

The Plattsmouth Journal.

SEMI-WEEKLY EDITION—EIGHT PAGES

VOLUME XXVIII

PLATTSMOUTH, NEBRASKA, MONDAY, APRIL 12, 1909

NO. 197

THE NEW FEE LAW IN FORCE

The Legislature Defines District Court Case Costs in a Simplified Manner.

The new law fixing the fees for clerks of the district courts went into effect Wednesday and applies to all of the counties of the state. By its terms the work of the office is greatly simplified, as it is possible to determine when a suit is filed, just what the cost will amount to. The number of items for which fees are charged has been greatly reduced, while the fees charged for the remaining ones are increased. The fees provided for in the bill are as follows:

Docketing cause, \$2.50.
Filing petition in intervention, interpleader, indictment or information, \$2.50.

Filing amended or substituted pleading, demurrer, motion, affidavit, transcript for appeal, reply or other paper not otherwise provided for (except praecipes, depositions, mandates, receipts for fees exhibits in foreclosure cases and files from lower courts in appeal cases), each 50 cents.

Entering names in general index and doing all necessary indexing, each name 25 cents.

Issuing, filing and entering return of summons, subpoena, order of attachment, order of replevin, notice, citation, commission, warrant, writ, capias, order of arrest or other mesne or final process not otherwise provided for, \$1.

Issuing order of injunction, mandamus, restraining order or other order of court, 300 words or less, \$1.
And for 100 words or part thereof additional, 10 cents.

Taking, filing and recording bond, undertaking or recognizance, including justification of sureties, \$1.

Issuing execution or vendi entering return and filing papers returned by sheriff, \$2.

Issuing order of sale, entering return and filing papers returned by sheriff, \$5.

Impaneling jury, administering oaths, filing instruction and exceptions thereto, jury and witness lists and verdict to be paid by the plaintiff before jury is impaneled, \$3.00.

Filing, docketing and indexing transcript of judgment, for lien from other court, \$1.

Taking acknowledgement of deed or other instrument, 50 cents.

Taking affidavit, administering oath, certificate or seal not otherwise provided for, each 25 cents.

Making complete record for each 100 words, 10 cents.

Making transcript or copy of records, filing or any other papers for first 100 words, 25 cents.

Each 100 words additional, 10 cents.

Provided that no fee shall be charged for service rendered in any habeas corpus case and that all rules, orders, proceedings, findings, judgments and decrees of the court, and all verdicts and special findings of the jury, mandate and orders from the supreme court and from the federal courts shall be entered upon the journal of the court, indexed and noted upon the docket, with charge, also sheriff's returns.

Bank Incorporates.

In another column of today's Courier will be found articles of incorporation of the Bank of Commerce, wherein is shown that the bank has increased its capital stock from ten to twenty-five thousand dollars. Thos. E. Parmele, C. A. Richey and C. E. Wood have been chosen to constitute the board of directors until January, 1910. The paid up capital is \$10,000.

The Bank of Commerce has for years been one of the most substantial banking institutions in the state and this increase in the capital stock is an indication of its stability and soundness. What better signs have we of the prosperity of the country than to have a prosperous banking institution and one that is ever increasing. Within the past few days the Bank of Commerce has added a reception room to its already spacious compartments and otherwise beautified the interior of the building.—Louisville Courier.

Narrowly Escapes Blood Poisoning

Several days since Phil E. Becker, living west of the city, had the misfortune to hurt his hand by mashing and bruising it. He had a new pair of gloves at the time and, as the hand did not give him much trouble at the time he did not worry over it. Later he made a trip to Elmwood and while he was there his hand began to pain him and swell up. He made several trips to a physician who found that the hand had become infected and that blood poisoning had set in. The hand was given treatment and Mr. Becker returned to his home. He continued the treatment and it is now getting along finely but it was a narrow escape from severe trouble with it. It is not believed that there will be any more serious trouble in the future and it is hoped that the hand will soon be in shape for use.

Again as His Postof Duty.

