

The Plattsmouth Journal.

SEMI-WEEKLY EDITION—EIGHT PAGES

VOLUME XXVIII

PLATTSMOUTH, NEBRASKA, THURSDAY, OCTOBER 1, 1908

NUMBER 45

THE LAND OPENING IN SOUTH DAKOTA

Provisions by Which Those Who Desire to Enter the Contest Can Do So—All to Register.

There are many people in Cass county who are very much interested in the land drawing to take place up in Tripp county, South Dakota. There are said to be a little upwards of 5,500 quarter sections to be allotted. A large number of people, women as well as men, are preparing to go up and register between October 5 and 17, and for the especial benefit of those who contemplate going, the Journal prints the following office regulations in regard to the drawing. It might be well to cut out this article and paste it in your hat for future reference:

Requirements for Drawing

Any person desiring to register for the opening of the Rosebud lands in South Dakota (Tripp county), must go before a notary public in one of the following towns: Chamberlain, Dallas, Gregory or Presho, in South Dakota, or O'Neill or Valentine in Nebraska, and there sign an application for registration.

This application must be sworn to between October 5 and October 17, 1908, and after it is sworn to it must be inclosed, unfolded, in an envelope, and the envelope must then be addressed and delivered to James W. Witten, superintendent of opening, at either Dallas or Gregory, South Dakota, before 4 p. m., on October 17, and not after that, either by mail or in person, or otherwise, but not by registered mail, and the envelope must not have the name of the applicant written on it.

Soldiers to Register by Proxy

Soldiers and sailors who served for 90 days during the war of the rebellion, the Spanish-American war, or the Philippine insurrection, may appoint agents to present their applications for them, and the appointments may be sworn to in any state or territory. The appointment must be made in writing on a blank form which may be obtained by writing to James W. Witten, General Land agent, Dallas, South Dakota.

The appointment must be sworn to by the soldier, and should not be made on any form other than the one prescribed for that purpose. The agent's name be written into the blank form of appointment before the soldier swears to it, as appointment can not be made out in blank and the agent's name subsequently written into them. The agent must go to one of the towns named above and swear to an appointment for registration, which will be attached to the soldier's appointment, and he can deliver the application and appointment to the "superintendent of the opening," by mail or otherwise, at either Dallas or Gregory, South Dakota.

The agent may register both for himself and for one soldier, but the same person cannot be agent for more than one soldier, and no person will be permitted to take part in the drawing who presents more than one application in his own behalf, either in person or through an agent.

Drawing October 19

A drawing will be held at Dallas, South Dakota, October 19. If a person draws a number smaller than 4,001 he will be notified by mail, to appear at some date, probably in the month of March, 1909, where he will be permitted to enter one-quarter section, or less of these lands, for which he will be required to pay the usual fees and commissions and \$6 an acre.

If the number drawn is between 4,000 and 6,001, the applicant will be notified in the same manner of some date in August, 1909, when he can make entry at \$4.50 an acre, if any of the lands remain unentered at that time.

The fees and one-fifth of the purchase money must be paid when the entry is made, and the remainder in five equal annual payments, without interest. At the time he makes final proof he will be required to pay the usual fees required of homestead entrymen.

\$5.00 and \$4.50 an Acre

If a person enter 160 acres under a number smaller than 4,001 he must pay \$192, on the purchase price and \$14 as fees, or a total of \$206, at the time he makes entry, and he will be required to pay \$153.60 annually thereafter for five years.

If he enters 160 acres under a number above 4,000 he must pay \$144 purchase money and \$14 fees, or a total of \$158, when he must pay five yearly installments of \$115.20 each.

Who May Register

Persons are not entitled to register for this opening if they will be under 21 years of age, or are married women and not heads of families, or are not citizens of the United States and have not declared their intentions of becoming citizens, or are owners of more than 160 acres of land, or have obtained title to or are claiming 200 acres of land under entries made under the homestead, desert-land, or timber and stone laws since August 30, 1890, or have already made homestead entry for 160 acres, if the entry has been patented or canceled for fraud, or relinquished for a valuable consideration.

