

The Plattsmouth Journal

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NO. 86

Jury Finds for Heil in Mule Case Tried Yesterday

Returns Verdict This Morning for the Sum of \$113.53 in Well Known Case.

From Tuesday's Daily—
The question of the ownership of the team of mules which has been in controversy between Edward Heil and William H. Meisinger, was determined this morning by the jury in the district court when they returned a verdict in the case finding for the plaintiff, Mr. Heil and assessing his judgment at the sum of \$113.53.

The case was on trial all day yesterday and was given to the jury at 3:30 who then retired and had the case under advisement until 9 o'clock last evening when they agreed and prepared a sealed verdict which was opened this morning at the session of the court.

The case has attracted much attention from the locality where the parties lived in Eight Mile Grove precinct and the hearing both in the lower and the district court attracted much attention.

In the trial of the case in the county court Mr. Meisinger received a verdict in the sum of \$51 for the care of the mules in question and which he claimed could not be worked, but on the appeal to the higher court the plaintiff has been victorious and the jury awarded him the payment of the purchase price of the mules.

After the verdict in the Heil case the jury panel was again summoned and the task of selecting a jury to try the case of Everett C. Carrick vs. Emmor F. Marshall and Clifford E. Butler, an action to recover on a note, was taken up in the court.

CELEBRATES FOURTH BIRTHDAY

From Monday's Daily—
The passing of the fourth birthday anniversary of Master Joseph Noble was made the occasion of a very pleasant party in honor of the event at the A. R. Noble home on North 11th street on Saturday afternoon.

There were some twenty of the little folks present and the afternoon was one of the rarest enjoyment from 3 to 5:30 with the many interesting games arranged for the little folks and the joys that these events brought to the little ones. Paper caps and balls were passed to each child as they arrived and which added to the fun of the occasion.

At the close of the afternoon the refreshments were served that completed the afternoon of pleasure and the chief feature of which was a birthday cake with its glowing candles. Mrs. A. R. Noble and daughter, Miss Sylvia served the dainty luncheon and assisted in the games of the afternoon.

LEAVES FOR CALIFORNIA

From Monday's Daily—
Last evening Judge Allen J. Beeson departed for Los Angeles, California, in response to the message received here Saturday that Morgan Waybright, uncle of Mrs. Beeson, was in very critical condition at his home in that city. Mr. Waybright has failed to show the improvement that had been hoped for and a second message was received in response to that of the Beeson family yesterday, announcing that Mr. Waybright was no better and seemed to be gradually growing worse. Judge Beeson at once left for the west and to be with the members of the family there at the bedside of the uncle. Two daughters of Judge and Mrs. Beeson are at Los Angeles, one, Miss Grace Beeson, making her home with Mr. and Mrs. Waybright and who has been assisting in the care of Mr. Waybright.

RAILROADS PAY TAXES

From Monday's Daily—
County Treasurer Miss Mia U. Gerling today received the tax payments of two of the railroads operating in Cass county, the Chicago Burlington & Quincy and the Chicago, Rock Island & Pacific systems. The railroad taxes are paid on the basis of a three-fourths valuation, and on the recommendation of the state tax commissioner the sums tendered were accepted by the Cass county treasurer. The amount paid by the Burlington amounted to \$47,562.17, while the Rock Island paid over the sum of \$8,233.03.

ENTERTAINS AT LUNCHEON

From Monday's Daily—
Miss Gretchen Donnelly on Saturday afternoon was hostess at her home 1911 Lathrop street, Omaha at a very charming 1 o'clock luncheon in honor of her sister, Mrs. George Fingerson. The appointments of the luncheon were in keeping with the Thanksgiving season and the table decorations of the late fall flowers. The out of town guests of the event were Mrs. James T. Begley of Plattsmouth and Mrs. John W. Falter of Falls City.

WINS IN FEDERAL COURT

From Monday's Daily—
Attorney C. A. Rawls of this city, who appeared for the plaintiff in the case of Schlichtemeier vs. Krohl, tried in the U. S. district court at Lincoln and appealed by the defendants to the U. S. Circuit court of appeals at St. Paul, Minnesota, has received a message that the case has been affirmed and in favor of his client. The case that Mr. Rawls has so successfully prosecuted for his client, William T. Schlichtemeier of near Nehawka, was for the collection of a note of \$3,000 and originated in Pierce county. The final outcome of the case is very pleasing to Mr. Rawls and his client.

Bishop Shayler Pays Visit to St. Luke's Church

Head of the Episcopal Church in Eastern Nebraska Celebrates Eucharist.

