

## Champ Timber-Topper in Action



Mrs. Roxy Adkins, Canadian hurdler star, who defeated Evelyn Hall, American champion timber-topper, last year, pictured during a fast workout at New York just before she participated in the American Women's Track and Field Indoor Championships in Brooklyn, N. Y.

### GIVE SHOWER FOR FRIEND

A miscellaneous shower in honor of Mrs. Leroy Thiemann of Nebraska City and in honor of Mrs. Anna Hall of Pelican Rapids, Minn., who is departing for her home soon, was given at the home of Mrs. W. D. Kellison of Cedar Creek.

Those who attended were Mr. and Mrs. Leroy Thiemann of Nebraska City; Mrs. Anna Hall of Pelican Rapids, Minn.; Mr. and Mrs. Fred Stull and family, Mrs. Rae Stull and daughter, Beverly Ann, Mr. and Mrs. Kay Carlson, Miss Bessie Miller, Miss Florence Montag, Miss Marie Tyla, Miss Dorothy Shewell, all of Omaha; Mr. and Mrs. W. H. Coffelt and family, Mr. and Mrs. Jack Weiland and family, Mr. and Mrs. Glenn Lewis and family, Mr. and Mrs. Ray Clark and family, Mr. and Mrs. Clair Doolley, Mr. Roy Kellison, all of Plattsmouth.

A very pleasant lunch was served on the lawn and was enjoyed by all.

### RECOVER STOLEN CAR

Sheriff Homer Sylvester was notified Sunday that the car of Charles E. Hartford, of this city, stolen two weeks ago, had been recovered. The car was discovered by the Omaha police department abandoned in that city. The sheriff and the owner of the car were notified of the recovery of the same and which will be turned over to Mr. Hartford.

### VISITING AT DES MOINES

Dr. and Mrs. W. V. Ryan departed Saturday evening for Des Moines, Iowa, where they are planning on enjoying a week's visit there with the relatives and old time friends of Dr. Ryan. During the absence of Dr. Ryan from the city the dental office will be closed.

### WINNERS AT MUSIC CONTEST

The district music contest of the high schools of this portion of Nebraska was closed at Omaha Saturday night when the trophies were awarded. In the schools winning, Wahoo, Peru and Brainard scored the most points in their entries.

The Plattsmouth group returned with several honors that reflected the fine work of the students and their adeptness in the string section of the contest.

Bernard Knoflicek scored superior in cello, while Mildred Knoflicek was given the rating of excellent in her violin solo work.

The Plattsmouth high school string quartet, composed of Alice Blatt, Lois Bestor, Rachel Robertson and Mildred Knoflicek were also given the excellent rating as among the best in their section of the contest.

The awards will permit the Plattsmouth group attending the state contest to be held at Lincoln when representatives from the several districts will be entered.

### VISITS AT OMAHA

Joe V. Brandt, of Union, was in the city for a short time Saturday afternoon while en route to Omaha. Mr. Brandt was visiting his daughter, Mrs. Lester Shelton in Omaha, this being the first visit with the young people since their marriage on April 1st. Mrs. Shelton was formerly Miss Rose Brandt of Union, winner of the prize in the first county spelling contest held twelve years ago.

For news of shopping bargains, read the ads in the Journal. You will find them the equal in every way of the "headliners" offered by large city stores.

## Chinch Bugs to be a Menace to Corn This Year

Hot, Wet Weather Would Help Combat Insect Pests This Year—Other States Worse Off.

Nebraska chinch bugs wintered well, according to O. S. Bare, extension entomologist at the college of agriculture, who, when told that Iowa entomologists had reported a 1 per cent mortality in the chinch bug population in their state declared: "We have done just as well. Iowa never could put anything over on us."

