

# The Plattsmouth Journal

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R. A. BATES, Publisher

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It is estimated that 110,000,000 people speak German.

If you want excitement take a trip through Mexico. You may not be disappointed.

The only sure thing about the pennant race is that there will be a ticket scandal connected with it.

Half the battle is won for the republicans, if they can keep Al Smith from being nominated for president.

A Los Angeles organization has announced a banquet at \$100 a plate. There will be no speeches. Cheap enough.

One-third of the country's cases of snake bite occur in Texas, a fact of which the Democratic delegates should be apprised.

An aged Belgian is going to walk all over his native country playing a drum. No doubt everybody will be glad to see him beat it.

Dress reformers have a good deal to be responsible for. They should think things over and consider results. They are not pleasing.

A writer says building trades existed in Asia Minor 1,500 years ago, and that they were uninformed. Why should this be surprising?

Spain's prime minister is going to be married. We can remember when a fellow was afraid to take a wife unless he had a steady job.

It seems the proposed Farmer and Labor third party is not being received with enthusiasm. Just where farmers came in never has been explained.

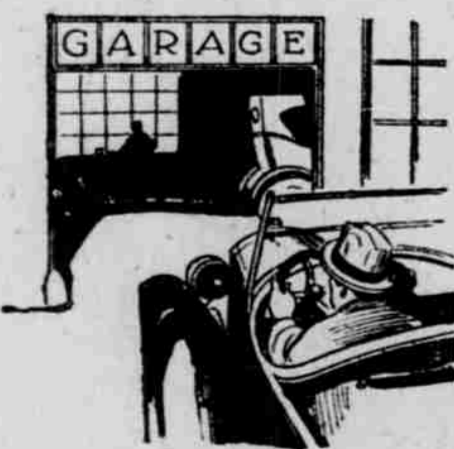
For reasons best known to themselves, presidential possibilities are not doing much in the publicity line. However, the country is not in a stew over it.

We are told that the Smith boom has emerged from a cave of silence and is resuming a full measure of activity. In politics one can not remain mediating too long.

The citizens of Vicksburg have voted to raise the municipal tax levy from 22 1-2 to 25 mills. We wonder if it is really worth two and one-half per cent per annum to reside in Vicksburg.

The trip through the cemetery was one of enjoyment to note the beautiful manner in which the graves were decorated, the handwork mostly of Woman's Relief Corps, who deserve great credit for their incessant labor.

Big Bill Haywood, who has just died in Russia, said of the United States before he left that everybody would have an automobile or nobody would have one, so that he could not have died comparatively young because his foresight was deficient.



## Our Repair Garage

is kept constantly busy because motorists recognize it as the best and most reliable repair shop for every kind of damage a car can possibly sustain. And, being practical men of long and varied experience, all our repair work is excellently and thoroughly done, without unnecessary delay and at reasonable charge.

**Fradys Garage**  
Phone 58

There are 22 bones in the human skull.

The eyes of affection have no need of oculists or opticians.

You can never tell what a woman or a jury is going to do.

The acme in darning: A pacifist spending his vacation in Chicago.

All the optimistic home gardeners are now busy sowing seed to fatten their neighbors' hens.

There are but a very few democrats in the city that are not reliable, and they are spotted.

Never in the history of this government were there so many candidates for president at one time.

Hoover will not attend the republican convention, but will hold his ear to the telephone from Washington.

One big service Harry F. Sinclair has rendered the United States government—he's given some of its bonds a lot of publicity.

Having heard several convention delegates deliver speeches, we can well believe that they are uninformed and uninformed.

Hindenburg was eighty years old before he had a tooth pulled; that man never let anything be taken from him without a stiff fight.

Roy Chapman Andrews, hunting human fossil in Mongolia, is shot in the left leg. And yet some people think archaeology isn't exciting.

The deepest part of the Pacific is now said to be off the Philippines and we are going to locate it. When found it will not be kept a secret.

