turned loose and the other fellow prosecuted.

Green lost in his bid for election as county judge, an office he also previously held. He said many people he had arrested as sheriff or fined in his court as judge voted and worked against him.

"It's the price of being a good, and honest public official," Green declared.

Sheriff Green said he knew that many elected officials thought the best way to play politics and get re-elected is "to turn most everybody loose."

"Unfortunately," he added, "there is evidence they may be right."

"A citizen is arrested and the arresting officer turns him loose, or the judge dismisses the case," Green added. "When election time rolls around that (good) citizen votes for the man who turned him loose or took care of him in court."

Green said he knew, from experience, this practice is growing in many Eastern Kentucky counties and "if the really honest citizens don't do something about it, other public officials will turn more and more, to the practice or they won't be re-elected."



Sam Green ... fatally shot Sunday.

The sheriff said in three area counties the record will show that 96, 94 and 94 per cent, respectively, of local people arrested by State Police were turned loose by the judge.

Green said he had been aware of this condition for some time, but did not speak out after the primary because people would have thought it was "sour grapes."

"But, now that the primary was six months ago, and my term expires in January, I feel it my duty to warn the people that this thing is dangerous and can mushroom."

"Why, I have been at meetings with other sheriffs and county judges and they told me that they could never get re-elected unless they turned most of the violators loose," and some admitted this missing charges against people in the same family six or seven times.

"They said, these people were mighty handy to have around on election day," Green said.

## Charge Orville Cecil Perry With Shooting

A man who has spent most of his adult life in prison killed Rowan County Sheriff Sam Green and narrowly missed murdering City of Morehead Patrolman Carl Johnson Sunday evening.

Green was killed instantly victim of a shotgun blast at 5:50 p.m. or about six hours before his four-year term ended. His last official act ended in death at the hands of an alcohol-soaked desperado who later boasted he had no regrets.

Orville Cecil Perry, 38, native Moreheadian squeezed the trigger that killed the sheriff almost instantly. The ex-convict quickly reloaded the single shot 20 gauge gun and would have added Patrolman Johnson as another victim except for a near miracle.

Perry was rushed to a Winchester jail for safekeeping. County Judge W. C. Flannery set his examining trial for 10 o'clock tomorrow (Friday) morning at Morehead.

The alleged murderer surrendered so quickly when state and city police and sheriff deputies found him crouching in a neighbor's back yard woods shed. Arresting officers said Perry feigned drunkenness when handcuffed, but wasn't so intoxicated as he acted.

Johnson Recites Details

Chief of Police Callis Coyle gave this version of the accident after talking with Patrolman Johnson, a patrol at St. Joseph Hospital, Lexington.

Mrs. Zora Stafford, mother-in-law of the accused murderer, blamed the courthouse Monday afternoon with a report that Perry had beat up his family, including her daughter, and they had taken refuge at Mrs. Stafford's home in Morehead. She said Mrs. Perry and the children were afraid to return home.

Trial Judge Henry Cox then issued a warrant charging Perry with drunkenness and disorderly conduct and delivered the warrant to City Hall. Coyle explained it was customary for the county judge's office to send warrants of this nature to City Hall as the radio in the sheriff's official car was tuned to Morehead's two way radio police calls.

Patrolman Johnson phoned Sheriff Green and they made an arrangement to meet at Johnson's home on Main Street, across from Rowan Motor Sales about four blocks from Perry's home.

Johnson and Green met and proceeded to the Perry home, a frame residence on Lexington Street between Main and the C&O Railroad tracks in West Morehead.

Coyle related that Johnson told him they heard Perry moving around in the house and tried to persuade him to surrender, but Perry refused and made threats.

Johnson then covered the front of the home while Green was at the rear. Johnson said he heard Green talking to the ex-convict and came to the rear of the home but the sheriff motioned him back to the front.

Johnson told Coyle that when he saw a shot after returning to the room he pulled his gun and rushed around the side of the home.

"Just as I came into view at the door he cut down on me," Coyle told the policeman as saying

Hits Policeman's Gun

The shotgun was fired at Johnson from a distance of eight feet and his police pistol probably saved his life.

The blast hit a small portion of the corner of the house and would

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### Fraleigh Purchases 5 Aberdeen-Angus

L. H. Fraleigh, Morehead, recently purchased five Aberdeen-Angus cows from Joe McBrayer, Morehead.

They were registered with the American Angus Association which has its principal office at St. Joseph, Mo.

## Mrs. Ethel Kessler, Best Known Rowan County Woman, Claimed At 76; Had Been Ill Five Years

Rowan County's best known, and



Rowan county has produced many men who have played an important part in the development of the eastern section of the state and men who have served their county, state and nation well in various capacities, but we do not believe that at any time the county presented such an array of worthwhile citizenry as



County Judge C. E. Jennings

its county officials as those that are at the helm in the good year of 1934.

Charles E. Jennings is serving his first term as County Judge after several years of service to his county in various capacities. Judge Jennings was born in this county in 1904 and married Miss Wynona Atchison. He is a staunch republican and is always active in its party affairs. Attended State Teachers College and taught for a number of years in the county schools. Served as Circuit Court Clerk, 1928-31. He is a member of Morehead Lodge



Circuit Clerk Joe McKinney

graduate of Georgetown College and the State Teachers College.

Stepping across the hall we find a man and wife giving efficient service to the taxpayers in the County Clerk's office. C. Vernon Alfrey, chosen by the republicans to look after this branch of the county government has chosen his wife, Mrs. Chloie Alfrey as his chief deputy and they are making a good job of it. Clerk Alfrey was



County Clerk C. Vernon Alfrey

at Coxwell this county in 1897 and after early schooling at the Alfrey school and later at the Morehead Normal and the Baltimore, Md. college largely completed in the various counties along the railway line. He is a member of Morehead Lodge

Well, if you do happen to get a bill in Rowan you will have a genial host in the personage of S. F. Stampert. Rowan county Jailer "Uncle Sam" was born at Whitt, Elliott county, but has been a citizen of Rowan for more than thirty years. He is another republican and lives on Second street. Has a wife and ten grown children. He has spent his entire life on the farms of Rowan and Elliott coun-



Treasurer D. C. Caudill

Banks of Morehead and Sandy Hook is the keeper of the exchequer of the county. Mr. Caudill is also treasurer of the Kentucky State Bankers association and a safe man to entrust money with.

The legal interests of the county are well taken care of by W. F. Proctor, as County Attorney. Besides having many diversified interests Captain Proctor is a law practicing attorney and one of the staunchest boosters for a good Morehead and a better Rowan county, as we have found during our two months' stay. Attorney



Sheriff Nort Max

Proctor was born in Rowan county in 1880 and attended the State Normal at Morehead. He served in the U. S. Army during World War I.

He is a member of the Grand Lodge of the Odd Fellows and the Grand Chapter of the Royal Arch Chapter. He is also a member of the Grand Council of the Knights Templar and the Grand Council of the Shrine Temple.



Jailer S. S. Stamp

in France. He was assigned to the French air corps and was First Sergeant.

Rowan County is represented in the State Legislature by Tackett, Bate and Rowan 19th district and Mr. Tackett chosen by a good majority last election. He is a Democrat but has been a Republican for some time. Formerly engaged in the banking business. He married Annette Lewis of Morehead and is a member of Morehead No. 694 A. F. & A. M.

School affairs of the county are very pleasantly handled by Mr. Roy C. Stewart who has been



School Superintendent Roy C. Stewart

Stewart was born in Rowan county in 1890 and attended the State Normal at Morehead. He served in the U. S. Army during World War I. He is a member of the Grand Lodge of the Odd Fellows and the Grand Chapter of the Royal Arch Chapter.



appointed to County Jail.

