

KY., WEDNESDAY EVENING

# HELD OVER

## Deputy Sheriff Mannering Must Answer to Grand Jury.

### TURNED LOOSE A LUNATIC

J. F. Mannering, Deputy Sheriff of Bell county, was held to the Grand Jury by Judge Bullock in the County Court today for releasing a lunatic from custody and causing him to be a charge upon Fayette county.

The defendant was represented by Col. D. G. Coisen, of Middlesboro; Capt. C. C. Calhoun and Judge S. H. Patrick, of Lexington, and the Commonwealth by County Attorney W. P. Kimball.

When the cases against Mannering were called counsel for the defense stated that an agreed statement of facts could be submitted to the Court, and after a consultation the following petition was submitted to the Court:

AGREED STATEMENT.  
Commonwealth of Kentucky,  
vs.  
J. F. Mannering.

This cause (including warrants Nos. 1 and 2) is submitted to the Court upon the following agreed statement of facts, viz.:

First—That Frank Cowan was found to be a pauper lunatic by an order of the Bell County Court at its special February term on February 20, 1901, and that the Sheriff of Belle county was directed to deliver said Frank Cowan to the Eastern Lunatic Asylum at Lexington, Ky., and that the defendant at the time the act complained of was a Deputy Sheriff of Bell county; that he did deliver said Frank Cowan at the Eastern Lunatic Asylum under said order on February 22, 1901, and demanded that the superintendent thereof receive him, which he refused to do, because there was not sufficient room at said asylum for his accommodation. Whereupon the defendant was about to turn said Cowan loose within the asylum in defiance of the order, which the superintendent refused to allow him to do; that the defendant then took said Cowan outside of the asylum gate and released him from his custody and allowed him to go at large; that Frank Cowan's brother was present when the defendant released said Cowan and defendant stated to him that he could take said Cowan home.

Second—It is agreed that the said Frank Cowan was a pauper lunatic at the time of his release.

W. P. KIMBALL,  
For the Commonwealth,  
SAM'L H. PATRICK,  
C. C. CALHOUN,  
For defendant.

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The counsel for the defense in argu-