The entomologist pointed out that Nebraska farmers living from the Platte valley south, and especially in the southeastern part of the state, will probably experience considerable difficulty in controlling the chinch bugs. Nothing can be done about them right now, although when the young brood comes on, barriers of creosote and gas tar are effective in destroying a great many. Burning fence rows, waste lands and road sides will help some the entomologist continued, but the best time to burn is November and December.

The bugs suck the sap from the stem and leaves of small grain plants and after destroying a field will attack corn.

The corn looks as if it had been seared with hot, dry winds after chinch bugs infest it," Bare said.

Declaring that the middle west faces prospects of a tremendous loss from chinch bug infestation this year, Bare said Nebraska is not quite as bad off as some states.

"It is largely a question of moisture," he stated, "if we have plenty of hot, wet weather, we won't have much trouble from either chinch bugs or grasshoppers."

### JOB AID SEEN AS LOCAL DUTY

Randall C. Biart, state federal emergency relief director, in a statement Monday said the task of providing work for jobless men is primarily a local obligation.

"It should be distinctly understood that the federal emergency relief administration is not operating an employment office, a service which is already being exceptionally well handled by the national re-employment office," he said.

The FERA aims only to provide limited work for persons on relief rolls so they may earn their principal needs without the stigma of charity and pauperism generally associated with direct relief," he explained.

"FERA is not interested in getting jobs done, but unfortunately, in some places, local officials seem to be interested in the relief program principally for the purpose of getting certain projects done with Uncle Sam paying the bill."

### RETURN FROM VISIT

Dr. and Mrs. W. V. Ryan, who were at Des Moines, Iowa, over the week end as guests of relatives of Dr. Ryan, have returned home, after a most pleasant stay in the Iowa City. Dr. Ryan has resumed his practice with renewed vigor after the short outing.

## MEN'S SUITS \$15 to \$55

Tailored to your individual Measure and Taste!  
No matter what shape or size you are, we can fit you!  
No matter what color or kind of material you like—we have it!

Satisfaction Guaranteed!

Wescott's  
Since 1879

### CONSERVATION CAMPS COST

Washington.—President Roosevelt was told that 265 million dollars was spent in giving employment to 600,000 young men during the first year of the civilian conservation corps. Robert Fechner, director of emergency conservation work, reported to the chief executive that 310,000 would still be in the forest camps at the end of April. Funds have been appropriated to continue the program for another six months. In addition to the enrolled men 14,000 experienced foresters and technical experts have supervised the work and 3,600 reserve officers have commanded the camps.

Reports of cabinet officers whose departments co-operated were filed with Fechner's. Secretary Dern said actual disbursements to March 1 had been 255 millions, of which two-thirds has been poured directly into the channels of industry, commerce and agriculture to accelerate recovery. Men in the corps, Dern reported, sent home approximately 60 millions to aid their families.

Secretary Ickes and Secretary Wallace emphasized the value of the program to the nation's forests and parks.

"The fire record for 1933 is one of the best ever recorded for the national forests," Wallace reported.

### TWIN GIRLS ARE STRICKEN

Philadelphia.—Hospital physicians said the twin 11 year old daughters of Mr. and Mrs. Peter Maguire are suffering from the dread ossification disease, which slowly turns the muscles of its victims to a bone-like hardness. The girls, Katherine and Margaret Maguire, already have a marked rigidity in the neck and shoulders, the physicians stated. Katherine was the first to show symptoms of the disease in 1931 and was treated for some time in the hospital. Last week the same symptoms were discovered in her sister.

### GO AFTER NEW CARS

From Tuesday's Daily  
Last evening Claude A. Ruse of the Ruse Motor Co., departed for Kansas City where they are to secure two new Ford cars and a truck that is to be used as a trailer. With Mr. Ruse were Ray Cavender, Louis Wondra and Louis Baumgart, who will assist in driving the cars back to this city where they will be turned over to the purchasers.