From Monday's Daily—
Yesterday the city had the pleasure of a visitation from the head of the Episcopal church of the eastern portion of Nebraska, the Rt. Rev. Ernest Vincent Shayler, bishop of Nebraska.

Bishop Shayler arrived here for the celebration of the holy Eucharist which was held at the 7:30 services in the morning and joined in by a large number of the members of the parish.

The commencement of the Bishop's crusade in the interest of the church in Nebraska is opening and a great deal of interest is attached to the work of this great movement which has as its objective the creation of renewed interest in the stimulating life of the church and the successful realization of a program that will give the church a great field of activity and enlist all of the membership in the movement for the expansion of the church.

St. Luke's parish is one of the oldest in the Episcopal church in Nebraska and it is hoped that here as in all sections of the state where the church has been active that a great deal of good will be realized and renewed interest and growth felt in the church.

MARRIAGE MARKET BUSY

From Tuesday's Daily—
The marriage department of the county judge's office has been very busy the last few days as the seekers after the coveted permissions to wed have appeared at the office of the judge and been accommodated.

Yesterday afternoon Judge Duxbury was called upon to join in the bonds of wedlock two happy couples of the young people who came a distance to receive here the blessings of the court of nuptials.

The first couple married were Vern A. Erhart and Miss Alene Foerlinger, both of Falls City. The groom was formerly in the Philippines where he was associated with H. L. Gerner in his electric shop here.

The second couple to receive the official blessing of the court was Vernon Albright of Griswold, Iowa, and Miss Edith Buskirk of South Bend. This couple made a hurried trip from the home of the bride as they arrived here on the 2:07 Burlington train and returned to South Bend on the 3:05 train.

RETURNS FROM PHILIPPINES

From Monday's Daily—
The many friends in this city of Captain and Mrs. George Fingerson, will be interested in learning that Captain Fingerson and family have returned to Omaha after some time spent in the Philippine islands where Captain Fingerson was attached to the military forces there at Manila. Captain Fingerson has been assigned to duty with the 17th infantry at Fort Crook and is taking up his new duties at the Omaha post. The change is particularly pleasing to Mrs. Fingerson, formerly Miss Marie Donnelly of this city as it brings her back home, the Donnelly family now residing at Omaha.

Miss Gretchen Donnelly, sister of Mrs. Fingerson, entertained in her honor Saturday at the home in Omaha.

STUDENT NURSES HERE

From Tuesday's Daily—
During the Thanksgiving holiday two of the Plattsmouth girls who are in nurse training in the University of Nebraska at the University hospital at Omaha, have been home for a visit with their relatives and friends. These are Miss Delores Wiles, daughter of Mr. and Mrs. C. L. Wiles and Miss Eleanor McCarty, daughter of Mr. and Mrs. T. C. McCarty. The young ladies are enjoying very much their chosen line of work and finding a very rapid progress in the course of studies in the state school.

SOME REAL ARTIST

The large wax flowers which have been shown in the window of the Bates Book and Gift shop for the past few days have attracted a great deal of attention and are real works of art. The large pink roses stand out in the greatest beauty and are perfect in detail in every way. The flowers are the handiwork of Mrs. W. G. Davis, wife of our general secretary of the Chamber of Commerce and are certainly as handsome and attractive specimens of the artificial flowers as can be found.

Without a Right to Hold Office

Supreme Court Decies Against Former County Sheriff and Upholds Act of Governor.

Carl D. Quinton, former sheriff of Cass county, lost for a second time in supreme court his right to hold onto his office after Governor Bryan had acted upon his request to be suspended while indictments against him were being determined.

Quinton was indicted by a grand jury in November, 1923, on charges of misdemeanor in office. Shortly thereafter he asked Governor Bryan to relieve him of the office while the court cases were being fought out. The governor suspended him and placed E. P. Stewart in charge. Later Quinton was convicted of some of the charges and removed from office by a district court order. He fought that order in supreme court, but was defeated.

Meanwhile he held on to the county building, and Sheriff Stewart brought an action to restrain him from interfering in any way. The injunction was made permanent by the district court, and Quinton again appealed, contending that while his appeal from the order of removal by the district court was pending he could continue to hold office. His attorneys contended that the act of Governor Bryan was without any warrant in law, as a sheriff can be suspended only by quo warranto proceedings.

The supreme court refuses to accept this as the law. It says that Quinton asked the governor to suspend him; the request was acted on and a successor named and assumed the duties. The surrender made unnecessary any quo warranto proceeding, which would have been started if he had not done so. The courts have a duty to perform in the protection of the personal and property rights of citizens, but the government must function. Inasmuch as Quinton's appeal from the order of the district court removing him was not superceded by him as required by law, it was operative and the judgment of ouster, in force.—State Journal.

