

The Plattsmouth Journal.

VOL. XXXIII.

PLATTSMOUTH, NEBRASKA, THURSDAY, APRIL 29, 1915.

NO. 90.

THE MANLEY ELEVATOR CASE IN DISTRICT COURT

Suit Over Grain Stored at Keckler Elevator at Manley Involves a Large Sum of Money.

From Tuesday's Daily. The time of the district court was occupied yesterday with the hearing of the case of James L. Wiles vs. Solomon C. Keckler, in which the plaintiff seeks a judgment for \$5,804.65, which it is alleged is due for grain which had been stored in the elevator of the plaintiff at Manley, from July, 1913, to January 5, 1914, at which time the elevator was burned down.

In his petition the plaintiff alleges that during the month of July, 1913, he had 1,169 bushels of wheat stored in the elevator with an oral agreement with the defendant that the grain was to remain until the plaintiff should decide to sell it, and that the following parties had grain stored there under a similar agreement: Mark E. Wiles, 1,200 bushels of wheat, and in August 250 bushels of oats and in November 150 bushels of corn; Monroe Wiles, in August and November, 731 bushels of oats and 158 bushels of corn; Roy E. Wiles had in July, 1913, 925 bushels of wheat in the elevator; Isaac Wiles had in July, 1913, 239 bushels of wheat in the elevator; Thomas L. Wiles, 488 bushels of wheat and 1,095 bushels of oats; James M. Teegarden, 500 bushels of corn; D. D. Brown, 75 bushels of oats; C. H. Lau, 616 bushels of wheat; Orin Schiefert, 540 bushels of wheat, and in November, R. D. O'Brien, 200 bushels of corn. During this time and up to January 5, 1914, the plaintiff nor any of the parties named had ordered the grain sold or removed. It is also alleged that subsequent to the storing of said grain and prior to January 5, 1914, the grain was sold by defendant.

The amounts due to the different parties as named by the plaintiff are as follows: James L. Wiles, \$476.75; Mark E. Wiles, \$827.50; Monroe Wiles, \$351.70; Roy E. Wiles, \$693.75; Isaac Wiles, \$271.50; Thomas L. Wiles, \$749.25; James M. Teegarden, \$500; D. D. Brown, \$26.25; Charles H. Lau, \$45.2; Orin Schiefert, \$179.35; and R. D. O'Brien, \$170. The plaintiff further states that he has purchased the interest and claims of these parties in the suit and is now the owner of the claims against the defendant.

The defense contends that the grain was in the elevator and was destroyed in the fire on the 5th of January, 1914, and had been kept in the elevator without charge to the parties named in the suit.

The matter has attracted a great deal of attention in the vicinity of Manley, where all the parties are very prominent, and a large number from that locality were present to hear the case, which was quite hotly contested by both the plaintiff and the defendant. C. A. Rawls appears for the plaintiff and Matthew Gering for the defendant.

REV. HALLOWELL HAS JUST CLOSED SUCCESSFUL REVIVAL AT BRUSH CREEK

From Tuesday's Daily. A letter has just been received here by friends from Rev. A. G. Hollowell, former pastor of the Christian church in this city, in which he states that he had just concluded a most successful series of meetings at Battle Creek, Nebraska, with the best of results for his church, and as a result of his work there has been extended a call to that place to take charge of the Christian church in that city, and has the offer under consideration, but does not know as yet whether he will accept or not. He is at present visiting in Brush, Colorado, as the guest of several old friends whom he met while in church work in Kansas, and is enjoying the visit immensely.

Subscribe for the Journal.

Front Looks Fine.

From Tuesday's Daily. This morning the covering that has hidden the new front of the building that is to be occupied by Mrs. O. P. Monroe with her furniture and furnishings stock was removed and the new front adds considerably to the appearance of that section of the city. The carpenter work on the front has been done by Tom Isner, the contractor, and the fancy brick work by Emil Walters, and is a splendid job, as well as a fine addition to the business section of the city.

ATTEMPTED SUICIDE OF A FORMER PLATTSMOUTH LADY IN OMAHA MONDAY

From Tuesday's Daily. The following taken from the Omaha Bee of this morning will be of much interest here, as it relates to the attempted suicide of Mrs. Bert McKinney, who made her home in this city for several years prior to her marriage, and the news of the unfortunate circumstances of the family that led the wife and mother to attempt to end her life will cause a profound feeling of grief. The situation of the unfortunate family seems to have aroused a great deal of sympathy, as the story from the metropolis shows has touched the more liberal citizens, who have added material aid to the family.

