

# The Plattsmouth Journal

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NO. 45

## Supreme Court Sustains Cutting of Toll Rates

### State Tribunal in Decision Yesterday Refuses to Prevent Cut in the Rates Over Old Bridge.

From Thursday's Daily—  
The question of the right of an individual or company operating a toll bridge to lower the rates to a figure below that set under the law by the district court, was passed upon yesterday by the supreme court at Lincoln, which body held that the rates so charged might be less than those established by the court, but not greater.

The case on which the court passed was that of the King of Trails Bridge company vs. the Plattsmouth Auto and Wagon Bridge company, appealed from the district court of Cass county, where Judge Raper had held in favor of the defendant company as to their right to lower toll rates, the court holding that while the law of the state was specific in setting forth that the rates charged as toll should be on the basis of rates established by the district court as far as the raising of rates was concerned, there was nothing in the law that would prevent the rates being placed below the figures set by the district court, the rate making body named in the law. The court therefore held that the Plattsmouth Auto and Wagon Bridge company had the right to place the toll charges at any price they might wish so long as they did not exceed the amount named in the rates prescribed by the district court.

The case originated at the time that the new King of Trails bridge over the Platte river was opened last October, the rates that were in force at that time being those established by Judge Begley for the use of the Plattsmouth Auto and Wagon Bridge company several years ago and which were in force until after the new bridge was completed and placed in service, when the older company cut their rates to a figure considerably below that which had previously been in force.

With the lowering of the rates, the newer bridge company sought an injunction to prevent the cutting of rates in the competition between the two bridges.

A temporary restraining order was granted, under which the old company was forced to charge the higher rate for a period of some two weeks, but on the hearing made the injunction permanent. Judge Raper, of Pawnee City, who heard the case in the district court here, denied the petition of the King of Trails company, holding that while the law said the court should prescribe the rates that could be charged, it was evident that the law itself was enacted only to prevent the undue raising of charges and toll rates, as there was no penalty named in the law for lowering rates, while there was a penalty provided for the raising of the rates above the sum set by law. The matter was taken on appeal by the plaintiffs, the King of Trails Bridge company to the state supreme court, where the decision of Judge Raper was sustained.

Since the starting of the suit and the appeal, the King of Trails bridge has been sold to the State of Nebraska and the Counties of Cass and Sarpy, who are now operating the bridge under a low toll rate until sufficient funds have been secured by the tolls to pay the counties' share of the purchase price, when it will be made a toll free bridge.

The decision of the supreme court will leave the situation as it has been for the past several months as regards the toll rates.

### CALLED TO KANSAS

From Thursday's Daily—  
Mrs. Elmer Thackeray of this city and sister, Mrs. W. R. Robb, of Nebraska City, have received word of the serious illness of their father, W. A. Braddy of Beloit, Kansas, and will leave for that place Friday to be at the bedside of the father. Mr. Braddy was taken sick several days ago and has been growing gradually worse and his condition at his advanced age of 75 years makes the outcome very grave and bringing a great deal of apprehension to the members of the family. The many friends here are trusting that the daughters may find the father much more improved when they reach his side and that he may be able to rally from the effects of the illness.

### DOINGS IN DISTRICT COURT

From Thursday's Daily—  
There cases were filed in the office of the clerk of the district court today, they being the State Health and Accident Insurance Co. vs. Glen R. Morse, C. O. Wohlfarth and Merle S. Bell. These actions are for the collection of amounts alleged to be due on insurance policies. On the trial of the cases in justice court before William Weber, the defendants were given the verdict and the insurance company now appeals the matter to the district court.

Journal Want Ads bring results.

### RECEIVE PLEASANT NEWS

The many friends here of Mr. and Mrs. B. E. Woodward, will be much pleased to learn that a fine little daughter, Jean Anne, was born to them on Monday, July 5th, at Beaver Dam, Wisconsin, where the Woodward family have been since the close of the school year. Mr. Woodward is the supervisor of physical training in the Plattsmouth city schools and with his wife made many friends in their residence here the past year and who will give the little lady a cordial welcome when she arrives here for the coming school year. Mrs. Woodward and the little daughter are both reported as doing fine.