Any person who, prior to February 8, 1908 lost, forfeited or abandoned a homestead entry, made by him, may make entry, of 160 acres of these lands, if his former entry was not canceled for fraud or relinquished for a valuable consideration.

A person who has obtained patent under a homestead entry for less than 160 acres can enter such area of these lands as will, when added to the lands embraced in his former entry, amount, in the aggregate, to 160 acres. It will not be necessary for a person who intends to make second or additional entry to mention that fact in his application for registration, but, at the time he applies to make second or additional entry, he must furnish the description and date of his former entry, the number of the entry, the lands entered, and the land office at which the entry was made, in the manner prescribed by regulations governing the making of second and additional entry.

Government Forbids Speculation

Every person who files an application for registration must swear that he is qualified to make a homestead entry; that he desires to register for the sole purpose of securing lands for his own use, as a home, and for improvement and cultivation; that he does not expect or intend to make entry in the interest of any other person or for speculative purposes. From this, it follows that any person who intends to make entry for the purpose of speculation by selling his relinquishment, or by disposing of the land at the earliest possible date, must be guilty of false swearing before he can obtain registration.

New Depot at Cullom.

The city of Cullom now boasts of a brand new depot. Will Seybert of that flourishing little city was down last Friday and reports that the company appreciates the growth of business at the little city and is putting in the box car which was formerly in use at Louisville during the rebuilding of the depot at that place, and will hereafter use the same as a depot. It has been spurred out and will be a convenient waiting room for the patrons of the road at that place. While not exactly as metropolitan as some of the other depots on the line it serves the purpose and is welcomed by everyone in that vicinity.

A Family Reunion.

There was a happy gathering of relatives at the home of Will Niday near this village last Sunday, when his mother, Mrs. Margaret Niday, had the pleasure of meeting all her living children—five sons and three daughters—James, John, William, Charles and Ross, all residing near here, Mrs. W. E. Delozier of Magnet, Neb., Mrs. Henry Scharp and Mrs. Levi Davidson, both residing in Otoe county. All are married, happy and prosperous, and enough of their families were present to make the attendance thirty.

The day was one of great pleasure for all, especially for Grandma Niday, who enjoyed the meeting with her three daughters and five stalwart sons, the latter all members of the Modern Woodmen and the republican party. The thirty in attendance were photographed and makes a picture of which they may justly be proud.—Union Ledger.

Former Resident Hero.

Former County Commissioner John Hays came in Monday evening from a week's visit with his sons at Elmwood and vicinity. Mr. Hays is now a resident of Pasadena, Cal., and is greatly taken with that country. He is especially fond of the climate calling attention to the sudden and violent changes in the temperature here as compared with the equable temperature of that section. He says that that section of California is a veritable garden spot. There are a great many former Cass County people located in and near Pasadena. He mentioned among those he had met, M. B. Murphy, Capt. I. D. Bennett, Asher Clark, Wiley Black and innumerable others all of whom he declares, feel as he does about the country. While in the city Mr. Hays was the guest of John H. Becker, his old time friend. This morning he departed for Omaha where he will spend the day, intending to return to the city later.

THOUGHT HORSE WAS STOLEN

In Consequence of Which Some Excitement Was Created.

Monday night W. C. Hamilton who is engaged in instructing the new boys' band came down town to attend the rehearsal and driving down the street to a spot near the restaurant of Jacob Henrich, he tied his horse and buggy to a post using a knot which he is quite positive could not have become untied, at the same time covering the animal with a horse blanket. After the rehearsal which kept him until about about nine thirty, he went down to get the animal and go home and was startled to find that it had disappeared. He made inquiries and looked about but had no trace of the animal. After a short wait he decided to call the sheriff into service and notified Deputy Sheriff Manspecker at the jail of his loss. Mr. Manspecker in turn notified Sheriff Quinton and others and general search was instituted for the missing outfit.

