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BURLINGTON MAKES CHANGES IN TIME

Reduces Running Time of the Chicago-Denver Trains Two Hours

The effect of the speed war which has been inaugurated between the Chicago-Denver roads will be noticed in a small degree in this city, commencing day after tomorrow. The Burlington has issued a new time card, taking effect on Sunday, September 12, at 12:01 a. m., which makes a number of very important changes in the running time of its trains. The time between Chicago and Denver is reduced two hours by the new card, a corresponding change being made in the running time of east bound trains. This has been met by the Northwestern, which announces a like reduction and a cut to a flat twelve hours of its Chicago-Omaha trains. The end of the war is not in sight, as it seems to have just started.

The changes in west bound trains which effect this city are in No. 15, the train now due here at 8:08 a. m. Commencing Sunday morning, September 12, this train will leave for Omaha and Lincoln at 8:16 a. m., eight minutes later than now. It arrives in Omaha at 8:50. No. 1 is also changed a few minutes, going through here at 5:45 a. m. This train does not stop here, however. Going east, train No. 6, now due here at 8:08 a. m., will leave on Sunday morning, September 12, at 7:53 a. m., fifteen minutes earlier than now. It leaves Omaha at 7:20 a. m. No. 2 will leave for the east at 5 p. m. instead of 5:02 as now, a change of two minutes earlier. No. 26, the Schuyler from Omaha, will arrive at 4 p. m., five minutes later than now, and leaves Omaha on the same time as at present.

These changes are all that affect Plattsmouth. No. 14 leaves Omaha on the same time as at present—

8:30 p. m.—and arrive here at 9:25 p. m. The revised time card is as follows:

GOING WEST.
No. 1 Denver and west... 5:45 a. m.
No. 15 Omaha and Lincoln 8:16 a. m.
No. 13 Schuyler and west... 3:20 p. m.
No. 23 Omaha 1:58 p. m.

GOING EAST.
No. 10 Chicago and east... 3:02 a. m.
No. 6 Chicago and south... 7:53 a. m.
No. 4 Iowa local 9:54 a. m.
No. 92 Pacific Junction ... 1:12 p. m.
No. 2 Chicago and south... 5:00 p. m.
No. 20 Pacific Junction ... 2:40 p. m.
No. 26 From Omaha 4:00 p. m.
No. 14 Pacific Junction ... 9:25 p. m.

As noted above, the speed war is spreading and this morning's Omaha Bee has the following additional information touching the proposed faster time of the roads which is of interest:

"The Union Pacific has met the cut in running time announced by the Burlington between Chicago and Denver and has gone that road one better by speeding up the time of two of its trains, the change to be effective September 12.

"Some time ago the Burlington announced that its Nos. 1 and 6 would cut the running time two hours between Chicago and Denver. The Union Pacific, with its connections at Omaha, the Northwestern and Milwaukee, will run two trains a day each way in twenty-seven hours and thirty minutes.

"A speed war was anticipated when the Burlington made its announcement, as it was known that the Union Pacific, with its double tracks, could make the time. The Milwaukee and Northwestern have relieved that road of most of the extra speed by hurrying up the Omaha-Chicago trains a couple of hours."

Death of Fine Man.

The following clipping from the Burlington (Ia.) Evening Gazette refers to the death of a brother of Mrs. Columbus Neff of this city. The death of this estimable young man occurred last Tuesday morning. In her grief at the loss of her beloved brother, Mrs. Neff has the sincere and heartfelt sympathy of a great number of good friends and acquaintances in this city and vicinity: Edward Adam Ertz, carriage painter at Wehman & Ebert's, passed away at 11:20 o'clock this morning at his home, 502 Vine street. Heart trouble caused by typhoid fever was the immediate cause of death, although his illness had lasted over a long period. He was born June 26, 1879, and is survived by his widowed mother and the following brothers and sisters: Joseph, John, Frederick of Burlington, Charles of Windsor, Canada; Henry of Monmouth, Mrs. Mollie Stepp of Burlington and Mrs. Columbus Neff of Plattsmouth, Neb. Deceased had been employed at Wehman and Ebert's until illness caused him to give up his work.

O'Day Goes West.

T. J. O'Day packed the Nehawka Register plant and shipped it to Malden, Wash., where he will publish a paper, Nehawka for a time will be without her booster, but it is more than likely some one with visions of a fortune in it, will locate a plant there and again inform the people of that place that what they should do is to pasture their cows out of town and build cement walks. Nehawka may not be of sufficient size to support a newspaper, but she has a set of business men who are the real article, and while they may be stubborn enough to want their own way, yet they are a generous, whole-souled bunch of citizens. We used to think that Nehawka people paid their newspaper debts better than any other locality, and those are the boys that oil the machinery. We wish Mr. O'Day good luck. We understand he has a splendid opening, and we know that he can hustle the news.—Weeping Water Republican.

