

SETTLEMENT OF AN IMPORTANT ESTATE IN COUNTY COURT

Not a Great Deal for Division Among the Heirs, a Portion of Whom Reside in Sweden.

Judge Beeson was engaged today for a part of the day in the settlement of the estate of Andre Henry Peterson, a man who died near Union, February 14, of the present year, leaving surviving one sister and three nephews in Sweden, and one nephew residing near Stromsburg, Nebraska. The deceased was a single man, always living alone, and was a familiar figure in the vicinity of Union for many years, where he went about driving a team of mules which he owned for twenty years or more. The mules he purchased when they were quite young, and shortly before he died made arrangements with a neighbor to shoot and bury the donkeys. He owned no land but possessed a small box house which he dwelt in, cooking his own meals and doing his own housekeeping. His dwelling he moved from place to place, wherever he chanced to rent farming lands for a season. At the time of his death he had his shack on the farm of Mr. H. W. Lloyd, southeast of Union, some two or three miles, and had lived on Mr. Lloyd's farm for five or six years. A rumor was extant in the vicinity that the peculiar old Swede had accumulated considerable wealth, as he had dropped a remark here and there that he "had plenty to do him without doing a lick of work."

The only surviving relative Mr. Peterson had in America was his nephew, Mr. Carl A. Peterson, of near Stromsburg, Nebraska, who came to care for his uncle in his last illness, and took the remains to his home county and had them interred by the side of his father, a brother of the deceased.

The nephew was appointed administrator, and made search for assets of his uncle's estate, but all that could be found was two notes amounting to something like \$900, and personal property, something over one hundred dollars. A thorough search of the dwelling of Mr.

Peterson was made, the paper torn from the ceiling and walls, but nothing was revealed. Mr. Peterson was survived, also, by one sister and three nephews, sons of a deceased sister, residing in Sweden.

The Swedish heirs have sent proof of heirship, which reveals some of the peculiarities of the Swedish people, in which the son of a parent, for his last name, takes the first name of the parent and adds the word son. The proof in question shows that "in conformity with the ministerial records of the parish of Soderbarke, province of Kopparberg and kingdom of Sweden, that Anders Pettersson, alias Henry Peterson, who was born February 3, 1844, and is said to have died February 14th, last at Union, Nebraska, U. S. A., was the son of Petter Persson of Kik, born on February 21st, 1805, and his wife, Lena Stina Samuelsdotter, both deceased. That these mates had in their wedlock, besides Anders Pettersson, alias Henry Peterson, above named, the following children: First, Anna Stina Pettersson, born July 3, 1835, still living unmarried in the city of Kristinehamn, province of Varmland. Second, Jan Pettersson, born on November 15, 1837, emigrated to North America in 1869. Third, Johanna Persdotter, born on December 28, 1845, married in 1874 to Anders Persson of Sodra Hotjarn, in this parish, which mates are both deceased leaving the following children, viz: (a) Per Reinhold Andersson, born October 21, 1874, living at Hugnora, Sweden; (b) Axel Andersson, born on March 22, 1876, living in Stockholm; (c) Karl John Andersson, living at Munkbo, parish of Horbarke."

On this proof the county judge made a decree dividing the residue of the estate after payment of debts and funeral expenses into three shares. Giving the nephew in Nebraska one of them, the sister in Sweden one, and the three nephews the other.

EICHTENCAMP ON WITNESS STAND

Hired Man Testifies in Flege Murder Trial at Ponca.

LAWYERS TRY TO BREAK HIM.

Says He Was Witness to Killing of Louise Flege by Her Brother—Declares Shooting Followed on Quarrel—Miss Heindrichs Testifies.

Ponca, Neb., Dec. 3.—Albert Eichtencamp, hired man, who says he saw Louise Flege killed, told his story on the witness stand in the trial of William Flege for the murder of his sister, Louise. Testimony was given by Miss Ida Heindrichs, to whom Flege was paying attention.

Henry Heindrichs was recalled to testify to having handled and shot the revolver belonging to the defendant.

A. W. Meyers, justice of the peace of Ponca, presented to the court a revolver and a spent bullet, which he said he had received from the county attorney of Dixon county at the preliminary hearing and had held until now. Heindrichs was recalled and testified that he could not say that the revolver was the identical one that he had handled, but that it was the same make and same caliber.

Peculiar Actions of Defendant.

Herbert Heindrichs said that when William Flege, the defendant, came out into the field on the afternoon of June 30, he exhibited a handful of money and threw clods of dirt into the air, which was a strange performance for him. He testified to a conversation with Flege regarding his keeping company with his sister, Ida, in which Flege made threats to do something awful in case anybody else kept company with her.