Four Louisiana oil men were drowned when waves swamped their boat near New Iberia. They failed to pour oil on the troubled waters.

There will be 1089 delegates in the Republican National convention and in the Democratic convention 1,100. In this case Democrats are ahead.

A Kansas woman was granted a divorce because her husband struck her with one of her own biscuits. The judge decided it was extreme cruelty.

Radio broadcasting of the proceedings of the national political conventions will be in part on short waves, corresponding, in a way, to the waves of enthusiasm for some of the favorite sons.

The democrats certainly, have the best show for success in this campaign, if they don't turn the tide by making dampfools of themselves. Which they might do in the closing hours of the campaign.

If the democrats let the republican leaders defeat Governor Smith for the nomination for president at the Houston Convention, take our word for it, they just as well hang up the fiddle, and bow and quit.

Jim Reed is one of the ablest men this country ever produced, and would make an able president. He has a world of friends who would support him for the nomination for president, if they thought he could be elected.

Bandit armed with sawed-off shotgun held up a poker game down at Hammond, La., the other night and relieved six players of about \$6,000 in cash and jewelry. However, five of the players have little to worry about. No doubt there are sure-thing played in the game who would have gotten it all, anyway.

It is indeed a pleasure to be remembered by one's friends. On this occasion Colonel and Mrs. M. A. Bates owe Mr. and Mrs. L. B. Egenberger a debt of gratitude for a trip through the cemetery, Wednesday evening and also a fine trip of several miles in the country south of town. This occasion was certainly appreciated in enjoyment, and the manner in which it was given made it more than simply a pleasure and are never forgotten.

### THE GREAT AWAKENING

"The laws relating to indictment as they stand today on the statute books of the various states probably are more diverse, more responsible for miscarriage of justice and more in need of reform than any single group of laws governing procedure in criminal cases." Such is the conclusion of Dean William E. Mikell and Prof. Edwin R. Keedy of the University of Pennsylvania Law School, following two years' compilation and study of criminal laws in the United States for the American Law Institute. Among instances cited are two where the guilt of the defendant was clearly established. One recent case collapsed because the indictment charged the theft of "a pair of shoes," whereas the evidence showed that a verdict of first-degree murder was set aside because the indictment referred to the victim merely by name and failed to add the words "a human being." But the root of the trouble lies deeper than such technical absurdities. The report frankly recognizes what American jurists, headed by Chief Justice William Howard Taft are coming more and more to recognize and declare: The reason why our criminal code today unduly favors the criminal is because that code is still based on English common law which grew out of conditions existing in England 300 years ago.

At that time there were approximately 200 crimes which were punishable by death in England. The courts opposed such stringent penalties and when Parliament refused to amend them a natural sympathy for the defendant in the majority of cases led to the introduction of super-technicalities serving to bring about the acquittal of guilty persons. Legal precedents established when the situation was radically different continue to bind us today, and as a result many a present-day offender facing only just punishment for his crime goes free of any penalty at all. The country is waking up to this at last. It is waking to the preposterousness of an American code of justice which makes the court a feeble umpire holding the "rule book" while lawyers play a sharp game of wits or, worse, with most of the tricks secured in advance to the criminal. It is waking to the absurdity and danger of treating a criminal in this twentieth century as if we must still protect him from a star chamber—assuring him that if he chooses to be silent about his crime his silence shall not be held against him, going out of our way to give him the advantage of every delay, the gain from every technicality, the benefit of every doubt.

It is a fine, epoch-making work the American Law Institute, the University of Pennsylvania Law School, the Harvard Law School, the organized bar and many individual lawyers and Judges are now doing to aid this great and needed awakening. If jurists will lead the public and its legislators intelligently follow, the improvement in the administration of criminal law in these United States will be incalculable. That administration will cease to be what Chief Justice Taft has repeatedly called it, "a disgrace to civilization."

—St. Louis Post-Dispatch.

