Nebraska State Historical Society

The

Plattsmouth Journal.

GOVERNOR TAKES

NO ACTION UN

GRAND JURY PROBE

GOVERNOR BRYAN STILL AT SEA

ON COURSE TO PURSUE, AC-

CORDING TO REPORTS.

REFERRED TO ATTY. GENERAL

Officials Would Continue to

Hold Their Offices.

VOL. NO. XXXIX.

plea of abatement be heard by **COUNTY ATTORNEY** ury rather than the court. Judge Button stated that on the question of Mr. Dwyer having been COLE HAS CASE appointed to appear as prosecutor before the grand jury was rather for the court of law to determine than a jury. DECIDED FOR HIM jury. Mr. Tidd also conteded that the appointment of Mr. Dwyer as the prosecutor was not made in the

JUDGE F. W. BUTTON OF FRE-MONT PRESIDING AT PRE-LIMINARY HEARING.

jury and had been asked to continue **BEFENDANTS RAISE OBJECTION** to represent the prosecution in the preliminary hearings of the cases. The plea of abatement of the defend-

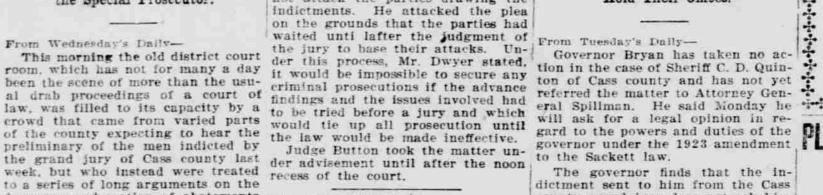
Plea in Abatement For the Trial of Issues by Jury on Right of the Special Prosecutor.

From Wednesday's Daily-

This morning the old district court been the scene of more than the usupreliminary of the men indicted by week, but who instead were treated to a series of long arguments on the demurrer and motion of abatements filed by counsel for the indicted men TO ESTABLISH which to the povice and layman was which to the novice and layman was decidedly uninteresting but which on the cases will have an important bearing when the final ruling of Judge F. W. Button of Fremont, the presiding judge, is made.

The array of talent on the side of the various defendants was quite noticeable. Fred Wright and H. H. Kuppinger of Omaha and C. A. Rawls of tihs city appearing for C. C. Parmele, indicted on two charges -forgery and embezzlement; William A. Robertson of this city and D. W. Livingston of Nebraska City for J. W. Chilton, charged with obtaining money under false pretenses. Mr. Rawls also appeared for County Attorney A. G. Cole, who is charged

with malfeasance in office, A. L.



Mr. Tidd also conteded that

manner as prescribed by law. The

defendants also charged that the

special prosecutor had made state-

ments relative to securing charges

Mr. Dwyer stated that he had

been appointed by the presiding

judge as prosecutor before the grand

ants did not attack the jury making

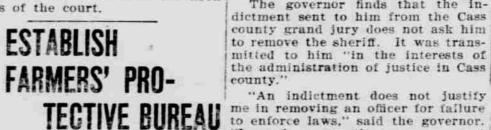
rather was personal on himself on

the parties of the parties and did

not attack the parties drawing the

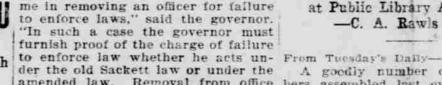
the indictments or the findings but Position Looks as Though Indicted

against the parties indicted.



Jas. Buel of Omaha to Start Branch Here to Care For Protection of Farms From Thieves.

