THE COUNCIL ENJOYS HOT TIME

The Session Quite Lengthy and the Various Matters Before the August Body Are Hotly Discussed

From Tuesday's Daily—

The meeting of the city council last night developed the presence of a quorum, all the members of the council being present except Schluntz, who was out of the city. After reading the minutes of the last meeting and their approval, a communication from the residents of the blocks lying around the head of the sewer at Vine and Seventh streets was presented. The communication protested against the high crossing on Vine at Seventh as they claimed it diverted the flow of flood waters from the center of the street and caused them to flow across the property in the adjacent blocks. They claimed that the crossing could be lowered at a cost of not to exceed fifteen dollars. Weber wanted the matter looked after before winter set in and moved that the prayer of the petitioners be granted and the work done. Steimker amended by moving to refer to the streets committee to report at the next meeting. Weber made another effort to get the work done, but Steimker could see no reason for hurry just now. Schulof admitted the work ought to be done but referred to the walk near the Fourth ward school as more necessary and ordered long since but never done. On motion the amendment was agreed to and the petition went to the streets committee for investigation. There was a delegation of several second ward citizens present but as they did not ask for recognition they were not heard.

The finance committe reported the following claims which on motion were allowed and warrants ordered issued for the same:

Kroehler Bros. mdse	$ 8 45
Carl Neuman, police	2 00
Gus Carlson, police	2 00
Phil Harrison, street work	16 28
Wm. Hassler, labor	7 75
John Janda, salary	10 00
H. C. McMaken & Son, walks	22 55
Olive Jones, salary	25 00
Public Library, expense	1 10
Neb. Light Co., light	2 80
Neb. Light Co., light	1 15
Tom Sunborough, police	2 00
Wm. Schmidtman, labor	60
M. Archer, salary	30 00
C. W. Baylor, coal	5 50
Wm. Wehrbein, livery	2 50
Ben Rainey, salary	50 00
James Donelly, salary	4 50
John Janda, street work	33 25
Wm. Gingery, street work	4 90
Joe Fitzgerald, salary	50 00

The report of the chief of police showing twelve arrests during the month of October was received and sent to the police committee.

The report of street commissioner showing the amount expended on street work for the past month was received and ordered to the street committee for investigation.

The report of the city clerk was received showing the sum of ten dollars collected during the month and on motion was sent to the finance committee for investigation.

The report of the city treasurer showing a balance in the treasury motion went to the finance committee.

The mayor at this juncture espying Treasurer Clements in the room asked him regarding the collection of interest on the city funds. The treasurer replied that interest on the city funds had been collected to August 1st, and showed in the treasurer's report of that date, the amount being $58.15, it being put in the business tax fund. There was considerable discussion between the mayor and the treasurer over the matter, the mayor wanting the item so stated in the report that it could be traced up and would readily appear for the information of the council. Mr. Clements contended that when the books were audited the item appeared and he did not think it necessary to show it in the report separately. This led to a discussion as to who should have collected the interest, the mayor contending that it should have reached the treasurer through the city clerk. Clements was willing that the city clerk should collect and stated that he thought he was doing the clerk's work when he did the collecting. The matter was finally dropped for the time.

The report of the fire department went to the fire and water committee.

The report of the police judge showed eleven arrests during the month of whom paid fines, five were committed to jail and three had their sentences suspended by the court. The report went to the police committee.

The judiciary committee reported adversely upon the claim of Virginia McVicker for damages by reason of work of the street commissioner to her property on North Sixth street, and the report was approved by the council.

The judiciary committee also asked for further time upon the claim of C. D. Woodworth for the balance due him for paving and still held by the city. This was granted.

Owing to the absence of Chairman Schluntz, the claims committee wanted further time on several claims in their hands which was granted.

The committee on streets, alleys and bridges reported favorably on the report of the street commissioner.

They also reported that they favored the construction of a four foot cement culvert at the corner of Twelfth and Elm streets. This is the place where County Judge Beeson asked to have the work done at the last session of the council. On motion the work was ordered done under the supervision of the street committee. This was a needed piece of work and one highly important to the people of that section of the city who have suffered greatly in times past from floods caused by the present inadequate drainage.

Further time was granted the street committee upon the ordinance to take up the pavement on Main street and replacing same.

