

The Plattsmouth Journal

VOL. NO. XLIII

PLATTSMOUTH, NEBRASKA, MONDAY, JUNE 27, 1927.

NO. 41

River Sweeping Over Mills County Farms

Residents Northwest of Pacific Junction are Suffering from Break in Protecting Dikes.

From Thursday's Daily—
The flooded district in western Mills county, Iowa, across the Missouri river from this city, appears to have little prospect of immediate relief as the turbulent river last night rose an inch and one-tenth and added volume to the water that is pouring over the breaks in the river banks and levees north of Pacific Junction along the river and which has allowed the waters of the Missouri to sweep unrestrained over the fertile farm lands where there was every prospect of a bumper corn crop this year, but which now seems doomed.

The flood water has poured in great volume through the break in the levee near Folsom, where the river forms a large bend, and it has given the residents of the river district a small appreciation of the terrors of the greater Mississippi river flood in the south.

The levee at the point of the break had been hammered by the waters of the river for the past two weeks as the terrific current of the river has set in strong near Folsom and as the current bore its weight on the levee it has gradually given away and the great flood waters finally triumphing over the man-made obstacle, swept over the farm lands to the south unrestrained. Tracks laid in the vicinity of where the break occurred now sag into the midst of the rushing waters in the chasm that has been created.

As the river started to raise some weeks ago, the farmers attempted to erect smaller levees back from the river in the hope of diverting the waters from the farming lands, but without success and one of these temporary levees costing some \$4,000 was wiped out in a few hours as the released flood stream bore down on it.

In the flooded area, houses and barns and occasional hay stacks appear as tiny mushrooms in the midst of the great lakes and the river miles wide that now mark the once fertile farm lands.

In efforts to drain off a portion of the water, the Pony Creek ditch was utilized by the Mills county officials, a four foot flume being dynamited in the levee that has drained off several hundred acres, but has given but little real relief.

The hope of the Mills county authorities is to check the flood at Pony Creek, where the levee is wide and high and in this manner they will probably be able to stop the flood waters from reaching into Pacific Junction or to the lands lying east of the present flooded area.

Stretches of land along the river south of Pacific Junction are also flooded with the water from Keg creek, that has been backed up by the raise in the Missouri, but the condition there is only that of the usual high water stage.

The condition in Mills county is described as the worst since 1881 and with the seeming impossibility of the water draining from the land for several weeks the crop situation there looks very bad.

The raise in the river has caused a small amount of water in the lowlands east of the Burlington station, but has no where near approached the flood stage of several weeks ago and with the larger part of the flood forcing its way over the low bottoms, it is not thought the danger here will be great.

GIVE FINE CONCERT

From Thursday's Daily—
Last evening the main section of the city was filled with a well pleased crowd to enjoy the concert given by the Eagles band under the direction of W. R. Holly and the program that the band boys offered was received with the most marked approval by all of the large audience that numbered several hundred persons. The splendid summer treat of the concert is one that all of the residents of this locality are appreciating to the utmost.

The popular and lighter standard numbers presented by the band are proving real winners with the auditors and received the heartiest approval of the large audience.

On next Wednesday, Harold Harmon, well known vocalist of Weeping Water will be here and will sing in conjunction with the band concert, being accompanied in his numbers by the band.

Incidentally it was noticed that there was less of the constant driving of cars through the streets adjacent to the court house and it is hoped that the spirit of co-operation and good fellowship will extend so that the persons who cannot get parking space in the vicinity of the court house will refrain from driving in the vicinity of the concert as it is most annoying to those who are trying to enjoy the music.

Journal Want Ads bring results.

EYE IS DOING WELL

From Thursday's Daily—
Dean Snyder, who had his eye injured so severely several days ago at the farm of Louis Sack west of Mynard, is now at home and the injured eye is doing very well and it is thought that the eye will soon be back in good shape and the young man suffer no serious effects from the injury. He had the eye injured when it was lacerated by a barb from a barb wire fence strand. The injured young man has been at the hospital in Omaha and for a few days it was feared that he might lose the sight of the eye.

Chicken Thieves Visit in the Nehawka Locality

Farm Homes in That Locality Are Visited Tuesday Night and Many Chicks Missing.