From Wednesday's Dally-Yesterday afternoon James Buel of Omaha, head of the Buel National Detective agency, was in the city merely power to direct oust making arrangements for the open- ceedings against an officer." ing of a branch of his company here



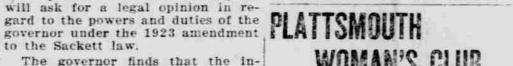
under the new law must be followed usual time and place. All of the of-

This afternoon after the resumption of the court. Judge Button took up the matter of the demurrer in behalf of County Attorney A. G. Cole, filed by Mr. C. A. Rawls and the court sustained the motion of the defense and the indictment as far as Mr. Cole is concerned was closed and the case dismussed. This is the indictment in which Mr. Cole was charged jointly with Holmes and Grebe of malfeasance in 0%0 office. In his decision, Judge Button stated that his sus-

COLE CASE IS DISMISSED

PLATTSMOUTH, NEBRASKA. THURSDAY, DECEMBER 6, 1923.

taining of the demurrer did not relieve Mr. Cole of the disqualification as to the trial of the cases that were coming before the court. and that the county attorney would not at this time be permitted to try the + cases that he had not been specifically assigned to by the court.



WOMAN'S CLUB HAS MEETING

"An indictment does not justify Members Enjoy Interesting Program at Public Library Auditorium -C. A. Rawls Talks.

the old law the governor has no pow- secretary and treasurer. Additional just a few feet away and from which and includes the work of the younger proving his gasoline price war. er to remove or appoint a successor, reports from the civic committee and a clear view can be secured of the children in the primary and lower merely power to direct ouster pro- the committee in charge of the bake office. sale were financially encouraging The police are working on the case advanced art and pen work in the great surprise to political observers. The governor finds that two and it was decided to hold another and hope to run down tht party who seventh and eighth grades and the McMaster, in declaring for the senathat would extend the protection of charges in the indictment against bake sale just before Christmas and was co successful in getting away as well William Grebe and Fred A. the agency to the farmers of this lo- Quinton relate to alleged refusal to to postpone the spensoring of a movie with the hard earned "roll" of Mr. enforce liquor laws. The other until some time in January. Frady. The program in charge of Mrs. C. tative of the Journal, Mr. Buel stated other laws. The governor calls at- A. Rawls, was replete with interest. **CHIEF OF POLICE DENIES** that the new system that he is ex- tention to the fact that the amend- Rev. H. G. McClusky accompanied by tending over the eastern part of Ne- ment of 1923 did not go into effect Miss Baird, was at his best in the braska will be known as the Farm- until August 3. One charge relating rendition of his sole, "Children of ALLEGED STATEMENTS C. D. Quinton, charged with protect- ers' Protective Bureau and that the to liquor laws dates back to the year Men." He responded to an encore scope of the new branch that is af- 1922 and the other to last July, prior with another pleasing selection. The fillated with the Buel agency in Om- to the date of the new law which cornet solo of Miss Hartley with Miss Remarks Credited to Him in

SATURDAY EVEN'G 135 IRON MEN TAKEN FROM THE trically one of the most labor and CASH REGISTER SHORTLY AFTER 5 O'CLOCK. PERPETRATOR OF CRIME LOOSE

FRADY GARAGE

ROBBED OF \$135

Clues May Lead to Revealing Person Who So Skilfully Looted the Garage Office.

From Monday's Daily-

Saturday evening shortly after 5 o'clock, John Frady, the proprietor of the garage at the corner of 7th and Vine streets, visited the office of *jar atie ejes astes les entes es ja jas fes fes jas jas jas jas jas the garage building to check up and on opening the McCaskey cash register was startled to find that \$135 that he had placed there a few hours. earlier in the day was missing. The office of the garage is located in the southwest corner of the building, the door opening off of Vine street and the register is locat-

ed about the center of the office and is also used as a desk for the telephone.

brother were engaged a part of the time in the repair shop, located at the north end of the building, which From Wednesday's Daily-

is some distance from the office, but Preparations are now under way that they endeavored to keep an eye for the holding of an industrial art on the office as much as possible and exhibit at the Plattsmouth high a vote of 40,207 against 37,827 for der the old Sackett law or under the A goodly number of club mem- cannot figure out how the party or school gym on Wednesday, December amended law. Removal from office hers assembled last evening at the parties could get in and loot the re- 12, and which will be one of the gister without being seen by some- most complete of its kind that has convention had approved a platform by prosecution in court to sustain ficers being present, reports were one either in the building or who ever been attempted by the school. The exhibit will be very thorough