The fire and water committee reported that the doors of the Fourth ward school house opened inward instead of outward as required by law and recommended that the school board be notified to change them. The motion prevailed and the clerk was instructed to notify the board of the action of the council.

The mayor called the attention of the board to the fact that the people of Nehawka wanted the road roller brought up several months ago to roll the pavement, returned to that point. This led to quite a discussion during which Councilman Falter stated that the roller in reality belonging to the first commissioner district as it had been purchased by him while he was commissioner of that district. It was agreed between the commissioners that each district was to have a roller but the first was the only one to buy one. He thought that Nehawka had better come after the roller if it wanted it. On motion of Steimker the matter went to the street committee for investigation.

A question by Steimker as to what action the city attorney had taken in the Whelen case elicited the information that nothing had been done since the trial.

The five minute recess was taken at this point while the light committee was boiling up some trouble for the dads.

A delegation of people living near the mouth of the sewer on Washington avenue at this stage nearly precipitated a riot by their vigorous criticism of the course of the council in not granting their petition earlier in the session. Headed by W. J. Streight and Sam Smith they proceeded to bombard the councilmen and others on the matter. Streight and the mayor finally locked horns in a heated debate upon matters in general and the sewer question in particular. No headway was made in the matter, however, although a lot of entertainment was afforded the disinterested spectators.

City Treasurer Clements and Mayor Gering also revived the interest on city funds question, Mr. Clements making the city clerk produce his treasury reports for several months back and showing where he had reported the city interest. The matter became quite heated but finally was amicably adjusted without bloodshed.

All this was preliminary to a curious stunt by the light committee which brought in several ordinances and reports upon the light question.

The mayor ordered that the report of the light committee upon the ordinance of the Nebraska Lighting Company be read first. This report recommended that the proposition be laid on the table. This provoked a row at once. Weber declared he favored light and went on to expatiate upon the peculiar sight the city presented plunging along in darkness when they could afford light. If the light committee thought they had a better proposition he wanted to hear it but if this report meant to turn down the light proposition he was against it.

Sattler believed that the committee had another proposition which they would spring and believed that the council should know what it was.

Schulof stated that the light committee had another proposition to consider and thought it really ought to be considered first. The motion to proceed with the report on the Nebraska Lighting proposition was withdrawn and the committee then reported favorably upon an ordinance granting Jos. Bortenlanger and assigns a twenty-five year franchise for an electric light and heating plant and fixing the rates to be charged. It also provided that the plant must also be in operation within eight months after the passage and approval of the ordinance and for a bond of $3,500 for the faithful compliance with the provisions of the ordinance. The city was to receive three percent on receipts from commercial lighting providing that the income came to $10,000 a year—a highly improbable figure. A twenty-four service was promised after April first 1910. The ordinance also provides a penalty for vandalism to the poles, wires, etc.

Weber immediately took the floor and stated this was somewhat sudden as a twenty-five year franchise was too long a time. He favored going a little slow on long term franchises and did not at present favor this one.

Sattler did not see anything wrong with twenty-five year franchises as it was not exclusive and the council could grant others whenever it felt so disposed.

Councilman Steimker was opposed to twenty-five year franchises as the city did not know what five or ten years might bring forth. It was true that this was not an exclusive franchise but no one would come in with the city tied up with a long term franchise. He thought the city should sift the matter thoroughly and criticized the committee for keeping the council and the people in the dark until the last minute and then bringing in this bill. He finally moved that the matter be referred back to the committee to report again at the next meeting. This motion Falter seconded. Schulof defended the committee. It and the council had studied the matter over for a year and been going over propositions for the last week or two. The torney at the behest and suggestion of the committee which knew all the time what he was doing as they were in a position to know at all times.

Sattler was like Steimker. He wanted time to investigate this ordinance. The motion to refer was agreed to Ayes 6, nays 3.

The council then adjourned.

Seven Years of Proof.

"I have had seven years of proof that Dr. King's New Discovery is the best medicine to take for coughs and colds and for every diseased condition of throat, chest or lungs," says W. V. Henry of Panama, Mo. The world has had thirty-eight years of proof that Dr. King's New Discovery is the best remedy for coughs and colds, la grippe, asthma, hay fever, bronchitis, hemorrhage of the lungs, and the early stages of consumption. Its timely use always prevents the development of pneumonia. Sold under guarantee at F. C. Fricke & Co.'s drug store. 50c and $1. Trial bottle free.

For Sale.