### MARY AND THE LAMB

Was the celebrated schoolgirl, Mary, who had the little lamb, American or English? The question was supposedly settled with finality when Henry Ford bought the school in Massachusetts that Mary and her lamb attended. Ford possesses not only the place where it happened, but documentary evidence giving the name of the girl and the name of the Massachusetts man who wrote the poem, although there are authorities who maintain that the scene was in Newport, N. H. with another set of characters.

Nevertheless the people of Great Britain have just been celebrating the 88th birthday of the aforesaid Mary, now Mrs. Mary Hughes, who vouches for the fact that she took the lamb to school. And the poem, it is averred, was written by an Englishwoman, Jane Burt, by name, who lived in London.

This is distressing. There ought to be an international commission appointed to straighten it out. We candidly believe that Governor Smith is by far the strongest man that can possibly be nominated at the Houston convention. His ability has been proven by three terms as governor of the great state of New York. Infine he has proved man of the people, and just such a one as would make a good president. Honesty and ability should go hand in hand, and that is the way they go with the governor of New York.

### MR. HUGHES SPANKS US

Mr. Charles Evans Hughes was in a stern, pedagogical mood the other night when he talked on the "fundamentals of law." He said "if the states have been short of power it is the states that are responsible." He also said that "an unnecessarily centralized government defeats liberty by holding its citizens in a thrall from which they cannot escape because they are dominated by an overpowering number of those who are not members of their own communities."

Perhaps we needed the spanking. Perhaps it was well, too, to terrify us with that striking description of what centralization ultimately means. But does an instructor only meet the requirements of his job does an instructor truly meet the requirements of his job by spanking his pupils and then frightening them? We do not think so. The spank and the scare are all right, but a teacher, we think, ought to show us when, where and why we have blundered and thus assist us to avoid repeating our mistakes.

Just how have the states surrendered their powers to the Federal Government? What laws have we passed, what policies have we adopted, what experiments have we embarked on which have divested us of our original powers and authority and vested the same in the Government at Washington? Mr. Hughes charges us with folly, and correctly. He has portrayed the consequences, and correctly. But he gives us no bill of particulars. He avoids mentioning one concrete instance in which we have erred. He does not say how to correct the terrifying situation.

A severe critic, but not much of a coach.

### GOOD LOOKING STREETS

A city that prides itself on its general appearance, but wants to improve, is offering a prize for "the best-looking block of houses in town."

Best-looking, it is explained, doesn't mean the most expensive or dignified. "It means the cheeriest, the block that seems to hold out the most cordial welcome to visitors."

Beauty seems to be assumed, but it is well to insist on the cheeriness. Some group of houses in a modest neighborhood may win that distinction. They will be houses well planned and kept in good repair. They will not all look alike. There will be trees and shrubs in the front yards, and probably flower garden in the back yards. But they will not be too neat and precise. And there will be children and dogs in them. Otherwise there would be no real cheeriness or sense of welcome.

Ex-Senator Burkett, of Lincoln, was in the city Monday on some matters of business, and dropped in to see the Colonel. We spent a half hour very sociably, and talked over old times when he was in congress 25 years ago. We always had the highest respect for Mr. Burkett, personally, but he says he always knew where to find Col Bates politically.

One of our numerous anti-Smith correspondents writes to say that the prohibition law is being flagrantly violated. The statutes against murder, rape, arson, and various other felonies, are also being violated, and even the Ten Commandments are not doing so very well these days.

Canada offers attractions to new comers. It offers a quarter section of land free and will spend \$1,500 in getting it ready for cultivation.



### Don't Neglect Your Kidneys!

You Can't Be Well When Kidneys Act Sluggishly.

Do you find yourself running down—always tired, nervous and depressed? Are you stiff and aching, subject to nagging backache, drowsy headaches and dizzy spells? Are kidney excretions scanty, too frequent or burning in passage? Too often this indicates sluggish kidneys and shouldn't be neglected.