### TO ATTEND STATE COMMANDERY

The drill team of Mt. Zion commandery No. 5, Knights Templar, of this city with a large number of the past commanders and officers are expected to attend the state grand commandery which opens at Lincoln this week. The state commandery will open on Thursday and is expected to be one of the most largely attended that has been held in the state.

## Produce Markets Higher

YOU can always depend on top prices here for all your Farm Produce.

THIS fact, coupled with our quick and dependable service and our convenient location at corner 5th and Main streets, should induce you to always make this your one-stop produce market for—

Cream, Poultry, Eggs  
WE PAY CASH

Home Dairy  
"Our Service Satisfies"

## Jury Brings in 'Not Guilty' Verdict This Morning

Continued from page one.

that McMaken had said that he came home from a trip and found McCrary at his home, he could not get into the house as he had no key and had gone through a bathroom window and found that someone was in the house, he then had gone to the basement of the house and while there had heard someone talking, he had then secured a gun and gone back to the main part of the house through the window. Defendant stated that he had come to the door of the bedroom and heard some whisperings or low conversation and he had then switched on the lights, McCrary had jumped from the bed and the defendant had shot him.

Mr. Stewart identified the exhibit of the 16-gauge pump gun as that which Mr. McMaken had turned over to him as the death weapon, as well as a revolver that had been taken from the pocket of the overcoat of McCrary later on the way to the police station. The charges from the pump gun were also exhibited and witness stated that they had been removed in the presence of Sheriff Homer Sylvester and Mr. McMaken.

The clothing worn by McCrary, shot riddled and bloodstained were also offered in evidence by the state.

In cross examination by Mr. Crawford, witness stated that he had seen McCrary often in the north part of the city or coming from there in the early hours of the morning. Questioned, Mr. Stewart stated that McMaken had made no effort to conceal the shooting. Mr. McMaken had been turned over to Sheriff Sylvester on his arrival and had made no resistance. Witness stated that the trousers of McCrary were open when he had examined the body.

With the opening of court at 9:30 this morning the state resumed the taking of evidence by calling Sheriff Homer Sylvester to the stand. The sheriff was asked to describe the bedroom of the McMaken home where he had been called, he had seen a body on the floor and asked who it was and was informed by Officer Roy Stewart that it was Douglas McCrary. He had asked who had shot him and Mr. McMaken had said that he did it.

The covers of the bed had been thrown back as if someone had been occupying the bed. The witness had asked McMaken why he had shot him and he had replied, "Really did not know at that time but was not sorry." The sheriff described the nature of the three wounds on the body of McCrary as well as the fact that there had been shot in the floor of the bedroom but none in bed or bedstead. The witness had found two discharged shells in the living room near an overstuffed chair near the double doors connecting the rooms. The body of McCrary was clothed in trousers, shirt and shoes and socks.

On cross examination by Mr. Crawford, witness stated that the shotgun was a close choke weapon and which held the charge close. In tests it would not show powder marks at 5 feet. Asked as to the appearance of McMaken, witness stated that he had walked the floor, twisting hands and appeared to be in a nervous condition. Witness also testified as to receiving the loaded revolver from McCrary's coat from Officer Roy Stewart.

Dr. L. S. Pucelik was recalled by the state and examined by County Attorney W. G. Kieck relative to conversations held at the office of the physician between him and the attorneys for the state. Dr. Pucelik corrected some of his testimony of Tuesday in which he had said that he did not make any statement as to the innocence or guilt of McMaken, stating in his testimony this morning that he had said, "did not want to see Joe McMaken stuck." The witness stated that he had been asked as to his experience in mental cases and not as an expert in this line and that he was competent to handle these cases but was not an expert. Witness had told the attorneys that he had been criticized for his testimony at the coroner's inquest.

On cross-examination by Mr. Crawford Dr. Pucelik stated that he could under his training treat and determine mental cases.

The state rested their case at 10:15 as the court took a short adjournment for the defense to open.

