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MAKES TRIP TO SOLDIERS' HOME

Committee of the State Visits Grand Island and Milford

Lincoln, Neb., Jan. 16, 1909.

I have just returned from a trip to the State Soldiers' Home at Milford and Grand Island, where the committee, of which I am a member, inspected the same on Friday, leaving the city on Thursday night. We arrived at Milford about 7:30. Our party consisted of seven from the House and four from the Senate—eleven in all. After our arrival at Milford six of the party were conveyed to the Soldiers' Home for the night, and five to the Industrial Home, where the fallen women of the state are cared for, and in due course of time are found homes. Some of the young women come to this institution almost ready to give birth to a child. These young women are detained at the home for one year after the confinement when the child is kept at the home and the mother found employment elsewhere. This is the most charitable institution in the state and is entirely under the control of the Misses Ward, who former home was at Parnee City. Here we remained overnight and enjoyed the excellent breakfast next morning ere we were taken to the Soldiers' Home, two miles distant.

Indeed we would fall far from doing our duty did we omit saying a good word in behalf of the ladies and the good work they are accomplishing for the unfortunate who seek aid at their hands. Here the wayward girls are taken and reformed, if it is possible to do so, and we are proud to say that most of those who enter here go away with a resolve to lead a better life, and they generally accomplish the purpose for which this institution was established. There are thirty-three inmates in this institution, who are learning to sew, to cook, and are schooled. They put in one-half of the day in the school room, and the other half at the various other duties assigned them. Here they have an experienced seamstress who teaches dressmaking and other domestic household duties, and when they leave the home they go to accept a position for which each one may be especially adapted. There are also 26 young babies cared for here, ranging in age from one month to one year. These were either born here by some unfortunate young girl or who have been abandoned by some heartless mother. They are generously cared for and are kept as neat as any loving mother could possibly care for them.

This institution is a God-send to the fallen women of Nebraska. Everything about the place is kept in that neatness which would surround the best of homes, and we say that it should be kept up to its present standard to which these ladies have placed it. There is some talk of the state doing away with the institution, and we hope such an idea will never predominate, but that instead, this legislature will grant it a very liberal appropriation and that the Misses Ward will be continued at its head for all time. They are very estimable ladies, and their work shows for itself. They fully understand how to conduct such an institution, and we say they should not be removed from the position for which they are so eminently fitted.

The Soldiers' Home.

We spent most of the forenoon at the Soldier's Home, where we had the pleasure of meeting numerous old veterans, many of whom are almost ready to answer to the last roll call, while others appear to be in fair health. The committee thoroughly investigated the surroundings. A big appropriation will be asked for this home, but will be opposed by many in the legislature. If the money ex-

ended for the large stone building which is already nearing completion at a cost of nearly \$20,000 to the tax payers of Nebraska, for the special use of the commander, had been placed where it would do the most good there would be but little use for another appropriation. It should have been placed in extending the main building where the old veterans could get the benefit of it, instead of building a mansion for a man and his family, who keep themselves above associating with the men who saved this country. We trust the members of this legislature will be very careful in dealing out another appropriation for the Milford Home, and will not be hoodwinked into doing so.

The Grand Island Home.

After getting dinner at the Milford Home we boarded the train for Grand Island, where we arrived after three hours' ride. Here we were met at the depot by a committee of gentlemen, including Mr. Barnes, the new commander of the home, who conveyed us by automobile to the Soldier's Home near that city. Here we found a far different state of affairs in the surroundings in general. The main building and hospital appears much more comfortable, the rooms larger and everything as neat as a pin. The Home is surrounded by twenty-five cottages which are occupied by men and their wives, who live in all the comforts of home life. They have their own little patch for gardening, raise their own chickens, have a pig, or two and some of them a cow. The state owns 600 acres of land, some of which is as good and productive as any land in the state. The old veterans, of which there are over two hundred, are satisfied with the surroundings, and with one accord denying all reports to the contrary. The water is excellent, they have the best to eat, a fine library room in which to enjoy reading the many books which the library contains, and we say everything to make it a veritable home in every sense of the term.

There has been some talk of consolidating the two institutions, either at one place or the other, and had Governor Sheldon been re-elected a strong "pull" would have been made to remove the Grand Island Home to Milford. He even went so far as to recommend a large appropriation for Milford, but was silent on such a proposition for Grand Island. We cannot see why the Milford Home should not be removed to Grand Island. The state from a financial standpoint, is more interested in the latter place than in Milford, the buildings are more commodious and in better shape, and with the immense body of land tilled as it should be, would soon be made self-supporting. In refusing to recommend more money for the Grand Island Home, Governor Sheldon again shows his spite work and desires to repay those who supported Governor Shallenberger in preference to himself.