The Nebraska Gas and Electric **REJECTED BY** company is announcing a very fine demonstration for Wednesday of all kinds of electrical appliances and at which time Mr. Hall, one of the CONVENTION alesmen of great experience, will be present to take charge of the work and give everyone a clear idea of the usefulness of the many modern devices that make housekeeping elec-CALIFORNIAN BEATEN BY COOL-IDGE IN SOUTH DAKOTA

time saving steps of this day and age. Mr. Hall will have everything that is handled by the company in the way of home comforts in electrical appliances and every lady of the city is urged by Mr. C. J. The-leen, the local manager, to call at M'MASTER IS ALSO ENDORSED een, the local manager, to call at the offices and sales rooms of the Nebraska Gas and Electric company and enjoy the demonstration. In addition there will be a special

WILL HOLD DEMONSTRATION

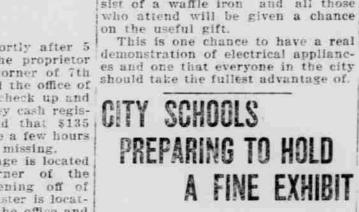
From Tuesday's Dally-

prize given the lady holding the lucky number and which will consist of a waffle iron and all those

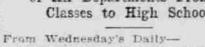
Classes to High School.

Senator Thomas Sterling, incumbent. Prior to the vote, the republican plank endorsing Governor McMaster's state administration and ap-

The McMaster endorsement, after grades of the school up to the more the Coolidge selection, came as a arsed the



Industrial Art Exhibit to Show Work of All Departments From C



them.

Mr. Frady states that he and his

charges against an officer. Under given by the secretary, corresponding might be passing along the street.

Interview With Bee.

Mr. Jones was a caller at the Jour-

given an opportunity of making a From Tuesday's Dafly-

nal office and requested that he be

dental of a statement alleged to have

"They say I haven't enforced

the law while in office," the

chief said. "I'll show 'em. If

these farmers think they can

come in here to talk over my

alleged shortcomings, I'll make

tense and Files Bond.

HIS APPEARANCE

Mr. Jones was as follows:

Senstor Capper of Kansas Unanimously Endorsed For the Vice Presidency by Convention. Pierre, S. D., Dec. 4 .- President

JOHNSON IS

Calvin Coolidge tonight was given the majority nomination for the presidential primary by the South Dakota proposal convention, winning over Senator Hiram Johnson of California by a vote of 50,379 to 27,340.

PROPOSING MEET.

NO. 43

Later, on a rising vote, the endorsement was made unanimous for Coolidge. Coolidge and Johnson were the only names before the convention.

Senator Arthur A. Capper of Kansas was unanimously endorsed for vice president.

A tumult of applause and prolong-

ed cheering greeted the announce-

ment of the vote on the presidential

McMaster for Senate

majority senatorial endorsement by

Gov. William H. McMaster won the

Holmes, charged with malfeasance in office on one count with Mr. Cole. and Grebe on two charges of assault and battery and Holmes for usurping the duties of deputy state sheriff. ing violators of the liquor law and false staements as to his fees and reports. A. C. Pancoast of Omaha appeared for C. G. Fricke, former secretary of the Livingston Loan & Building association, charged with the loss of funds of that institution. Mr. Tidd also appeared for Mrs. Julia Kaufman, charged with violation of the liquor law, and Chief of Police Alvin Jones, charged with violation of the liquor law and perjury. D. Dwyer, special prosecutor, and W. T. Thompson were present for the state of Nebraska.

