

STATE MAKES STRONG CASE AGAINST M'CANN IN LOUISVILLE ROBBERY TRIAL

Defense Calls Only a Few Witnesses and the Attorneys Begin Their Closing Arguments About 10 O'clock This Morning

From Saturday's Daily.

The trial of Frank McCann for participating in the blowing of M. Tritsch's jewelry store, continued to hold the right-of-way in the district court yesterday and today. The state got all of its direct testimony before the jury Friday night and it succeeded in weaving a chain of evidence about the defendant that seems to a layman insurmountable. The presence of the three men now in court at the place of the crime has been proven beyond all question, the three men having been seen about the elevator at Louisville as late as 10 o'clock on the night before the robbery was committed, and a part of the trays and tags from the Tritsch safe were found near the same spot the next morning.

Gus Thimgan was the first witness produced by the state yesterday morning. He testified to the condition of his team on the morning of September 28, being covered with sweat and dirt. The harness had been used, the harness for the "right" horse of two different sets having been used. The carriage of Mr. Hill was described by himself as having the right hind wheel making a track running irregular in and out. Some of the wadding had been taken from the cushion. Mr. Thimgan tracked the buggy by the irregular track to Wabash and back again to Mr. Hill's lot.

Mrs. Thimgan testified positively to having seen McCann and Doud near their barn on the evening of September 27.

Tim Schlater saw the three men on the afternoon of September 28 in John Burns' saloon in Louisville. T. C. Amick identified McCann as having been in his place of business on the afternoon of the 28th. John Koop testified that he saw McCann pass the Tritsch store about 7 o'clock on the evening of September 28. Mrs. Masters identified the three men positively, and stated that she lived near the elevator north of the Burlington station in Louisville, and that she saw the men from 9:30 in the morning to 10:30 at night about the elevator.

A. R. Noble, Burlington conductor on No. 29 and 30, saw McCann and Doud at the elevator in Louisville and identified them in the court room as the two men he saw there from 2:30 to 5 o'clock p. m. the day of the 28th of September. He noted their singular actions at the different times that he saw them.

George Schultz and Mabel Ossenkop were at the Ossenkop place of business and left it between 12 and 1 o'clock the night

of the robbery and saw three strangers walk down the middle of the street toward the Tritsch store; the darkness prevented identification, but the size of the men corresponded with that of the three men in court, two large and one short.

The section boss of the Burlington testified that on the morning of the 29th of September he missed from his station a railway bicycle car, which was in bad repair, the rim of one wheel being broken off. On the car was the number 513 C, B, & Q.

A woman residing near the Rock Island track in South Omaha, Mrs. Hudisek, testified that about 5 o'clock one morning several weeks ago she saw two and possibly three men pass her home on a bicycle car. It was just getting daylight and she could not describe the men. The woman had seen and talked with Mr. Ellis on a Sunday after the incident and related the same to him.

Mr. Thomas, section foreman at Albright, and his brother then testified to finding on October 8, in the weeds by the side of the Rock Island track, a rifle and a half from Albright, a bicycle car with the letters on it C, B, & Q, 513; one wheel had the rim off and the car was in bad repair. Near the place, some fifty feet from the track, were found by the witness the parts of jewelry trays, brought into court the day before by Z. M. Ellis, the Omaha detective who worked up the evidence for the state. Mr. Thomas did not disturb the articles until later, when Mr. Ellis went with him to the spot and they gathered the material and tags together. Witness turned them over to Mr. Ellis and had not seen them since until shown the exhibits in court.

Dan Thomas, a brother of the last witness, was then placed on the stand and told of finding the tags and jewelry cases near the tray. On cross-examination he was asked to tell the jury how he knew the articles were the same turned over to Mr. Ellis, when the witness stated that there was a name on one of the cards. The package was examined again and one bearing the name "Eugene Oehlerking" was produced. The witness stated that was the name he saw on the card on the 8th and 13th of October when he found the tags.

Z. M. Ellis of Omaha was then sworn and testified to having gone to South Bend and Louisville as agent for the Nebraska and Iowa Bankers' Protective association on September 30. At South Bend he

procured some of the wadding from the buggy cushion of Mr. Hill, and at Louisville found some of the same material near the store of Mr. Tritsch and at the elevator where the men had been on September 28. On cross-examination Mr. Ellis stated that he had been doing detective work for the past two years for the Bankers' association. The witness was at Louisville again on October 8, and on the same day was in Albright and got the articles introduced in evidence, which had been identified by Mr. Tritsch as having been in his safe on the evening of September 28.

Sheriff Quinton was next sworn and asked where he first met the defendant, McCann, and he replied that he met him in Omaha September 30, when he effected his arrest in front of Sargent's saloon. At the time he was arrested witness found on him the stick-pin identified by Mr. Tritsch yesterday as one just like he had in his safe the night before his safe was blown, and which he had not seen since until introduced in evidence. Sheriff Quinton stated that the pin was being worn by McCann in his tie when he arrested him.