Those who went on this trip were Senators Majors, Hathaway, Fuller, and Case and Representatives Nettleton, Raper, Shuls, Taylor, Lawrence, John W. Slink and M. A. Bates, and it is unnecessary to say we fully enjoyed the outing. While in all probability there are those on this committee who will vote for a big appropriation, we believe that the building up of the Milford Home will be to the detriment of the Home at Grand Island and that it will be done in the direct interests of one selfish party, while the entire people of Grand Island are interested in the sustenance of the beautiful Home located near their prosperous city.

M. A. B.

Back on Earth.

Cade Rogers a veteran soldier formerly of Glenwood, now of the Pacific branch of the National Home for disabled soldiers in California, sends a card containing on one side the menu of the Christmas dinner at the home, which certainly was very palatable. On the other side is a handsome likeness of the flag under which Rogers has written: "Oh! may that spangled banner Long triumph in wave, Over future Americans After we are in the grave."—Glenwood Opinion.

GIVES TWO DECISIONS

Supreme Court Affirms Two Cases Appealed From Cass County

The recent sitting of the supreme court handed down decisions in two cases in which Cass County parties are interested, the cases going up to that court from this county where they were originally tried in the district court. In both cases the decision of the lower court was upheld. The syllabus of the cases follow:

Gorder & Son vs. Pankonin. Appeal, Cass. Affirmed. Calkins, C. Department No. 2.

1. In an action brought to compel the specific performance of a covenant to renew a lease, the fact that the description of the property in the lease is indefinite will not defeat the plaintiff's right to have the same specifically performed where it appears that both parties have, without question, acted under said lease, the defendant surrendering and the plaintiff accepting, specified property described in said lease.

2. While the sale of his interest to a stranger by one member of a partnership does not make such stranger a member of the firm, there is no rule of law forbidding all the members of a firm from agreeing to admit a new member therein.

3. Where by agreement between all the partners a new member is admitted to the firm, he acquires an interest in the partnership property by operation of law; and such transfer is not within the statute of frauds.

4. In an action by a partnership for the specific performance of a covenant to renew a five year lease, it is immaterial that at certain times during the first term of said lease other persons held an interest in said partnership, where the persons who constituted the partnership at the time of demanding such renewal are the same persons who were the members of the firm at the time of the execution of the lease.

5. Where a lessor has accepted the benefits of a lease made by him to a partnership, he cannot in an action in such partnership to enforce the specific performance of a covenant to renew, plead that the partnership was with us capacity to take the legal title to real estate.

6. Where a plaintiff purchases a stock of goods and the good will of a business, at the same time asking a lease of the premises in which said business has been carried on, for a term of years with an option to renew at the end of said term, he is not confined to an action of law for damages in case of the landlord's refusal to fulfill the covenant to renew, but may maintain an action in equity for his specific performance of such covenant.

Heidemann vs. Noxon. Appeal, Cass. Affirmed. Duffie, C. Department No. 1.

1. That a warrant issued for the arrest of the putative father of a bastard is not directed to the sheriff, coroner or constable of the county is not cause for abating the action in the district court where the question was not raised before the examining magistrate.

The examining magistrate does not lose jurisdiction of the case by granting a continuance of the hearing on the request of the defendant.

2. This court will not disturb a judgment based on conflicting evidence where the evidence sufficiently supports the judgment.

Fritz Hesse came down Saturday evening from Havelock where he is now employed. On the way down he stopped off at Omaha and visited his brother Henry in the hospital, finding him getting along finely and on the highway to complete recovery. He returned to his duties in Havelock yesterday afternoon on the two o'clock train.

CLOSING OUT SALE

C. Bengen, of Mynard to Remove to Town to Reside

From Tuesday's Daily.

C. Bengen the veteran farmer and grain dealer of Mynard, has concluded to retire from his occupation of farming and was in the city this morning making arrangements to dispose of his horses and cattle as well as his farming implements, at public sale. He will give this sale on Wednesday, February 3, at his farm two and a half miles south of Mynard and two and a half miles north of Murray and if circumstances are favorable he expects to dispose of everything which ties him to the farm. The sale is called for twelve o'clock noon on that day, this being done so that those who desire to attend from Plattsmouth can do so and get back by the middle of the afternoon. For the sale he has engaged Quartis Parmele as auctioneer and Rea Patterson will act as clerk. Mr. Bengen is one of the best known citizens in this county and a man who stands excellently in the community. During the many years he has been engaged in farming here he has earned quite a handsome competence and in his older days, he has concluded the life is too hard for him as he is able to retire and live very comfortably, he will dispose of his farming interests and enjoy life.