*February 20, 2007*

*Dear Jack,*

*Here are the clippings that my brother Don says you might find useful. Sorry I don't have more to offer. My brother C.B. was the radio operator that night, and had talked with Uncle Sam before he left to make that call.*

*Hello to Janice!*

*Regards,*

*Minnie Grace*

SAM GREEN'S NIECE & AUNT

MINNIE GRACE

DOH GREEN

upper Thomas Addition.  
Mayor Evans reported an option has been taken from property owners to widen the street to HHA specifications.

#### Project Expedited

Crutcher thought the housing units may be finished in time for occupancy this year and said the holdups is apparently in architect-engineering plans.

W. L. Jayne is administrator for the Commission.

Evans said, "Jayne was the ideal choice on this important committee because he knows all about, and helped originally develop the plans and project."

Rents will be based on income. Families with gross income of over \$3,600 will not be eligible. The renters must also be bona-fide residents (within city limits) of Morehead as title to the property is vested in the Commission, a subsidiary of city government.

## Registration Is Light In Rowan County

New voter registration, probably because of lack of interest, has been extremely light in Rowan County since the November election.

The registration books close for the May primary at midnight Saturday.

Rowan Clerk Ottist W. Elam said new registrations are: Democrats 35, Republicans 18, Independents 3.

Voters will stencil two races in May — U.S. Senator and U.S. Representative.

Incumbent Republican Thruston Morton is expected to receive the nomination easily, while the GOP will likely have minor interest in the Representative nomination.

Principal race appears to be between Harry King Lowman and Lt. Governor Wilson W. Wyatt for the Democratic nomination for the Senate and the right to oppose Morton in November.

Wyatt is backed by Gov. Bert Combs and the state administration. Lowman has the blessing of former governors A. B. Chandler and Earle C. Clements.

Incumbent Congressman Carl D. Perkins (D) has already announced. Jerry Ringo, Frenchburg, and others, will oppose Perkins for the Democratic nomination.

## Rosa Belle Fultz, 56, Is Claimed

Funeral services for Mrs. Rosa Belle Fultz will be conducted Saturday afternoon at 1 o'clock at Bowen Chapel in Carter County, followed by burial in Fultz cemetery.

Mrs. Fultz passed away Tuesday at age 56 at her Upper Tygart home.

She was a native of Elliott County being born June 5, 1905, daughter of J. C. Thompson and the late Nancy Jane (Stevens) Thompson.

In 1921 she married Russell Fultz. Besides her husband and father there are three surviving sons and three daughters: Woodrow Fultz and Mrs. Myrtle Logan, Columbus, O.; Ernest Fultz, New Castle, Ind.; James Fultz, Morgantown, W. Va.

(Continued on last page, this section)

THE CITIZENS BANK

MOREHEAD, KY.

104 2 100 76 21

## Jury Deadlocks In Murder Trial Of Sheriff Green

### Final Vote Shows 9 For Electric Chair

A Rowan County jury, composed primarily of business and professional men, deliberated about five hours Friday in the case of Orville Cecil Perry, 33, charged with the Dec. 31 murder of Sheriff Sam Green, before being dismissed by Judge John J. Winn as hopelessly deadlocked.

Court officials said the jury, on the first vote, stood eight for the electric chair and four for a life sentence. One juror changed his mind to make the final count nine for the supreme penalty. Three refused to budge. (All had been qualified by the state for the death penalty.)

The case is set for re-trial at the May term.

Green, whose term of office

would have ended six hours after his death, was hit by the full blast from a 12 gauge shotgun. Perry also shot City Patrolman Carl Johnson who accompanied Green to serve a warrant on Perry at his West Morehead home.

Perry took the stand in his own defense and —

✓ Said he had been drinking heavily all day and had a fight with his wife.

✓ Denied he ever had anything against the sheriff and hadn't boasted he was going to "get Sam Green."

✓ Said he did not recognize the sheriff's voice and thought somebody was playing tricks on him.

✓ Admitted kicking open the rear door (at which Green stood) and shooting the sheriff at almost point-blank range. But, he maintained he didn't know the man was Sam Green. (Perry had been arrested several times previously by Green.)

✓ Admitted shooting the city policeman.

Perry's defense, throughout, was that he was in a drunken stupor and didn't know what he was doing. His court-appointed attorney, James E. Clay, dwelled heavily on this in his charge to the jury. Clay told the jurors the man was too drunk to premeditate murder. (Under Kentucky law the death sentence can only be given for premeditated murder.)

### Hogge Asks Death Penalty

Commonwealth Attorney Elijah M. Hogge, who made an impassioned speech for the death penalty, introduced many witnesses in an effort to show that Perry planned killing the sheriff. His evidence included —

✓ Testimony by a former jailer of Fleming County that Perry, while a prisoner there in October, said he was "going to get Sam Green if he crosses my path."

✓ Evidence by State Policemen that Perry told them he was glad he had killed Green. (This was while he was being taken to Winchester jail for safekeeping, shortly after the shooting.)

✓ Evidence that Perry told Green he would shoot him if he tried to serve the warrant or enter the home. (Perry admitted he made such a statement, but said he didn't think it was Green outside the door. This was basically the evidence that probably caused eight, or nine, of the jurors to vote the supreme penalty and three, or four, to refuse.)

Since there was never any question of guilt the opposing attorneys based their questions and arguments on the "premeditation" instruction.

Thus, the deadlocked jury was a victory for Perry, and the defense.

Over 100 extra jurors were summoned. Court officials doubt

(Continued on last page, this section)

## Whitt Trial Continued To May Term

Trial of Emory Whitt, charged with the Nov. 28 murder of his brother-in-law, Roy Christian, has been continued in Rowan Circuit Court until the May term.

Whitt said he lightly struck Christian after he had twice come to his (Whitt's) home in a drunken condition.

Christian's family found the body in a car parked at their home the next morning.

A jury fined Roy "Tots" Day \$500 on conviction of shooting and wounding James Arthur Fielding with intent following an altercation at the former VFW Club, about two miles east on U.S. 60.

This fracas touched off several local option fights and Judge John J. Winn padlocked the building and another place nearby charged with selling beer and whiskey.

A young Negro, Johnny Story, was given a two year penitentiary

(Continued on last page, this section.)

## Pelphrey Opens New Store Friday In Morehead

J. H. Pelphrey, Jr., has purchased the Kiddie 'n' Kollege Shop on Main Street (between the Monarch Supply and Young Hardware) from Mrs. Lydia Carter and will convert it into a men's and ladies ready to wear retail store.

The new business will be named "Pelphrey's."

J. H. Pelphrey, Jr. is no stranger to Morehead, having operated Pelphrey's Store, specializing in men's clothes, from 1908 through 1953. He has been in business elsewhere during the past eight years.

Mr. Pelphrey is a native of Paintsville where his father, J. H. Pelphrey, Sr., operates a retail store.

The new store opens tomorrow (Friday) morning by closing out the merchandise of the Kiddie 'n' Kollege Shop.

### Lowman To Speak Tuesday In M'head

State Representative Harry King Lowman, Democratic aspirant for the United States Senate, will speak by invitation, before the Rowan County Women's Club in the RCHS cafeteria Tuesday evening at 7:30.

Several guests have been invited.

Lowman, dean of the Kentucky House and its floor speaker three terms, is a graduate of Morehead State College where he was a star athlete. He is running against Wilson W. Wyatt in the May primary.

### Representative To Assist Veterans

Roy M. Cain, contact representative of the Kentucky Disabled Ex-Servicemen's Board, will in the Kentucky Employment Office in Morehead Wednesday, April 4, for the purpose of aid and assisting veterans and their dependents in filing and prosecuting claims for benefits to which they may be entitled from the



BEGINNING OF NEW ERA entering the Citizens Bank President Glenn W. Lane, VI State College President Adm

## Hundreds Visit Morehead Saturday, Dedicated House, Dedicated

They came and came and then more came.

That just about describes the open house and dedication of new Citizens Bank Building Morehead Saturday from 10 to 4 o'clock.

The visitors toured the floor-to-ceiling main floor everywhere. They admired the more congratulatory flowers, friends of the bank, business places and financial associates.