Counsel for the defendant moved to have all the testimony relating to this conversation, which took place in the German hall near Emerson, stricken out, and the jury was given a recess while the motion was argued. It was overruled for the present and the jury was recalled and the case proceeded.

Miss Ida Heindrichs testified that she had long known the defendant and that she had been keeping company with him for some time. On the afternoon of June 30, when he came to see her home about 5 o'clock in the afternoon, he said he stopped because his auto leaked and he wanted to get water, but that he only succeeded in getting about a half gallon in the tank and that the auto showed no signs of leaking. They talked about an hour, with her two sisters also present.

When the defendant came back in the evening he told her that his sister, Louise, had been shot. She said, "I don't believe it," and that "he looked downcast and did not look at me."

Hired Man is Star Witness.

The star witness was Albert Eichtencamp, the hired man, who related how William and Louise had quarreled in the house and then Louise had backed out of the house onto the porch, then into the yard with William in front of her, talking all the time in German. He heard Louise say, "Leave me alone," several times, and "What have I done to you?"

Eichtencamp said he saw William Flege put his hand upon her and he ran up and asked William what he was going to do, to which William replied, "That is none of your business; get out of here."

Then Eichtencamp ran to the barn and on the way he heard a shot and turned to see what had happened. He saw Louise on her knees. After he got inside the barn he heard another shot and looked out and saw Louise lying on the ground.

William went in the house, then came out and got into the automobile and came to the barn door and said to Albert: "Keep still about that or the same would happen to him."

At 7 o'clock in the evening Eichtencamp came by the field and found the dog that Flege had kicked just before he shot his sister, watching the gate, where he had kept the hogs out of the yard where the dead sister lay. Albert then called up the neighbors.

The reason Eichtencamp gave for leaving the body all day in the heat was: "Because I was afraid of him. I thought he might be around somewhere."

In the cross-examination counsel made strong efforts to impeach the testimony of Henry Heindrichs and Albert Eichtencamp.

May Accept New Pullman Rates.

Chicago, Dec. 3.—If the Pullman company's offer of a 20 per cent reduction in the rates charged for upper berths in sleeping cars, together with certain other reductions in both upper and lower berths, is acceptable to the interstate commerce commission, the railroads and the states appearing on complaint also will accept it, according to Commissioner Lane.

Pawnee Farmer Accidentally Killed.

Pawnee City, Neb., Dec. 3.—Bert Hall, a farmer, met with an accident that resulted in his death. He had started for home, horseback. Someone had closed a wire gate into the field, which threw his horse, which was galloping. Mr. Hall was thrown several feet, striking on his head and fracturing his skull.

PURE FOOD LAW TEST CASE

Supreme Court Will Pass on Net Weight Provision.

Lincoln, Dec. 3.—The supreme court has granted a writ of habeas corpus against Sheriff Hoagland of Lancaster county in behalf of O. J. King and H. T. Page, theoretically in the custody of the county official for having violated the pure food law. The writ is made returnable on Jan. 3, at which time the sheriff, through his counsel, the attorney general of the state, will show cause to the court why he should retain the custody of the plaintiffs. It is probable that attorneys on both sides of the question will file briefs covering the whole question in controversy and the supreme court will lay down an interpretation of the pure food law provisions and their constitutionality.

The case is a test brought by agreement between the pure food commissioner and the National Biscuit company to try out the provisions of the law which demands that the net weight must be stamped on all packages of certain foodstuffs, among them cereals.

ASQUITH PARTY IN HARD LINES

Stock Exchange Places Coalition Majority at About Sixty.

London, Dec. 3.—There has been a steady decline in the stock exchange price of coalition stock since the opening of the electoral campaign. Starting at 120 as the probable majority for the coalition parties, the figure gradually has dropped until it now ranges in the neighborhood of sixty.

If the brokers are well inspired the chances that the present struggle will settle the great constitutional questions now before the country seem remote.

Should Premier Asquith and his nationalist and laborite allies be returned to power with anything like so reduced a majority as here indicated, it is predicted that the premier will resign.

In that case A. J. Balfour, the opposition leader and prime minister in 1902 and 1905, presumably would be invited by King George to form a new cabinet and everything would be again thrown into the melting pot, as the only course open to Balfour would be another appeal to the country.

Old campaigners think that a sudden push such as would be made by a turn over in seats at today's elections, might easily start a landslide, and if this occurs the indications are that it is more likely to be in favor of unionism than radicalism.

NEBRASKANS MAKE HIT

Try to Get Berkshire Association at Chicago to Come Here.