About eleven thirty R. A. Bates, who had been up in the north part of town escorting a young lady home, came down Seventh street and discovered a horse and buggy almost in front of the residence of John Crabill. The horse had apparently started up a four foot bank which rises from the street in front of Mr. Crabill's house and had crumpled the buggy in such a manner as to stop its progress and there it was standing when Mr. Bates discovered it. He at once took it in charge, finding it was loose with the hitching strap dragging and covered with mud caused by the horse stepping upon it and the blanket still in position, drove it to Mr. Manspecker's barn where it was identified as the missing animal.

There was nothing to indicate that there was anything particularly wrong in the animal's actions as it was headed toward home when found, having either been set loose by someone or having broken away. The horse was restored to Mr. Hamilton who, in addition to his wife, was greatly pleased to have the animal restored. So far the Sheriff has been unable to locate who could have set the animal free. It is not believed that there was any intention of stealing the animal as the hitching strap and blanket seem to prove the contrary.

A Pleasant Surprise.

Wednesday evening, Sept. 23, was the 21st birthday of Harry Nutzman and the occasion was royally celebrated at the home of his parents, Mr. and Mrs. Ernest Nutzman, near Avoca. The surprise was planned and carried out by his parents. At 8 o'clock about 75 guests gathered at the home and Harry was certainly surprised. The evening was spent in games and music, a luncheon was served consisting of sandwiches, pickles, fruit salad, cake and lemonade after that a watermelon feast took place on the lawn. At a late hour the guests departed feeling that they had been highly entertained and wishing Harry many more such happy birthdays. Mr. and Mrs. Van Derburg, of Talmage, were present. Mrs. Van Derburg will be remembered as a daughter of Mr. and Mrs. Nutzman.

Advertised Letter List.

The following letters were remaining in the Plattsmouth postoffice uncalled for on September 28, 1908: Mrs. Louis Genoville, Rilla Hilton (2), Jake Anspach, A. Farbach, C. F. Racoek. Parties calling for same will please say "advertised," and if not called for within a reasonable length of time, they will be sent to the Dead Letter Office at Washington, D. C.

Fire Originated in Drug Store.

J. P. Falter returned Sunday from a trip to Percival, Iowa, where he was called by the fire, an account of which was printed in the Journal of Saturday. Mr. Falter found that he very fortunately escaped much loss through the efforts of the townspeople who fought valiantly to save his buildings and stock from the devouring element. The fire which caused the damage originated in the drug store from some unknown cause and swept away the block on the north causing an estimated loss of ten to twelve thousand dollars. On all this property there was practically no insurance it is a total loss. The high rates of insurance was largely to blame that no insurance was carried. Mr. Falter had very fortunately insured his property for about one-half its value and losing so little, he will come out all right. His loss is estimated at only two hundred dollars which is all on the bank building. The stock of goods came through the fire unscathed. Mr. Falter is quite thankful that the people helped him out so well. He expects that portion of the town destroyed will be rebuilt at once.

Representing Oklahoma Soil.

H. L. Hill, of the Minco Real Estate Company, of Minco, Okla., is in the city for a day or so visiting with friends and incidentally talking Oklahoma real estate. Mr. Hill has a number of photographs of the corn carnival held at Minco, on Sept. 10 to the 15th, which was largely attended by people from all over Oklahoma. From the photographs it can readily be seen that there was some corn raised around Minco and it is just such corn as they raise in Nebraska. Mr. Hill's office was especially constructed for the occasion, and the front is covered by two hundred and thirty-six ears of corn, two hundred of which is twelve inches long or longer.

There was a big parade at the festival, headed by Mr. Hill in an automobile and participated in by many former Cass county people. Booths were erected in the streets of the lively little town and corn, cotton and wheat were exhibited as the product of the territory. A number of residents of this vicinity are contemplating going to that locality where they have many good friends already located.

Visiting Relatives in Cass County.