From Thursday's Daily—
The chicken thieves that have in the past taken a heavy toll of the hen houses on the farms over the county, appear to have been growing active in the vicinity of Nehawka, where on Tuesday night they visited the Spreick farm in that section and made away with a large number of the chickens, just how many were taken being hard to determine as there is an exceptionally large flock of chickens kept here and which will have to be carefully checked to determine the exact amount.

The loss of the chickens was discovered yesterday morning when it was noticed that a part of the flock of 300 hens were absent from their usual roosting place when the chickens were turned out. This farm some have a splendid array of chickens and the loss of the chickens is one that the Spreick family feel very keenly.

The stealing of chickens from the Henry Thiele farm was also reported at this city but the members of the Thiele family were not certain whether any of the chickens had been taken or not.

Sheriff Bert Reed made a visit out to the vicinity of Nehawka yesterday afternoon and to look over the situation there and see if some trace of the party of parties taking the chickens could be found, but there was no definite clues established, but the officers are working on the case and hope to be able in time to get the culprit in custody.

The people of the county have suffered in the past few years to a great extent from the chicken thieves and this class of thieves has proven very difficult to round up unless they are caught red handed in the act of taking chickens.

SURPRISE GATHERING

From Thursday's Daily—
A surprise gathering was held at the home of Mr. and Mrs. Fred Drucker Tuesday evening at their home near Mynard and which was attended by a group of the friends. The younger people spent the time in the playing of games while the older people spent the time in visiting and having a general good time that made the evening more than usually enjoyable.

At a late hour ice cream and cake were served and as the evening came to a close the members of the party wended their way home congratulating the newly married couple. Those present were: Joe Martis and family, Fred Beverage and family, Allie Leonard and family, Clarence Geary and family, John Valley and family, Grover and family, Will Nolte and family, John Bietzer and family, John M. Meisinger and family, Chris Spangler and family, Mr. and Mrs. Clifford Spangler, Mrs. Robert Troop and daughter, Mr. Oldham and family, Vida Larrick, Dorothy Gradoville, Ernest Hill, John Dietl and Mr. and Mrs. Fred Drucker and daughter, Dorothy Yost.

DEATH OF AGED MAN

From Thursday's Daily—
Yesterday at the Nebraska Masonic Home occurred the death of Henry Goff, aged eighty years, who has for the past year been a resident of the Home. The deceased had been in poor health and gradually succumbed to the ailments of his advancing years. The body was shipped last evening from the Sattler Funeral home to Carmen, Illinois, where one of the sons of the deceased resides and where the interment will be made. Mr. Goff was a member of Albion lodge of the A. F. & A. M. and was born in Frankfort, Illinois.

MOVING TO CITY

From Friday's Daily—
George Mark and family, who have long been residents of Weeping Water are today moving to this city and will make their home here in the future and be back amid the once familiar scenes as they were formerly residents of this locality. The many old time friends are pleased to welcome them back to this city to make their home.

Wedding of Miss Delzell at Peru Today

Marriage Occurs at the Home of Dean W. N. Delzell, Father of the Bride, This Afternoon.

From Thursday's Daily—
The marriage of Miss Esther Delzell, daughter of Dean W. N. Delzell, of the Peru state normal school, to Mr. Samuel M. Brownell, of Lincoln, took place this afternoon at 3 o'clock at the home of the bride at Peru.

The wedding was a very quiet home affair and attended by only a small group of the most intimate friends of the contracting parties.

The home was arranged with the garden flowers in profusion throughout the rooms and especially in the parlors where the marriage service was celebrated in simple yet impressive manner.

The wedding march was played by Miss Ellen Wilson, of Chicago, and who also played very softly throughout the marriage services.

Rev. Charles Carman, of Galesburg, Illinois, read the marriage lines that joined the lives of these two estimable young people in the bonds of wedlock.

The bride was gowned in white satin crepe fashioned with a basque and trimmed with old lace. Her long veil was held with a lace handkerchief and orange blossoms. Miss Donna Jane Delzell, sister of the bride, was her only attendant. Miss Delzell wearing a frock of yellow taffeta made in bouffant style.

The groom was attended by his brother, Herbert Brownell, of Lincoln.

Following the wedding a reception was held at the home, Miss Della Wilson, aunt of the bride pouring.