DOINGS IN POLICE COURT

From Tuesday's Daily—
Yesterday afternoon DeWitt Surface, giving his residence as Union, was present in the court of Justice William Weber to answer to the charge of having been in a state of intoxication and for which he was gathered up on Sunday evening and given the opportunity of resting up from the trying ordeal. The defendant had been in Omaha and there had quaffed deeply, but not wisely of the extract of corn and the result was that he had been in rather poor shape when arriving here and which got him in bad with the law. The court assessed a fine of \$10 and costs, the same being paid and the gentleman sent on his way rejoicing.

The court also assessed on Ray Burton a fine of \$100 for the possession of intoxicating liquor contrary to the peace and dignity of the state of Nebraska and for which he entered a plea of guilty and was accordingly assessed a fine for the offense. The amount demanded by the court was paid over. The defendant declined to give the source of his purchase that had involved him in the mix-up with the law.

DEATH OF FORMER RESIDENT

Mrs. Minnie Schleusner who had made her home with the Steger family for over twelve years died at the St. Joseph's Home at West Point Thanksgiving morning.

It was the desire of Mrs. Schleusner to go to West Point where she had formerly lived, and entered the Home five months ago as a resident. Mrs. Schleusner was known to many in this city and leaves a large circle of friends. She was a kind woman and devout christian. Her suffering was long, as for the last seven years she was totally blind. Mrs. Schleusner was born in Germany January 4, 1855. Came to America with her parents in 1868 and settled at West Point. She was married in 1876, her husband preceding her in death in 1914.

Mrs. Schleusner was a member of the German Lutheran church, also a member of the local Women's circle, having been a candidate for councilman from the fifth ward. Mr. and Mrs. Falk will make their home in the residence of the groom in the south portion of the city in the future.

MARRIED AT COURT HOUSE

From Monday's Daily—
The office of County Judge A. H. Duxbury was the scene of a very nice wedding on Saturday evening when the Judge was called upon to join in the bonds of wedlock Miss Catherine Wynn and Mr. William Falk.

The bridal couple are well known in the city where the bride, who is a daughter of Mr. and Mrs. John Wynn, has grown to womanhood and where she has a large circle of very warm friends. The groom has made his home here for the last few years and is a man of industry and thrift and has been quite active in the affairs of the southern portion of the city, being at one time a candidate for councilman from the fifth ward. Mr. and Mrs. Falk will make their home in the residence of the groom in the south portion of the city in the future.

SUFFERS INJURED HAND

From Monday's Daily—
Frank Koubek, one of the employees at the machine shops at the local Burlington shop, is wearing the third finger of his right hand in a bandage as the result of a very severe accident that occurred Saturday at the shops. The young man had the finger caught by a large car wheel on which he was working and as the result the finger was stripped of the flesh to the bone and required some time to dress the member. It is thought that it will be possible to save the member and make amputation unnecessary altho the finger is very badly injured.

Committees are Named by Chamber of Commerce

Various Activity Heads Who Will Assist in Community Programs the Coming Year.

From Tuesday's Daily—
The following list of committees for the coming year in the various lines of community activities have been announced by the local chamber of commerce. Those interested in the skating rink should call on members of the recreation committee which has this within its jurisdiction. Legislative committee: Attorneys D. O. Dwyer, W. A. Robertson, J. A. Capwell.

Bridge Committee: J. T. Begley, J. K. Pollock, E. J. Richey, C. C. Westcott, S. S. Davis, Henry Schneider, W. G. Davis.

Trade Days & Fairs: A. G. Bach, C. A. Rosenkrans and Henry Soenichsen.

Banquets: E. H. Westcott, R. W. Knorr, Guy Morgan, Bruce Rosenkrans.

Industrial: W. C. Soenichsen, E. A. Wurl and J. P. Sattler.

Publicity: Frank Smith, E. C. Harris, Guy Morgan, W. G. Davis.

Hospital: Ed Fricke, E. G. Dovey, Henry Mauzy, R. P. Westover, Jos. Hadraha.

Agricultural: T. H. Pollock, John Bauer, Harvey Gerner, J. P. Falter, George K. Peiring.

Roads, Parks & Tourist: John Tidball, Jr., Wm. Baird, J. M. Robertson.

Membership, Finance & Budget: L. O. Minor, F. I. Rea, B. A. Rosenkrans.

There is also a committee under consideration to interest itself in the Plattsmouth Cemetery problems, which will be announced later. Very likely additions will be made to a few of these committees which will be published at such time.