He has much very excellent stock while his implements are all in good shape and just what any thrifty farmer would want. That there will be genuine opportunities to get bargains, is sure and everyone should remember the date and make an especial effort to be present and take advantage of the sale. The date is February 3, remember.

Mr. Bengen will continue to look after his grain interests and will attend strictly to this line of work relieved of the worry of looking after both this and his farm work. He was in the city today and paid the Journal a much appreciated visit, leaving an order for the necessary printing for his sale. At noon he made a trip to Omaha in connection with some business matters expecting to get back to the city on the Schuyler train this afternoon, when he will drive home.

Fine Chicken Raiser.

The announcement of the special awards for exhibits and individual birds at the poultry show at Omaha has just been made public, and Plattsmouth stands well to the front in the prize winners. Mr. W. C. Hamilton of this city, mention of whose unparalleled success has heretofore been made, wins out most of the special prizes. He is announced as the winner of the \$25 gold special for the largest and best display in English class. He also is selected as the winner of the \$20 gold special for the largest and best display in the Orpington class. In addition he took down the silver cup given for the best cock, hen, cockerel and pullet—a great distinction in a field with so many fine entries to compete with. In addition to these special prizes which are the bone of contention in every poultry show, he took down thirteen regular and two special ribbons. His share of the cash prizes amounted to \$17, making his total winnings \$62 in cash prizes, a silver cup and fifteen ribbons. This is a record which is well worth feeling proud of and Mr. Hamilton certainly knows from this that he has a selection of chickens which will compare more than favorably with any to be met. He has given the art of chicken raising all his time and his chickens now have a name known throughout the country as some of the finest strains to be found. In every show in which he has exhibited, he has had the same pleasant tale to tell—a tale of one victory after another and one sweep in the field after another until such things have become old to him. It is a matter of pride to Plattsmouth people that they have so fine chickens in their city and they feel justly proud of Mr. Hamilton and his success and predict for him a brilliant future in his particular chosen field.

Fever sores and old chronic sores should not be healed entirely, but should be kept in healthy condition. This can be done by applying Chamberlain's Salve. This salve has no superior for this purpose. It is also most excellent for chapped hands, sore nipples, burns and diseases of the skin. For sale by F. G. Fricke & Co.

To Attend Annual Convention.

From Tuesday's Daily.

John M. Jirousek, one of the city's most enterprising Bohemian citizens, departed this morning on No. 6 for LaCrosse, Wis., where he goes to attend the annual convention of the Catholic Workmen of which he is the president. The society is a fraternal insurance organization of excellent standing in the country and Mr. Jirousek is one of its most influential members, having been one of the organization for many years. He will be gone for several days as it will take some time to transact the business of the annual meeting.

FARMING EXPERTS

Government to Co-Operate With Farmers to Get Better Results

During the holiday recess I attended a farmers' institute in each county of the First District, taking with me an expert from the office of Public Roads and another from the Bureau of Plant Industry. My primary purpose was to present the work that is being done by the U. S. department of agriculture which is of direct practical benefit to the farmers. The experts of the department have worked out certain methods which have been tried and proven to be a great success not only at the state experiment stations, but when applied on the farms. I have arranged with the Secretary of Agriculture to have two experts sent to the First District next spring to aid the farmers in introducing these improved methods. These experts will visit the farms and give every assistance possible in introducing these new methods. Other states are availing themselves of this opportunity and I am in hopes that the farmers of my district will take advantage of it and secure the benefits of the latest and best improved methods of selecting seeds and the cultivation of crops. Where these methods have been put into practice they have resulted in increasing the yield from twenty to fifty per cent. Any farmer of the First District who desires to receive the co-operation of the government in the introduction of these improved methods can do so by sending me his name and address. I should like to have all those who desire to participate in this co-operative movement to write me at once here in Washington, as it will be necessary for the department to receive the names of such farmers as soon as possible in order that the preliminary arrangements may be perfected by the time it is necessary to begin the work.

Very truly yours,
(Signed) Ernest M. Pollard,
Washington, D. C.

Once More for Bix.

No man of his bright laurels would I rob,
But let me be excused for saying this:
If I had Bates' tile and Bates' job,
This life would be but little short of bliss.

The common herd would be to me as goats,
So far above them would my spirit soar;
And I would walk the streets and feel my oats
As no one ever felt his oats before.

But Bates' road is not for me to take;
I cannot to the legislature go;
I cannot frame the laws that others break,
Because the people will not have it so.