## Missouri Pacific is Starting Work on New Bridge

### Grading and Ditching Outfits Here to Start the Work on Bridge Preliminaries.

From Thursday's Daily—

The improvements that will be made on the Missouri Pacific railroad bridge over the Platte river are soon to start and the work which will take close to a year for completion will cost in the neighborhood of \$225,000 it is estimated and will make the bridge when completed, one of the most modern in this part of the state.

The Missouri Pacific will use the Burlington bridge during the time that their bridge is under reconstruction and the ditchers and grading outfits are here now for the purpose of getting the roadbed ready for the trackage that will connect up the two lines of railroad so that the switchover to the Burlington can be made, these including crossovers at La Platte and just south of the M. P. bridge on this side of the Platte.

The new bridge will have substantial concrete piers placed along the line of the structure and these will be located a short distance east of the present piers and on the new piers will be built up the steel work of the bridge.

The crews that will look after the grading and ditching for the preliminary work are already at this point and these crews will have their headquarters here during the time that the work is in progress.

The changes and strengthening of the bridge will make it one of the best railroad bridges in this part of the west and more adapted to the heavy type of rolling stock is now used by the railroad and for the increasing volume of traffic that is being carried over the Omaha-Kansas City line of the Missouri Pacific.

### COUNTY COURT HAPPENINGS

From Thursday's Daily—  
They say that opportunity knocks but once on the door of man, and in the case of O. Benham of Omaha, one knock on a door is plenty, even if it is not opportunity that does the knocking. This gentleman is the one who Sunday rapped at the door of the county jail and as the result of the gentle tap of his hand on the door of Sheriff Stewart's living quarters, he is \$30.50 short. The man was incarcerated in a more or less condition when he called at the jail and as the result has been resting there until yesterday when he was given a fine of \$25 and costs for being drunk and after paying this amount he was sent on his way rejoicing but will in the future be careful where he calls.

Don Linquist, one of the men who has the run in with John Elliott at his home just north of the city Sunday night, was given a jolt of \$10 and costs by Judge Duxbury on a charge preferred by County Attorney Kieck, charging him with obtaining money under false pretenses. The man and his companion had run into a trap set for John Elliott and then sought to make him pay over \$5 on the strength of Linquist being an officer of the law which later developed that he was not. The money was returned to Mr. Elliott and the stranger given the fine as a reminder of his experience.

### GETS INTO TROUBLE

From Thursday's Daily—  
Last evening Fred Kaufmann, residing near this city, was involved in the meshes of the law as the result of an over indulgence in the cup that cheers and deludes. Mr. Kaufmann was parked with his car on South 5th street and his condition attracted the attention of Officers Libershal and Jackson, who on investigation found that the man had not only a large cargo of liquor on board himself but had left also a bottle lying nearby, where it was discovered by the police and the man and car as well as taken into custody. The police taking Mr. Kaufmann to the city jail where he remained until his case could be passed upon by the court.

This morning after hearing the facts of the case Judge William Weber in the police court assessed a fine of \$100 and costs on the defendant which was paid and he was released from custody.

Journal Want Ads bring results.

## 'Bad Man' Now Resting in the County Bastile

### Farm Hand Who Has Been Creating Terror Near Louisville, Now Behind the Iron Bars.

From Thursday's Daily—  
Ernest Jackson, farm hand who has been working in the vicinity of Weeping Water and Louisville for some time, is now resting in the county jail, the final goal of the "bad man," as the gentleman was fond of calling himself in his correspondence with his friends and also in his conversations.

The man seems to be suffering from a mania for forcing his attentions upon young girls and in his possession there were found a large number of pictures of girls and from letters that he had in his possession, he had evidently gained the idea that he was a real "sheik" among the ladies, although in appearance he is more than ordinarily homely and far from being in any way attractive.

For some time the man had been writing letters to members of a family residing in Louisville and the objections of the mother to the forced attentions that the man was making to members of her household caused him to become threatening in letters written to her and caused a great deal of terror to the members of the family, as Jackson announced himself a "bad man" and also a "man," these being two of his pet expressions in his letters.