NEW BUILDING READY

From Tuesday's Daily—
The store room in the building owned by the Plattsmouth Masonic lodge and formerly occupied by the Herger bakery, is rapidly nearing completion and will be occupied by the Handy Way grocery store of Hilt Martin.

The old front that has for many years been in the building has been torn out and replaced by a neat and modern front that is certainly a pleasing addition to the section of the city where the store is located and is one that will give Mr. Martin very fine display windows for his store and adds very much to the block where there are so many attractive store fronts to be found.

The interior of the building is also being re-arranged and will be an ideal store building when completed and situated as it is will be one of the most attractive stores in the city and one that will be a credit to the business section.

IMPORTS INCREASING

Washington, Nov. 29.—A marked increase in the imports of foreign manufactured goods was shown today in a commerce department analysis of the United States foreign trade for October. More than 40 per cent of American purchases abroad were in the category of manufactured or partly manufactured materials. In October, 1925, the percentage of such goods was about 38 per cent.

Wedding of Miss Dorothy Cowles at Lake Worth

Former Popular Plattsmouth Girl is Married to Frank McDaniel at Lake Worth, Florida.

From Tuesday's Daily—
The many friends of Mrs. Alice Cowles will be very interested to learn of the marriage of her daughter, Miss Dorothy E. Cowles to Mr. Frank McDaniel. The wedding, of much importance to the younger social set, took place on Tuesday evening, November 23rd, at the parsonage of the First Congregational church in Lake Worth, Florida.

The ceremony was witnessed by a number of relatives of the bride and a few close friends of both. The beautiful ring service was used to unite in the holy bonds of wedlock the lives and hearts of these two esteemed young people, and was read by the Reverend Lillian B. Fulton.

The bride was very sweet in her gown of pink satin and georgette, carrying an arm bouquet of deep pink roses. She carried a point lace handkerchief sent by Senor Rodriguez from Havana, Cuba, to Mrs. Elvin E. Greene, Jr., for her wedding last June.

Those in attendance of the bridal couple were Mrs. W. E. Propst, a sister of Miss Cowles and Mr. Lester B. Boder, a friend of Mr. McDaniel, acting as matron of honor and best man.

Following the wedding ceremony the members of the family were entertained at a reception given by Mr. and Mrs. W. E. Propst at the home of Mr. and Mrs. Dwight A. Propst, on North Lakeside Drive. This wedding falls on the anniversary of Mr. and Mrs. W. E. Propst.

The bride spent her early girlhood in Plattsmouth, and was educated in the schools of Plattsmouth, and during her life here was one of the most popular young ladies of the community.

The groom is the son of Mrs. Cora McDaniel, of Omaha, Nebraska. He is one of the most talented musicians of the Florida east coast.

Mr. and Mrs. McDaniel are at home to their friends at 312 North O street, Pratt Apartments, Lake Worth, Florida.—Lake Worth Leader.

ENJOY A FINE SHOW

From Tuesday's Daily—
The patrons of the Parmele theatre last evening had the opportunity of seeing one of the best pictures shown here for some time in the "Marriage Clause" as well as enjoying the offering of a number of the offerings of Plattsmouth youngsters.

The "Marriage Clause" is an adaptation for the movies of the interesting story that appeared in the Saturday Evening Post and in which Billie Dove, clever beauty of the screen is co-starred with Francis X. Bushman.

The special entertaining features of the evening was afforded by Master Richard Hedges, a member of the 1926 Kidnight Follies, who gave several saxophone numbers that were received with the greatest of pleasure by all of the large audience. Mastey Ojey Horsack of this city was also on the program of the evening and was heard in a number of accordion solos that added very much to the pleasure of the audience and the young man received a good hand for his efforts. Not the least of the artists appearing on the program was Glen Brittain, who is a real artist on the mouth harp and with his skill served to make the evening one of real musical pleasure with several offerings.

The picture and special attractions will be shown again this evening.

CASES ASSIGNED FOR TRIAL

From Monday's Daily—
The district court calendar has been adjusted as the case of the Matter of the Estate of Aaron Gamble, deceased, has been set for December 20th, owing to the absence from the city of Judge Beeson, one of the attorneys in the case and the trial list has accordingly been changed. The list of cases for trial as now fixed upon are as follows:

Philip G. Leipert vs. C. B. & Q. R. R., Thursday, December 2nd.

Anna A. Brown vs. J. K. Pollock, Friday, December 3rd.

Platt's State Bank vs. Willie Meierdierk, Dec. 4th.

