

The Plattsmouth Journal

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The first sign of spring is "Fresh Paint."

The motto of Socrates was, "Nothing too much."

Japan is sometimes called the Land of the Rising Sun.

Lucullus was the name of a Roman noted for his sumptuous feasts.

A witty Frenchman described vice, as but our virtue carried to excess.

The present of Sinclair is the past of the G. O. P. and the future of the Democrats.

Now, for peace until the band begins to play, and the big show comes off in November.

The lay of the spring poets has rhyme perhaps, but the spring lay of the hen has reason.

To use Hizziner's own rich idiom, it seems as though King George burst of Big Bill on the snout.

After all the main difference between virtue and vice is a question of how much and how little.

Isn't there some way of working Tummy into the elimination bouts so as to make them appear a little more decisive.

We are beginning to believe that a republic really is a place where everybody has the right to run for president.

Madame Schoonmel set a record by swimming for 3 hours. Maybe she's training to paddle along with Lindbergh on his next transatlantic flight.

Harmony brings forth many good turns.

How about the farm relief bill, will Coolidge veto it?

The Wild West is a country where they have spats half soled.

The Suez Canal connects the Mediterranean Sea and the Gulf of Suez.

Conventions is the only way to select delegates to a National Convention.

Kirk out the traitors and we can have a clean, honest democratic party.

If this thing keeps up there will not be any place left in which to look aviation.

Quite a few outstanding statesman will be standing out in the cold a few months from now.

Will Senator Norris get the entire delegation from Nebraska? He should, in honor of state pride.

The conference fails because while the delegates agree on disarmament, they disagree on armament.

Trans-continental telephone rates are down, but they are still high enough to counsel conservatism of style.

However dusty the roads may be next June, let us hope that Kansas City has good taste enough not to oil them.

We learn from our careful reading that when Lloyd George was questioned regarding the so-called "whisky peevage" he blandly admitted that he prefers wild west movies to all others.

Next to the odor of incense, the thing most frequently found all over the house is the Sunday paper.

Every force in the world and every instinct says to us, "Here's how" and the wise man is the man who knows where to stop.

"They laughed when I set down at the piano," remarked the young man, "because I generally try to play the saxophone."

The silver cloud being that if Frank L. Smith starts to explain his defeat, he would have to explain his previous election.

A New York grocer mistook a bottle of some poisonous chemical for bootleg whisky. We don't see where the mistake comes in.

A large stock of neckties burned in Philadelphia. If the patterns were, like some now current it may have been spontaneous combustion.

There are times when we feel that the Teapot Dome deal happened so long ago that an important witness has forgotten his original story.

An Illinois man, 74, got married the other day and his son had him arrested on an insanity charge. Old enough, perhaps, to know better.

The democrats in Plattsmouth and Cass county, that is the loyal ones, are not careful enough in putting their faith in the truly loyal leaders.

Another advantage of living in an apartment house is that the duty of trying to put the right screen in the wrong window devolves upon the janitor.

Patriotism, the eminent Dr. Johnson once remarked to Boswell, is the last refuge of a scoundrel. Which leads to us that in Chicago "America First" has been the chief resort of the gang that Illinois is now getting rid of.

Senator Blaine, of Wisconsin, was a trifle peeved because he spoke to so many empty seats in the senate when for two days he discussed the migratory bird bill. Mr. Blaine is a new Senator, but this looks like he has caught on to the legislators' ways.

HOW FAR CAN LAWYERS GO?

The Post-Dispatch is now prepared to act as judge and jury in the case of the police and Circuit Attorney Sidener against Attorney Sam Bender for taking possession of money supposed to have been stolen from an Oklahoma safe and deeded by the prosecuting authorities as evidence in the case against the alleged thieves.

We are not prepared to say when Attorney Bender obtained the money from the Sheriff and put it in his private bank account. We are not prepared to say whether Judge Gayer was acting in accordance with the law when he gave Bender an order for the money. We have our own opinion as to the judgment of a Judge who turns over money supposed to be stolen to the attorney of the persons charged with the theft.