The Board of Directors and officers were hosts. Lady players served cake and punch and everybody received gifts and souvenirs ranging from orchids, packaged needles to key chains to savings accounts for four lucky winners.

Town, county and area residents were joined by "big shot" Kentucky names in banking, business and government.

Among the scores of floral arrangements was a large, eye-catching plant covered with orchids that must have cost the hundreds of dollars. This was

## Sheriff Green ---

(Continued From Page One)

is maybe killed and I'm shot. Send ambulance. Send help fast. I'm going to try to make it to a doctor."

This call set up a procession of speeding police cars and sirens.

## City Owned ---

(Continued From Page One)

About 18 months ago the council advertised the property, specifying no offer of less than \$45,000 would be considered. No bids were received.

The new order varies in these respects: (1) No minimum is placed on the bids, but council reserved the right to reject any or all; and (2) It will be offered as a whole, in four tracts or two tracts.

City Attorney Thomas R. Burns said he was drawing the sale ordinance, but deadline for the bids had not been agreed or set. It will be advertised in this newspaper.

looking up for Morehead Attorney B. G. Brammell.

Monday — city council named Brammell police judge.

Tuesday — George I. Cline announced Brammell would occupy his law offices in Chakeres Building and pick up Cline's practice. Cline accepted a U.S. attorneyship.

Wednesday — Morehead Municipal Housing Commission employed Brammell, on retainers, as its attorney.

State Police dispatched all available men from the district barracks, a mile east of Morehead, while the remaining five city policemen were quickly notified by radio and phone. Meanwhile State Police started calling men who were off duty who live in Morehead.

The shots had, in the meantime, attracted nearly everybody in West Morehead and the streets were lined.

State and city police thought when they first arrived that Perry was holed up in the house. Green's body could be seen lying in the doorway.

The house was surrounded, and the crowd ordered back. But, the spectators kept increasing.

### Hid In Dog House

Some unidentified person sidled up to a police officer with the information: "I saw a movement in Ison Adkins' wood house as I came by. I'll bet he's hid there."

Officers checked the wood shed, about 200 yards from the Perry home, and although they could see nothing moving it appeared that a man was hiding. One officer said he could see his eyeballs.

The outbuilding was surrounded and Perry surrendered when the place was lighted as 10 or 15 police covered him.

Officers found Green's gun stuck in Perry's waistband. The search also disclosed Perry had the sheriff's wallet containing \$518 in money. (Sunday was the last day to pay taxes without penalty and it was surmised Green collected this, probably at his home, during the day. About \$7,000 in tax collections had been locked in the office safe.) After shooting Johnson, Perry apparently took time to grab Green's gun and snatch the wallet in his hip pocket.

Green's body was lying inside the kitchen door with his feet sticking out. Doctors said he died instantly with the charge, fired at six to 10 feet range, hitting him full at the chest.

After completing the radio call Patrolman Johnson somehow drove

College Boulevard, opposite the former Will Hogge store, one of the busiest intersections of Morehead.

Lambert was seriously hurt and did not recuperate for some weeks.

Hung juries resulted at two trials when the Commonwealth pushed for an armed robbery conviction, which could carry the maximum sentence. An agreed plea of robbery was later entered and Perry was sentenced to 10 years.

### Arrested Many Times

Hogge said he thought Perry served three or four years of the sentence before parole.

Convictions in federal court were on whiskey charges, while those in other states were for armed robbery, according to the Commonwealth Attorney.

Perry, known by his double given name of 'Orville Cecil' has been arrested for drunkenness and other charges many times, Coyle said. He is a thin, tubercular looking individual.

Officers said Perry told them on the way to Winchester: "Sam Green arrested me three times and he had it coming to him." He later said he had nothing against Green and pointing to one of the officers continued: "It could just as well been you."

Perry is the father of six children, ranging in age from two to 15 years. Neighbors said he was a heavy drinker and dangerous when drunk.

If Perry is bound over to the grand jury at Friday's examining trial, he could face a jury trial at the March term of Rowan Circuit Court.

Sheriff Green, a native of Elliott County, was unknown in courthouse and political circles until 1945 when he ran surprisingly strong as a newcomer to capture the sheriff's office.

Under Kentucky law the sheriff cannot succeed himself and Green was successful in his race for county judge in 1949, serving until 1953.

He then sought the sheriff's post again, but lost by about 20 votes

Democratic politics since he first entered office. Among the primary and/or general election campaigns he has managed in Rowan County are: Congressman Joe B. Bates, Congressman John C. Watts, Senator Earle C. Clements, Senator Tom Underwood, President Truman, Adlai Stevenson and Harry Lee Waterfield.

He seldom had a vacation and was known as the officer "on call 24 hours a day and 365 days a year."

Judge Flannery said: "If it had been many officers they wouldn't have served that warrant on such a dangerous man their last day in office. They would've gone fishing. But, not Sam Green. He knew he was sheriff until midnight and he did his duty as he always did."

Laughter, loud talk and neighborhood gossip stories were absent in the courthouse Tuesday morning when Rowan County's newly elected officials were sworn in. Sam Green was the subject of subdued conversation. Although some of the office holders in the courthouse differed from Green in political races, he commanded their respect, and his honesty, hard work and determination to arrest people who violated the law were accepted as being an unchangeable part of the man who held office there for 12 of the last 16 years. He was always courteous and respectful.

Green also experienced long and deep sorrow in his home. His first wife was ill many months before her death from an incurable malignancy.

### Once Robbed Present Sheriff

Patrolman Johnson said that Green commented as they were on their way to serve the warrant on Perry: "I've only got a few hours longer in office and he's a tough customer. We'd better be careful."

It was also recalled that Perry once robbed the Elliottville store of Curt Lewis, who was sworn in as sheriff Tuesday. That charge was not prosecuted when Perry joined the army. But, he didn't

Beulah Green, and the following two sons and four daughters: Sam Green, Jr., Houston, Texas; Jimmie Green, Mrs. Leona Warren and Mrs. Mavis Ellington, Morehead; and Mrs. Shirley Trent and Mrs. Janice K. Early, Riverside, Calif.

There are two surviving brothers: John Green of Morehead and Harry Green, Ashland. He also leaves 13 grandchildren.

Mr. Green was a member of the Kentucky Sheriff's Association and the Masonic Lodge.

Casket bearers at this afternoon's funeral are: Chester Robinson, Alfred Ellis, Buck Jones, Marland Crawford, Glenn W. Lane and Ruford Hardin.

Honorary bearers include: Bill Bowman, Callis Coyle, Thomas R.

Burns, Ed Hall, Curt Lewis, Erna Thompson, B. G. Brammell, Eldon T. Evans, Wilburn Adkins, John Barker, Custer Ramey, Prof. William Caudill, Tommy Combs, Ray Lytle, Joe McBrayer, Stone Jackson, Joe Mauk, Robert Workman, Lt. Leslie Pyle, Rev. Luther Bradley, Nathan Workman, Willie Caudill.

Other honorary bearers: John C. Eldridge, N. E. Kennard, Homer Adkins, R. L. McMakin, Ray Hardin, Glennis Fraley, Monroe Wicker, Wm. C. Ferguson, L. H. Fraley, Arnold Pack, Sgt. Henniger, Carl Sluss, Dwight Pierce, Carl Johnson, W. E. Crutcher, Claude Brown, Keith May, employees of Union Grocery Co., and members of Morehead Lodge No. 654 F&AM.