Doan's Pills, a stimulant diuretic, increase the secretion of the kidneys and thus aid in the elimination of waste impurities. Doan's are endorsed everywhere. Ask your neighbor.

**DOAN'S PILLS**  
60c  
ASTIMULANT DIURETIC FOR KIDNEYS  
Foster-Milburn Co. Mfg. Chem. Buffalo, N.Y.



Same Price for over 35 years  
25 ounces for 25¢  
USE LESS THAN OF HIGHER PRICED BRANDS  
Why Pay War Prices?  
THE GOVERNMENT USED MILLIONS OF POUNDS

### HEROES OF INDUSTRY

It is not yet possible to say how many miners have died in the Mather "model mine" in Pennsylvania as a result of a gas explosion. It is conceded, however, that the list of dead will be appalling. Thus far no blame is attached to the mine owners. It is claimed that every known device for making mining safe was in use in this particular mine. An investigation will determine.

It is worth noting, too, that the claim is made that "every mine disaster is of a different nature and usually of a different origin." This means that no matter what precautionary measures are taken there can never be any certainty that death does not lurk in the mines.

And all this means just one thing—that no occupation is more precarious than that of the men who dig for the bowels of the earth the coal that feeds the furnaces and warms the homes of men.

It is well to bear this in mind in considering the compensation received by the miners. Just now we hear little of the "high wages" paid the miners. The industry itself is in a precarious condition. But when wages are "high" they are none too high considering the risks taken.

A list of the martyrs of the mines for a generation would make a startling figure. Gradually the barbarous working conditions of the old type mine have been improved, through the legislative agitation of the workers. But they can never be made perfect. The risk will always be in it. Death will always lurk beneath the surface of the earth.

It is well to bear all this in mind when we are again invited to join in the hue and cry against the "unreasonable demands" of the coal diggers. They are really the heroes of industry.

### DEDICATE MEMORIAL CHURCH

Some thirty years ago the only church building in the town of Manley, was that which had been erected by the Methodist faith in that locality and which at that time it was planned to sell. The members of the Roman Catholic faith which had a church in the country near Manley and suffered the loss of their church by fire, it having been struck by lightning, the members of the parish started the negotiations for the purchase of the building in town that had been erected by the Methodist.

On the evening that the church was to have been disposed of a group of nine men, deciding that they wished to retain the church in its former faith, borrowed the money and bought the building. These men were Peter Coon, Marsh Shipman, Sam Coon, C. M. Andrus, Dan Andrus, N. Calkins, Alex Miller, Fred Andrus and Aaroy Jenkins. Of these but three are now living.

The Union Sunday school that now holds its sessions in the old church on Sunday, May 27th met and dedicated the building as a memorial "In Honor of Those Nine Men Who Saved This Building That We Might Have a Place to Worship God." The building is serving as a union church and any minister has an invitation to hold services there.

The Union Sunday school meets each Sunday at 10 o'clock and has an attendance of from thirty to forty each time. There is no pastor at the church but the church has been served for the winter by visiting pastors. The failure to purchase this church building by the members of the Catholic parish had the result of providing Manley with another church as the beautiful St. Patrick's church was erected by the members of this faith in Manley and vicinity.

### HERE FROM FLORIDA

Mr. and Mrs. R. L. Propst and Mr. and Mrs. Elvin E. Greene, Jr., of Lake Worth, Florida, are visiting relatives and friends in Nebraska. Mr. Propst will stay all summer and Mr. and Mrs. Greene will drive back in a couple of weeks.

This week they are visiting at the home of Mr. and Mrs. J. E. Hallstrom in Avoca, as are Mrs. C. E. Wilcox and Marilynn of Plattsmouth, and Mrs. J. F. Sindelar and Kathryn Mae of Omaha.

### DEATH OF OLD VETERAN

Notice has been received here of the death on May 23rd at Wyandotte, Michigan, of Capt. John Wayman, a former pioneer resident of Plattsmouth and the west, to which he came in his early days following the close of the civil war.