Sheriff Quinton testified that he had measured McCann's foot and that of Doud also, by placing a shoe worn by them on a piece of paper and running a lead pencil around the sole. And a stick which August Thimgan had brought in, corresponding with the length of a shoe print about his premises on September 28, corresponded very nearly with the measurement made by the sheriff.

At the close of the state's direct testimony the defense placed a witness on the stand who testified that he was with McCann during the three days of September 27, 28 and 29, and that they were in Omaha all of that time. The court then took a recess until this morning at 9 o'clock.

This morning the defense put on but three witnesses. The sheriff was called and asked if he had taken McCann's picture, which he stated he had done since his arrest. Clerk of the Court Robertson was sworn and testified as to the date of McCann's arraignment.

The testimony was all before the court at 10 o'clock and the jury was excused from the room for a short time until the instructions could be prepared. The court then read the instructions to the jury and the attorneys argued the case at length.

As the Journal goes to press the closing argument for the state is being made by Judge Slabaugh. Attorney Britt made a strong speech in favor of his client, and stated to the jury that he had never tried a case where so strong a web of circumstances had been woven about a defendant. He also complimented Judge Slabaugh by saying that he was one of the strongest prosecutors in the state. County Attorney Taylor and Z. N. Ellis, agent for the banking as-

- Men's white hem-stitched handkerchiefs 5c
- Men's fine gauge black or tan hose 10c
- Men's plain white initial handkerchiefs 15c
- Men's silk handkerchiefs with plain colored borders and silk initials 25c
- Men's garters in fancy Christmas boxes 25c
- Men's silk four-in-hand, string or made up ties 25c
- Men's pure silk hose in assorted shades 25c
- Men's pearl tie holders, stick pins and cuff buttons 25c
- Men's Fitnek mufflers, all shades, in neat Christmas boxes 25c
- Men's suspenders in hand some Christmas boxes 50c
- Necktie Stirrups (Keeps his ties hung up) \$1.00

"U"

Yes You,

who are reading this ad now, You, like most everybody else, are puzzled to know what to buy for Christmas gifts. As to your men and boy friends we can help you out. We have 101 useful things that he needs and would appreciate. Before you lay aside this paper look carefully down the list we offer and note the reasonable prices. Shop by phone if you can't get down. Our number is 150.

- Men's combination sets of suspender, garters or belts \$1
- Men's fine dress shirts \$1
- Men's Holeproof Sox (6 pair guaranteed for 6 months) \$1.50
- Men's Manhattans \$1.50
- Men's fine gray flannel shirts, with military collar \$1.50
- Men's full dress mufflers, white satin lined \$2
- Men's smoking jackets \$3
- Men's bath robes (full length with cord and tassel) \$5
- Men's fur caps \$3
- Men's seal caps \$10
- Suit cases and hand grips \$15 down to \$1
- Men's suits and overcoats \$20 to \$40 (Quality Line)
- Others \$5 to \$18
- Men's fur coats \$29 down to \$16

C. E. Wescott's Sons

ALWAYS THE HOME OF SATISFACTION

sociation, were also complimented by Mr. Britt for their efficient work.

LOCAL NEWS

From Saturday's Daily.

Mrs. Luke Wiles Entertains.
A number of friends were most enjoyably entertained at the pleasant country home of Mr. and Mrs. Wiles, west of the city, Friday. The occasion was in honor of Mrs. Maud Test of Mitchell, S. D. The guests had a most delightful time, indulging in social conversation. At the noon hour a dinner fit for a king was served by Mrs. Wiles, assisted by her sister, Mrs. Joe Wiles, to which all did ample justice. Those who enjoyed the hospitality on this occasion were: Mrs. Maude Test, guest of honor; Mrs. Charles Barnard, Mrs. John Swartz and daughter and two sons, Mrs. Ghas. Manners, Mrs. Ted Wiles and daughter, Mrs. Ed Spangler and Mrs. Joseph Wiles. Late in the evening all departed for their homes, voting Mrs. Wiles a royal entertainer.

Returns From Hospital.
August Roessler, who has been at the Immanuel hospital in Omaha for the past nine weeks, returned to Plattsmouth today. He was accompanied home by his wife, William Budig and Ed Ackerman. Mr. Roessler has had a long seige with a broken hip, caused by an unfortunate accident nine weeks ago. The injury has been very slow in healing. Mr. Roessler cannot yet bear any weight on his leg, but as the healing process has proceeded far enough that nothing further can be done for him at the hospital he much preferred being at home. His numerous friends in the city are glad to see him back and hope that his recovery from this on may be rapid.

For Sale.
Don't stop coming after those fine chickens. We had a big lot to draw from. Still have several left. The price is 50c each, picking choice of pullets or cockrels. J. M. Young, Upper Chicago Ave. 12-1314wkd.

Christmas Tree.
Reserve Friday evening, December 22, for the Christmas tree and program at Rock Creek school, district 6, seven miles south of Plattsmouth.
Doire Barkhurst, Teacher.