## THE CHURCH OF CHRIST

Meets At

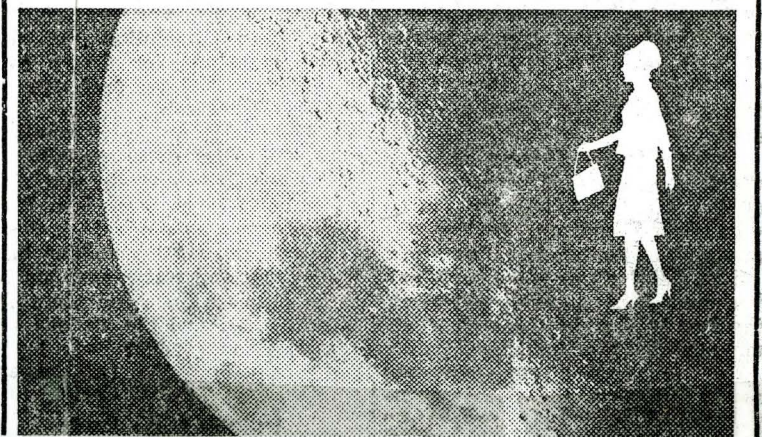
225 Second Street

Morehead, Kentucky

Sunday School	10:00 A. M.
Sunday Worship	11:00 A. M.
Sunday Evenings	4:30
Wednesday Evenings	7:00

DON FLATT, Minister

Hear "The Voice of Truth" over WMOR each Wed.—7:15 a. m.



## Woman Walks to Moon!

In her adult lifetime, the average American woman walks as far as the distance from Earth to the moon! Make you tired just to think of it? To avoid needless, extra steps when you're already busy enough, do your banking with us by mail—forms are free.

PEOPLES BANK  
OF MOREHEAD



the city police cruiser to the office of Dr. Everett D. Blair. Following first aid he was taken by ambulance to the Lexington hospital.

### Taken To Winchester

Lexington physicians thought this morning they could save Johnson's right hand, barring complications, with the exception of the index (trigger) finger. He will remain in the hospital for a week, or more, for examination and therapy.

Perry didn't have anything to say when arrested but on his way to Winchester jail, 50 miles west, for safekeeping, he told officers the most a jury could give him was a life sentence and "I don't care because I've spent about all my life in jail anyhow." Officers said he showed no remorse.

"I've been in the federal pen, the state pen, in penitentiaries in

at the August, 1953 primary.

From 1953 until 1957 Green operated a hunting and fishing supply store at Morehead. He came back to re-win the sheriff's job in 1957 capturing the primary and general election by substantial majorities.

Last year he sought the county judge post but lost the primary nomination to Flannery by 158 votes in a four man race.

Even his political enemies admitted that Green was a fearless officer. He operated under one theory — the law was made to be enforced and everybody looked alike in his eyes.

Green met strong opposition every time he ran from whiskey and law violators elements. But, he always received a heavy vote in precincts such as Number 1 and 10, Morehead's wealthier district, and in rural areas like Little Brushy which has the better farm land. He also captured most of

last long in the armed services and continued in crime, according to police records.

Green's wife said her husband was preparing to eat supper when the call came to serve the warrant on Perry. "Keep everything hot, I'll be back in a few minutes," he said as he went out the door.

As was his custom he waved to his 79 year old mother sitting in the window of her home next door on extended Wilson Avenue. Members of the family said it was heart-rending to tell the wife and mother a few minutes later that Sam had been killed.

The immediate removal of Perry to Winchester was probably a timely decision, because resentment started mounting when news of the shooting spread and details reshaped.

County officials thought Green was the first Rowan sheriff to be

## Tobacco At

# LEAD

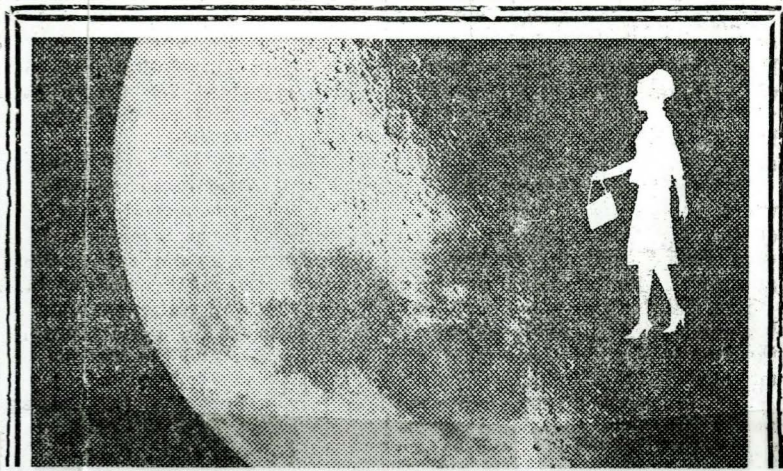
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# T SALES

V V

10:00 A. M.  
 Sunday School  
 Sunday Worship 11:00 A. M.  
 Sunday Evenings 4:30  
 Wednesday Evenings 7:00

**DON FLATT, Minister**  
 Hear "The Voice of Truth" over WMOR each Wed.—7:15 a. m.



## Woman Walks to Moon!

In her adult lifetime, the average American woman walks as far as the distance from Earth to the moon! Make you tired just to think of it? To avoid needless, extra steps when you're already busy enough, do your banking with us by mail—forms are free.

### PEOPLES BANK OF MOREHEAD



**VARIETY AND VALUE**  
**YOUR V STORE**

# CANNON

## Luxury

FINE MUSLIN

### SHEETS & PILLOW CASES

42 x 36 PILLOW CASE

Green also experienced long and deep sorrow in his home. His first wife was ill many months before her death from an incurable malignancy.

#### Once Robbed Present Sheriff

Patrolman Johnson said that Green commented as they were on their way to serve the warrant on Perry: "I've only got a few hours longer in office and he's a tough customer. We'd better be careful."

It was also recalled that Perry once robbed the Elliottville store of Curt Lewis, who was sworn in as sheriff Tuesday. That charge was not prosecuted when Perry joined the army. But, he didn't

and he had it coming to him." He later said he had nothing against Green and pointing to one of the officers continued: "It could just as well been you."

Perry is the father of six children, ranging in age from two to 15 years. Neighbors said he was a heavy drinker and dangerous when drunk.

If Perry is bound over to the grand jury at Friday's examining trial, he could face a jury trial at the March term of Rowan Circuit Court.

Sheriff Green, a native of Elliott County, was unknown in courthouse and political circles until 1945 when he ran surprisingly strong as a newcomer to capture the sheriff's office.

Under Kentucky law the sheriff cannot succeed himself and Green was successful in his race for county judge in 1949, serving until 1953.

He then sought the sheriff's post again, but lost by about 20 votes at the August, 1953 primary.

From 1953 until 1957 Green operated a hunting and fishing supply store at Morehead. He came back to re-win the sheriff's job in 1957 capturing the primary and general election by substantial majorities.

Last year he sought the county judge post but lost the primary nomination to Flannery by 158 votes in a four man race.

Even his political enemies admitted that Green was a fearless officer. He operated under one theory — the law was made to be enforced and everybody looked alike in his eyes.

Green met strong opposition every time he ran from whiskey and law violators elements. But, he always received a heavy vote in precincts such as Number 1 and 10, Morehead's wealthier district, and in rural areas like Little Brushy which has the better farm land. He also captured most of the women vote.

He was author of a statement reprinted in newspapers and peace officers periodicals that "Everybody is for strict law enforcement unless they are the violators."

He also expressed in print the thought: "It looks like an honest officer who does his sworn duty cannot be re-elected. Every person he arrests fights him in the next election, and the number grows each year until there are more people arrested, including relatives, than there are people who haven't been arrested." He said that every 'honest' citizen arrested for speeding or traffic violations thought they ought to be turned loose but were insistent on convicting the other fellow.

#### Active In Politics

Green has been very active in

The outbuilding was surrounded and Perry surrendered when the place was lighted as 10 or 15 police covered him.

Officers found Green's gun stuck in Perry's waistband. The search also disclosed Perry had the sheriff's wallet containing \$518 in money. (Sunday was the last day to pay taxes without penalty and it was surmised Green collected this, probably at his home, during the day. About \$7,000 in tax collections had been locked in the office safe.) After shooting Johnson, Perry apparently took time to grab Green's gun and snatch the wallet in his hip pocket.