MRS. DUXBURY ILL

From Monday's Daily—
The many friends of Mrs. A. H. Duxbury will regret very much to learn that she is quite ill at her home on West Pearl street as the result of an attack of gall stones from which she has been suffering for the past several days. Mrs. Duxbury had an unusually severe attack Saturday and Sunday and which made her condition so severe that it was not possible to have her taken to the hospital. She was reported as resting somewhat easier today, but still far from being on the highway to recovery.

LEAVING FOR CALIFORNIA

From Tuesday's Daily—
Herbert Klauschie, one of the employees in the local machine shops of the Burlington, will in the next few days depart for California where he will accompany his mother, Mrs. Fred Klauschie of Omaha to Los Angeles where she will spend the winter there with a daughter. Mrs. Klauschie has been in poor health for the past year and her physicians have recommended that she spend the winter in a warmer climate and the son will accompany her to that part of the country. Mr. Klauschie will spend a short time at Los Angeles with his sister and then return to resume his work here.

Busy Times Here for the Early Buyers

Christmas With Its Near Approach Beckoning the Careful and Thoughtful Shopper.

From Tuesday's Daily—
The fact that Christmas is just twenty-one shopping days away is causing the early shoppers and those who appreciate getting in and selecting the best of the large stocks carried in the local stores, to start in and get busy on making their selections while the going is good.

The stores are now taking on their holiday array and the stocks that are being displayed are offering many fine selections in the fancy and staple gift lines and at a range of prices that will suit any taste or any purse as well.

The home merchants have prepared a very fine line of gift goods of all kinds at a large range of prices and which are now being placed out for the inspection of the public and already there are a large number who have started in to make their selections for the Christmas season so that they will have no need to worry in the rush and turmoil of the last shopping days but can watch the approach of Christmas with satisfaction and pleasure and know that their problems in Christmas buying are finished.

It is just as easy to make the selections early as in the last days of the Christmaste season and it gives a wide range of buying opportunities and as well saves the wearing of the nerves of the shoppers and gives the clerks of the stores a much more pleasant holiday season.

The Plattsmouth stores have a gift line that ranges from the costly to the most simple gifts and these are now awaiting your inspection so get the shopping list ready and make the selections early in the game so that when Friday, December 24th, rolls around there will be no occasion for worry or trouble.

BAD CHECKS RETURNED

During the past week three bad checks were passed on merchants of this city. Right Away Shoe Shop, Buck's Booterie and the J. C. Penney store, brought the returned checks to the office of Sheriff Ryder Monday marked "No account." The checks in each instance bore the name of Cecil Wright and were drawn on banks at Plattsmouth and Union, Neb.—Nebraska City News-Press.

Elks Lodge to Hold Memorial Service Sunday

Memorial Service Will Be Held at the Elks Club House This Year.

From Tuesday's Daily—
Plattsmouth lodge, No. 739 will hold their memorial services in tribute to the memory of the departed brothers on next Sunday, December 5th at 2:30 at the lodge rooms in the Elks club house.

This is one of the most beautiful and impressive ceremonies in the order of Elks and one that tenderly renews the ties of the order to those of their departed brethren that may have passed on to the great reward within the year and to touch again the lives of all the departed members that have been called away in the twenty-five years of the lodge's life here in this community.

This year the order mourns the passing of two of their members, Dr. P. J. Flynn and Louis Kroehler.

The orator of the services will be Judge James T. Begley, a member of Plattsmouth lodge and whose contribution to the program will be one of beauty and impressiveness in the tribute to the departed and the undying principles on which the order is founded.

The program arranged for the memorial services is as follows:

- Piano Solo—"Freinde".....Rachmaninoff
- Initial Service.....Kathryn Walling
- Invention.....Lodge Officers
- Chaplain
- Vocal Solo—"Behold the Master Passeth By".....Hammond
- Roll Call of Departed Brothers.....L. O. Minor
- Secretary
- Tokens of Remembrance at Altar.....Officers
- Violin Solo—"Memories".....Cudman
- Address.....Mrs. A. D. Caldwell
- Vocal Solo—"Crossing the Bar".....L. O. Minor
- Closing Service.....Tennison
- Mrs. James T. Begley
- Lodge
- Benediction.....Chaplain

BOY SENT TO STATE SCHOOL


From Monday's Daily—
This morning Judge Begley in the district court was called upon to hear the complaint charging Paul Dupree, a thirteen year old boy with being delinquent. The court heard the evidence of the parties interested and that of the law himself and after deliberation decided that the boy should be sent to the state school at Kearney. The boy is apparently very bright and has made an excellent record in his school work and also in his scouting but has been growing to a large extent and bid fair to get the boy into a great deal more serious trouble. It was with regret that the court was compelled to have him sent to the state school but the fact that his surroundings and associates was not the best made this action necessary.

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