Mr. Wayman was one of the early Missouri river boatmen and was for a number of years engaged in the handling of the local transfer boat here and a friend and associate of the late Captain Peter Mann. After the coming of the railroad Mr. Wayman engaged in work at the Burlington shops until he established a small iron works and foundry in this city, it being located just east of where the Heisel mine was located and here for a great many years Mr. Wayman was engaged in turning out iron castings, many of which can still be found in the buildings in this city, one of these being the building occupied by the Journal.

Mr. Wayman built the residence here at Seventh and Washington avenue that is now occupied by Herman Reichstadt and family, where the family resided until they removed to Michigan some thirty-seven years ago.

While here Mr. Wayman was very active in the I. O. O. F. and also the Knights of Pythias, and at the time of his death at the age of eighty-nine years, he was the oldest member of the K. of P. in the state of Michigan, last year going by airplane from his home at Grand Rapids to attend the grand lodge.

The funeral services were held Monday at Wyandotte. Mr. Wayman is survived by the aged widow, Mrs. Harriett Wayman and one daughter, Mrs. Cora Daniels, both residing at Wyandotte.

### GRADUATES FROM U. OF N.

The Journal has received the announcement from Mrs. C. H. VanWick of Lincoln, who will be remembered here as formerly Miss Mary Carstens, sister of Mrs. Mike Lutz, and niece of Mrs. Helen Rhode of this city, in which Mrs. VanWick states that her son, William A. VanWick, is to graduate from the electrical engineering class at the University of Nebraska, on Saturday.

Mr. VanWick graduated four years ago from the Ashland high school and has since been attending the state university where he has won a great deal of attention by his school work. He is a member of Theta Chi, Sigma Tau Phi, Tau Theta, Math club, A. I. E. E. president, N. E. S., Nebraska Blue Print Staff. He is also second lieutenant in the university R. O. T. C.

The young man will leave the middle of July for the east, where he will take up his electrical work at the East Pittsburgh plant of the Westinghouse Electrical Co.

Mr. and Mrs. C. H. VanWick, the parents of the young man, are living at 1417 Q street, Mr. VanWick being a linotype operator of the Nebraska State Journal at Lincoln.

### FORM SEWING CLUB

On May 29th, there was a Girls' Sewing club organized at the home of Miss Leola Hell, leader near Cedar Creek. There are eight members in the club.

During the meeting the officers were elected for the season. They are: Mary Wagner, president; Mildred Murray, vice president; Charlotte Mayfield, secretary; Mildred Hell, news reporter.

The next meeting will be held on June 13th at the home of our leader, Miss Leola Hell.

County Agent Mr. Snipes was present to help organize and gave a little talk on the work.

Good eating potatoes for sale at 1¢ per bu. at Murray Cream Station.

### NOTICE TO CREDITORS

The State of Nebraska, Cass county, ss. In the County Court. In the matter of the estate of Catherine Wiles, 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 25th day of June, 1928, and on the 1st day of October, 1928, at ten o'clock in the forenoon 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 29th day of June, A. D. 1928 and the time limited for payment of debts is one year from said 29th day of June, 1928.

Witness my hand and the seal of said County Court this 26th day of May, 1928.

A. H. DUXBURY, County Judge.

### NOTICE TO CREDITORS

The State of Nebraska, Cass county, ss. In the County Court. In the matter of the estate of Sam G. Smith, 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 22nd day of June, 1928, and on the 24th day of September, 1928, at 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 the presentation of claims against said estate is three months from the 22nd day of June, A. D. 1928, and the time limited for payment of debts is one year from said 22nd day of June, 1928.

Witness my hand and the seal of said County Court this 22nd day of May, 1928.

A. H. DUXBURY, County Judge.

Regardless of what party leaders think, it is an injustice to put on the national government the entire cost of food prevention and control. There is no good reason why states concerned should not bear a fair proportion of the costs.