Green's body was lying inside the kitchen door with his feet sticking out. Doctors said he died instantly with the charge, fired at six to 10 feet range, hitting him full at the chest.

After completing the radio call Patrolman Johnson somehow drove

the city police cruiser to the office of Dr. Everett D. Blair. Following first aid he was taken by ambulance to the Lexington hospital.

#### Taken To Winchester

Lexington physicians thought this morning they could save Johnson's right hand, barring complications, with the exception of the index (trigger) finger. He will remain in the hospital for a week, or more, for examination and therapy.

Perry didn't have anything to say when arrested but on his way to Winchester jail, 50 miles west, for safekeeping, he told officers the most a jury could give him was a life sentence and "I don't care because I've spent about all my life in jail anyhow." Officers said he showed no remorse.

"I've been in the federal pen, the state pen, in penitentiaries in Ohio and Texas and it don't matter," police said he related in a matter-of-fact tone.

The first official acts of County Judge Flannery were: (1) Signing a warrant charging Perry with Green's murder; (2) A warrant charging him with shooting and wounding (Policeman Johnson) with intent to kill; and (3) An order legally confining Perry to the Winchester jail. He set the examining trial for Friday morning on advice of Commonwealth Attorney Elijah M. Hogge.

Coyle said he understood Perry had spent 10 to 14 of the last 20 years of his life in prison.

Courthouse records at Morehead reveal that Perry was charged with knocking Andy Lambert unconscious and robbing him of \$37 in 1945. This happened at night on the corner of Main Street and

## Tobacco At

# HEAD

### oom Day

## T SALES KY

At 5:00 P.M.

1370 -

H - Grayson

## This Beautiful 3-BEDROOM STONE VENEER



from ...  
County's

ing bids had not been agreed or set. It will be advertised in this newspaper.

looking up for Morehead Attorney B. G. Brammell.

Monday — city council named Brammell police judge.

Tuesday — George I. Cline announced Brammell would occupy his law offices in Chakeres Building and pick up Cline's practice. Cline accepted a U.S. attorneyship.

Wednesday — Morehead Municipal Housing Commission employed Brammell, on retainers, as its attorney.

at the August, 1953 primary.

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County's



engineering plans.  
 W. L. Jayne is administrator for the Commission.  
 Evans said, "Jayne was the ideal choice on this important committee because he knows all about, and helped originally develop, the plans and project."  
 Rents will be based on income. Families with gross income of over \$3,600 will not be eligible. The renters must also be bona-fide residents (within city limits) of Morehead as title to the property is vested in the Commission, a subsidiary of city government.

## Registration Is Light In Rowan County

New voter registration, probably because of lack of interest, has been extremely light in Rowan County since the November election.

The registration books close for the May primary at midnight Saturday.

Rowan Clerk Ottist W. Elam said new registrations are: Democrats 35, Republicans 18, Independents 3.

Voters will stencil two races in May — U.S. Senator and U.S. Representative.

Incumbent Republican Thurston Morton is expected to receive the nomination easily, while the GOP will likely have minor interest in the Representative nomination.

Principal race appears to be between Harry King Lowman and Lt. Governor Wilson W. Wyatt for the Democratic nomination for the Senate and the right to oppose Morton in November.

Wyatt is backed by Gov. Bert Combs and the state administration. Lowman has the blessing of former governors A. B. Chandler and Earle C. Clements.

Incumbent Congressman Carl D. Perkins (D) has already announced: Jerry Ringo, Frenchburg, and others, will oppose Perkins for the Democratic nomination.

## Rosa Belle Fultz, 56, Is Claimed

Funeral services for Mrs. Rosa Belle Fultz will be conducted Saturday afternoon at 1 o'clock at Bowen Chapel in Carter County, followed by burial in Fultz cemetery.

Mrs. Fultz passed away Tuesday at age 56 at her Upper Tygart home.

She was a native of Elliott County being born June 5, 1905, daughter of J. C. Thompson and the late Nancy Jane (Stevens) Thompson.

In 1921 she married Russell Fultz. Besides her husband and father there are three surviving sons and three daughters: Woodrow Fultz and Mrs. Myrtle Logan, Columbus, O.; Ernest Fultz, New Castle, Ind.; James Fultz, Morehead.

(Continued on last page, this section)

tion must meet the contractor's estimates as the building progresses. Rowan, and area, citizens pledged \$289,000. The Foundation is expected to receive its first patient before the year is out. The Foundation is working with University of K Center to bring at least four specialists to Morehead.

## Jury Deadlocks In Murder Trial Of Sheriff Green

### Final Vote Shows 9 For Electric Chair

A Rowan County jury, composed primarily of business and professional men, deliberated about five hours Friday in the case of Orville Cecil Perry, 33, charged with the Dec. 31 murder of Sheriff Sam Green, before being dismissed by Judge John J. Winn as hopelessly deadlocked.

Court officials said the jury, on the first vote, stood eight for the electric chair and four for a life sentence. One juror changed his mind to make the final count nine for the supreme penalty. Three refused to budge. (All had been qualified by the state for the death penalty.)

The case is set for re-trial at the May term.

Green, whose term of office



Elijah M. Hogge sought death penalty



James E. Clay said client was drunk

would have ended six hours after his death, was hit by the full blast from a .12 gauge shotgun. Perry also shot City Patrolman Carl Johnson who accompanied Green to serve a warrant on Perry at his West Morehead home.

Perry took the stand in his own defense and —

✓ Said he had been drinking heavily all day and had a fight with his wife.

✓ Denied he ever had anything against the sheriff and hadn't boasted he was going to "get Sam Green."

✓ Said he did not recognize the sheriff's voice and thought somebody was playing tricks on him.

✓ Admitted kicking open the rear door (at which Green stood) and shooting the sheriff at almost point-blank range. But, he maintained he didn't know the man was Sam Green. (Perry had been arrested several times previously by Green.)

✓ Admitted shooting the city policeman.

Perry's defense, throughout, was that he was in a drunken stupor and didn't know what he was doing. His court-appointed attorney, James E. Clay, dwelled heavily on this in his charge to the jury. Clay told the jurors the man was too drunk to premeditate murder. (Under Kentucky law the death sentence can only be given for premeditated murder.)

### Hogge Asks Death Penalty

Commonwealth Attorney Elijah M. Hogge, who made an impassioned speech for the death penalty, introduced many witnesses in an effort to show that Perry planned killing the sheriff. This evidence included —

✓ Testimony by a former jailer of Fleming County that Perry, while a prisoner there in October, said he was "going to get Sam Green if he crosses my path."

✓ Evidence by State Policemen that Perry told them he was glad he had killed Green. (This was while he was being taken to Winchester jail for safekeeping, shortly after the shooting.)

✓ Evidence that Perry told Green he would shoot him if he tried to serve the warrant or enter the home. (Perry admitted he made such a statement, but said he didn't think it was Green outside the door. This was basically the evidence that probably caused eight, or nine, of the jurors to vote the supreme penalty and three, or four, to refuse.)

Since there was never any question of guilt the opposing attorneys based their questions and arguments on the 'premeditation' instruction.

Thus, the deadlocked jury was a victory for Perry, and the defense.

Over 100 extra jurors were summoned. Court officials doubt

(Continued on last page, this section)

## Whitt Trial Continued To May Term

Trial of Emery Whitt, charged with the Nov. 28 murder of his brother-in-law, Roy Christian, has been continued in Rowan Circuit Court until the May term.

Whitt said he lightly struck Christian after he had twice come to his (Whitt's) home in a drunken condition.

Christian's family found the body in a car parked at their home the next morning.

A jury fined Roy 'Tots' Day \$500 on conviction of shooting and wounding James Arthur Fielding with intent following an altercation at the former VFW Club, about two miles east on U.S. 60.

This fracas touched off several local option raids and Judge John J. Winn padlocked the building and another place nearby charged with selling beer and whiskey.