Col. M. A. Bates is once more back at the editorial desk of the Journal and hereafter its readers will find his able editorials before them. Charles Grimes who handled the editorial end of the paper as well as the news end, returns once more to his business of gathering news and is not connected with the editorial department longer. Col Bates being absent since the first of January attending to his duties in the legislature. He could not find time for editorial work.

Unfortunate Woman.

From Saturday's Daily.
Mrs. Emma Handrock, wife of Ernest Handrock, who lives in Cass county, was brought up from Walton in Lancaster county Thursday evening by Deputy Sheriff Dawson and is held at the county jail as an insane person, pending negotiations on progress to turn her over to the custody of the Cass county authorities.

Mrs. Handrock has conceived the idea that she bought the Lowrey farm of a quarter of a section at Walton. Some time ago she walked from Eagle over to Walton, a distance of about eight miles, and looked over the house which the owner of the farm, Mr. T. A. Glerens of this city, had been occupying, and in the temporary absence of the tenant, J. T. Wright, went into the barn and threw down a lot of feed for the stock into the mangers. At that time Mr. Hornby, a neighbor, induced her to go back home.

Wednesday afternoon she again hoofed it over the eight miles and again started in to take possession of the place, until the neighborhood became alarmed and telephoned the sheriff to come and get her. Deputy Sheriff Dawson started with an assistant, and the two had a brisk wrestle all the way to Lincoln in bringing her to this city.

Mrs. Handrock has a brother in the asylum for the incurable at Hastings. Sheriff Hoagland received word Thursday afternoon from the sheriff of Cass county that an officer from that county would start for Lincoln immediately to take Mrs. Handrock back.—Lincoln Star.

Patient Getting Along Nicely.

Former Senator S. L. Thomas yesterday made a visit to St. Joseph's hospital in Omaha and while there called upon several patients from this city and vicinity. He found that Mrs. Grace Thomas was getting along very nicely and that the physicians expected she would be able to come home by the middle of the week. He also found that Mrs. Wm. Osenkop was getting along finely and doing just as well as could be expected. This is very encouraging news to the friends of these two ladies.

Ed. Donat returned last evening from his trip to Weston, Neb., where he was called by the illness of his father, Jos. Donat. He reports the aged man as improved, although his extreme age prevents much hopes for recovery.

BLAIR THE WINNER

In the Debate With the Local High School Last Evening

From Friday's Daily.
The debate between the Blair and Plattsmouth high schools was held last evening before a large audience at the high school auditorium and it resulted in a victory for Blair. This victory was decided by a vote of two to one, the three judges being divided in opinion. The victory for Blair was quite a disappointment for the local schools and their representatives who had been quite confident of landing the victory.

The program which was carried out as advertised included a piano solo by Miss Marie Bookmeyer which was a fine number and brilliantly executed. Miss Bookmeyer is one of the coming pianistes of the city and last evening made a distinct impression with her number.

Ex-Superintendent E. B. Sherman of the state industrial school, was president of the meeting and made an able presiding officer. The work of the debaters was exceptionally fine in all respects and, as stated above, the judges were divided in opinion as to their respective merits.

The question under discussion was, "Resolved, That Labor Disputes in the Railroad Business Should be Settled by Boards of Arbitration With Compulsory Powers," and the affirmative side was taken by Plattsmouth whose class was composed of Misses Josephine Hall and Marie Douglas and Mr. John Falter, while the negative was taken by Messrs Smith, Ross and O'Hanna of Blair. The arguments were unusually good by all the debaters. The judges were Supt. Graham of the Omaha city schools, Supt. Bevendge of the Council Bluffs schools and Principal Graff of the South Omaha schools, all educators of exceptional ability.

Following the debate Miss Genevieve Howard gave a charming number in the shape of a vocal solo which was well executed and which made a hit with the audience. Miss Howard is a finished singer with good voice and her singing was much appreciated.

After the close of the debate and announcement of the winners and the decision of the judges, a reception was tendered the visiting class and the members of the faculty who accompanied them by the senior and debating classes of the high school. Ice cream and wafers were served as refreshments.