### Defense Opens Case.

With the reconvening of court the motion was offered by the defense to dismiss the case and take it from the jury. The grounds based was that the state had failed to prove first degree murder and the evidence that they had offered had proven the defense contention of slaying in self-defense.

The motion was overruled by Judge Dan W. Livingston on the grounds that the points brought by the defense were facts to be passed on by the jury.

The defense opened with the calling of Ray G. McMaken, brother of the defendant, who was examined by W. A. Robertson, chief counsel of the defense. Witness dramatically told of the revelation that he had made to his brother of the visits of McCrary to the Joe McMaken home. The witness stated that he had been in the McCrary barber shop some months ago and had seen McCrary take a revolver from a drawer and place it in his pocket, this being about closing time at the barber shop at night. The witness testified that he had seen Douglas McCrary leave the Joe McMaken home on the early morning of March 1st, that McCrary had gone from the house through the alley. Joe McMaken was not at home at that time, the witness stated. The witness on Monday afternoon, March 5th, had met his brother Joe at the O. K. garage. He had told Joe McMaken that McCrary was going to his home and that he ought to check up on it, he had also told Joe McMaken that McCrary carried a gun and that he better watch out. He had asked Joe McMaken as to the condition of his wife and was informed that a child was expected. When told of the visits of McCrary, Joe McMaken had not said a word but had given a deep breath or sigh. The witness and family and that of the brother had been on good terms and often visited each other's homes. Joe McMaken had been very proud of his wife and their home life apparently had been very happy and contented. The defendant was absent from home many times from 20 to 60 days on his contracting work. Joe had stayed in bunk wagons when on these trips.

On cross examination by Mr. Cheney, Ray McMaken was asked if the distance from his home to that of the defendant was such that a call could be heard. Witness had never heard any disturbance or calls for help from the Joe McMaken home. Roy Oterdorsky, druggist, was called and stated that he was acquainted with W. D. McCrary, that at a date that the witness fixed as toward the last of November, McCrary had visited the drug store and sought to secure medicine to cause an abortion. Witness had refused him and told him he had better go to a physician.

Clarence Cotner, owner of an Omaha-Plattsmouth bus testified that McCrary had frequently ridden to and from Omaha with him. On one occasion McCrary had left his overcoat in the bus and asked Cotner to lock up the bus as he had a revolver in the overcoat.

R. Foster Patterson, called to the stand was questioned by Mr. Robertson as to his residence on Elm street, three blocks south of the Joe McMaken home. He was also questioned as to McCrary riding with him as far as his home at 11th and Elm streets. He stated that two times last fall and early this year McCrary had ridden in his car as far as the Plattsmouth home, the time being fixed at 11:30 p. m. Witness had not seen where McCrary had gone after reaching 11th street.

Mr. and Mrs. Clyde Taylor were called to the stand to testify as to seeing McCrary in the vicinity of the McMaken home, both stating that they had on one night in the last of January seen Mr. McCrary near their home and going north and west in the direction of 11th street. Mr. Taylor stated that at this time Mr. McMaken was not at home.

On cross examination Clyde Taylor stated that he had seen McCrary when witness and wife had started home and that he knew it was McCrary even before he passed under the street light near the Taylor home. Witness had not seen McCrary enter the McMaken home.

Mrs. Oscar Gopen, a neighbor, testified to seeing McCrary leave the Joe McMaken home at twenty minutes to seven one morning. Mr. McMaken not at home.

George Taylor, city street foreman, testified that he was going to the main section of the city one morning at 3:30 to assist in washing the pavement, and had met McCrary and asked "what are you doing up in my part of town?" McCrary had replied, "Taking care of a friend." Witness had walked on to town with him.

John Jordan testified that he had seen McCrary at the McMaken home at 3 or 4 o'clock in the morning last September. He did not believe that McMaken was home at the time.

Fred Lugsch, called, testified that he had a conversation with McCrary, who told him that he had just taken a shotgun apart so that he would not get shot with it.