Lincoln, Dec. 3.—W. R. Mellor, secretary of the state board of agriculture, has returned from Chicago, where he attended the meeting of the National Live Stock association. Governor Shallenberger, C. H. Rudge, George Hervey and other Nebraskans attended the meeting, and according to Mr. Mellor, Nebraskans were pretty much in evidence in the association's affairs.

"Governor Shallenberger spoke to the Shorthorn Breeders' association, of which association he is a director," said Mr. Mellor, "and his address was the feature of the meeting."

An invitation was extended to the National Berkshire association to meet here next year and Mr. Mellor believes the invitation will be accepted. Nebraska at its state fair last year had more hogs on exhibit than any state except Iowa, and as Iowa got the show and congress last year, he believes Nebraska's chances are good for next year.

Candidates Have Even Chance.

Washington, Dec. 3.—President Taft, having his message out of the way, began final consideration of the forthcoming appointments to the supreme court and to the court of commerce. Mr. Taft declares that all reports as to slates, etc., were pure guesswork and that he was still of an open mind and would listen to the claims of several scores of candidates.

"Lame Duck Alley" Created.

Washington, Dec. 3.—One of the corridors at the White House executive offices usually given over to the public was screened off by order of Secretary Norton and hereafter will be used as an additional waiting room for callers. A well known senator christened the new waiting space "Lame Duck alley." It is expected to be in constant use.

Habeas Corpus Writ for Dietz.

Madison, Wis., Dec. 3.—Chief Justice Winslow in the supreme court issued a mandate requiring Sheriff Madson of Sawyer county to bring John F. Dietz to Madison at 10 o'clock on Dec. 9 to show by what right he is holding Dietz a prisoner. It is a habeas corpus proceeding presented by a Milwaukee attorney.

Wait Still Leads.

Omaha, Dec. 3.—With the examination of the Douglas county voting machines, requested by Charles W. Pool, Democratic candidate for secretary of state, completed by the election canvassing board, Addison Wait, Republican candidate, still leads Mr. Pool by ninety-two votes.



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CLASS PARTICIPATES IN OYSTER SUPPER

Jesse Perry entertained in a most delightful manner the members of his Sunday School class of the Christian church, Thursday evening, at the pleasant home of Rev. Ratcliffe. A few minutes of the early part of the evening was taken up in the election of officers, the following officers being elected: Miss Leta Lafr, president; Miss Katie Foster, vice-president; Miss Margaret Thomas, treasurer; Miss Edith Miller, secretary, and Miss Myra Stenner, organist. Following the election of officers plans for enlarging the class were discussed and completed. A number of other interesting features were, also, introduced and carried through. The Pansy class is one of the best classes of the school. It has an enrollment of thirty-three, but want more. They have set their membership mark at fifty. The business session was then adjourned and the members of the class participated in a social time. At a convenient hour they were ushered into the beautifully arranged dining room, where the thoughtful teacher had planned a little surprise for them, it being in the nature of an oyster supper. It was a late hour when the members of the class departed for their homes, wishing each other success and feeling that it had been good for them to be there. Mr. and Mrs. Ratcliffe proved, both to teacher and class, to be cost excellent entertainers. Come join our ranks. Our motto is "We Need You and You Need Us."

Former Deputy County Clerk.

From Saturday's Daily. Chas. McPherson, of Lincoln, was in the city a few hours yesterday looking after some business matters, and in company with Judge Ramsey paid the Journal a brief, but pleasant visit. Mr. McPherson is a non-lawyer of the late Henry Lehnhoff, and a former resident of Cass county. Mr. McPherson is a pleasant gentleman and we were pleased to meet him. During the time when the old court house was in existence Mr. McPherson was deputy county clerk under James Robinson, performing the duties of the position during that gentleman's incumbency.

Consults Specialists.

Art Pribble, of the News-Herald, went to Council Bluffs this afternoon to consult a specialist, Dr. Baum, relative to a trouble he has with sore fingers, which refuse to heal. Art finds it pretty inconvenient to have this sort of trouble when he wants to set type.

Mr. Steve Copenhaver.

Mr. Steve Copenhaver, of near Murray, drove in today and transacted business in the county seat.

Both political parties have long realized that there should be a re-districting of the state, and the change in boundaries should have been made years ago, but for some reason the legislators have fought shy of making the change. According to the census of this year the eastern portion of the state has lost heavily in population and, therefore, we will lose in representation. Under a fair distribution Otoe county will no longer have a senator, but will be compelled to divide with either Cass or Nemaha, and we will also lose one of our members of the lower house.