No, I am not constructed of the stuff
That statesmen are, that point is very clear,
But I may look on Bates, and that's enough
To fill my rugged soul with hope and cheer.

The legislative halls I'll not profane
At any time of day in shine or storm,
Until I have a tile, gold-headed cane,
And broadcloth togs to fit my classic form.

If that time never comes in life's short race,
Forbid that I should murmur at my lot,
But let me humbly occupy the place
Contentedly, as common people ought.
—Bixby—in Lincoln Journal.

Pocket books—Gering & Co.

DISTRICT COURT

Judge Harvey D. Travis Opens January Term Several Important Cases on Docket

From Tuesday's Daily.

Judge H. D. Travis yesterday morning opened the January term of the district court. The jury is not to appear until next Monday when the criminal docket will be taken up and disposed of, the law cases following. It is not thought that the criminal cases will take long to try as most of those on the docket have been dismissed or will be otherwise disposed of. The principal case on the criminal docket is that of the State vs. Ossenkop and an effort will probably be made by Matthew Gering, attorney for Ossenkop, to obtain a continuance of the case until the next term. The grounds upon which a continuance will be asked is the state of public feeling aroused by the shooting of John P. Thacker by John Clarence and the probable effect of this shooting on public opinion. Whether this showing will satisfy the court remains to be seen. The case of State vs. Hixon will be for trial undoubtedly and the State vs. Watkins will also be for disposition.

The business disposed of yesterday was as follows:

Herold vs. Coates. Motion to require new petition to be filed, stating the second cause of action separately from the first, sustained. Plaintiff excepts. Petition to be filed within thirty days. Defendant excepts.

Lee vs. Hall et al. Trial.
Stull vs. M. P. Ry. Trial.
Argo vs. McQuinn. Trial.
Osborn vs. Pope. Trial.
Clark vs. Fleischman et al. Trial.
Lau vs. Hall. Trial.
Wendt vs. Leary et al. Trial.

White vs. Sturm et al. Demurrer.
McVicker vs. Plattsmouth. Trial.
Pratt vs. Marsh. Trial.
Buskirk vs. Kilgore et al. Continued.

Long vs. Goehry et al. Decree entered.
Kramplen vs. Kramplen et al. Passed.

Manspeaker vs. Scott et al. Pending on demurrer.
In the matter of the estate of Wm. H. Edgerton. Passed.

Stoehr vs. Hayes. Continued.
Johnson vs. Johnson. Trial.
Carragher vs. Carragher. In judgment.

Schaefer vs. Unknown Heirs Sharp. Decree.

In the matter of the Estate Sam'l. S. Johnson. Trial.
Pratt vs. Pratt. Trial.
Lynn vs. Lynn et al. Judgment in partition entered.

State vs. Klepper et al. Dismissed.
State vs. Downey et al. Dismissed.
State vs. Riley et al. Motion to grant separate trial for Wm. Murphy overruled. Defendant excepts.

State vs. Hixon. Trial.

A Pleasant Surprise.

The young friends of Miss Eva Porter very pleasantly surprised her at her home, "The Golden Willows," one evening last week.

The evening was spent in social games, music, and conversation, and at a late hour refreshments were served, and the young people returned to their homes.

Those present were: Misses Edna and Mary Probst, Florence and Lulu Vallery, Hattie Adams, Ethel Bentley, Margaret Livingston, Ora, Winnie and Florence Hutchinson, Beulah Sans, Gertrude Cole, Mabel Kiser, and Glen Wiles, John Vallery, Max Adams, Wayne and Willie Propst, Roy Hutcheson, Charley Barnard and Boyd Porter.

Returned to their Old Home.

Mr. and Mrs. Geo. Thomas and little sons, Karl and Georgie arrived in the city last Friday evening from Wakama, South Dakota, where they have resided on their claim for the past six months. The allotted time for proving up on their land has but about one-half expired, but they returned to Plattsmouth to remain only during the extreme cold weather that they have been experiencing in the north. The weather man has been giving them a seige of from 20 to 25 degrees below zero. For the present they will make their home in a portion of the comfortable rooms in Uncle Henry Boeck's Building on upper Main street.

For An Open Season.

From Tuesday's Daily.

Senator Banning yesterday introduced into the senate a bill making an open season on squirrels. His bill provides that the season shall extend from September 30 to November 30 of each year. Some such legislation is demanded by the farmers throughout the country as they have been severe sufferers from the ravages of these little animals. They

have destroyed much property not stopping at corn and grains but eating nearly anything which they happened to fancy. The Banning bill or some similar measure should be passed to keep them down.

Miss Emma Bauer is a visitor this afternoon in Omaha having been a passenger for that city on the mail train at noon.