John Janda Doing Well.

John Janda, formerly street commissioner, but now engaged in farming near Lawrence, Neb., is in the city visiting relatives and meeting friends. John states that he is thoroughly well pleased with farming, and will not go back to any other occupation. He has had good luck and met with much success, despite a bad hail storm which has swept over his land. He says his corn will make about forty bushels to the acre, which is very good under all conditions. Spring wheat was badly damaged by the hail and fruit east of him was also destroyed. Despite this he says the people through that section have done as well as they do in any part of the country, and have no kick coming. John will remain several days and meet old friends.

Suffers Severe Injuries.

Charles S. Forbes several days since had the misfortune to suffer a fall which resulted in the breaking of a rib and the fracture of another. Returning home in the night he stumbled over a basket of apples which were setting just in front of the door, the fall throwing him from the porch and causing the injuries. Owing to the darkness he was unable to see the apples in time to prevent stumbling over them. This is the first serious injury Mr. Forbes has suffered since his connection with the Burlington, a period of twenty-seven years, and the attending surgeons state that it is fortunate his injuries are no more serious than they are. It will take some time to recover.

To Be Operated On.

Councilman Frank Neuman was a passenger for Omaha this morning, going up to be present at an operation which is to be performed today on his daughter Ella. The young lady was taken to a hospital in that city last evening by Dr. E. D. Cummins, and last night the latter telephoned Mr. Neuman to the effect that an operation was necessary, and that he had probably better be present. This will be the second operation the young lady has had to undergo, having had a previous experience of her illness which necessitated an operation.

Miss Claire Dovey was a passenger this morning for Omaha on the early Burlington train.

Thomas Waxed Wroth.

One Thomas Murray came in last night on the midnight M. P. train from the jungles of South Omaha and bethought him he would travel to the Perkins house and seek repose on one of Mine Host Cory's downy couches. With such a commendable object in his head and other things of a more excitable nature in his stomach, he hurried to the hostelry which had closed for the night all unbeknowns of Thomas. This state of affairs made Thomas peevish in the extreme and he rattled upon the massive oaken doors in an effort to arouse some one who had a key. His first effort proving vain, he renewed the effort with more strength than before, and added to it strong, coarse, manly voice which had echoed and re-echoed amid the limestone quarries of Nehawka for lo! these many years. This failing to produce the desired results Thomas proceeded to unload a vocabulary full of profanity with many strange oaths and much obscenity mixed therein. Furthermore, Thomas threw the boots into the door with violence and vigor, and announced his intention of "kicking the door in." This last had its due effect and the proprietor speedily opened up and allowed Thomas to come in and tell what he thought of the way said hostelry was conducted, which he did with all the refreshing breeziness for which the strong men of the Nehawka quarries are noted. Eventually he departed some quieter and doubtless secured a room elsewhere, but those in the house remained in fear and trembling the remainder of the night expecting another assault from the mighty Nehawkan.

Gospel Army Mission.

A Gospel Army mission is to be organized and opened in this city, Major W. R. Flemke being the prime mover in the scheme. Major Flemke will be recalled as having spoken in this city several times on his experiences in Russia and other foreign countries. A meeting was held yesterday afternoon at the Perkins house, at which the organization was tentatively formed. It was decided to incorporate under the law, the following trustees being selected: Bedford B. Warthen, Jesse P. Perry, Mary L. Warthen, William R. Flemke. The meeting decided to buy or lease a suitable church or hall in which to hold meetings. The meetings are to start about October 15.

Cory Buys Cozy Corner.

The Cozy corner, Tom Troop's cigar store at the corner of Third and Main streets, has changed hands, Mr. Troop selling it to John Cory, proprietor of the Perkins house and retiring from the business. Mr. Cory expects to reopen the place on Saturday evening, September 11, after having thoroughly overhauled the place and restocked it with new goods. He will devote his entire time to running the place, having decided to resign as night policeman on Saturday evening. That he will make it a success goes without saying, as he is thoroughly experienced in various lines of business and is a well known and popular man. He solicits the business of his many friends, and all of the old customers of Mr. Troop, and assures them of prompt and courteous treatment. He will handle a full line of cigars, all of local manufacture, and also a line of smoking and chewing tobacco, confectionery, and the like.

Makes a Fine Showing.

Police Judge Archer has compiled his monthly report for the month of August, and it shows a very quiet state of affairs in police circles. He only had four culprits before him during the month and none of them had serious charges against them, two paid fines and in two cases the fines were suspended and the parties permitted to leave town. This shows an unusually nice state of affairs for a city so large, and makes a decidedly favorable comment on the general good character of the community.

Buys Store Buildings.