Gottlieb Sprieck and wife of Stanton, Neb., have been in the vicinity for a number of days past visiting with their son Otto Sprieck who lives near Louisville. They were treated to a pleasant surprise on their arrival, the stork having gotten wind of their coming and last Thursday made a descent upon the Otto Sprieck family, leaving a fine girl baby. Both Mrs. Sprieck and the child are doing finely. Mr. Sprieck has had a very enjoyable visit during this trip and intends to stay here several days longer. He was formerly a resident of this locality and has many friends scattered over this neighborhood. He is greatly taken with his present location in Stanton and is glad to say that they have had a fine year up there. Crops are good, corn being especially fine. The crop generally is far above the average, although there are a few bad fields. Mr. Sprieck accompanied by his son-in-law Edward Keil and wife and child paid the Journal a pleasant visit this afternoon.

RETURNS FROM EUROPEAN TRIP

Philip Theirolf Much Benefited by His Visit to Germany.

Philip Theirolf returned on Monday from his extended sojourn in Europe, looking and feeling much better than when he left. He had a great time during his trip, the most pleasant being his arrival at his old home in Germany and the greeting of his mother and sisters and brothers. Besides the pleasure that he received there he had a very fine time visiting various cities and fine places of interest throughout Germany, Switzerland and Italy. He had the pleasure of being in Hamburg at the time of the great Turner festival and considers it one of the greatest sights he ever witnessed. He visited many of the famous art galleries of Italy and comes home an enthusiast on art. He was in Paris and saw the gay Parisians on their native heath. He visited the mountain region of Switzerland and saw the towering Alps. Added to all this was his trip coming and going on two of the finest ocean steamers on the seas. Taken all around his extended trip was one of unqualified delight. He was glad to get back to America and his family despite it all.

CITY FATHERS DISCUSS MATTERS

Pertaining to the Welfare of the City—A Full Attendance Took Part in the Deliberations.

For the first time in sometime the city council had a full membership at the meeting Monday eve. When Mayor Gering called the body to order all the councilmen were in their seats, Councilman J. P. Falter occupying the seat of the late W. A. White.

There was considerable routine business transacted about the most important of which was the final settlement with Contractor C. D. Woodworth for the paving on Main and Sixth streets and the instruction of the judiciary committee and city attorney to draft the ordinance, taxing the expense of the new paving against the property owners in districts one and two.

After the minutes had been read and approved, Clerk Elster read an unsigned petition from purported "citizens of the Fifth ward" asking the council to replace the crossing at the O'Neill place on Clara street and also calling attention to the condition of the street and the side walk on Lincoln avenue. As no one had signed the alleged petition it was laid on the table.

Earl C. Wescott presented a petition asking the council to grant him a further extension of twelve months on his contract to light the city, alleging a number of reasons including the present hard times and money stringency, for this action. The council summarily rejected the proposal.

The finance committee reported claims against the city which report was adopted and warrants ordered for the several claims.

John Bates, street work	\$40 25
John Harkins, " "	18 38
Wm. Slater, " "	19 60
Aug. Pein, " "	20 13
Phil Harrison, " "	20 48
Wm. Gingery, " "	16 63
M. McCool, " "	39 20
Al Janda, " "	37 80
W. B. Rishel, street sprinkling	22 75
J. H. Merriam, engineering	72 25
W. J. White, brick	19 18
W. G. Clark Co., police clubs	1 80
Geo. B. Mann, salary fire dept.	6 25
S. L. Cotner, " "	6 25
Carl Hammersack, " "	6 25
Peter Evers, " "	6 25
Aug. Pein, " "	6 25
Geo. McDaniels, " "	6 25

The motion also included the salaries of the city officials.

The finance committee also reported the following claims to go to the claims committee for investigation:

W. H. Scott, rent of plow, etc.	14 48
C. E. McEntee, rent of wagon	23 00
N. Y. Belting Co., hose	86 50
Gering & Co., mdse.	36 65
John Bates, watching fire	1 00
C. L. Martin, handling hose cart	3 00
Tom Hickson, watching fire	1 00
Fred Heisel, refund poll tax	3 00
Geo. Heisel, " "	3 00

Chairman Steimker created some merriment by having to seize his hat and rush madly forth in search of the claims of C. D. Woodworth for paving and extras, he having left them at home and failing to discover the fact until it came time to report on them.