Ben Franklin, wealthy St. Louis horse buyer and well known in the South Omaha market, read the story published in Monday's Bee about Mrs. Bert McKinney, 2221 California street, who tried suicide because her laborer-husband could not earn enough to keep herself and two small children from want. Last night, accompanied by Manager M. M. Thiese of the Millard hotel, he went to the hotel the McKinneys call a home and turned \$300 over to them.

Most of this sum was raised in South Omaha among the stockmen at the solicitation of Mr. Franklin, who headed the subscription list with \$10.

McKinney had been working at hard labor every day he could get work, trying to support his wife and their two children, aged 6 months and 6 years, respectively. His wife's illness took most of his money, for medicines and physician's care, and their surroundings as a result were most pitiful. Sunday night Mrs. McKinney tried to give up the fight by swallowing poison. She will recover.

"God knows I need money," cried McKinney, when it was handed to him, "but I'm not asking charity. All I ask is a chance for my babies."

"Never mind, old man, we know you're not asking charity," answered Franklin. "We know you've had a hard tussle for life without asking for help, and we just want you to take this as a little encouragement to keep up the fight."

DEATH OF WAYNE HOBSON, SON OF MR. AND MRS. J. W. HOBSON

From Tuesday's Daily. The funeral of Wayne, the 14-year-old son of Mr. and Mrs. J. W. Hobson, was held this afternoon at 2 o'clock from the late home and the services were conducted by Rev. F. M. Drulliner of the Methodist church and were attended by quite a large number of the relatives and friends. The death of the lad was quite sudden, as his being taken down occurred Sunday, and from that time on he rapidly grew worse, suffering from meningitis, which affected his brain, and after hours of suffering caused his death. The young man was apparently in the best of health Saturday and was playing ball and enjoying himself, but on returning home he complained of not being well and from that time on he rapidly grew worse and many rumors were circulated as to his having been given poisoned candy, but this was without any foundation whatever. The death of the young man occurred yesterday shortly before noon. In their loss the bereaved parents have the deep sympathy of the community.

Sell your property by an ad in The Journal.

EX-MAYOR, JOHN P. SATTLER, A GOOD AND FAITHFUL OFFICIAL

From Wednesday's Daily. The service of John P. Sattler to the people of Plattsmouth as their mayor is going to be more and more appreciated as time rolls on and the works which were inaugurated under his administration are put to test. The time of his service, covering some seven years, will be marked as being among the most successful the city has enjoyed for a long, long time and greater advancement was had in all lines during his service than at any time in the last twenty years, and all the time the best interests of the city were his every thought. In the lines of public improvements his term covers a great period of permanent walk and paving work that gave the city more than any similar length of time in the history of the town. When taking office the city was groaning under a bonded indebtedness of \$190,000, yet today there is only \$168,000 to be checked up against the city, and this through the work of the mayor and council in guiding the affairs of the city through these years. Being of the common people, Mr. Sattler was always approachable and courteous to all and the humblest citizen could approach him and be heard with as much attention as the man of influence and power, and his personal attitude toward his fellow man never changed in the least by his election to office. He has been a good man in the office of mayor and we trust his successor may give us as good an administration.

B. I. CLEMENTS, ADMINISTRATOR, FILES SUIT IN THE COUNTY COURT

From Wednesday's Daily. A suit has been filed in the county court entitled B. I. Clements, administrator of the estate of Henry F. Krulle, deceased, vs. William S. Waters. In his petition the plaintiff states that the defendant was the executor of the estate of Sophia Krulle, deceased, and all incomes of said estate was to be paid to said Henry F. Krulle during his lifetime. On October 22, 1914, the plaintiff states William S. Waters filed his final report in the county court of the estate of Sophia Krulle, setting forth among other things that he had paid to Henry F. Krulle the sum of \$694.28. That the defendant admits that Henry F. Krulle at once paid back to him this sum of money, which he now has on hand, and the plaintiff prays that a judgment of \$294.28, together with interest at the rate of 7 per cent be given against said William S. Waters and the money paid over to the estate of Henry F. Krulle, deceased. C. S. Aldrich of Elmwood appears as attorney for the plaintiff in the action.