The state offered no cross examination to these witnesses. Joseph G. McMaken was called to

the stand before the noon recess and told a clearcut story of his actions on the occasion of the tragedy that had come to him and his home. He stated that he was thirty-five years of age and had lived here all his life and had married here in 1923 and had lived in the neighborhood of his parents and his wife's parents since that time. He was engaged in road work that required long absences from home and to work many times from ten to eighteen hours. The witness and wife had no trouble and he had provided her with food, clothing and all things necessary. He had first learned on Monday, March 5th of the visits of McCrary from his brother, Ray, who had said "Doug McCrary was foolin' around my wife" and that "he had better be careful as McCrary carried a gun."

He had come home on the night of March 1st from Fremont where he had consulted a physician as to his wife's condition, at the time she was there with him. He reached the O. K. Garage about 10 or 11 o'clock on the night of March 6th. There was no light in his home when he reached there and as he came to the corner of the house he could hear voices in the home. He had thought of what his brother had said and went to the basement to see what he could hear of the conversation that seemed to be going on in the rooms on the main floor of the house. Witness stated that he had realized that he was in a dangerous position if his brother's story of McCrary's arming was true. Witness had stayed in basement some time and then thought of shotgun that one of his employees had left there on a previous trip. He had remained in the cellar as he did not know whether or not he was liable to be shot at. He had taken the shotgun for his defense and then gone out of the basement or cellar and had gone to the front of the house and could hear at the partially opened window, the breathing of two persons. Witness had then tried the north door which was bolted and had then raised the bathroom window and made entry to the house. He had gone to the living room and sat down to try and "size up the situation." He had decided to wait until daylight before doing anything about the matter but a little later heard a clock ticking, thought possible that alarm might be set to give alarm to anyone in the room. Witness had thought to turn off the alarm clock, as he wanted to wait until daylight to meet the man in the case face to face, as witness thought he might whip him. Clock was not in usual place in bedroom. He had heard whispering in the room as he tried to get clock and someone said, "Someone is over there." When he had heard the whispering he had turned the light on in a floor lamp in the living room. When light was turned on witness had seen McCrary in the bed with his wife. McCrary had sat up and then made a dive for something, thought grabbed for a gun. The next witness remembered was when Mrs. McMaken had screamed that witness had shot McCrary. As soon as he had regained his presence he had called the police and his wife had told him that he had shot McCrary three times. Witness remembered seeing Sheriff Sylvester and Officer Stewart, but not what he had told them. He had no intent of shooting when he had started for home or even in the house, save in self-defense.

The morning of the killing was the first time that witness had seen McCrary at his home. He had known McCrary and they had always spoken friendly and he had no suspicions of him until told by Ray, his brother. The witness was shown the gun that he owned and which it was charged had been put out of commission. The witness had not used the gun for some months and he had not examined it until today when he had done so with his attorney, Bryce Crawford and found that it would not shoot.

The witness was then turned over to the state attorneys for cross examination.

"See it before you buy it!"

Sufficient Fire Insurance is all important to every property owner and its purchase cannot safely be "put off." Check up on all your insurance—today.

Searl S. Davis  
OFFICES: 2ND FLOOR  
Platts. State Bank Bldg.  
PLATTSMOUTH

## Rail Magnate, Bankers Deny Charges of Fraud



Snapped in common pleas court, Cleveland, Joseph E. Nutt, left, former chairman of the board of the closed Union Trust company and former republican national committee treasurer; O. P. Van Sweringen, center, railroad magnate, and Wilbur M. Baldwin, right, former president of the closed bank, entered pleas of not guilty to charges that they participated in the "window dressing" of the Union Trust company statements to make the condition of the bank appear \$20,000,000 better than it actually was in 1931. Nutt and Baldwin are shown in court, while Van Sweringen is seen as he signed the court docket. Thousands lost their life savings when the Union Trust company failed to open its doors after the bank holiday in March, 1933.