The bride was one of the talented members of the faculty of the Plattsmouth high school for the past two years and prior to that time taught at the Nebraska City high school. Her residence here brought to her many warm friends who extend to Mr. and Mrs. Brownell their best wishes for their future happiness and success. The groom is also engaged in educational work and will be superintendent of schools at Grrosse Point, Michigan, the coming year.

The newly weds will spend the summer at Madison, Wisconsin, and go from there to Grrosse Point to make their future home.

Mrs. William L. Heinrich of this city was a guest at the wedding.

SPEEDER GETS CAUGHT

From Thursday's Daily—
Yesterday afternoon while Chief of Police A. R. Johnson was keeping his watchful eye on the traffic along Sixth street where there is a constantly moving stream of cars and trucks on the K. of T. highway, he espied a large coach dash along the street at a rate of speed greatly in excess of the limit set by the law and the chief blew his whistle for the car to stop, but it carried not, and continued on south, giving the merry ha ha to the law. The chief of police decided that the driver of the car needed a lesson and accordingly impressing a nearby car into service he had the driver start in pursuit of the fleeing Gardner auto and for several miles the Gardner car and the Whippet tore along with the result that the Whippet lived up to its name and the car was overhauled near the Ed Spangler place and the chief proceeded to inform the driver of the car that he would have to return to the city and face the music of having violated the speed law. The driver of the car turned the vehicle around and under the escort of the police car came on in where the driver of the Gardner was placed in jail to await trial. The car also had no license number but as this was not a matter for the city authorities to worry about the speeding charge was laid against the man who gave the name of Falkner and his place of residence as Kansas City. After several hours spent in the cool of the city bastle relatives came from Omaha with the necessary funds to settle the \$5 and costs that were taxed by Judge Weber and the man and his two lady companions were released from custody and allowed to go on their way rejoicing.

DEPARTS FOR CZECHOSLOVAKIA

From Thursday's Daily—
Mrs. Louis Smetana goes to Omaha Wednesday, May 29th, from where she leaves for New York, and will on July 2nd board the Levathan, a Czech passenger ship, sailing for Cherbourg, France, where she will spend some time visiting, and from there goes to Prague and Vienna for a few weeks visit and later to Frysava, Czechoslovakia, where she was born and will visit her relatives whom she has not seen for 22 years. She will spend three months abroad.

Bess Streeter Aldrich's newest story, "The Cutters" is now on sale at the Bates Book & Gift Shop. Call early and secure your copy of this popular novel.

WHAT IS IT?

From Friday's Daily—
Ward Clark, the genial barber, has a very strange appearing specimen of the fish family at his barber shop that has attracted a great deal of attention and no one so far has been able to give the creature a name. It has the formation of a fish with the fish mouth but has four small legs that resemble those of a frog while around the gills there are several tiny tentacles that make it a very gressom-looking object and one that makes a person think of the strange creatures of the dead and gone ages.

This afternoon as the Journal goes to press the official identification of the fish has been made by E. M. Griffin, who pronounces it a "Water Dog" which he has caught often in Missouri.

Tender Reception to Departing Friends

Masons and Eastern Star Ladies Give Farewell to Mr. and Mrs. W. R. Holmes Last Night.

From Thursday's Daily—
The Masonic temple was the scene of a very largely attended social event last evening, it being the farewell reception tendered to Mr. and Mrs. W. R. Holmes, who are soon to leave the city to make their future home at Villisca, Iowa.

The ladies of the Eastern Star had arranged the event and prepared the very pleasing arrangements of the Masonic parlors and the dainty luncheon that was a part of the evening of pleasure.

Detained on business at his new location in Villisca, Mr. Holmes was unable to reach this city and participate in the farewell and the members of the party spent several hours most delightfully in the company of Mrs. Holmes, who has been a leading figure in the Eastern Star for a number of years.

During the evening there was a short program given, Mrs. E. H. Westcott, Mrs. John E. Schutz and Raymond C. Cook each giving several offerings of vocal numbers that added to the enjoyment of the evening.

Mrs. John F. Gorder, worthy matron of the Home chapter gave the general expression of the regret at the departure of Mrs. Holmes and the high esteem that the members of the order have held for her splendid services in the past.