The debate was in every sense of the word a success and the disappointment of the local schools does not prevent them recognizing the splendid ability of the winning contestants. Another account of this debate will be given later from another source.

Pioneer Lady Dead.

The death occurred yesterday of Mrs. Jos. Krolek, an aged and highly respected Bohemian lady, residing in the western part of the city. She was quite widely known among the Bohemian citizens, much liked by all. She had been in failing health for some time and a slight attack of pneumonia brought on the end.

The maiden name of deceased was Miss Anna Pachek and she was born in Bohemia in 1829. She was married in that country to Jos. Krolek who preceded her to the better land a number of years since. She came to this city a number of years ago and was a pioneer. She is survived by six children most of whom reside in this city and who are well and favorably known.

The funeral took place this afternoon at 3 o'clock, the service being from the German Presbyterian church in this city, Rev. J. H. Salsbury officiating. Interment was in Oak Hill cemetery west of the city.

Railroad Property in Cass County.

The values on railroad property in Cass County so far reported to the state board of assessments shows the following results:

Burlington Road.		
	Assessed 1909	Equalized 1908
Platts	\$102,849.00	\$117,773.00
Greenwood	3,986.00	3,622.00
South Bend	3,861.00	3,460.00
Louisville	5,476.00	4,798.00

Missouri Pacific Road.

Elmwood	\$2,609.00	\$3,610.00
Eagle	1,643.00	2,103.00
Louisville	2,916.00	3,278.00
Avoca	1,552.00	1,969.00
Weeping Water	5,551.00	7,372.00
Plattsmouth	5,492.00	7,670.00
Union	1,620.00	2,798.00

Rock Island Road

Murdock	\$3,843.00	\$3,943.00
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Getting Ready for Work.

Atchison, Kas., April 8.—J. R. Leighty, engineer of Missouri Pacific maintenance of way, has ordered Division Engineers Paul Gentine and J. R. Emerson to make preparations for extensive movements on the tracks of Omaha and Central Branch divisions. Mr. Gentine has charge of the central branch and Mr. Emerson has charge of the Omaha division.

As soon as men and teams can be found, the work of widening the roads and cuts of each of these two divisions will be started. This work will be preparatory to the task of placing new ballast on the entire mileage. On the Omaha division about \$18,000 will be expended every month until the track improvement is completed. On the Omaha division about \$18,000 will be expended monthly.

The tracks of both the Central Branch and the Omaha division are to be improved. Only a few days ago E. A. Gould, general superintendent of the Missouri Pacific, received word from New York that three and a half million dollars were at his disposal for the improvement of the Missouri Pacific tracks in Kansas. This appropriation explains the readiness of the company to improve the tracks of the Central Branch and Omaha divisions.

Loses a Fine Horse.

From Friday's Daily.
As a result of a runaway yesterday morning Kunsman & Range were compelled to kill a fine horse which they were using in the livery business. The boy who was driving the horse escaped uninjured in the wreck. The animal was attached to a light two wheeled cart and scared at something while delivery was being made with meat in the northeast part of the city, running for several blocks it plunged off of a bank near the home of Mrs. Kate Oliver on Third street and turned a complete somersault, striking upon its head. Several men hurried to the scene of the accident and found the animal flat on its back with the feet in the air and unable to help itself. The delivery boy was trying to get on his feet and with the aid of the men he succeeded. The animal was bleeding from the ears and mouth and nostrils and was plainly badly injured. He was taken to the barn and later in the day he became so vicious and wild that he had to be killed. The animal was a very valuable one and his death entails as loss of several hundred dollars to the firm.

The Difference.