48 acres of land 1½ miles from Plattsmouth; good new house and out buildings; 800 fruit trees; 29 acres cultivation; 10 acres in alfalfa; 5 acres fenced hog tight and the remainder in timber and pasture. Good spring water the year round. This place must be sold as soon as possible. Enquire or write

MRS. FRANK SVEHLA.

WE'RE ALL GLAD

that election is over and now that the noisy politicians have quit shouting we can get down to business again. The next thing on the program is **Thanksgiving.** Everybody has a lot to be thankful for this year. There is no panic or currency shortage such as we had last year; crops have been fair in most places and the prices good. Now let's get ready for a big prosperity year. Come in and dress up in one of our "Quality" suits or overcoats and you will get a good start by looking prosperous.

C. E. Wescott's Sons

"Where Quality Counts."

Notice of Sale Under Chattle Mortgages.

Notice is hereby given that by virtue of a chattle mortgage, dated October 11, 1907, to secure the payment of the sum of $56.50, with interest at the rate of 8 per cent from said date, and by virtue of a chattle mortgage dated January 6, 1908, to secure the payment of the sum of $200.00, with interest at the rate of 10 per cent from the 28th day of December, 1907, both of said mortgages having been duly filed in the office of the county clerk of Cass county, Nebraska, and executed by E. A. Fletcher, and upon each of said mortgages there is due and unpaid the original sums with interest thereon; that each of said mortgages has been assigned by mortgage to the First National Bank of Plattsmouth, Nebraska. Default having been made in the payment of said sums, and no suit or other proceedings at law having been instituted to recover said debts or any part thereof, therefore the undersigned will sell the property in said chattiel mortgage, described viz:—One gray mare mule, four years old, weight nine hundred (900) pounds; one horse (gray) mule, four years old, weight nine hundred (900) pounds; one sorrel mare, eight years old, weight nine hundred (900) pounds; one bay horse, five years old, weight twelve hundred (1200) pounds; one black horse, weight one thousand (1000) pounds, age seven years; one black horse, weight one thousand (1000) pounds, age seven years; one bay mare, weight nine hundred and fifty (950) pounds, aged twelve years; one set of double (new) Concord harness, 1¼ trace; one set of double harness; one cow, weight one thousand one hundred (1100) pounds, five years of age, at public auction at the sale barn of Sam G. Smith at 6th and Vine streets, in the city of Plattsmouth, Nebraska, on the 12th day of November, 1908, at one o'clock p. m. of said said.

FIRST NATIONAL BANK.
Assignee of Mortgage.

D. O. DWYER, Attorney.

LEGAL NOTICE.

STATE OF NEBRASKA, } ss. IN COUNTY COURT.
COUNTY OF CASS. }

In the matter of the estate of John D. Thierolf, deceased.

To all persons interested:

You are hereby notified that the executrix of the above estate has filed in this court her account and petition for final settlement of said estate, and praying therein that said account be allowed and that the property of said estate be assigned according to the last will and testament of said deceased.

You are further notified that a hearing will be had upon said petition on the 17th day of November, 1908, at 10 o'clock, a. m., before this court at Plattsmouth, Nebraska. That all objections must be filed on or before said day of hearing.

Witness my hand and seal of the County Court, this 23rd day of October, 1908.

[SEAL] By the court.
ALLEN J. BEESON,
County Judge.

10-29-3t.

Notice of Sale of Note and Mortgage Security.

NOTICE IS HEREBY GIVEN that by virtue of an order of the Hon. Allen J. Beeson, County Judge of Cass County, Nebraska, made and entered in the estate of Catharine Stadelmann, deceased, the undersigned executrix of said estate will sell at public auction to the highest bidder for cash, a certain promissory note in the principal sum of $2,500.00 with interest thereon at the rate of eight per cent (8%) from the first day of May, 1908, together with a certain mortgage deed on the West Half of Lot Nine (9) in Block Twenty-Nine (29) of the city of Plattsmouth, Nebraska, which is security for the payment of said note. That said note and mortgage matures on May first, 1909, and are a part of the assets of the estate of said deceased. Such sale will take place at the south door of the Court House in said City of Plattsmouth on the 21st day of November, 1908, the hour of one o'clock P. M.

Dated this 31st day of October, 1908.

CATHARINE WHITE,
Executrix.

D. O. DWYER, Attorney.

Notice of Suit.