Mrs. Holmes responded very feelingly on the regret that the family has felt in severing the ties of warm friendships that have been formed in the Masonic work here in this city.

At the conclusion of the evening the committee in charge served a very dainty luncheon that all enjoyed to the utmost.

DELIGHTFUL BRIDGE PARTIES

From Thursday's Daily—
Mrs. James T. Begley was hostess this week at two delightful bridge parties, one being on Tuesday afternoon and the last on Wednesday evening at which a number of friends were entertained in a most charming manner.

The handsome Begley home was attractively arranged for the two pleasant events with a profusion of the summer flowers while the table decorations were in red, American Beauty roses being used in the decorations and carrying out the color scheme.

In the playing Friday Mrs. John A. Griffin was awarded the first prize, Mrs. H. A. Schneider second and Mrs. W. G. Kieck the consolation prize.

Last evening at bridge Mrs. J. A. Donelan was winner of the high score, Miss Verna Leonard, second and Mrs. B. A. Rosencrans, consolation.

Mrs. Begley was assisted at both events by her daughter, Miss Violet and Miss Helen Wurl.

VISITING IN WISCONSIN

From Friday's Daily—
Miss Ursula Herold, daughter of Mr. and Mrs. Henry Herold of this city who has been attending Smith college in New England for the past school year, is spending a short time at one of the Wisconsin lake resorts before returning home to this city where she will spend the greater part of her vacation. Miss Herold has been very successful in her school work in the east and her many friends here are awaiting her coming home to renew the many pleasant friendships.

MRS. RAINY POORLY

From Thursday's Daily—
Mrs. Isabel Rainey, one of the aged residents of this city and who is in very advanced years, is again very sick at her home on South 10th street and is under the constant care of the attending physicians and her condition has caused the greatest anxiety to the members of the family. Mrs. Charles Mapes, of Meadow, a daughter, arrived here today to assist the other members of the family in the care of the aged mother.

Sues to Have Bank Funds Declared a Trust

Case in Which Miss Gering, Former Treasurer, Sues the First National Bank.

From Friday's Daily—
The case of Miss Mia U. Gering vs. the First National bank, et al., was called for trial in the district court yesterday and is now on in full swing today with the plaintiff completing her case and the defense well toward the end of their side of the issues. The case has drawn a large number of the Cass and Douglas county bar here and the few spectators that have sifted into the court room to hear the case have been outnumbered by the attorneys on the different sides of the case.

This action was started by Miss Gering, then county treasurer, on December 13th, 1926 against the First National bank and in which Miss Gering sought to have sums of money in excess of \$20,000 credited to the County of Cass, declared a trust fund and held as such. The suit was filed as the result of the failure, it was alleged of the bank cashier, George O. Dovey, to supply a bond sufficient to cover the deposits that had been made in the bank. It is claimed by the plaintiff that the cashier of the bank had solicited a deposit of a part of the tax money paid by the railroads of the county to the county treasurer for taxes, and that it was promised that if the deposit was made that there would be a bond sufficient to cover the deposits supplied, as the bank at the time had a bond on file for only \$20,000 of county deposits and the amount desired was far in excess of this sum. On the representations of the cashier, the former treasurer testified, she had deposited a check of the Missouri Pacific railroad for \$24,000 in the First National bank on the 2nd day of December 1926, and that the bank had failed to supply the bond that had been promised and that as the result the funds of the county were endangered and for which reason the then county treasurer asked that the funds in the bank be declared a trust for the county.

On the day following the filing of the suit the First National bank closed its doors and has since December 14th been in the hands of the comptroller of the currency.

The case has been now complicated by the fact that the bank has ceased to be a going institution and the receiver, Fred Buerstetta, has been made a party defendant in the action, as the only one having charge of the affairs of the bank in which the county funds were deposited. The defense of the former cashier against the charge of having obtained the funds through misrepresentation, is that he had intended and was continuing his efforts to obtain a bond for the amount of the county deposits and was ready to turn over the real estate mortgages for the short time deposit or to raise the funds to pay back the amount on deposit when the suit was filed which the defense alleges caused a run on the bank and the forced closing of the doors.

The County of Cass is a party to the suit on a cross petition and is allied with the plaintiff in the action in the attempt to obtain the creation of the trust fund for the protection of the county deposits.