We have a clear idea, however, as to the money which Attorney Bender now holds in his possession. The persons who had that money in their possession were charged with the robbery of a safe in Oklahoma City. There was a warrant for their arrest. The amount stolen was \$2000. They were caught in St. Louis with \$1400 in a bag. Charging these persons with theft and assuming that the \$1400 was stolen, the prosecuting authorities of Oklahoma City want the \$1400 as evidence in the case.

Attorney Bender claims \$1000 of the \$1400 as his fee, and holds the whole sum despite and excellent presumption that he will be the beneficiary of stolen funds and that the thieves will go free.

Suppose, instead of money, the Oklahoma prisoner had been charged with the theft of an automobile. Would a lawyer be justified or would he be allowed to hold the automobile or any piece of movable property? There is no difference in character between a stolen automobile and stolen money, and we merely use the illustration to emphasize the character of the property.

Is it legal or ethical for a lawyer to seize stolen property as his fee? Can a lawyer legally or ethically act as a licensed fence for stolen property, or as an accessory after the fact?

We submit the ethics of this case to the Bar Association and the legality to Circuit Attorney Sidener, who is quoted as threatening to bring an indictment against Bender. We hope the Circuit Attorney will proceed with the case if necessary. We are rather hopeless of action on the ethics of the question on the part of the Bar Association, but at least ought to be warned how far it can go in alliance with prisoners accused of crime, in sharing the alleged loot and defeating the ends of justice—St. Louis Post-Dispatch.

A DAY'S WORK IN ILLINOIS

Illinois did a great day's work on Tuesday. By burying Len Small, confirming the political death of Frank L. Smith, routing Crowe and repudiating Thompson, she met the highest expectation of sound public opinion. She reassured the doubters and cynics who think democracy is moribund that sovereignty does abide in the people and that, given sufficient cause, public sentiment will "turn the rascals out."

Certainly Illinois had sufficient cause. Len Small's incumbency of the office of Governor was not only a disgrace to Illinois but a reproach to the principle of popular government. This man's unfitness for a public trust was proclaimed by his sinister associations, by his brazen misuse of patronage, by his craven inaction in the face of organized out-lawry and by his official dishonesty as recorded by judgment of the courts.

Nothing but their insolent confidence in the power of the machine they had constructed could have persuaded Small and the discredited Smith again to seek preferment from the people of Illinois. They have been answered. They are finished. Similarly, the bombs and terrorism of the Thompson-Crowe conspiracy in Chicago has been answered.

The Post-Dispatch knows little about the men to whom the Republicans of Illinois have turned in the hope of an honest, competent administration of public affairs. But everybody knows that those men will, if elected, be obligated to do.

Mr. Emmerson will be expected to be Governor of Illinois, not a political boss concerned only with the spoils of office. Mr. Glenn will be expected to be a Senator from Illinois, not the servant of utility interests, not the portagee of Insull. Judge Swanson will be expected to cut the ties that apparently have bound the State's Attorney's office with Chicago's underworld.

Such is the substance of the promises those men made in the primary canvass. Whether they keep their pledges depends largely on the peo-

ple of Illinois. Eternal vigilance is the price of good government. If these men fail it will be the duty of Illinois to repudiate them as they have Small and Smith and Crowe and keep on choosing other men until the right men have been found. That is the burden of intelligent citizenship which rests upon the people of Illinois, the people of every other state of the United States.

Without such vigilance popular government is a pretense. Without such vigilance democracy cannot endure.

Eighty per cent of the registered cars in the world are in the United States. But how do they all find the same road of a Sunday afternoon?

NOTICE TO CREDITORS

The State of Nebraska, Cass county, ss. In the County Court. In the matter of the Estate of David C. Morgan, deceased.

To the creditors of said estate: You are hereby notified that I will sit at the County Court room in Plattsmouth, in said county, on the 24th day of April, A. D. 1928, and on the 25th day of July, A. D. 1928, at the hour of ten o'clock a. m., of each day, to receive and examine all claims against said estate, with a view to their adjustment and allowance. The time limited for presentation of claims against said estate is three months from the 24th day of April, A. D. 1928, and the time limited for payment of debts is one year from said 24th day of April, 1928.

