

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA WITHIN AND FOR
THE WESTERN DISTRICT OF MISSOURI, WESTERN DIVISION.

United States of America, Plaintiff,

vs.

Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson,
Lenora Gilbert, Clarence Click and George McGee, Defendants.

No. 12126

INDICTMENT

COUNT 1.

The grand jurors of the United States of America, duly and legally chosen, selected, summoned and drawn from the body of the Western District of Missouri, and duly and legally empaneled, sworn and charged to inquire of and concerning crimes and offenses against the United States of America, in the Western District of Missouri, upon their oaths present and charge that on the 27th day of May, in the year 1933, at Kansas City, in Jackson County, Missouri, in the Western Division of the Western District of Missouri, and within the jurisdiction of this court, one Walter H. McGee, one Wendell Johnson, one Clarence Stevens, one L. R. Gilbert, one Hazel Johnson, one Lenora Gilbert, one Clarence Click and one George McGee, whose names other than as herein set forth are to the grand jurors unknown, then and there being, and acting jointly, and each aiding and abetting the other, and each other, did then and there unlawfully, wilfully, knowingly, feloniously and without lawful authority, transport and cause to be transported, one Mary McElroy, in interstate commerce from Kansas City, in Jackson County, Missouri, in the Western Division of the Western District of Missouri, and within the jurisdiction of this court, to a place about one and one-half miles north of Merriam, in the State of Kansas, she, the said Mary McElroy, having been theretofore and on the 27th day of May, in the year 1933, at Number 21 West 57th Street, in Kansas City, Jackson County, Missouri, unlawfully, wilfully, knowingly, feloniously and without lawful authority, seized, confined, kidnaped, abducted, taken and carried away by the said Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson, Lenora Gilbert, Clarence Click and George McGee, and she, the said Mary McElroy having been theretofore and prior to the transportation of the said Mary McElroy in interstate commerce as aforesaid,

held for ransom, and was at the time of the transportation of the said Mary McElroy in interstate commerce as aforesaid, being held for ransom by the said Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson, Lenora Gilbert, Clarence Click and George McGee, for the felonious purpose and with the felonious intention then and there on the part of the said Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson, Lenora Gilbert, Clarence Click and George McGee of causing H. F. McElroy, the father of the said Mary McElroy, and other relatives of the said Mary McElroy, to pay and offer to pay a sum of money as ransom for the return and release of the said Mary McElroy, so seized, confined, kidnaped, abducted, taken and carried away as aforesaid: Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

COUNT II

And the grand jurors aforesaid, upon their oaths aforesaid, do further present and charge that one Walter H. McGee, one Wendell Johnson, one Clarence Stevens, one L* R. Gilbert, one Hazel Johnson, one Lenora Gilbert, one Clarence Click and one George McGee, whose true names other than as herein set forth are to this grand jury unknown, on the 27th day of May in the year 1933 at Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, and within the jurisdiction of this Court, with intent then and there to extort from one H. F. McElroy, certain money and a certain thing of value, towit, the sum of Sixty Thousand Dollars (\$69,000.00), lawful money of the United States and of the value of Sixty Thousand Dollars (\$60,000.00), the money and property belonging to the said H. F. McElroy, did then and there unlawfully, wilfully, knowingly, fraudulently and feloniously deposit and cause to be deposited in the Post Office of the United States of America at Kansas City, Jackson County, Missouri, for sending, mailing and delivery by the Post Office establishment of the United States, a certain written letter enclosed in a certain envelope, which said envelope with said letter therein, enclosed, then and there bore the address of H. F. McElroy, and was in words and figures as follows, towit: "Judge H. F. McElroy, 21 West 57th Street, Kansas City, Missouri", and which said letter enclosed in said envelope addressed to the said H. F. McElroy as aforesaid, did then and there contain certain threats to injure the person of

the said H. F. McElroy, who was then and there the addressee of said letter contained in said envelope addressed to the said H. F. McElroy, as aforesaid, and which said letter did then and there contain certain threats to injure the person of one, Mary McElroy, and which said letter did then and there contain a demand for Sixty Thousand Dollars (\$60,000.00) ransom for the release of the said Mary McElroy, who was then and there a kidnaped person, which said letter was then and there intended by the said Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson, Lenora Gilbert, Clarence Click and George McGee, to be delivered to the said H. F. McElroy by the Post Office establishment of the United States, as aforesaid, and which said letter containing said threats is in words and figures as follows, to wit:

"Dear Dad:

I have been kidnapped. They are demanding sixty thousand dollars. If this is reported to the police or the newspapers, they will ask one hundred thousand and I may not be returned. You will hear later where to send it. Any letter without my thumb print is counterfeit. We are off the gold standard, so send used currency.