The affair reached a head on Sunday and led to Sheriff Stewart being notified of the matter and the downfall of the "bad guy." The man Jackson on Sunday followed up his threatening letters by making a call at the home of the family that he had been annoying and where at the time the only members of the family present was an invalid boy and the nurse. To these the man talked of what he intended to do to other members of the family and flashed a revolver. He was told that the other members of the family whom he sought would not return home until late at night and he stated that he would wait for them. The man then went out into the yard and proceeded to shoot several times and caused more or less apprehension to members of the family, but evidently lost his desire to wait, as he was not on the premises when the family returned. He had been told that the family intended to come to Plattsmouth on the celebration Monday and accordingly he came here with his revolver concealed beneath his shirt and spent the day seeking the family here, but they had changed their mind and gone to Lincoln instead.

Yesterday the matter was reported to the office of the sheriff and Deputy Sheriff Schaus made a trip out and brought in the man. To the deputy the man stated that he was "a real bad actor" and that he had "killed his brother," being in a very boastful mood, but on being assured that he would have all of the "hardness" he needed if he started "killing" the man came in peacefully.

From his letters it seems that he was acquainted in McKeesport, Pa., and had worked in Cleveland, Ohio. The letters indicate that he had given the friends in the east to understand that he was a cowpuncher of the most lurid type, and was ready and willing to "shoot it out" with anybody, the friends having written of their desire to see him in his wild west regalia, guns and all.

The man claims to be 28 years of age and is evidently a Hungarian or Pole as parts of the letters that he has received are in these languages. His chief thought is evidently the conquering of the fair sex and in which he considers himself an expert.

A complaint charging the man with carrying concealed weapons will be filed against him. It was stated this morning at the office of County Attorney Kieck.

### NOW LOCATED HERE

From Thursday's Daily—  
Joseph Henis and wife of Omaha, are now residents of Plattsmouth, moving here a few days ago, as Mr. Henis has accepted a position as clerk in the Maury drug store. Mr. Henis is a registered druggist and will make a very valuable addition to the store. Both Mr. and Mrs. Henis are pleasant and genial young people and will receive a cordial welcome from the Plattsmouth people to their new home.

### COUNTY OFFICIALS REPORT

From Thursday's Daily—  
The quarterly reports of the county officials that are required by law to be filed on the first day of each quarter have been filed with the board of county commissioners with the full report of the fees collected in the various offices. The reports of the officials are as follows: county judge, \$1,226.85; clerk of the district court, \$854.66; register of deeds, \$534.50; sheriff, \$131.87; county clerk, \$106.75 and the county superintendent, first six months, 1926, \$132.

Journal Want Ads bring results.

### ENJOY CHICKEN DINNER

The home of Mr. and Mrs. Joe Beirl west of this city was the scene of a very pleasant gathering Sunday when the relatives and friends of these two estimable people gathered to spend the day in a rai old fashioned get together that will long be most delightfully remembered. The time was spent in visiting and also in the disposition of a fine chicken dinner that embraced a large array of the good things to eat that could possibly be desired. Those in attendance were Mr. and Mrs. Ewald Ulrich and family, Mr. and Mrs. Herman Weise and family, Mr. and Mrs. Louis Bierl and daughter, Amella and Xavier Engl.

## Community Has a Good Rain but Escapes Storm

### Other Localities Suffer From Excessive Rains But Little Damage is Done Here.

From Thursday's Daily—

The storm that swept down from the southwest last evening shortly before 8 o'clock, did little damage here although for some time it was very threatening and in view of the humidity and oppressive weather conditions made it feared for some time that a real wind and rain storm was about to break over this locality.

The banks of clouds swept suddenly in view and came on to this city with great speed but a few miles south of here the storm seemed to divide, one portion traveling west where about seven or eight miles while the other crossed the Missouri river south of here and struck northeasterly through Mills county.