VERDICT RENDERED IN MANLEY ELEVATOR CASE

From Wednesday's Daily. The case of James L. Wiles vs. Solomon C. Keckler, which occupied all of Monday and Tuesday in the district court was submitted to the jury late yesterday afternoon, and the jurors retired to their room to arrive at a decision, and shortly after 6 o'clock returned a verdict in favor of the plaintiff in the sum sued for, \$5,804.65, together with interest at 7 per cent from January 7, 1914, amounting to \$530.39. After the arrival at a verdict Judge Begley at once convened court and the verdict of the jury was announced. The judge left last evening for Pappillion and will return to this city in the morning, when the case of George W. Snyder vs. C. Lawrence Stull will be called before the jury. This is an appeal from the county court, where the plaintiff secured a judgment.

For Sale.

Good Durham Shorthorn bull, 2 years old. Inquire of J. J. Lohnes, Mynard, Neb. 4-29-4wks-w

Indians to Come Back.

From Wednesday's Daily. The Indian Motorcycle Base Ball team will play a return engagement here next Sunday and try to wipe out their previous defeat by the Red Sox. This is the team that appeared here two weeks ago and made a most interesting game for the fans, and their return is to be looked forward to with pleasure, as they are a fine bunch of young men and play a good clean game of ball all the time. The Indians were defeated here by a 1 to 0 score and a red-hot contest may be looked forward to on their return engagement on Sunday next.

THE WOODMAN CIRCLE ENJOY A VERY DELIGHTFUL TIME LAST EVENING

From Wednesday's Daily. The members of the Woodman Circle last evening enjoyed a most delightful time at their hall in a business and social session of the order. At the regular session of the lodge five candidates were received into membership and properly inducted into the mysteries of the order by the drill team under the leadership of the captain, Mrs. M. E. Manspeaker, and were given all the different workings of the order. At the close of the business of the lodge the members were invited to the hall on the first floor, where a most delightful social time was enjoyed for several hours in dancing and having a general social time among the different members of the order and their friends, who had been invited to participate in the pleasures of the evening. A most delicious luncheon was served during the evening that served to add greatly to the pleasure of everyone present, and came as a rare treat to a most delightful evening. There was a large number in attendance at the meeting.

BEN RAINEY, THE RETIRING CHIEF OF POLICE, NOW A PRIVATE CITIZEN

From Tuesday's Daily. Today marked the close of the services of Ben Rainey as chief of police of the city of Plattsmouth, and that gentleman steps out of office with the record of being the best chief of police Plattsmouth has had in the past ten years without a doubt. Conditions were such when Mr. Rainey assumed the office that made disorder a common occurrence in this city, but since his entering the service of the city of Plattsmouth he has changed these conditions and today, when he turned his office over to his successor, appointed by Mayor Richey, he leaves a city as free from disorder and troubles that usually occur in a town of this size, as can be found in the broad state of Nebraska.

There is no man who can fill the office as long and as well as Mr. Rainey has that does not make a few enemies, and we want to say right here that there has never been a time during the administration of Mr. Rainey that the citizens of Plattsmouth have not felt that their interests and property were well protected by the police department of the city. As far as can be demanded of any man, Ben Rainey gave a just service to the city and all fair-minded citizens pay him the tribute of a brave and efficient officer, who was to be depended on to discharge his duties without fear or favor.

Mr. Barclay, who succeeds him in the office, is just making his maiden effort in this line of work and should have the support of all the people in his service, and when he leaves the office it is to be hoped he may retire with a record as an officer that will be equal to that of Mr. Rainey—a good, efficient officer of the law.

Lost.

Between the German Lutheran church on the Louisville road, and Plattsmouth, a cap off of the crank shaft of an automobile. Finder will confer a favor by leaving same at this office. 4-29-tfw

The Journal does job work.

FUNERAL OF MRS. AUGUST TARTSCH HELD YESTERDAY

Last Tribute of Esteem and Respect to a Grand, Good Woman, Mother and Wife.

From Wednesday's Daily. Yesterday afternoon the funeral of the late Mrs. August Tartsch was held from the home on Granite street, and the house was crowded with the old friends gathered to pay their last tribute of respect to this most estimable lady, while many were compelled to stand in the yard unable to get to the house. The Burlington upholstery department attended the services in a body to honor the memory of the mother of one of their number, as well as the Frauen-Verein, of which Mrs. Tartsch was a member.

