

# The Plattsmouth Journal.

VOL. NO. XLII

PLATTSMOUTH, NEBRASKA, MONDAY, AUGUST 2, 1926.

NO. 51

## Harpster Car Case to Test Out State Law

Mortgagee Claims New "Pint" Law Abrogates Confiscatory Power Under the Old Statute.

From Saturday's Daily— The case wherein the Nebraska City National Bank is the plaintiff and Sheriff E. P. Stewart is the defendant, will probably test out in the state supreme court the question as to the constitutionality of the law that covers the taking of mortgaged cars which may be caught in the transportation of intoxicating liquor, as the attorneys for the bank in the case wherein the fate of the \$2,200 car of Mrs. Bora Harpster is involved, will attack the power of seizure by the Cass county sheriff on the ground that the state liquor law recently enacted and known as the "pint" law, repeals that section of the Nebraska statute under which the confiscating of cars was authorized.

The point of law raised is one of greatest interest and the staff of attorneys for the bank, Judge Paul Jessen, A. L. Tidd and C. A. Rawls of this city, will stress the question of the interpretation of the statutes on this phase of the law as to whether or not the law enacted by the last legislature did not replace the previous law and thereby eliminate the provision that made autos (whether mortgaged or chattel-free) liable for confiscation and sale, ever since the trial case brought from this county in 1917 to test that phase of the old law.

## ENTERTAINS FOR COUSIN

From Thursday's Daily— Last evening Mrs. P. T. Heineman was hostess to a number of friends in honor of her cousin, Miss Celeste Chaplin, of Hillsdale, Michigan, who is here to spend some time at the home of Dr. and Mrs. Heineman.

## COURT HOUSE QUIET

From Thursday's Daily— The court house was a very quiet place today with the large majority of the officials out at Elmwood attending the big community day program there and the clerks and deputies guiding the destinies of the offices for the day. County Treasurer Miss Mia Gering, County Clerk George Sales and Judge Belgley were the only officials that did not hear the lull of the call of the picnic.

## ENJOY BAND CONCERT

From Thursday's Daily— Last evening the second of the summer band concerts was staged at Garfield park and attended by a very pleasing number of the residents of the city and vicinity were present to enjoy the cooling breezes that reached the park. The program was of the very best high standard selections and pleased those who were present.

## Supervised Playground on the Last Week Now

Playground That Has Been Supervised by Miss Fields to Close Activities Saturday.

From Thursday's Daily— The supervised playground that has been held at the grounds of the Central building during the vacation season, under the direction of Miss Cordella Fields, will close their activities on Saturday and the children spend the next few weeks in preparing for the opening of the regular fall term of school.

On Saturday afternoon there will be a fair staged at the old high school building where there will be exhibits of the handicraft of the summer season of combined work and play shown and the children are also planning an indoor circus as a part of the program of the day.

## ENJOYING VACATION DAYS

From Thursday's Daily— Last evening Mr. and Mrs. Isaac King of Superior, Nebraska, accompanied by Mrs. C. G. Fricke and children, Marion and Frederick, of Nelson, Nebraska, arrived in the city for a visit here with the relatives and old time friends.

## MAKING FINE SHOWING

The friends over Cass county of Henry H. Eller, Louisvillie boy, who is a cadet of the class of 1929 at the United States military academy at West Point, will be pleased to learn that the young man has secured a very high rank in his athletic work in the spring track work.

## Aged Man Found in Small Creek Near Murdock

John Lanigan, Who Has Been Working Near Louisville Found by John Eppings in Bad Shape

From Thursday's Daily— Last evening John Eppings, former Plattsmouth man, who is farming northeast of Murdock on the Greenwood-Louisville road, had occasion to take his horse to water in a small creek that flows through the farm he is on and when he arrived at the creek he found an aged man lying in the creek and unable to get out of his unfortunate situation.

When brought here the man was in an exhausted condition and unable to give much of an account of his experience, but later after a rest he gave the name of John Lanigan and stated that for the past three years he had been living in this county, most of the time at Louisville where he was in the stone quarries there and at which work he had continued until his health became so poorly that he had been unable to do any more heavy work.

## SHOWING SOME IMPROVEMENT

From Friday's Daily— Mrs. Fred Sydebotham of this city who was operated upon the first of the week at the Immanuel hospital in Omaha, is reported as doing as well as possible considering the serious nature of the operation.

## CLARENCE ENGLISH HERE

From Thursday's Daily— Clarence English, who fifteen to twenty years ago was one of the bright lights of the boxing world in Omaha and the other towns of the central west, was here for a short time and while here he had a small show as he is an old time friend of T. B. and R. A. Bates.

Mr. English has in recent years been living on the Pacific coast at Los Angeles and has been at Omaha visiting his mother, who is still making her home there, and is now enroute to Kansas City where he will visit before starting back to the west.

## VISITS IN THE WEST

From Friday's Daily— Joe Ellington of this city has just returned from a two weeks trip out in the western portion of Nebraska and eastern Colorado, where he was in company with Edgar Morton and brother, Harley Morton, they spending some time in looking over the farming localities in the western portion of Nebraska.

All local news is in the Journal.

## LIKES COAST FINE

Letters have been received here from Byron Babbitt, formerly a well known resident here, who is now living at Los Angeles, California, and who states that both he and Mrs. Babbitt are in the best of health and like their new home very much.

## Has Fine Trip to Crete and Holky's Park

Mr. and Mrs. D. C. Morgan Home After Very Pleasant Two Weeks Stay There.

