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## THE LAW REGARDING THE HAULING OF VOTERS TO THE POLLS

The Attorney General Says Law Applies Only to Persons Who Run Conveyances "For the Purpose of Conveying Voters to the Polls."

As the outgrowth of a lively tilt between regular and insurgent citizens in the Second ward of Blair at the time a primary election was held there for the purpose of selecting delegates to the republican convention, and as a result of the activity of Postmaster Cook of that place in hauling voters to the polls at that time, Don C. Van Deusen, newspaper man and well known as an official of the progressive league of the state, has asked Attorney General Martin for an interpretation of the law, passed by the late session of the state legislature, says the State Journal.

Mr. Van Deusen has read in the papers since the adjournment of the legislature that the law against carrying voters to the polls applies only to political committees and candidates and does not apply to private citizens and that a citizen can haul all the voters he can find and take them to the polls or that a neighbor may haul a neighbor to the polls and escape the penitentiary or any other punishment. Mr. Van Deusen had heard of such interpretations of the law, but he desired to get a decision from the attorney general, so he wrote that official as follows:

"What is your opinion about the law passed last winter prohibiting carrying of voters to polls? Private citizen hauled voters to polls in his auto all afternoon on primary day and said he had a right to, but a candidate or committee could not run, or cause to be run, an auto, omnibus, etc. Is he right in this or is the intent of the law that the practice shall be stopped? It seems to me some word from you in the state

papers would help solve this question for a good many people."

Attorney General Grant Martin was absent from home when this letter was received. Deputy Attorney General George W. Ayres and Assistant Attorney General Frank G. Edgerton were both present, and while they have not written an opinion, Mr. Ayres says he has no doubt but that the law applies only to candidates and political committees and he has doubts about its application to candidates in every case. He is inclined to the belief that a candidate can, under the law, haul a voter to a place near the polls and escape punishment unless it is proven that he ran his conveyance for the "purpose of conveying voters to the polls." In other words, a candidate might take a neighbor to town and not be subject to the law applying to candidates unless it is shown that the candidate had the conveyance run "for the purpose of conveying voters to the polls." The purpose of the candidate might be the governing feature under the law as it was adopted by the legislature.

It is conceded that the manner in which the law passed makes it easy for people to continue the practice of carrying voters to the polls. In many cases private citizens, not candidates or members of a political committee, become so enthusiastic that they will take their own automobiles and use them all day on election day to carry voters to the polls. Unless it is proven that such citizens are caused to do this by a candidate or a political committee, the citizen with the automobile is immune from punishment.

this being responsible for the defeat. There was not a base stolen on either side in the last session.

The weather was against us and held Greenwood back, so we were obliged to play Plattsmouth the first game, which was not the intention of the management. This would have added to our chances of winning both games.

Saturday will be the day for the return game with Greenwood and a good game is expected.

The attendance was very good, considering the threatening weather, and everyone seemed full of enthusiasm, especially in the seventh and eighth innings, when the Colts made the fight of their lives in an attempt to meet the margin against them.

Greenwood has a fast bunch and they played errorless ball, nothing but earned runs being secured off their aggregation.

Next Sunday, August 13, will be the date set for one of the best games of the season, we having secured the fast aggregation from Papillion. They have played winning ball with such teams as the Hocters of South Omaha, Advos and Blatz Brewing company of Omaha. Come out and see the home product go up against the real thing. The game will be called at 2:30.

**Laramie Valley Irrigated Lands.**  
75,000 acres just opened in the Laramie Valley, near Laramie, Wyoming, a city of 9,000 people, the center of two railroads, both of which run through Laramie Valley tract. Only ninety miles from Greeley, Colorado, the greatest irrigated agricultural district in the west. Laramie Valley land, with proper cultivation, will produce as much as the Greeley district, Laramie Valley land, including the very best water rights, at from \$30 to \$45 per acre. Easy term payments. Excursions every day, \$15.00 round trip. For full information write to J. P. Falter, Plattsmouth, Neb.

T. A. Marsh of Fremont is in town today.

### Louisville Street Carnival.

The carnival at Louisville this year will occur Thursday, Friday and Saturday, August 17, 18 and 19. A company of boosters from that city were in the city this morning advertising the big show, and went from here south to Mynard, Murray and other points on the same line of business. Their carnival promises to be a big thing for the enterprising little city.