The services were in charge of Rev. J. H. Steger, who gave a very impressive sermon on the life of the wife, mother and friend just called away, and his remarks, while brief, were very eloquent and consoled, as far as possible the heartache of those who were left behind to mourn. Rev. Steger has been pastor of the church of which Mr. and Mrs. Tartsch are members and his acquaintance with the life of the departed lady allowed his paying her a most deserved tribute of esteem and respect.

During the course of the funeral the choir of St. Paul's church gave a number of the old well-loved hymns that had been so much cherished by Mrs. Tartsch in life and were fittingly sang for the last time over her final rest. At the conclusion of the service the body was borne tenderly to the last resting place in Oak Hill cemetery and consigned to sleep until the dawning of another day. The pall-bearers were selected from the old friends of the family and consisted of John Albert, Philip Thierolf, Jacob Fritsch, Leonard Born, William Ballance and H. M. Soennichsen.

There has been a general feeling of grief over the taking away of Mrs. Tartsch from the home where she had spent so many happy hours and a long and useful life here in the community and her place in the hearts of her friends will be one hard indeed to fill and in their grief the family will be tendered the deepest sympathy of the community in their loss of a kind and loving wife and mother.

TALK OF BRINGING THE W. C. T. U. CONVENTION TO PLATTSMOUTH

From Tuesday's Daily. Mrs. Annetta Nesbit of Pawnee City, Neb., state financial secretary of the W. C. T. U., has been in this city since Saturday to see what could be done in regard to holding the W. C. T. U. state convention in this city in September, which will bring some 200 delegates to this city. There was much interest manifested, but nothing definite was decided. This will be quite an undertaking for the local union. Mrs. Nesbit gave an address at the Methodist church at Mynard Sunday afternoon, which was greatly enjoyed by those in attendance. Sunday evening she gave an address at the Presbyterian church in this city, which was listened to with the closest attention.

The local W. C. T. U. held a social meeting at the pleasant home of Mrs. Troop on Chicago avenue yesterday afternoon, which was largely attended by the members and friends. Mrs. Nesbit was present and gave an excellent address and during the afternoon raised the local union's state apportionment of \$100. Mrs. Nesbit is a most earnest worker and her visit here greatly encouraged the ladies of the local W. C. T. U. The pretty parlors of the Troop home had been very attractively decorated in the suffrage colors, yellow and white, for the occasion. During the course of the afternoon Mrs. Troop served a delightful luncheon which was very much appreciated by the large number in attendance.

Met With Sad Accident.

From Tuesday's Daily. Sunday Leo Fassbender and Clare Glenn went to Lincoln for a short visit, riding a motorcycle. They had made the trip successfully and were on their way home, and when coming down a hill near Louisville they ran into a rut in the road and the machine was turned over. Mr. Fassbender was thrown forcibly to the ground and sustained a broken leg and the legments in his ankle were torn loose. By the time they arrived home the limb was greatly swollen. Leo is confined to his bed and will be there for some time, as the break is an exceedingly bad one. Mr. Glenn escaped with a few bruises.—Nebraska City News.

CHARTER MEMBERS OF THE GRAND LODGE ROYAL ARCANUM

From Wednesday's Daily. Yesterday William Holly of this city was in the metropolis in attendance at the state grand lodge of the Royal Arcanum, as the representative of the council in this city. While there, in examining the charter of the grand lodge, he discovered the name of three Plattsmouth gentlemen as members of the first state grand lodge—Messrs. H. R. Gering, W. K. Fox and J. C. Peterson. Two of these, Mr. Fox and Mr. Gering, are still members of the order, and this gives Plattsmouth quite a representation among the original charter members of the grand lodge in the state. While there Mr. Holly met Dr. Frank Burgess, a former resident of this city and a son of the late Canon Burgess, who was there in company with his son, Frank Burgess, jr., and the younger gentleman was selected as grand scribe at the meeting. The Burgess family now reside at Cedar Rapids, Neb.