Anderson Mantooth, Defendant, will take notice, that on the 2nd day of November, 1908, D. O. Dwyer, plaintiff herein, filed his petition in the County Court of Cass County, Nebraska, against said defendant, the object and prayer of which are to recover judgment upon an agreement to furnish property of an agreed value, which defendant failed to do, and for which in said suit plaintiff claimed a judgment in the sum of $1000.

You are further notified that attachment and garnishment have been issued in said suit, and served on the First National Bank of Plattsmouth, Nebraska.

You are required to answer said petition on or before the 7th day of December, 1908.

Dated this 2nd day of November, 1908.

D. O. DWYER,
Plaintiff.

Attachment Notice.

Frank Krecek, will take notice, that on the 1st day of October, 1908, M. Archer, a justice of the peace of Plattsmouth City, Cass county, Nebraska, issued an order of attachment for the sum of $9.40, in an action pending before him, wherein William Holly is plaintiff, and Frank Krecek is defendant, that property of the defendant, consisting of money in the possession of the C., B. & Q. R. R. Co., garnishee, has been attached under said order.

Said cause was continued to November 18th, at 9 o'clock, a. m.

WILLIAM HOLLY,
Plaintiff.

10-29-3t.

Potatoes For Sale.

I will receive a car load of fine potatoes the first of this week, of the Early Ohio variety, for seed at 70 cents per bushel, and also some Burbanks at 65 cents. I will deliver to all parts of the city. Call phone No. 253, Black.

J. E. LEESLEY.

For Sale.

Short stove wood for sale. $3.00 per load. Smith & Smith. Plattsmouth phone 11.

DAILY PERSONAL NEWS

Short Items of Interest From Tuesday Evening's Daily Journal

Mrs. C. E. Etherton was a passenger this morning for Omaha where she will spend the day.

Andrew J. Hoover, of Louisville, was among those registered yesterday at the Perkins hotel.

Fred Obernalte, of Wahoo, spent Sunday in the city, having been registered at the Perkins hotel.

Mrs. M. Manzy was a passenger on the mail t rain for Omaha, where she will do some shopping.

Ed. Polin returned to his business with his folks in this city, going up on the mail train Monday.

Peter Vallery and wife were passengers this morning to Omaha where they had business to attend.

Ed. Vroman, who has been working for several weeks in Lincoln, returned to the city night before last.

Mrs. Geo. Sayles was a passenger yesterday noon on the mail train for Omaha, where she will do some shopping.

Mrs. Jos. Fitzgerald departed yesterday on the mail train for Omaha, where she will be the guest of relatives.

Claude Shumaker was a passenger yesterday on the mail train for Omaha where he had business to look after.

Mrs. J. O. Wagner and baby were mail for Lincoln, after a visit in the city with Mrs. Chas. Maguire for several days.

Emil Wurl was in Omaha Monday afternoon, looking after business matters, being a passenger on the fast mail.

Carl Kunsman was a passenger yesterday noon for South Omaha where he goes to look after the cattle market.

Mrs. John Seagraves and son, John, are passengers for Omaha, where they will visit with friends for a week or so.

Mrs. Anna Britt and mother, Mrs. R. R. Livingston, were north bound passengers yesterday noon on the fast mail train.

Rev. F. W. Brink was a passenger yesterday noon on the mail train for Omaha where he had business matters to attend to.

Charles C. Parmele was a passenger yesterday noon on the fast mail for Omaha where he had business affairs to look after.

Sam Shumaker was a business visitor this morning in Council MBluffs, Ia. where he went to obtain some thresher repair parts.

Mrs. William Baird and son were passengers on the noon train yesterday for Lincoln, where they will visit for several days.

Mrs. Phillis Petts, of Lincoln, accompanied by Douglas Pearce, also of the same city, were in the city over Sunday the guests of friends.

Mrs. Nora Hale and little boy returned yesterday noon from a visit at Hamburg, Ia., and Tarkio, Mo., with friends and relatives for several days.

Miss Lillian Bookmeyer, after spending Sunday in the city with her folks, was a passenger yesterday noon for her musical duties at Omaha.

Mrs. Dr. Dameron, of Lincoln, spent Sunday in the city, the guest of her grandmother, Mrs. C. H. Parmele, returning to Lincoln at noon Monday on the fast mail train.