Witness my hand and the seal of said County Court this 23rd day of March, 1928.

A. H. DUXBURY, County Judge.

ORDER OF HEARING on Petition for Appointment of Administrator

The State of Nebraska, Cass county, ss. In the County Court.

In the matter of the Estate of Martha M. Schliefer, deceased.

On reading and filing the petition of William F. Schliefer praying that administration of said estate may be granted to William F. Schliefer as Administrator.

Ordered, that May 4th, A. D. 1928, at ten o'clock a. m., is assigned for hearing said petition, when all persons interested in said matter may appear at a County Court to be held in and for said county, and show cause why the prayer of petitioner should not be granted; and that notice of the pendency of said petition and the hearing thereof be given to all persons interested in said matter by publishing a copy of this Order in the Plattsmouth Journal, a semi-weekly newspaper printed in said county, for three successive weeks prior to said day of hearing.

Dated April 5th, 1928.

A. H. DUXBURY, County Judge.

NOTICE OF SHERIFF'S SALE

Notice is hereby given that pursuant to an Order of Attachment issued by the Clerk of the District Court of Douglas county, Nebraska, in the case of the Plattsmouth Motor Company, plaintiff, vs. W. L. Havenridge, first and real name unknown, defendant, and a judgment and order of the District Court of Douglas county, Nebraska, entered in said cause, on the 4th day of April, 1928, that I will sell at public auction to the highest bidder for cash on the 25th day of April, 1928, at the south front door of the courthouse in the City of Plattsmouth, Nebraska, at the hour of 10:00 a. m., the following described property, taken as the property of the said W. L. Havenridge, to satisfy said judgment, to-wit:

An undivided three-fifths (3-5) of forty-five (45) acres of growing wheat on the southeast quarter (SE 1/4) of Section eighteen (18), Township ten (10), Range fourteen (14), East of the 6th P. M., Cass county, Nebraska.

BERT REED, Sheriff of Cass county, Nebraska.

ORDER OF HEARING AND NOTICE OF PROBATE OF WILL

In the County Court of Cass county, Nebraska.

State of Nebraska, County of Cass, ss.

To all persons interested in the estate of John W. Edmonds, deceased.

On reading the petition of Nellie Long and Elizabeth Miller praying that the instrument filed in this court on the 2nd day of April, 1928, and purporting to be the last will and testament of the said deceased, may be proved and allowed, and recorded as the last will and testament of John W. Edmonds, deceased; that said instrument be admitted to probate, and the administration of said estate be granted to Lucy Sporer, as Executrix;

It is hereby ordered that you, and all persons interested in said matter, may, and do, appear at the County Court to be held in and for said county, on the 4th day of May, A. D. 1928, at 10 o'clock a. m., to show cause, if any there be, why the prayer of the petitioners should not be granted, and that notice of the pendency of said petition and that the hearing thereof be given to all persons interested in said matter by publishing a copy of this Order in the Plattsmouth Journal, a semi-weekly newspaper printed in said county, for three successive weeks prior to said day of hearing.

Witness my hand, and seal of said court, this 2nd day of April, A. D. 1928.

A. H. DUXBURY, County Judge.

ORDER OF HEARING and Notice on Petition for Settlement of Account.

In the county Court of Cass county, Nebraska.

State of Nebraska, Cass county, ss. To all persons interested in the estate of Joseph Vetsnik, deceased:

On reading the petition of Joan J. Vetsnik, administrator, praying for the final settlement and allowance of his account filed in this court on the 13th day of April, 1928, and for final settlement of said estate and for his discharge as said Administrator;

It is hereby ordered that you and all persons interested in said matter may, and do, appear at the County Court to be held in and for said county, on the 27th day of April, A. D. 1928, at ten o'clock a. m., to show cause, if any there be, why the prayer of the petitioner should not be granted, and that notice of the pendency of said petition and the hearing thereof be given to all persons interested in said matter by publishing a copy of this order in the Plattsmouth Journal, a semi-weekly newspaper printed in said county, for one week prior to said day of hearing.