C. E. WESCOTT'S SONS INSTALL SEVERAL MODERN CLOTHING CABINETS

From Wednesday's Daily. The firm of C. E. Wescott's Sons this morning completed the work of installing in their fine clothing and furnishing establishment several additional cabinets in which to house their large stock of suits and overcoats. These cabinets are the famous Welsh clothing wall cabinets and are of the same style as those which were placed in the store last fall, and this now gives the firm a place in which they can put several hundred suits and keep them absolutely free from all dust and dirt of any kind. The cabinets are finished in dark oak, and with the large glass sliding doors makes the store as modern in this detail as any in the largest cities. In the rear portion of the store in the furnishing department additional shelving has been placed, which will take care of a part of the stock and allow of doing away with the tables and racks throughout the center of the store and give the firm a fine opportunity to make their store as modern and up-to-date as possible. The cabinets are the last word in store furnishings and one in which this firm can take a just pride.

Fine Little Automobile.

From Wednesday's Daily. S. A. Bock, representing the Foshier-Enger Automobile Co., was in the city today with one of his fine little autos and will remain here for a few days to give a demonstration of his machine. Mr. Bock, in company with the irreplaceable Ted Jeary of Elmwood, was a caller at this office for a short time and we were well pleased to meet him. The Enger car is a neat and reliable machine and one that is generally accepted as being one of the most serviceable cars on the market today. The demonstration will be one that will attract the attention of those interested in automobiles.

Mrs. S. A. Wiles motored in this morning from her farm home near this city and was a passenger this morning for Omaha, where she will visit for the day, looking after some matters of business.

REMEMBER THE BOYS WHO SAVED OUR COUNTRY

Decoration Day Should Be Remembered by Scattering Flowers Over the Graves of Those Soldiers Who Sleep in Oak Hill.

Before many weeks Memorial Day, or Decoration Day, as it is more familiarly known, will be with us, and again a nation will pay a tribute to its heroic dead, both of the blue and the gray. Here in Plattsmouth, where the ranks of the survivors of the great struggle of 1861-65 are growing less, so that only a mere handful of the old veterans are left with us, the day should be especially observed and the schools and citizens see that the anniversary is observed in a fitting manner worthy of the great cause to which it has been dedicated by a grateful people. The arrangements for the observance of the day will be announced in a short time to allow everyone an opportunity of assisting in the preparation for the observance of the occasion as it should be carried out.

Memorial Day is a legal holiday to forty of the forty-eight states of the union and in the District of Columbia, Porto Rico and Alaska. The unanimity with which state legislatures have set apart the day for decorating the graves of the soldier dead and celebrating their devotion to the country with song, speech and story, is an evidence of almost universal recognition of the debt the nation owes the volunteer soldier. When the grand review of soldiers was held in Washington at the close of the civil war some individual, with rare insight into the heart of things, had a huge banner prepared which bore in bold letters the legend: "The only debt this nation can never repay is the debt of gratitude it owes to the victorious union soldiers." It was at a time when pessimists were harping upon the financial obligation incurred by the war and predicting national bankruptcy. The banner called attention to an obligation which could not be discharged with gold or national currency, an obligation which would be perennial. For these soldiers had offered their heart blood that "government of the people, for the people and by the people should not perish from the earth."

War has been vigorously defined with a monosyllable by one of the great generals of the greatest civil war in history. Men and women do well to spend their time and money in promoting the cause of peace. Neither tongue nor pen nor brush can adequately portray the horrors of war. Every sacrifice consistent with honor should be made to avert it. When it is prosecuted merely for aggrandizement it is a monstrous crime. When anger or resentment provoke it, it is but little better. But occasions do arise and have arisen when it is necessary. Such was the case when the citizen soldiers left the pursuits of peace and the comforts of home, counting peace, health, family ties and life itself as naught as against the obligation to preserve a nation, committed to their keeping by their fathers. Whatever their personal faults and failings and however much they lacked in the qualities essential to saintliness as the church reckons sanctity, all who responded to the supreme test of patriotic devotion should live as saints in the memory of the nation they preserved.

The observance of Memorial Day is characterized by no bitterness of feeling. The hatred that grew out of the misunderstandings of fifty years ago has "been buried with a ritual of blood." It is a day of tender sadness, a sadness which grows as reflection on the rapidly thinning ranks of the survivors of the Grand Army of the Republic, survivors who have manifested, almost without exception, the same high love of country in the walks of peace that they showed amid the rattle of musketry. In the course of nature it can be but a little while until the last veteran will have been mustered from the ranks militant into the ranks triumphant, but Memorial Day will linger as an annual festival of tender memories and consecration to patriotism.