J. I. Corley purchased this week the brick block owned by Henry Eiting. It is the property now occupied by Mr. Corley and the room in which the H. T. Fischer harness shop is located. The purchase price was \$3,200, and is a very reasonable figure.—Weeping Water Republican.

MANDAMUS CASE STARTS TROUBLE

Judge A. N. Sullivan Files Sensational Paper in Suit of C. W. Baylor vs. Claud Butler

A. N. Sullivan this morning filed a mandamus case in District Clerk Robertson's office which contains some allegations scandalous in their nature and which will lead to a lively time this afternoon when the case is set for hearing before Judge Travis. The case in which the allegations are made arises out of the now notorious garnishment case of Baylor vs. Butler. This case, it will be recalled, was started in May last by Attorneys Ramsey & Ramsey for C. W. Baylor, the coal merchant, before Judge M. Archer of this city, Baylor seeking to recover judgment for coal sold the defendant, Claude Butler, and also garnishing the C. B. & Q. railway, for which corporation Butler was working. The usual causes for attachment and garnishment were alleged. The case was taken on change of venue by the defendant Butler to the nearest justice, which in this case happened to be Fred Patterson, justice of the peace of Rock Bluff precinct. Here the defendant filed a motion to dissolve the attachment and garnishment, alleging in support of his motion that he was the head of a family consisting of a wife and four children, and supporting his motion by the affidavits of himself and Superintendent Baird of the local Burlington shops. On the hearing before Patterson the testimony of Baylor was taken and the justice refused to dissolve the garnishment and overruled the motion of the defendant. The case was then taken to district court by Sullivan as attorney for Butler.

In the due course of time Sullivan prepared what purported to be a bill of exceptions in the case contained his recollection of the testimony as given by Baylor, and on July 16 served same upon Messrs. Ramsey & Ramsey, attorneys for Baylor. They returned it to him and refused to sign it on the grounds that the testimony as set out was untrue and incorrect. The petition of Sullivan, filed this morning, states that they did not state wherein it was incorrect. The petition further goes on to state that Sullivan had asked the respondent in the mandamus case, Justice of the Peace Patterson, to correct the same and that he refused so to do.

The petition for the mandamus goes on to state that the grounds upon which the original suit was brought and garnishment made were untrue and alleges Butler's wages as exempt. It then launches into a series of sensational charges against the attorneys for Baylor characteriz-

ing their conduct in refusing to sign the purported bill of exceptions as "corrupt, malicious and collusive and solely for the purpose of depriving the relator (Butler) of his constitutional rights to have a rehearing in court," and further goes on to allege that Baylor's attorneys have "full control and influence over the respondent (Patterson) and corruptly used his influence for said unlawful purpose." The petition further states that mandamus is the sole and only relief the relator has in the premises, and the prayer asks that a writ of mandamus issue to Patterson to allow said bill of exceptions as prepared by Sullivan.

The petition asking the writ is verified by A. N. Sullivan as attorney for Butler, who is stated to be absent from Cass county. After it was filed Judge Travis made an order setting the matter down for hearing this afternoon at 2 o'clock.

The respondent filed the affidavit of C. W. Baylor, alleging that Butler is a non-resident of Cass county, this being in support of a motion for security for costs which Patterson's counsel filed at once. This will be argued this afternoon.

County Attorney Ramsey, who is the principal attorney for Baylor, who refused to sign the purported bill of exceptions, states that if Sullivan could be reached, he would instantly institute suit against him in damages, but as he could not collect anything he did not consider he would take that course regarding the scandalous allegations of the petition. He denied in toto anything that savored of corruption or influence in the hearing of the case before Patterson, and denounced Sullivan's allegations in scathing language.

Other parties who claim to be familiar with the facts state that the case was decided by Patterson solely because the attorney for the defendant Butler failed to allege and set up that the money garnished was exempt under the law. On the testimony there was no doubt of the bill being owing and without pleading the exemption, no course was left the justice save to decide as he did.

The hearing of the case will be attended without doubt with verbal fireworks unless Judge Travis compels all parties to restrain themselves. In addition there is a likelihood of other steps being taken by the parties considering themselves aggrieved in the serious charges which Sullivan has made and the end of the proceedings seems far away.

Blunt Brings Big Suit.