In witness whereof, I have hereunto set my hand and the seal of said court this 13th day of April, A. D. 1928.

A. H. DUXBURY, County Judge.

NOTICE OF HEARING on Petition for Determination of Heirship

Estate No. A-295 of James Fogarty also known as James Fogarty, deceased, in the County Court of Cass county, Nebraska.

The State of Nebraska, To all persons interested in said estate, creditors and heirs take notice, that H. M. Soennichsen has filed his petition alleging that James Fogarty died intestate in Plattsmouth, Nebraska, on or about February 25th, 1907, being a resident and inhabitant of Cass county, Nebraska, and the owner of the following described real estate, to-wit:

Lot three (3), in Block one-hundred seventy-one (171) in the City of Plattsmouth, Cass county, Nebraska, and also his heirs as his sole and only heirs at law the following named persons, to-wit: Kearn E. Fogarty, James F. Fogarty and Josephine Fogarty, his children—

and praying for a decree barring claims; that said decedent died intestate; that no application for administration has been made and the estate of said decedent has not been administered in the State of Nebraska, and that the heirs at law of said decedent as herein set forth shall be decreed to be the owners in fee simple of the above described real estate, which has been set for hearing on the 14th day of May, A. D. 1928, at 10 o'clock a. m.

Dated at Plattsmouth, Nebraska, this 11th day of April, A. D. 1928.

A. H. DUXBURY, County Judge.

W. A. ROBERTSON, Attorney.

SHERIFF'S SALE

State of Nebraska, County of Cass, ss.

By virtue of an Order of Sale issued by Golda Noble Beal, Clerk of the District Court within and for Cass county, Nebraska, and to me directed, I will on the 12th day of May, A. D. 1928, at 10 o'clock a. m., of said day at the south front door of the court house, in the City of Plattsmouth, Nebraska, in said county, sell at public auction to the highest bidder for cash the following real estate, to-wit:

South 48 feet of Lots one (1) and two (2), Block Thirty-Six (36), Original City of Plattsmouth, Nebraska; also that part of Lots six (6), seven (7) and eight (8), in Block twenty-nine (29), in Young and Hayes Addition to the City of Plattsmouth, described as follows: Commencing at the northeast corner of Lot eight (8) in said Block twenty-nine (29), Young and Hayes Addition, running thence west along the south line of the alley passing through said block east and west, 170 feet and 3 inches, thence south 65 feet, thence east parallel with the south line of said block to the east line of Block twenty-nine (29), thence north 65 feet to place of beginning, being the North 65 feet of Lots seven (7) and eight (8), and the North 65 feet of the East half of Lot six (6) and the vacated alley in Block 29, described as follows: Beginning at the northeast corner of Lot 6, Block 29, Young and Hayes Addition, running thence south 65 feet, thence east 14 feet to the west line of Lot seven (7), thence north along the West line of Lot seven (7), 65 feet to the northwest corner of said lot, thence West 14 feet to the place of beginning, all in Block Twenty-Nine (29), in Young and Hayes Addition to the City of Plattsmouth, as surveyed, platted and recorded, Cass county, Nebraska.

The same being levied upon and taken as the property of Carrie E. Christ and Austin S. Christ, defendants, to satisfy a judgment of said Court recovered by The Standard Savings & Loan Association, of Omaha, Nebr., plaintiff against said defendants.

Plattsmouth, Nebraska, April 6, A. D. 1928.

BERT REED, Sheriff Cass county, Nebraska.

By— REX YOUNG, Deputy Sheriff.

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NOTICE TO CREDITORS

The State of Nebraska, Cass county, ss.

In the County Court.

In the matter of the estate of William M. Burk, deceased.

To the creditors of said estate: You are hereby notified that I will sit at the County Court room in Plattsmouth, in said county, on the 17th day of May, 1928, on the 18th day of August, 1928, at 10:00 o'clock a. m., of each day, to receive and examine all claims against said estate, with a view to their adjustment and allowance. The time limited for the presentation of claims against said estate is three months from the 17th day of May, A. D. 1928, and the time limited for payment of debts is one year from said 17th day of May, 1928.