C. Bergen and wife from Maynard came yesterday morning and were passengers at noon on the mail train for Omaha where they will do some shopping and spend the afternoon.

Will Fritchman and wife and Miss Lillie Schuldice were visitors in the city over Sunday at the home of Albert Schuldice, returning to their home yesterday afternoon on the M. P. train.

W. D. Wheeler and daughter Lillian, came in yesterday morning from their farm, in Rock Bluffs precinct and were passengers at noon on the mail train for Omaha where the yspent the afternoon.

Mrs. William Wintersteen of Kansas City, Mo., departed this morning for Tama, Ia., for a visit with friends. Miss Olive Gass, with whom Mrs. Wintersteen has been visiting, accompanied her as far as Omaha.

P. E. Ruffner departed this morning for Omaha to visit with his daughter, Mrs. Roy Dodge, mention of whose illness was made last evening in the Journal. He received word yesterday afternoon that she was still seriously ill and from the fact that he had no further word he felt that she was likely no worse. He expected to return home this evening if every thing went well.

Gust. Mohr, of Avoca, came in yesterday and was registered at the Hotel Plattsmouth.

John E. Zimmerer, of Avoca, was among those registered yesterday at the Hotel Plattsmouth.

Miss Emma Myers was a business visitor this afternoon in Omaha, going up on the mail train.

Miss Anna Budig departed this morning for Omaha where she will visit friends for a week.

John Bates came in this noon on the fast mail from the east, where he has been visiting friends.

Frank Hawksworth of Lincoln, was in the city this morning for a few hours' visit with his parents.

James A. Walker of Murray drove up this morning to look after some business matters in the city.

W. W. Coates was a passenger this noon on the fast mail for the north, going out on business matters.

A. H. Murray was a passenger this morning for Omaha where he will spend the day visiting with friends.

Mrs. A. Davis was a passenger this morning on the early train for Omaha where she will do some shopping.

Mrs. M. A. Dickson was a passenger this noon on the fast mail for Omaha, where she will visit for several days.

A. L. Anderson departed this morning on a business trip for Wahoo and Lincoln to be gone for several days.

Miss Carrie Kalosek was a passenger this morning for Omaha where she will spend several days visiting with friends.

M. Fanger, the department store man, was a passenger this morning for Omaha where he had business matters to attend to.

County Attorney Rawls was a passenger this noon on the mail train for Lincoln, where he is called by professional business.

John P. Kuhney had business matters to attend to this morning in Omaha, being a passenger on the early train for that city.

Lee Barnes was a passenger this noon on the mail train for Omaha, where he goes to look into the prospects for a job as a printer.

Bert Pollock, general manager of the Plattsmouth Telephone Company, was a passenger this morning for Lincoln where he went on business.

Mrs. Kate Oliver was a passenger on the noon train for South Omaha where she goes to visit with her daughter Mrs. Chas. Eads for several days.

Dr. Geo. H. Gilmore of Murray came up with Jas A. Walker and departed on the fast mail for Omaha, where he had business matters to attend to.

Miss Evelyn Taylor from near Rock Bluffs came in this morning and was a passenger on the fast mail for Omaha where she will spend the afternoon.

Geo. Raker and wife of Eufaula, Oklahoma, are in the city making a visit with County Clerk Rosencrans and family. Mrs. Raker is a brother-in-law of Mr. Rosencrans.

Mrs. Hubart and baby of Logan, Ia., a sister of Mrs. V. C. Ahlstrand, who has been visiting with her for several days departed on the mail train at noon for her home.

J. G. Richey departed this afternoon for Lincoln, where he will stop for a few days with his family, after which he may continue on to his ranch at Granada, Col., for several days.

Misses Leypolds and White, of La-Platte, who has been visiting in the city for several days, the guest of Miss Gladys Marshall, departed this noon on the mail train for their home.

Wm. Budig returned Sunday forenoon from a trip of several days to Plainfiew, Neb., where he was the guest of friends. Mr. Pudig met many of the Plattsmouth people who now make that place their home and had a very enjoyable trip. He found things in that section in fine shape and everyone was prosperout and well.

H. G. Wellensick, the popular young attorney of Avoca, was in the city today looking after professional business. Mr. Wellensiek was one of the republicans who felt very bad over the defeat of Governor Sheldon but who was glad to congratulate some of his democratic friends, although he voted for the other fellows. He made the Journal office a pleasant call.