Jesse F. Blunt, who was injured by a fall from a locomotive on March 21 of this year, has filed suit in the office of District Clerk Robertson against the Burlington for fifteen thousand (\$15,000) dollars damages. The petition which is quite extensive, alleges the due incorporation of the C. B. & Q. railway and sets forth the usual allegations concerning the duty of the company to furnish its employes with proper and safe appliances with which to operate its railroad and trains. The petition goes on to set forth that on March 20, 1909, the plaintiff was employed by the defendant in the capacity of a locomotive fireman, and that on March 21 he was engaged in filling the sand dome of engine 1979 from the sand bin at McCook, Neb. He alleges that the engine was started suddenly and with a jerk and that the shock threw him from the top of the locomotive to the ground, a distance of twelve feet. He alleges that his knee cap was dislocated and injured, and that the injuries so complained of are permanent and destroy his ability to make a living. He also alleges that the hand, or guard rail, on the engine was loose and that by reason of this he was unable to save himself from the fall. He is described as a stout, healthy man of the age of 35 years, and the prayer of the petition, after reciting

the several items of cost which the injury occasioned him, such as nursing, medical attendance, etc., places the damages at \$15,000. Blunt has been off duty ever since except for a few days, when he made a trip to McCook, and it was understood he was to return to work, but did not do so.

Frank Dunlop Sued for Divorce.

Augusta Bowen Dunlop has brought suit for divorce from Frank H. Dunlop on the ground of desertion. Dunlop cut quite a dash here a few years ago, but got into trouble, and later followed this with experience at Kansas City and Denver that brought about his conviction for fraudulent work.—World-Herald.

Dunlop will be recalled by many here, he having visited in the city sometime ago.

Victor Anderson Quite Ill.

The condition of Victor Anderson, who has been so ill for several weeks past, is reported today as being quite serious. The young man is reported as suffering from a complication of complaints and as being quite weak. His friends, who are a great many, unite in the hope that he will speedily rally and soon become himself again. He is in the hands of a trained nurse and is receiving every possible attention.

Henry Falls Asleep.

One Henry Martin, an employe of the Nehawka stone quarries, yesterday journeyed to Nebraska City, and while there visited sundry and divers palaces of dissipation and sin, stowing away large and copious quantities of assorted liquors and things principally liquors. In the after hours of the day, when Old Sol in his pristine glory shed his rays from the western sky, Henry bethought him of home and his bunk amid the limestone hills of Nehawka, and boarded the fast-to-the-track limited on the M. P., thinking that soon Morpheus would gather him in his arms and in the quiet village of Nehawka, where original sin never enters, he would slumber peacefully away his Nebraska City jag. But, alas and alackaday! the sleep god got to Henry before the town of Union, where he should have transferred his load, was reached, and he came on to this city, where several stalwart and stout gentlemen yeelped one conductor and one brakeman unloaded Henry and his package on the platform. Then sped the train merrily away toward the jungles of South Omaha, leaving Henry loudly wailing his hard luck and heaping curses upon the day he was born. Indeed, the longer Henry thought over the fruitless results of his dash for the pole, the stronger he became and anon he gave vent to thoughts about what he would do to the Missouri Pacific Railroad company and its property. War and arson breathed through his nostrils and squirted in great jets from his mouth. He waxed even stronger and began to make suggestions as to what was about to take place with the agent of said corporation until he had that individual in a state of alarm as well as siege. Agent Norton wanted to go to supper and he was afraid to go in the dark, hence he called up the police and requested them to slough Henry. El Chieftain Toro Amick at once raided Henry and hauled him away to the donjon keep, where he reposed at intervals the whole night long. This morning Henry was haled before Judge Archer, who has dealt out even-handed justice for lo! these

many years. The latter, learning that Henry had imported his jag from Nebraska City, proceeded to read him a lecture upon the folly of going to that place for a load when Plattsmouth had some really fine goods for the people, and gave him one simoleon and trimmings worth of his celebrated brand of justice. Henry was permitted to return to his hard labors in the Nehawka quarry upon a promise to always stay in Nebraska City—a fearsome punishment, but one well suited to the occasion. And all this happened after 8 of the clock.

Prove Their Honesty.

Last week two Weeping Water young men, Jefferson Stout and Everett Baldwin, went to Lincoln to take in the Buffalo Bill shows. They got in a crowd and a Lincoln citizen who was jostled around, discovered he had been robbed of \$15. He had noticed the boys next to him and had them arrested and duly incarcerated in a place where it is hard to see a Buffalo Bill show. They had a hearing Thursday morning and the boys had no trouble clearing themselves of the charge, establishing a reputation that allayed all suspicion in the eyes of Judge Bacon, who tried the case, and they were discharged. J. W. Colbert, Charles Bird and Mrs. Russell were witnesses present. The boys, of course, are rather sore over the affair and who wouldn't be to be arrested for picking pockets, put in jail, and then have the newspapers speak of them as from the country. Never mind, boys; don't think hard of the old soldier who prosecuted you, but think how good that Bacon was.—Weeping Water Republican.

James Shannon of Lamar, Colo., who had been in the city for several days making a visit with J. C. Petersen and family, departed last evening for Chicago and Canada, where he is called by business matters. Mr. Shannon will be remembered by many of the older residents of the city, having been a former resident and a brother of John Shannon, the well known liveryman of earlier days.