Witness my hand and the seal of said County Court this 13th day of April, 1928.

A. H. DUXBURY, County Judge.

(Seal) a16-4w

SHERIFF'S SALE

State of Nebraska, County of Cass, ss.

By virtue of an Order of Sale issued by Golda Noble Beal, Clerk of the District Court within and for Cass county, Nebraska, and to me directed, I will on the 12th day of May, A. D. 1928, at the hour of 10:00 a. m., of said day, at the south front door of the courthouse of the City of Plattsmouth, in said county, sell at public auction to the highest bidder for cash the following described real estate, to-wit:

The southwest quarter (SW 1/4) of the northwest quarter (NW 1/4) of Section twenty (20), Township twelve (12), North, Range twelve (12), East of the 6th P. M., Cass county, Nebraska, subject to a prior mortgage lien in the sum of \$3,600.00, of record against said premises and accrued interest thereon—

the same being levied upon and taken as the property of Emma L. Spence et al, defendants, to satisfy a decree of foreclosure and judgment of the District Court of Cass county, Nebraska, recovered by the Conservative Mortgage Company, a Corporation, plaintiff against said defendants.

Plattsmouth, Nebraska, April 14th, A. D. 1928.

BERT REED, Sheriff of Cass county, Nebraska.

NOTICE OF INCORPORATION

Notice is hereby given that the undersigned have associated themselves as a corporation under the laws of the State of Nebraska. The name of said corporation is Orepolis Grain Company, of Orepolis, Nebraska. The principal place of the annual meeting of the stockholders of said corporation shall be at the Taylor school house in District No. 37, Plattsmouth precinct, Cass county, Nebraska, and the usual place of transacting its business shall be in the elevator of said Company at Orepolis, Nebraska. The nature of the business to be transacted by said corporation, shall be the buying and selling of grain and farm products, and said corporation may purchase such real and personal property as may be necessary to carry on its said business. The authorized capital stock of said corporation is \$4,500.00, in shares of the par value of \$100.00 each, subscribed and paid for at the organization of said Company. Said corporation shall commence business on March 20, 1928, and shall terminate on March 20, 1978. The highest amount of indebtedness or liability to which said corporation shall at any time subject itself shall not be more than \$3,000.00. The business of said corporation shall be conducted by a Board of Directors not exceeding six in number, to be elected by the stockholders at their annual meeting. The officers of said corporation shall be a President, Vice President, Secretary and Treasurer, who are to be chosen by the Board of Directors and shall hold their offices for the period of one year. The Board of Directors may also employ a manager and such other employees as may be necessary to operate such business.

J. F. STANDER, JOSEPH BIERL, WALLACE WARNER, ELMER TRITTSCH, HENRY F. NOLTING, HENRY BORN, W. H. COFFELT, RUSSELL V. STANDER, HUGH I. STANDER, T. E. TODD, F. W. NOLTING, FRED G. NOLTING, FRED TRITTSCH, WALTER TRITTSCH, LEONARD BORN, PHILIP KEHNE, LESTER W. EISINGER, JOHN RUTHERFORD, C. L. MAYABB, O. C. RHOADES, HERMAN GRAHAM, FRED H. RUTHERFORD, JOHN P. KAFFENBERGER, LOUIE SCHIESSL, FRED TSCHIRREN, W. H. MEISINGER, MAX VALLERY, JOHN MCIN, C. B. KOKE, FRED BUECHLER, HERMAN WEISS, FRITZ KEHNE, ED H. TRITTSCH, WILLIAM HUNTER, M. L. STANDER, GEO. STANDER, MIKE VETESNIK, E. J. LUTZ, JOHN W. ELLIOTT, EARL P. BECKER, DAVID RUTHERFORD, PLATTS STATE BANK by Frank A. Cloidt, Cashier, GEORGE BORN, KATHERINE NOLTING, T. H. POLLOCK.

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