Begley requested Judge Button to take the bench and assume charge the farms of the community. of the hearing of the arguments on ; the plea of abatement made by the maintained an agency located in Om- uor laws and automobile laws for the various parties as well as the de- ahz and has been successful in re- purpose of giving attorneys appoint-

County Attorney Cole, indicted to- has been the only one who has suc- by the governor to institute prosecu- Ernest Kropp of Nehawka United in gether with Fred Holmes and Wil- ceeded in running down the unwel- tions, that the Sackett law as origliam Grebe on a charge of malfea- come visitors over this part of the inally passed relates to failure to ensance in office based on the alleged state when the authorities have failtaking of fifteen gallons of grape ed to locate the robbers. juice from one John Lenz, presented Mr. Cole, attacking the wording of in the frame building just west of enforce any laws, and has power friends of the marriage of Mr. Ern- farmer himself and did not have the the indictment, which did not charge the building of Edward Donat and temporarily to appoint his successor. a wilful or corrupt act on the part Mr. Buel is expecting to have Alvin of the defendant and that the al- Jones, the present chief of police, as leged act had been performed in his the head of the bureau here and from official position as county attorney of the office here all of the cases will Cass county and this demurrer was be handled and when a robbery ocalso argued by A. L. Tidd, one of the curs the agency will be on the job counsel for the defendant. This de- to secure the arrest of the parties and mutrer was taken under advisement the return of the stolen property. by Judge Button until a later time.

branka vs. J. W. Chilton was called means of protecting them from the County Attorney Cole stated that D. depredations of persons on their From Tuesday's Daily-O. Dwyer had not been appointed farms. special prosecuting attorney and had no right to appear in the case. Mr. Dwyer stated that he had not had time to examine the pleading of this defendant and would take it up lat-

cr. Judge Button ruled as to the objection to Mr. Dwyer that for the present at least in this case he would allow him to represent the state.

passed until a later time as the answer of the deefndant and plea of abatement had not been examined by the prosecution.

The plea of abatement filed on From Tuesday's Daily-Saturday by A. L. Tidd for the dethen read and in this plea the defend- Woman's club for donations to the fruit acreage and have good prosants attacked the rigth of Mr. Dwyer cemetery fund and to assist in the pects there of oil which will make return home to Nehawka by the last to appear in the case as special pros- paving of the cemetery road and oth- their land very valuable. ecutor at this time and before the er needed improvements, has now grand jury for the reason that at the reached its height and the ladies are time of the calling and the sitting desirous of having all that can do so of the grand jury, A. G. Cole, elected to make their contributions.

county attorney of Cass county, had the only prosecutor to appear before tainly reserve a world of credit for the grand jury was the duly elected their work in the public cause. and qualified county attorney of the

county. For this reason and on FLOWERS for all occasions. Potted charge of prejudice made against plants. Display at Mumm's Bakery. Mr. Dwyer by the defendants Mr. Phone 405-W .-- Henry Jasper .. n20-6td Tidd asked that the issues in the

cality. In conversation with a represen- charges relate to failure to enforce the farmers of the community from officers. It is alleged the governor to all music lovers and her encore the inroads of thieves that have in might act in the Quinton case if he was equally well received. the past invaded their places and desires to do so under charges which The speaker of the evening, C. A. stolen chickens and other articles allege the sheriff failed to enforce Rawls, was next introduced and for from the farms and that have usually laws other than liquor laws. escaped without being caught and Governor Bryan has been inform- some laws which he thought would

eastern Nebraska and western Iowa mobiles. At the opening of the court Judge and in this manner check the visi-This information is incorrect, actations of the petty thieves around cording to other atorneys, who say

that the 1923 amendment to the Mr. Buel has very successfully Sackett law merely mentions the liq-

covering goods stolen from Cass ed under those laws equal power with Mr. C. A. Rawis, representing county mercantile establishments and the attorney general when directed force any or all laws which it is the

duty of an officer to enforce and the From Tuesday's Daily-The office of the Farmers' Prodemurrer to the charge against tective Bureau will be established ily suspend an officer for failure to ceived at Nehawka by relatives and to the Journal that he had been a pending a trial of the suspended officers in the supreme court. Governor Bryan asked for the pasage of the Keck amendment to the visable to enforce its provisions.