The case is being heard by Judge John B. Raper of Pawnee City, who is exchanging dockets with Judge James T. Begley for the hearing of this case.

TO REPAIR BUILDINGS

From Friday's Daily—
The board of education of this city is taking advantage of the summer vacation period in the city schools to make some needed repairs on the several buildings that are used in the public school system. The board finds there are a number of small jobs of work that are needed in keeping the buildings up to standard and which will be done as soon as the plans can be fully arranged and the work will be all completed by the fall when the youngsters again return to school.

The ward buildings are in better shape now than they have been for a number of years and under the careful management and supervision of the board in the last few years many changes and conveniences have been added to the schools that are appreciated by the teachers and children.

STILL ABOUT THE SAME

From Thursday's Daily—
The condition of Charles E. Cook, of this city, who is at the Immanuel hospital in Omaha, remains about the same with the patient resting very well and showing great cheerfulness in his illness that has covered some weeks.

Mr. Cook will be operated on as soon as his condition will permit but he will have to take treatment for some time before the operation can be performed.

HAD WRONG IMPRESSION

From Thursday's Daily—
In some manner a false impression was received here that the death of Mrs. Florence Saunders, which occurred last week at Kansas City, Mr. and Mrs. W. T. Richardson, parents have returned home and are able to give the real facts of the cause of her death. Mrs. Saunders was not injured in an accident but was taken very suddenly and seriously ill at her home and later taken to the hospital for treatment where she spent several days of intense suffering from a general infection, which later developed into double pneumonia and from which she died.

Joseph Svoboda Answers the Last Summons to Rest

One of the Well Loved Residents of the West Portion of the City Called Home.

From Saturday's Daily—
Another of the well loved and highly esteemed residents of the city has been called to the last long rest, Joseph Svoboda, residing in the west part of the city, passing away last evening after a long illness in which it had been recognized that his chances of recovery were very slight and to whom the death messenger came as a great relief to ease his suffering and pain.

Joseph Svoboda was born December 8, 1845 in Moravia and spent his younger days in that country where he was married to Anna Cerna at Rosochan, Moravia and for a few years the family continued to make their home in that locality, coming to the United States forty-five years ago and have made their home in Plattsmouth practically all of the time since then. The wife and mother was called to the last long rest several years ago and since then the aged father has been cared for by the daughters. In the last few years Mr. Svoboda has led a retired life as his advancing years prevented his engaging in active work and he has devoted himself to the care of his home.

The deceased is survived by three daughters, Mrs. August Moravice of Racine, Wisconsin, and Miss Albina and Julia Svoboda of this city. One brother John Svoboda, Sr., of this city also is left to mourn the passing of the loved brother. There are also thirteen grandchildren and ten grandchildren to mourn his loss.

ENTERTAINS AT BRIDGE

From Friday's Daily—
Yesterday afternoon Mrs. Frank Mullen was hostess at a most charming 1 o'clock bridge luncheon at her home in the Coronado apartments.

The rooms of the home were tastefully arranged with the bright hued summer roses and the beautiful poppies that made a pleasing note of the delicious luncheon.

In the games Mrs. Fred G. Egenberger was awarded the first prize while Mrs. Russell Boatman of Shubert was awarded the second prize. Consolation prizes were won by Miss Irene Miller of David City and Miss Janet Bajeck. A general prize was won by Mrs. James F. Boyle.

Mrs. Mullen was assisted in entertaining and serving by her daughter, Mrs. Lon Henry.

Out of town guests of the pleasant event were Mrs. Russell Boatman and Mrs. Fred Boatman of Shubert, Mrs. Wren Burns of Omaha and Miss Irene Miller of David City.

SAIL FOR EUROPE

From Saturday's Daily—
Don Arries, son of Mr. and Mrs. A. M. Arries of this city, in company with Marion Dickson, also a former resident of this city, sailed last night from New York for Europe where they will spend a period of several months in touring the countries of the old world and in looking over the scenes that they viewed ten years ago when in service. Both Mr. Arries and Mr. Dickson were in the air service in the world war and were in the same company in training at Kelly Field, Texas, and also in France and they will have a real time in making the tour of the old world and its many places of interest. They will spend July and August in sightseeing and will then go to Paris for the Amerieat Legion national convention and then back home.