West of Mynard and along the Four Mile Creek territory the rain is reported as being very heavy and bringing the usually placid Four Mile up to a raging torrent and which was still very high today. The residents of the territory visited by the storm state that the rain while not of long duration came down with the intensity of a cloudburst.

Here in this city the rainfall was a welcome relief and but of short duration with a very strong wind accompanying the storm, which, however did no damage. There was scarcely any rainfall at Pacific Junction while at Hastings several miles east there was a very heavy rain.

### CITY HAS A PROBLEM

From Friday's Daily—  
A problem of the police department has a solution in their hands in the disposition of George Lafferty, 14-year old boy, of Kansas City, who was picked up here the first of the week. The local police have communicated with the Kansas City police department relative to the disposition of the boy and the Kansas City police took the matter up with the parents of the boy as to what they wished done with the young lad and they in turn seem rather anxious that the boy remain here. The parents claim that they are unable to control the boy although he gets along well with strangers by whom he has been employed and they suggest that he be given some place here to work. Chief of Police Johnson will take the matter up with the state welfare board in an effort to get the boy located somewhere.

### EPWORTH LEAGUE INSTITUTE

From Thursday's Daily—  
The annual Epworth League institute is being held this week at Camp Sheldon near Columbus and being attended by a very large number of the young people of the church in the state and particularly from the eastern section. The sessions of the institute are devoted to the discussion of problems of the young people's work in the church.

The dean of the institute this year is Rev. Frank Emory Pfoutz of the First Methodist church of this city, and whose success in the young people's work of the church led to his selection by the bishop for the position.

The local society has a very pleasing representation at the institute this year. The representatives from the church here are Miss Field, Lyle Lawton and Justus Hill being the representatives from the church here.

### MRS. BACH ILL

From Friday's Daily—  
Mrs. A. G. Bach has been quite poorly for the past several days at her home as the result of a sudden attack of illness and this morning was reported as being somewhat improved although her case has been such as to be somewhat baffling to the attending physicians. The many friends are hopeful that the next few days may bring a change for the better in the condition of this estimable lady and that she may be soon on the highway to complete recovery.

Business forms of all kinds printed at the Journal office.

## Weeping Water Young Man Gets Into Trouble

### Guy Hopkins, Who is Charged With Contributing to Delinquency of Minor Arrested.

From Friday's Daily—  
Last night an arrest was made in a case that has been worked on for some time by Sheriff E. P. Stewart and County Attorney W. G. Kieck, and involving an escapee that was pulled off at Weeping Water in March and which the authorities have been looking into for some time in order to get ahold of the parties who were alleged to be involved in the affair.

Sheriff Stewart last night drove to Weeping Water and there placed Guy Hopkins under arrest on the charge of contributing to the delinquency of a minor, Myrtle L. Lohnes, of Omaha, bringing the young man back to this city with him and lodging him in the county jail.

The alleged contribution to the delinquency of the girl occurred on March 6th at Weeping Water, the girl being brought down from Omaha to the state industrial school at Geneva and is still at that institution and will be brought here by the authorities there to appear in court against the members of the party who were involved in her misfortune and who the state will charge are responsible for the taking of the girl to Weeping Water and the attendant delinquency of the unfortunate girl.

According to the statements of the girl there was a "wild" party staged at the Cass county town and that she after arriving there was an unwilling participant after being gotten into a drunken condition by the members of the party.

After the affair the male members were absent from their familiar haunts for some time and the officers have been busy locating them for the purpose of getting the affair straightened out and the cases brought to trial to determine the guilt or innocence of the parties involved.

The men in the case had evidently been staging a card party in conjunction with their party and the girl from her statements had been ushered into the scene unaware of the fact that it was a "stag" affair and in which she was unable to get away until the next day when she was taken back to Omaha.

### HORNED BY A COW

From Friday's Daily—  
Yesterday Louie Kief, son of Mr. and Mrs. William Kief, residing in the south portion of the city, had a very painful and unpleasant experience with the family cow that will give him a warm sympathy for the bull fighters of sunny Spain. Louie and his pet dog were playing near the scene where the usually docile cow and tiny calf were standing and the mother cow with all of the natural animosity that they have for members of the canine family, was very much excited at the presence of the dog and finally took a dive at the animal, only to miss the dog and the point of one of her horns penetrated the right arm of Louie, inflicting a painful and jagged wound that bled profusely and required the services of a surgeon to close. As the result, Louie is not carrying the Journal for a few days and is fighting shy of cows of all descriptions.