This is a new proposition and When the case of the State of Ne- looks very good to the farmers as a



Fund Now Needed and Friends are Urged to Contribute.

The case of C. G. Fricke was also Donations For Oak Hill Cemetery while he was waiting to take a street friends

DIES IN CALIFORNIA The old friends of the W. G. Keef- fection that has culminated in their r family, former residents of this marriage.

city, will be very sorry to hear of The groom has grown to manhood the sorrow that has come to them in in Nehawka and vicinity and is a the death of Charles Bennison, whose son of the late Henry Kropp, one of CONTRIBUTIONS COME the death of Charles Bennison, whose son of the late Henry Kropp, one of wife was formerly Miss Myrtle Keef- the well known residents of the The death of Mr. southern portion of Cass county and er of this city. Bennison occurred at Los Angeles a is a young man held in the highest few days ago, he dropping dead esteem by a large circle of warm

car to his home in the suburbs of The bride is a member of one of Los Angeles. The cause of his the prominent families of Portsdeath is given as heart trouble and mouth, her father. Charles E. Worthe reports state that his death was ley, being a member of the board very sudden. The Bennison family of commissioners of Sciota county, case

The special campaign that has are located just a short distance out Ohio, and well known over the southfendants. Grebe and Holmes was been made by the committee of the of the city of Los Angeles on a small ern portion of Ohio. The young people are expected to

of the week and will reside with the mother on the farm of the Kropp

family.

P. A. McCrary of this city is wearbeen ready and willing to carry on size to reach all of the lot owners ing his right arm in a sling as the the prosecution of cases before the and the ladies who have so unsel- result of an accident on Sunday fice of the clerk of the district court jury and that the law had stated that fishly devoted their time to it cer- when the family auto refused to re- by Delia Bourne vs Joseph H. Bourne

and as he was out cranking the car be granted a decree of divorce. it kicked back and while it did not

· Buy your ink and pencils at the sprained and will require some time before Mr. McCrary will have the Store. use of the arm.

From Monday's Dailyabout one-half an hour he explained an article dealing with the recent in- should be enjoyed by the general

caused a loss of no small amount to ed by an attorney that the 1923 be of interest to the club. He also dictments that have been made by public to the utmost the farmers of Cass county as well amendment to the Sackett law has answered numerous queries of a lathe grand jury and particularly conas the adjoining territory as the re- switched that law about so that the gal nature and emphatically pointed sult of the depredations. It is the governor can remove only officers out the necessity for less criticism cerning those which were made schools by your attendance at the against Alvin Jones, who has been exhibit and entertainment. plan of Mr. Buel, he states, to have who fail to enforce liquor laws or and greater assumption of the duties chief of police during the last year. the branches established in south- laws relating to the theft of auto- and responsibilities of citizenship.

CASS COUNTY YOUNG

Marriage to Miss Pauline Worley at Portsmouth, O.

them think again." est Kropp of that place to Miss least idea of how this statement had Pauline Worley at Portsmouth, Ohio, come to be printed. the happy event occurring on Saturday at the Worley home in that city. J. W. CHILTON MAKES

The wedding is the outgrowth of Sackett law, which is now in ques- a romance of several months standtion, but he has not yet found it ad- ing and following the visit of Mrs. Henry Kropp and her son back to Portsmouth the childhood home of Mrs. Kropp, and while there Mr. Kropp met the young lady that has Charged With Indictment of Obtain-

since become his wife and from their ing Money Under False Prefriendship there sprang a closer af-From Monday's Daily-

> This morning, J. W. Chilton of North Platte, Nebraska, who was indicted by the grand jury last week. with obtaining money under false pretenses, made his voluntary appearance at the office of the clerk of the district court and filed a bond for \$1,000 for his appearance at the trial, the bond being accepted by Judge Begley and Mr. Chilton was allowed to go until the trial of his

> > Saturday afternoon at 4:30 p. m., Carl G. Fricke arrived from Nelson. Nebraska, with Sheriff Quinton and made his appearance in the office of the clerk of the district court and was released on a bond of \$2,500 for appearance for trial.