## PLATTSMOUTH IS A MARKET FOR APPLES

J. E. Rundle Has Already Shipped Four Cars—Will Buy Many Winter Apples.

J. E. Rundle, the apple buyer, who opened up a place of business here this summer, has already bought and shipped away four carloads, or 640 barrels, of apples. Three of these cars were shipped to Minneapolis and the fourth car to Georgia. The apples that have been bought by Mr. Rundle are all of a summer variety, and are very perishable, even though they are bought when green and are sold for cooking apples.

He expects to buy apples here the entire season, and as there will be a much greater market for winter apples, he expects to buy an immense amount of them. They are not perishable and can be put in cold storage and marketed many months afterwards. He has been paying from \$1 to \$1.25 per barrel for apples, but lately there is scarcely any market for them, and the price has dropped to 75 cents a barrel.

There is a big apple crop in almost every section of the country and farmers will not be able to get high prices for apples, especially for the early stuff. Mr. Rundle has been paying higher than the market price for the apples bought here. Heretofore there has been no apple buyer in town. During the course of the entire season he will pay out many thousands of dollars to the farmers adjacent to Plattsmouth.

## SMALL BOYS LEAVE HOME TO GET RICH

Little Sons of Joe Wampler Found Life Too Slow in Plattsmouth and Left.

From Tuesday's Daily.

Employment in Plattsmouth seemed scarce to "Gwyn" and Archie Wampler, the little sons of Joe Wampler, and as they looked over across the river into Iowa they imagined that there would be plenty of work there, so last night they started out to make their fortune. With a total of 50 cents between them, they felt rich, and so they bid adieu to their home, but not to their parents. They were intending to write to the latter after they had made their fortune.

The boys are about 10 and 12 years old and started off without shoes or coats. They slept some place in town last night, and went across on the ferry this morning and were taken up at Pacific Junction and held till Deputy Sheriff Manspeaker arrived.

The boys let on as if they did not know the sheriff when he saw them, and professionally like, refused to talk when questioned about leaving home. The 50 cents was gone.

### Married in Lincoln.

From Tuesday's Daily.  
Charles J. Pankonin of Louisville, Neb., and Miss Bernice W. Eller of Weeping Water were married at 8:30 p. m. yesterday at the home of Mrs. E. F. Marcellus, 1536 U street. Rev. I. F. Roach of St. Paul's M. E. church performed the ceremony. After a short honeymoon Mr. and Mrs. Pankonin will make their home at Louisville.—Lincoln Journal.

### Here From Louisville.

C. N. Seybert, August Ossentop, Dr. E. G. Lewis and L. J. Mayfield, editor of the Courier, all of Louisville, were in town today distributing bills and literature for the street carnival to be held there August 17-19.

## CAN NOMINATE BY WRITING IN NAMES

Official Holding That Voters May Pick Candidates on Both Tickets.

Secretary of State Wait is still conducting his "questions and answers" department of the state administration, with reference to the provisions of the new primary law. Other people writing into his office furnish the questions, and it is his lot to supply the answers.

Clerk George E. Edwards of Perkins county, wrote from Grant wanting to know if democratic voters at the primaries could write upon their ballots the name of a man who had filed for an office on the republican ticket alone, and by so doing nominate him as the democratic candidate in case he should have a majority. Mr. Waite has answered as follows:

"Replying to your favor in which you submit the question as to whether a person can write in the name of a candidate for a certain office on the primary election ballot, whose name appears, and who has regularly filed on another ticket, the attorney general has ruled that it is lawful to write on any ticket the name of a person whom the voter desires to vote for. That being the case, it is my opinion that this vote would have to be counted, and if the name of a republican candidate (as you suggest), was written on a democratic ticket, and he received a plurality of votes on that ticket, in my opinion, he would be the democratic candidate for the office.

"If he were nominated on the republican ticket also, it would be legal to place his name on the election ballot, he being the party candidate for the democratic and republican ticket, and the names of those parties should be placed in brackets opposite his name with a square in which to make a cross for those who desire to vote for him."

## ROY McMACKEN IS PAINFULLY HURT

Falls From Sand Wagon and Wheel Scraps Skin Off His Back—Narrow Escape.

From Tuesday's Daily.

Ray McMaken, the 14-year-old son of J. H. McMaken, was very painfully hurt yesterday evening in the rear of the Baylor office, when he fell under a wagon loaded with sand and had his back scraped with the wheel. He was driving the team and was driving off the sand pile when one of the front wheels hit a stump, causing him to fall over. He fell directly in front of the wheel on one side, but saved himself from being run over by grasping hold of the tug of the harness on that side. The wheel, however, caught him partially and scraped his back pretty badly. It sort of pushed his body to one side also. He was first taken to the McMaken office, and then to his home. He is not seriously hurt.