While the terms are used synonymously, we believe that there is a distinction between the words "kicker" and "knocker." As a kicker we understand one who clamorously objects whenever anything comes to his notice which affects either himself, his family or his friend in a way that is not just or honorable; a fellow who makes himself heard when somebody tramps on his toes or those of his friends; a fellow of whom we know where he stands, what he favors and what he opposes; a fellow who can make things unpleasant for us, but who, while he occasionally persists in lending support to the wrong side, usually acknowledges it when he is wrong and nearly always stands for his rights and the rights of those in whose welfare he is concerned. While not one of the most ornamental objects of society, such a kicker is a most useful one, and although he frequently makes enemies, he is generally respected by nearly everybody. An editor can afford to be such a kicker, but let him beware from being a "knocker," that is a person who usually speaks ill of his fellow men, begrudges all those who have been more successful than he in their achievements and, especially in a sneaking way, belittles everything that looks like progress. While the kicker often proves to be an important factor in the success of a venture and, whenever he takes an interest in something, is the hardest and most persevering worker to be found, the knocker shirks all labor and responsibility and is a parasite upon society and a most despicable creature.

J. H. Batchelor, one of the progressive farmers of near Thurman, Ia., came over last evening to visit his sister-in-law, Miss Lizzie Bates, who has been quite ill. Mrs. Batchelor came over several days ago to be with her sister. Mr. Batchelor returned home this morning. He gave the Journal a pleasant call, and reports Miss Bates some better.

DEATH OF AGED LADY

Mrs. C. C. Anderson Dies at the Home of Her Daughter, Mrs. L. G. Larson

From Friday's Daily.

DIED—Anderson. Mrs. C. C. at the home of L. G. Larson in Plattsmouth, Neb., on Friday, April 9, 1909, of anæmia, aged 82 years, 1 month, 4 days. Funeral on Sunday, April 11, 1909, at 2 o'clock p. m. from the house. Interment at Oak Hill cemetery.

An illness extending over many months this morning at an early hour brought to a close the life of Mrs. C. C. Anderson, mother of Mrs. L. G. Larson and an aged and highly respected lady. Owing to her great age it was not hoped to prolong her life many days and it has been evident for some time that the end could not be far away. For those of the family of this excellent lady, the deepest sympathy exists in the hour of their sorrow.

Mrs. C. C. Anderson was born in Sweden on March 5, 1827 and it was in that country she became the wife of C. C. Anderson. In 1873 this couple decided to cast their fortunes in the new world and landed in America where her husband lived but two years until death separated them. She had visited Plattsmouth a number of times, making her first visit to this city in 1882 and again in 1884. The last time she came here was in 1905, she remaining ever since and making her residence with her daughter Mrs. Larson.

The union of Mr. and Mrs. Anderson resulted in the birth of four daughters and two sons. Of the daughters Mrs. Robt. Armstrong lives at LaGrange, Ill.; Mrs. Charles Gustafsen at West LaGrange, Ill.; Mrs. Charles Abrahamson at Davenport, Ia., and Mrs. Larson in this city. F. O. Anderson, one of the sons lives at Chicago, Ill., while John Anderson, the other son, lives at Cantrill, Ia.

The funeral of this highly respected lady will be held on next Sunday afternoon from the residence of L. G. Larson on West Marble street, Rev. J. H. Salsbury conducting the services. Interment will take place at Oak Hill cemetery.

Eagles Have Feast.

The Eagles last night enjoyed a meeting. Several nights before arrangements had been made for a grand feast at the hall after the meeting and the viands had been in the course of preparation all day yesterday. Among the other luxuries which was indulged in was that of a dozen roast chickens. There was also an abundance of refreshments and a merry time was had until a late hour. As was to be expected there was a large attendance of members, nearly the entire lodge being present, learning of the arrangements for the big feast. The meal was prepared by V. C. Kuncel who placed his ovens at the disposal of the lodge and everything was fixed up in splendid style. This lodge has the distinction of preparing little entertainments which the members appreciate and it is the real social organization of the city.

Sensational Case.