### NOTICE TO CREDITORS

The State of Nebraska, Cass county, ss. In the County Court. In the matter of the estate of Martha M. Schiefer, 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 8th day of June, 1928, and on the 10th day of September, 1928, at 10 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 8th day of June, A. D. 1928, and the time limited for payment of debts is one year from said 8th day of June, 1928.

Witness my hand and the seal of said County Court this 7th day of May, 1928.

A. H. DUXBURY, County Judge.

### ORDER OF HEARING on Guardian's Report and Petition

In the County Court of Cass county, Nebraska. In the matter of the Guardianship of Joseph Mauck, incompetent.

On due consideration of the report of Hugh E. Warden filed herein on May 19th, 1928, and of his petition showing that his said ward claims to be entitled to possession and control of his property and desires that said Guardianship be closed, it is—

Ordered, that a hearing be had on said matter in this court on June 15th, 1928, at the hour of ten o'clock a. m., and that notice of the filing of said report and petition and of said hearing be given to his said ward and his sister, Mrs. Lucinda Conrad, to whom he was paroled, and Mrs. Margaret Chappell, by personal service of notice and to all other persons interested in said matter by publication of notice in the Plattsmouth Journal, a newspaper published and generally circulated in Cass county, Nebraska, for three weeks prior to said day of hearing.

Given under my hand and the seal of said court this 19th day of May, A. D. 1928.

A. H. DUXBURY, County Judge, Cass County, Nebraska.

(Seal) m21-3w.

### LEGAL NOTICE

In the District Court of Cass County, Nebraska

The Standard Savings & Loan Association of Omaha, Plaintiff

vs. Adelaide Burnett, formerly Adelaide Kramer, and her husband, J. J. Burnett, real name unknown, et al, Defendants.

To Adelaide Burnett, formerly Adelaide Kramer, and her husband, J. J. Burnett, real name unknown, non-resident, defendants:

You and each of you are hereby notified that on the 12th day of May, 1928, the plaintiff filed its amended petition in the above entitled action in the District Court of Cass county, Nebraska, the object and prayer of which upon its first cause of action is to foreclose a mortgage in the sum of \$1,480.08, with interest thereon at the rate of 8% from April 24, 1923, on Lot 5, in Block 61, in the City of Plattsmouth, Cass county, Nebraska, which mortgage appears of record in Book 51, at Page 351, of the Mortgage Records of said county, and for equitable relief; and on its second cause of action to reform and foreclose mortgage for \$2,000.00, dated February 25, 1924, from the description of which mortgage Lot 1, in the NE 1/4 of the NE 1/4 of Section 30, Township 12 North, Range 14 East of the 6th P. M., in Cass county, Nebraska, was omitted by mistake and that the description of said mortgage should be as follows:

Lot 1 in the NE 1/4 of the NE 1/4 of Section 30, Township 12 North, of Range 14, East of the 6th P. M., and also the following described lands, to-wit: Commencing at the southwest corner of the SE 1/4 of the SE 1/4 of Section 19, Township 12 North, of Range 14, East of the 6th P. M., running thence east along the south line of said Section 19, to the center of County Road No. 55, as now traveled and used, thence northwesterly on the center line of said county road to a point where said line intersects with the west line of the SE 1/4 of the SE 1/4 of Section 19, thence south along the west line of said SE 1/4 of the SE 1/4 of said Section 19, to the place of beginning, containing 8 acres, more or less, all in Cass county, Nebraska;

That said mortgage bears interest at the rate of 8% from February 25, 1924, and is recorded in Book 53 of Mortgages, at Page 69 of the mortgage records of said county, and prays that an accounting be had, said mortgage reformed, and for equitable relief.

You are required to answer said petition on or before Monday, the 2nd day of July, 1928, or your default will be entered in the said cause and decree granted as prayer for in said petition.

THE STANDARD SAVINGS & LOAN ASSOCIATION, of Omaha, Nebraska, Plaintiff.

A. L. TIDD, Attorney for Plaintiff.

m21-4w