### State Fair Item.

Entries for State Fair races September 4th to 8th will close Monday, August 14th, and are as follows: Trotting, 2:25, 2:18, 2:15 and 2:10. Pacing, 2:30, 2:20, 2:17, 2:10 and free for all. Each for a \$500 purse, with 5 per cent entry. On this date also closes the 11-16 mile Nebraska Derby for \$300, and the 10-mile relay running race (2 miles each day) for \$1,250. These, with the eight early closing races, four of which are for \$1,000 each, and nine running races, easily constitute the best card ever offered in Nebraska. The new grand stand to seat 6,400 people will be completed and patrons will have a nice, comfortable seat from which to enjoy races, aeroplane flights, Liberator's Military Band and Grand Opera Concert Company, Vaudeville and fireworks.

W. E. Rosencrans returned from Colorado Sunday evening and left Monday for Greenwood, at 1 o'clock.

### For Miss Budig.

From Tuesday's Daily.

A reception in honor of Miss Elsie Budig was given at the home of Mr. and Mrs. Alvin H. Murray last evening, where Miss Budig has been visiting her sister, Mrs. Murray, for the last five weeks. Miss Budig leaves today for her home in McCook, and the reception was in the nature of a farewell to her. Delicious refreshments and a luncheon were served about 11 o'clock, followed by some enjoyable music. The affair proved a very delightful one in every way. Those present were: Misses Elsie Budig, Louise Hesse, Velma Knott, Katherine Frakes, Mrs. A. T. Fitt, Mrs. Murray, Messrs. Earl M. Geis, Roy F. Benson, Henry Hesse, Alvin Murray, Carl J. Kumsmann and A. T. Fitt.

## SCHOOLS WILL OPEN ON SEPTEMBER 4TH

This Sad News for the Children Is Announced by the Board of Education.

Little boy and little girl, if you have tears, prepare to shed them now. The board of education, at its meeting last night, fixed Monday, September 4, for the opening of the public schools. This makes less than four weeks of vacation, so the Journal advises that all the boys whose feet have grown more than three sizes this summer should begin now to practice wearing shoes, so it won't be such a hardship to wear them on September 4, which, by the way, is Labor day. This being a legal holiday, the pupils will be directed to go to the schools at 9 o'clock, get their books and assignment of lessons and then be dismissed for the rest of the day.

The board ordered the telephones re-installed into the ward schools. They were taken out when the state commission decided that school and lodge telephones were to be classed as business phones and should be charged for at business phone rates. At the request of the schools here and from some other towns in the state, the board considered the matter again and decided to follow the Wisconsin law, which provides that school and lodge phones shall be charged for at residence rates.

The board also transacted considerable routine business.

## ARMSTRONG DEFEATED PAUL MORGAN, 6-1 6-0

Local Boys Are Getting Both Fun and Experience in the Big National Tourney.

From Tuesday's Daily.

At the National Clay Court Tennis tournament at Omaha yesterday Paul Morgan of Plattsmouth made his debut and received the experience which he was after, getting one game in the two sets with Joe Armstrong, the tennis wizard of the north. Paul got one more game than he expected to get. He said he hoped he would be paired with the best man in the tournament, and his wish was almost realized, as Armstrong is looked upon as one of the men that will fight it out in the semi-finals or finals.

Both Morgan and George Falter will enter the consolation singles, and also the doubles. They will have lots of fun and get some valuable experience from the tournament.

The tournament is proving a good one, and many of the matches are brilliant. As the weaker players are weeded out the playing will become more exciting and some great matches can be looked for at the end of the week.

### Her Brother Dead.

From Tuesday's Daily.  
Mr. and Mrs. G. P. Heil left yesterday evening for Pekin, Illinois, to attend the funeral of Mrs. Heil's brother, George Stoehr, who died at Pekin Sunday morning. Philip Stoehr, a brother of the deceased, left for Pekin Friday, and Adam Stoehr, another brother, and A. B. Fornuff, a relative, left for there Friday. The funeral was held this afternoon at 1 o'clock.

## FORTY AUTO LICENSES TAKEN UNDER NEW LAW

Records Show 13 New Automobiles Purchased in County in Last Thirty Days.