The same is true in regard to Johnson, Pawnee, Nemaha and other counties in the southeastern portion of the state. The western part of the state has increased in population while the southeastern part has decreased. It seems hard to see the control of affairs wrested from the counties that have so long held control and we might say dictated the political affairs of the state, but we have lost our political prestige and must give way to the younger and more numerous counties.—Nebraska City News.

St. Luke's Choir Enjoys Outing.

Mr. Will Egenberger, the handsome and genial coal dealer at the corner of Main and Third streets, took it into his head to give the members of St. Luke's choir an outing as well as a jolly ride.

He accordingly caused the large coal wagon of the J. V. Egenberger yard to be upholstered with burlap and carpeted and cushioned to resemble a comfortable conveyance. The members of the choir assembled at the Riley hotel, where they were invited to "jump into the wagon and all take a ride."

The jolly party was driven to Mr. L. A. Moore's residence, where games, readings, music both instrumental and vocal were enjoyed until a late hour. The hit of the occasion was a solo by Jay Slevers. At 11 o'clock the company was invited to again occupy the wagon for a ride home. Mr. Egenberger received a vote of thanks which was expressed by "ripping," for the transportation furnished on the occasion, and every lady promised to buy coal at Egenberger's.

FEW ADVERTISERS REALIZE VALUE OF NEWSPAPERS

That few merchants and corporations realize the full value of adequate and systematic use of newspapers, in advertising their business was asserted by Ben S. Jacobs, advertising manager for Conrad & Co., who addressed the Pilgrim Publicity association on "Advertising" at the Boston City Club.

"Advertising," said Mr. Jacobs, "is salesmanship, but it goes further and reaches out more broadly. Appearance of stores is advertising, treatment accorded customers store service, etc. Advertising is not an expense, but an investment, and the up-to-date merchants set aside a fixed per cent for advertising of various sorts."

"A local paper ought to be encouraged. It is the most powerful agent of public opinion in the community and the broadest carrier of your own talk about your store. Papers should cater to the advertisers, and the merchants should co-operate with the paper to the mutual advantage of both. The newspaper is usually willing to do what it can. A city ought to have civic pride in a clean newspaper with modern type, neatly printed, and if this is so, the advertisements generally pay much better. Get in touch with the newspaper man. He is generally a mighty decent sort of fellow, and he and you should be in business together for mutual profit."

Notice to Creditors.

State of Nebraska, Cass County, ss.

In the matter of the estate of John H. Wallinger, deceased.

Notice is hereby given that the creditors of said deceased will meet the administrator of said estate, before me, County Judge of Cass County, Nebraska, at the county court room in Plattsmouth, in said county, on December 12, 1910, and on June 14, 1911, at 9 o'clock, a. m., each day, for the purpose of presenting their claims for examination, adjustment and allowance.

Six months are allowed for the creditors of said deceased to present their claims, and one year for the administrator to settle said estate, from the 12th day of December, 1910.

Witness my hand and seal of said County Court, at Plattsmouth, Nebraska, this 10th day of November, 1910.

(Seal) Allen J. Beeson, County Judge.

NOTICE TO NON-RESIDENTS AND DEFENDANTS WHOSE RESIDENCES ARE UNKNOWN.

IN THE DISTRICT COURT OF CASS COUNTY, NEBRASKA. William H. Rainey, Plaintiff, vs. G. M. Jordan, (first name unknown), George W. Jordan, James E. Jordan, James O. Jordan, Chalista Jordan, Charles G. Jordan, Mary E. Jordan, Jasper A. Ware, Smithton H. Davis, Sarah E. Davis, George M. Robertson, and Mrs. Francis A. Parry. You and each of you will hereby take notice that on the 22d day of November, 1910, William H. Rainey, plaintiff, filed his petition in the District Court of Cass County, Nebraska, against you, the object, purpose and prayer of which is to remove clouds from and quiet title of record by the decree of said court to the east half of the northeast quarter of section twenty-four (24) in town eleven (11) north, in range thirteen (13) east, and the south twenty-five (25) and one-fourth (25 1/4) acres of the southwest quarter of the northwest quarter of section nineteen (19) in town eleven (11) north, in range fourteen (14) east of the Sixth P. M., in Cass County, Nebraska, in plaintiff, William H. Rainey, as against you, and to exclude you and each of you from ever asserting or claiming any right, title or interest therein, or to any part or parcel thereof, and for such other and further relief as may be just and equitable.

You are required to answer said petition on or before the 9th day of January, 1911, or the allegations contained in said petition will be taken as true and a decree rendered accordingly. Dated: November 25th, 1910. By: WILLIAM H. RAINY, Plaintiff. By John M. Leyda, His Attorney.

Mrs. Nettie Stanton, of Union, is in the city for a visit with her sister, County Superintendent Mary Foster.

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