From Friday's Daily— Last evening Mr. and Mrs. D. C. Morgan returned home from a trip of two weeks at Crete and vicinity where they enjoyed a cottage at Holky's park, five miles from Crete and spent the time in an outing and fishing trip that they will long very pleasantly remember.

While at Crete Mr. and Mrs. Morgan enjoyed the opportunity of visiting the reunion of the Spanish war veterans and where they met James Manners of Alvo, one of the veterans and a number of acquaintances from this county of the state.

## PLATTSMOUTH BOYS IN ARMY

From Friday's Daily— Two well known Plattsmouth boys, Wilbur and Kenneth Boetel, the sons of Frank Boetel of this city, are now serving in the ranks of Uncle Sam as members of the 17th infantry.

## CANDIDATE FOR CHIEF JUSTICE HERE TODAY

From Friday's Daily— This morning Judge Charles A. Goss, one of the members of the bench of the fourth district at Omaha, was in the city visiting with a number of the old time friends and also approaching the voters in the interests of his candidacy, as the Judge is one of the candidates for chief justice of the state supreme court against Chief Justice Andrew M. Morrissey.

## SUFFERING FROM HAND

From Thursday's Daily— Fred H. Vincent, well known employe of the Burlington in the local shops, is taking an enforced vacation as the result of an abscess that has developed in the palm of the left hand, the abscess forming as the result of a bruise that Mr. Vincent sustained at his work and the abscess being formed where it has made necessary the temporary laying off of Mr. Vincent as the affected hand has been lanced and is very sore and painful.

## Old Settlers Reunion is Next Big Attraction

Annual Gathering of the Old Settlers of Otoe and Cass Counties to be Held August 20-21st

The old settlers of Otoe and Cass counties will hold their annual reunion on Friday and Saturday, August 20th and 21st, at Union, where the event has been held since the first reunion in 1888.

The reunions in late years have marked the fast going pioneers of Nebraska and Cass county and there are now but a scattering few of the grand old men and women of the state left to give the growing generation a personal touch with the past history of the state when the county will still infested with Indians and the white settlers were laboring to lay the foundation for the present greatness of the state.

As is the custom, a very interesting program is being arranged for the two days which will provide entertainment for young and old alike and during the two days of the reunion the village of Union will be a scene of festivity and excitement as the crowds come and go to enjoy the big event.

## TO BE MARRIED IN TEXAS

The Plattsmouth friends of the Merritt S. Kerr family, old time residents here, will be interested in learning of the forthcoming marriage of Miss Mary Ella Abbott to M. Leslie Kerr, son of Mr. and Mrs. M. S. Kerr, the wedding to occur at Houston, Texas, where the Kerr family have made their home for a number of years.

## ENJOYING VISIT HERE

From Friday's Daily— Mr. and Mrs. McAllister and wife of Republic, Missouri, are here enjoying a visit at the home of Mrs. Mary Burrows and with Lester Burrows and wife, Mrs. McAllister and Mrs. Mary Burrows being sisters and the opportunity for the sisters to visit each other has been enjoyed to the utmost.

## HAD TONSILS REMOVED

From Thursday's Daily— This morning Miss Helen, daughter of Mr. and Mrs. S. A. Wiles, was operated on at the office of Dr. H. C. Leopold for the removal of her tonsils that have for some time past been giving her a great deal of annoyance and the patient was able to return home very much improved in health and in a few days it is hoped will be able to be over the effects of the operation and restored to her former excellent health.

## STILL CONTINUES POORLY

From Friday's Daily— The reports from the Immanuel hospital at Omaha indicate that Louis Kroehler of this city who has been there for the past several days is still in very serious condition and his case seems to be much more serious than was even thought at first as the examinations of the patient have disclosed a very serious condition that will mean a long course of treatment before the patient can commence to show any definite signs of improvement.

## Big Community Picnic at Elmwood Thursday

Very Large Number Present and Great Interest Shown in the Entertainment.

From Friday's Daily— Elmwood was the center of attraction of practically all of Cass county yesterday on the occasion of the big community day that was staged by the residents of that community and in which all of the residents for many miles around joined.

The picnic party had the opportunity of hearing an address from Hon. W. Weaver of Falls City, one of the outstanding figures in the state and whose address was well worth the journey to Elmwood to hear.

The celebration at a whole was one that Elmwood and its people can feel proud of and which they carried out to the fullest extent in the entertainment of the guests from all sections of Cass county.

## CHANNEL DEFEATS OLAF

Boulogne, France, July 29.—The English channel has defeated Olaf Farstad, Norwegian swimmer. He started at 10:43 o'clock yesterday morning at cape Gris-Nez to swim across to Dover, but was forced to give up the attempt at 3 o'clock this morning.

## ENJOY FRIED CHICKEN

From Friday's Daily— Last evening Sam Moyer, the produce dealer, was the host at a very delightful fried chicken dinner that was held at the Hotel Perkins and enjoyed by some five of the friends of Mr. Moyer.

## Phone us the news.

All local news is in the Journal.

Make 1926 a Year of Progress!

### "Dress Up" Your Financial Transactions

by writing a clean, crisp individual check whenever you pay out money. —There's an extra measure of satisfaction in paying by checks if your checks bear the name of this sound, friendly, highly regarded bank. We will welcome your account.

**THE FIRST NATIONAL BANK**  
THE BANK WHERE YOU FEEL AT HOME  
PLATTSMOUTH NEBRASKA