A young Negro, Johnny Story, was given a two year penitentiary

(Continued on last page, this section.)

## Pelphrey Opens New Store Friday In Morehead

J. H. Pelphrey, Jr., has purchased the Kiddie 'n Kollege Shop on Main Street (between the Monarch Supply and Young Hardware) from Mrs. Lydia Carter and will convert it into a men's and ladies ready-to-wear retail store.

The new business will be named "Pelphrey's".

J. H. Pelphrey, Jr., is no stranger to Morehead, having operated Pelphrey's Store, specializing in men's clothes, from 1948 through 1953. He has been in business elsewhere during the past eight years.

Mr. Pelphrey is a native of Paintsville where his father, J. H. Pelphrey, Sr., operates a retail store.

The new store opens tomorrow (Friday) morning by closing out the merchandise of the Kiddie 'n Kollege Shop.

### Lowman To Speak Tuesday In M'head

State Representative Harry King Lowman, Democratic aspirant for the United States Senate, will speak, by invitation, before the Rowan County Woman's Club in the RCHS cafeteria Tuesday evening at 7:30.

Several guests have been invited.

Lowman, dean of the Kentucky House and its floor speaker three terms, is a graduate of Morehead State College where he was a star athlete. He is running against Wilson W. Wyatt in the May primary.

## Representat Assist Veter

Roy M. Cain representative of the Ex-Service Men in the Kentucky State in Morehead April 4, for the and assisting veterans dependents in filing claims for they may be entitled



BEGINNING O entering the C President Glenn State College F

## Hundred Morehead House, I

They came . . . and then more c

That just about open house and d new Citizens Ba Morehead Saturda 4 o'clock.

The visitors to floor feet of the everywhere they were congratulatory friends of the places and financi

The Board of D ficers were hosts ploeyes served ca . . . and everybody, and souvenirs r orchids, packaged key chains to sa for four lucky win Town, county and were joined by tucky names in ba and government.

Among the score rangements was growing plant cov orchids that cost the hundreds of do

Mr. Magee said he, and a couple of his assistants, spent most of the night preparing the cake. Much of the decoration (icing) was put on the cake after it was delivered to Morehead Friday.

Most of the many hundreds of visitors to the open house Saturday didn't realize this was 'all cake' and two yards long.

Even the parking lot, depicted with miniature cars, was white cake.

The delicacy was constructed to scale, and provided inside lights so customers and employees inside could be seen. One lady teller commented: "Why not, we're sweeter than cake."

The bank kept the cake in the lobby through Tuesday and then contributed it to Pine Crest Baptist Home. Four men were required to move the delectable masterpiece.

It's said a growing boy or girl never gets enough cake. The 48 Pine Crest children did, including perhaps 20 pounds of frosting.

## Rosa --

(Continued From Page 1)

head; Mrs. Goldie Mae Burchett, Olive Hill; and Mrs. Nancy Jane Logan, Hagerstown, Ind.

She also leaves her stepmother, Mrs. Bertha Thompson; seven grandchildren, and the following brothers and sisters: James Thompson, Morehead; Melvin Thompson, Columbus, O.; Allen Thompson, Springfield, O.; Mrs. Manda Ingram, New Castle, Ind., and Mrs. Sophia King and Mrs. Charity Fultz, Olive Hill.

Other immediate survivors include a half-brother, Irwin Waltz, and a half-sister, Mrs. Blanche Hendrix.

Reverends William Scaggs and R. A. Reynolds will conduct the funeral. Lane Funeral Home is caring for arrangements.



## FISCAL COURT MEETING

The most important legislative unit in Rowan County is your Fiscal Court. If you have any problems, questions, complaints, suggestions,

**ALL CAKE AND A YARD WIDE**—This cake caused much comment at the Citizens Bank open house and dedication of its new bank building at Morehead Saturday. The cake weighed over 150 pounds and was later given to Pine Crest Children's Home. The cake, contributed to the bank by a friend, was baked and built to scale of the new bank building, by Magee Bakeries of Maysville and Lexington.

—Photo by Ward Williams

## July --

(Continued From Page 1)  
If another jury from Rowan County can be obtained and Judge Winn might summon a panel from another county in May.

### Jury Qualifies

Prospective jurors were not asked: "Have you formed or expressed an opinion?" (Obviously all know about the murder as it caused widespread feeling in the community.)

Instead, the court asked each if they could render a fair verdict, based on the evidence, regardless of what they had previously heard about Green's murder. In this way a Rowan jury was obtained.

Perry was stoic, almost sullen, throughout the trial. Officers said he showed little remorse and had an attitude of "what the hell, I don't care." He didn't consult in the courtroom with his own lawyer.

People who have known Perry for years said he was not sick and looked like he always has. Perry, of slight build, has a yellow, tubercular-like complexion. He has spent most of his adult life in prison.

Perry's wife told the jury they had been married 12 years and although she had seen her husband on many drunken rampages he "was never so bad as on that day." Green and Johnson were serving a warrant obtained by Mrs. Perry's mother who said her daughter had been beaten up and run away by Perry.

The death penalty has never been given in Rowan County's 106 year history. Perry has been returned to the Winchester jail.

## 28 From Rowan On Dean's List

Twenty eight Rowan Countians are among the 336 students at Morehead State College who made the first semester's Dean List.

They achieved an academic standing of 3.0 or better.

"We are extremely proud of all of the students who made such outstanding records during the first semester," said Dr. Adron Doran, president.

"Their records indicate a very high level of achievement and we are confident their parents and friends share with us our heartiest congratulations," Dr. Doran added.

Those from Rowan making the Dean's List: Marilyn Joan Moore, Jacqueline Caudill, Hazel Kidd Davis, Margaret D. DeBorde, Carolyn S. Watson, Patricia Caudill Tucker, Johnson Camden Young, Terry Wicker, William Whitaker, Sue Shackelford Wells, Betty Lee Mays Todd, Ronald Pierce.

Ruth Carol Perry, Janet Litton, Roberta Fisher Knox, Grace Anne Hall, Emma Lou Gullett, Robert Douglas Fraley, Carl Monroe Elam, Ronald DeHart, Robert Lee Cooper, Patricia Louise Clay, Charles Larry Chumley, Wilma Butler, Wanda Barker, Annsa M. Barker, Gene Austin Alfrey and Ronald Maurice Bach.

## Whitt --

(Continued From Page 1)

sentence for carrying concealed a deadly weapon as an aftermath of the shooting. Story was an attendant at the place.

Judge Winn has reset the trial

controversy at a vote was three. Layne's offer decided to hold it 'quo' until the

Layne had surely as the 1 cent performer.

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A tie results Charlie Chumble and N. C. Ma sale. Opposing George Hill, C Paul J. Reyn

Mayor Evans break the tie: property to E: torney Tom statute that a was required. city-owned pro

Following in a little heated caucus.

## Mayor Ex

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## Major --

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# Perry Goes On Trial For Murder

Trial of Orville Cecil Perry, 38, charged with the murder on Dec. 31 of Rowan Sheriff Sam Green started yesterday in the Rowan Circuit Court, but it is doubtful if an unbiased local jury can be obtained.

Circuit Judge John J. Winn summoned 100 jurors in addition to the regular panel.

Commonwealth Attorney Elijah M. Hogge is qualifying all jurors for the death penalty.

Perry's trial was scheduled to start last Thursday but a continuance until yesterday was granted on motion of Defense Attorney James E. Clay.

Clay was appointed by the court to defend the West Moreheadian who allegedly killed the Sheriff with a .20 gauge shotgun and also seriously wounded Morehead City Patrolman Carl Johnson.

Clay first asked for a change of venue. Judge Winn denied this motion but granted a five day continuance when Clay said he had not had enough time to prepare the case.

Perry is in failing health, suffering from advanced tuberculosis.