A transcript has been filed in the office of Clerk of Courts Robertson from the justice court of C. E. Hurlburt at Greenwood. The title of the case of Blanche Helms vs. Arthur Anderson and the gist of the offense alleged is that Arthur is the father of Blanche's unborn child. The hearing before Justice Hurlburt developed that one Isaac Mefford had bought drugs for Blanche for the purpose of producing an abortion but she swore that Arthur was the only man who had had anything to do with her. Justice Hurlburt held him for trial in the district court in the sum of \$1,500 which bond was furnished, Charley Anderson being his surety. Mefford who was mixed up in the case, is said to have left the country.

Tendered an Appointment.

Col. Bates received a telephone message last evening from Governor Shallenberger tendering his daughter, Miss Lucille, an appointment of clerk of one of the departments at the state capital at a salary of \$1,000 per year. She has decided to accept the place and has so notified the governor. Miss Lucille made a splendid record in the enrolling and engraving department of the legislature during the recent session.

Mr. Richey Operated Upon.

From Friday's Daily.

J. G. Richey whole illness has been chronicled in these columns for several weeks past, was again operated upon this morning by Drs. Livingston and Cook and a large quantity of pus removed from about the lungs. He stood the operation splendidly and is getting along very nicely. There is little doubt expressed of his early recovery. His many friends in the city who have been making inquiries will be glad to learn this cheering news.

DEATH AT MURRAY

Sudden Passing of a Most Estimable Young Lady

DIED—Hansen. Miss Mary H., at the home of Jas Loughridge in Murray, Neb., of heart trouble, aged 23 years, 6 months, 29 days, on Friday, April 8, 1909. Funeral from the Christian church at Murray, on Saturday, April 10, 1909, at 2 o'clock p. m., Rev. Edward Clutter officiating. Interment at Eikenbary cemetery.

A short illness of but a few hours took away last night the beloved daughter of Mr. and Mrs. Thomas Hansen, residing near Murray. The young lady had seemed to be in good health until the early evening when she was seized with pains around the heart expiring a very few hours later. She was a very popular and estimable young woman and enjoyed the acquaintance of many who knew her to respect and admire her. In their grief at the loss of their beloved daughter, the sorrowing parents and family have the entire sympathy of the public.

The deceased was born in Livingston county, Ill., on September 9, 1885. A year later her parents came to Nebraska settling at Lincoln where they lived for a number of years, moving from there to Nebraska City and some five years ago, coming to Cass County, settling near Murray, where they have since resided.

She is survived by three sisters, Christina Jesteron, living at Douglas, Neb.; and Misses Edna and Hannah Hansen who also lived at Murray.

Handsomely Rewarded.

Superintendent Bignell of the Burlington Thursday handed to Fred Hawkinson of Fremont a gold watch, inscribed in a manner to show how it was given, a present from the Burlington railroad. It was sent by Second Vice President Daniel Willard in recognition of an act of heroism in an emergency which might have resulted in a work train going to the bottom of the Platte river.

A bridge crew was working on the bridge at LaPlatte. No. 6, the fast eastbound passenger train came upon the bridge train before it had cleared the main line. A wreck followed in which Engineer George H. Moore of the passenger train was hurt. The bridge engine with the pile driver, still on the main track, after the shock began to run down the line toward the bridge. The big hammer on the pile driver was dragging along breaking the ties and tearing up the track. Railroad men say the work train would never have cleared the bridge without going into the river. Members of the crew on the worktrain jumped with the exception of Hawkinson, a youth of nineteen. He stayed with the train, made his way to the engine and stopped it. Later he ran the train back to the scene of the wreck.

The watch was given him in recognition of his ability to act intelligently in an emergency. It was no duty of his to look after the engine and train but he saved it from the river and prevented greater loss than had already taken place.

The watch, a fine Howard timepiece, valued at \$160, the 29 jewel works alone being valued at \$90. When Superintendent Bignell handed the watch to the young man he was pleased, and showed his gratitude by his actions.

It has been predicted that Hawkinson is in line for promotion if he shows himself worthy of it, and his friends have no doubt that he will. He is still connected with the bridge gang.—State Journal.

A. Claybaugh of the Nebraska Light Company, is looking after business matters in Omaha this afternoon being a passenger for that city at noon.