Since the new automobile licensing law went into effect July 7 of this year, forty automobile owners have taken out new licenses or renewals. The licenses run for a year, and those who took out licenses previous to July 7 will not have to take out renewals until their year is up. The records show thirty new automobiles purchased in the county during the last thirty days.

The list of automobile owners in this county who have taken out licenses under the new law are as follows, those marked "R" being renewals:

Plattsmouth—The Plattsmouth Telephone company, P. T. Becker (R), William Volk (R), John McNurlin (R), Pollock Parmele, William Baird (R), J. E. Mason (R).  
Louisville—Joe Schmarderer (R).

Weeping Water—Dr. James B. Hungate, William Spangler, W. H. Tuck (R).

Nebawka—W. M. Philpot (R) O. Lumberg (R), Otto Carroll (R), Henry Wessell, F. P. Shelton (R), Henry Kanbe (R), F. C. Schomaker (R).

Wabash—Henry Obermalts (R), J. W. Stanton, Charles Ward (R), W. A. Bouton (R).

Union—W. L. Taylor (R), Amos McNanee (R), L. G. Todd (R).

Cedar Creek—William Heil (R), J. H. Hesselow, C. E. Metzger (R).

Murdock—J. H. Schwinn (R), Peter Eveland (R).

Manly—Adolph Bergman (R).  
Elmwood—H. H. Swarts, W. N. Minford.

Greenwood—C. E. Hurlbut, J. C. Lemon (R).

Avoca—H. F. Behrens.  
Eagle—William Oelschlagger (R), Ben Lehman (R).  
South Bend—A. E. Jenks.

## THE HOT WAVES SEEMS TO HAVE RETURNED

Old Sol's Beams Were Pretty Uncomfortable—Wind Helps Out in the Afternoon.

From Wednesday's Daily.

The hot wave, which left "these parts" soon after the Fourth of July, seems to have returned, although not in its former intensity. There were many complaints about the heat until about 1 o'clock, when a strong wind from the northeast seemed to make things a little more comfortable.

A street thermometer, which was in the sun, showed a temperature of 114 at 1 o'clock. At 1:30 the temperature at the Burlington depot showed 89 degrees, but was probably several degrees higher than this before the strong wind came up.

Reports from the south, where there has been a cool July for the first time in many years, state that the hot wave has returned there, too.

Plattsmouth has no reason to complain, however, since it has had a full month of summer resort weather.

### 758 Barrels in Car.

Do you think it would be possible to pack 758 regular sized apple barrels in a box car? Well, the J. E. Rundle company, apple buyers, are authority for the statement that the last carload of barrels received by them had a total of 758 barrels. Each of these barrels took up just as much room as if filled. The barrels came in a furniture car, which is fifty-one feet long and about two or three feet higher than an ordinary box car.

### Donat Ahead of Time.

Ed Donat was down to the Burlington station this morning and bought a ticket for Malvern, Iowa. He was sitting on one of the benches waiting for No. 6, when he asked a man sitting next to him: "What day is today?" He was told it was Wednesday. "By jeminy," said Ed, "I ought to have went tomorrow, but I went today." And he went.

## CEDAR CREEK BREAKS EVEN IN GAMES

Two Games Were Played on the Cedar Creek Grounds Sunday Afternoon.

Cedar Creek broke even in a double-header on the local grounds here Sunday by defeating Plattsmouth to the tune of 11 to 5 and losing to Greenwood by a score of 6 to 4. The first game was a little ragged at times, and in the third inning Plattsmouth started things with two scores, and the ice being broken, the Colts cut loose on Mr. Dobson for a bunch of hits, coupled with errors, and nine scores resulted. Every stick was loaded and Wolff, who was first up in this inning, counted twice. After this round the game was played careful and the Colts laid up for the next game.

Gotsch pitched a good game, but was a little wild. However, no one was awarded a pass nor was a man hit.

Greenwood started things with a score in the third inning on a bad heave to first, and counted three again in the fourth. In the seventh, after two men were down, Dugan was safe on being hit by a pitched ball and Wolff followed on the same stunt, both advancing a base on a fumble of the catcher, and scored on Connor's two-bagger to right. Then in the eighth they connected for two more scores, which tied the score, and after two men were down in the first of the ninth a scratch hit brought in a score and another was counted later, making two in all, which could not be overcome, although the first Colt up hit the first ball thrown to deep center, but this field was out of luck, the gardener there accepting five chances without a bobble.

Connor pitched a good game and was fairly supported barring the third and fourth innings, but the base running was very rank,

lf-d&w.