The grand jury returned three indictments against Perry. They are: 1. Murder of Sheriff Green; 2. Shooting and wounding Policeman Johnson with intent to kill; and 3. Grand larceny. The latter came when he removed a purse containing about \$600 from Green's body.

Difficulty in obtaining a local jury is that most said they have formed and expressed an opinion.

Feeling over Green's murder has run high in the community. He was killed six hours before his term of office was to expire.

Perry, who has been in the Winchester jail for safekeeping, pled not guilty.

## Methodist Meet Set Sunday, Monday

About 200 Kentucky college and university students are expected in Morehead Sunday and Monday for the annual meeting of the Kentucky Methodist Student Movement.

Morehead State College Wesley Foundation is host.

Principal speaker will be Jameson Jones, former editor of Motive Magazine.

## Bank Will Dedicate Building

The Citizens Bank will formally dedicate its new bank building Saturday with open house from 10 a.m. until 4 p.m.

Assets of the bank this week exceeded \$4 million, or 13 times greater than 20 years ago.

This edition of the Rowan County News contains an eight page section about the Citizens Bank and Saturday's open house. Pictures for this special section were taken by Ward Williams.

The new bank building of brick, concrete, steel and Norwegian granite, has 3,600 floor feet on the main floor plus a basement of equal size.

Saturday's dedication marks five years of planning and construction.

The bank plans to serve refreshments for open house; the first 400 ladies will receive orchids; and souvenirs and gifts will be available to all visitors.

In addition the bank will conduct a drawing with first prize being a \$100 savings account; 2nd,

(Continued on last page, this section)

# Grand Jury Returns 9 True Bills

The March Rowan County grand jury adjourned Tuesday and returned the following final report signed by Foreman Alpha Hutcheson:

"We, the Grand Jury, empaneled for the regular March, 1962 term of the Rowan Circuit Court, report that we have been in session for three days and have returned nine indictments in open court. We investigated all hold-over cases from the lower courts and returned indictments in all those where we found sufficient evidence and dismissed the others and so endorsed on the face of the warrants.

"We have interviewed several witnesses relative to the death of an unnamed baby in this county and report that we have found nothing upon which an indictment could be based which would fall within our jurisdiction. However, our investigation has revealed evidence which necessitates action in the Rowan Juvenile Court and this matter is remanded to that court for its action.

"We inspected the jail and found the plumbing and wiring outmoded and worn out. The jail needs painting and several structural repairs are needed. We feel that this should not be received as a mere recommendation but that subsequent Grand Juries should see that action is taken with respect to the jail and appropriate action taken by said Grand Jury if nothing is done. The plastering on the interior of the courthouse should be repaired, and the entire interior painted. Any work on the interior of the courthouse should be after the rewiring job has been completed."

## Bree Spee Will

The speaker at a Little House 1962 event will be Bree Spee.

The Little House of Perfection Training Speech Events will move to the base of the base at room and group greenroom.

Student are Rev. Candi Winner, H. Rogers, J. Carr, J. Kay, J. Hogg, Murphy, and Ma.

## Pr De Ro

Members of the grand jury into man death of son of 19 years old. The jury without awaiting a common pursued the. The De

### NOT SATISFIED, BUT JOB MUST BE DONE

# Reporter Finds Everything Not P And Cream With Men At Fort Cl

By Harry Mayhew

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**Summon 54  
For Rowan  
Jury Service**

Fifty-four citizens have been summoned for jury service at the May term of Rowan Circuit Court which convenes at 9 o'clock Monday morning at Morehead before Judge John J. Winn.

The docket is light. Interest at this term is centered on the trial of Orville Cecil Perry charged with the New Year's Eve slaying of Sheriff Sam Green. This case is set for next, Wednesday.

A hung jury resulted at the March term when Perry was tried. Nine of the jurors voted the death penalty while three were for a life sentence.

In keeping with custom for many years no women have been summoned for jury service. The reason for this is the courthouse at Morehead does not have rest rooms, and other facilities for women. However, the Fiscal Court is planning renovation of the building with new wiring scheduled this spring.

The list of jurors in the order the names were drawn from the wheel:

Elmer Kidd, J. T. Mays, Harve McBryer, Sam Denny Estill Green, Ralph Boyd, Stanley Kidd, R. H. Cooper, Jack Parker, Cliff Kelly, J. C. Raikes, Kenneth Crisp, Clyde Caudill, Clyde Edward Maze, Edwin Turner, Emerson Kelly, William M. Whitaker, Paul J. Ousley, Don Platt, Shelby Ray Johnson, Chester Keeton, Raymond Boyd, Willie Conn, Billy Spurlock, Freeman Chadwell, Elmer Crisp, Ray L. White.

Others are:  
Dorsie Royse, Frank Calvert, Jr., W. B. Owsley, Claude Clayton, Herman Brown, Leland Hogge, Charles Moorehouse, J. M. Clayton, Tommy Combs, Parnell Martindale, Sam W. Evans, Fred Calvert, Donald F. Holloway, Porter James, Robert Jones, Emmett Blanton, Earl Scott Fraley, John Paul Kegley, Kenneth Baker, Earl Anderson, Orville Caudill, Toodles Wells, James E. Williams, Harvard Alfrey, Clifton Moorehouse, Arnold Pack and Clifford Cassidy.

**Nominate James  
Richardson For  
English Award**

James David Richardson, Rowan County High School, has been nominated for the annual Achievement Awards program, sponsored by the National Council of Teachers of English (NCTE).

For the fifth year, the Council is conducting the Awards program throughout the nation to grant recognition to outstanding high school seniors for excellence in English. The writing abilities and

**Heads Kentucky  
Women**



MRS. ADRON DORAN, Morehead, was unanimously elected Friday in Lexington as president of the Federation of Kentucky Women's Clubs. The wife of the president of Morehead State College, Mrs. Doarn is the former second vice president of the Federation and has served as chairman of the fine arts department and music committee. A member of the Morehead Woman's Club, she has been the official organist for several Federation conventions.

**Wyatt Says He Might Have  
Run For Governor If Nixon  
Had Defeated Jack Kennedy**

Wilson Wyatt expressed confidence he would win the U.S. Senate nomination at the May 29 primary and victory over incumbent Republican Thruston Morton in the November election.

This optimism was stated at an 11 county organizational meeting and dinner Saturday in Morehead.

The Lt. Governor told county campaign managers, and their aides, that "Kennedy needs a Democrat to carry through his great programs for the people."

He also said no bitterness was engendered while Harry King Lowman, Ashland, was his opponent. Lowman withdrew because of



**City C  
Traffi  
Driver**

**Board C  
To Sell  
Building**

**Scaled Bids  
Accepted To  
Monday, Jun**

Rowan County's Board of Education has decided to sell Morehead High School property on Second Street, long considered an eyesore and health hazard.

But, the lot, it off, is a fronting approximately 220 2nd and 3rd Streets and 295 Lee's long Tipped. This will make a total of 55 feet by about 100 ft. It is zoned residential under head's new zoning laws.

Besides the old Morehead School the property contains concrete block structure used as a cafeteria and siding shop room.

Bids will be accepted 2 p.m. on Monday, and opened at the board of meeting that evening. They reserved the right to buy and all proposals.

Near Morehead College the property is less than removed from two new buildings on the campus of head State college. It is no whether the college will bid because the installation tentatively planned expansion the north and east.

Morehead College is ready to announce purchased land in the country, past Christy's creek for a new field. The present Jaynes would be torn down for two or four new buildings. The football games have been each year at the stadium.

The college also has planned terracing the hill back of the old buildings providing a level campus.

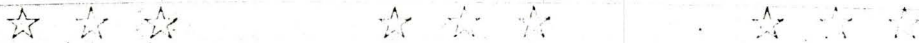
The board did not specify old MHS building be torn as was the case when t

**Praise A**



BY MAIL	
In Kentucky, One Year	\$ 3.50
In Kentucky, Five Years	\$15.00
Outside Kentucky, One Year	\$ 4.00
Outside Kentucky, Five Years	\$17.50

# Commonwealth To Push For Trial Of Alleged Murderer Of Sheriff Sam Green At March Court Term



## GRAND JURY WILL GET EVIDENCE

### Mother, 14 Year Old Daughter, Investigated In Death Of Infant

A 42 year old mother and her 14 year old daughter are under investigation by State Police at Morehead following the death of a newborn baby.