I will be released six hours after you send it. They want twenty thousand in twenties, twenty thousand in tens and twenty thousand in fives.

If this money is marked they will harm you or Henry, so be careful. They have treated me with great consideration and I am not frightened.

My love,

Mary "

Contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

COUNT III

And the grand jurors aforesaid, upon their oaths aforesaid, do further present and charge that one Walter H. McGee, one Wendell Johnson, one Clarence Stevens, one L. R. Gilbert, one Hazel Johnson, one Lenora Gilbert, one Clarence Click and one George McGee, whose true names other than as herein set forth are to this grand jury unknown, on the 27th day of May in the year 1933 at Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, and within the jurisdiction of this court, with intent then and there to extort from one H. F. McElroy, certain money and a

certain thing of value, towit, the sum of Sixty Thousand Dollars (\$60,000.00), lawful money of the United States and of the value of Sixty Thousand Dollars, (\$60,000.00), the money and property belonging to the said H. F. McElroy, did then and there unlawfully, wilfully, knowingly, fraudulently and feloniously deposit and cause to be deposited in the Post Office of the United States of America at Kansas City, Jackson County, Missouri, for sending, mailing and delivery by the Post Office establishment of the United States, a certain written letter enclosed in a certain envelope, which said envelope with said letter enclosed therein, then and there bore the address of H. F. McElroy, and was in words and figures as follows, towit: "Judge H. F. McElroy, 21 West 57th Street, Kansas City, Missouri", and which said letter enclosed in said envelope, addressed to the said H. F. McElroy, as aforesaid, did then and there contain certain threats to injure the person of the said H. F. McElroy, who was then and there the addressee of said letter contained in said envelope addressed to the said H. F. McElroy as aforesaid, and which said letter did then and there contain certain threats to injure the person of one, Mary McElroy, and which said letter did then and there contain a demand for ransom for the release of the said Mary McElroy, who was then and there a kidnaped person, which said letter was then and there intended by the said Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Gilbert, Hazel Johnson, Lenora Gilbert, Clarence Click and George McGee, to be delivered to the said H. F. McElroy by the Post Office establishment of the United States, as aforesaid, and which said letter containing said threats is in words and figures as follows, towit:

"Dear Dad:

Stay at home Sunday. They will get in touch with you. They want the money done up in thousand dollar packages. They want nothing but used currency. When you receive information where to go, go alone in your car.

If any detectives follow you, you won't be met.

The money will be checked for counterfeit and marks before I am released.

If any trouble comes up after I am released, they will try to avenge it.

I love you,

Mary "

"

Contrary to the form of the statute in such case made and provided, and against the

peace and dignity of the United States of America.

Thomas J Layson

ASSISTANT UNITED STATES ATTORNEY

A TRUE BILL:

Foreman of the Grand Jury

TSL/BA

No. 12126

UNITED STATES DISTRICT COURT WESTERN District of MISSOURI WESTERN

Division

THE UNITED STATES OF AMERICA

vs.

Walter H. McGee, Wendell Johnson, Clarence Stevens, L. R. Glibert, Hazel Johnson,

Lenora Gilbert, Clarence Click and George McGee

INDICTMENT

VIO: Section 408a, USCA Title 18 Transport kidnaped person.

Section 338a, USCA Title 18 Mailing threatening communications.

A true bill,

Foreman.

Filed in open Court this day of, A. D.19 Clerk.

FILED

JUN 3 1933

A.. L. ARNOLD, Clerk,

By Maisie R. Schauer Deputy