Lig Brown of Kenosha was in Plattsmouth today, accompanied by L. B. Tucker, Miss Della Tucker and Miss Glen Haley of Iowa. Miss Haley has been visiting relatives at Kenosha for a month and departed for her home this morning. Lig reports everything lovely in the neighborhood of Kenosha.

LOCAL NEWS

From Saturday's Daily.

Glen Vallery, from near Murray, drove in from the farm today and boarded the fast mail for Omaha.

Mrs. Henry Steinhauer was a passenger for Omaha on No. 15 this morning, where she spent the day with friends.

G. Neff and wife were passengers to Omaha on the morning train today, where they spent the day with friends.

Brown Miller and wife of Glenwood, Iowa, are in the city and will spend Sunday with Harry Smith and wife.

R. G. Bailey and son, Morris, drove to Plattsmouth this morning and boarded the early train for the metropolis.

Judge Beeson yesterday issued a marriage license to Edward Rosenow and Miss Marie Oehlering, both of near Murdock.

John Hennings and William Keil of near Louisville visited in Plattsmouth today, coming down on No. 4 to look after business matters.

John McNurlin returned from his farm near Cedar Creek this morning, where he had been to look after business affairs for a short time.

Miss Gladys Steinhauer, accompanied by her guest, Miss Ola Kaffenberger, were Omaha passengers this morning, where they spent the day.

Ernest Stenner and his mother and aunt, Mesdames Stenner and Cowels, went to Omaha on the morning train today to spend the day with friends.

Adam Meisinger of Cedar Creek came down on No. 4 this morning to visit Plattsmouth friends for the day and to attend to the week-end shopping.

Mrs. F. J. Warren and daughter, Ethel, of Carson, Iowa, visited Mrs. Warren's parents, A. W. Smith and wife, over night, returning to her home this morning.

Henry Inhelder and wife of Cedar Creek visited Plattsmouth friends for the day, having come to the county seat to look after business matters for a short time.

J. D. Cook and wife and two sons of Ord, Neb., who have been visiting relatives in the western part of the county, arrived in Plattsmouth last night and will be guests of Mr. Cook's brother, C. E. Cook and family.

Z. N. Ellis, a secret service man of Omaha, who assisted the state in working up evidence against the safe-blowers, and who has been in the city for two days, departed for his home this afternoon.

Tom Fulton in Town.

From Saturday's Daily.

Thomas Fulton, the Nehawka blacksmith, came to Plattsmouth last evening and was a guest of the Perkins hotel over night. Mr. Fulton was called to the county seat to look after some important business matters, and dropped in at the Journal office to renew his subscription to this great family necessity for another year. Mr. Fulton is one of the progressive business men of the thriving village of Nehawka, and makes it a point to be up with the times in all lines of his work.

Clarence Sentence Reduced.

From Saturday's Daily.

Clerk of the Court James Robertson has received from the clerk of the supreme court a mandate to the district court of Cass county modifying the sentence and judgment of this court in the case of the State vs. John Clarence and reducing the sentence from ten to two years. The case has been twice tried in the district court and twice in the supreme court, and after a hard contest the defendant has been successful in getting a short sentence.

Shooting Match.

M. G. Churchill says he is going to pull off the shooting match of the season in Murray on December 20. It will be a blue rock shoot and there will be plenty of game and plenty of sport for every class of shooters. If it is a good time and a fine Christmas bird you are looking for, make it a point to attend this shoot.

CONFETTI BALL.

Given by the "Just for Fun" club of Omaha at Coates' hall. This is a novelty dance and the first time introduced here. Cash prizes to be given away. Everybody invited and a good time assured all. Admission, 50c per couple; 25c extra lady.

Hogs Wanted.

Will pay the market price for hogs weighing from 80 to 150 pounds. See J. P. Falter, Coates' block.

For Sale.

A first-class 160-acre Cass county farm. Terms reasonable. J. M. Leyda, Plattsmouth.

Everyone should bear in mind the Burlington band concert Thursday night, December 28. It will not only be a grand musical treat, but your attendance will materially aid the boys in a most worthy object, that of buying new uniforms.

Mrs. Charles Hartford visited the metropolis this afternoon for a short time between trains.

OPENING EVENINGS UNTIL CHRISTMAS

OUR SPECIAL SALE

OF \$20.00, \$22.50, \$25.00 AND \$30.00 SUITS AT

\$15

has created quite a stir. The clothes we're offering are mostly from *Hart, Schaffner & Marx*—you know how well these clothes wear, and you know what they usually cost. This sale ends Saturday night of this week. They're going fast—come today.

XMAS THOUGHTS

We suggest the following list of useful gifts for men:

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|---------------------|----------------------|
| Bath Robes | Knitted Mufflers |
| Smoking Jackets | Suspenders |
| Umbrellas | Garters and Armbands |
| Traveling Bags | Linen Handkerchiefs |
| Suit Cases | Tie Rings |
| Parker Laundry Bags | Collar Bags |
| Interwoven Sox | Neckwear |
| Everwear Sox | Combination Sets |
| Pure Silk Sox | Silk Mufflers |

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Manhattan Shirts