NEW GIEL ARRIVES

From Monday's Dally-

A petition has been filed in the of-Yesterday afternoon the home of Mr. and Mrs. Louis Taylor was made much happier when a fine little daughter arrived to gladden with her presence the household. The mother and little one are doing nicely and it is needless to say that Louis is Bates Corner Book and Stationery feeling very proud over the fact of the new arrival.

zh school and also the work of the torial race, ha department of manual training in the candidacy of Hiram Johnson for the high school. In this line of work presidency and was generally rethe young people have made great garded as the leader of the Johnson strides in the last few years and the forces in the convention. While Senxhibit will be a real treat to the ator Sterling had never declared his eneral public as showing a part of presidential choice, he was in all what the young people are doing. quarters regarded as a Coolidge sup-The admission to the exhibit will porter. be free and the public should come

poll.

Charles A. Christopherson was reand look it over and the different nominated for republican congressand is for the purpose of protecting authorizes the governor to remove Pond at the piano was indeed a treat Mr. Jones Claims He Did Not Make articles will be offered for sale to man from the First district and Roythose who might care to purchase al C. Johnson was renominated for congressman from the Second dis-In addition to the art exhibit the trict.

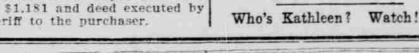
school will offer a musical program Representative William Williamthat will be up to the usual high son of Custer county was renominat-The Omaha Bee of yesterday had standard of their offerings and ed from the Third district. All three congressmen are incumbents and were renominated without contest. Show your interest in the city

A platform framed by supporters of William G. MaAdoo was unanimously approved today by the democrats of the state.

Senator Robert LaFollette of Wisconsin was given the farmer-labor Yesterday morning, Sheriff Quin- presidential endorsement by a vote sen made by him on the investiga- ton conducted the sale of the land in of 31,999 against 7,247 for Henry ion of the grand jury. The state- the case of William L. Seyboldt vs. Ford. Tom Ayres, chairman of the ment alleged to have been made by W. O. Baker et al. involving a numstate central committee, won the senher of lots in the village of Avoca atorial place by a large majority and as a result of the sale the prop- over Mark Bates, former leader in the nonpartisan league.

erty was sold to Mr. Seyboldt for the sum of \$1.181 and deed executed by the sheriff to the purchaser.

SHERIFF SELLS LAND

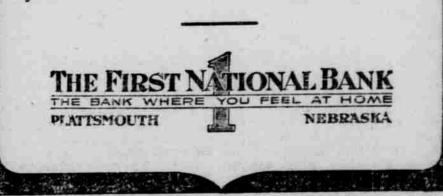


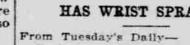


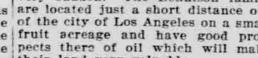
United for Batter Service!

If all the counties in America's fortyeight states were independent nations, what mighty possibilities for good would be lost. Combined into one great nation, they retain libery of action in local matters, but become a source of strength and service to one another.

To secure similar results, nearly 10,000 American banks are associated in the Federal Reserve System to promote the common welfare. As a member of this organization, the First National Bank brings its advantages to you.







HAS WRIST SPRAINED

This has been a labor of no mean

spond to the efforts of Mr. McCrary in which the plaintiff asks that she break the wrist it was very badly

MAN WEDDED IN OHIO



ASKS FOR DIVORCE