Salient points in the six week probe came to light today as it was revealed the evidence will be brought before the Rowan grand jury convening Monday morning.

Under scrutiny, and questioned several times are Melmie (Sloan) Dillon, 42, and her daughter, Allie Dillon, 14.

The intensive investigation was touched off the morning of Jan. 25 when Mrs. Dillon called a Morehead funeral home.

Detective Caudill has signed statements from the mother and daughter which are almost identical as to the circumstances. These affidavits state, in substance:

The unmarried daughter was pregnant and the mother, with whom she lived in a cheaply constructed four-room frame dwelling, knew the girl was to have a baby. (The home is just off Ky. 32 about two miles south of Wagner's Corner in the Elliottville vicinity.)

On the night of Friday, Jan. 19 (around 11 p. m.) the 14 year old girl gave birth to a fully matured boy.

The girl said she delivered the child herself and her mother sleeping in an adjoining room and Mrs. Dillon's two small children sleeping in a bed in the same room, were unaware of what happened.

The girl said she placed the baby under the mattress and told nobody.

On Jan. 21 or two days after the birth, the mother obtained transportation and brought the daughter, who was ill, to a Morehead physician. She was then taken to a Mt. Sterling hospital and removed the following day to

How could the girl give birth to the child without her mother knowing about it since the partition wall between the rooms is little more than a shell? Also two small children were sleeping in the same room.

How did the dead baby go undetected six days in a heated house continually occupied?

Did the baby die of strangulation when placed under the mattress?

How could the mother be fooled, or misled, about the girl having

### Mrs. Brewer Is Claimed In Hospital

Death came to Mrs. Loma Brewer Saturday at St. Joseph Hospital in Louisville.

She was 42 years of age, being born July 16, 1919, daughter of the late Wallace and Ida (Jordan) Kiser.

She married Earl C. Brewer who survives, along with a son, David Paul.

She also leaves four brothers and five sisters.

Mrs. Brewer was a member of the Church of Christ.

Funeral services were conducted Tuesday afternoon at 1 o'clock at the Pentecostal Church of Christ in Clearfield with burial in Purvis Cemetery. Rev. Theodore Simmons officiated. Stucky-McBrayer Funeral Home cared for arrangements.

a miscarriage during a night when the mother was in an adjoining room?

Did the girl commit murder when she placed the newborn under the mattress?

Caudill said no arrests have been made, but all the facts he has will be presented to the grand jury. The detective said the Dillon home is substandard and the family existed under meager and under privileged conditions.

The detective added that both mother and daughter were very firm in their statements, and affidavits each saying the mother had no knowledge of the birth until she found the body.

Coroner Jones released at press time the following autopsy report on the Dillon infant, signed by Rudolph J. Mueller, Jr., M.D., Professor and Director of Legal Medicine and Toxicology, University of Kentucky Medical Center:

"This infant died because of lack of oxygen. This is shown in the pulmonary atelectasis or collapse of the lungs, which was present. It is felt that this child was probably born alive and breathed only for a short time. The lack of expansion of the lungs would limit this to several minutes or so. The vital reaction and hemorrhage about the trachea points to some severe pressure in the area. The caput succedaneum and cephalhematoma are normally found in newborn and are caused by passage through the birth canal. The fracture of the left humerus occurred post mortem as there is no reaction about this fracture.

The coroner said this autopsy finding had been turned over to County Attorney Austin Alfrey.

### Hogge Says Death Penalty To Be Asked

Rowan County's circuit court, convening Monday, has the heaviest criminal docket in more than 20 years, with two murder cases which might be three or four when the grand jury finishes its work.

Court officials are agreed the first true bills to be returned will charge Orville Cecil Perry, 38, with the murder of Sheriff Sam Green and shooting and wounding City Patrolman Carl Johnson.

Commonwealth Attorney Elijah M. Hogge said he will push for trial of Perry at this term of court and will ask the death sentence. The supreme penalty has never been returned in Rowan County.

Green was killed in the Morehead on New Year's Eve, six hours before his term of office was to expire. Patrolman Johnson was wounded by a blast from the same shotgun.

### Whitt Faces Trial

The officers had gone to the modest home of a warrant obtained by Perry's mother in law. Perry was drunk, according to officers, who found him crouched in a pool by woodshe.

Also facing a murder indictment is Emory Whitt, Jr., 28, for the slaying of his brother-in-law, Roy Christian, 29, the night of Nov. 25.

Whitt said Christian came to his (Whitt's) home twice in drunken condition. Whitt related he drove his brother-in-law home and struck him when he tried to start a fight. The wife and children found Christian's body in the automobile, parked near the house, the next morning.

Rowan County's bloody November 1962 resulted in another attack that may be tried at the March term.

Roy Ernest 'Tots' Day is charged with shooting and wounding James Arthur Fielding at the former VFW Club around 3 o'clock the morning of Sunday, Nov. 12.

Officers said an attempt was made to keep the shooting secret, but it came to light when Day was arrested near Chillicothe, O. the next day with a girl companion and carrying over \$3,000 in

## Regional Tourney

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This shooting touched off widespread raids on alleged bootlegging establishments near Morehead. A young Negro attendant at the former service club was sentenced to the reformatory when found with a concealed pistol.

## Bank-In Litigation

Also on the docket with no date set for trial is a civil action brought by the Citizens Bank against Claude Brown and J. Roger Caudill.

The bank claims it should have access from its new Main Street bank building to Hargis Avenue. Brown and Caudill closed the entrance acting on the wording of their deed.

The bank bought a site for a new building from the heirs of the late Harlan Blair and Brown and Caudill later purchased the adjoining property.

The bank also alleges the rest of their lot is a through alley from Hargis to Fairbank. If a jury upholds this contention, local businesses would be involved in that they have built on the portion claimed as a city alley.

## City Seeks Annexation

One of the largest civil actions in years is also on the docket as the outgrowth of an automobile

(Continued on last page, this section)

# Regional Tourney Underway At M'head



## Vikings Roar To Victory In Tourney

By Budd Stidom

Coach Warren Cooper's surprising Rowan County Vikings took to the air last week end to clip the Baby Eagles of Breckinridge Training School and the Golden Eagles of Sharpsburg and carry home the 62nd district championship trophy.

The Vikings, backed by a huge partisan crowd of approximately 350 screaming fans, took the measure of Breckinridge, 48-46 and Sharpsburg, 60-56.

Both games followed the same pattern as Rowan County built up big leads in the first half only to have the other team fight back into contention. The Vikings withstood a last minute surge by Breckinridge and walked off the floor with the victory when Harold

Ashland and Clark County, the co-favorites, drew in the same bracket for the 16th Regional High School basketball tournament which started last night at Morehead's fieldhouse.

However, many observers think the tourney is wide open since Ashland, defending state champions, has failed to show the power predicted before the season opened. The pairing:

**Wednesday -- 7 p.m.**

Rowan County High (17-9) vs. Mt. Sterling DuBois (21-7)  
Olive Hill (15-11) vs. Boyd County (21-12).

**Thursday -- 7 p.m.**

Ashland (26-5) vs. Hichins (18-18)  
Sharpsburg (22-7) vs. Clark County (18-9).

**Friday -- 7 p.m.**

Rowan County-DuBois winner vs. Olive Hill-Boyd County winner  
Ashland-Hichins winner vs. Sharpsburg-Clark County winner.

**Saturday -- 8 p.m.**

Finals. There will not be a consolation game.  
Bob Laughlin, athletic director at Morehead State College, is tournament manager.  
Coaches of the district winners and runners-up met at Morehead