RECEIVES PLEASANT NEWS

From Saturday's Daily—
M. L. Buttery of this city is wearing a very pleased expression as the result of a message that arrived here yesterday from Ogallala, Nebraska, and informed him that he was grandfather of two fine little ladies that arrived on Thursday at the home of Mr. and Mrs. Lloyd Yonker. Mrs. Buttery has been at Ogallala for the past few days and was able to welcome the two granddaughters when they arrived. Mrs. Yonker was formerly Miss Esmie Buttery of this city and the many friends of the family here will join in their well wishes to the little ladies.

Miss Mia Gering Wins Suit for Recovery of Funds

District Court Finds for the Plaintiff and Cass County Against the First National Bank.

From Saturday's Daily—
The long period of litigation which has lasted from last December over the county funds in the First National bank, in excess of the bond of the bank, was terminated last evening when Judge Raper handed down his decision in which he found for Miss Mia U. Gering, former county treasurer and Cass County as against the First National bank of this city.

The plaintiff has sued in her official capacity to have the funds in the First National bank declared a trust, there being the sum of \$10,000 of county money there in excess of the amount that the protecting bond of the bank covered, the funds having been deposited on December 2, 1926 by Miss Gering in the defendant bank on the representations as she alleged, of George O. Dovey, then cashier of the bank, to supply the additional bond to guarantee the deposit of the funds. The bond was never supplied and on December 13th the county treasurer started this cause of action to have funds sufficient to pay the county deposits be declared a trust fund for the county. The First National bank closed its doors on December 14th and since that time Fred Buerstetta has been in charge here as the receiver of the institution. The receiver was made a party defendant in the present case following the closing of the bank.

The court in its findings last evening found that the plaintiff, Miss Gering, and the cross-petitioner, the County of Cass, were entitled to recover from the bank and the funds in the hands of the receiver the sum of \$10,882.19 with interest at 7 per cent from the 13th day of December 1926. The county was also given the right to recover from the plaintiff, the bonding companies and the defendant the sum of \$10,882.19.

The court also held G. O. Dovey, former cashier of the bank responsible for the amount of the funds of the county, as well as the bank.

The cause of action as to H. N. Dovey and E. J. Richey, directors of the defunct bank was dismissed as to any part in the transaction of the securing of the deposit by the cashier of the bank.

FRED MCCAULEY VERY LOW

From Saturday's Daily—
Fred McCauley, for many years a well known resident of this city, is at the University hospital in Omaha in very serious condition and his recovery is considered very doubtful as the result of a very severe illness and operation that he has just undergone at the hospital.

Mr. McCauley has been in poor health for some time and his condition has become such that it was necessary to remove him to the hospital as he was found to be suffering with a very severe case of ulcers of the stomach and for which he was operated on Thursday. Peritonitis has developed as the result of the operation and the condition of the man was such last night as to give but little hope of his recovery.

The news of the serious condition of the patient came to the old friends here as a great shock and regret as Mr. McCauley, while living here was very popular and well liked among a large circle of friends.

Mr. McCauley was one of the best known baseball players in this part of the state for several years and was first sacker on the local Red Sox team for a great many years.

FROM A FARMER WHO KNOWS

Our good old California friend A. S. Will made a business trip out to Lincoln, over to Fairbury, and back to Omaha this week, over the other highway, making the circle around some of the best farming country in Nebraska, and he says he has never seen wheat looking so well as it does this year in southeast Nebraska. Now we all know that A. S. Will is not a novice in the farming game, and his judgment on crop conditions of this section would be well up on the top round. So, when you say wheat is good, you can bet on that being true. Mr. Will also says that corn is looking good, small and a little late for the season, but clean and has been well taken care of in most cases. We are not going to tell you how many years Mr. Will has had in farming experience in Cass county, you will have to ask somebody older than we are.

CARD OF THANKS

The Plattsmouth Aerie No. 365, Fraternal Order of Eagles, wishes to thank the members of the Eagler band for their splendid assistance given at the recent Eagles state convention and for furnishing the music for the convention of their visit and assisting in the representation of the local Aerie.—Wilbur Hewitt, worthy president.