### PLAYGROUNDS RESUMED

The community playgrounds which have been interfered with to some extent by the Fourth of July festivities that have occupied the attention of the children of the community, is now at its full activity. The play is all held at the grounds of the Central building on high school hill owing to the fact that the tourist part is in use for the week and here the youngsters can have the most pleasant of times with all of their activities in one location. Miss Field has full charge of the younger children and the girls who are attending the playground while Joe Buttery is in charge of the sports and boys' games. The playground will be continued through the month of July and those who wish should arrange for attendance at once to enjoy the advantages of the supervised play.

### MRS. SCHANTZ ILL

From Friday's Daily—  
Mrs. George Schantz, Sr., one of the old time residents of this city has been quite ill at her home in the south part of the city for some weeks and is not recovering as well as formerly to her latest attack. Mr. Schantz is taking all the care of the ailing wife himself and doing as well as possible, altho under the greatest difficulty.

### WILL CHANGE LOCATION

From Friday's Daily—  
John B. Livingston, the local dealer for the Chevrolet and Buick cars, will in the near future have a new location for his garage and auto sales room. Mr. Livingston has secured the garage on South 5th street that has in the past been occupied by John F. Wolf, who has retired from the local Studebaker agency, and the building will be turned over to the Buick and Chevrolet lines of cars that Mr. Livingston will place in the building. The garage will give a greater floor space to Mr. Livingston for the display of his different models of cars and will also allow a greater number to be handled on the floor at one time.

## Death of Mrs. Wm. Hendricks is Very Sudden

### Aged Resident of This County Called To Her Final Reward at Creighton, Nebraska.

From Saturday's Daily—

Last evening at 8 o'clock Mrs. William Hendricks, one of the old time residents of Cass county died very suddenly at Creighton, Nebraska, where she has been for the past week visiting at the home of her daughter-in-law Mrs. Jesse Hendricks.

Mrs. Hendricks departed from Murray last Saturday for a visit at Creighton and had been feeling in her usual health up until a few hours of her death. Her advanced age of eighty-four years was against her resistance of the sudden heart attack and in a few moments after her attack she had passed away.

The deceased lady was born in Ohio and was married in that state to William Hendricks many years ago and the family were among the early settlers of the vicinity near Murray and where they have made their home since coming to Nebraska. The husband passed away on January 19, 1922, and since that time Mrs. Hendricks has made her home for the greater part of the time with her children.

She is survived by her son, John W. Hendricks of Murray and four daughters, Mrs. Albert Lillie of Plattsmouth, Mrs. Will Taylor of Gordon, Nebraska, Mrs. Charles Carroll of Murray and Mrs. Myrtle Slagel of Wausa, Nebraska. One son, Jesse W. Hendricks, died in infancy.

The body will arrive at Murray this evening on the midnight train and the funeral arrangements will be made after the arrival of the body and the members of the family from out in the state.

### CATTLE ARE KILLED

From Thursday's Daily—  
During the severe electrical disturbance that accompanied the storm in the vicinity of Mynard last night, a bolt of lightning struck a group of several head of stock on the Myron Whites farm, causing the death of five of the cattle and one calf. This is the only fatality reported today from that section where the storm seemed the most severe.

Legal blanks of all kinds for sale at the Journal office.

Make 1926 a Year of Progress!

## Justice and Overdrafts!

The money in any Checking account belongs only to the owner of that account. It is understood that no one else may draw checks against it.

Overdrafts violate this fundamental rule. For the man who, through carelessness or otherwise, writes a check for a larger sum than he himself has on deposit, practically asks the bank to pay out, on HIS order, money that belongs to OTHER depositors.

—In justice to everyone, we urge every depositor to avoid overdrafts!

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