The street commissioner's report was referred to the streets committee after its reading by Clerk Elster.

The claims committee reported favorably upon the claim of John Bauer for \$17.55 which the council ordered paid.

The report of the street commissioner for the work done for the work of the meeting before was reported O. K. by the streets committee.

Chairman Sattler of the streets committee moved that the salary of the street commissioner be cut off, commencing Oct. 1st, but that he be allowed to do work for the usual pay thereafter under the direction of the streets committee. An effort to postpone action until Councilman Steimker returned was futile and the council decided to do away with the salary.

Further time was given the streets committee on the matter of the culvert on Elm street near Judge Beeson's, the county commissioners and the council not yet getting together on it.

The report of the fire chief on the equipment of the fire department for August was reported back by the fire and water committee as correct.

The special committee consisting of the two third ward councilmen reported favorably upon the petition of G. Rhode and others regarding various walks and streets in the third ward,

which led Sattler to inquire why they reported that way. Bookmeyer explained that most of the work asked for had been ordered before but not done and all the petitioners wanted was for the council to do the work. Some of the work was being done now. Sattler thought that inasmuch as some of the work was being done the committee on streets would look after the really important parts, and he moved the petition and report be placed on file which motion prevailed.

The mayor then presented a plan with estimated cost of the city engineer, regarding the lowering of Vine and Pearl streets from the mouth of the sewer to Sixth so as to furnish an easy way for the water to find its way from the sewer to that street. On motion the report and plans were placed on file.

There was also a statement presented by the city engineer regarding the cost of repaving Main and Sixth streets which was also on motion placed on file.

The mayor again called attention to the making of an ordinance covering the cost of repaving the streets with arrangements to tax the costs of the work to the abutting property owners.

He also asked the street commissioner if he had notified the property owners to repair the bad sidewalks in the city. The commissioner responded that there were so many of them that he had not finished the task and he was instructed to proceed with the good work.

Falter moved that the judiciary committee and the city attorney be instructed to have an ordinance prepared to tax the cost of paving districts Nos. one and two to the property owners. Some of the members thought this motion had been passed before but a search of Dr. Elster's archives failed to show any such a motion and the same prevailed.

Councilman Feuman presented a list of work ordered in the fourth ward which had never been done, the same being signed by Schulof and himself, and he spoke at some length on the bad conditions which existed in the ward, particularly at the school house. He wound up by protesting that the people of that ward were entitled to the work. Weber moved that the streets committee be ordered to have the most important work done which motion prevailed.

Councilman Steimker had returned by this time and brought with him Mr. Woodworth's bills for paving and for extras. The finance committee finally reported in favor of allowing Woodworth \$755.22 as the balance due on the paving, this being in accordance with the city engineer's figures, and a claim of \$189.70 for extras as shown by the city engineer, the latter claim being reduced by a claim of W. H. Scott and C. E. McEntee to \$152.50, the difference being held by the city until the trouble between Woodworth and Scott and McEntee was adjusted. This was to protect the city against any possible danger of litigation over these amounts.

Mr. Woodworth's son was present and addressed the council several times on the claims, and W. H. Scott presented his side of the controversy. It was finally decided to hold up the amount of the two claims and let Woodworth and the other claimants fight it out in court as to who the money belonged to.

Mayor Gering spoke highly of the excellent work performed by contractor Woodworth, and his manifest intention to treat the city right, a sentiment which all members of the council seemed to echo. This seems to have been one contractor who satisfied the officers and the public.

Steimker attempted to forestall an adjournment until he could sink his axe in the street commissioner, and was some what surprised to find Sattler had beaten him to it and had cut off that official's pay while the doughty third ward member was chasing the Woodworth claims down. There was some discussion as to whether Janda was dismissed or not, some seeming to believe that he had merely had his pay stopped but still had the title. Steimker failed to discover the difference and was satisfied so the matter ended probably for three weeks. The solons then snuffed out the candle and adjourned.